



# CITY OF MORRO BAY HARBOR ADVISORY BOARD A G E N D A

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*The City of Morro Bay provides essential public services and infrastructure to maintain a safe, clean and healthy place for residents and visitors to live, work and play.*

## **Regular Meeting - Thursday, July 6, 2017 Veteran's Memorial Building - 6:00 P.M. 209 Surf Street, Morro Bay, CA**

Ron Reisner, Chair	Member at Large
Lynn Meissen, Vice Chair	Member at Large
Gene Doughty	South Bay/Los Osos
Bill Luffee	Marine Oriented Business
Neal Maloney	Waterfront Leaseholders
Dana McClish	Recreational Boating
Jeremiah O'Brien	Morro Bay Commercial Fishermen's Organization
Peter Griffin	Alternate to Jeremiah O'Brien (MBCFO)
Owen Hackleman	Alternate to Jeremiah O'Brien (MBCFO)

ESTABLISH QUORUM AND CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

CHAIR, ADVISORY BOARD MEMBER & LIAISON ANNOUNCEMENTS & PRESENTATIONS

PUBLIC COMMENT PERIOD

Members of the audience wishing to address the Board on City business matters other than scheduled items may do so at this time. To increase the effectiveness of the Public Comment Period, the following rules shall be followed:

- When recognized by the Chair, please come forward to the podium and state your name and address for the record. Board meetings are audio and video recorded and this information is voluntary and desired for the preparation of minutes.
- Comments are to be limited to three minutes.
- All remarks shall be addressed to the Board, as a whole, and not to any individual member thereof.
- The Board respectfully requests that you refrain from making slanderous, profane or personal remarks against any elected official, Board member and/or staff.
- Please refrain from public displays or outbursts such as unsolicited applause, comments or cheering.
- Any disruptive activities that substantially interfere with the ability of the Board to carry out its meeting will not be permitted and offenders will be requested to leave the meeting.
- Your participation in Board meetings is welcome and your courtesy will be appreciated.

**In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Harbor Department's Office Assistant at (805) 772-6254. Notification 24 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.**

A. CONSENT CALENDAR

- A-1 Approval of Minutes from Harbor Advisory Board meeting held on May 4, 2017.  
**Staff Recommendation: Approve minutes.**
- A-2 Approval of Minutes from Harbor Advisory Board meeting held on June 1, 2017.  
**Staff Recommendation: Approve minutes.**

B. REPORTS AND APPEARANCES

- B-1 Harbor Department Status Report  
**Staff Recommendation: Receive and file.**
- B-2 California Resources Agency and Bureau of Ocean Energy Management Presentation and Question/Answer Session on Intergovernmental Task Force on Marine Renewable Energy as it Relates to Offshore Wind Energy Development Along the Central California Coast  
**Staff Recommendation: Receive presentation and facilitate question-and-answer session.**

C. BUSINESS ITEMS

- C-1 Update from the Marine Services Facility/Boatyard Ad-Hoc Committee on Committee's Recent Activities  
**Staff Recommendation: Receive and file.**
- C-2 Update from the Finance & Budget Ad-Hoc Committee on Committee's Recent Activities.  
**Staff Recommendation: Receive and file.**
- C-3 Update from the Eelgrass Ad-Hoc Committee on Committee's Recent Activities.  
**Staff Recommendation: Receive and file.**
- C-4 Update from the Marine Sanctuary Ad-Hoc Committee on Committee's Recent Activities  
**Staff Recommendation: Receive and file.**
- C-5 Update from the Working Waterfront Ad-Hoc Committee on Committee's Recent Activities.  
**Staff Recommendation: Receive and file.**
- C-6 Consideration of Issues Regarding Paid Parking on the Embarcadero and Adjacent Vicinities.  
**Staff Recommendation: Staff recommend the Harbor Advisory Board receive staff report, take public input and identify issues regarding consideration of establishing paid parking on the Embarcadero and adjacent vicinities in Morro Bay.**

D. DECLARATION OF FUTURE AGENDA ITEMS

Pending items previously declared:  
Goals and Objectives – Working Waterfront Designation Measure D  
Back Bay Water Use Forum  
Explore Benefits of Becoming a Harbor or Port District

## E. ADJOURNMENT

This agenda is subject to amendment up to 72 hours prior to the date and time set for the meeting. Please refer to the agenda posted at the Morro Bay Harbor Department, 1275 Embarcadero, for any revisions or call the department at 772-6254 for further information.

Materials related to an item on this Agenda are available for public inspection during normal business hours at the Harbor Department and at Mill's/ASAP, 495 Morro Bay Boulevard, or online at [www.morrobayca.gov](http://www.morrobayca.gov). Materials related to an item on this Agenda submitted to the Board after publication of the Agenda packet are available for inspection at the Harbor Department during normal business hours or at the scheduled meeting.

MINUTES-MORRO BAY HARBOR ADVISORY BOARD  
REGULAR MEETING - May 6, 2017  
VETERAN'S MEMORIAL HALL- 6:00 P.M.

AGENDA NO: A-1  
MEETING DATE: July 6, 2017

PRESENT: Neal Maloney HAB Member  
Lynn Meissen HAB Vice-Chair  
Jeremiah O'Brien HAB Member  
Gene Doughty HAB Member  
Bill Luffee HAB Member  
Dana McClish HAB Member

ABSENT: Ron Reisner HAB Chair

LIAISON: Matt Makowetski Council Member

STAFF: Eric Endersby Harbor Director  
Lori Stilts Harbor Business Coordinator

ESTABLISH QUORUM AND CALL TO ORDER

The meeting was called to order at 6:02 p.m. with one members absent.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

CHAIR AND ADVISORY BOARD MEMBER ANNOUNCEMENTS & PRESENTATIONS

[https://youtu.be/l4vxLN\\_2BP0?t=2m1s](https://youtu.be/l4vxLN_2BP0?t=2m1s)

Board Member Luffee announced the Friends of the Morro Bay Harbor Department will be hosting this year's 4<sup>th</sup> of July Firework show.

Board Member O'Brien reported there is still crab coming into Morro Bay and should be available right off the boat, along with live fish and black cod.

PUBLIC COMMENT

[https://youtu.be/l4vxLN\\_2BP0?t=4m21s](https://youtu.be/l4vxLN_2BP0?t=4m21s)

Sandi Twist, business owner, Morro Bay resident, and Morro Bay Chamber Secretary urged the Board during the budget process to put money towards infrastructure, specifically the public restrooms.

A. CONSENT AGENDA

[https://youtu.be/l4vxLN\\_2BP0?t=6m38s](https://youtu.be/l4vxLN_2BP0?t=6m38s)

A-1 APPROVAL OF MINUTES FROM HARBOR ADVISORY BOARD MEETING HELD ON APRIL 6, 2017.

MOTION: Board Member Maloney moved the April 6, 2017 Harbor Advisory Board minutes be approved with minor changes. The Motion was seconded by Board Member O'Brien and carried unanimously, 7-0.

B. REPORTS AND APPEARANCES

B-1 HARBOR DEPARTMENT STATUS REPORT

[https://youtu.be/l4vxLN\\_2BP0?t=10m9s](https://youtu.be/l4vxLN_2BP0?t=10m9s)

Harbor Director Endersby presented the staff report and responded to Board Member inquiries.

C. BUSINESS ITEMS

C-1 UPDATE FROM THE MARINE SERVICES FACILITY/BOATYARD AD-HOC COMMITTEE ON COMMITTEE'S RECENT ACTIVITIES

[https://youtu.be/l4vxLN\\_2BP0?t=27m10s](https://youtu.be/l4vxLN_2BP0?t=27m10s)

Committee Chair McClish stated there is nothing to report.

C-2 UPDATE FROM THE FINANCE & BUDGET AD-HOC COMMITTEE ON COMMITTEE'S RECENT ACTIVITIES

[https://youtu.be/l4vxLN\\_2BP0?t=27m33s](https://youtu.be/l4vxLN_2BP0?t=27m33s)

Committee Chair Maloney stated the committee had not met since the last meeting, but will be meeting with the City Finance Director in the near future.

C-3 UPDATE FROM THE EELGRASS AD-HOC COMMITTEE ON COMMITTEE'S RECENT ACTIVITIES

[https://youtu.be/l4vxLN\\_2BP0?t=28m6s](https://youtu.be/l4vxLN_2BP0?t=28m6s)

Committee Chair Meissen stated the committee have held several meetings and will have a full report at the next HAB meeting.

C-4 UPDATE FROM THE MARINE SANCTUARY AD-HOC COMMITTEE ON COMMITTEE'S RECENT ACTIVITIES

[https://youtu.be/l4vxLN\\_2BP0?t=28m35s](https://youtu.be/l4vxLN_2BP0?t=28m35s)

Board Member McClish alerted the Board to an article published in the Sacramento Bee and Tribune regarding President Donald Trump's latest executive order aimed at expanding offshore oil drilling in Federal waters and potential oil exploration in new marine sanctuaries including some off the California and Florida coasts.

C-5 UPDATE FROM THE WORKING WATERFRONT AD-HOC COMMITTEE ON COMMITTEE'S RECENT ACTIVITIES, INCLUDING CONSIDERATION OF A DRAFT WORKING WATERFRONT MISSION STATEMENT

[https://youtu.be/l4vxLN\\_2BP0?t=30m34s](https://youtu.be/l4vxLN_2BP0?t=30m34s)

Committee Chair Doughty reviewed the committee's status of developing a general draft mission statement that may be included in the General Plan, Local Coastal Plan update.

Harbor Director Endersby clarified the background of the Joint City Council and Harbor Advisory Board Chair discussion on the draft working waterfront mission statement.

Discussion by Board, Director Endersby and Council Member Makowetski.

C-6 REVIEW AND RECOMMENDATIONS ON PROPOSED CHANGES TO THE DEFINITIONS IN MORRO BAY MUNICIPAL CODE CHAPTER 15 AND HARBOR DEPARTMENT RULES AND REGULATIONS

[https://youtu.be/l4vxLN\\_2BP0?t=53m19s](https://youtu.be/l4vxLN_2BP0?t=53m19s)

Harbor Director Endersby presented the staff report.

There was discussion and input provided by the Board.

C-7 WORK PROGRAM FOR 2017/2018 CITY COUNCIL GOAL OBJECTIVES FOR HARBOR ADVISORY BOARD REVIEW, INPUT AND RECOMMENDATION ON TIMELINE IMPLEMENTATION

[https://youtu.be/l4vxLN\\_2BP0?t=1h14m59s](https://youtu.be/l4vxLN_2BP0?t=1h14m59s)

Harbor Director Endersby presented the staff report.

There was discussion and input provided by the Board.

D. DECLARATION OF FUTURE AGENDA ITEMS

[https://youtu.be/l4vxLN\\_2BP0?t=1h44m28s](https://youtu.be/l4vxLN_2BP0?t=1h44m28s)

There was discussion by the Board.

Pending items previously declared:

Goals and Objectives – Working Waterfront Designation  
Measure D

Back Bay Water Use Forum  
Deliberation on Paid Parking on the Embarcadero and Adjacent Vicinities  
Exploring Benefits of Becoming a Harbor or Port District

Board Member McClish announced the Central Coast Maritime Museum Association is having their annual meeting. The meeting will be held at the Inn at Morro Bay on Tuesday May 9, 2017, at 6:30 PM. <http://www.morrobaymaritime.org/>

**E. ADJOURNMENT**

This meeting was adjourned at 7:51 PM. The next Regular Meeting will be held on Thursday, June 1, 2017 at 6:00 p.m. at the Veteran's Memorial Hall located at 209 Surf Street, Morro Bay, California.

Recorded by,

Lori Stilts  
Harbor Business Coordinator

MINUTES-MORRO BAY HARBOR ADVISORY BOARD  
REGULAR MEETING-JUNE 1, 2017  
VETERAN'S MEMORIAL HALL- 6:00 P.M.

AGENDA NO: A-2

MEETING DATE: July 6, 2017

PRESENT: Ron Reisner HAB Chair  
Lynn Meissen HAB Vice-Chair  
Neal Maloney HAB Member  
Jeremiah O'Brien HAB Member  
Gene Doughty HAB Member  
Bill Luffee HAB Member  
Dana McClish HAB Member

LIAISON: Matt Makowetski Council Member

STAFF: Eric Endersby Harbor Director  
Lori Stilts Harbor Business Coordinator

ESTABLISH QUORUM AND CALL TO ORDER

The meeting was called to order at 6:02 p.m. with all members present.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

CHAIR AND ADVISORY BOARD MEMBER ANNOUNCEMENTS & PRESENTATIONS

<https://youtu.be/JHaDZdtpZDM?t=1m56s>

Board Member Luffee announced the 4<sup>th</sup> of July Fireworks show planned by the Friends of the Morro Bay Harbor Department is canceled. <https://friendsofthembhd.org/>

Board Member O'Brien announced the Morro Bay Commercial Fisherman's Organization had an officer and director meeting today where donations were authorized to be given out to local organizations. \$10,000 in donations were financed by the Ed Ewing Memorial Fund and \$4,600 from the Al French Memorial Fund.

PUBLIC COMMENT

None

A. CONSENT AGENDA

None

B. REPORTS AND APPEARANCES

<https://youtu.be/JHaDZdtpZDM?t=7m18s>

Board Chair Reisner presented the Federal Government modifications to the ratings of fire extinguisher standards.

B-1 HARBOR DEPARTMENT STATUS REPORT

<https://youtu.be/JHaDZdtpZDM?t=11m45s>

Harbor Director Endersby presented the staff report and responded to Board Member inquiries.

Discussion by the Board.

C. BUSINESS ITEMS

<https://youtu.be/JHaDZdtpZDM?t=31m24s>

Board Chair Reisner requested item C-6 be moved to the beginning of the Business item agenda with consensus by the board.

C-6 CALIFORNIA RESOURCE AGENCY AND BUREAU OF OCEAN ENERGY MANAGEMENT  
PRESENTATION AND QUESTION/ANSWER SESSION ON INTERGOVERNMENTAL

TASK FORCE ON MARINE RENEWABLE ENERGY AS IT RELATES TO OFFSHORE WIND ENERGY DEVELOPMENT ALONG THE CENTRAL CALIFORNIA COAST

The public comment period for Item C-6 was opened; seeing none, the public comment period was closed.

Board Chair Reisner announced the representative for BOEM is unable to attend tonight's meeting and the item is postponed until a later time.

C-1 UPDATE FROM THE MARINE SERVICES FACILITY/BOATYARD AD-HOC COMMITTEE ON COMMITTEE'S RECENT ACTIVITIES

<https://youtu.be/JHaDZdtpZDM?t=32m33s>

Committee Chair McClish said the board has not met and next month responses from the RFQ are due.

The public comment period for Item C-1 was opened; seeing none, the public comment period was closed.

Committee Chair McClish gave the board a briefed explanation of what is in the published RFQ.

C-2 UPDATE FROM THE FINANCE & BUDGET AD-HOC COMMITTEE ON COMMITTEE'S RECENT ACTIVITIES, INCLUDING CONSIDERATION OF RECOMMENDATIONS REGARDING THE COST ALLOCATION PLAN, TRANSIENT OCCUPANCY TAX, SALES TAX AND POSSESSORY INTEREST TAX

<https://youtu.be/JHaDZdtpZDM?t=35m4s>

The public comment period for Item C-2 was opened; seeing none, the public comment period was closed.

Committee Chair Maloney stated the committee has met since the last meeting and briefed the board on the outcome and read the committee's report.

Discussion by the board.

MOTION: Board Member Maloney moved to recommend that the City of Morro Bay update the cost allocation study. The Motion was seconded by Board Member Luffee.

Board Member Doughty asked if the paragraphs Board Member Maloney had read earlier would be written into the motion.

Board Chair Reisner clarified if the motion passes it is incumbent upon the HAB to make a formal recommendation to the City Council which would include that background information.

Board Chair Reisner said you may want to identify that if City funds weren't readily available to hire a consultant, that perhaps the City reach out to staff to do an internal gut check.

Member Maloney withdrew his motion. Member Luffee withdrew the second.

AMENDED MOTION: Board Member Maloney moved the Board to recommend to the City, that it use a consultant to update the cost allocation study, if financially feasible, and if not, then direct City staff to do an internal check at the minimum. The Motion was seconded by Member Board Luffee.

Chair Reisner and Member Maloney clarified the internal check would be of the assumptions and metrics of the current cost allocation plan.

The motion carried unanimously, 7-0.

Committee Chair Maloney continued reading the second part of the committee's report, Harbor Fund and Harbor Department Revenue.

Discussion by the Board and Harbor Director.

**MOTION:** Board Member Doughty moved the Harbor Advisory Board to recommend to the City Council that the Harbor Department share in the TOT revenue, the sales tax revenue and possessory interests assessment revenue that is collected in the area of the Harbor Enterprise fund, further the committee proposes as such revenue should be dedicated to the budgetary needs of the Harbor Capital maintenance and improvement needs. The Motion was seconded by Board Member Maloney.

Discussion by the board.

The motion carried unanimously, 7-0.

**C-3 UPDATE FROM THE EELGRASS AD-HOC COMMITTEE ON COMMITTEE'S RECENT ACTIVITIES, INCLUDING CONSIDERATION OF DRAFT LOCAL COASTAL PLAN/GENERAL PLAN EELGRASS LANGUAGE, AND PROPOSED OUTLINE FOR AN EELGRASS POLICY**

<https://youtu.be/JHaDZdtpZDM?t=55m18s>

The public comment period for Item C-3 was opened; seeing none, the public comment period was closed.

Committee Chair Meissen recognized all the Ad-Hoc Committee Members with gratitude, Neal Maloney, Gene Doughty, Cathy Novak and Lexi Bell.

Board Member Maloney announced he would be stepping down as an Ad-Hoc Committee Member due to a conflict of interest as a City Leaseholder.

Committee Chair Meissen provided the committee's report.

Discussion by the Board.

Committee Member Cathy Novak spoke regarding the Committee's idea of developing a policy that would bring consistency between the permitting agencies when eelgrass affects a project and something akin to the Waterfront Master Plan.

Board and Ad-Hoc Committee Member discussion.

Committee Member Lexi Bell spoke to the importance of aligning a City policy with the CEMP with the options of adding additional components not related to permitting. The Estuary program continues with mapping and research which is made publicly available as we develop a policy.

Board, Ad-Hoc Committee Member and Council Liaison discussion.

**MOTION:** Board Member Doughty moved the Morro Bay Harbor Advisory Board recommend to the City Council that the following statement be included to include, the proposed eelgrass language for Local Coastal Plan, General Plan update: "The City of Morro Bay is home for a bustling waterfront, working waterfront, estuary of national significance, and a designation of safe Harbor of Refuge. The natural resources of the bay and the many water-related activities play a large role in the City's history, heritage, culture and economics. One natural resource of consequence to both health of the natural environment and the viability of the waterfront is eelgrass. Therefore, the City shall develop an eelgrass policy that addresses the permitting and protection

issues related to eelgrass.” The Motion was seconded by Board Member Meissen and carried unanimously, 7-0.

Board and Ad-Hoc Committee Member discussion.

MOTION: Board Member Meissen moved that HAB recommend to the City Council to review the proposed outline for the Eelgrass Policy to decide if these elements are appropriate and necessary, or if should be changed, deleted or others added. And, if the Council wishes to continue flushing out the policy or if they prefer to go with an outside consultant. The Motion was seconded by Board Member Doughty and carried unanimously, 7-0.

#### C-4 UPDATE FROM THE MARINE SANCTUARY AD-HOC COMMITTEE ON COMMITTEE'S RECENT ACTIVITIES

<https://youtu.be/JHaDZdtpZDM?t=1h42m33s>

The public comment period for Item C-4 was opened; seeing none, the public comment period was closed.

Committee Chair Reisner updated the Board on the current status of the proposed Chumash Heritage National Marine Sanctuary nomination added to the “inventory” of future areas that NOAA may consider for National Marine Sanctuary Designation. Chair Reisner further stated he was informed there are no current NOAA activities regarding the Chumash Heritage National Marine Sanctuary and remains in “inventory.”

#### C-5 UPDATE FROM THE WORKING WATERFRONT AD-HOC COMMITTEE ON COMMITTEE'S RECENT ACTIVITIES, INCLUDING CONSIDERATION OF A DRAFT WORKING WATERFRONT MISSION STATEMENT

<https://youtu.be/JHaDZdtpZDM?t=1h45m2s>

The public comment period for Item C-5 was opened; seeing none, the public comment period was closed.

Committee Chair Doughty read the Ad-Hoc committees draft working waterfront project report.

Discussion by the Board.

MOTION: Board Member Doughty motioned the Harbor Advisory Board recommends to the City Council, that the City of Morro Bay is uniquely located and situated to capitalize on the waters of Morro Bay and the adjacent Pacific Ocean in its General Plan and Local Coastal Plan. Further, the City of Morro Bay is dedicated to ensuring a vibrant working waterfront for the purposes of providing, promoting, and supporting land uses and access in support of water-dependent commercial activities, water-dependent recreational activities, and for purposes related to providing public access to Tidelands Trust lands.

Incorporated into the current Morro Bay General Plan and Local Coastal Plan update is a Morro Bay Working Waterfront land area and its uses, consistent with the requirements of the California Coastal Act. This Morro Bay Working Waterfront land area encompasses the Morro Bay waterfront from Target Rock in the North, to the southern boundary of the State Park Marina in the South, and encompass all waters of Morro Bay within the City limits, as well as all tidelands within the City limits, and all wetlands within the City limits (i.e. inclusive of City property from the West shore of the Sand Spit, to the bottom of the bluff along the east side of Embarcadero Road). The Motion was seconded by Board Member Luffee and carried unanimously, 7-0.

Council Liaison Makowetski thanked the Board and spoke to the importance of the recommendation.

Discussion by the Board and Council Liaison

**MOTION:** Board Member Doughty motioned the Harbor Advisory Board recommends to the City Council that they forward the following statement and the previously submitted reports to the General Plan Update Consultants. The City of Morro Bay's Working Waterfront uses include, but not limited to: Harbor Tract lease sites and other City lands adjacent to Morro Bay; structures on, over, or adjacent to Morro Bay along the waterfront within the City limits; infrastructure, facilities and properties that provide access to Morro Bay; infrastructure, facilities and properties that are used for water-dependent or Harbor related private, commercial, industrial, or City activities including tourism, commercial fishing, recreational fishing, mariculture, charter boat operations, boat repair and maintenance, boat building, marine supply services, marine construction, marine industry support services, seafood processing, seafood sales, aquariums, transportation, shipping, military activities, coastal-dependent energy production, boat marinas, boat moorage, boat dockage, wharfage, boat launching, and other water dependent uses. Further, the designated Measure D area and its defined uses is incorporated into the City of Morro Bay's Working Waterfront. The Motion was seconded by Board Member McClish as written and carried unanimously, 7-0.

Harbor Director Endersby recommended to add language regarding recreational boating.

**MOTION:** Board Member Doughty motioned to add boating to the previous motion. The motion was seconded by Board Member McClish and carried unanimously, 7-0.

**D. DECLARATION OF FUTURE AGENDA ITEMS**

<https://youtu.be/JHaDZdtpZDM?t=2h2m56s>

Chair Reisner suggested the Board look at the Back Bay Water Use Forum in September and Deliberation on Paid Parking on the Embarcadero and Adjacent Vicinities at the July meeting. The Board agreed.

Discussion by the Board.

Pending items previously declared:

Goals and Objectives – Working Waterfront Designation

Measure D

Back Bay Water Use Forum

Deliberation on Paid Parking on the Embarcadero and Adjacent Vicinities

Explore Benefits of becoming a Harbor or Port District

**E. ADJOURNMENT**

This meeting was adjourned at 8:09 PM. The next Regular Meeting will be held on Thursday, July 6, 2017 at 6:00 p.m. at the Veteran's Memorial Hall located at 209 Surf Street, Morro Bay, California.

Recorded by,

Lori Stilts  
Harbor Business Coordinator



AGENDA NO: B-1

MEETING DATE: July 6, 2017

## Staff Report

**TO:** Harbor Advisory Board  
**FROM:** Eric Endersby, Harbor Director  
**SUBJECT:** Harbor Department Status Report

**DATE:** June 30, 2017

### RECOMMENDATION

Receive and file.

### BACKGROUND

#### **Recent Department Activity:**

Harbor Patrol statistics for the month of June 2017 to date were 12 emergency responses and 136 calls for service, 41 assists of other agencies, 31 enforcement contacts, and 14 weather hazards.

Some noteworthy Harbor Patrol activity included multiple of calls of capsized kayaks and struggling paddleboards in strong wind and tidal conditions and educating a group of tourists who were unlawfully trying to pick up an otter and put it into their boat.

Due to increasing issues with local disturbances to Sea Otters and signs that this species is becoming habituated to human activity, to their possible detriment, the following are some important messages developed during a June meeting with Sea Life Stewards, Sea Otter Savvy, Sea Otter Experience Docents, Morro Bay Harbor Department and California Fish and Wildlife.

1. Sea Otters respond to repeated disturbance by leaving the area or by becoming habituated.
2. Sea Otters and all wildlife need space to survive. Sea Otters need to rest and conserve energy to the maximum extent possible.
3. When people approach Sea Otters too closely, they put themselves at risk of being bitten.
4. A Sea Otter bite carries the risk of transmitting diseases to people and pets (these are called "zoonotic" diseases).
5. Wildlife should be allowed to stay wild.

Increase of shark sightings has resulted in many conversations for public outreach. The Harbor Patrol posted shark warning signs for a credible sighting on June 7th. These signs are posted at 10 locations for 72 hours. Discussion of revising our shark notification protocols will be brought before the Harbor Advisory Board at a future meeting.

Harbor Patrol continues to work closely with the Coast Guard Marine Safety Detachment (MSD) out of Santa Barbara for vessels that pose a threat to pollute in our waters. A sport fishing boat, *Rocky Point*, started to sink at the South T Pier on June 4<sup>th</sup>, which required removing 600 gallons of oily water. Another commercial fishing boat, *Calypso*, was improperly tied up at the North T Pier and hung up on the minus tide on June 26<sup>nd</sup>. It spilled diesel out the fuel vent and required the area to be boomed and approximately 70 gallons of oily water to be removed from the bilge.

Prepared By: LS

Dept Review: EE

City Manager Review: \_\_\_\_\_

City Attorney Review: \_\_\_\_\_

Harbor Patrol had some tough enforcement cases this month as well. Multiple night patrols took place to enforce the liveaboard ordinance and illegal boat tie up. Harbor Patrol wrote 10 citations and impounded one commercial fishing vessel, *Point Estero*, for illegal tie up and non-payment of fees.

A boat collision occurred at the Morro Bay Yacht Club on June 26<sup>th</sup>. Harbor Patrol completed required paperwork, investigation and advised both parties to work together for repairs. The boat at fault was transiting through Morro Bay and got caught with unfamiliar wind and tide effecting his ability to safely dock his boat and side swiped two other docked vessels.

Lastly, Harbor Patrol has been working with several school groups and Junior Lifeguards on our docks giving safe boating lectures as well as show-and-tell of the Harbor Patrol's duties.

### **Harbor Dredging:**

The Corps of Engineer's hopper dredge *Yaquina*, here the month of May, removed 198,561 cubic yards of material from the harbor entrance and main channel combined. According to the Corps' operation report, of the entire time the *Yaquina* was contracted for Morro Bay, including time in transit to and from Oregon, she was engaged in dredging operations 81.4% of the time.

### **Recent City Council Activity:**

At the regular June 13th City Council meeting, Council adopted resolution No. 29-17 and a two-year lease agreement between the City of Morro Bay and State of California Department of Fish and Wildlife for exclusive tie-up space on the North T-Pier for a patrol vessel accommodation dock.

Also at the June 13th meeting, Council adopted the Fiscal Year (FY) 17/18 Operating and Capital Budgets.

At their regular June 27th meeting, Council reviewed and approved the Advisory Board Work Plans for FY 17/18.

In addition, at the June 27th meeting, Council made a conditional offer of employment, contingent upon successfully passing City's background check, and conditionally approving an employment agreement between the City of Morro Bay and Martin R. Lomeli for the Interim City Manager position. Mr. Lomeli served over 20 years as the City Manager for the City of La Verne, California, and retired to Morro Bay approximately one year ago. Welcome Marty.

### **Lifeguards:**

Lifeguards are on duty seven days per week through the Labor Day weekend. Several of our Lifeguard staff are "crossovers" to the Junior Lifeguard ranks.

### **Fishing Front:**

Free Fishing Day was on July 1st and will be again on September 2nd.

Commercial and recreational Dungeness crab season is now closed, so you will likely see stacks of crab pots temporarily stacked along the waterfront as fishermen collect and put away their gear.

Salmon season remains open, but pickings are reported slim.

### **Past Events:**

Museum of Natural History Hikes.

Family Fun Day 4th of July at Tidelands Park.

**Upcoming Events:**

Rock to Pier Run July 15.

**Status of Pending HAB Recommendations:**

<b>HAB Recommendation</b>	<b>Date</b>	<b>Status</b>
Staff draft letter to Council encouraging the City to pursue negotiating with State Parks the City assume both marina and café concessions.	5/7/15	Staff's last contact with Parks indicated no Parks interest in giving up the café concession. Since that time, all of Parks' key personnel on the SPM have either retired or positions turned over. Staff's current thinking is we're at a "start-over" point with Parks to begin talks anew, and are acting accordingly before taking anything back to the Council.
Staff provide Council with modified sections of MBMC 15.24 (harbor sanitation) and develop environmental BMP's.	7/22/15	Staff have incorporated this BMP effort into the ongoing Rules & Regs/MBMC updating project.
Council direct staff to engage consultancy relative to obtaining regulatory approval for cost-effective ocean disposal of SPM dredge material, and/or determine the practical and economic feasibility of using same as landfill.	1/7/16	Staff did engage consultancy and the Corps to investigate regulatory permit approval of SPM material disposal in the Nearshore Disposal area. With consultant cost estimate to <i>attempt</i> this approval of \$178,000, and no guarantee of success, staff ceased pursuing. In discussions with the EPA, permitting success seemed not likely. City also seeking (along with CMANC) regulatory relief of the "80-20" dredge material disposal rule, which could change the playing field.
City Council to approve issuance of the final draft Marine Services Facility/Boatyard Request for Qualifications document.	2/2/17	2/14/17 Council approved the release of a Request for Qualifications (RFQ) document as-proposed. RFQ is out, and responses due July 14, 2017.
City Council to involve the Harbor Advisory Board directly in the consideration and incorporation of Measure D into the General Plan and Local Coastal Plan update.	3/2/17	Tentatively on the July 11, 2017 City Council Agenda for consideration regarding Harbor Advisory Board Request to Resolve Ambiguities regarding Measure D / Working Waterfront (HD)
City to use a consultant to update the cost allocation plan, if feasible, if not, then direct staff to do an internal check.	6/1/17	Approved Council Goal Objective Work Plan Item – Internal "gut check" Goal 1(e).
City to share TOT, sales tax and possessory interest revenue that is collected in the Harbor fund and used for Harbor Capitol maintenance and improvements.	6/1/17	Pending
City Council to include proposed eelgrass language into General Plan/Local Coastal Plan updates.	6/7/17	Pending
City Council to review the proposed outline for the eelgrass policy to decide if the elements are appropriate.	6/1/17	Pending
Incorporate Working Waterfront land area and uses into General Plan/Local Coastal Plan updates.	6/1/17	Tentatively on the July 11, 2017 City Council agenda for consideration with Measure D recommendation above.

In General Plan/Local Coastal Plan updates, consideration be given to a list of uses provided, and that the Measure D area and its uses be incorporated into Morro Bay's Working Waterfront.	6/1/17	Tentatively on the July 11, 2017 City Council agenda for consideration with Measure D recommendation above.
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AGENDA NO: B-2

MEETING DATE: July 6, 2017

## Staff Report

**TO:** Harbor Advisory Board **DATE:** June 29, 2017

**FROM:** Eric Endersby, Harbor Director

**SUBJECT:** California Resources Agency and Bureau of Ocean Energy Management Presentation and Question/Answer Session on Intergovernmental Task Force on Marine Renewable Energy as it Relates to Offshore Wind Energy Development Along the Central California Coast

### **RECOMMENDATION**

Receive presentation and facilitate question-and-answer session.

### **BACKGROUND**

At the request of Governor Brown, the Bureau of Ocean Energy Management (BOEM) established an intergovernmental task force on marine renewable energy. The task force held its inaugural meeting in October, 2016 during which the State of California and BOEM committed to collaborating on a planning exercise for offshore wind energy development along the Central Coast. The planning effort is being led by the California Energy Commission (CEC). Concurrently, the CEC, BOEM, California Ocean Protection Council and California Department of Fish and Wildlife are conducting substantial outreach to the public, elected officials, NGOs, tribes, industry and fishermen.

The results of the collective planning efforts and outreach to date will be presented at the next task force meeting which is scheduled for July 13, 2017, in San Luis Obispo at the Courtyard by Marriot hotel.

### **DISCUSSION**

This informational/Q&A item is being conducted by the State of California and BOEM to get further public and other input on offshore wind energy development along the coast, including status information regarding the current Trident Winds wind farm proposal off our coast.

Prepared By: EE

Dept Review: EE

City Manager Review: \_\_\_\_\_

City Attorney Review: \_\_\_\_\_



AGENDA NO: C-1

MEETING DATE: July 6, 2017

## Staff Report

**TO:** Harbor Advisory Board

**DATE:** June 24, 2017

**FROM:** Eric Endersby, Harbor Director

**SUBJECT:** Update from the Marine Services Facility/Boatyard Ad-Hoc Committee on Committee's Recent Activities

### **RECOMMENDATION**

Receive and file.

### **BACKGROUND**

The Marine Services Facility/Boatyard Ad-Hoc Committee will be presenting an oral update on their activities, if any.

The Boatyard Request for Qualifications (RFQ) was issued on March 16, 2017, with a closing date of July 14, 2017. A link to the RFQ on the City's website is here:

<http://www.morro-bay.ca.us/DocumentCenter/View/10569?bidId=65>

This is a standing committee report agenda item.

Prepared By: EE

Dept Review: EE

City Manager Review: \_\_\_\_\_

City Attorney Review: \_\_\_\_\_



AGENDA NO: C-2

MEETING DATE: July 6, 2017

## Staff Report

**TO:** Harbor Advisory Board

**DATE:** June 26, 2017

**FROM:** Eric Endersby, Harbor Director

**SUBJECT:** Update from the Finance & Budget Ad-Hoc Committee on Committee's Recent Activities

### **RECOMMENDATION**

Receive and file.

### **BACKGROUND**

The Finance & Budget Ad-Hoc Committee will be presenting an oral update on their activities, if any. This is a standing committee report agenda item.

Prepared By: EE

Dept Review: EE

City Manager Review: \_\_\_\_\_

City Attorney Review: \_\_\_\_\_



AGENDA NO: C-3

MEETING DATE: July 6, 2017

## Staff Report

**TO:** Harbor Advisory Board

**DATE:** June 26, 2017

**FROM:** Eric Endersby, Harbor Director

**SUBJECT:** Update from the Eelgrass Ad-Hoc Committee on Committee's Recent Activities.

### **RECOMMENDATION**

Receive and file.

### **BACKGROUND**

The Eelgrass Ad-Hoc Committee will be presenting an oral update on their activities, if any. This is a standing committee report agenda item.

Prepared By: EE

Dept Review: EE

City Manager Review: \_\_\_\_\_

City Attorney Review: \_\_\_\_\_



AGENDA NO: C-4

MEETING DATE: July 6, 2017

## Staff Report

**TO:** Harbor Advisory Board

**DATE:** June 26, 2017

**FROM:** Eric Endersby, Harbor Director

**SUBJECT:** Update from the Marine Sanctuary Ad-Hoc Committee on Committee's Recent Activities

### **RECOMMENDATION**

Receive and file.

### **DISCUSSION**

The Marine Sanctuary Ad-Hoc Committee will be presenting an oral update on their activities, if any. This is a standing committee report agenda item.

Prepared By: EE

Dept Review: EE

City Manager Review: \_\_\_\_\_

City Attorney Review: \_\_\_\_\_



AGENDA NO: C-5

MEETING DATE: July 6, 2017

## Staff Report

**TO:** Harbor Advisory Board

**DATE:** June 29, 2017

**FROM:** Eric Endersby, Harbor Director

**SUBJECT:** Update from the Working Waterfront Ad-Hoc Committee on Committee's Recent Activities

### **RECOMMENDATION**

Receive and file report.

### **BACKGROUND**

The Working Waterfront Ad-Hoc Committee will be presenting an oral update on their activities, if any. This is a standing committee report agenda item.

Prepared By: EE

Dept Review: EE

City Manager Review: \_\_\_\_\_

City Attorney Review: \_\_\_\_\_



AGENDA NO: C-6

MEETING DATE: July 6, 2017

## Staff Report

**TO:** Harbor Advisory Board

**DATE:** June 30, 2017

**FROM:** Eric Endersby, Harbor Director

**SUBJECT:** Consideration of Issues Regarding Paid Parking on the Embarcadero and Adjacent Vicinities

### **RECOMMENDATION**

Staff recommend the Harbor Advisory Board receive staff report, take public input and identify issues regarding consideration of establishing paid parking on the Embarcadero and adjacent vicinities in Morro Bay.

### **FISCAL IMPACT**

There is no fiscal impact at this time.

### **BACKGROUND**

City Council 2017/2018 Goal 1, Achieve Economic and Fiscal Sustainability, Objective (d), Evaluate opportunities for new or expanded revenue sources, including, but not limited to: paid parking, marijuana associated revenues, other tax measures, and a review of City fees, Harbor Advisory Board Work Program item 1 under this objective is:

*Participate in the research and bring to Council for consideration establishment of paid parking on and around the Embarcadero.*

In addition, both the Planning Commission and Public Works Advisory Board have as Goal 3, Objective (b) to consider:

*Bring to Council for information, consideration and possible implementation a review of circulation and parking management plans and options in the downtown and waterfront districts.*

### **DISCUSSION**

Before a “yes” or “no” decision regarding establishment of paid parking on and around the Embarcadero can be made, an analysis of the issues, pros and cons, strengths, weaknesses, opportunities and threats should be conducted so an informed decision can be made.

Staff recommend the Harbor Advisory Board (HAB) identify issues to be considered with regard to paid parking on and around the Embarcadero, including a reason or reasons they are important, and what might be considered when evaluating them, as a starting point in the process to evaluate paid parking.

Prepared By: EE

Dept Review: EE

City Manager Review: \_\_\_\_\_

City Attorney Review: \_\_\_\_\_

By way of example, one issue might be:

Issue: There will be costs to implement and manage/enforce paid parking.  
Why is it important? Revenues must meet or exceed costs on a reasonably amortized basis.  
Things to consider: Capital cost pay-back time; General Fund vs. Harbor Fund cost and revenue sharing.

### **CONCLUSION**

Issues and information identified will be forwarded to the Planning Commission and Public Works Advisory Board, for further consideration and folding into their goal objective work plans as-appropriate. Items needing additional input from the HAB could be routed back as-needed, with eventual joint staff analysis (Public Works, Community Development and Harbor) anticipated and routing to the City Council for consideration of possible action.