

Pursuant to Assembly Bill 361 (2021-22) and Government Code section 54953 this Meeting will be conducted 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

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/S0SxnuGzcwY?t=424>

CITY MANAGER REPORTS, ANNOUNCEMENTS AND PRESENTATIONS

<https://youtu.be/S0SxnuGzcwY?t=1244>

Mayor Headding announced Item B-1, previously noticed for this meeting would be continued to the June 14, 2022 Regular Meeting and invited those who wished to speak to the item do so during General Public Comment.

<https://youtu.be/S0SxnuGzcwY?t=1283>

PRESENTATIONS

<https://youtu.be/S0SxnuGzcwY?t=1337>

- SLO Food Bank Proclamation presented to Garret Olson, CEO of SLO Food Bank
- National Safe Boating Week Proclamation presented to Eric Endersby, Harbor Director, and Becka Kelly, Harbor Patrol Supervisor
- Wade Horton and Joe Dzvoniak presented the San Luis Obispo Countywide Strategic Plan to Address Homelessness

- Astound/Wave Update on Morro Bay Broadband Project Presentation by Jason Flowers, Jeff Buckingham and John Mosher

PUBLIC COMMENT

<https://youtu.be/S0SxnuGzcwY?t=3878>

Kris Roudebush, We are the Care Initiative, provided a program update and announced an event to be held on Sunday, July 3rd from 9:30 – 11:00 a.m. at Tidelands Park to survey community childcare needs.

Betty Winholtz, Morro Bay, raised questions regarding the Astound presentation.

Linda Winters, Morro Bay, asked when and why the decision was made to conduct the meeting via Zoom rather than in-person.

Mayor Heading closed public comment.

Mayor Heading and Mr. Buckingham from Astound/Wave responded to issues raised during public comment.

A. CONSENT AGENDA

<https://youtu.be/S0SxnuGzcwY?t=4489>

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

A-1 APPROVAL OF MINUTES FOR THE MARCH 22, 2022, CITY COUNCIL MEETING;
(CITY CLERK)

RECOMMENDATION: Approve as submitted.

A-2 APPROVAL OF MINUTES FOR THE MAY 10, 2022, CITY COUNCIL SPECIAL CLOSED
SESSION MEETING; (CITY CLERK)

RECOMMENDATION: Approve as submitted.

A-3 APPROVAL OF MINUTES FOR THE MAY 10, 2022, CITY COUNCIL MEETING; (CITY
CLERK)

RECOMMENDATION: Approve as submitted.

A-4 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)

RECOMMENDATION: Staff recommends Council consider adoption of attached Resolution No. 43-22 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 June 23, 2022.

- A-5 SECOND READING AND ADOPTION OF ORDINANCE NO. 652 ALLOWING SMOKING RECEPTACLES WITHIN THE CITY RIGHT-OF-WAY; (PUBLIC WORKS DEPARTMENT)

RECOMMENDATION: Staff recommends the City Council adopt, by second reading and by title only with further reading waived, Ordinance No. 652, “An Ordinance of the City Council of the City of Morro Bay, California, amending Section 9.24.080(B) of the Morro Bay Municipal Code to allow for the placement of receptacles for smoking waste by the City of Morro Bay.”

- A-6 ADOPTION OF RESOLUTION NO. 44-22 APPROVING THE ASSIGNMENT AND ASSUMPTION AND CONDITIONALLY AUTHORIZING THE MAYOR TO EXECUTE DOCUMENTS NECESSARY FOR THE ASSIGNMENT AND ASSUMPTION AT LEASE SITE 30W-33W, AND ACCEPTING A DEED OF TRUST RELATED THERETO (BAY FRONT MARINA, 201 MAIN STREET); (HARBOR DEPARTMENT)

RECOMMENDATION: Staff recommend the City Council adopt Resolution No. 44-22 allowing the assignment and assumption, and authorizing the Mayor to execute necessary documents, including a consent to encumber accepting a deed of trust related thereto, regarding the sale of the leasehold interest at Lease Site 30W-33W, with documents subject to approval of the City Attorney.

- A-7 APPROVAL OF LEASE AGREEMENT BETWEEN THE CITY OF MORRO BAY AND STATE OF CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE FOR EXCLUSIVE TIE-UP SPACE ON THE NORTH T-PIER FOR A PATROL VESSEL ACCOMMODATION DOCK; (HARBOR DEPARTMENT)

RECOMMENDATION: Staff recommends the City Council approve Resolution 45-22 and attached three-year Lease Agreement with the State of California Department of Fish and Wildlife (DFW) for dedicated pier space on the North T-Pier for their patrol vessel BLUEFIN dock.

- A-8 APPROVAL OF RESOLUTION NO. 46-22 AUTHORIZING A NEW LEASE AGREEMENT WITH UNITED STATES COAST GUARD TO LEASE A MAINTENANCE AND STORAGE FACILITY FOR THE COAST GUARD STATION MORRO BAY, LOCATED AT 1620 EMBARCADERO; (HARBOR DEPARTMENT)

RECOMMENDATION: Staff recommends the City Council approve Resolution No. 46-22 authorizing a one-year Lease Agreement, with four one-year successive options to renew, with the United States Coast Guard (USCG) for use of a portion of the City’s Harbor Department gear storage yard and building located at 1620 Embarcadero.

- A-9 CONSIDERATION OF APPOINTMENT OF JAN GOLDMAN TO THE PUBLIC WORKS ADVISORY BOARD; (CITY CLERK)

RECOMMENDATION: Staff recommends the City Council consider appointment of Jan Goldman to the Public Works Advisory Board (“PWAB”) to complete an unexpired term through January 31, 2025.

- A-10 PROCLAMATION DECLARING JUNE 3, 2022 TO BE “HUNGER AWARENESS DAY”; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-11 PROCLAMATION DECLARING NATIONAL SAFE BOATING WEEK MAY 21 THROUGH MAY 21, 2022; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

Mayor Headding opened public comment for the Consent Agenda.

<https://youtu.be/S0SxnuGzcwY?t=4501>

Betty Winholtz, Morro Bay, spoke to Item A-4, requesting the Council and advisory boards return to in-person meetings. She opposed Item A-5, stating the initiative contradicts the City's efforts to prevent smoking and creates more work for staff.

The public comment period was closed.

Council member Ford announced she would recuse herself from Item A-5 due to possible economic conflict of interest.

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

MOTION: Mayor Headding moved approval of Item A-5. The motion was seconded by Council Member Addis and carried 4-0-1 with Council Member Ford having recused from voting.

B. PUBLIC HEARINGS

B-1 REQUEST FOR AN AMENDMENT TO THE LAND USE MAP WITHIN THE GENERAL PLAN/LOCAL COASTAL PROGRAM ADOPTED IN 2021 AND RECEIPT AND FILING OF AN ADDENDUM TO THE RELATED ENVIRONMENTAL IMPACT REPORT. THE CHANGE FROM DISTRICT COMMERCIAL TO COMMUNITY COMMERCIAL IS CONSISTENT WITH THE PROPOSED NEW ZONING DESIGNATION FOR THE SITE. THE SITE IS ADJACENT TO SIMILARLY DESIGNATED SITES ALONG MAIN STREET; (COMMUNITY DEVELOPMENT)

This item is to be continued to a date certain, June 14, 2022 Regular Meeting, which will be held via teleconference.

C. BUSINESS ITEMS

C-1 ADOPTION OF RESOLUTION NO. 48-22 APPROVING CONSENT OF LANDOWNER DOCUMENT FOR CALIFORNIA COASTAL INVESTMENTS, LLC (DOING BUSINESS AS LIBERTINE BREWING COMPANY; ERIC NEWTON) FOR REDEVELOPMENT OF LEASE SITE 86/86W (801 EMBARCADERO ROAD); (HARBOR DEPARTMENT / COMMUNITY DEVELOPMENT DEPARTMENT)

<https://youtu.be/S0SxnuGzcwY?t=4829>

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

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

<https://youtu.be/S0SxnuGzcwY?t=6337>

Cherise Hansson, Morro Bay resident and owner of Harborwalk Plaza and Undersea Gallery, requested the Council approve this item, and suggested the applicant be open to

reconfiguring the rooms to increase revenues with one ocean view room, six rooms with private decks, and opening the corridor between the Harborwalk and Libertine.

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

MOTION: Mayor Headding moved to adopt Resolution No. 48-22, approving a Consent of Landowner (COL) document for California Coastal Investment's redevelopment proposal (doing business as Libertine Brewing company) for Lease Site 86/86W with the following additional requirements: 1) vetting or reviewing the financial capacity to perform for the applicant prior to obtaining a new lease, and 2) prior to executing new lease, the applicant provide a business and marketing plan for the newly approved concept. The motion was seconded by Council Member Heller for discussion.

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

- C-2 AUTHORIZATION FOR THE MAYOR TO SIGN A LETTER OF SUPPORT FOR A COASTAL STORIES GRANT PROGRAM APPLICATION FROM THE SALINAN TRIBE OF MONTEREY AND SAN LUIS OBISPO COUNTIES; (PUBLIC WORKS DEPARTMENT)
<https://youtu.be/S0SxnuGzcwY?t=7187>

Public Works Director Kwolek provided the report and invited Salinan Tribe representative, Michael Erin Woody, who shared information regarding the project 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 Heller moved to authorize the Mayor to sign a letter of support for a Coastal Stories Grant program application from the Salinan Tribe of Monterey and San Luis Obispo Counties. The motion was seconded by Council Member Addis for discussion.

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

- C-3 CONSIDERATION OF MORRO BAY HOSTING AN IRONMAN 70.3-MILE, SWIM, BIKE AND RUN EVENT IN APRIL/MAY FOR THREE YEARS, BEGINNING IN 2023, AND AUTHORIZE STAFF TO DEVELOP A CONTRACT WITH THE IRONMAN GROUP FOR SUCH AN EVENT FOR CITY COUNCIL REVIEW; (CITY MANAGER)
<https://youtu.be/S0SxnuGzcwY?t=7921>

City Manager Collins introduced the item and introduced Tim Brosious, Ironman Group Regional Director, who presented event information and responded to Council inquires.

The public comment period for Item C-3 was opened.
<https://youtu.be/S0SxnuGzcwY?t=11040>

Cal Myers, Morro Bay, was supportive of the event and suggested it may be worthwhile to reach out to the group that hosted the Wildflower Event at Lake San Antonio.

Mary Witkowski, Morro Bay, questioned whether it was fiscally responsible to host the event given the City would cover the permitting fees and overtime costs.

Michael Wambolt, Visit Morro Bay, appreciated City's consideration of the event and noted the Visit Morro Bay Board of Directors approved \$50k contribution each year toward the event.

The public comment period for Item C-3 was closed.

MOTION: Council Member Ford moved to approve the concept of the City of Morro Bay hosting an Ironman event (70.3-mile swim, bike and run) in April/May for three years, beginning in 2023, and authorize City staff, in consultation with the City Attorney, to develop a three-year event agreement with the Ironman Group to be brought back to City Council for review no later than June 28, 2022. Further, authorize staff to submit a letter of interest to the Ironman Group outlining the City's support for such an event concept, conditioned upon City Council review and approval of an event agreement. The motion was seconded by Council Member Addis and carried 5-0 by roll call vote.

D. COUNCIL DECLARATION OF FUTURE AGENDA ITEMS

<https://youtu.be/S0SxnuGzcwY?t=11923>

Mayor Heading requested an update from the School Resources Officer and School District regarding active shooter prevention and response. Council Member Addis was supportive provided the presentation also discuss mental health support. There was Council consensus to bring this forward at a future meeting.

E. ADJOURNMENT

The meeting adjourned at 8:54 p.m.

Recorded by:

Dana Swanson
City Clerk