



AGENDA NO: A-1

MEETING DATE: April 6, 2017

CITY OF MORRO BAY

HARBOR ADVISORY BOARD

SYNOPSIS MINUTES

The regular meeting of the City of Morro Bay Harbor Advisory Board was held Thursday, March 2, 2017 at 6:00 PM in the Veteran's Hall, 209 Surf ST, Morro Bay, California.

ESTABLISH QUORUM AND CALL TO ORDER

Present:	Members:	Ron Reisner Neal Maloney Lynn Meissen Jeremiah O'Brien Gene Doughty
	Absent:	Bill Luffee Dana McClish
	Staff:	Eric Endersby, Harbor Director
	Liaison:	Councilmember Matt Makowetski

The meeting was called to order at 6:02 p.m., with all but Board Members Luffee and McClish present.

MOMENT OF SILENCE PLEDGE OF ALLEGIANCE

CHAIR AND ADVISORY BOARD MEMBER ANNOUNCEMENTS & PRESENTATIONS

<https://youtu.be/u2eDVkOo390?t=2m26s>

Ms. Meissen invited the public watch this weekend the Mustang Regatta which is Cal Poly's sailboat regatta in the bay with registrants coming from up and down the state.

Mr. Reisner announced the 28th annual Dixon's Spaghetti Dinner Fundraiser is March 17th at the Morro Bay Community Center from 5-7 PM. Also, on March 31 through April 2 Morro Bay Beautiful will sponsor the 14th Annual City-wide yard sale. Registration is available at the Morro Bay Chamber of Commerce. During the week following the yard sale, the Morro Bay Garbage Company will pick up 12 extra bags of trash for free. Larger items over 75lbs or items 4ft by 4ft will only cost \$10 each and will need to be scheduled for pick up by calling the Garbage Company at 805-528-7430.

PUBLIC COMMENT

<https://youtu.be/u2eDVkOo390?t=7m26s>

Lexie Bell, Executive Director, Morro Bay National Estuary Program (MBNEP), reminded the board every three years NEP puts on a "State of the Bay" series of events to educate the public on how the bay is doing. The first event starts April 1 which features a talk about clean water and will be held in the conference area above the Libertine Pub at 4-6 PM. Additional information can be obtained at the MBNEP website at <http://www.mbnep.org/>.

Ms. Bell also provided background and commentary regarding the recent report release by the MBNEP regarding the eel grass situation in Morro Bay Harbor.

A. CONSENT CALENDAR

<https://youtu.be/u2eDVkOo390?t=12m26s>

MOTION: Mr. Doughty moved the February 2, 2017 Harbor Advisory Board minutes be approved as submitted. The Motion was seconded by Mr. Maloney and carried unanimously.

HAB Chair Reisner requested item C-3 be moved to the beginning of the Business item agenda and be heard after the consent calendar and with all board members in agreement.

C-3 Update from the Eelgrass Ad-Hoc Committee on Committee's Recent Activities

<https://youtu.be/u2eDVkOo390?t=13m28s>

Ms. Meissen stated the committee had a meeting, where Mr. Maloney brought a report from Mr. Bob Fowler and asked Mr. Maloney to discuss the report.

Mr. Maloney gave an oral presentation on a report that was provided by Mr. Fowler who is currently the leaseholder of a water lease on the Embarcadero and just completed a construction project that required eel grass studies. The interesting highlights of the report were a paragraph in the 2016 survey which states:

An important additional finding from the projects surveys is eelgrass being found to be significantly more abundant than 10 years ago, in the same area. Different mapping method were used across surveys but the results indicate eelgrass underwent an approximate 250% increase in abundance between 2006 and 2016, in comparing the same areas between years. The increase in the dock area, relative to the same control areas surveyed in 2006 and 2016, represents well over 600% increase over the past 10 years. Eelgrass increased more in the dock area than in the control areas on a relative basis.

Mr. Maloney further stated this report is not a representation of the entire bay.

Mr. Doughty explained that Mr. Fowler's eelgrass mitigation was under the original under the Eelgrass Mitigation Policy, since then we are now under the Southern California Eelgrass Mitigation Policy which now prohibits any mitigation measures.

Ms. Meissen added that the City would like to create their own eelgrass policy and there is one already in place in Newport Beach which is only used for that area. The Committee encourages the City to move forward toward developing a formal eelgrass policy Morro Bay, a plan possibly much like the Newport plan for future project going before regulatory agencies.

Mr. Doughty added the Committee intends to expand its membership to include academics and professionals that can assist in this effort.

Discussion by the Staff and the Board.

Public Comment: MBNEP Director Bell expressed MBNEP's willingness to assist in the development of a local eel grass mitigation plan, and mentioned that Cal Poly personnel may be able to assist as well. Ms. Bell agrees to facilitate contact between the Committee, the MBNEP, and Cal Poly.

Additional discussion by Staff and the Board.

B. PUBLIC HEARINGS, REPORTS, AND APPEARANCES

B-1 Harbor Department Status Report

<https://youtu.be/u2eDVkOo390?t=30m9s>

Mr. Endersby briefed the Board on the following topics:

Recent Harbor Department Activity

Harbor Dredging

Recent City Council Activity

Beach Lifeguards

Women for Fisheries Enchilada Sale 2/4

Big Bad & Ugly Surf Invitational 2/18 & 2/19 – Canceled due to weather

Maritime Institute Captain's License Course 3/6-3/17

Rescue Watercraft Conference 3/13-3/14

Update of Pending HAB Recommendations

C. BUSINESS ITEMS

C-1 Update from the Marine Services Facility/Boatyard Ad-Hoc Committee on Committee's Recent Activities

<https://youtu.be/u2eDVkOo390?t=1h3m15s>

No current report was offered by the Committee.

C-2 Update from the Finance & Budget Ad-Hoc Committee on Committee's Recent Activities

<https://youtu.be/u2eDVkOo390?t=1h4m20s>

Mr. Maloney provided a committee report, including comments regarding the City Council work session where Bob Leland with Management Partners Consulting presented the City's 10-year budget forecast.

Discussion by staff, Councilman Makowetski and Board.

Mr. Maloney pointed out that projected revenue/over expenses figures only include capital projects and expenses already approved in the City's budget, and do not include future capital needs of Harbor related infrastructure.

Mr. Endersby stated that while the current forecast model tool is essentially accurate, a few additional minor adjustments are necessary. Further, he stated, that is Department policy to keep Department operating expenses separate from accumulated Tidelands revenue funds.

Councilman Makowetski offered comments regarding the City's deficit budget forecast, stating that he is optimistic that the City has sufficient time prior to the forecasted deficit year of 2020 to make necessary adjustments in expenses, and generate additional revenue. The deficit projection is primarily the result of CalPERS adjusting its fund earnings downward.

Discussion by Board.

C-4 Update from the Marine Sanctuaries Ad-Hoc Committee on Committee's Recent Activities

<https://youtu.be/u2eDVkOo390?t=1h42m37s>

Mr. Reisner spoke stated the San Luis Obispo County Board Supervisors voted on February 7, 2017 to issue a resolution opposing creation of the proposed Chumash Heritage National Marine Sanctuary. Reasons given, by the Board of Supervisors, included the existence of numerous Federal, State and local prohibitions relative to offshore oil and gas exploration;

which proponents of the proposed Chumash Sanctuary offered as a primary reason for needing such a National Marine Sanctuary on the local coast. Additionally, the County Board expressed concern over a loss of local control should the Federal sanctuary come into existence.

Mr. Reisner presented a list of existing Federal, State and local protections relative to marine resources, marine heritage, and marine life.

Mr. O'Brien read Measure A, as amended language was inserted into the resolution which reads, "the Board of Supervisors reaffirm its commitment to Measure A as passed by the voters." Mr. O'Brien also read the City of Morro Bay's municipal code 17.30.060 regarding the prohibition of new off-shore drilling.

Discussion by the Board.

C-5 Update from the Working Waterfront Ad-Hoc Committee on Committee's Recent Activities

<https://youtu.be/u2eDVkOo390?t=1h53m11s>

Mr. Reisner pointed out this agenda item contains two separate elements. One relating to the Committee's consideration of Morro Bay self-designating a Morro Bay "Working Waterfront". The other relating to Measure D, its apparent uncertainties, and whether Measure D should be tied to the City's current update of its General Plan and Local Coastal Plan.

Mr. Doughty representing the committee spoke to the first element stating that the HAB should recommend City Council to adopt a Resolution designating the waterfront area from Target Rock to the State Park Marina (including the Triangle Lot), as Morro Bay's "Working Waterfront".

Discussion by the Board.

Mr. Reisner spoke to second element regarding Measure D. He read into the record the text of Measure D, which was passed by the citizens as a ballot measure in 1981. Because Measure D was passed as a ballot measure, it cannot be altered or modified without a public ballot measure.

Mr. Reisner pointed out that the two most commonly identified apparent ambiguities in the language of Measure D are: 1. the reference to "primarily" as it relates to uses of the Measure D waterfront for "purposes of serving or facilitating licensed commercial fishing activities or non-commercial recreational activities . . ."; and 2., the reference to "clearly incidental thereto" as it relates to consideration of waterfront land use in terms of being for "purposes of serving or facilitating licensed commercial fishing activities or non-commercial recreational activities . . ."

Discussion by staff, Liaison and the Board.

MOTION: Mr. O'Brien moved to request the City Council involve the Harbor Advisory Board directly in the consideration and incorporation of Measure D into the General Plan and Local Coastal Plan update. The Motion was seconded by Ms. Meissen and carried unanimously.

Discussion by staff and the Board.

C-6 Status of City-Required Revetment Inspections on Various City Waterfront Lease Sites

<https://youtu.be/u2eDVkOo390?t=2h21m12s>

Mr. Endersby presented his staff report.

Mr. Endersby provided background relative to requirements in Tidelands leases that lease-holder inspections of waterside building foundation elements, and the revetment within a lease site, be inspected at a reasonable interval, by a qualified professional, and the inspection results provided to the City.

Discussion by staff and the Board.

C-7 Review and Amendment of Existing Future Agenda Items List

<https://youtu.be/u2eDVkOo390?t=2h36m39s>

MOTION: Mr. Reisner moved to accept the recommendations for items 1 through 8 on this agenda item. The Motion was seconded by Mr. Doughty and carried unanimously.

Discussion by staff and the Board.

D. DECLARATION OF FUTURE AGENDA ITEMS

<https://youtu.be/u2eDVkOo390?t=2h38m19s>

Mr. Reisner requested a future agenda item to receive an updated report from the Executive Director of the Morro Bay Community Quota Fund.

Discussion by the Board, with consensus to have the update.

E. ADJOURNMENT

This meeting was adjourned at 8:50 PM.

Submitted by,



Lori Stilts, Harbor Business Coordinator