

City Council conducted this meeting in accordance with Section 3 of California Governor Newsom's Executive Order N-29-20 issued on March 17, 2020 in response to the present State of Emergency in existence due to the threat of COVID-19. This meeting was held via teleconference for all participants.

PRESENT:	John Headding	Mayor
	Dawn Addis	Council Member
	Robert Davis	Council Member
	Jeff Heller	Council Member
	Marlys McPherson	Council Member
ABSENT:	None	
STAFF:	Scott Collins	City Manager
	Chris Neumeyer	City Attorney
	Dana Swanson	City Clerk
	Katie Lichtig	Interim Finance Director
	Joe Mueller	Acting Public Works Director
	Scot Graham	Community Development Director
	Steve Knuckles	Fire Chief
	Jody Cox	Police Chief
	Eric Endersby	Harbor Director
	Matt Vierra	Fire Marshal
	Rob Livick	City Engineer
	Eric Casares	WRF Program Manager

ESTABLISH QUORUM AND CALL TO ORDER

Mayor Headding called the meeting to order at 5:30 p.m., with all members present.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION – None

CLOSED SESSION REPORT – City Attorney Neumeyer stated no reportable action was taken by the City Council in accordance with the Brown Act.

MAYOR & COUNCILMEMBERS' REPORTS, ANNOUNCEMENTS & PRESENTATIONS

<https://youtu.be/n-VTVuH70SQ?t=155>

CITY MANAGER REPORTS, ANNOUNCEMENTS AND PRESENTATIONS

<https://youtu.be/n-VTVuH70SQ?t=761>

PRESENTATIONS - None

PUBLIC COMMENT

Mayor Headding opened public comment; seeing none, the public comment period was closed.

A. CONSENT AGENDA

<https://youtu.be/n-VTVuH70SQ?t=971>

Unless an item is pulled for separate action by the City Council, the following actions are approved without discussion. The public will also be provided an opportunity to comment on consent agenda items.

- A-1 APPROVAL OF MINUTES FOR THE SEPTEMBER 22, 2020, CITY COUNCIL MEETING;
(ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

- A-2 APPROVAL OF MINUTES FOR THE OCTOBER 13, 2020, CITY COUNCIL MEETING;
(ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

- A-3 ADOPTION OF RESOLUTION NO. 93-20 APPROVING A 1-YEAR LEASE AGREEMENT WITH TRAVIS FORD (ROCK HARBOR MARKETING) FOR PROPERTY LOCATED AT 781 MARKET STREET; (COMMUNITY DEVELOPMENT DIRECTOR)

RECOMMENDATION: Staff recommends the Council adopt Resolution No. 93-20, approving a 1-year Lease Agreement for the City property located at 781 Market Street (APN: 066-321-027).

- A-4 MEMORANDUM OF UNDERSTANDING WITH THE CITIES OF SAN LUIS OBISPO AND PASO ROBLES FOR SHARING POLICY BOARD, OPERATIONS BOARD, AND COMMUNITY ADVISORY COMMITTEE SEATS ON CENTRAL COAST COMMUNITY ENERGY (FORMERLY KNOWN AS MONTEREY BAY COMMUNITY POWER); (CITY MANAGER)

RECOMMENDATION: Staff recommends the City Council:

1) Approve Memorandum of Understanding (MOU) with the Cities of San Luis Obispo and Paso Robles for sharing Policy Board, Operations Board, and Community Advisory Committee seats on Central Coast Community Energy (Attachment A) in a form substantially similar to Attachment A; and 2) Authorize the City Manager to execute the MOU in a form substantially similar to the form presented in Attachment A and subject to approval as to form by the City Attorney's Office.

- A-5 APPROVAL OF LICENSE AGREEMENT BETWEEN THE CITY OF MORRO BAY AND PG&E FOR CONTINUED ACCESS AND USE OF PG&E PROPERTY FOR THE MORRO BAY BIKE PARK; (CITY MANAGER)

RECOMMENDATION: Staff recommends the City Council approve the License Agreement with PG&E related to continued access and use of PG&E property for the existing Morro Bay Bike Park located on Little Morro Creek Road.

- A-6 ADOPTION OF RESOLUTION NO. 97-20 AUTHORIZING THE CITY OF MORRO BAY TO ENTER INTO A 2020/2021 SURRENDERED AND ABANDONED VESSEL EXCHANGE GRANT CONTRACT WITH THE STATE OF CALIFORNIA DIVISION OF BOATING AND WATERWAYS IN THE AMOUNT OF \$18,200.00 FOR REMOVAL OF ABANDONED/SURRENDERED VESSELS AND HAZARDS TO NAVIGATION; (HARBOR DEPARTMENT)

RECOMMENDATION: Staff recommend the City Council adopt Resolution No. 97-20 authorizing the Harbor Director to execute the attached 2020/2021 Surrendered

and Abandoned Vessel Exchange (SAVE) Grant Contract Agreement #C20S0604 with the California Division of Boating and Waterways (DBW) for \$18,200.00 for the funding of removal of abandoned/surrendered vessels and hazards to navigation.

- A-7 REVIEW AND ADOPT RESOLUTION NO. 98-20 ACCEPTING THE MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN AND APPROVING MORRO BAY LOCAL HAZARD MITIGATION PLAN ANNEX D; (FIRE DEPARTMENT)

RECOMMENDATION: Staff recommends the City Council adopt Resolution 98-20 approving the San Luis Obispo County Multi-Jurisdictional Hazard Mitigation Plan update and City of Morro Bay Local Hazard Mitigation Plan Annex D.

Mayor Headding opened public comment for the Consent Agenda; seeing none, the public comment period was closed.

Council Member Davis pulled Item A-5 for comment. Council Member Heller pulled Items A-3, A-6 and A-7.

MOTION: Council Member Addis moved approval of all items on Consent except Items A-3, A-5, A-6 and A-7. The motion was seconded by Council Member Heller and carried 5-0 by roll call vote.

- A-3 ADOPTION OF RESOLUTION NO. 93-20 APPROVING A 1-YEAR LEASE AGREEMENT WITH TRAVIS FORD (ROCK HARBOR MARKETING) FOR PROPERTY LOCATED AT 781 MARKET STREET; (COMMUNITY DEVELOPMENT DIRECTOR)
<https://youtu.be/n-VTVuH70SQ?t=1093>

- A-6 ADOPTION OF RESOLUTION NO. 97-20 AUTHORIZING THE CITY OF MORRO BAY TO ENTER INTO A 2020/2021 SURRENDERED AND ABANDONED VESSEL EXCHANGE GRANT CONTRACT WITH THE STATE OF CALIFORNIA DIVISION OF BOATING AND WATERWAYS IN THE AMOUNT OF \$18,200.00 FOR REMOVAL OF ABANDONED/SURRENDERED VESSELS AND HAZARDS TO NAVIGATION; (HARBOR DEPARTMENT)
<https://youtu.be/n-VTVuH70SQ?t=1143>

- A-7 REVIEW AND ADOPT RESOLUTION NO. 98-20 ACCEPTING THE MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN AND APPROVING MORRO BAY LOCAL HAZARD MITIGATION PLAN ANNEX D; (FIRE DEPARTMENT)
<https://youtu.be/n-VTVuH70SQ?t=1192>

Staff responded to Council questions regarding Items A-3, A-6 and A-7.

MOTION: Council Member Heller moved approval of Items A-3, A-6 and A-7. The motion was seconded by Council Member Addis and carried 5-0 by roll call vote.

- A-5 APPROVAL OF LICENSE AGREEMENT BETWEEN THE CITY OF MORRO BAY AND PG&E FOR CONTINUED ACCESS AND USE OF PG&E PROPERTY FOR THE MORRO BAY BIKE PARK; (CITY MANAGER)
<https://youtu.be/n-VTVuH70SQ?t=1318>

In addition to CCCMB the City's partner in maintaining the Bike Park, Council Member Davis recognized Morro Bay in Bloom for their efforts to beautify and maintain the surrounding area.

MOTION: Council Member Davis moved approval of Item A-5. The motion was seconded by Council Member Heller and carried 5-0 by roll call vote.

B. PUBLIC HEARINGS

- B-1 ADOPTION OF RESOLUTION NO. 96-20, WHICH RESCINDS RESOLUTION NO. 60-20 AND AMENDS THE FY 2020/21 MASTER FEE SCHEDULE REVISING BUILDING PERMIT AND FIRE PLAN REVIEW FEES AND ADDS A NEW FEE FOR COMMERCIAL CANNABIS BACKGROUND INVESTIGATIONS; (COMMUNITY DEVELOPMENT DEPARTMENT)
<https://youtu.be/n-VTVuH70SQ?t=1394>

Community Development Director Graham provided the report and responded to Council inquires.

Mayor Headding opened the Public Hearing and public comment for Item B-1.

Angelica Sanchez, Director of Government Affairs for Perfect Union, spoke in support of Item B-1, stating her appreciation for establishing a fixed cost for background investigations.

The Public Hearing was closed.

MOTION: Council Member McPherson moved to adopt Resolution No. 96-20, which rescinds Resolution No. 60-20 and amends the City's Master Fee Schedule for Fiscal Year (FY) 2020/21 to include revised Building Permit and Fire Plan Review fees and adds a new fee for the Police Department to cover commercial cannabis business employee background investigations. The motion was seconded by Council Member Davis and carried 5-0 by roll call vote.

C. BUSINESS ITEMS

- C-1 WATER RECLAMATION FACILITY (WRF) PROJECT CONVEYANCE FACILITIES CONSTRUCTION CONTRACT AWARD IN THE AMOUNT OF \$31,493,675, HYDROGEOLOGICAL WORK CONTRACT AMENDMENT IN THE AMOUNT OF \$530,000 FOR THE NEXT PHASE OF HYDROGEOLOGICAL WORK (PHASE 3), REJECTING A BID PROTEST AND REVIEW OF THE WRF QUARTERLY REPORT AND RECOMMENDED SCHEDULE OF REPORTING; (PUBLIC WORKS DEPARTMENT)
<https://youtu.be/n-VTVuH70SQ?t=2758>

Water Reclamation Facility Program Manager Casares provided the report and, along with City Engineer Livick, responded to Council inquires.

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

Betty Winholtz, Morro Bay, stated her concerns regarding the west side alignment and overall cost of the WRF project.

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

MOTION: Council Member McPherson moved to reject the bid protest filed by W.A. Rasic and authorize the City Manager to execute a contract with Anvil

Builders in the amount of \$31,493,675 for construction of the Conveyance Facilities component of the Water Reclamation Facility Project; and authorize the City Manager to execute a contract amendment with GSI Water Solutions Inc. (GSI) in the amount of \$530,000 to provide Phase 3 hydrogeological services for the Project; and approve the proposed modified schedule for WRF Monthly and Quarterly reporting. The motion was seconded by Council Member Addis for discussion.

AMENDED MOTION Council Member Addis requested the motion be amended to also eliminate the WRF Project monthly reports and receive quarterly reports as a business item. Council Member McPherson accepted the friendly amendment. Following discussion, the motion carried 5-0 by roll call vote.

- C-2 INTRODUCTION AND FIRST READING OF ORDINANCE NO. 641; AMENDING TITLE 14 (BUILDING AND CONSTRUCTION) OF THE MORRO BAY MUNICIPAL CODE ADDING CHAPTER 14.43 (ELECTRIC VEHICLE CHARGING SYSTEMS), PROVIDING A STREAMLINED PERMITTING PROCESS FOR ELECTRIC VEHICLE CHARGING SYSTEMS AND FINDING THE ORDINANCE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; (COMMUNITY DEVELOPMENT)
<https://youtu.be/n-VTVuH70SQ?t=10696>

Community Development Director Graham provided the report and responded to Council inquires.

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

MOTION: Council Member Addis moved to introduce, by title only, and waive further reading of Ordinance No. 641 amending Title 14 (Building and Construction) of the Morro Bay Municipal Code by addition of Chapter 14.43 (Electric Vehicle Charging Systems) providing a streamlined permitting process for electric vehicle charging systems and finding the project exempt from the California Environmental Quality Act (CEQA). The motion was seconded by Council Member Heller and carried 5-0 by roll call vote.

- D. COUNCIL DECLARATION OF FUTURE AGENDA ITEMS
<https://youtu.be/n-VTVuH70SQ?t=11054>

Mayor Heading requested the Council review political contribution limits for Morro Bay elections, noting Assembly Bill (AB) 571 sets campaign contribution limits from any individual starting January 1, 2021, which will be enforced by the FPPC. There was full support for this item.

Council Member Addis commented on a resident request for a 4-way stop at Dunes and Main Streets, asking whether there was a need to agendaize for Council discussion. It was agreed staff would prepare a report on the process and criteria used to implement 4-way stops.

Council Member Addis requested Council discussion into a recent complaint regarding street sweeping services. Staff agreed to research the issue and provide a memo to Council regarding the effectiveness of the current contract and cost for improved services.

Council Member Heller commented the City of San Luis Obispo hired an additional consultant to analyze and manage processes in the City. It was noted this issue is calendared for discussion at the November 17, 2020 Special Meeting.

E. ADJOURNMENT

The meeting adjourned at 8:51 p.m.

Recorded by:

Dana Swanson
City Clerk