

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 4th 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