



CITY OF MORRO BAY CITY COUNCIL AGENDA

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 Tuesday, August 10, 2021 – 5:30 P.M. Held Via Teleconference

ESTABLISH QUORUM AND CALL TO ORDER
MOMENT OF SILENCE
PLEDGE OF ALLEGIANCE
RECOGNITION
CLOSED SESSION REPORT
MAYOR & COUNCILMEMBERS' REPORTS, ANNOUNCEMENTS & PRESENTATIONS
CITY MANAGER REPORTS, ANNOUNCEMENTS AND PRESENTATIONS

PRESENTATIONS

- Proclamation honoring Council Member Robert "Red" Davis

PUBLIC COMMENT

Pursuant to Executive Order N-08-21, issued by Governor Newsom on June 11, 2021, this Meeting will be conducted telephonically through Zoom and broadcast live on Cable Channel 20 and streamed on the City website (click [here](#) to view). Please be advised that pursuant to the Executive Order, and to ensure the health and safety of the public by limiting human contact that could spread the COVID-19 virus, the Veterans' Hall will not be open for the meeting.

Public Participation:

In order to prevent and mitigate the effects of the COVID-19 pandemic, and limit potential spread within the City of Morro Bay, in accordance with Executive Order N-08-21, the City will not make available a physical location from which members of the public may observe the meeting and offer public comment. Remote public participation is allowed in the following ways:

- *Community members are encouraged to submit agenda correspondence in advance of the meeting via email to the City Council at council@morrobayca.gov prior to the meeting and will be published on the City website with a final update one hour prior to the meeting start time. Agenda correspondence received less than an hour before the meeting start time may not be posted until after the meeting.*
- *Members of the public may watch the meeting either on cable Channel 20 or as streamed on the City [website](#).*
- *Alternatively, members of the public may watch the meeting and speak during general Public Comment or on a specific agenda item by logging in to the Zoom webinar using the information provided below. Please use the "raise hand" feature to indicate your desire to provide public comment. Each speaker will be allowed three minutes to provide input.*

Please click the link below to join the webinar:

- <https://us02web.zoom.us/j/82722747698?pwd=aWZpTzcwTHlRTk9xaTlmWVNWRFUQT09>
Password: 135692
- Or Telephone Attendee: 1 (408) 638-0968 or 1 (669) 900 6833 or 1 (346) 248 7799; Webinar ID: 827 2274 7698; Password: 135692; Press *9 to “Raise Hand” for Public Comment

A. CONSENT AGENDA

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 APRIL 27, 2021, CITY COUNCIL MEETING;
(ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

- A-2 APPROVAL OF MINUTES FOR THE MAY 25, 2021, CITY COUNCIL MEETING;
(ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

- A-3 APPROVAL OF MINUTES FOR THE MAY 25 AND MAY 26, 2021, CITY COUNCIL
SPECIAL MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

- A-4 APPROVAL OF MINUTES FOR THE JUNE 8, 2021, CITY COUNCIL MEETING;
(ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

- A-5 APPROVAL OF MINUTES FOR THE JUNE 9, 2021, CITY COUNCIL SPECIAL
MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

- A-6 APPROVAL OF MINUTES FOR THE JULY 1, 2021, CITY COUNCIL SPECIAL CLOSED
SESSION MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

- A-7 APPROVAL OF MINUTES FOR THE JULY 7, 2021, CITY COUNCIL SPECIAL CLOSED
SESSION MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

- A-8 ADOPT RESOLUTION NO. 55-21 ESTABLISHING THE ANNUAL PROPOSITION 4
APPROPRIATIONS LIMIT FOR THE FISCAL YEAR 2021/22; (ADMINISTRATIVE
SERVICES DEPARTMENT)

RECOMMENDATION: Staff recommends the City Council adopt Resolution No. 55-21, which sets the Fiscal Year 2021/22 appropriations limit at \$30,559,247.

A-9 PROCLAMATION EXPRESSING APPRECIATION FOR THE DEDICATION AND PUBLIC SERVICE OF ROBERT "RED" DAVIS; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

B. PUBLIC HEARINGS

B-1 PUBLIC HEARING, AND ADOPTION OF RESOLUTION NO. 56-21, FOR MINOR REVISIONS TO THE ADOPTED FISCAL YEAR 2021/22 (FY 2021/22) MASTER FEE SCHEDULE; (ADMINISTRATIVE SERVICES DEPARTMENT)

RECOMMENDATION: Staff recommends that the City Council hold the public hearing, consider the proposed amendments to the Master Fee Schedule for FY 2021/22, and then adopt Resolution No. 56-21 (Attachment 1), which updates the City's Master Fee Schedule for FY 2021/22 to correct two fees that need to be consistent with State law and one revision of the explanation of the fee's applicability.

C. BUSINESS ITEMS

C-1 CONSIDERATION OF APPOINTMENT OF ROBERT NAVA TO THE PUBLIC WORKS ADVISORY BOARD; AND REAPPOINTMENT OF SUSAN STEWART TO THE PLANNING COMMISSION CONSISTENT WITH COUNCIL APPROVAL OF SPECIAL REQUIREMENT FOR NON-RESIDENT; (CITY CLERK)

RECOMMENDATION: Staff recommends the City Council:

1. Interview and consider the appointment of Robert Nava to the Public Works Advisory Board (PWAB) for the remainder of a term ending January 31, 2023; and
2. Consider reappointment of Susan Stewart to the Planning Commission for the remainder of a term ending January 31, 2023, with the formal approval of special requirement that her non-residency in Morro Bay will be excepted for this appointment due to unique and qualifying circumstances.

C-2 ONE-YEAR REVIEW OF THE WATERFRONT RV CAMPING PILOT PROGRAM, AND CITY COUNCIL INPUT AND RECOMMENDATIONS ON THE FUTURE OF THE PROGRAM; (HARBOR DEPARTMENT)

RECOMMENDATION: Staff recommends the Waterfront RV Camping pilot program be established on a permanent basis at the Morro Creek, Maritime Museum and Tidelands sites, pending approval by the California Coastal Commission and to include consideration of a future Camp Host method of management, as outlined in this report.

C-3 APPROVAL OF AMENDMENT 3 TO THE CONSULTANT AGREEMENT FOR IMPLEMENTATION OF THE FIRST PHASE OF THE MORRO BAY [ONEWATER PLAN](#) (WATER AND WASTEWATER) AND AUTHORIZATION FOR THE CITY MANAGER TO SIGN THE AMENDMENT; (PUBLIC WORKS DEPARTMENT)

RECOMMENDATION: Staff recommends the City Council:

1. Approve and authorize the City Manager to execute a time and materials amendment to the consultant agreement with Cannon Corporation (Cannon) for additional engineering services necessary to complete and implement the first phase of the OneWater Plan projects in an amount not to exceed \$100,000 without prior written authorization. This will result in a total contract authorization of \$991,335., and
2. Direct staff to return to Council during quarterly budget review with budget amendments necessary to accommodate additional design scope and to advance these projects in FY 21/22 rather than in FY 22/23.

- C-4 PROCEDURE FOR FILLING VACANCY ON THE CITY COUNCIL AND SELECTION OF METHOD FOR (OPTIONAL) TEMPORARY COUNCIL APPOINTMENT UNTIL SPECIAL ELECTION IS HELD; (ADMINISTRATION)

RECOMMENDATION: Receive information and provide direction to fill the Council seat vacated as a result of the passing of Council Member Robert “Red” Davis.

- D. COUNCIL DECLARATION OF FUTURE AGENDA ITEMS

- E. ADJOURNMENT

The next Regular Meeting will be held on **Tuesday, August 24, 2021 at 5:30 p.m.** via teleconference.

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 CITY HALL FOR ANY REVISIONS OR CALL THE CLERK'S OFFICE AT 805-772-6205 FOR FURTHER INFORMATION.

MATERIALS RELATED TO AN ITEM ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKET ARE AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST BY CALLING THE CITY CLERK'S OFFICE AT 805-772-6205.

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN A CITY MEETING, PLEASE CONTACT THE CITY CLERK'S OFFICE AT LEAST 24 HOURS PRIOR TO THE MEETING TO INSURE REASONABLE ARRANGEMENTS CAN BE MADE TO PROVIDE ACCESSIBILITY TO THE MEETING.

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
	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
	Eric Endersby	Harbor Director
	Matt Vierra	Fire Marshal
	Rob Livick	City Engineer
	Cindy Jacinth	Senior Planner
	Michael Wambolt	Tourism Contractor

ESTABLISH QUORUM AND CALL TO ORDER

Mayor Headding called the meeting to order at 5:30 p.m., with all but Council Member Barton present. Council Member Barton joined the meeting at 5:40 p.m.

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/1cg1OkKkGws?t=186>

CITY MANAGER REPORTS, ANNOUNCEMENTS AND PRESENTATIONS - None

<https://youtu.be/1cg1OkKkGws?t=700>

PRESENTATIONS

<https://youtu.be/1cg1OkKkGws?t=800>

- Assistance with Utilities Presentation by CPUC Local Government Liaison, Christopher Moore
- Recreation Program Update by Kirk Carmichael

PUBLIC COMMENT

<https://youtu.be/1cg1OkKkGws?t=2243>

Betty Winholtz, Morro Bay, objected to tree trimming being allowed during bird nesting season, recommended a public service announcement regarding appropriate use of throw-away wipes and their impact on sewer plants, suggested more diversity is needed on advisory committees, and requested transparency regarding WRF pipeline construction.

Joan Solu, Morro Bay, spoke in favor of Agenda item C-1 regarding the reformation of the TBID.

Michael Martz spoke regarding Item B-1, requesting the City consider the owners' request to re-zone Sheperd property adjacent to the retirement center and water reclamation facility to increase density and allow for multi-family units.

Mayor Headding closed public comment.

A. CONSENT AGENDA
<https://youtu.be/1cg1OkKkGws?t=2917>

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 PROGRESS CHECK #2 FOR TLC FAMILY ENTERPRISES' REDEVELOPMENT PROJECT OF LEASE SITE 87-88/87W-88W, LOCATED AT 833 EMBARCADERO ROAD; (HARBOR DEPARTMENT)

RECOMMENDATION: Progress Check #2 for TLC Family Enterprises' Redevelopment Project of Lease Site 87-88/87W-88W, Located at 833 Embarcadero Road

- A-2 AUTHORIZATION TO ACCEPT, IF AWARDED, STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER) GRANT, TO FUND FOUR LIMITED TERM FIREFIGHTERS FOR THE MBFD, WITH NO MATCHING FUNDS REQUIRED FROM THE CITY; (FIRE DEPARTMENT)

RECOMMENDATION: Authorization for the Fire Department to accept, if awarded, a grant from the Department of Homeland Security and Federal Emergency Management Agency for funding under the Staffing for Adequate Fire and Emergency Response (SAFER) Grant for the hiring of up to four limited term firefighters.

- A-3 ADOPTION OF RESOLUTION NO. 19-21 AUTHORIZING THE CITY MANAGER TO FILE AN APPLICATION AND EXECUTE A GRANT AGREEMENT, IF AWARDED, WITH THE UNITED STATES BUREAU OF RECLAMATION FOR A GRANT OF UP TO \$20 MILLION, PURSUANT TO THE WATER INFRASTRUCTURE IMPROVEMENTS TO THE NATION ACT, FOR THE WATER RECLAMATION FACILITY PROJECT; (PUBLIC WORKS DEPARTMENT/FINANCE DEPARTMENT)

RECOMMENDATION: Staff recommends City Council adopt Resolution No. 19-21 entitled "A Resolution of the City Council of City of Morro Bay, California, authorizing the City Manager to file an application and execute a grant agreement with the United States Bureau of Reclamation for a grant pursuant to the Water Infrastructure Improvements to the Nation Act (Public Law 114-322), for the Water Reclamation Facility project."

Specifically, Resolution No. 19-21 authorizes the following action: 1) Approves the application and authorizes the City Manager to File the Application to the U.S.

Bureau of Reclamation (Reclamation) for a Title XVI Grant under the Water Infrastructure Improvements to the Nation Act; 2) Authorizes the City Manager to negotiate and sign the Grant Agreement and related documents; 3) Represents that the City has sufficient funds of its own in addition to the Grant.

- A-4 APPROVAL OF SECOND AGREEMENT BETWEEN THE SAN LUIS OBISPO COUNTY INTEGRATED WASTE MANAGEMENT AUTHORITY (“IWMA”), THE CAYUCOS SANITARY DISTRICT (“CSD”) AND THE CITY OF MORRO BAY (“CITY”) FOR THE OPERATION OF A HOUSEHOLD HAZARDOUS WASTE COLLECTION FACILITY AT 170 ATASCADERO ROAD; (CITY MANAGER)

RECOMMENDATION: Staff recommends the Council approve and authorize the City Manager to execute the Second Agreement between the San Luis Obispo County Integrated Waste Management Authority (“IWMA”), the Cayucos Sanitary District (“CSD”) and the City of Morro Bay for the continued operation of a household hazardous waste collection facility at 170 Atascadero Road through August 5, 2022.

Mayor Heading 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

- B-1 PUBLIC HEARING FOR CONSIDERATION OF PLAN MORRO BAY: GENERAL PLAN / LOCAL COASTAL PROGRAM UPDATE AND THE FINAL ENVIRONMENTAL IMPACT REPORT AND RELATED DOCUMENTS AND TO PROVIDE DIRECTION, AS DEEMED APPROPRIATE; (COMMUNITY DEVELOPMENT)
<https://youtu.be/1cg1OKKkGws?t=3014>

Community Development Director Graham and Senior Planner Jacinth provided the report and, along with Amy Sinsheimer of Placeworks Inc., responded to Council inquiries.

Council Member Davis announced ex parte communications with the Harbor Lease Group and Erica Crawford, Morro Bay Chamber of Commerce.

Mayor Heading opened the Public Hearing and Public Comment.

Kristen Headland, Morro Bay, spoke regarding land use density for 3300 Panorama Drive and asked the Council to correct the record and change the land use designation back to moderate or low-medium density residential.

Betty Winholtz, Morro Bay, objected to not dealing with the environmental document first, Regarding the Blueprint, she appreciated Policies 1.2 and 1.4 identify realistic development while balancing needs of tourists with residents; questioned Policy 3.7 which discusses outward expansion but has no implementation items; opined the language in Policies 4.2 and 4.5 does not honor Measure D as it allows for modifying and interim uses; was concerned the language in 8.15 related to design flexibility is too broad; and suggested the bicycle/pedestrian connector to Cayucos be mentioned in both the Blueprint and Greenprint documents.

Smith Held, Vice President of Embarcadero Leaseholder’s Group, expressed concern the Plan diminishes the ability to achieve new development on the lease sites. He interpreted

Policy LU-8.3 to require a new discretionary permit every 20 years and developers cannot recoup their investment in that timeframe. He suggested the documents provided too much specificity and City needs flexibility to grant variances to approve the lease site projects it desires.

Cherise Hansson, Morro Bay, requested the Council direct the Harbor Advisory Board to review the document and provide recommendations related to lease site development prior to final acceptance.

Bob Fowler submitted written comments and recommendations related to shoreline protective language and requested clarification this does not apply to the Embarcadero. He also expressed concern about the 25% requirement for lower-cost accommodations, and stated language related to lateral access and sea level rise was too specific for this level of document.

The public comment period and public hearing were closed.

The Council took a brief recess at 7:34 p.m. The meeting reconvened at 7:40 p.m. with all members present. Due to technical difficulties, Council Member Barton was present but was unable to provide comment during this portion of the meeting.

The City Council reviewed and provided comments on the Blueprint document. In response to concerns raised in agenda correspondence and public comment, the Council directed staff to follow up with Coastal Commission staff regarding the requirement to provide 25% of the rooms at affordable rates for lease site properties along the waterfront.

Mayor Heading announced this agenda item will be continued as a public hearing item to a date certain on May 11, 2021, at 5:30 p.m.

The Council did not take any formal action on this item.

C. BUSINESS ITEMS

- C-1 PUBLIC MEETING TO RECEIVE PUBLIC TESTIMONY ON (RE)FORMATION OF THE MORRO BAY TOURISM BUSINESS IMPROVEMENT DISTRICT AND LEVY OF ASSESSMENTS; (CITY MANAGER)
<https://youtu.be/1cg1OkKkGws?t=12128>

City Manager Collins provided the report.

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

Chuck Davison, President and CEO of Visit SLOCal, spoke in favor of transitioning to the 5-year renewal process.

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

The Council did not take any formal action on this item.

D. COUNCIL DECLARATION OF FUTURE AGENDA ITEMS
<https://youtu.be/1cg1OkKkGws?t=12742>

Council Member Heller proposed staff bring forward funding options for public improvements along the waterfront and received full support for the item.

Council Member Addis asked when items from the last meeting would come back for review. Staff offered to review and advise the Council via email.

E. ADJOURNMENT

The meeting adjourned at 9:07 p.m.

Recorded by:

Dana Swanson
City Clerk

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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
	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
	Greg Kwolek	Public Works Director
	Scot Graham	Community Development Director
	Steve Knuckles	Fire Chief
	Jody Cox	Police Chief
	Eric Endersby	Harbor Director

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/ERW7fGt7dPk?t=190>

CITY MANAGER REPORTS, ANNOUNCEMENTS AND PRESENTATIONS

<https://youtu.be/ERW7fGt7dPk?t=739>

PRESENTATIONS

<https://youtu.be/ERW7fGt7dPk?t=809>

- Hunger Awareness Day Proclamation Presented to Garret Olson, CEO of San Luis Obispo Food Bank
- Presentation of Proclamation Honoring Outgoing Del Mar Elementary Principal Janet Gould

PUBLIC COMMENT

<https://youtu.be/ERW7fGt7dPk?t=1579>

Jen Ford, Morro Bay, extended her gratitude to Del Mar Elementary School Principal, Janet Gould.

Judy Neuhauser, Los Osos, expressed concern regarding the bulldozing occurring in the creek area near the power plant and potential impacts on sensitive habitat and nesting birds.

Betty Winholtz, Morro Bay, thanked Ms. Gould for being supportive of the transportation needs of those attending the United Methodist Children's Center. She also inquired as to the return of in-person public meetings, and funding sources for the Rock parking lot and Veterans' Hall improvements.

Mayor Heading closed public comment.

Staff responded to issues raised during public comment.

A. CONSENT AGENDA
<https://youtu.be/ERW7fGt7dPk?t=2299>

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 APRIL 13, 2021 CITY COUNCIL MEETING;
(ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-2 APPROVAL OF MINUTES FOR THE MAY 11, 2021 CITY COUNCIL SPECIAL MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-3 APPOINTMENT OF MAYOR PRO TEMPORE HELLER AS COUNCIL LIAISON AND MAYOR HEADING AS THE ALTERNATE TO REACH'S SLO ADVISORY COMMITTEE; (MAYOR)

RECOMMENDATION: Receive the revised list of Discretionary Appointments which provides for the appointment of Mayor Pro Tem Jeff Heller as Council Liaison and Mayor Heading as the alternate to REACH's SLO Advisory Committee (and otherwise the list of Discretionary Appointments remains the same).

A-4 PROCLAMATION DECLARING JUNE 4, 2021 TO BE "HUNGER AWARENESS DAY"; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-5 PROCLAMATION RECOGNIZING THE OUTGOING PRINCIPAL OF DEL MAR ELEMENTARY JANET GOULD FOR HER YEARS OF SERVICE; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

Mayor Heading opened public comment for the Consent Agenda.

Betty Winholtz, Morro Bay, spoke regarding Item A-3 and asked why Council Member Barton does not have an advisory board liaison assignment.

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 Davis and carried 5-0 by roll call vote.

B. PUBLIC HEARINGS

- B-1 ADOPTION OF RESOLUTION NO. 20-21 FOR PLAN MORRO BAY CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT AND ADOPTING FINDINGS OF FACT, A STATEMENT OF OVERRIDING CONSIDERATIONS, MITIGATION MONITORING REPORTING PROGRAM AND THE GENERAL PLAN / LOCAL COASTAL PROGRAM UPDATE; (COMMUNITY DEVELOPMENT)
<https://youtu.be/ERW7fGt7dPk?t=2424>

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

Mayor Headding opened the Public Hearing and Public Comment.

Judy Neuhauser, President of Morro Coast Audubon Society, restated concerns regarding activities in the willows and pointed out the Plan states that ESHA includes willows, woodland and scrub environments.

Betty Winholtz, Morro Bay, questioned language in Policy C-1.6B which provides a buffer may be reduced per determination of City staff for sites where the linear distance is not met but the proposed project is separated by ESHA topography. She also requested clarification about the definition of urban and rural, and who makes that distinction.

Mayor Headding closed the Public Comment period and Public Hearing.

Staff responded to questions raised during public comment.

Council Member Heller stated he could not support approval until concerns regarding ESHA boundaries and requirements for Embarcadero businesses related to sea level rise were resolved.

MOTION: Mayor Headding moved to adopt Resolution No. 20-21 certifying the Final Environmental Impact Report and adopt the (i) Findings of Fact, (ii) Statement of Overriding Considerations, (iii) Mitigation Monitoring and Reporting Program, and (iv) Plan Morro Bay: General Plan/Local Coastal Program Update, and to direct staff to submit to the Coastal Commission an application for LCP amendment to certify Plan Morro Bay. The motion was seconded by Council Member Davis.

Following individual comments, the motion carried 4-1 by roll call vote with Council Member Heller opposed.

C. BUSINESS ITEMS

- C-1 REVIEW WRF QUARTERLY UPDATE REPORT AND PROVIDE DIRECTION AND INPUT AS DEEMED APPROPRIATE; (PUBLIC WORKS DEPARTMENT)
<https://youtu.be/ERW7fGt7dPk?t=4438>

WRF Program Manager Rhorer provided the report and responded to Council inquires.

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

Betty Winholtz, Morro Bay, raised questions various questions regarding the report.

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

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

The Council did not take any formal action on this item.

D. COUNCIL DECLARATION OF FUTURE AGENDA ITEMS

<https://youtu.be/ERW7fGt7dPk?t=7358>

Council Member Addis requested support for facilitated process looking at opportunities that would focus on norms and team building, with a shared goal of making best decisions for our community. There was full Council support for this item.

E. ADJOURNMENT

The meeting adjourned at 7:38 p.m.

Recorded by:

Dana Swanson
City Clerk

MINUTES - MORRO BAY CITY COUNCIL
SPECIAL MEETINGS
MAY 25, 2021 - TELECONFERENCE – 3:00 P.M.
MAY 26, 2021 - TELECONFERENCE – 3:00 P.M.

AGENDA NO: A-3
MEETING DATE: August 10, 2021

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
	Laurel Barton	Council Member
	Robert Davis	Council Member
	Jeff Heller	Council Member

ABSENT: None

STAFF:	Scott Collins	City Manager
	Dana Swanson	City Clerk
	Katie Lichtig	Interim Finance Director
	Greg Kwolek	Public Works Director
	Scot Graham	Community Development Director
	Steve Knuckles	Fire Chief
	Eric Endersby	Harbor Director
	Doug Harbottle	Interim Budget & Accounting Manager
	Joe Mueller	Utilities Division Manager
	Rob Livick	City Engineer
	Kirk Carmichael	Recreation Manager

ESTABLISH QUORUM AND CALL TO ORDER

Mayor Headding established a quorum and called the meeting to order at 3:00 p.m. with all members present.

PUBLIC COMMENT FOR ITEMS ON THE AGENDA

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

SPECIAL MEETING AGENDA ITEM:

- I. FY 2021/22 OPERATING AND CAPITAL BUDGET STUDY SESSION
<https://youtu.be/9V86wmVDjB8>

City Manager Collins and Interim Finance Director Lichtig presented a general overview of the FY 21/22 Operating and Capital Budgets and responded to Council questions.

The Council did not take any formal action.

Mayor Headding continued the meeting to 3:00 p.m. on Wednesday, May 26, 2021.

The Council reconvened on May 26, 2021, at 3:00 p.m. with all members present.

SPECIAL MEETING AGENDA ITEM:

II. FY 2021/22 OPERATING AND CAPITAL BUDGET STUDY SESSION
<https://youtu.be/DHy5DOtgWBM?t=44>

Staff presented information in response to Council questions raised during the May 25, 2021, Budget Study Session and responded to Council inquiries.

New key projects proposed to be added to the budget document included:

- Council and staff training to protect the City with regard to Cyber Security, Phishing and Social Engineering;
- Research and return to Council after review by CFAC, recommendations about the advisability of establishing an IRS 115 Trust for future payment of pensions costs and irrevocable trust for Other Post-Employment Benefits (OPEB) unfunded liabilities; and
- Assist CFAC, as needed, with evaluation of City Council compensation.

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

Mayor Heading requested a Council sub-committee be established to review the General Fund and other Emergency Reserve Policies to address underfunded reserve concerns prior to budget adoption.

MOTION: Mayor Heading moved to create a sub-committee of two Council Members to review financial policies articulated yesterday afternoon and presented today and bring back to Council prior to, or with, the budget for consideration of implementing any changes that are recommended. The motion was seconded by Council Member Heller and carried 5-0 by roll call vote.

MOTION: Council Member Heller moved Mayor Heading and Council Member Davis constitute that sub-committee. The motion was seconded by Council Member Addis and carried 5-0 by roll call vote.

There was Council consensus to add the proposed key projects listed above to the budget document.

In addition to the above, the Council directed evaluation of the financial forecast tool and transition to a 5-year model; and explore moving tech programs to more streamlined, subscription type out-of-house service.

ADJOURNMENT

The meeting adjourned at 4:06 p.m.

Recorded by:

Dana Swanson
City Clerk

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
	Laurel Barton	Council Member
	Robert Davis	Council Member
	Jeff Heller	Council Member
ABSENT:	None	
STAFF:	Scott Collins	City Manager
	Chris Neumeyer	City Attorney
	Elena Gerli	Deputy City Attorney
	Dana Swanson	City Clerk
	Katie Lichtig	Interim Finance Director
	Greg Kwolek	Public Works Director
	Scot Graham	Community Development Director
	Steve Knuckles	Fire Chief
	Jody Cox	Police Chief
	Eric Endersby	Harbor Director
	Nancy Hubbard	Contract Planner
	Rob Livick	City Engineer
	Michael Wambolt	Tourism Contractor

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/Wg2el7yQ3mo?t=293>

CITY MANAGER REPORTS, ANNOUNCEMENTS AND PRESENTATIONS

<https://youtu.be/Wg2el7yQ3mo?t=817>

PRESENTATIONS

- Juneteenth Proclamation presented to NAACP representative, Paula Carr
<https://youtu.be/Wg2el7yQ3mo?t=1361>

PUBLIC COMMENT

<https://youtu.be/Wg2el7yQ3mo?t=1673>

Alissa Bright spoke regarding Item B-2, expressing concerns the proposed supportive housing project would be a big draw on emergency services.

Andrea Uribe, We Are the Care Initiative, spoke regarding the need for quality childcare and urged the City to invest 5% of ARP funds as an investment in families and the first five years of a child's life.

Erica Crawford, Morro Bay Chamber of Commerce, announced upcoming events including Shop, Sip & Stroll in the Downtown area Wednesday, June 30th, and a membership mixer in north Morro Bay mid-July.

Tyler Smith, Morro Bay, spoke regarding Item B-2, opposing the rehabilitation facility due to potential negative impacts on the community and drawdown of emergency services.

April Hook, Morro Bay, spoke against Rodeway Inn rehabilitation center and opined SB1322 allowed community members the right to designate where these types of facilities are located. She encouraged the Council to review the information submitted as agenda correspondence.

Dave Smith, Morro Bay, encouraged the Council to put restrictions and safeguards in place to limit the impacts the supportive housing project would have on the community.

Jeannie Mielke, Morro Bay, spoke against the rehabilitation facility based on its location and added private, for-profit facilities that are run poorly are a detriment to the community.

Mayor Heading closed public comment.

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

A. CONSENT AGENDA
<https://youtu.be/Wg2el7yQ3mo?t=2837>

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 MAY 11, 2021 CITY COUNCIL MEETING;
(ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-2 APPROVAL OF MINUTES FOR THE MAY 26, 2021 CITY COUNCIL SPECIAL CLOSED
SESSION MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-3 ANNUAL WATER REPORT AND RECOMMENDATION FOR ALLOCATION OF WATER
EQUIVALENCY UNITS (WEU) FOR FY2021/22; (PUBLIC WORKS DEPARTMENT)

RECOMMENDATION: Staff recommends the City Council review the annual water report and allocation of the FY 2021/22 Water Equivalency Units and adopt Resolution No. 27-21 with the following recommendations: 1) Allocate 50 Water Equivalency Units (WEUs) for residential development and 65 for commercial development for a total of 115 WEUs for FY2021/22; 2) Direct staff to Implement Mandatory Water Conservation Requirements for Severely Restricted Water Supply

Conditions if the Governor of California declares a state of emergency including San Luis Obispo County specifically due to drought.

- A-4 APPOINTMENT OF CAL MYERS AS THE RECREATIONAL BOATING REPRESENTATIVE ON THE HARBOR ADVISORY BOARD; (CITY CLERK)

RECOMMENDATION: Staff recommends the City Council appoint Cal Myers to the Harbor Advisory Board (HAB) as the Recreational Boating Representative to complete an unexpired term through January 31, 2023.

- A-5 PROCLAMATION DECLARING SATURDAY, JUNE 19, 2021 AS "JUNETEENTH DAY"; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

Mayor Heading opened public comment for the Consent Agenda.

Betty Winholtz, Morro Bay, expressed concern regarding Item A-3 and urged the Council modify the number of WEU's to encourage more multi-family housing than commercial development.

The public comment period was closed.

Mayor Heading pulled Item A-3.

MOTION: Council Member Barton moved approval of Items A-1, A-2, A-4 and A-5. The motion was seconded by Council Member Addis and carried 5-0 by roll call vote.

- A-3 ANNUAL WATER REPORT AND RECOMMENDATION FOR ALLOCATION OF WATER EQUIVALENCY UNITS (WEU) FOR FY2021/22; (PUBLIC WORKS DEPARTMENT)
<https://youtu.be/Wg2el7yQ3mo?t=3087>

City Engineer Livick responded to questions raised in agenda correspondence and public comment.

MOTION: Mayor Heading moved approval of Item A-3. The motion was seconded by Council Member Davis and carried 5-0 by roll call vote.

B. PUBLIC HEARINGS

- B-1 RESOLUTION DECLARING RESULTS OF MAJORITY PROTEST PROCEEDINGS AND (RE)ESTABLISHING (IF NO MAJORITY PROTEST) THE MORRO BAY TOURISM BUSINESS IMPROVEMENT DISTRICT, TO HELP FUND SALES, MARKETING, AND COMMUNICATION PROGRAMS FOR MORRO BAY LODGING BUSINESSES AND VACATION RENTAL BUSINESSES, PURSUANT TO THE PROPERTY AND BUSINESS IMPROVEMENT DISTRICT LAW OF 1994; (CITY MANAGER)
<https://youtu.be/Wg2el7yQ3mo?t=3500>

City Manager Collins provided the report and, along with Tourism Contractor Wambolt, was available to respond to Council inquires.

Mayor Heading opened the Public Hearing.

Mayor Heading opened Public Comment.

Chuck Davison, President and CEO of Visit SLOCal, offered his support in the establishment of the Morro Bay Tourism Business Improvement District under the 1994 law.

The Public Comment period and Public Hearing were closed.

MOTION: Council Member Davis moved to adopt Resolution No. 28-21 declaring the results of majority protest and re-establishing the Morro Bay Tourism Business Improvement District, to help fund sales, marketing, and communications programs for the Morro Bay lodging businesses and vacation rental businesses, pursuant to the Property and Business Improvement District Law of 1994. The motion was seconded by Council Member Addis and carried 4-0-1 by roll call vote with Council Member Barton absent.

B-2 APPEAL FILED ON APRIL 28, 2021 OF THE PLANNING COMMISSION'S DENIAL OF AN APPEAL OF THE ADMINISTRATIVELY ISSUED MINOR USE PERMIT (MUP20-02), APPROVING A CHANGE IN USE FROM A MOTEL (FORMERLY TWIN BAY INN AND BEST WESTERN) TO SUPPORTIVE HOUSING. THE ZONING OF THE SITE IS MCR/R-4/SP AND IS NOT LOCATED IN THE COASTAL APPEALS JURISDICTION. AS REQUIRED BY STATE LAW, SUPPORTIVE HOUSING IS A USE ALLOWED BY RIGHT IN BOTH THE MCR AND THE R-4 ZONES; (COMMUNITY DEVELOPMENT)
<https://youtu.be/Wg2el7yQ3mo?t=4210>

Assistant Planner Hubbard provided the report and, along with Deputy City Attorney Elena Gerli, City Attorney Neumeyer, and Community Development Director Graham, responded to Council inquires.

Mayor Headding opened the Public Hearing.

Ashley Smith, Appellant, restated information and concerns raised in the Appeal and submitted as agenda correspondence and asked the Council to deny the project or postpone the vote until it had reviewed all the evidence.

Brian Der Vartanian, spoke on behalf of the Applicant, Morro Bay Recovery, responded to issues raised in the Appeal and offered to make State licensing compliance reports available for review by the City.

Organes Nardos, Executive Director of Absolute Control, spoke on behalf of the Applicant and clarified he was assisting Mr. Der Vartanian with licensing and program development but had no ownership or financial interest in Morro Bay Recovery.

Mayor Headding opened Public Comment.

Susan McDaniel, Morro Bay, supported the need for professional treatment but was concerned by the lack of clear, complete and consistent information from the Morro Bay Recovery team.

Tyler Smith, Morro Bay, urged the Council to deny the project, noting there was ample evidence of safety concerns.

Tim Gailey, Morro Bay, expressed concerns regarding proximity to schools and urged the Council to vote no.

Leah agreed with concerns regarding the facility's proximity to schools and asked the Council to vote no.

Rich Donald, Rodeway Inn General Manager, responded to concerns raised regarding public safety.

Natalie Penny, Morro Bay, opposed the project based on its proximity to family neighborhood and schools.

Nathan Parks, Morro Bay, opposed the project and believed the information provided was adequate to defend a no vote.

The Public Comment period and Public Hearing were closed.

MOTION: Mayor Headding moved to deny the appeal and uphold the Planning Commission decision and the Director's approval of Minor Use Permit (MUP20-02) allowing the change in use to supportive housing in compliance with the requirements of the Morro Bay Municipal Code, by adopting Resolution No. 29-21, with two additional conditions: 1) have the applicant mandated to timely provide copies to the City of any reporting required by the California Department of Health Care Services, provided that any information identifying residents of the facility, any private medical information, or information protected from disclosure by law shall be redacted; and 2) the applicant provide the City with notice of any findings of violation or disciplinary action taken by the California Department of Health Care Services against the facility within 30 days of receiving a determination by the department. The motion was seconded by Council Member Heller for discussion.

Brian Der Vartanian, Applicant, agreed to the two added conditions.

City Attorney Neumeyer confirmed the Minor Use Permit would be amended to add the two new conditions.

Mayor Headding reopened the public hearing public comment; seeing none, the public hearing was closed.

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

C. BUSINESS ITEMS

C-1 DISCUSSION OF REVENUE OPPORTUNITIES AND NEEDS FOR HARBOR FUND;
(HARBOR DEPARTMENT)
<https://youtu.be/Wg2el7yQ3mo?t=11110>

Harbor Director Endersby provided the report and responded to Council inquires.

The Council provided individual comments regarding the need for a steady revenue stream to address unmet capital improvements and infrastructure needs along the waterfront.

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

The Council did not take any formal action on this item.

D. COUNCIL DECLARATION OF FUTURE AGENDA ITEMS
<https://youtu.be/Wg2el7yQ3mo?t=12429>

None

E. ADJOURNMENT

The meeting adjourned at 8:56 p.m.

Recorded by:

Dana Swanson
City Clerk

MINUTES - MORRO BAY CITY COUNCIL
SPECIAL MEETING – JUNE 9, 2021
TELECONFERENCE – 5:00 P.M.

AGENDA NO: A-5
MEETING DATE: August 10, 2021

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
 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
 Scot Graham Community Development Director
 Rob Livick City Engineer

ESTABLISH QUORUM AND CALL TO ORDER

Mayor Headding established a quorum and called the meeting to order at 5:00 p.m. with all members present.

PUBLIC COMMENT FOR ITEMS ON THE AGENDA

<https://youtu.be/Xazcz4HT3X4?t=181>

Mayor Headding opened public comment.

Jane Heath, Morro Bay, commented a \$3 Million payment to the City may not be sufficient incentive to demolish the stacks and asked the Council to consider negotiating a more appropriate incentive so that the likelihood of completing the demolition is increased.

Norm Williams stated \$450,000 in property tax revenue was not enough based on the risk incurred and urged the City to negotiate a better deal. He also suggested if the stacks were removed, the area be reserved for open space or a park, not expansion of the battery project.

The public comment period was closed.

SPECIAL MEETING AGENDA ITEM:

- I. BINDING MEMORANDUM OF UNDERSTANDING AGREEMENT BETWEEN THE CITY OF MORRO BAY AND VISTRA CORP TO PURCHASE NECESSARY WRF EASEMENTS FOR \$1, SETTLE EMINENT DOMAIN LAWSUIT, AMEND ENCUMBRANCE ON DEVELOPMENT OF SHUTTERED POWER PLANT SITE, AND ADDRESS POSSIBLE DEVELOPMENT; (CITY MANAGER)

<https://youtu.be/Xazcz4HT3X4?t=649>

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

MOTION: Council Member Addis moved to approve, and authorize the Mayor to execute, the binding Memorandum of Understanding agreement between the City and Vistra Corp which purchases necessary WRF easements for \$1, settles eminent domain lawsuit, amends encumbrances on development of shuttered Morro Bay Power Plant site, and addresses possible development. The motion was seconded by Mayor Heading and carried 5-0 by roll call vote.

ADJOURNMENT

The meeting adjourned at 6:12 p.m.

Recorded by:

Dana Swanson
City Clerk

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AGENDA NO: A-8
MEETING DATE: August 10, 2021

Staff Report

TO: Honorable Mayor and City Council **DATE:** July 26, 2021
FROM: Sarah Johnson-Rios, Assistant City Manager/Admin Services Dir.
SUBJECT: Adopt Resolution No. 55-21 Establishing the Annual Proposition 4 Appropriations Limit for the Fiscal Year 2021/22

RECOMMENDATION

Staff recommends the City Council adopt Resolution No. 55-21, which sets the Fiscal Year 2021/22 (FY 2021/22) appropriations limit at \$30,559,247.

FISCAL IMPACT

None.

SUMMARY

State law requires the adoption of an annual appropriations limit, which restricts the growth of tax-funded programs and services by limiting the appropriation of proceeds of taxes. For FY 2021/22, the City of Morro Bay continues to remain well under its appropriations limit.

BACKGROUND

Proposition 4, more commonly known as the Gann Initiative, was approved by the California electorate in November 1979. It is intended to restrict growth of tax-funded programs and services by limiting the appropriation of the proceeds of taxes to the 1978/79 base year limit, as adjusted annually for changes in population and inflation. Proceeds of taxes, in excess of the appropriations limit, with some exceptions, must be returned to the taxpayers by refund or reduction in tax rates, unless an extension of the limit is approved by majority popular vote. Proceeds of taxes include tax revenues and investment earnings, related to those tax revenues, proceeds from licenses and users/charges to the extent that they exceed the cost to cover those services, and discretionary tax funds used for contingency, emergency, unemployment, reserve and retirement sinking funds, trust, or similar funds.

In June 1990, the California voters approved Proposition 111, amending the Gann Initiative to provide local agencies with the option of using either the city or county population change percentage (whichever is greater). Another provision of the amendment states that the Gann limit would be triggered only if tax proceeds exceed the limit for two consecutive fiscal years. Additionally, the proposition requires an annual review of the appropriations limit calculation by a qualified independent auditor, in conjunction with the annual financial audit.

The City is calculating this limit using the City of Morro Bay population change and the California Per Capita Personal Income ("CPCPI"). According to the estimates received from the California Department of Finance office, the population of Morro Bay decreased by -0.30 percent between

Prepared By: SJR Dept Review: SJR
City Manager Review: SC City Attorney Review: CFN

January 1, 2020 and January 1, 2021. The CPCPI increased by 5.73 percent. Applying these factors results in:

2021-22 Population and CPI Factor Calculation:

Per Capita Cost of Living Change = 5.73 percent

Population Change = -0.30 percent

Per Capita Cost of Living converted to a ratio: $(5.73 + 100)$ divided by 100 = 1.0573

Population converted to a ratio: $(-0.30 + 100)/100 = 0.997$

Calculation Factor for FY 2021/22: $1.0573 \times 0.997 = 1.0541281$

Prior year limit		\$28,990,070
Calculation Factor per DOF guidance	x	<u>1.0541281</u>
Equals Appropriation Limit	=	<u><u>\$30,559,247</u></u>

The FY 2021/22 budget estimate of revenues from the proceeds of taxes is \$14,647,636 which is well below the appropriations limit (by \$15,911,511 or 52%). Thus, the City's finances are not impacted by the appropriation limit, and it is recommended that City Council approve Resolution No. 55-21.

The calculation of estimated proceeds of taxes for FY 2021/22 is shown in detail in Attachment 2.

The calculation of FY 2021/22 Appropriations Limit is shown in Attachment 3, along with a historical listing of prior year limits.

Attachment 4 is a copy of the California Department of Finance's change in population estimates between January 1, 2020 and January 1, 2021 and the California Department of Finance's cover letter and published CPCPI price factor.

ATTACHMENTS

1. Resolution No. 55-21 Establishing the Annual Proposition 4 Appropriations Limit for FY 2021/22
2. Calculation of the Estimated Proceeds of Taxes for FY 2021/22
3. Calculation of FY 2021/22 Appropriations Limit
4. California Department of Finance Published CPCPI and Population Estimates

RESOLUTION NO. 55-21

**RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF MORRO BAY, CALIFORNIA,
ESTABLISHING THE ANNUAL PROPOSITION 4
APPROPRIATIONS LIMIT FOR THE FISCAL YEAR 2021/22**

**THE CITY COUNCIL
City of Morro Bay, California**

WHEREAS, Article XIII B of the California Constitution restricts the appropriation of tax proceeds that the City receives in any given fiscal year; and

WHEREAS, the City has calculated the FY 2021/22 appropriations limit, in accordance with the provisions of Article XIII B of the California Constitution; and

WHEREAS, in June 1990, the California voters approved Proposition 111, amending the Gann Initiative to provide local agencies with the option of using either the city or county population change percentage.

WHEREAS, the City has complied with Government Code 7910.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Morro Bay, California, to adopt Resolution No. 55-21, which accepts the calculation of the FY 2021/22 appropriations limit, as prepared by the Morro Bay Finance Department, and establishes the FY 2021/22 appropriations limit at \$30,559,247.

PASSED AND ADOPTED, by the City Council of the City of Morro Bay, at a regular meeting thereof held on the 10th day of August 2021, by the following vote:

AYES:
NOES:
ABSENT:

JOHN HEADDING, Mayor

ATTEST:

DANA SWANSON, City Clerk

**CITY OF MORRO BAY
APPROPRIATION LIMIT DOCUMENTATION
FISCAL YEAR 2021/22**

	General	District Trans Tax	MBTBID	CTMD	GFER	GF Fac Maint	State Gas Tax	CDBG	Traffic Safety	SLESF COPS	Transit	LTF Roads	LTF Bikepaths	ARPA	Triangle Lot Boat Yard
Property taxes	4,992,835	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Other taxes:															
Sales tax	2,220,456	3,438,184	-	-	-	-	-	-	-	-	-	-	-	-	-
Franchises fees	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Other	1,416,432	-	926,015	340,141	-	-	-	-	-	-	-	-	-	-	-
Licenses/permits	3,577,868	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Revenue from other agencies:															
Intergovernmental	156,500	-	-	-	-	-	243,222	-	-	100,000	349,758	-	9,504	-	-
State/County grants	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Federal grants	-	-	-	-	-	-	-	93,956	-	-	-	-	-	1,261,055	-
Use of money and property:															
Interest	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Rent	7,000	-	-	-	-	24,000	-	-	-	-	-	-	-	-	43,000
Fines/Forfeitures	1,403,633	-	-	-	-	-	-	-	10,000	-	-	-	-	-	-
Charges for services	59,861	-	-	-	-	-	-	-	-	-	4,000	-	-	-	-
Other revenues	499,900	-	-	-	-	-	-	-	-	-	-	-	-	-	-
	14,334,485	3,438,184	926,015	340,141	-	24,000	243,222	93,956	10,000	100,000	353,758	-	9,504	1,261,055	43,000

	Water Ops	Sewer Ops	Harbor Ops & Equipment	Special Assessmt LMD	Special Assessmt LMD Cloisters	MB/CSD WWTF	Gov Impact	PEG Fees	State Park Marina	Housing In-Lieu	Water Accum	Sewer Accum	Harbor Accum	Capital Project Revenue	TOTAL ESTIMATED REVENUES
Property taxes	-	-	-	-	-	-	-	-	-	-	-	-	-	-	4,992,835
Other taxes:															-
Sales tax	-	-	-	-	-	-	-	-	-	-	-	-	-	-	5,658,640
Franchises fees	-	-	-	-	-	-	-	38,000	-	-	-	-	-	-	38,000
Other	-	-	-	5,645	148,944	-	-	-	-	-	-	-	-	-	2,837,177
Licenses/permits	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3,577,868
Revenue from other agencies:															-
State	-	-	-	-	-	-	-	-	-	-	-	-	-	300,000	1,158,984
State/County grants	-	-	-	-	-	-	-	-	-	-	-	-	-	622,774	622,774
Federal grants	-	-	111,200	-	-	-	-	-	-	-	-	-	-	-	1,466,211
Use of money and property:		20,000													20,000
Interest	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Rent	-	-	84,600	-	-	-	-	-	-	-	-	-	-	-	158,600
Fines/Forfeitures	55,000	38,000	2,000	-	-	-	-	-	-	-	-	-	-	-	1,508,633
Charges for services	5,831,200	5,920,393	2,037,300	-	-	2,610,832	42,650	-	92,000	10,000	-	-	-	-	16,608,236
Other revenues	1,654,000	1,921,212	-	-	-	-	15,500	-	-	117,806	-	-	-	88,914,928	93,123,346
	7,540,200	7,899,605	2,235,100	5,645	148,944	2,610,832	58,150	38,000	92,000	127,806	-	-	-	89,837,702	131,771,304

**CITY OF MORRO BAY
APPROPRIATION LIMIT DOCUMENTATION
FISCAL YEAR 2021/22**

<u>PROCEEDS OF TAXES CALCULATION</u>				<u>APPROPRIATION LIMIT CALCULATION</u>			
	[1] PROCEEDS OF TAXES	PROCEEDS OTHER THAN TAXES	TOTAL ESTIMATED REVENUES	YEAR	[2] CALIFORNIA PCPI CHANGE	[3] POPULATION CHANGE	LIMIT
PROPERTY TAXES	\$ 4,992,835	\$	\$ 4,992,835	1978-79	BASE YEAR		\$ 3,046,393
OTHER TAXES	8,495,817	38,000	8,533,817	1979-80	10.17%	1.38%	3,402,527
PERMITS		3,577,868	3,577,868	1980-81	10.53%	0.26%	3,770,591
REVENUE FROM AGENCIES				1981-82	9.12%	1.39%	4,171,660
STATE	1,158,984		1,158,984	1982-83	6.79%	2.04%	4,545,796
STATE/COUNTY GRANTS	-	622,774	622,774	1983-84	2.35%	1.81%	4,736,835
FEDERAL GRANTS	-	1,466,211	1,466,211	1984-85	4.74%	1.75%	5,048,185
USE OF MONEY & PROPERTY				1985-86	3.74%	1.62%	5,321,826
INTEREST	-	-	-	1986-87	2.30%	4.12%	5,668,530
RENT		158,600	158,600	1987-88	3.04%	2.93%	6,011,990
FINES & FORFIETURES		1,508,633	1,508,633	1988-89	3.93%	3.83%	6,487,570
CHARGES FOR SERVICES		16,608,236	16,608,236	1989-90	4.98%	3.92%	7,077,629
OTHER REVENUES		93,123,346	93,123,346	1990-91	4.21%	4.59%	7,714,137
	<u>\$ 14,647,636</u>	<u>\$ 117,103,668</u>	<u>\$ 131,751,304</u>	1991-92	4.14%	3.04%	8,277,721
				1992-93	-0.64%	1.00%	8,306,991
				1993-94	2.72%	1.86%	8,691,654
				1994-95	0.71%	1.40%	8,875,912
				1995-96	4.72%	1.60%	9,443,573
				1996-97	4.67%	2.31%	10,112,922
				1997-98	4.67%	2.06%	10,803,250
				1998-99	4.15%	2.70%	11,555,378
				1999-2000	4.53%	2.28%	12,354,234
				2000-01	4.91%	2.46%	13,279,663
				2001-02	7.82%	1.60%	14,547,223
				2002-03	-1.27%	1.80%	14,620,998
				2003-04	2.31%	1.32%	15,156,198
				2004-05	3.28%	1.15%	15,833,334
				2005-06	5.26%	1.19%	16,864,495
				2006-07	3.96%	0.73%	17,660,315
				2007-08	4.42%	0.96%	18,617,934
				2008-09	4.29%	1.12%	19,634,110
				2009-10	0.62%	1.01%	19,955,375
				2010-11	-2.54%	0.87%	19,617,710
				2011-12	2.51%	1.09%	20,329,315
				2012-13	3.77%	0.47%	21,194,880
				2013-14	5.12%	0.52%	22,395,914
				2014-15	-0.23%	0.09%	22,364,513
				2015-16	3.82%	0.78%	23,399,944
				2016-17	5.37%	0.77%	24,846,376
				2017-18	3.69%	0.59%	25,915,210
				2018-19	3.67%	0.35%	26,960,330
				2019-20	3.85%	0.24%	28,065,499
				2020-21	3.73%	-0.42%	28,990,070
				2021-22	5.73%	-0.30%	30,559,247
				PROCEEDS OF TAXES			<u>14,647,636</u>
				PROCEEDS OF TAXES UNDER APPROPRIATION LIMIT			<u>\$ 15,911,611</u>

[1] Per City of Morro Bay FY 21/22 Adopted Annual Budget, total *All Funds Revenues* less transfers.

[2] Per State Department of Finance (per capita personal income); FY 20/21 = 5.73%

[3] Per State Department of Finance (population growth of City or County, whichever is greater); FY 20/21 MB = -0.30%; SLO County = -1.76%



May 2021

Dear Fiscal Officer:

Subject: Price Factor and Population Information

Appropriations Limit

California Revenue and Taxation Code section 2227 requires the Department of Finance (Finance) to transmit an estimate of the percentage change in population to local governments. Each local jurisdiction must use their percentage change in population factor for January 1, 2021, in conjunction with a change in the cost of living, or price factor, to calculate their appropriations limit for fiscal year 2021-22. Attachment A provides the change in California's per capita personal income and an example for utilizing the price factor and population percentage change factor to calculate the 2021-22 appropriations limit. Attachment B provides the city and unincorporated county population percentage change. Attachment C provides the population percentage change for counties and their summed incorporated areas. The population percentage change data excludes federal and state institutionalized populations and military populations.

Population Percent Change for Special Districts

Some special districts must establish an annual appropriations limit. California Revenue and Taxation Code section 2228 provides additional information regarding the appropriations limit. Article XIII B, section 9(C) of the California Constitution exempts certain special districts from the appropriations limit calculation mandate. The code section and the California Constitution can be accessed at the following website: <http://leginfo.legislature.ca.gov/faces/codes.xhtml>.

Special districts required by law to calculate their appropriations limit must present the calculation as part of their annual audit. Any questions special districts have on this requirement should be directed to their county, district legal counsel, or the law itself. No state agency reviews the local appropriations limits.

Population Certification

The population certification program applies only to cities and counties. California Revenue and Taxation Code section 11005.6 mandates Finance to automatically certify any population estimate that exceeds the current certified population with the State Controller's Office. **Finance will certify the higher estimate to the State Controller by June 1, 2021.**

Please Note: The prior year's city population estimates may be revised. The per capita personal income change is based on historical data. Given the stay-at-home orders due to COVID-19, growth in the coming years may be substantially lower than recent trends.

If you have any questions regarding this data, please contact the Demographic Research Unit at (916) 323-4086.

KEELY MARTIN BOSLER
Director
By:

/s/ Erika Li

Erika Li
Chief Deputy Director

Attachment

A. **Price Factor:** Article XIII B specifies that local jurisdictions select their cost of living factor to compute their appropriation limit by a vote of their governing body. The cost of living factor provided here is per capita personal income. If the percentage change in per capita personal income is selected, the percentage change to be used in setting the fiscal year 2021-22 appropriation limit is:

Per Capita Personal Income	
Fiscal Year (FY)	Percentage change over prior year
2021-22	5.73

B. Following is an example using sample population change and the change in California per capita personal income as growth factors in computing a 2021-22 appropriation limit.

2021-22:

Per Capita Cost of Living Change = 5.73 percent
Population Change = -0.46 percent

Per Capita Cost of Living converted to a ratio: $\frac{5.73 + 100}{100} = 1.0573$

Population converted to a ratio: $\frac{-0.46 + 100}{100} = 0.9954$

Calculation of factor for FY 2021-22: $1.0573 \times 0.9954 = 1.0524$

Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Alameda				
Alameda	-0.31	80,445	80,194	80,884
Albany	-9.62	18,871	17,055	17,055
Berkeley	-4.58	122,364	116,761	116,761
Dublin	-0.26	64,003	63,837	64,695
Emeryville	1.11	12,448	12,586	12,586
Fremont	0.47	233,132	234,239	234,239
Hayward	-0.74	159,266	158,089	158,089
Livermore	0.15	91,082	91,216	91,216
Newark	0.53	48,603	48,859	48,859
Oakland	0.74	432,327	435,514	435,514
Piedmont	-0.01	11,297	11,296	11,296
Pleasanton	-0.36	78,654	78,371	78,371
San Leandro	-0.63	87,840	87,289	87,289
Union City	-0.64	73,248	72,779	72,779
Unincorporated	-0.48	147,603	146,890	146,958
County Total	-0.37	1,661,183	1,654,975	1,656,591

*Exclusions include residents on federal military installations and group quarters residents in state mental institutions, state and federal correctional institutions and veteran homes.

Fiscal Year 2021-22

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Alpine				
Unincorporated	-0.96	1,146	1,135	1,135
County Total	-0.96	1,146	1,135	1,135

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Fiscal Year 2021-22

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Amador				
Amador	-0.65	154	153	153
Ione	-0.52	3,873	3,853	7,712
Jackson	-0.73	4,655	4,621	4,621
Plymouth	-0.52	955	950	950
Sutter Creek	-0.45	2,432	2,421	2,421
Unincorporated	-0.32	21,544	21,474	21,520
County Total	-0.42	33,613	33,472	37,377

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Fiscal Year 2021-22

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Butte				
Biggs	-6.75	1,852	1,727	1,727
Chico	1.02	110,364	111,490	111,490
Gridley	-5.92	6,515	6,129	6,129
Oroville	-5.43	18,888	17,863	17,863
Paradise	31.21	4,608	6,046	6,046
Unincorporated	-10.96	66,724	59,414	59,414
County Total	-3.01	208,951	202,669	202,669

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Fiscal Year 2021-22

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Calaveras				
Angels City	-0.05	4,040	4,038	4,038
Unincorporated	0.01	40,911	40,914	40,998
County Total	0.00	44,951	44,952	45,036

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Fiscal Year 2021-22

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Colusa				
Colusa	1.29	6,188	6,268	6,268
Williams	0.98	5,434	5,487	5,487
Unincorporated	0.82	10,408	10,493	10,493
County Total	0.99	22,030	22,248	22,248

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Fiscal Year 2021-22

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Contra Costa				
Antioch	0.55	112,236	112,848	112,848
Brentwood	1.28	65,263	66,097	66,097
Clayton	-0.19	11,290	11,268	11,268
Concord	-0.14	129,453	129,273	129,273
Danville	0.15	43,840	43,906	43,906
El Cerrito	0.04	24,835	24,846	24,846
Hercules	1.45	25,494	25,864	25,864
Lafayette	0.15	25,321	25,358	25,358
Martinez	-0.32	36,946	36,827	36,827
Moraga	0.38	16,756	16,820	16,820
Oakley	1.48	42,268	42,895	42,895
Orinda	0.50	18,984	19,078	19,078
Pinole	-0.11	19,390	19,369	19,369
Pittsburg	0.00	74,501	74,498	74,498
Pleasant Hill	0.02	34,127	34,133	34,133
Richmond	-0.14	110,288	110,130	110,130
San Pablo	-0.12	31,078	31,041	31,041
San Ramon	0.58	83,376	83,863	83,863
Walnut Creek	1.03	70,592	71,317	71,317
Unincorporated	0.35	173,731	174,339	174,423
County Total	0.35	1,149,769	1,153,770	1,153,854

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Del Norte				
Crescent City	0.15	4,067	4,073	6,282
Unincorporated	0.56	20,499	20,613	20,667
County Total	0.49	24,566	24,686	26,949

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Fiscal Year 2021-22

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	2020-2021	1-1-20	1-1-21	1-1-2021
El Dorado				
Placerville	-0.69	10,964	10,888	10,888
South Lake Tahoe	0.81	23,210	23,398	23,398
Unincorporated	1.10	159,261	161,011	161,076
County Total	0.96	193,435	195,297	195,362

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Fiscal Year 2021-22

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Fresno				
Clovis	2.60	118,741	121,834	121,834
Coalinga	0.43	12,627	12,681	16,748
Firebaugh	1.13	8,035	8,126	8,126
Fowler	2.56	6,436	6,601	6,601
Fresno	0.62	543,079	546,466	546,770
Huron	1.47	7,297	7,404	7,404
Kerman	1.23	15,922	16,118	16,118
Kingsburg	1.59	12,879	13,084	13,084
Mendota	0.19	12,424	12,448	12,448
Orange Cove	0.20	9,562	9,581	9,581
Parlier	0.20	15,797	15,828	15,828
Reedley	0.44	25,974	26,087	26,087
Sanger	0.72	27,157	27,353	27,353
San Joaquin	0.19	4,137	4,145	4,145
Selma	0.34	24,405	24,487	24,487
Unincorporated	-0.52	169,978	169,102	170,067
County Total	0.68	1,014,450	1,021,345	1,026,681

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Fiscal Year 2021-22

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Glenn				
Orland	1.83	8,374	8,527	8,527
Willows	-0.16	6,243	6,233	6,233
Unincorporated	0.26	14,881	14,919	14,919
County Total	0.61	29,498	29,679	29,679

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Humboldt				
Arcata	-5.49	17,891	16,909	16,909
Blue Lake	-0.71	1,271	1,262	1,262
Eureka	-1.76	26,582	26,113	26,113
Ferndale	-0.58	1,376	1,368	1,368
Fortuna	-0.67	12,006	11,926	11,926
Rio Dell	0.89	3,270	3,299	3,299
Trinidad	-0.87	345	342	342
Unincorporated	-0.54	69,918	69,543	69,632
County Total	-1.43	132,659	130,762	130,851

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Fiscal Year 2021-22

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Imperial				
Brawley	-0.61	27,494	27,326	27,326
Calexico	-0.81	40,814	40,485	40,485
Calipatria	-1.73	3,646	3,583	6,509
El Centro	-1.13	45,509	44,997	44,997
Holtville	-1.72	6,345	6,236	6,236
Imperial	1.88	19,915	20,289	20,289
Westmorland	-1.41	2,338	2,305	2,305
Unincorporated	-2.24	35,535	34,739	37,887
County Total	-0.90	181,596	179,960	186,034

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Fiscal Year 2021-22

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Inyo				
Bishop	0.36	3,910	3,924	3,924
Unincorporated	-0.05	14,590	14,583	14,639
County Total	0.04	18,500	18,507	18,563

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Kern				
Arvin	0.31	21,947	22,014	22,014
Bakersfield	0.78	394,328	397,392	397,392
California City	0.42	12,054	12,105	14,120
Delano	0.64	44,646	44,931	51,070
Maricopa	-0.09	1,143	1,142	1,142
McFarland	4.18	13,480	14,044	14,044
Ridgecrest	0.70	29,293	29,498	29,591
Shafter	3.46	19,765	20,448	20,448
Taft	-1.44	6,866	6,767	7,142
Tehachapi	0.10	9,085	9,094	12,008
Wasco	0.79	24,112	24,303	26,815
Unincorporated	0.25	317,328	318,125	318,407
County Total	0.65	894,047	899,863	914,193

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Kings				
Avenal	0.73	8,956	9,021	12,354
Corcoran	1.16	13,091	13,243	20,476
Hanford	1.36	59,178	59,981	59,981
Lemoore	1.65	26,373	26,809	26,809
Unincorporated	-0.59	31,183	31,000	32,923
County Total	0.92	138,781	140,054	152,543

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Lake				
Clearlake	-0.11	14,008	13,993	13,993
Lakeport	-0.15	4,781	4,774	4,774
Unincorporated	-0.11	45,156	45,107	45,173
County Total	-0.11	63,945	63,874	63,940

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Lassen				
Susanville	-1.50	8,012	7,892	12,729
Unincorporated	-0.59	13,900	13,818	14,843
County Total	-0.92	21,912	21,710	27,572

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Fiscal Year 2021-22

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County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Los Angeles				
Agoura Hills	-0.69	20,599	20,457	20,457
Alhambra	-0.38	86,588	86,258	86,258
Arcadia	-0.28	57,820	57,660	57,660
Artesia	-0.70	16,514	16,398	16,484
Avalon	-0.80	4,005	3,973	3,973
Azusa	-0.44	49,805	49,587	49,587
Baldwin Park	-0.59	76,388	75,935	75,935
Bell	-0.43	36,475	36,319	36,319
Bellflower	-0.58	77,909	77,458	77,458
Bell Gardens	-0.67	42,518	42,233	42,233
Beverly Hills	-0.78	33,660	33,399	33,399
Bradbury	-1.04	1,056	1,045	1,045
Burbank	-0.54	104,535	103,969	103,969
Calabasas	0.76	24,157	24,341	24,341
Carson	-0.49	92,121	91,668	91,668
Cerritos	-0.43	50,262	50,048	50,048
Claremont	-0.47	35,877	35,707	35,707
Commerce	-0.74	12,888	12,792	12,792
Compton	-0.68	98,447	97,775	97,775
Covina	-0.13	48,899	48,833	48,833
Cudahy	-0.78	23,937	23,750	23,750
Culver City	0.05	39,785	39,805	39,805
Diamond Bar	-0.65	57,088	56,717	56,717
Downey	-0.68	112,186	111,425	111,425
Duarte	-0.34	21,531	21,457	21,457
El Monte	-0.35	116,876	116,465	116,465
El Segundo	-0.53	16,749	16,660	16,660
Gardena	-0.64	60,732	60,344	60,344
Glendale	-0.27	204,392	203,834	203,834
Glendora	-0.65	51,879	51,540	51,540
Hawaiian Gardens	-0.71	14,571	14,467	14,467
Hawthorne	-0.65	87,571	86,999	86,999
Hermosa Beach	-0.77	19,601	19,451	19,451
Hidden Hills	0.63	1,901	1,913	1,913
Huntington Park	-0.67	59,337	58,937	58,937
Industry	-0.23	428	427	427
Inglewood	-0.69	110,925	110,159	110,159
Irwindale	-0.07	1,442	1,441	1,441

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Fiscal Year 2021-22

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		1-1-20	1-1-21	1-1-2021
La Canada Flintridge	-0.78	20,352	20,194	20,194
La Habra Heights	-0.33	5,469	5,451	5,451
Lakewood	-0.67	80,757	80,218	80,218
La Mirada	-0.65	48,947	48,631	48,631
Lancaster	-0.12	157,696	157,504	161,372
La Puente	-0.67	40,358	40,087	40,087
La Verne	-0.69	33,313	33,084	33,084
Lawndale	-0.50	32,873	32,710	32,710
Lomita	-0.73	20,582	20,431	20,431
Long Beach	-0.91	471,975	467,684	467,730
Los Angeles	-1.29	3,973,512	3,922,113	3,923,341
Lynwood	-2.13	71,399	69,880	69,880
Malibu	-0.61	11,608	11,537	11,537
Manhattan Beach	-0.67	35,294	35,058	35,058
Maywood	-0.60	27,837	27,670	27,670
Monrovia	1.36	37,964	38,479	38,479
Montebello	-0.55	63,264	62,914	62,914
Monterey Park	-0.70	60,808	60,380	60,380
Norwalk	-0.62	105,207	104,554	105,393
Palmdale	-0.53	156,910	156,074	156,074
Palos Verdes Estates	-0.68	13,377	13,286	13,286
Paramount	-0.66	55,566	55,200	55,200
Pasadena	0.17	145,061	145,306	145,306
Pico Rivera	-0.59	63,530	63,157	63,157
Pomona	-1.74	153,992	151,319	151,319
Rancho Palos Verdes	-0.70	41,835	41,541	41,541
Redondo Beach	-0.62	66,900	66,484	66,484
Rolling Hills	-0.59	1,877	1,866	1,866
Rolling Hills Estates	0.15	8,086	8,098	8,098
Rosemead	-0.44	54,471	54,229	54,229
San Dimas	-0.65	34,226	34,003	34,003
San Fernando	0.05	24,742	24,754	24,754
San Gabriel	-0.46	40,129	39,945	39,945
San Marino	-0.36	13,008	12,961	12,961
Santa Clarita	0.21	221,106	221,572	221,572
Santa Fe Springs	-0.74	18,219	18,084	18,129
Santa Monica	-0.03	92,995	92,968	92,968
Sierra Madre	-0.68	10,728	10,655	10,655
Signal Hill	-0.67	11,695	11,617	11,617
South El Monte	0.21	21,252	21,296	21,296

*Exclusions include residents on federal military installations and group quarters residents in state mental institutions, state and federal correctional institutions and veteran homes.

Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
South Gate	0.42	96,147	96,553	96,553
South Pasadena	-0.72	25,853	25,668	25,668
Temple City	-0.32	36,343	36,225	36,225
Torrance	-0.65	145,783	144,832	144,832
Vernon	-0.67	297	295	295
Walnut	-0.60	30,015	29,835	29,835
West Covina	-0.58	106,209	105,593	105,593
West Hollywood	-0.60	36,344	36,125	36,125
Westlake Village	-0.74	8,241	8,180	8,180
Whittier	-0.34	86,487	86,196	86,196
Unincorporated	-1.14	1,035,457	1,023,632	1,024,204
County Total	-0.89	10,127,550	10,037,774	10,044,458

*Exclusions include residents on federal military installations and group quarters residents in state mental institutions, state and federal correctional institutions and veteran homes.

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Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Madera				
Chowchilla	0.17	12,576	12,598	17,330
Madera	0.99	65,526	66,172	66,172
Unincorporated	0.27	74,770	74,972	74,972
County Total	0.57	152,872	153,742	158,474

*Exclusions include residents on federal military installations and group quarters residents in state mental institutions, state and federal correctional institutions and veteran homes.

Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Marin				
Belvedere	-0.58	2,078	2,066	2,066
Corte Madera	-0.55	10,084	10,029	10,029
Fairfax	-0.36	7,525	7,498	7,498
Larkspur	-0.54	12,260	12,194	12,194
Mill Valley	-0.50	14,623	14,550	14,550
Novato	-0.10	53,532	53,477	53,486
Ross	-0.35	2,556	2,547	2,547
San Anselmo	-0.41	12,741	12,689	12,689
San Rafael	-0.62	59,385	59,016	59,016
Sausalito	-0.45	7,388	7,355	7,355
Tiburon	-0.57	9,510	9,456	9,456
Unincorporated	-0.47	64,535	64,229	66,888
County Total	-0.43	256,217	255,106	257,774

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Mariposa				
Unincorporated	-0.02	17,993	17,989	18,037
County Total	-0.02	17,993	17,989	18,037

*Exclusions include residents on federal military installations and group quarters residents in state mental institutions, state and federal correctional institutions and veteran homes.

Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Mendocino				
Fort Bragg	-0.56	7,451	7,409	7,409
Point Arena	-0.68	438	435	435
Ukiah	-2.66	15,951	15,526	15,526
Willits	-0.49	5,065	5,040	5,040
Unincorporated	-0.68	58,642	58,245	58,259
County Total	-1.02	87,547	86,655	86,669

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Merced				
Atwater	0.51	31,648	31,810	31,810
Dos Palos	0.05	5,572	5,575	5,575
Gustine	0.09	5,840	5,845	5,845
Livingston	2.25	15,108	15,448	15,448
Los Banos	2.42	41,855	42,869	42,869
Merced	3.07	88,261	90,971	90,971
Unincorporated	-2.85	93,952	91,277	92,318
County Total	0.55	282,236	283,795	284,836

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Modoc				
Alturas	-0.07	2,888	2,886	2,886
Unincorporated	-0.06	6,609	6,605	6,605
County Total	-0.06	9,497	9,491	9,491

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Mono				
Mammoth Lakes	-0.33	7,853	7,827	7,827
Unincorporated	-2.34	5,464	5,336	5,468
County Total	-1.16	13,317	13,163	13,295

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Monterey				
Carmel-By-The-Sea	-0.42	4,040	4,023	4,023
Del Rey Oaks	-0.42	1,677	1,670	1,670
Gonzales	-0.45	8,528	8,490	8,490
Greenfield	0.38	18,333	18,402	18,402
King City	0.94	14,838	14,977	14,977
Marina	-2.02	22,372	21,920	21,920
Monterey	0.29	26,195	26,272	28,382
Pacific Grove	-0.22	15,571	15,536	15,536
Salinas	-0.11	160,387	160,206	160,206
Sand City	3.22	373	385	385
Seaside	-4.42	33,608	32,121	32,121
Soledad	0.44	17,288	17,364	24,454
Unincorporated	-0.20	106,664	106,453	106,752
County Total	-0.48	429,874	427,819	437,318

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Napa				
American Canyon	-0.47	20,901	20,802	20,802
Calistoga	-0.22	5,352	5,340	5,340
Napa	0.48	79,016	79,397	79,397
St Helena	-0.39	6,094	6,070	6,070
Yountville	-0.05	1,960	1,959	2,642
Unincorporated	-5.69	23,655	22,310	23,386
County Total	-0.80	136,978	135,878	137,637

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Nevada				
Grass Valley	-0.37	12,806	12,758	12,758
Nevada City	-0.64	3,101	3,081	3,081
Truckee	0.65	16,108	16,213	16,213
Unincorporated	-0.48	65,683	65,370	65,414
County Total	-0.28	97,698	97,422	97,466

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	Percent Change	--- Population Minus Exclusions ---		Total Population
	2020-2021	1-1-20	1-1-21	1-1-2021
Orange				
Aliso Viejo	-1.07	50,351	49,813	49,813
Anaheim	-1.01	357,042	353,451	353,468
Brea	-0.79	45,498	45,137	45,137
Buena Park	-0.86	82,336	81,626	81,626
Costa Mesa	-0.78	113,661	112,780	112,780
Cypress	-1.07	49,055	48,531	48,531
Dana Point	-0.83	33,466	33,189	33,189
Fountain Valley	-0.84	55,419	54,953	54,953
Fullerton	-1.86	142,070	139,431	139,431
Garden Grove	-0.57	173,457	172,476	172,476
Huntington Beach	-0.93	198,725	196,874	196,874
Irvine	-2.31	277,988	271,564	271,564
Laguna Beach	-0.86	22,690	22,495	22,495
Laguna Hills	-1.03	31,397	31,073	31,073
Laguna Niguel	0.94	64,559	65,168	65,168
Laguna Woods	-1.07	16,209	16,036	16,036
La Habra	-1.04	63,471	62,808	62,808
Lake Forest	-0.02	84,556	84,538	84,538
La Palma	-1.06	15,607	15,442	15,442
Los Alamitos	-0.55	11,602	11,538	11,538
Mission Viejo	-1.06	95,130	94,119	94,119
Newport Beach	-0.64	86,415	85,865	85,865
Orange	-1.53	139,504	137,366	137,366
Placentia	-0.77	51,569	51,173	51,173
Rancho Santa Margarita	-1.08	48,708	48,183	48,183
San Clemente	-0.73	64,538	64,065	64,065
San Juan Capistrano	-0.78	36,081	35,801	35,801
Santa Ana	0.02	331,304	331,369	331,369
Seal Beach	-1.09	24,683	24,414	24,443
Stanton	1.08	39,150	39,573	39,573
Tustin	-0.62	80,511	80,009	80,009
Villa Park	-1.07	5,821	5,759	5,759
Westminster	-0.51	91,931	91,466	91,466
Yorba Linda	-0.85	68,426	67,846	67,846
Unincorporated	0.22	127,510	127,787	127,787
County Total	-0.84	3,180,440	3,153,718	3,153,764

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Fiscal Year 2021-22

**Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021**

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Placer				
Auburn	0.42	14,372	14,433	14,433
Colfax	0.84	2,154	2,172	2,172
Lincoln	2.14	48,584	49,624	49,624
Loomis	0.31	6,787	6,808	6,808
Rocklin	1.10	69,702	70,469	70,469
Roseville	2.36	143,493	146,875	146,875
Unincorporated	0.61	113,923	114,613	114,613
County Total	1.50	399,015	404,994	404,994

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Plumas				
Portola	-0.98	1,947	1,928	1,928
Unincorporated	-0.74	16,309	16,188	16,188
County Total	-0.77	18,256	18,116	18,116

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Riverside				
Banning	3.79	31,057	32,233	32,233
Beaumont	1.85	51,731	52,686	52,686
Blythe	-0.02	13,934	13,931	18,556
Calimesa	7.50	9,522	10,236	10,236
Canyon Lake	0.06	11,018	11,025	11,025
Cathedral City	0.91	53,445	53,934	53,973
Coachella	0.51	47,583	47,825	47,825
Corona	0.67	168,332	169,454	169,454
Desert Hot Springs	0.17	30,036	30,086	30,086
Eastvale	1.64	66,535	67,626	67,626
Hemet	0.16	84,391	84,525	84,525
Indian Wells	1.06	5,371	5,428	5,428
Indio	0.90	90,804	91,621	91,621
Jurupa Valley	1.03	107,000	108,097	108,097
Lake Elsinore	1.85	63,446	64,617	64,762
La Quinta	0.83	40,906	41,247	41,247
Menifee	2.67	97,094	99,686	99,686
Moreno Valley	0.30	208,791	209,426	209,426
Murrieta	0.55	114,541	115,172	115,172
Norco	0.02	24,038	24,043	26,107
Palm Desert	0.12	53,828	53,892	53,892
Palm Springs	0.52	47,509	47,754	47,754
Perris	0.51	78,575	78,977	78,977
Rancho Mirage	1.01	18,611	18,799	18,799
Riverside	-1.36	328,707	324,243	324,302
San Jacinto	2.12	50,207	51,269	51,269
Temecula	0.23	112,512	112,771	112,771
Wildomar	0.14	36,963	37,013	37,013
Unincorporated	1.35	384,506	389,711	389,905
County Total	0.67	2,430,993	2,447,327	2,454,453

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Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Sacramento				
Citrus Heights	0.03	87,788	87,811	87,811
Elk Grove	1.19	176,036	178,124	178,124
Folsom	3.15	75,561	77,942	82,303
Galt	0.42	26,006	26,116	26,116
Isleton	0.00	832	832	832
Rancho Cordova	1.70	78,333	79,662	79,662
Sacramento	0.40	513,626	515,673	515,673
Unincorporated	0.18	589,430	590,493	590,493
County Total	0.58	1,547,612	1,556,653	1,561,014

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Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
San Benito				
Hollister	1.53	40,762	41,386	41,386
San Juan Bautista	0.51	2,140	2,151	2,151
Unincorporated	2.07	19,584	19,989	19,989
County Total	1.66	62,486	63,526	63,526

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	Percent Change	--- Population Minus Exclusions ---		Total Population
	2020-2021	1-1-20	1-1-21	1-1-2021
San Bernardino				
Adelanto	0.13	35,102	35,147	35,147
Apple Valley	0.03	74,331	74,350	74,350
Barstow	-0.24	24,097	24,040	24,205
Big Bear Lake	-0.06	5,192	5,189	5,189
Chino	1.41	83,889	85,073	88,184
Chino Hills	-0.22	82,846	82,661	82,661
Colton	0.27	54,051	54,198	54,198
Fontana	1.15	211,519	213,944	213,944
Grand Terrace	-0.07	12,408	12,399	12,399
Hesperia	0.23	95,834	96,053	96,053
Highland	-0.27	55,211	55,060	55,060
Loma Linda	1.31	24,533	24,854	24,895
Montclair	0.25	39,501	39,598	39,598
Needles	-0.54	5,382	5,353	5,353
Ontario	0.67	180,788	182,004	182,004
Rancho Cucamonga	0.05	175,052	175,131	175,131
Redlands	-0.01	71,164	71,154	71,154
Rialto	-0.24	102,813	102,567	102,567
San Bernardino	-0.62	216,384	215,035	216,291
Twentynine Palms	0.09	24,380	24,402	29,967
Upland	-0.33	78,769	78,513	78,513
Victorville	0.61	123,241	123,992	127,170
Yucaipa	-0.07	55,674	55,634	55,634
Yucca Valley	0.11	22,306	22,330	22,330
Unincorporated	-0.20	303,098	302,484	303,912
County Total	0.17	2,157,565	2,161,165	2,175,909

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Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
San Diego				
Carlsbad	0.73	114,664	115,501	115,501
Chula Vista	0.40	273,090	274,187	274,449
Coronado	-0.33	17,778	17,720	22,357
Del Mar	-0.30	4,271	4,258	4,258
El Cajon	-0.32	103,576	103,243	103,243
Encinitas	0.07	62,243	62,289	62,289
Escondido	-0.08	151,803	151,688	151,688
Imperial Beach	-0.73	27,978	27,774	27,774
La Mesa	-0.07	59,621	59,578	59,578
Lemon Grove	-0.33	26,432	26,345	26,345
National City	0.44	57,550	57,803	62,749
Oceanside	-0.12	176,969	176,754	176,754
Poway	-0.33	49,096	48,936	48,936
San Diego	-0.69	1,405,132	1,395,448	1,411,034
San Marcos	-1.01	97,281	96,302	96,302
Santee	-1.10	57,430	56,800	56,800
Solana Beach	-0.32	13,872	13,827	13,827
Vista	0.68	102,570	103,268	103,268
Unincorporated	-0.54	481,119	478,525	498,252
County Total	-0.37	3,282,475	3,270,246	3,315,404

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Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
San Francisco				
San Francisco	-1.66	889,552	874,805	875,010
County Total	-1.66	889,552	874,805	875,010

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Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
San Joaquin				
Escalon	0.40	7,471	7,501	7,501
Lathrop	6.33	26,806	28,503	28,503
Lodi	1.09	68,011	68,751	68,751
Manteca	2.92	84,842	87,319	87,319
Ripon	3.00	15,818	16,292	16,292
Stockton	0.68	316,357	318,517	320,876
Tracy	2.86	95,861	98,601	98,601
Unincorporated	0.67	152,925	153,950	155,691
County Total	1.48	768,091	779,434	783,534

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Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
San Luis Obispo				
Arroyo Grande	-0.35	17,617	17,555	17,555
Atascadero	-0.83	28,900	28,660	29,623
El Paso De Robles	-0.55	31,245	31,073	31,073
Grover Beach	-0.58	13,204	13,128	13,128
Morro Bay	-0.30	10,151	10,121	10,121
Pismo Beach	-1.01	8,191	8,108	8,108
San Luis Obispo	0.31	45,916	46,058	46,058
Unincorporated	-3.66	116,697	112,430	115,506
County Total	-1.76	271,921	267,133	271,172

*Exclusions include residents on federal military installations and group quarters residents in state mental institutions, state and federal correctional institutions and veteran homes.

Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
San Mateo				
Atherton	-0.66	6,942	6,896	6,896
Belmont	-0.75	26,669	26,470	26,470
Brisbane	-0.91	4,621	4,579	4,579
Burlingame	-1.07	30,068	29,746	29,746
Colma	-1.13	1,678	1,659	1,659
Daly City	-0.15	108,767	108,599	108,599
East Palo Alto	-0.91	30,630	30,350	30,350
Foster City	-0.55	33,025	32,842	32,842
Half Moon Bay	-0.77	12,404	12,309	12,309
Hillsborough	-0.45	11,442	11,391	11,391
Menlo Park	-0.83	34,984	34,693	34,825
Millbrae	-1.02	22,742	22,509	22,509
Pacifica	-0.99	38,267	37,890	37,890
Portola Valley	-0.83	4,598	4,560	4,560
Redwood City	-1.46	86,444	85,182	85,182
San Bruno	-1.00	45,392	44,936	44,936
San Carlos	-0.84	30,067	29,814	29,814
San Mateo	0.27	102,766	103,045	103,045
South San Francisco	-0.88	67,730	67,135	67,135
Woodside	-0.74	5,670	5,628	5,628
Unincorporated	-1.73	66,019	64,880	64,880
County Total	-0.75	770,925	765,113	765,245

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Santa Barbara				
Buellton	-0.22	5,447	5,435	5,435
Carpinteria	-0.54	13,268	13,196	13,196
Goleta	0.71	32,112	32,339	32,339
Guadalupe	5.03	7,946	8,346	8,346
Lompoc	-0.70	40,701	40,415	42,493
Santa Barbara	-0.18	93,225	93,055	93,055
Santa Maria	0.22	107,205	107,445	107,445
Solvang	-0.74	5,553	5,512	5,512
Unincorporated	-6.02	141,685	133,150	133,351
County Total	-1.84	447,142	438,893	441,172

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Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Santa Clara				
Campbell	-0.87	41,898	41,533	41,533
Cupertino	-0.99	59,244	58,656	58,656
Gilroy	-0.19	56,704	56,599	56,599
Los Altos	-0.79	30,754	30,510	30,510
Los Altos Hills	-0.33	8,418	8,390	8,390
Los Gatos	-0.81	31,087	30,836	30,836
Milpitas	-1.97	77,180	75,663	75,663
Monte Sereno	-0.50	3,622	3,604	3,604
Morgan Hill	2.32	46,299	47,374	47,374
Mountain View	1.86	81,302	82,814	82,814
Palo Alto	-0.71	68,125	67,642	67,657
San Jose	-1.12	1,041,466	1,029,782	1,029,782
Santa Clara	2.71	127,301	130,746	130,746
Saratoga	-0.99	30,850	30,546	30,546
Sunnyvale	-0.28	154,252	153,827	153,827
Unincorporated	-1.17	86,644	85,634	85,634
County Total	-0.56	1,945,146	1,934,156	1,934,171

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**Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021**

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Santa Cruz				
Capitola	-0.50	10,142	10,091	10,091
Santa Cruz	-13.00	64,547	56,156	56,156
Scotts Valley	0.35	11,714	11,755	11,755
Watsonville	-0.56	51,656	51,366	51,366
Unincorporated	-0.40	132,232	131,705	131,747
County Total	-3.41	270,291	261,073	261,115

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Shasta				
Anderson	0.54	10,645	10,702	10,702
Redding	0.24	91,363	91,578	91,715
Shasta Lake	0.29	10,626	10,657	10,657
Unincorporated	0.00	64,678	64,677	64,723
County Total	0.17	177,312	177,614	177,797

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Sierra				
Loyalton	-0.13	755	754	754
Unincorporated	-0.41	2,445	2,435	2,435
County Total	-0.34	3,200	3,189	3,189

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Siskiyou				
Dorris	0.00	991	991	991
Dunsmuir	0.00	1,648	1,648	1,648
Etna	0.00	743	743	743
Fort Jones	0.00	670	670	670
Montague	0.15	1,351	1,353	1,353
Mount Shasta	0.18	3,402	3,408	3,408
Tulelake	-0.22	904	902	902
Weed	-2.71	2,731	2,657	2,657
Yreka	-0.05	7,750	7,746	7,746
Unincorporated	0.05	24,194	24,207	24,212
County Total	-0.13	44,384	44,325	44,330

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Solano				
Benicia	-0.01	27,114	27,111	27,111
Dixon	1.33	19,932	20,197	20,197
Fairfield	0.39	116,583	117,035	118,005
Rio Vista	0.17	10,063	10,080	10,080
Suisun City	-0.09	28,907	28,882	28,882
Vacaville	1.56	91,429	92,859	98,041
Vallejo	-0.26	118,151	117,846	117,846
Unincorporated	-3.94	19,065	18,314	18,365
County Total	0.25	431,244	432,324	438,527

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Sonoma				
Cloverdale	-0.43	9,172	9,133	9,133
Cotati	-1.01	7,505	7,429	7,429
Healdsburg	-0.85	11,901	11,800	11,800
Petaluma	-1.03	61,738	61,104	61,104
Rohnert Park	-0.11	42,531	42,484	42,484
Santa Rosa	-0.83	173,153	171,711	171,711
Sebastopol	-1.09	7,741	7,657	7,657
Sonoma	-0.81	11,013	10,924	10,924
Windsor	-1.01	28,140	27,855	27,855
Unincorporated	-3.15	138,258	133,908	134,110
County Total	-1.46	491,152	484,005	484,207

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Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Stanislaus				
Ceres	0.03	48,886	48,901	48,901
Hughson	0.59	7,260	7,303	7,303
Modesto	0.39	218,440	219,294	219,294
Newman	0.10	11,950	11,962	11,962
Oakdale	0.55	23,109	23,237	23,237
Patterson	0.67	23,150	23,304	23,304
Riverbank	0.22	25,133	25,189	25,189
Turlock	-0.28	75,030	74,820	74,820
Waterford	0.35	8,913	8,944	8,944
Unincorporated	-0.04	113,060	113,014	113,014
County Total	0.19	554,931	555,968	555,968

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Sutter				
Live Oak	1.46	9,232	9,367	9,367
Yuba City	-0.18	70,901	70,776	70,776
Unincorporated	-0.28	21,206	21,146	21,146
County Total	-0.05	101,339	101,289	101,289

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Tehama				
Corning	0.09	7,657	7,664	7,664
Red Bluff	-0.11	14,288	14,272	14,272
Tehama	0.00	448	448	448
Unincorporated	0.61	42,594	42,853	42,970
County Total	0.38	64,987	65,237	65,354

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Trinity				
Unincorporated	0.12	13,481	13,497	13,535
County Total	0.12	13,481	13,497	13,535

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Tulare				
Dinuba	2.94	25,759	26,517	26,517
Exeter	-0.24	11,023	10,997	10,997
Farmersville	-0.50	11,384	11,327	11,327
Lindsay	-0.31	13,131	13,090	13,090
Porterville	0.15	59,279	59,370	59,571
Tulare	1.75	68,058	69,246	69,246
Visalia	0.58	138,456	139,254	139,254
Woodlake	2.93	7,825	8,054	8,054
Unincorporated	-0.41	144,220	143,632	143,677
County Total	0.49	479,135	481,487	481,733

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Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Tuolumne				
Sonora	-1.82	4,777	4,690	4,690
Unincorporated	-0.90	47,067	46,644	48,775
County Total	-0.98	51,844	51,334	53,465

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Ventura				
Camarillo	-0.37	69,964	69,708	69,708
Fillmore	1.60	15,558	15,807	15,807
Moorpark	-0.78	36,264	35,981	35,981
Ojai	-0.19	7,450	7,436	7,436
Oxnard	-0.62	205,950	204,675	204,675
Port Hueneme	-1.02	22,963	22,728	23,374
San Buenaventura	-0.44	105,819	105,357	105,415
Santa Paula	1.00	30,386	30,691	30,691
Simi Valley	-0.39	124,953	124,468	124,468
Thousand Oaks	-0.76	126,384	125,426	125,426
Unincorporated	-2.59	94,124	91,684	92,242
County Total	-0.70	839,815	833,961	835,223

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Yolo				
Davis	0.55	68,915	69,295	69,295
West Sacramento	-0.44	54,208	53,967	53,967
Winters	4.97	7,257	7,618	7,618
Woodland	0.28	60,809	60,978	60,978
Unincorporated	-14.77	30,087	25,642	25,642
County Total	-1.71	221,276	217,500	217,500

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Fiscal Year 2021-22

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021 and Total Population, January 1, 2021

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total Population</u>
	2020-2021	1-1-20	1-1-21	1-1-2021
Yuba				
Marysville	-1.45	12,381	12,201	12,201
Wheatland	-0.30	3,621	3,610	3,610
Unincorporated	1.67	62,039	63,072	63,596
County Total	1.08	78,041	78,883	79,407

*Exclusions include residents on federal military installations and group quarters residents in state mental institutions, state and federal correctional institutions and veteran homes.

Fiscal Year 2021-22

Attachment C
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021

County	<u>Percent Change</u> 2020-21	<u>--- Population Minus Exclusions ---</u> 1-1-20	<u>1-1-21</u>
Alameda			
Incorporated	-0.36	1,513,580	1,508,085
County Total	-0.37	1,661,183	1,654,975
Alpine			
Incorporated	0.00	0	0
County Total	-0.96	1,146	1,135
Amador			
Incorporated	-0.59	12,069	11,998
County Total	-0.42	33,613	33,472
Butte			
Incorporated	0.72	142,227	143,255
County Total	-3.01	208,951	202,669
Calaveras			
Incorporated	-0.05	4,040	4,038
County Total	0.00	44,951	44,952
Colusa			
Incorporated	1.14	11,622	11,755
County Total	0.99	22,030	22,248
Contra Costa			
Incorporated	0.35	976,038	979,431
County Total	0.35	1,149,769	1,153,770
Del Norte			
Incorporated	0.15	4,067	4,073
County Total	0.49	24,566	24,686
El Dorado			
Incorporated	0.33	34,174	34,286
County Total	0.96	193,435	195,297

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Attachment C
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021

County	<u>Percent Change</u> 2020-21	<u>--- Population Minus Exclusions ---</u> 1-1-20	<u>1-1-21</u>
Fresno			
Incorporated	0.92	844,472	852,243
County Total	0.68	1,014,450	1,021,345
Glenn			
Incorporated	0.98	14,617	14,760
County Total	0.61	29,498	29,679
Humboldt			
Incorporated	-2.43	62,741	61,219
County Total	-1.43	132,659	130,762
Imperial			
Incorporated	-0.58	146,061	145,221
County Total	-0.90	181,596	179,960
Inyo			
Incorporated	0.36	3,910	3,924
County Total	0.04	18,500	18,507
Kern			
Incorporated	0.87	576,719	581,738
County Total	0.65	894,047	899,863
Kings			
Incorporated	1.35	107,598	109,054
County Total	0.92	138,781	140,054
Lake			
Incorporated	-0.12	18,789	18,767
County Total	-0.11	63,945	63,874
Lassen			
Incorporated	-1.50	8,012	7,892
County Total	-0.92	21,912	21,710

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Attachment C
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021

County	<u>Percent Change</u> 2020-21	<u>--- Population Minus Exclusions ---</u> 1-1-20	<u>1-1-21</u>
Los Angeles			
Incorporated	-0.86	9,092,093	9,014,142
County Total	-0.89	10,127,550	10,037,774
Madera			
Incorporated	0.86	78,102	78,770
County Total	0.57	152,872	153,742
Marin			
Incorporated	-0.42	191,682	190,877
County Total	-0.43	256,217	255,106
Mariposa			
Incorporated	0.00	0	0
County Total	-0.02	17,993	17,989
Mendocino			
Incorporated	-1.71	28,905	28,410
County Total	-1.02	87,547	86,655
Merced			
Incorporated	2.25	188,284	192,518
County Total	0.55	282,236	283,795
Modoc			
Incorporated	-0.07	2,888	2,886
County Total	-0.06	9,497	9,491
Mono			
Incorporated	-0.33	7,853	7,827
County Total	-1.16	13,317	13,163
Monterey			
Incorporated	-0.57	323,210	321,366
County Total	-0.48	429,874	427,819

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Fiscal Year 2021-22

Attachment C
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021

County	<u>Percent Change</u> 2020-21	<u>--- Population Minus Exclusions ---</u> 1-1-20	<u>1-1-21</u>
Napa			
Incorporated	0.22	113,323	113,568
County Total	-0.80	136,978	135,878
Nevada			
Incorporated	0.12	32,015	32,052
County Total	-0.28	97,698	97,422
Orange			
Incorporated	-0.88	3,052,930	3,025,931
County Total	-0.84	3,180,440	3,153,718
Placer			
Incorporated	1.86	285,092	290,381
County Total	1.50	399,015	404,994
Plumas			
Incorporated	-0.98	1,947	1,928
County Total	-0.77	18,256	18,116
Riverside			
Incorporated	0.54	2,046,487	2,057,616
County Total	0.67	2,430,993	2,447,327
Sacramento			
Incorporated	0.83	958,182	966,160
County Total	0.58	1,547,612	1,556,653
San Benito			
Incorporated	1.48	42,902	43,537
County Total	1.66	62,486	63,526
San Bernardino			
Incorporated	0.23	1,854,467	1,858,681
County Total	0.17	2,157,565	2,161,165

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Attachment C
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021

County	<u>Percent Change</u> 2020-21	<u>--- Population Minus Exclusions ---</u> 1-1-20	<u>1-1-21</u>
San Diego			
Incorporated	-0.34	2,801,356	2,791,721
County Total	-0.37	3,282,475	3,270,246
San Francisco			
Incorporated	-1.66	889,552	874,805
County Total	-1.66	889,552	874,805
San Joaquin			
Incorporated	1.68	615,166	625,484
County Total	1.48	768,091	779,434
San Luis Obispo			
Incorporated	-0.34	155,224	154,703
County Total	-1.76	271,921	267,133
San Mateo			
Incorporated	-0.66	704,906	700,233
County Total	-0.75	770,925	765,113
Santa Barbara			
Incorporated	0.09	305,457	305,743
County Total	-1.84	447,142	438,893
Santa Clara			
Incorporated	-0.54	1,858,502	1,848,522
County Total	-0.56	1,945,146	1,934,156
Santa Cruz			
Incorporated	-6.30	138,059	129,368
County Total	-3.41	270,291	261,073
Shasta			
Incorporated	0.27	112,634	112,937
County Total	0.17	177,312	177,614

*Exclusions include residents on federal military installations and group quarters residents in state mental institutions, state and federal correctional institutions and veteran homes.

Fiscal Year 2021-22

Attachment C
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021

County	<u>Percent Change</u> 2020-21	<u>--- Population Minus Exclusions ---</u> 1-1-20	<u>1-1-21</u>
Sierra			
Incorporated	-0.13	755	754
County Total	-0.34	3,200	3,189
Siskiyou			
Incorporated	-0.36	20,190	20,118
County Total	-0.13	44,384	44,325
Solano			
Incorporated	0.44	412,179	414,010
County Total	0.25	431,244	432,324
Sonoma			
Incorporated	-0.79	352,894	350,097
County Total	-1.46	491,152	484,005
Stanislaus			
Incorporated	0.25	441,871	442,954
County Total	0.19	554,931	555,968
Sutter			
Incorporated	0.01	80,133	80,143
County Total	-0.05	101,339	101,289
Tehama			
Incorporated	-0.04	22,393	22,384
County Total	0.38	64,987	65,237
Trinity			
Incorporated	0.00	0	0
County Total	0.12	13,481	13,497
Tulare			
Incorporated	0.88	334,915	337,855
County Total	0.49	479,135	481,487

*Exclusions include residents on federal military installations and group quarters residents in state mental institutions, state and federal correctional institutions and veteran homes.

Fiscal Year 2021-22

Attachment C
Annual Percent Change in Population Minus Exclusions*
January 1, 2020 to January 1, 2021

County	Percent Change	--- Population Minus Exclusions ---	
	2020-21	1-1-20	1-1-21
Tuolumne			
Incorporated	-1.82	4,777	4,690
County Total	-0.98	51,844	51,334
Ventura			
Incorporated	-0.46	745,691	742,277
County Total	-0.70	839,815	833,961
Yolo			
Incorporated	0.35	191,189	191,858
County Total	-1.71	221,276	217,500
Yuba			
Incorporated	-1.19	16,002	15,811
County Total	1.08	78,041	78,883

*Exclusions include residents on federal military installations and group quarters residents in state mental institutions, state and federal correctional institutions and veteran homes.

**A PROCLAMATION OF THE CITY COUNCIL
OF THE CITY OF MORRO BAY
EXPRESSING APPRECIATION FOR THE DEDICATION
AND PUBLIC SERVICE OF ROBERT “RED” DAVIS**

**CITY COUNCIL
City of Morro Bay, California**

WHEREAS, Robert “Red” Davis began his service as Council Member for the City of Morro Bay in December 2016 and won a second four-year term in November 2020, and left an indelible mark on the community through efforts with his City Council colleagues and City staff to:

- Improve City infrastructure, including the water and sewer system through the Water Reclamation Facility Project;
- Improve communication and engagement with the community;
- Expand open space in Morro Bay through the purchase of Cerrito Peak and Dog Beach;
- Advocate for responsible offshore wind development that will help address climate change, while mitigating impacts to our local fishing community;
- Stabilize City finances during the once in a century pandemic, so that the City could continue to provide critical services to the community;
- Approve the City’s General Plan following years of community discussion, paving way for a smart development;
- Expand the Utility Discount Program to more members of the community;
- And improve relationships with and support for the local business community through the partnership with the Chamber of Commerce, the COVID-19 small business grant program, and the improvements made to the City’s planning process, among other initiatives; and

WHEREAS, prior to being elected to the City Council, Robert “Red” Davis admirably served on a variety of City and ad hoc committees, including the General Plan Advisory Committee; and

WHEREAS, Robert “Red” Davis served on San Luis Obispo Council of Governments’ (“SLOCOG’s”) Citizens Transportation Advisory Committee during his tenure as committee member from 2002 to 2016; and

WHEREAS, beginning in 2018, Robert “Red” Davis served the San Luis Obispo region as Alternate Board Member (2018) and as Board Member (2019 to 2021) for the San Luis Obispo Council of Governments (SLOCOG) and Regional Transit Authority (RTA), representing citizens of the City of Morro Bay and the San Luis Obispo Region; and

WHEREAS, Robert “Red” Davis has been a strong advocate for transit and bicycling, building the public’s trust, downtown revitalization, economic development, and capital improvements throughout the San Luis Obispo region; and

WHEREAS, Robert “Red” Davis volunteered for numerous community organizations including Morro Bay Citizens Bike Committee, Morro Bay Chamber of Commerce, Friends of the Morro Bay Library and Bike SLO County; and

WHEREAS, Robert “Red” Davis effectively championed the implementation of a balanced, integrated, multi-modal transportation system that serves the Region, and helped facilitate the following advocacy, partnership, and funding successes through his work in the following areas:

- Served as a founding member of “SLO County Bicycle Coalition” in 2001 (now known as Bike SLO County).
- His dedicated work was the inspiration for the annual “Red Davis Celebration!” that recognizes advocates, professionals, businesses, and volunteers.
- Inspired the County Board of Supervisors, who recognized Red’s leadership and designated Los Osos Valley Road the “**Red Davis Bikeway**.”
- Worked with conservation groups to bring the Chevron property under public ownership, paving the way for the Morro Bay to Cayucos Coastal Connector Trail.
- Served as a leader in Morro Bay’s 2011 Bicycle & Pedestrian Master Plan, including installation of the protected Safe Routes to School crossing of Atascadero Avenue and Morro Bay High School and Morro Creek Bike/Pedestrian Bridge.
- Championed numerous other regional and local active transportation policies, programs, and projects, including parklets and wayfinding, as well as bringing major cycling tourism events like the Amgen Tour of California to our Region.
- Advocated for deploying best practices in transportation mobility and safety through his support as a Citizens Transportation Advisory Committee member for the Morro Bay Blvd/Quintana Rd. roundabout and gateway project, and most recently the SR1/SR41/North Main St. improvement project as a SLOCOG Board member.

- Served as a strong advocate for expanding broadband speed access and affordability to reduce the need to drive.
- Promoted affordable housing and innovative infill projects to help meet the City and Region's housing targets; and

WHEREAS, Robert "Red" Davis has been an integral part of the City of Morro Bay and San Luis Obispo County's effort to support sustainable, healthy, economically vibrant communities by addressing land use, transportation, and environmental considerations at the local, regional, and state levels; and

WHEREAS, Red will always be remembered by the City and community for his kindness and openness in all things he did.

NOW, THEREFORE, BE IT RESOLVED, that the Morro Bay City Council does hereby thank Robert "Red" Davis for his dedicated service to San Luis Obispo County and the Morro Bay community and wish love and strength to his family and many friends during this difficult time.

IN WITNESS WHEREOF I have
hereunto set my hand and caused the
seal of the City of Morro Bay to be
affixed this 10th day of August 2021

JOHN HEADING, MAYOR
City of Morro Bay, California



AGENDA NO: B-1

MEETING DATE: August 10, 2021

Staff Report

TO: Honorable Mayor and City Council

DATE: August 4, 2021

FROM: Sarah Johnson-Rios, Assistant City Manager/Admin Services Dir.

SUBJECT: Public Hearing, and Adoption of Resolution No. 56-21, for Minor Revisions to the Adopted Fiscal Year 2021/22 (FY 2021/22) Master Fee Schedule

RECOMMENDATION

Staff recommends that the City Council hold the public hearing, consider the proposed amendments to the Master Fee Schedule for FY 2021/22, and then adopt Resolution No. 56-21 (Attachment 1), which updates the City’s Master Fee Schedule for FY 2021/22 to correct two fees that need to be consistent with State law and one revision of the explanation of the fee’s applicability.

DISCUSSION

Annually, the City reviews and revises the adopted Master Fee Schedule, which specifies what charges are approved for various City provided services. “Fee” activities are services and functions provided by the City to individuals who receive some direct material benefit above and beyond services offered to residents at general taxpayer expense. Council has directed this annual process be revised to have one consolidated fee schedule brought forward in late Spring. This format allows staff to implement any revised fees into budget preparations for the upcoming fiscal year.

On May 11, 2021 the City Council approved the Master Fee Schedule for FY 2021/22, effective 60 days after adoption (July 12, 2021). The 60 days was required on some land development fees. For ease of implementation and communication with the public all fees were implemented on July 12, 2021. In the process of preparing for implementation of the new fees a revision to “Wide Load Permit with Traffic Control Plan – Per Year” and “Wide Load Permit with Traffic Control Plan – One Time” were identified as requiring revision to align with State law.

Wide Load Permit with Traffic Control Plans - Per Year (Set by State of California)	\$95 (Set by State of California at \$90)
Wide Load Permit with Traffic Control Plans - One Time (Set by State of California)	\$17 (Set by State of California at \$16)

Prepared By: KL

Dept Review: SJR

City Manager Review: SC

City Attorney Review: CFN

The last proposed revision is to the explanation of what is included in a Temporary Encroachment Agreement. The proposed changes are reflected below.

FEE NAME	Adopted Fee Effective 7/12/21
Temporary Encroachment Agreement. Plus current San Luis Obispo Recording Fees <u>Permit for non-construction activities that encroach into City R/W for a limited time. (e.g., Rolloff/Dumpster, Storage Container, Restricted Parking, etc)</u>	\$163

FISCAL IMPACT

The FY 2021/22 Master Fee Schedule was adopted by Council May 11, 2021, and the specific revised fees identified in the report above will have a negligible fiscal impact.

RECOMMENDATION

Staff recommends the Council conduct a public hearing, and then adopt Resolution No. 56-21, which makes minor revisions to the adopted FY 2021/22 Master Fee Schedule

ATTACHMENTS

1. Resolution No. 56-21 Revised FY 2021/22 Master Fee Schedule
2. [Link](#) to FY 2021/22 Revised Adopted Master Fee Schedule from Resolution No. 23-21

RESOLUTION NO. 56-21

**RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF MORRO BAY, CALIFORNIA,
ADOPTING REVISED FISCAL YEAR 2021/22 MASTER FEE SCHEDULE**

**THE CITY COUNCIL
City of Morro Bay, California**

WHEREAS, the City Council finds fees and charges for City services are annually in need of review for possible updating to reflect changes in the cost of providing those services; and

WHEREAS, pursuant to the California Constitution, with certain exceptions, if a City Fee exceeds the City's cost for providing the service covered by that fee, that fee is considered a tax; and

WHEREAS, on May 11, 2021 the City Council reviewed the Master Fee Schedule, and found that they do not exceed the actual cost of providing related services when that limitation is applicable; and

WHEREAS, the City Council adopted Resolution No. 23-21 approving the Fiscal Year (FY) 2020/21 Master Fee Schedule on May 11, 2021; and

WHEREAS, the City has reviewed the attached amendments to the FY 2021/22 Master Fee Schedule, and finds they do not exceed actual costs of providing related services when that limitation is applicable; and

WHEREAS, California Government Code sections 66000, *et seq.*, mandate numerous detailed and stringent requirements for all development fees levied by local government on new construction projects; and

WHEREAS, Section 66017 of the California Government Code requires a 60-day "waiting period" before any development fee increase can become effective; and

WHEREAS, 60 days after adoption of Resolution No. 23-21 (60 days from adoption being July 12, 2021), the Fiscal Year 2021/22 Master Fee Schedule was adopted and became effective.

WHEREAS, pursuant to government Code section 66016, *et seq.*, specific fees to be charged for services must be adopted by City Council resolution or ordinance, after providing notice and holding a public hearing, which was satisfied at a May 11, 2021 City Council Public Hearing; and

WHEREAS, the City's Municipal Code Section 3.34.020 (Fee revisions and reviews), states: "Any fees, included in the Master Fee Schedule, may be reviewed and revised annually by the city council. The City's cost of providing the services shall be completed and reflected in these fees. The fees shall then be enumerated, and the revised Master Fee Schedule adopted by resolution of the City Council."

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Morro Bay, California, as follows:

SECTION 1. Amend and revise the FY 21/22 Master Fee Schedule, which was approved by Resolution No. 23-21 to be adopted and effective on July 12, 2021, with the following changes:

Wide Load Permit with Traffic Control Plans - Per Year (Set by State of California)	\$95 (Set by State of California at \$90)
Wide Load Permit with Traffic Control Plans - One Time (Set by State of California)	\$17 (Set by State of California at \$16)

FEE NAME	Adopted Fee Effective 7/12/21
Temporary Encroachment Agreement. Plus current San Luis Obispo Recording Fees Permit for non-construction activities that encroach into City R/W for a limited time. (e.g., Rolloff/Dumpster, Storage Container, Restricted Parking, etc).	\$163

SECTION 2. On July 12, 2021, all fees included in Resolution 23-21 (except for when in conflict with the amendments provided herein) became effective as provided for by Resolution 23-21.

SECTION 3. On August 10, 2021, Resolution No. 23-21 shall be rescinded, in so far as it conflicts with this Resolution No. 56-21, and otherwise the remaining sections and details of Resolution No. 23-21 shall continue to be operative and effective exclusively through this Resolution 56-21.

PASSED AND ADOPTED by the City Council of the City of Morro Bay at a regular meeting thereof held on the 10th day of August 2021, by the following vote:

AYES:
NOES:
ABSENT:

JOHN HEADDING, Mayor

ATTEST:

DANA SWANSON, City Clerk



AGENDA NO: C-1

MEETING DATE: August 10, 2021

Staff Report

TO: Honorable Mayor and City Council

DATE: August 3, 2021

FROM: Dana Swanson, City Clerk
Heather Goodwin, Deputy City Clerk

SUBJECT: Consideration of Appointment of Robert Nava to the Public Works Advisory Board; and, Reappointment of Susan Stewart to the Planning Commission Consistent with Council Approval of Special Requirement for Non-Resident

RECOMMENDATION

Staff recommends the City Council:

1. Interview and consider the appointment of Robert Nava to the Public Works Advisory Board (PWAB) for the remainder of a term ending January 31, 2023; and
2. Consider reappointment of Susan Stewart to the Planning Commission for the remainder of a term ending January 31, 2023, with formal approval of special requirement that her non-residency in Morro Bay will be excepted for this appointment due to unique and qualifying circumstances.

ALTERNATIVES

Direct staff to continue to recruit and re-advertise the vacant positions.

FISCAL IMPACT

There is no fiscal impact.

BACKGROUND/DISCUSSION

Public Works Advisory Board

On June 12, 2021, Torrey Byles notified staff that he was resigning from the Public Works Advisory Board ("PWAB") effective immediately. Mr. Byles's term would have expired on January 31, 2023. Staff conducted an open recruitment to fill the unscheduled vacancy from July 6 - 30, 2021, providing public notice in City kiosks, and the City's website and social media sites.

At the May 11, 2021 City Council Special Meeting, the Council interviewed and made appointments to various advisory bodies. Robert Nava had submitted his application for consideration of appointment to the PWAB but was unable to participate in interviews due to a family emergency. He expressed his interest in being considered for appointment by the City Council if a future vacancy were to occur. As of the closing date of July 30, 2021, the City Clerk's office received one application which was submitted by Mr. Nava (Attachment 1). Since the applicant has not yet been interviewed by the City Council, staff recommends Council interview Mr. Nava during the August 10, 2021 City Council meeting and consider his appointment to fill the vacancy.

Planning Commission

Susan Stewart, a long-time Morro Bay resident and business owner was appointed to the Planning

Prepared By: <u> HG </u>	Dept Review: <u> DS </u>
City Manager Review: <u> SC </u>	City Attorney Review: <u> CFN </u>

Commission on February 1, 2019, for a 4-year term ending January 31, 2023. On June 30, 2021, Ms. Stewart notified staff she would be residing in an unincorporated area of SLO County near the city at the end of July but would continue operating her business in Morro Bay. Susan has expressed strong interest and willingness to continue to serve on the Planning Commission if an exception was granted by the Council (see letter from Ms. Stewart provided as Attachment 2).

Advisory board qualifications and the appointment process is defined in the Advisory Bodies Handbook and Section 6.6 of the Council Policies & Procedures:

Advisory Bodies Handbook

2) Qualifications for Service

Advisory body members may be required to wear "different hats" at different times. The ability to suitably perform the varied roles requires specialized skills and knowledge. Qualification for service can be divided into four general areas:

◆ **LONG-RANGE INTEREST IN THE COMMUNITY**

The ability to conceive and be concerned with the impact of current decisions on future citizens is paramount. Advisory body members are required to analyze issues, to listen to public comment through formal hearings or informal discussion, to interpret and apply mandates of the General Plan, and to analyze all the pertinent data before arriving at objective decisions which will be in the best interest of the community as a whole.

◆ **FAIRNESS, COMMON SENSE, HONESTY AND GOOD CHARACTER**

Keeping the public interest in mind, an advisory body member will be called upon to use every day good sense in balancing the need of public and private groups. Controversial issues do arise, and the ability to make decisions based on merit rather than personalities is a must. Other traits include imagination, flexibility and the ability to act in a judicial vs. legislative capacity.

◆ **KNOWLEDGE OF THE COMMUNITY MARKETPLACE, PROCESS, OBJECTIVES, AND LAWS**

A first-hand knowledge of economic systems, the general operation of government, and a basic understanding of the legal process is important. This knowledge will be of tremendous value, especially on the Planning Commission where members are required to conduct public hearings, analyze and receive testimony and make meaningful decisions.

◆ **TIME TO SERVE IN APPOINTED CAPACITY**

The amount of time an advisory body member devotes to his/her duties varies with each advisory group. Before making a personal commitment, a prospective applicant should honestly evaluate whether he/she has adequate free time to attend the meetings, to review and be familiar with meeting materials, and to communicate with the public as well as with department staff.

Council Policies & Procedures

6.6 PROCESS

6.6.1 QUALIFICATIONS

- 6.6.1.1 The applicant must be a resident and registered voter of the City at the time and during the entire term of appointment, unless excepted by State law or Council-approved special requirements in advisory committee by-laws.
 - 6.6.1.1.1 The applicant must be at least 18 years of age at the time of appointment; provided, that the Council may appoint one area high school student to an advisory body, if allowed by the Advisory Body By-Laws and they meet the other qualification requirements.
 - 6.6.1.1.2 Elected Officials, Officers and Employees of the City of Morro Bay shall not be considered for appointment, unless otherwise approved unanimously by the City Council.

Planning Commission By-laws, on page 38 of the City of Morro Bay Advisory Bodies Handbook and By-Laws (February 9, 2021), provides in part under “Appointment” that the “Planning commission shall consist of five voting members and they shall be qualified electors and residents of the City. Appointments and the filling of vacancies shall be made by the City Council. Commissioners shall serve at the pleasure of the City Council.”

Planning Commission By-laws, on page 38 of the City of Morro Bay Advisory Bodies Handbook and By-Laws (February 9, 2021), also provides in part for “Qualifications” that a Planning Commission “member must be a resident and registered voter of the City during the term of appointment, **unless excepted by State Law or Council approved special requirements...**”

Staff researched and found no State or other regulations requiring a person serving on a Planning Commission be a registered voter in that city. Further, staff found at least one nearby city policy that allows for an exception to the residency requirement if the applicant demonstrates a vested interest in the community. Given Ms. Stewart’s involvement in the Planning Commission’s review of the General Plan/Local Coastal Plan Update and Zoning Code amendment, as well as her ongoing business interest in the Morro Bay community, staff recommends a onetime exception to the policy be granted to the residency requirements stating that a commissioner must either live or have a place of business in the City of Morro Bay, and that Council approve this onetime special requirement that a non-resident be permitted to sit on the planning commission due to the unique circumstances.

CONCLUSION

Staff recommends the City Council review Mr. Nava’s application, and by vote, decide if they wish to fill the vacant position on the Public Works Advisory Board. This term will expire on January 31, 2023. Staff also recommends the City Council consider reappointment of Susan Stewart to the Planning Commission for an unexpired term ending January 31, 2023.

ATTACHMENTS

1. Robert Nava PWAB Application
2. Susan Stewart’s letter received August 4, 2021
3. [Link](#) to Advisory Bodies Handbook & By-laws
4. [Link](#) to Council Policies & Procedures



CITY OF MORRO BAY ADVISORY BODY APPLICATION

RECEIVED
City of Morro Bay

MAR 30 2021

Administration

Contact Information

Full Name Robert Bossi Nava II	Home Phone [REDACTED]
Street Address [REDACTED]	Cell Phone [REDACTED]
Mailing Address (if different than above)	Work Phone [REDACTED]
City, State, Zip Code Morro Bay, CA 93442	Email Address [REDACTED]

Do you live within the Morro Bay City Limits?

Yes

No

Are you registered to vote in the City of Morro Bay?

Yes

No

Advisory Body Information

I would like to be considered for appointment to the following Commission/Advisory Body:

- Citizens Oversight and Citizens Finance Advisory Committee
- Harbor Advisory Board
 - Marine-Oriented Business
 - Waterfront Leaseholder
 - Recreational Boating
 - Member-at-Large
 - South Bay/Los Osos Representative
 - Morro Bay Commercial Fisherman's Association (MBCFO)
 - Alternate Member to MBCFO
- Planning Commission
- Public Works Advisory Board
- Recreation & Parks Commission
- Tourism Business Improvement District Advisory Board
 - Hotelier (Member-at-Large)
 - Hotelier (No. of rooms _____)
 - Vacation Rental Representative
 - Community Member-at-Large
- SLOCOG Citizens Transportation Advisory Committee (CTAC) - County and Regional Board

Must be a resident and registered to vote in the City of Morro Bay during the term of appointment.

Employment Information

Present or Last Employer State of California, Caltrans	Position or Occupation Transportation Engineer
Employer Address 50 Higuera St	How Many Years 19
City, State, Zip Code San Luis Obispo, CA 93401	

Education and Training

Institution Name, City and State	Major, Degree or Area of Study
University of California, Irvine	BS Engineering, Civil
California Professional Civil Engineer Lic No. 62797	

Qualifications and Interests

Please use the space provided, or attach a separate document, responding to the questions below. If desired, you may attach a resume or other additional documentation for consideration.

1. Are you currently or have you previously served on a board, commission, committee, or other public body, if so, which one and when? What do you feel were the advisory body's major accomplishment(s) during your tenure?

No

2. What experience, technical training, and skill qualify you for an appointment, considering your experience and activities in business, labor, professional, social, or other organization?

I have managed public works construction projects as a state employee and as a consultant for over 2 decades. From 2008 to 2019, I was part of the Caltrans District 5 Maintenance Engineering Team responsible for developing maintenance related projects (under \$300K) and managing emergency responses to major damage.

3. Why are you interested in serving on this advisory board, commission, or committee?

As a proud 15 year resident of the City of Morro Bay, and with my children now adults, it is time for me to give back to this City in a capacity that I can offer some working knowledge in. I have a strong understanding of public works projects, budgets and being accountable to public scrutiny.

I have read the Advisory Bodies Handbook regarding the expectations and responsibilities of this Commission/Advisory Board/Committee and, should I be appointed, am able and willing to devote the necessary time to perform the required duties.



(Signature)

30 MAR 2021

(Date)

This application is a public record that be disclosed to the public upon request. All appointees to a City Commission, Advisory Board, or Committee will be required, in accordance with State law to file a "Statement of Economic Interest Form 700" which remains available for public inspection.

Completed applications may be emailed to
595 Harbor Street, Morro Bay, CA 93442

or mailed to: Office of the City Clerk, City Hall,

Dana Swanson

From: Scott Collins
Sent: Wednesday, August 04, 2021 5:24 PM
To: Dana Swanson
Subject: FW: Letter for council

From: Susan Stewart [REDACTED]
Sent: Wednesday, August 04, 2021 5:23 PM
To: Scott Collins <scollins@morrobayca.gov>
Subject: Letter for council

August 3, 2021

Dear Mayor and Council Members,

It has been an honor to serve the city and the people of Morro Bay on the Planning Commission, as well as the General Plan Advisory Committee and the former Morro Bay Community Promotions Committee. After living in Morro Bay as a renter for the last 33 years, I was able to purchase a home in Baywood Park this summer.

In spite of this relocation, my connection to Morro Bay remains strong. I will continue to operate my business on Morro Bay Boulevard and care deeply about the success and sustainability of Morro Bay for both residents and business owners. My children were born and raised here. I am currently on the board of the Historical Society of Morro Bay, am a member of the Morro Bay Chamber of Commerce and sit on it's Government Affairs Committee. It is important to me both as a business owner, and as someone who loves this town, that Morro Bay maintains it's essential small-town character, protects it's environmental assets, and embraces reasonable growth and development.

I understand that there is a requirement for most advisory board seats to be filled by residents who are registered voters in their community, but I would love to be able to finish my term on the Planning Commission. We have a relatively new and very dynamic group of individuals on the current commission who bring experiences from other cities, and I have been excited by the opportunity to work with and learn from them. Each of us has a unique and important perspective to offer, and I think all of us embrace the concept of service to the community. Having worked on the General Plan/Local Coastal Program and knowing that the Zoning Code Update lies ahead, I feel that I have work to complete!

Whatever your decision may be, I truly appreciate the opportunity I have had to participate in these critical advisory groups, to be an advocate for the citizens of Morro Bay and to develop a deeper understanding of the intricacies of public planning and policy.

All the best to you, and again, thank you so much for the chance to serve the community,

Susan Stewart

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AGENDA NO: C-2

MEETING DATE: August 10, 2021

Staff Report

TO: Honorable Mayor and City Council

DATE: August 3, 2021

FROM: Eric Endersby, Harbor Director

SUBJECT: One-Year Review of the Waterfront RV Camping Pilot Program, and City Council Input and Recommendations on the Future of the Program

RECOMMENDATION

Staff recommends the Waterfront RV Camping pilot program be established on a permanent basis at the Morro Creek, Maritime Museum and Tidelands sites, pending approval by the California Coastal Commission and to include consideration of a future Camp Host method of management, as outlined in this report.

ALTERNATIVES

- A. Council may elect to direct staff to continue the Waterfront RV Camping program in a manner different or modified from that recommended by staff in this staff report.
- B. Council may elect to cease the Waterfront RV Camping program altogether, and direct staff accordingly.

FISCAL IMPACT

As of the writing of this staff report, including future bookings through September 30, 2021 (which are required to be paid upon making a reservation), total gross revenues to-date from inception of the pilot program September 10, 2020 are approximately \$140,000. That period included the two-month COVID shutdown between December 2020 and January 2021. These revenues include the 10% Transient Occupancy Tax (TOT) and 1.5% SLO County Tourism Marketing District (TMD) tax collected.

A quick financial snapshot of the entirety of the program since inception is as follows:

- \$1,500 annual subscription fee to the online booking system "Bonfire"
- ~\$3,200 credit card fees deducted
- ~\$7,350 TOT and \$1,100 TMD taxes paid
- ~\$27,000 in one-time expenses, primarily start-up costs (site preparation, graphics and signage and reimbursement to the Recreation Department for services rendered)
- ~\$4,000 in ongoing operating expenses (trash disposal, portable restrooms, miscellaneous supplies)
- \$15,000 in funds transferred from the City's Low-Cost Accommodation Fund to help offset the initial start-up costs
- **~\$112,000 revenues net of expenses to date** to the Harbor Fund after all general accounting done and encompassing a ~nine-month period of renting spaces.

Excluding the original start-up costs, and assuming conservative revenues for the remaining unbooked spaces through this coming September, anticipated total *net* revenues to the Harbor

Prepared By: EE

Dept Review: EE

City Manager Review: SC

City Attorney Review: CFN

Fund over operating costs in this pilot program year should be in the range of **\$135,000 to \$140,000, with up to ~\$14,000 TOT and ~\$2,100 TMD** revenues booked to the General Fund and County TMD fund, respectively.

Staff estimates that continuing the program with the modifications proposed below would generate approximately \$155,000 annually (net) for the Harbor Fund, \$16,000 annually for the General Fund in TOT revenues, and \$2,400 annually for the County TMD in a full “normal” (non-COVID) year, with revenues likely increasing moderately over the years as the program develops. Discontinuing the pilot program would forgo these revenues and result in minimal hard costs to dismantle the sites as constructed as most costs would consist of staff time. Should the wood separator panels acquired for the program spaces not be reusable or sellable, staff estimates approximately \$500 in cost to dispose of them.

BACKGROUND

On February 9, 2021, an update of the pilot Waterfront RV Camping Program, which began operations on September 10, 2020, was brought to the City Council for input and direction. In that meeting, Council provided the following direction and authorizations to staff:

- A. Retain the Coleman Park, Morro Creek and Maritime Museum sites.
- B. Pull the Coleman spaces back from the adjacent boardwalk and bike path to provide a better buffer between campers and the general public.
- C. Install screening or landscaping for the Coleman spaces to better separate them from the public.
- D. Pursue new spaces at Morro Rock near the power plant outfall area, and in the public parking lot adjacent to the 456 Embarcadero hotel (now referred to as the “Tidelands” site).
- E. Do not pursue spaces at the boat launch ramp parking lot or the location identified near the “Pit” parking lot.
- F. Operate the pilot program through September 2021 to gain a full year of operation, experience, and revenues with the program.
- G. Seek the necessary Coastal Development Permit (CDP) from the Coastal Commission to replace the Emergency Coastal Development Permit (ECDP) now in place.
- H. Consider future management by way of a camp host system.
- I. Establish a formal budget for the program in the FY 2021/22 City budget.

Subsequent to the February 9 Council meeting, staff took the following actions relevant to the above-listed items:

- A. Retained the three camping locations (Coleman Park, Morro Creek and Maritime Museum).
- B. Removed the Coleman space closest to the boardwalk/bike path as the best method to create the buffer between the campers and public.
- C. Initially installed chain link fencing with bamboo screening and potted plants between the Coleman spaces and the boardwalk/bike path, and later installed weathered wood and steel screens obtained in a local surplus equipment auction to replace the chain link and bamboo.
- D. Consulted with local Native tribes for their input on the proposed Morro Rock location knowing the Rock is a sacred native site. While there was support from some tribal leaders, the vast majority of sentiment from the various Salinan and Chumash leaders was in objection to RV camping sites being so close to the Rock (or “Le’samo” in the Salinan language, and “Lisamu” in Chumash). Based on the Native input, a RV camping site was not established at the Rock.
- E. Three RV spaces were established at the Tidelands site. Between the four currently

established sites, there are 21 total RV spaces among them (two at Coleman Park, nine at Morro Creek, seven at Maritime Museum and three at Tidelands site). Attachment 1 includes photos of the four sites as they are established today, while Attachment 2 is the program vicinity map for the sites.

- F. New sites were not pursued at the boat launch ramp or Pit areas.
- G. Reservations are only being taken through September 30, 2021.
- H. Applied to the Coastal Commission for the necessary CDP to replace the ECDP.
- I. Staff have internally investigated and discussed a camp host system, which is still a work in progress. Staff anticipate a camp host would be responsible for the day-to-day operations of the program, in addition to some responsibility with regard to waterfront trash collection, restroom monitoring, collecting the City's coin-op pay shower monies and managing the City's beach wheelchair program. The biggest hurdle to a camp host system is establishment of a host space with the full RV hookups (electrical, sewer and fresh water) required of such a space within the current inventory of spaces being operated. Staff continue to explore potential options.
- J. A formal budget for the program was developed and included in the now-approved FY 21/22 budget. This budget does, however, only assume revenues and costs through September 2021 – the period through which the program was authorized by Council to operate at the time of budget approval. This budget assumes \$44,600 in gross revenues (including the 10% TOT and 1.5% TMD taxes), and \$9,425 in total expenses (including the TOT and TMD taxes as expenses on the program).

From a management standpoint, on average Harbor Patrol staff spend approximately one to two hours per day checking campers in and out, assisting them when necessary and dealing with issues that arise. Administratively, staff spend approximately two hours per week on the program, primarily in managing the reservations system accounts receivable and payable.

The current daily rate for the Morro Creek and Maritime Museum sites is \$65, while the premium Coleman Park and Tidelands sites are \$75. Since opening for operation last September, the average occupancy over that period (but not including the closed months of December and January) was approximately 30%. This occupancy was achieved without any outreach or advertising beyond what people can find on the Waterfront RV Camping portion of the City's website. This occupancy would be expected to increase with promotion and advertising.

DISCUSSION

Input and feedback from campers have been overwhelmingly positive, with campers appreciating the new opportunity, locations and low-key nature of the sites. Staff, however, also recognize there have been negative impacts on the community, including, but not limited to concerns about camping activity impacts on public access and parking. Although a citizen's initiative to prohibit tent and RV camping in most waterfront areas is currently being circulated for signatures, staff have worked hard to mitigate those negative impacts and have developed recommendations that both maintain the program that has demonstrated value and accounts for impacts on the community.

Staff recommends the pilot Waterfront RV Camping program be made permanent, assuming approval of the pending CDP by the Coastal Commission, as-follows:

1. Retain the Morro Creek, Maritime Museum and Tidelands sites.
2. Cease operations at the Coleman Park site.
3. Do not establish the previously-approved Morro Rock site.
4. Establish the daily \$65/\$75 fees in the Master Fee Schedule.

5. Continue pursuing a camp host-style of operation and management. Should staff determine a suitable location for a camp host space, a request for proposals competitive bidding process document to fill it would be brought back to the Council for consideration.

CONCLUSION

In staff's view the pilot program is a success and has proven a financially viable one worth continuing, especially with the unprecedented boom in RV camping generally in the last 18 months, and with that activity expected to continue for the foreseeable future. Revenue predictions for the program have largely held true, although occupancy rates anticipated appear somewhat low, and of note is the program has not caused excessive new problems or impacts on staff. The new revenues represent an important piece of the financial puzzle to enable the Harbor Department to continue providing the services, facilities and public access opportunities the community and public have come to expect. The estimated net annual \$155,000 revenues from this program on an ongoing basis could also help the Harbor begin setting aside funds to address numerous critical and unfunded capital projects on the waterfront, to include piers, docks, slips and seawalls, to name a few. Current staff projections for capital replacement, capital equipment and major capital maintenance indicate the need for an average of \$700,000+ per year over the next ten years if all those needs were fulfilled based on current conditions and service lives.

ATTACHMENTS

1. Photos of the current Waterfront RV Camping sites
2. Waterfront RV Camping program site vicinity map







NO
PARKING

30615
U.S. COAST GUARD

Matson



Morro Creek

MC 9	MC 8	MC 7	MC 6	MC 5	MC 4	MC 3	MC 2	MC 1
------	------	------	------	------	------	------	------	------

Maritime Museum

MM 6	MM 7
------	------

MM 5	MM 4	MM 3	MM 2	MM 1
------	------	------	------	------

Coleman Park

CP2

CP1

Tidelands

T1

T2

T3

MORRO BAY
HARBOR DEPARTMENT

**WATERFRONT
CAMPSITES**



Questions: RVCamping@MorroBayCA.gov



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AGENDA NO: C-3
 MEETING DATE: August 10, 2021

Staff Report

TO: Honorable Mayor & City Council **DATE:** August 4, 2021
FROM: Rob Livick, PE/PLS – City Engineer
SUBJECT: Approval of Amendment 3 to the Consultant Agreement for Implementation of the First Phase of the Morro Bay [OneWater Plan](#) (Water and Wastewater) and Authorization for the City Manager to Sign the Amendment

RECOMMENDATION

Staff recommends the City Council:

1. Approve and authorize the City Manager to execute a time and materials amendment to the consultant agreement with Cannon Corporation (Cannon) for additional engineering services necessary to complete and implement the first phase of the OneWater Plan projects in an amount not to exceed \$100,000 without prior written authorization. This will result in a total contract authorization of \$991,335.
2. Direct staff to return to Council during quarterly budget review with budget amendments necessary to accommodate additional design scope and to advance these projects in FY 2021/22 rather than in FY 2022/23.

FISCAL IMPACT

In FY 2019/20, the City budgeted for and initiated four capital projects to begin implementation of the OneWater Plan, and these four (Water and Wastewater) projects were carried over and included in the budget for FY 2021/22 and FY 2022/23. The funding for these projects comes through the water and wastewater enterprise funds and does not affect the General Fund, nor does the work impact water and sewer rates.

Original Contract (Approved by Council April 14, 2020)	\$815,237
Amendment 1 (approved by City Manager): Preparation of Contract Documents for the rehabilitation of Water Storage Tanks (921-9944) <i>(Note: existing budget can cover this amendment)</i>	\$56,848
Amendment 2 (approved by City Manager): Design of Surface improvement on Beachcomber Dr. due to sewer trench failure (922-9928)	\$19,250
Currently Authorized	\$891,335
<i>Amendment 3 (currently proposed for Council approval): Alternative Analysis, Additional Design Water (921-9932), and Additional Design Sewer (922-9929)</i>	\$100,000
Proposed Total Contract Authorization	\$991,335

There are sufficient funds available in the Water and Sewer funds to accommodate the recommended contract amendment, but the contract increase will require a project budget increase of \$119,250 (for Amendment 2 and Amendment 3) as shown in the table below. In addition, in order to expedite these

Prepared By: <u>RL</u>	Dept Review: <u>GK</u>
City Manager Review: <u>SC</u>	City Attorney Review: <u>JWP</u>

projects for advancement in FY 2021/22, staff recommends moving proposed expenditures from FY 2022/23 to FY2021/22. This will not change the overall cost of the project but will allow staff to make additional progress on the projects during FY 2021/22 with sufficient budget appropriated this year. These expenditure budget amendments will also necessitate a commensurate increase in the revenues transferred into the Water and Sewer Capital Funds from the Water and Sewer Revenue Funds. Staff will return to Council with a budget amendment to capture all associated budget changes at the Q1 budget adjustment.

Project	Adopted FY2021/22 Budget Amount	Recommended Budget Amendment to Expedite Project	(Addl) Amendment Due to Change in Scope of Design Services	Proposed Amended FY2021/22 Budget Amount
Collections System Improvements: Main St & Atascadero Road (Wastewater Project 922-9928)	\$105,039	\$159,000	\$30,000	\$294,039
Collections System Improvements: Upstream LS1/Beachcomber (Wastewater 922-9929)	\$42,126	\$42,500	\$19,250 ¹	\$103,876
Nutmeg Pressure Zone Improvements (Water Project 921-9932)	\$235,797	\$544,900	\$70,000	\$850,697

DISCUSSION

Beginning with the FY 2019/2020 budget, the City Council approved a Capital Improvement Program (CIP) consisting of projects in the General Fund and Enterprise Funds. Four of these projects included in the Utilities Enterprise Fund CIP, for both wastewater and water, are the subject of Contract Amendment 3:

- Collections System Improvements: Main St & Atascadero Road (Wastewater Project 922-9928)
- Collections System Improvements: Upstream LS1/Beachcomber (Wastewater 922-9929)
- Nutmeg Pressure Zone Improvements (Water Project 921-9932)
- Water Tank Rehabilitation (Water Project 921-9944)

The Council adopted OneWater Plan prioritized these four projects based on being critical and desired project. The sewer projects reduce inflow and infiltration and add needed conveyance capacity. The Nutmeg pressure zone improvement provides necessary fire flow and duration along with other operational improvements in managing water distribution in North Morro Bay.

The City Council authorized a contract with Cannon for the preliminary and final design for the two wastewater projects and the preliminary design, environmental review and permitting for the two water projects. Cannon continues to make progress on these projects and anticipates having the wastewater projects ready to go out to bid later this year. Due to the complexities of the Nutmeg Pressure Zone Improvements project and the necessary permitting requirements, an increase to the

¹ Previously Authorized Change.

scope of Cannon's work—which is to complete a 30 percent design for permitting and environmental review—is required and outlined below. It is anticipated the Nutmeg tank replacement located outside the City's corporate boundary will be reviewed by the City's Planning Commission this Fall with County Planning review in Spring 2022. Once CEQA is complete and permits are received, the City can proceed with final design for the replacement of the existing 100,000-gallon Nutmeg storage tank with a 1.5M gallon tank meeting additional fire flow storage requirements.

Previous Contract Amendments

Amendment No. 1: In September 2020 utilities and engineering staff recommended Cannon assist the City in the preparation of the contract documents necessary to perform the recommended rehabilitation to six existing steel storage tanks including replacement of corroded appurtenances, cleaning, and recoating of the tanks. The City Manager agreed with this assessment and authorized the \$56,848 Amendment No. 1 to the contract.

Amendment No. 2: During a survey and condition assessment of the Beachcomber Ave sewer, Cannon noted the failure of surface improvements caused by a failure of a sewer trench wall and its proximity to an adjacent slope, and determined it makes economic sense to repair these surface improvements during the construction of the replacement sewer line. Cannon prepared a cost proposal for the design services necessary to replace the damaged surface improvements. The City Manager authorized this \$19,250 amendment as well. After this approval, the City Manager's change authority closely approached the limit specified in the original authorization approved by City Council.

Proposed Contract Amendment

Amendment No. 3: This amendment is recommended because:

- a) Increased scope is needed for an alternative analysis of the Nutmeg Pressure Zone distribution system to evaluate alternatives to fill the Blanca storage tanks along with combining the Nutmeg and Elena pressure zones, thus potentially eliminating the need for the Elena storage tank. This additional scope item should result in lower capital costs with the elimination of the physically constrained booster station located in the side yard easement at 195 Vashon St, and the storage tanks located on Elena Ave near Koa St. (Not to exceed \$30,000)
- b) Design of improvements resulting from the alternative analysis. This design work will include additional land surveying, design of a pressure reducing station, and evaluation recommendations for repair of the storm drain that serves as the Nutmeg Tank drain line along with other associated design activities. (Not to Exceed \$40,000.)
- c) Design of concurrent construction of the replacement of the Atascadero Road sewer main line and construction of the conveyance pipeline from the new sewer pump station on Atascadero Road to the Water Reclamation Facility. This design change is at the request of staff to minimize the time of disruption to Atascadero Road traffic and should result in a better surface restoration due to a single pavement repair as opposed to serial projects with overlapping work areas. Staff has also requested Cannon separate the Main Street and Atascadero Road projects into two segments to facilitate a change order request for the WRF conveyance contractor to construct the Atascadero Road sewer replacement concurrently with the WRF conveyance pipeline. (Not to exceed \$30,000.)

The total estimated fee for this combined change order is \$100,000. The work will be billed on a time and materials basis under the same terms as the contract previously authorized.

In summary by authorizing the proposed Amendment No. 3, the engineering work will result in a capital cost reduction of approximately \$1.04M by eliminating the need to replace and maintain the Elena storage tanks (PWS-2). Additionally, this amendment will allow the City to utilize the current WRF conveyance pipeline contractor and install the replacement Atascadero Road sewer line, as a change order related to and concurrently with the WRF conveyance pipeline. This will eliminate the need to disrupt Atascadero Road two years in a row.

CONCLUSION

Staff recommends the City Council approve and authorize the City Manager to execute a time and materials amendment to the consultant agreement with Cannon for additional engineering services necessary to complete and implement the first phase of the OneWater Plan projects in an amount not to exceed \$100,000. This will result in a total authorization of \$991,335 for this amended contract.

ATTACHMENTS

1. Proposed Amendment 3
 - a. Completion of Alternative Analysis to eliminate the Elena Water Storage Tanks
 - b. Design associated with the elimination of the Vashon Booster and Elena Tanks
 - c. Preparation of separate contract documents for the Atascadero Rd sewer for a potential change order to the WRF conveyance project

CITY OF MORRO BAY

AMENDMENT NO. 3 TO THE AGREEMENT
FOR CONSULTANT SERVICES
BETWEEN THE CITY OF MORRO BAY AND CANNON CORPORATION

This Amendment No. 3 is entered by and between the City of Morro Bay, a municipal corporation ("City") and Cannon Corporation, a California corporation ("Consultant").

RECITALS

WHEREAS, City and Consultant entered into an agreement as of April 24, 2020, for engineering consulting services related to Capital Improvements to the City's Water Distribution and Wastewater Collection Systems (the "Project") for a not to exceed amount of \$815,237.00 (the "Agreement"); and

WHEREAS, the Parties amended the Agreement as of September 21, 2020, to include additional services and established a not to exceed amount of \$872,085.00 for the entire Agreement (Amendment No. 1);

WHEREAS, the Parties again amended the Agreement as of January 26, 2021 to include additional services and established a not to exceed amount of \$891,335.00 for the entire Agreement (Amendment No. 2); and

WHEREAS, the Agreement, Amendment No. 1 and Amendment No. 2 shall be collectively referred to as the "Amended Agreement;"

WHEREAS, the Parties now agree it is time to amend the Agreement to provide additional engineering design services detailed in attached Exhibit A; and

WHEREAS, Consultant has specific knowledge and experience to provide technical expertise needed to accomplish necessary tasks required to meet the City Council's goals for the Project; and

WHEREAS, due to the expansion of the tasks to be provided, the compensation payable pursuant to the Amended Agreement must be increased.

NOW THEREFORE, City and Consultant mutually agree to amend the Amended Agreement as follows:

1. The additional services to be provided by Consultant, pursuant to the Amended Agreement, as amended by this Amendment No. 3, shall include the Scope of Work, as set forth in Exhibit A, attached hereto and incorporated herein by this reference (the "Additional Work"). The Additional Work shall be satisfactorily commenced immediately upon execution of this Amendment No. 3, and satisfactorily completed within the terms of the Amended Agreement.

2. The compensation to be paid for the Additional Work described in Exhibit A shall not exceed \$100,000, as described in Exhibit A, for a total not to exceed amount of \$991,335.00 for the Amended Agreement.

3. Except as expressly stated herein, all terms and conditions in the Amended Agreement shall remain in full force and effect.

4. The effective date of this Amendment No. 3 shall be deemed to be August 11, 2021 (Effective Date).

IN WITNESS WHEREOF, the parties will be deemed to have caused this Amendment No. 3 to be executed by their duly authorized representatives as of the Effective Date.

CITY OF MORRO BAY

CONSULTANT (2 signatures required)

By: _____
Scott Collins
City Manager

By: _____
Michael F. Cannon, PE,
Its President

Attest:

Dana Swanson, City Clerk

By: _____
Lawrence P. Kraemer, PE,
Its Secretary

Approved As To Form:

Chris Neumeyer, City Attorney



ADDITIONAL SERVICES AGREEMENT

Project Client: City of Morro Bay

Date: April 14, 2021

Project Name: OneWater Water Projects: Nutmeg

Project Number: Cannon No. 200131

Description of Additional Services:

Completion of the Alternative Analysis of the water storage and delivery system as described in the Agreement for Consulting Services dated April 24, 2020 under Task 2A Alternative Analysis.

Background:

The OneWater Master Plan (Plan) used an InfoWater model to evaluate the hydraulic performance of the water distribution and storage systems, identified deficiencies, and recommend projects to correct the deficiencies. Cannon was retained to use the InfoWater model to evaluate removing the Elena Tanks and putting the Elena Zone fire storage into a new Nutmeg Tank; connecting the Elena pressure zone to the Nutmeg pressure zone via pressure reducing valves; and determining a cost-effective and efficient manner to circulate water through the Blanca Tanks and into the Blanca Zone.

This work has been completed. The evaluation took more time and effort than was anticipate in our proposed cost of \$42,987.

Scope of Work

Cannon:

- Obtain the InfoWater model
- Coordinate with Carollo Engineers to understand the work they had done on the InfoWater model.
- Use the InfoWater model to evaluate different alternatives in the Morro Bay water distribution and storage system to fill the Blanca Tanks, combine the Elena and Nutmeg water zones, and remove the Elena Tanks.
- Coordinate with City Staff on this work
- Present Technical Memorandum to the City summarizing findings.
- The analysis cannon completed determined a water system that will be more efficient and cost-effective to operate and removed the need for the Elena tanks. The effort reduced the construction cost of the water facilities proposed.

Proposed Fee: \$30,000



Authorization:

In witness whereof, the parties hereto have caused this agreement consisting of the Request for Additional Services, and the original Contract between City of Morro Bay and Cannon Corp for the Beachcomber Wastewater Collection Projects April 24, 2020.

Any additions and/or corrections to this agreement will be addressed in a separate agreement.

City of Morro Bay

Cannon

Scott Collins, City Manager

Lawrence P. Kraemer, Secretary

Date _____

Date _____



ATTACHMENT 1b

ADDITIONAL SERVICES AGREEMENT

Project Client: City of Morro Bay

Date: July 16, 2021

Project Name: OneWater Water Projects: Nutmeg

Project Number: Cannon No. 200131

Description of Additional Services:

Additional survey and design work for:

- Elena Tank Site. Demolition of two water tanks and shed (above retaining walls). Design site layout with new building for pump, generator and two PRV's.
- Sequoia Street. Install new PRV off street. Location behind sidewalk on north side of street may need an easement.
- Vashon Booster Station. Removal.
- Juniper Ave watermain. Extend water main to Elena Site.
- Storm drain between Nutmeg Tank and Koa Ave. Repair or Replace.

Background:

The Alternative Analysis of the Nutmeg Water Projects has been completed. Cannon is starting on the survey and design of the water storage and delivery system as described in the Technical Memorandum – Water System Hydraulic Analysis and Recommended Improvements. Listed below are the recommended Projects:

Elena Tanks

- ✓ Combine the Nutmeg and Elena Pressure Zones. Remove the existing Elena Tanks. Put the needed water volume for both zones in the new Nutmeg Tank.

Nutmeg Tank

- ✓ Add a new partially buried prestressed concrete tank with volume enough for the Elena and Nutmeg zones. The OneWater Plan recommends a storage of 1.0 million gallon for the Nutmeg Tank and 0.15 million gallons for the Elena Tanks. Previous preliminary design work by Cannon sized the Nutmeg Tank at 1.3 million gallons. The design volume of the Nutmeg Tank will be decided at the beginning of the tank design.
- ✓ Add a chloramination station at the Nutmeg Tank.

Elena Tank Site

- ✓ Remove the existing Elena Tanks.
- ✓ Upgrade the Elena Booster Pump Station to 0.7 MGD capacity
- ✓ Install new PRV for water from Nutmeg Zone into Elena Zone (at the Elena Tank Site for ease of operations and maintenance)
- ✓ Install PWP-1 (PRV in Juniper) at the Elena Tank Site (for ease of operations and maintenance).
- ✓ Install an extension of PWP-4 (pipe in Juniper back to Elena Tank Site) to allow the PRV to be installed at this site.

1050 Southwood Drive, San Luis Obispo, CA 93401

T 805.544.7407 F 805.544.3863

CannonCorp.us

200166



PWP-4 – Pipeline along Juniper Ave

PWP-5 – Pipeline on Sequoia Street

PWFF-10 – Pipeline along Sequoia Street

Connect Nutmeg Zone to Blanca Zone via PRV

- ✓ Install new PRV at Sequoia/Main for water to “bleed” into Blanca Zone for high demand periods.

PWP-1 – Fill line for Blanca Tanks

- ✓ This project can be constructed in later years, depending on funding.

This will require additional survey and design to complete.

Scope of Work

Survey and design to prepare preliminary (30%) construction and right of way documents

Proposed Fee: \$40,000

This will be billed on a time and material basis.

Authorization:

In witness whereof, the parties hereto have caused this agreement consisting of the Request for Additional Services, and the original Contract between City of Morro Bay and Cannon Corp for the Beachcomber Wastewater Collection Projects April 24, 2020.

Any additions and/or corrections to this agreement will be addressed in a separate agreement.

City of Morro Bay _____

Cannon _____

Scott Collins, City Manager

Lawrence P. Kraemer, Secretary

Date _____

Date _____



ADDITIONAL SERVICES AGREEMENT

Project Client: City of Morro Bay Date: July 15, 2021
Project Name: OneWater Water Projects: Beachcomber
Project Number: Cannon No. 200166

Description of Additional Services:

Create separate construction package for the gravity sewer main installation in Atascadero Road from Park Ave to Main St and Main St. from Atascadero Ave to the 2nd manhole. This construction work will be changed ordered into Anvil Construction contract. Approval and permitting will be need from Caltrans.

Background:

The proposed gravity sewer main in Atascadero Road is approximately between 11 to 13 foot deep, in ground water and located next to the proposed conveyance sewer force main. The construction of this sewer main will cause circulation issue on Atascadero Road, which is a main access way to Morro Bay High School, beach areas and the City's WWTP. The construction of the conveyance sewer force main will have the same circulation issues. The construction gravity sewer main will be more difficult if the conveyance sewer force main is installed prior the gravity sewer main due to the proximity of the two facilities.

In order minimize the circulation impacts and construction costs of the two projects, the city wants to consider having the contractor that is constructing the conveyance sewer force main construct both sewer projects.

Scope of Work

- Prepare separate construction plans.
- Write specifications to conform with Conveyance Project specifications.
- Caltrans. Coordinate with Conveyance Project Team on Caltrans permitting. Produce plans to abandon sewer in Caltrans right of way.
- Coordinate with Conveyance Team, contractor, and City on the design, bidding, approval and, construction of the Project.

Proposed Fee: \$30,000

This will be billed on a time and material basis.

Authorization:

1050 Southwood Drive, San Luis Obispo, CA 93401
T 805.544.7407 F 805.544.3863
CannonCorp.us

200166



In witness whereof, the parties hereto have caused this agreement consisting of the Request for Additional Services, and the original Contract between City of Morro Bay and Cannon Corp for the Beachcomber Wastewater Collection Projects April 24, 2020.

Any additions and/or corrections to this agreement will be addressed in a separate agreement.

City of Morro Bay

Cannon

Scott Collins, City Manager

Lawrence P. Kraemer, Secretary

Date

Date



AGENDA NO: C-4

MEETING DATE: August 10, 2021

Staff Report

TO: Honorable Mayor and Council Members **DATE:** August 3, 2021

FROM: Scott Collins, City Manager
Dana Swanson, City Clerk/Human Resources Manager

SUBJECT: Procedure for Filling Vacancy on the City Council and Selection of Method for (Optional) Temporary Council Appointment Until Special Election is Held

RECOMMENDATION

Receive information and provide direction to fill the Council seat vacated as a result of the passing of Council Member Robert “Red” Davis.

BACKGROUND

Given the July 24, 2021 passing of Council Member Davis, his City Council seat became vacant, and the Council will need to consider options for filling that seat. Council Member Davis’ term runs through the end of 2024. Those requirements are defined within Government Code section 36512, Election Code section 1000 and Morro Bay Municipal Code section 2.06.030

Government Code Section 36512 states that if a vacancy occurs in an elective office, the Council shall within 60 days from the commencement of the vacancy either call a special election to fill the vacancy or fill the vacancy by appointment (Attachment 1). If the Council should choose to hold a special election to fill the vacancy, the special election is required to be held at the next regularly “established election date” not less than 114 days from the call of the special election. Election Code section 1000 provides for “established election dates” pursuant to State law. The person elected to fill a vacancy holds the office for the unexpired term of the former incumbent.

While Government Code Section 36512 provides minimum requirements for filling a vacancy, it also provides that a city may enact an ordinance that requires a special election be called immediately to fill a city council or mayor vacancy on the next regularly established election date not less than 114 days from the call of the special election and also appoint a councilmember until the special election is held.

Morro Bay Municipal Code Section 2.06.030 (Measure “R”)

In 2006, Morro Bay residents approved Measure R, an Initiative Ordinance to Amend Morro Bay Municipal Code by adding Section 2.06.030 - Council Vacancy Reform. Measure R was codified with the adoption of Ordinance 527 (Attachment 2) and, in part, provides the following local requirements for filling Council vacancies:

- B. How Vacancies Filled. The city council shall immediately call a special election to fill any vacant seat on the council, including the mayor’s seat. The special election shall be held on the next established election date, as specified in California Elections Code, which is not less than one

Prepared By: DS

Dept Review:

City Manager Review: SC

City Attorney Review: CFN

hundred fourteen days from the call of the special election. The city council may appoint an elector who is a registered voter in the city of Morro Bay to fill such vacancy prior to the special election. The appointee shall hold office only until the date of said special election.

The next “established election date” in not less than one hundred fourteen days, pursuant to Election Code section 1000, is April 12, 2022. The winner of that special election to fill the vacant Council seat will then hold the seat (until the original term expires) after the results of the regular municipal election scheduled for November 2024 are certified and that successor is sworn into office.

DISCUSSION

Based on the above, the Council must call a special election for April 12, 2022 to fill the current Council vacancy and may appoint an elector who is a registered voter in the City to fill such vacancy until the certification of said special election and the swearing in of the winner at that special election. If Council wishes to appoint a successor to the vacant seat, the Council will need to make this appointment in either a special or regular open meeting no later than 60 days from the commencement of the vacancy pursuant to Government Code section 36512(b). This appointment deadline is September 22, 2021, following Council Member Davis’s passing on July 24, 2021.

There are no requirements within the statutes or State law that define a specific process for how the Council may decide to appoint the successor (other than by majority vote) as this is a policy decision of the Council. Options include but are not limited to:

- (a) Direct staff to post a notice of vacancy, set a deadline for accepting applications for appointment, and place the consideration of applicants and making an appointment prior to September 22, 2021;
- (b) Direct staff to post a notice of vacancy, set a deadline for accepting applications for appointment, and establish a Council Sub-committee to review and interview each applicant prior to making a recommendation for appointment to the full Council prior to September 22, 2021;
- (c) Place the appointment on a future special or regular meeting agenda, take nominations and vote until an appointment is made by affirmative vote of three (3) members, contingent on confirmation of City residency and voter registration by the City Clerk.

Following Council’s direction, staff will prepare the necessary procedures for filling this vacant seat. Staff will also prepare resolutions to be timely brought back to Council for consideration for the calling of a special election in April 2022 consistent with local code and State law.

ATTACHMENTS

1. Government Code Section 36512
2. Ordinance 527

State of California

GOVERNMENT CODE

Section 36512

36512. (a) If a vacancy occurs in an appointive office provided for in this chapter, the council shall fill the vacancy by appointment. A person appointed to fill a vacancy holds office for the unexpired term of the former incumbent.

(b) If a vacancy occurs in an elective office provided for in this chapter, the council shall, within 60 days from the commencement of the vacancy, either fill the vacancy by appointment or call a special election to fill the vacancy.

(1) If the council calls a special election, the special election shall be held on the next regularly established election date not less than 114 days from the call of the special election. A person elected to fill a vacancy holds office for the unexpired term of the former incumbent.

(2) If the council fills the vacancy by appointment, the person appointed to fill the vacancy shall hold office pursuant to one of the following:

(A) If the vacancy occurs in the first half of a term of office and at least 130 days prior to the next general municipal election, the person appointed to fill the vacancy shall hold office until the next general municipal election that is scheduled 130 or more days after the date the council is notified of the vacancy, and thereafter until the person who is elected at that election to fill the vacancy has been qualified. The person elected to fill the vacancy shall hold office for the unexpired balance of the term of office.

(B) If the vacancy occurs in the first half of a term of office, but less than 130 days prior to the next general municipal election, or if the vacancy occurs in the second half of a term of office, the person appointed to fill the vacancy shall hold office for the unexpired term of the former incumbent.

(c) Notwithstanding subdivision (b) and Section 34902, a city may enact an ordinance that does any of the following:

(1) Requires that a special election be called immediately to fill every city council vacancy and the office of mayor designated pursuant to Section 34902. The ordinance shall provide that the special election shall be held on the next regularly established election date not less than 114 days from the call of the special election.

(2) Requires that a special election be held to fill a city council vacancy and the office of mayor designated pursuant to Section 34902 when petitions bearing a specified number of verified signatures are filed. The ordinance shall provide that the special election shall be held on the next regularly established election date not less than 114 days from the filing of the petition. A governing body that has enacted such an ordinance may also call a special election pursuant to subdivision (b) without waiting for the filing of a petition.

(3) Provides that a person appointed to fill a vacancy on the city council holds office only until the date of a special election which shall immediately be called to fill the remainder of the term. The special election may be held on the date of the next regularly established election or regularly scheduled municipal election to be held throughout the city not less than 114 days from the call of the special election.

(d) (1) Notwithstanding subdivision (b) and Section 34902, an appointment shall not be made to fill a vacancy on a city council if the appointment would result in a majority of the members serving on the council having been appointed. The vacancy shall be filled in the manner provided by this subdivision.

(2) The city council may call an election to fill the vacancy, to be held on the next regularly established election date not less than 114 days after the call.

(3) If the city council does not call an election pursuant to paragraph (2), the vacancy shall be filled at the next regularly established election date.

(e) (1) If the city council of a city that elects city council members by or from districts elects to fill a vacancy on the city council by appointment as a result of a city council member resigning from office, the resigning city council member may cast a vote on the appointment if the resignation will go into effect upon the appointment of a successor. A city council member shall not cast a vote for a family member or any other person with whom the city council member has a relationship that may create a potential conflict of interest.

(2) If a city council member elects to cast a vote under this subdivision, the city council member shall be prohibited from the following actions for a period of two years after the appointment of a successor:

(A) Advocating on any measure or issue coming before the city council in which the city council member may have a personal benefit.

(B) Entering into a contract of any kind with the city or a city vendor.

(C) Accepting a position of employment with the city or a city vendor.

(D) Applying for a permit that is subject to the approval of the city council.

(3) This subdivision shall not apply to any city council member who is resigning from the city council due to charges of, or conviction for, corruption or criminal behavior, or who is subject to a recall election.

(Amended by Stats. 2015, Ch. 185, Sec. 1. (AB 952) Effective January 1, 2016.)

Morro Bay Municipal Code - 2.06.030 Council vacancy reform.

- A. Policy of Full Term Service. Election to public office in the city of Morro Bay creates a covenant to serve to the best of one's ability the full term of that office before seeking alternate public office. Without the enactment of the ordinance codified in this section when a councilmember in the middle of their term moves to an alternate office it also denies the citizens of Morro Bay the right to vote for the person who will fill the vacancy created by that move. If a councilmember wishes to run for alternate office before his or her term has expired he or she should resign from their seat so that the voters may elect their replacement in an orderly manner.
- B. How Vacancies Filled. The city council shall immediately call a special election to fill any vacant seat on the council, including the mayor's seat. The special election shall be held on the next established election date, as specified in California Elections Code, which is not less than one hundred fourteen days from the call of the special election. The city council may appoint an elector who is a registered voter in the city of Morro Bay to fill such vacancy prior to the special election. The appointee shall hold office only until the date of said special election.
 - 1. Mailed Ballots. Notwithstanding the provisions of subsection B, if the date of the special election otherwise required under subsection B would not be a consolidated election, the city council may designate the special election to be held by mailed ballot under the provisions of California Elections Code Section 4004 at the next available mailed ballot election date which is not less than one hundred fourteen days from the call of the special election.
- C. Limitation of Councilmember Who Runs for Mayor Before Completing Regular Term. A sitting councilmember is disqualified from nomination for election to the office of mayor in the next election if the remainder of their council term after the next election cannot be filled by a vote of the electors on or prior to that election date.
- D. Cost Reimbursement.
 - 1. If the special election to fill a council vacancy occurs prior to the next general municipal election and the former councilmember whose seat was vacated causing that special election accepts nomination to run for the office of council or mayor in the next general municipal election, that former councilmember shall reimburse the city for city costs incurred as a result of said special election if the term of service for the seat previously vacated would have otherwise overlapped the term being sought.
 - 2. Any mayor whose election to that office also created the premature vacancy of their council seat shall reimburse the city for city costs incurred in any future special election which must later be called to fill their prematurely vacated seat. As used in this subsection the term "future special election" means a special election that does not occur at the same time or prior to their election to the office of mayor.
- E. Severability. If one or more of the provisions of this section should be held invalid the remaining provision or provisions shall remain in full force and effect.

(Ord. 527, 2006)

(Ord. No. 573, 10-11-11)