

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
	Paul Amico	WRF Program Manager

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 5:33 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/5jjHaL_1Aso?t=175

CITY MANAGER REPORTS, ANNOUNCEMENTS AND PRESENTATIONS

https://youtu.be/5jjHaL_1Aso?t=556

PRESENTATIONS

https://youtu.be/5jjHaL_1Aso?t=612

- Morro Bay Chamber of Commerce Quarterly Update by Erica Crawford
- Presentation of Month of the Child and Child Abuse Prevention Proclamation to Nataly Renteria

PUBLIC COMMENT

https://youtu.be/5jjHaL_1Aso?t=2031

Wendy Wendt, First 5 SLO County, announced upcoming events. For more information on the We Are the Care Initiative, visit www.first5slo.org

Don Maruska, Morro Bay business owner, expressed support for Items C-3 and C-4.

Aaron Ochs, Morro Bay, requested the Council hold a special meeting to discuss funding of the Harbor Department.

Betty Winholtz, Morro Bay, requested the City announce the beginning of nesting season and inform residents trimming and cutting of trees are allowed only in an emergency.

Linda Winters, Morro Bay, spoke regarding the recent Morro Bay Chamber Gala honoring Carole Truesdale, Jody Cox, Coalesce Book Store and the Morro Bay Lions Club.

Mayor Heading closed public comment.

A. CONSENT AGENDA
https://youtu.be/5jjHaL_1Aso?t=2764

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 DECEMBER 14, 2021, CITY COUNCIL MEETING;
(CITY CLERK)

RECOMMENDATION: Approve as submitted.

A-2 APPROVAL OF MINUTES FOR THE FEBRUARY 22, 2022, CITY COUNCIL MEETING;
(CITY CLERK)

RECOMMENDATION: Approve as submitted.

A-3 APPROVAL OF MINUTES FOR THE MARCH 8, 2022, CITY COUNCIL SPECIAL
CLOSED SESSION MEETING: (CITY CLERK)

RECOMMENDATION: Approve as submitted.

A-4 DESIGNATION OF REPRESENTATIVE(S) TO THE CALIFORNIA JOINT POWERS
INSURANCE AUTHORITY; (CITY CLERK/HUMAN RESOURCES MANAGER)

RECOMMENDATION: Staff recommends the City Council designate the Mayor as the official representative of the City of Morro Bay on the California Joint Powers Insurance Authority (CJPIA) Board of Directors, designate the Human Resources Manager as first alternate, and designate the City Manager as second alternate.

A-5 AMENDMENT TO AND RESTATEMENT OF AGREEMENT WITH PARS FOR
RETIREMENT SAVINGS FOR PART-TIME EMPLOYEES; (ASSISTANT CITY
MANAGER/ADMIN SERVICES DIRECTOR)

RECOMMENDATION: Staff recommends that the City Council adopt Resolution No. 22-22 authorizing the City Manager to execute an amended and restated agreement with the Public Agency Retirement System (PARS) to facilitate required retirement savings for part-time employees.

- A-6 SECOND READING AND ADOPTION OF ORDINANCE NO. 648 ADDING SUBSECTION (D) TO SECTION 8.24.010 (PROHIBITED AT CERTAIN TIMES AND IN CERTAIN PLACES) OF CHAPTER 8.24 (CAMPING) OF TITLE 8 (HEALTH AND SAFETY) OF THE MORRO BAY MUNICIPAL CODE; (CITY MANAGER/CITY CLERK/HUMAN RESOURCES MANAGER)

RECOMMENDATION Staff recommends the City Council adopt, by second reading and by title only with further reading waived, Ordinance No. 648: “An Ordinance of the City Council of the City of Morro Bay, California, adding Subsection (D) to Section 8.24.010 (Prohibited at Certain Times and in Certain Places) of Chapter 8.24 (Camping) of Title 8 (Health and Safety) of the Morro Bay Municipal Code.”

- A-7 RECEIPT OF INDEPENDENT SINGLE AUDIT AND TRANSPORTATION DEVELOPMENT ACT AUDITS; (FINANCE DEPARTMENT)

RECOMMENDATION: Receive and file the Independent Auditors’ Reports and Financial Statements for Transportation Development Act (TDA) Funds and the Single Audit, covering the period of July 1, 2020 through June 30, 2021.

- A-8 ADOPT RESOLUTION NO. 23-22 AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION FOR THE HABITAT CONSERVATION FUND PROGRAM FOR THE FRANKLIN RILEY PARK IMPROVEMENTS; (PUBLIC WORKS DEPARTMENT)

RECOMMENDATION: Staff recommends the City Council adopt Resolution No. 23-22 authorizing the submission of a grant application for the Habitat Conservation Fund Program (HCF) in the trails project category to help fund improvements at Franklin Riley Park.

- A-9 ADOPT RESOLUTION NO. 24-22 AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION FOR STATE RECREATIONAL TRAILS GRANT PROGRAM FOR COLEMAN PARK IMPROVEMENTS; (PUBLIC WORKS DEPARTMENT)

RECOMMENDATION: Staff recommends the City Council adopt Resolution No. 24-22 authorizing the submission of a grant application for the State Recreational Trails Program (RTP) for the Coleman Park Improvements project.

- A-10 PROCLAMATION DECLARING APRIL 2022 AS FAIR HOUSING MONTH; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

- A-11 PROCLAMATION DECLARING APRIL 2022 AS MONTH OF THE CHILD AND CHILD ABUSE PREVENTION MONTH; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

Mayor Headding opened public comment for the Consent Agenda.
https://youtu.be/5jjHaL_1Aso?t=2770

Betty Winholtz, Morro Bay, spoke regarding Item A-6, stating her preference the citizens’ initiative go to a vote of the people. Regarding Item A-8, she encouraged staff to research and honor the planting plan and agreements put in place for the property when it was donated in 2001.

The public comment period was closed.

Council Member Heller pulled Items A-8 and A-9.

MOTION: Mayor Headding moved approval of Items A-1 through A-7, A-10 and A-11 on the Consent Agenda. The motion was seconded by Council Member Heller and carried 5-0 by roll call vote.

A-8 ADOPT RESOLUTION NO. 23-22 AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION FOR THE HABITAT CONSERVATION FUND PROGRAM FOR THE FRANKLIN RILEY PARK IMPROVEMENTS; (PUBLIC WORKS DEPARTMENT)
https://youtu.be/5jjHaL_1Aso?t=3031

RECOMMENDATION: Staff recommends the City Council adopt Resolution No. 23-22 authorizing the submission of a grant application for the Habitat Conservation Fund Program (HCF) in the trails project category to help fund improvements at Franklin Riley Park.

A-9 ADOPT RESOLUTION NO. 24-22 AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION FOR STATE RECREATIONAL TRAILS GRANT PROGRAM FOR COLEMAN PARK IMPROVEMENTS; (PUBLIC WORKS DEPARTMENT)
https://youtu.be/5jjHaL_1Aso?t=3031

RECOMMENDATION: Staff recommends the City Council adopt Resolution No. 24-22 authorizing the submission of a grant application for the State Recreational Trails Program (RTP) for the Coleman Park Improvements project.

Staff responded to questions posed by Council and raised during public comment.

MOTION: Council Member Heller moved approval of Items A-8 and A-9 on the Consent Agenda. The motion was seconded by Council Member Ford and carried 5-0 by roll call vote.

B. PUBLIC HEARINGS - NONE

C. BUSINESS ITEMS

C-1 APPROVAL OF AMENDMENT NO. 3 TO CONTRACT WITH ANVIL BUILDERS, INC., FOR CONSTRUCTION SERVICES FOR THE WATER RECLAMATION FACILITY (WRF) LIFT STATION AND OFFSITE PIPELINES; (PUBLIC WORKS DEPARTMENT)
https://youtu.be/5jjHaL_1Aso?t=3351

Public Works Director Kwolek and WRF Program Manager Amico provided the report and responded to Council inquires.

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

Betty Winholtz, Morro Bay, spoke regarding PCO-16 and asked if the City could seek reimbursement from those who marked the piping wrong.

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

MOTION: Council Member Addis moved to authorize the City Manager to execute Amendment No. 3 to the agreement with Anvil Builders, inc. (Anvil) for construction of the WRF Conveyance Facilities for the amount of \$241,317.00.

The motion was seconded by Mayor Headding and carried 4-1 by roll call vote with Council Member Heller opposed.

- C-2 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 (INCLUDING PARTIALLY REMOTE) FOR A CONTINUED 30-DAY PERIOD PURSUANT TO THE RALPH M. BROWN ACT AS AMENDED BY ASSEMBLY BILL NO. 361; (CITY ATTORNEY)

https://youtu.be/5jjHaL_1Aso?t=5854

City Attorney Neumeyer provided the report and responded to Council inquires.

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

Betty Winholtz, Morro Bay, hoped once in-person meetings resume Council Members would attend and meet residence face to face.

Ryan Garcia, Morro Bay, concurred with Ms. Winholtz.

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

MOTION: Mayor Headding moved to 1) Adopt Resolution No. 25-22 reauthorizing for public health and safety the conduct of public meetings of the legislative bodies of the City via remote teleconferencing (including partially remote) for 30 days, thereby allowing the City Council and the City's advisory bodies to meet remotely (including partially remote) through April 21, 2022. The City has announced in-person Council Meetings will resume on April 12, 2022. Adoption of this resolution would allow advisory body meetings scheduled prior to April 12 to be held remotely and also allow partially remote meetings to continue through April 21, 2022; 2) Council authorized the alternative of in-person vs. remote attendance for both Council and Advisory Body members; and 3) Council directed staff to bring back monthly AB 361 resolutions to allow for prospective hybrid meetings. The motion was seconded by Council Member Addis and carried 5-0 by roll call vote.

- C-3 PURPOSE STATEMENT FOR CITY COUNCIL SUBCOMMITTEE ON CLIMATE ACTION; (CITY MANAGER/COMMUNITY DEVELOPMENT DIRECTOR)

https://youtu.be/5jjHaL_1Aso?t=7507

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

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

MOTION: Council Member Addis moved to adopt a purpose statement for the recently formed City Council Climate Action subcommittee. The motion was seconded by Council Member Ford for discussion.

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

- C-4 CONSIDERATION OF PROCLAMATION IN SUPPORT OF THE PEOPLE OF UKRAINE; (CITY MANAGER)

https://youtu.be/5jjHaL_1Aso?t=7976

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

The public comment period for Item C-4 was opened; seeing none, the public comment period was closed.

MOTION: Mayor Headding moved approval of a Proclamation in support of the people of Ukraine. The motion was seconded by Council Member Barton for discussion.

Council Member Heller opined this type of proclamation does not belong on the agenda.

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

D. COUNCIL DECLARATION OF FUTURE AGENDA ITEMS

https://youtu.be/5jjHaL_1Aso?t=8402

Mayor Headding requested and received full support for a detailed review of Harbor Department revenues, expenditures and capital needs at the May Special Meeting.

Council Member Ford requested and received support for an agenda item that would evaluate the opportunities and legalities of virtual meeting participation by the Council, advisory bodies and community members.

E. ADJOURNMENT

The meeting adjourned at 7:57 p.m.

Recorded by:

Dana Swanson
City Clerk