

*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 Heading                    Mayor  
                                 Dawn Addis                    Council Member  
                                 Laurel Barton                Council Member  
                                 Robert Davis                Council Member  
                                 Jeff Heller                    Council Member

ABSENT:                    None

STAFF:                    Scott Collins                    City Manager  
                                 Chris Neumeyer              City Attorney  
                                 Dana Swanson                City Clerk  
                                 Katie Lichtig                Interim Finance Director  
                                 Scot Graham                 Community Development Director  
                                 Steve Knuckles              Fire Chief  
                                 Jody Cox                      Police Chief  
                                 Eric Endersby                Harbor Director  
                                 Rob Livick                    City Engineer

ESTABLISH QUORUM AND CALL TO ORDER

Mayor Heading 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/IE8kpstAkYo?t=211>

CITY MANAGER REPORTS, ANNOUNCEMENTS AND PRESENTATIONS - None

PRESENTATIONS

<https://youtu.be/IE8kpstAkYo?t=989>

- Month of the Child and Child Abuse Prevention Proclamation presented to Mr. Ziyad Naccasha from the We Are the Care Initiative
- Eckerd Connects Workforce Development Presentation by Allison Schiavo

PUBLIC COMMENT

<https://youtu.be/IE8kpstAkYo?t=2098>

Ziyad Naccasha, We are the Care Initiative, expressed appreciation for the Month of the Child and Child Abuse Prevention Proclamation and encouraged community members to explore

[www.kidsareessential.org](http://www.kidsareessential.org) for more information and policies with regard to family friendly workplace practices.

Betty Winholtz, Morro Bay, announced the California Coastal Commission's decision to end off-road vehicle use at the Oceano Dunes in three years, asked when the Council would resume in-person meetings, expressed concern about the trimming of private trees during nesting season, and asked that the City remind homeowners and arborists they must comply with the City ordinance restricting tree removal and trimming during nesting season.

Sean Green, Morro Bay, commented on Council and advisory board protocol and encouraged the City to consider transitioning from on-line to hybrid meetings.

Mayor Headding closed public comment.

The Council and staff responded to issues raised during public comment.

A. CONSENT AGENDA  
<https://youtu.be/IE8kpstAkYo?t=2690>

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 MARCH 9, 2021, CITY COUNCIL MEETING;  
(ADMINISTRATION)

**RECOMMENDATION: Approve as submitted.**

A-2 APPROVAL OF MINUTES FOR THE MARCH 9, 2021, CITY COUNCIL SPECIAL  
MEETING; (ADMINISTRATION)

**RECOMMENDATION: Approve as submitted.**

A-3 APPROVAL OF MINUTES FOR THE MARCH 17, 2021, CITY COUNCIL SPECIAL  
CLOSED SESSION MEETING; (ADMINISTRATION)

**RECOMMENDATION: Approve as submitted.**

A-4 PROCLAMATION DECLARING APRIL 2021 AS FAIR HOUSING MONTH;  
(ADMINISTRATION)

**RECOMMENDATION: Approve as submitted.**

A-5 PROCLAMATION DECLARING APRIL 2021 AS MONTH OF THE CHILD AND CHILD  
ABUSE PREVENTION MONTH; (ADMINISTRATION)

**RECOMMENDATION: Approve as submitted.**

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

MOTION: Council Member Addis moved approval of all items on the Consent Agenda. The motion was seconded by Council Member Barton and carried 5-0 by roll call vote.

B. PUBLIC HEARINGS - None

C. BUSINESS ITEMS

C-1 1. ADOPTION OF RESOLUTION NO. 12-21, AUTHORIZING THE MAYOR TO SIGN THE PURCHASE AND SALE AGREEMENT (PSA) FOR ACQUISITION OF TWO PARCELS APN: 065-022-011 AND APN: 073-075-016, MORE COMMONLY KNOWN AS DOG BEACH; AND, AND RELATED AUTHORIZATIONS. 2. ADOPTION OF RESOLUTION 13-21, AUTHORIZING STAFF TO SUBMIT AN APPLICATION TO LAFCO INITIATING DETACHMENT PROCEEDINGS FOR APN: 065-022-010, AND RELATED AUTHORIZATIONS. PROPERTY WOULD BE DETACHED FROM WITHIN CITY BOUNDARY RESULTING IN LOT BEING LOCATED WITHIN UNINCORPORATED COUNTY OF SAN LUIS OBISPO. PROPERTY IS OWNED BY THE CAYUCOS SANITARY DISTRICT (CSD). 3. ADOPTION OF RESOLUTION 14-21, AUTHORIZING STAFF TO SUBMIT A SPHERE OF INFLUENCE (SOI) AMENDMENT TO THE SAN LUIS OBISPO LOCAL AGENCY FORMATION COMMISSION (LAFCO) TO ADD 5 LOTS ABOVE PANORAMA DRIVE TO THE CITY'S SOI, PAYMENT OF ADDITIONAL STUDIES, AND DEVELOPMENT LIMITATIONS. APN: 073-075-002 AND PORTIONS OF APN 073-076-016 (LOTS 2, 8, 7 & 6). LOTS ARE OWNED BY CHEVRON.; (COMMUNITY DEVELOPMENT DEPARTMENT)  
<https://youtu.be/IE8kpstAkYo?t=2769>

Community Development Director Graham provided the report and, along with City Attorney Neumeyer, responded to Council inquires.

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

Bruce Gibson, San Luis Obispo County District 2 Supervisor, spoke in support of the staff recommendation and the opportunity to complete a multi-purpose connector trail from Cayucos to Morro Bay.

Karl Schoettler, Morro Bay, recommended the potential building area in lot 33 behind Zanzibar be eliminated from the diagram.

Carole Truesdale, Morro Bay, opposed the item, stating the lots are unstable and would be difficult to insure. She added that she would feel better if the five lots were given to the City by Chevron in perpetuity to enjoy as open space.

Donald Headland, Morro Bay, opposed the adoption of Resolution No. 14-21, expressing concern about potential landslides. If the Council were to move forward, he suggested place a deed restriction limiting development to one residential home per lot, prohibiting subdividing them into smaller lots, requiring residential units to be built below the 200 ft. elevation, and that there be no utility easement allowed through the five lots to higher and more inland property.

Betty Winholtz, Morro Bay, inquired about the conservation agreement, opposed the purchase of Dog Beach, and expressed concern about potential landslides and increased risk for the City.

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

MOTION: Council Member Davis moved to adopt Resolution No. 12-21, authorizing the Mayor to sign the PSA, (subject to such non-substantive or minor modifications or amendments as may be necessary to complete the transaction, and subject to the City Attorney's approval as to form) for purchase of the two Dog Beach

lots (APNs 065-022-011 & 073-075-016), payment of City's closing costs, and City Manager to negotiate and execute related and necessary instruments (in a form approved by the City Attorney) and take further actions, as may be reasonably necessary, to complete the transaction. The motion was seconded by Mayor Heading and carried 4-1 by roll call vote with Council Member Heller opposed.

MOTION: Council Member Davis moved to adopt Resolution No. 13-21, authorizing Staff to submit an application to LAFCO initiating detachment proceedings for APN 065-022-010 removing the parcel from within City limits and returning it to the unincorporated area of the County of San Luis Obispo, and City Manager to take further actions, as may be reasonably necessary, for submission of a complete application. The motion was seconded by Mayor Heading and carried 4-1 by roll call vote with Council Member Heller opposed.

MOTION: Council Member Davis moved to adopt Resolution No. 14-21, authorizing submission by Staff of an application for a Sphere of Influence amendment to LAFCO adding the 5 lots above Panorama Drive owned by Chevron to the City's SOI, payment for any additional studies that may be needed for the application, and development limitations. The motion was seconded by Mayor Heading and carried 4-1 by roll call vote with Council Member Heller opposed.

C-2 REVIEW OPTIONS FOR IMPROVEMENTS TO PUBLIC TRASH AND RECYCLING RECEPTACLES AND PUBLIC RESTROOM MANAGEMENT IN THE EMBARCADERO AND MORRO ROCK PARKING LOT AREAS; (CITY MANAGER)  
<https://youtu.be/IE8kpstAkYo?t=6935>

City Manager Collins provided the report and responded to Council inquires.

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

Sean Green, Morro Bay, spoke regarding the need for public restrooms and clear signage along the Embarcadero.

Erica Crawford, Morro Bay Chamber of Commerce, spoke in support of the staff recommendation and expressed gratitude for City and TBID support.

An unknown resident suggested the City consider smaller solutions and requested trash cans be placed by the firepits at the Rock.

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

MOTION: Council Member Addis moved to approve hiring additional part-time consolidated maintenance workers to assist with trash and public restroom service on the Embarcadero and Morro Rock parking lot areas during the peak season months between April through October 2021 and splitting the cost between the Tourism Business Improvement District ("TBID") Fund and General Fund. The motion was seconded by Council Member Davis.

Following individual comments, the motion carried 5-0 by roll call vote.

C-3 CONSIDERATION OF RESOLUTION FOR 180-DAY WAIT PERIOD EXCEPTION FOR CALPERS RETIRED ANNUITANT / INTERIM FIRE CHIEF APPOINTMENT AND INTERIM FIRE CHIEF AGREEMENT – STEVEN KNUCKLES; (CITY MANAGER)  
<https://youtu.be/IE8kpstAkYo?t=9532>

City Manager Collins provided the report and responded to Council inquires.

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

MOTION: Council Member Addis moved to adopt Resolution No. 15-21 approving an exception to the 180-day waiting period for the position of Interim Fire Chief; and approve the Interim Fire Chief employment agreement between the City and Mr. Knuckles. 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/IE8kpstAkYo?t=10334>

Council Member Addis requested and received full support to bring forward the staff report from March 2020 providing options for local regulations to end gun violence.

Council Member Heller requested an agenda item that would explore restroom access, trash and signage concerns along the Embarcadero. The Council supported this item for consideration during the goals process.

Council Member Heller requested staff return with options for a replacement tree program for Council consideration to address those removed as part of the WRF construction project. The Mayor supported the item and suggested incorporating it into the WRF program.

E. ADJOURNMENT

The meeting adjourned at 8:32 p.m.

Recorded by:

  
Dana Swanson  
City Clerk

