

*City Council conducted this meeting in accordance with Assembly Bill 361 (2021-22) and Government Code section 54953 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
	Jennifer Ford	Council Member
	Jeff Heller	Council Member
ABSENT:	None	
STAFF:	Scott Collins	City Manager
	Chris Neumeyer	City Attorney
	Dana Swanson	City Clerk
	Sarah Johnson-Rios	Assistant City Manager/Admin Services Dir.
	Greg Kwolek	Public Works Director
	Scot Graham	Community Development Director
	Daniel McCrain	Fire Chief
	Jody Cox	Police Chief
	Eric Endersby	Harbor Director
	Bonnie Johnson	Support Services Manager

#### ESTABLISH QUORUM AND CALL TO ORDER

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

#### MOMENT OF SILENCE

#### PLEDGE OF ALLEGIANCE

RECOGNITION – None

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

#### MAYOR & COUNCILMEMBERS' REPORTS, ANNOUNCEMENTS & PRESENTATIONS

<https://youtu.be/-8lhT80nka8?t=189>

#### CITY MANAGER REPORTS, ANNOUNCEMENTS AND PRESENTATIONS - None

#### PRESENTATIONS

<https://youtu.be/-8lhT80nka8?t=451>

- Appreciation of Eric Dowdle & Morro Bay Beautiful
- Measure Q/E Report by CFAC Chair John Martin

#### PUBLIC COMMENT

<https://youtu.be/-8lhT80nka8?t=2251>

Carole Truesdale, Morro Bay, shared appreciation for staff activities related to a citizens initiative petition.

Aaron Ochs, Morro Bay, requested Council discussion on homelessness; spoke in support of Agenda Item A-9; stated his support for AB 1400, a Medicare type program for all; and commented on increased number of COVID cases.

Betty Winholtz, Morro Bay, requested clarification regarding publishing of agenda correspondence and asked if there had been another slide at the WRF site.

Linda Winters, Morro Bay, announced the passing of George Oberlin, a 40-year resident and thanked the city for continuing to protect mobile home park residents.

Melanie Mahan, Morro Bay, spoke in opposition to items A-3 and A-9.

Andrea Chmelik spoke in favor of Item A-9.

Mayor Heading closed public comment.

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

A. CONSENT AGENDA  
<https://youtu.be/-8lhT80nka8?t=3358>

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 JANUARY 11, 2022, CITY COUNCIL SPECIAL CLOSED SESSION MEETING; (ADMINISTRATION)

**RECOMMENDATION: Approve as submitted.**

A-2 FISCAL YEAR (FY) 2020-21 STATUS REPORT ON RECEIPT AND USE OF DEVELOPMENT IMPACT FEES; (ADMINISTRATIVE SERVICES DEPARTMENT)

**RECOMMENDATION: Staff recommends the Council Accept Fiscal Year (FY) 2020-21 status report on receipt and use of Development Impact Fees.**

A-3 SECOND READING AND ADOPTION OF ORDINANCE NO. 647 TO INCREASE CONSISTENT WITH STATE LAW AND CFAC RECOMMENDATION THE SALARIES OF CITY COUNCILMEMBERS AND THE MAYOR; (CITY MANAGER, CITY ATTORNEY, ADMINISTRATIVE SERVICES DEPARTMENT, CITY CLERK)

**RECOMMENDATION: Staff recommends the City Council adopt, by second reading and by title only with further reading waived, Ordinance No. 647: "An Ordinance of the City Council of the City of Morro Bay, California, Amending Chapter 2.20 (Officers' Salaries) of Title 2 (Administration and Personnel) of the Morro Bay Municipal Code, to Increase Consistent with State Law and CFAC Recommendation the Salaries of City Councilmembers and the Mayor." This ordinance will take effect after the November 2022 election.**

A-4 ADOPTION OF RESOLUTION NO. 05-22 ESTABLISHING THE 2022 CITY COUNCIL MEETING CALENDAR AND BUDGET DEVELOPMENT SCHEDULE; (CITY MANAGER)

**RECOMMENDATION: Staff recommends the City Council review the proposed Council meeting calendar and adopt Resolution No. 05-22 approving the 2022 City Council Meeting Calendar and Budget Development Schedule.**

- A-5 ADOPTION OF RESOLUTION NO. 06-22 CONDITIONALLY AUTHORIZING THE MAYOR TO EXECUTE DOCUMENTS NECESSARY FOR A NEW LOAN AND ACCEPTING A DEED OF TRUST RELATED THERETO FOR LEASE SITE 87-88/87W-88W (TLC FAMILY ENTERPRISES, 833 EMBARCADERO ROAD); (HARBOR DEPARTMENT)

**RECOMMENDATION: Staff recommend the City Council adopt Resolution No. 06-22 authorizing the Mayor to execute documents necessary for a new loan and accepting a deed of trust related thereto regarding the leasehold interest at Lease Site 87-88/87W-88W, with documents subject to approval of the City Attorney.**

- A-6 MEMORANDUM OF UNDERSTANDING WITH CALIFORNIA HIGHWAY PATROL AND AFFILIATED AGENCIES OF SLO COUNTY FIRE CHIEFS ASSOCIATION FOR HELICOPTER RESCUE OPERATIONS; (FIRE DEPARTMENT)

**RECOMMENDATION: Staff recommends the City Council to authorize the Fire Chief to sign an operational Memorandum of Understanding with the California Highway Patrol and affiliated agencies of SLO County Fire Chiefs Association, substantively in the form of the attached draft, for helicopter rescue operations.**

- A-7 STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER) GRANT; (FIRE DEPARTMENT)

**RECOMMENDATION: Authorize the Fire Department to apply for, execute necessary documents for such application for, and 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 limited term firefighters.**

- A-8 RESOLUTION MAKING FINDINGS RELATED TO THE CONTINUED EXISTENCE OF A STATE OF EMERGENCY DUE TO COVID-19 AND RE-AUTHORIZING FOR PUBLIC HEALTH AND SAFETY THE CONDUCT OF PUBLIC MEETINGS OF THE LEGISLATIVE BODIES OF THE CITY VIA REMOTE TELECONFERENCING FOR A CONTINUED 30-DAY PERIOD PURSUANT TO THE RALPH M. BROWN ACT AS AMENDED BY ASSEMBLY BILL NO. 361; (CITY ATTORNEY)

**RECOMMENDATION: Staff recommends Council consider adoption of Resolution No. 07-22 reauthorizing for public health and safety the conduct of public meetings of the legislative bodies of the City via remote teleconferencing.**

- A-9 RESOLUTION AFFIRMING THE CITY OF MORRO BAY'S SUPPORT OF REPRODUCTIVE FREEDOM;(CITY MANAGER)

**RECOMMENDATION: Consider adoption of Resolution No. 08-22, entitled "A Resolution of the City Council of the City of Morro Bay, California, Affirming Support of Reproductive Freedom."**

- A-10 AUTHORIZATION TO ADD ONE FULL-TIME EQUIVALENT IT SYSTEMS ANALYST TO THE ADMINISTRATIVE SERVICES DEPARTMENT; (ADMINISTRATIVE SERVICES DEPARTMENT)

**RECOMMENDATION: Staff recommends the City Council take the following action: 1) Authorize the City Manager to increase the Administrative Services Department by one Full-Time Equivalent (FTE) for an Information Technology Systems Analyst position; 2) Adopt Resolution No. 09-22 approving the creation of the Information Technology Systems Analyst classification and job description, subject to any meet and confer requirements; and 3) Adopt Resolution No. 10-22 approving the revised Combined Master Salary Schedule**

A-11 PRESENTATION TO THE CITY COUNCIL REGARDING CFAC'S REVIEW OF FY 2020-21 UNAUDITED TRANSACTIONS FROM THE COLLECTION OF THE GENERAL PURPOSE LOCAL SALES TAX, COMMONLY KNOWN AS "MEASURE Q AND E"; (CFAC CHAIRMAN JOHN MARTIN)

**RECOMMENDATION: Receive and file.**

Mayor Heading opened public comment for the Consent Agenda.

<https://youtu.be/-8lhT80nka8?t=3371>

Betty Winholtz, Morro Bay, commented on Items A-2, A-3, A-7, A-10 and A-11.

Christian Alonso, Director of Public Affairs for Planned Parenthood, spoke in favor of Item A-9.

The public comment period was closed.

Council Member Heller pulled Item A-9 and A-10.

MOTION: Council Member Heller moved approval of Items A-1 through A-8 and A-11. The motion was seconded by Council Member Addis and carried 5-0 by roll call vote.

A-9 RESOLUTION AFFIRMING THE CITY OF MORRO BAY'S SUPPORT OF REPRODUCTIVE FREEDOM;(CITY MANAGER)

<https://youtu.be/-8lhT80nka8?t=3769>

Council Member Heller asked about the process that led to this item being on the consent agenda. Referring to public comment and agenda correspondence, he stated it was inappropriate for the Council to address controversial issues over which the Council has no authority.

MOTION: Council Member Addis moved approval of Item A-9. The motion was seconded by Council Member Barton and carried 4-1 with Council Member Heller opposed.

A-10 AUTHORIZATION TO ADD ONE FULL-TIME EQUIVALENT IT SYSTEMS ANALYST TO THE ADMINISTRATIVE SERVICES DEPARTMENT; (ADMINISTRATIVE SERVICES DEPARTMENT)

<https://youtu.be/-8lhT80nka8?t=4142>

Staff responded to Council inquiries.

MOTION: Mayor Heading moved approval of Item A-10. The motion was seconded by Council Member Addis and carried 5-0 by roll call vote.

B. PUBLIC HEARINGS - NONE

C. BUSINESS ITEMS

<https://youtu.be/-8lhT80nka8?t=4599>

C-1 POLICE RECORDS MANAGEMENT SYSTEM AGREEMENT WITH MARK43, INC;  
(POLICE DEPARTMENT)

<https://youtu.be/-8lhT80nka8?t=4602>

Police Chief Cox and Support Services Manager Johnson provided the report and responded to Council inquires.

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

Carole Truesdale, Morro Bay, spoke in favor of the item.

Mistiza Colebank, Mark43, provided comments and shared her appreciation for the opportunity to serve the community.

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

MOTION: Mayor Headding moved to direct the City Manager to: 1) Execute a 5-year agreement with Mark43, Inc. to implement a new Police Records Management System in an amount not to exceed \$279,500; and 2) Return with a budget amendment at Midyear to appropriate \$64,050 in additional Measure Q & E funds to fully fund implementation in FY 2021-22. The motion was seconded by Council Member Addis and carried 5-0 by roll call vote.

C-2 ADOPTION OF RESOLUTION NO. 11-22 AUTHORIZING THE CITY MANAGER TO EXECUTE GRANT AGREEMENTS, IF AWARDED, WITH THE CALIFORNIA DEPARTMENT OF WATER RESOURCES FOR 1) WATER WELL INFRASTRUCTURE REHABILITATION AND INSTALLATION PROJECT; AND 2) RECYCLED WATER FACILITIES PROJECT, PURSUANT TO THE 2021 URBAN AND MULTIBENEFIT DROUGHT RELIEF PROGRAM; (PUBLIC WORKS DEPARTMENT)

<https://youtu.be/-8lhT80nka8?t=6409>

Public Works Director Kwolek and Consulting Engineer Dan Heimel provided the report and responded to Council inquires.

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

MOTION: Council Member Barton moved to adopt Resolution No. 11-22 entitled "A Resolution of the City Council of City of Morro Bay, California, authorizing the City Manager to apply for, accept and execute a Grant Agreement, if awarded, with the California Department of Water Resources for 1) Water Well Infrastructure Rehabilitation and Installation Project; and 2) Recycled Water Facilities Project, pursuant to the 2021 Urban and Multibenefit Drought Relief Program." Specifically, Resolution No. 11-22 authorizes the following actions: 1) Authorizes the City Manager to negotiate with the Department of Water Resources and sign the Grant Agreements and related documents; and 2) Represents that the City has sufficient funds for its own contributions to the Grants. The motion was seconded by Council Member Heller and carried 5-0 by roll call vote.

- C-3 ESTABLISH A CITY COUNCIL SUBCOMMITTEE TO REVIEW AND MAKE RECOMMENDATIONS FOR UPDATES AND REVISIONS TO THE ADVISORY BODY HANDBOOK AND BY-LAWS; (CITY CLERK)  
<https://youtu.be/-8lhT80nka8?t=7345>

City Clerk Swanson provided introduced the item.

Council Member Addis nominated Mayor Headding and Council Member Barton to participate on the sub-committee.

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

MOTION: Council Member Addis moved to appoint Mayor Headding and Council Member Barton as the sub-committee that will conduct the biennial review of the Advisory Body Handbook and By-laws and bring recommended revisions back to the full Council for discussion and re-adoption. The motion was seconded by Council Member Ford and carried 5-0 by roll call vote.

D. COUNCIL DECLARATION OF FUTURE AGENDA ITEMS

<https://youtu.be/-8lhT80nka8?t=7746>

Council Member Heller requested but did not receive support for discussion of a policy clarifying content appropriate for the Consent Agenda.

Council Member Heller requested a report back from Council Members visiting the Kansas Avenue homeless encampment. It was agreed they would report out during announcements at the next meeting.

Council Member Heller requested but did not receive support for an agenda item clarifying the roles and responsibilities of the Coast Guard, Harbor, Police and Fire Departments. The point was raised this information is provided in the Emergency Response Plan.

Council Member Barton requested and received majority support for discussion of Assembly Bill (AB) 1400 be brought forward for discussion and consideration of support at the next meeting.

E. ADJOURNMENT

The meeting adjourned at 7:46 p.m.

Recorded by:

Dana Swanson  
City Clerk