

MINUTES - MORRO BAY CITY COUNCIL  
REGULAR MEETING – APRIL 11, 2017  
VETERAN'S MEMORIAL HALL – 6:00 P.M.

AGENDA NO: A-4  
MEETING DATE: May 9, 2017

PRESENT:	Jamie Irons	Mayor
	Robert Davis	Council Member
	John Heading	Council Member
	Matt Makowetski	Council Member
	Marlys McPherson	Council Member
STAFF:	Dave Buckingham	City Manager
	Joe Pannone	City Attorney
	Dana Swanson	City Clerk
	Ikani Taumoepeau	Deputy City Manager
	Craig Schmollinger	Finance Director
	Rob Livick	Public Works Director
	Scot Graham	Community Development Director
	Jody Cox	Acting Police Chief
	Eric Endersby	Harbor Director

ESTABLISH QUORUM AND CALL TO ORDER

The meeting was called to order at 6:06 p.m., with all members present.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION - None

CLOSED SESSION REPORT – No Closed Session Meeting was held.

MAYOR AND COUNCIL MEMBERS' REPORTS, ANNOUNCEMENTS & PRESENTATIONS  
CITY MANAGER REPORTS, ANNOUNCEMENTS & PRESENTATIONS

PRESENTATIONS

<https://youtu.be/E7ACbPATyks?t=20m36s>

The RISE Sexual Assault Awareness Month Proclamation was presented to Megan Revoire, the Outreach and Events Manager for RISE.

PUBLIC COMMENT

<https://youtu.be/E7ACbPATyks?t=28m5s>

Julie Neva from Pacific Diagnostic Laboratories provided the business spot. Pacific Diagnostic Laboratories is an outpatient lab located near The Dollar Store and Albertson's. They accept Medicare, Medi-Cal, and all three Covered California plans. They do not accept CCPN or Physicians Choice HMOs. They are owned by Cottage Health Systems in Santa Barbara and partner with the Mayo Clinic.

Maria Villalvazo, parent of a Morro Bay High School (MBHS) student, invited the public to attend a Cinco de Mayo fundraiser on May 5<sup>th</sup> from 4:00 – 7:00 p.m. at MBHS. The event will help raise scholarship funds for English learners who want to continue their education after high school.

Amelia Rivera, member of the English Learner Advisory Committee (ELAC), shared the Cinco De Mayo event will help raise money for student scholarships. Tickets are \$5.00 each and will be available prior to and at the event.

Meredith Bates, Morro Bay resident and member of Morro Bay Huddle, asked the City to produce documentation of its expenses, particularly funds spent on travel for staff and the Council.

Jen Ford, Morro Bay, announced tickets for the Cinco De Mayo event are available by contacting Chris Jones at MBHS, and a women's march to support Syrian refugees is planned on Thursday, April 13 at Mission Plaza. On April 29, the "Walk a Mile in her Shoes" event will be held in San Luis Obispo. Visit [www.womensmarchslo.com](http://www.womensmarchslo.com) for more information.

Julie Kliegl, Morro Bay, commented that speaking of millions of dollars for the sewer project is insensitive to economically challenged residents.

Sharon O'Leary, Community Resource Connections, thanked the City for its support of the Mobile Assistance and Services for the Homeless program (MASH), hosted at Veteran's Hall on February 27. The event was sponsored by the Department of Social Services and the data gathered will help provide services to those in need.

Cynthia Hawley, requested monthly expenditure reports for 2015 and 2016 and was concerned the City does not account for expenditures in that manner.

Ken Vesterfelt, Morro Bay, announced the 21<sup>st</sup> Annual Cruisin' Morro Bay Car Show on May 4-7. He was concerned about the increase in City fees this year and frustrated with not being able to use City signs for traffic control. He suggests the City partner to support the event.

The public comment period was closed.

Staff responded to concerns raised during the public comment period.

A. CONSENT AGENDA  
<https://youtu.be/E7ACbPATyks?t=57m48s>

Unless an item is pulled for separate action by the City Council, the following actions are approved without discussion.

A-1 RISE SEXUAL ASSAULT AWARENESS MONTH PROCLAMATION;  
(ADMINISTRATION)

**RECOMMENDATION: Approve as submitted.**

A-2 STATUS REPORT ON PARKING IN-LIEU FEE WAIVERS; (COMMUNITY DEVELOPMENT)

**RECOMMENDATION: Receive and file.**

A-3 ADOPTION OF RESOLUTION NO. 16-17 INITIATING PROCEEDINGS TO LEVY THE ANNUAL ASSESSMENT FOR THE NORTH POINT NATURAL AREA – LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT; (PUBLIC WORKS)

**RECOMMENDATION: Council adopt Resolution No. 16-17 ordering the preparation of an Engineer's Report detailing the expenses projected for Fiscal Year 2017-18 for the maintenance of the North Point Natural Area under the provisions of the "Landscaping and Lighting Act of 1972."**

A-4 ADOPTION OF RESOLUTION NO. 15-17 INITIATING PROCEEDINGS TO LEVY THE ANNUAL ASSESSMENT FOR THE CLOISTERS PARK AND OPEN SPACE – LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT; (PUBLIC WORKS)

**RECOMMENDATION: Council adopt Resolution No. 15-17 ordering the preparation of an Engineer's Report detailing the expenses projected for Fiscal Year 2017-18 for the maintenance of the Cloisters Park and Open Space under the provisions of the "Landscaping and Lighting Act of 1972."**

A-5 ADOPTION OF 2017-18 CITY GOALS AND PROGRAM OBJECTIVES; (CITY MANAGER)

**RECOMMENDATION: Council adopt the 2017-18 City Goals and Objectives, as presented.**

Council Member McPherson pulled Item A-5.

MOTION: Council Member Heading moved the Council approve Items A-1 through A-4 on the Consent Agenda. The motion was seconded by Council Member McPherson and carried unanimously, 5-0.

A-5 ADOPTION OF 2017-18 CITY GOALS AND PROGRAM OBJECTIVES; (CITY MANAGER)  
<https://youtu.be/E7ACbPATyks?t=58m39s>

City Manager Buckingham noted one item brought forward at the April 4<sup>th</sup> City Council work session was inadvertently left off the revised list provided in the staff report. The corrected document was provided to Council at the meeting and made available for public review.

MOTION: Council Member McPherson moved the Council approve Items A-5. The motion was seconded by Council Member Heading.

Council Member Davis brought attention to Goal 4, Objective G, regarding the Estero Marine Terminal Site and noted the Morro Bay Open Space Alliance website ([www.mbosa.org](http://www.mbosa.org)) provides good information regarding the possibilities for this property.

The motion carried unanimously, 5-0.

## B. PUBLIC HEARINGS

B-1 PUBLIC HEARING AND ADOPTION OF RESOLUTION NO. 11-17, WHICH RESCINDS RESOLUTION NO. 61-16 AND AMENDS AND ADOPTS THE COMPLETE 2017/18 MASTER FEE SCHEDULE; (FINANCE)  
<https://youtu.be/E7ACbPATyks?t=1h2m35s>

Finance Director Schmollinger presented the staff report and responded to Council inquiries. Staff noted a typographical error on page 35 of 76--the Janitorial Fee for group size 100-200 participants should be \$149/event, not \$1,149.

The public comment period for Item B-1 was opened.

Carole Truesdale, Morro Bay, expressed concern about the proposed fee increases and asked the Council leave the existing fees in place.

The public comment period for Item B-1 was closed.

There was Council support to approve the fee schedule as presented. Mayor Irons requested previously adopted resolutions and policies that identify the process for establishing fees be included with this item in the future.

MOTION: Council Member Davis moved the Council adopt Resolution 11-17, which rescinds Resolution No. 61-16 and amends and adopts the 2017/18 Master Fee Schedule, including the correction to janitorial fees in the Recreation Division noted during staff presentation. The motion was seconded by Council Member Makowetski and carried unanimously, 5-0.

### C. BUSINESS ITEMS

C-1 MARIJUANA POLICY OUTREACH AND SURVEY DISCUSSION AND DIRECTION;  
(CITY MANAGER)  
<https://youtu.be/E7ACbPATyks?t=1h44m9s>

Deputy City Manager Taumoepeau presented the staff report and responded to Council inquiries.

The public comment period for Item C-1 was opened

Adam Pinterits, Director of Government Outreach for Ethnobotanica, commented this subject has been on this Council's agenda several times and he has not heard any concerns expressed, Measure B in 2010 opposing medical marijuana dispensaries was defeated, and last year Proposition 64 passed in Morro Bay by 62.4%. He encouraged the Council to move forward with low-cost survey options and consider indications of local support for marijuana use.

The public comment period for Item C-1 was closed.

Council Member McPherson appreciated the opportunity to work with staff and review the draft survey. After attending a SLO County Mayors Meeting on this topic, she suggested moving forward with a public workshop to educate residents about the implications of various options. Council Member Davis agreed and suggested using the survey as a guideline to gather input, then prepare a draft ordinance and invite public comment on that document. There was Council consensus to proceed in this matter, bring results of the public workshop to one Council meeting for discussion, then craft an ordinance.

MOTION: Council Member Heading moved the City conduct no survey, conduct one public workshop similar to that held for goals, use the survey template to gather information, take results to a noticed meeting to discuss results, then craft an ordinance based upon that public input, no later than July 31, 2017. The motion was seconded by Council Member Davis.

Council Member McPherson suggested the deadline be moved to August 30, 2017. Council Member Heading amended the deadline to August 30, 2017. Council Member Davis seconded the amended motion.

The motion passed unanimously, 5-0.

The Council took a short recess at 8:32 p.m. The meeting reconvened at 8:44 p.m.

C-2 DISCUSSION AND POSSIBLE AWARD OF RFP AND APPROVAL OF CONDITIONAL  
CONSENT OF LANDOWNER PERTAINING TO LEASE SITE 87-88/87W-88W

LOCATED AT 833 EMBARCADERO (OFF THE HOOK); (HARBOR/COMMUNITY DEVELOPMENT)

<https://youtu.be/E7ACbPATyks?t=2h28m56s>

Community Development Director Graham presented the staff report and, along with Harbor Director Endersby, responded to Council inquiries.

The public comment period for Item C-2 was opened.

Madeline Moore, Central Coast Investments, felt her proposal was responsive and suggested complicated issues, such as parking, could be discussed further during negotiations. She noted her proposal included statements of interest from her bank to demonstrate financial capacity for the project.

Chris Parker, Morro Bay resident and architect for TLC, provided an overview of the proposed structure and layout, which provides a view corridor on both sides of the building.

George Leage, Morro Bay, spoke in support of the TLC project and Ms. Hanson's successful history as a waterfront business owner.

Cherise Hansson, Morro Bay, shared some of the key design elements of the TLC proposal, which are focused on family and maximizing public benefit. She stated finances are in place to complete the project.

Travis Leage, Morro Bay, added TLC had put together a project future developers will look at as the standard. He plans to be the contractor/developer, working with architect, Chris Parker.

The Council invited Ms. Moore and Ms. Hansson to the podium to ask additional questions.

The public comment period for Item C-2 was closed.

Following discussion, there was Council consensus to move forward with the TLC proposal, for staff to bring back refined proposal and recommended Consent of Landowner language that would include performance measures and project milestones for Council review and approval. Director Graham invited the Council to provide individual input regarding the proposed project to staff in the coming week.

Agenda Items C-3 and C-4 were continued to a future meeting.

C-3 REVIEW OF PREFERRED LAND USE ALTERNATIVES FOR THE GENERAL PLAN/ LOCAL COASTAL PROGRAM UPDATE AND REVIEW OF PROJECT TIMELINE AND FUNDING; (COMMUNITY DEVELOPMENT)

C-4 COUNCIL OUTREACH DISCUSSION AND DIRECTION; (CITY MANAGER)

D. COUNCIL DECLARATION OF FUTURE AGENDA ITEMS

<https://youtu.be/E7ACbPATyks?t=4h44m18s>

Council Member McPherson requested discussion of the potential financial impact of SB-1. There was Council support for this item.

Council Member Makowetski requested discussion of the Harbor Advisory Board's request for direction regarding working waterfront designation and Measure D language. There was full Council support for this item.

E. ADJOURNMENT

The meeting adjourned at 10:58 p.m. The next Regular Meeting will be held on Tuesday, March 14, 2017 at 6:00 p.m. at the Veteran's Memorial Hall located at 209 Surf Street, Morro Bay, California.

Recorded by:



Dana Swanson  
City Clerk