



# CITY OF MORRO BAY HARBOR ADVISORY BOARD A G E N D A

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*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 Thursday, August 4, 2022 – 5:30 P.M. Veterans Memorial Hall 209 Surf St., Morro Bay, CA**

Cherise Hansson	Waterfront Leaseholders
Gene Doughty	South Bay/Los Osos
Sean Green	Member at Large
Cal Myers	Recreational Boating
Jeremiah O'Brien	Morro Bay Commercial Fishermen's Organization
Christopher Vaile	Member at Large
Mary Witkowski	Marine Oriented Business
Lori French	Alternate to Jeremiah O'Brien (MBCFO)

*Pursuant to Assembly Bill 361 (2021-22) and Government Code section 54953 this Meeting will be conducted in a hybrid format with both in-person and virtual public participation. Ways to watch this meeting and submit public comment are provided below.*

### **Public Participation:**

*Remote public participation is allowed in the following ways:*

- *Community members may attend the meeting in person at the Morro Bay Veterans Hall.*
- *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.*

*Please click the link below to join the webinar:*

- <https://us02web.zoom.us/j/82722747698?pwd=aWZpTzcwTHlRTk9xaTlmWVNWRWFUQT09>

*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*

- *Members of the public may watch the meeting either on cable Channel 20 or as streamed on the City [website](#).*
- *Community members are encouraged to submit agenda correspondence in advance of the meeting via email to the Harbor Advisory Board at [hab@morrobayca.gov](mailto:hab@morrobayca.gov) prior to the meeting. Agenda Correspondence received at [hab@morrobayca.gov](mailto:hab@morrobayca.gov) by 10 a.m. on the meeting day will be posted on the City website.*

ESTABLISH QUORUM AND CALL TO ORDER  
MOMENT OF SILENCE  
PLEDGE OF ALLEGIANCE  
CHAIR, ADVISORY BOARD MEMBER & LIAISON ANNOUNCEMENTS

PRESENTATIONS

- Overview of the Morro Bay National Estuary Program, Executive Director Melodie Grubbs

PUBLIC COMMENT

Members of the audience wishing to address the HAB on Harbor business matters not on the agenda may do so at this time. For those desiring to speak on items on the agenda, but unable to stay for the item, may also address the HAB at this time.

A. CONSENT CALENDAR

Unless an item is pulled for separate action by the Board, 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 from the Harbor Advisory Board meeting held on August 4, 2022.  
**RECOMMENDATION: Approve as submitted.**
- A-2 Harbor Department Status Report.  
**RECOMMENDATION: Receive and file report.**

B. BUSINESS ITEMS

- B-1 Update from the Parking Management/Paid Parking Ad-Hoc Committee on Committee's Recent Activities, and Staff Update on the Status of Proposed Paid Parking Pilot Program  
**RECOMMENDATION: Receive and file committee and staff updates.**
- B-2 Update from the Marine Services Ad-Hoc Committee on Committee's Recent Activities  
**RECOMMENDATION: Receive and file committee update.**
- B-3 Update from the Finance & Budget Ad-Hoc Committee on Committee's Recent Activities  
**RECOMMENDATION: Receive and file ad-hoc committee and staff budget updates.**
- B-4 Harbor Advisory Board Member Public Engagement Outreach Assignment Reporting  
**RECOMMENDATION: Receive and file Harbor Advisory Board (HAB) member outreach effort reports to date.**
- B-5 Harbor Advisory Board Input on New Skiff Permit Program Implementation  
**RECOMMENDATION: Provide Harbor Advisory Board (HAB) input to staff regarding implementation of the new Skiff Permit Program as outlined in this report.**

C. DECLARATION OF FUTURE AGENDA ITEMS

D. ADJOURNMENT

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 the Morro Bay Harbor Department, 1275 Embarcadero, for any revisions or call the department at 772-6254 for further information.

Materials related to an item on this Agenda are available for public inspection during normal business hours at the Harbor Department, 1275 Embarcadero Road, or online at [www.morrobayca.gov](http://www.morrobayca.gov). Materials related to an item on this Agenda submitted to the Board after publication of the Agenda packet are available for inspection at the Harbor Department during normal business hours or at the scheduled meeting.

MINUTES-MORRO BAY HARBOR ADVISORY  
BOARD MEETING – June 2, 2022  
TELECONFERENCE – 5:30 P.M.

AGENDA NO: A-1

MEETING DATE: August 4, 2022

*Pursuant to Assembly Bill 361 (2021-22) and Government Code section 54953 this Meeting will be conducted via teleconference for all participants.*

PRESENT:	Cherise Hansson	Chair
	Cal Myers	Vice-Chair
	Lori French	Member
	Mary Witkowski	Member
	Christopher Vaile	Member
	Gene Doughty	Member
ABSENT:	Sean Green	Member
STAFF:	Eric Endersby	Harbor Director
	Lori Stilts	Harbor Business Coordinator

ESTABLISH QUORUM AND CALL TO ORDER

<https://youtu.be/9qttV8g8k-M?t=41>

The meeting was called to order at 5:32 p.m., with a roll call quorum present.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

CHAIR AND ADVISORY BOARD MEMBER, LIAISON ANNOUNCEMENTS,

PRESENTATIONS

<https://youtu.be/9qttV8g8k-M?t=547>

City Manager Scott Collins presented an overview of the Ironman 70.3-mile swim-bike-run event tentatively coming to Morro Bay in April/May, 2023.

PUBLIC COMMENT

<https://youtu.be/9qttV8g8k-M?t=1289>

The public comment period was opened and closed with no comments.

A. CONSENT AGENDA

<https://youtu.be/9qttV8g8k-M?t=1324>

Unless an item is pulled for separate action by the Board, the following actions are approved without discussion.

- A-1 Approval of Minutes from the Harbor Advisory Board meeting held on March 3, 2022.  
**RECOMMENDATION: Approve as submitted.**
- A-2 Approval of Minutes from the Harbor Advisory Board meeting held on May 5, 2022.  
**RECOMMENDATION: Approve as submitted.**

Member Doughty joined the meeting at 5:55 p.m.

Member Witkowski pulled Item A-3 from the Consent Agenda.

MOTION: Board Member Vaile moved approval of A-1 and A-2 on the consent agenda. The Motion was seconded by Board Chair Hansson and carried 4-0-1 by roll call vote, Member Doughty abstained.

A-3 Harbor Department Status Report.  
**RECOMMENDATION: Receive and file report.**

Director Endersby responded to Board Member inquiries regarding the status report.

MOTION: Board Chair Hansson moved approval of item A-3 on the consent agenda. The Motion was seconded by Board Member Myers and carried 5-0 by roll call vote.

B. BUSINESS ITEMS  
<https://youtu.be/9qttV8g8k-M?t=1943>

B-1 UPDATE FROM THE PARKING MANAGEMENT/PAID PARKING AD-HOC COMMITTEE ON COMMITTEE'S RECENT ACTIVITIES  
Committee Chair Myers gave a brief update on the status of the committee's activities.

The public comment period was opened and closed with no comments.

B-2 UPDATE FROM THE MARINE SERVICES AD-HOC COMMITTEE ON COMMITTEE'S RECENT ACTIVITIES  
<https://youtu.be/9qttV8g8k-M?t=2092>

Committee Chair Vaile gave an overview of the local boatyard capabilities in the bay, including deficiencies and essential needs.

The public comment period was opened.

Harbor Patrol Supervisor, Becka Kelly clarified an earlier question from B-1 regarding the City's camping ordinance, where it's illegal to sleep in your vehicle or set up camp from 10pm to 6am in the City of Morro Bay, and how difficult it is to cite illegal campers due to Harbor's limited operational hours.

The public comment period was closed.

B-3 UPDATE FROM THE FINANCE & BUDGET AD-HOC COMMITTEE ON COMMITTEE'S RECENT ACTIVITIES; AND, STAFF UPDATE ON THE STATUS OF DEPARTMENT'S FY 22/23 BUDGETING  
<https://youtu.be/9qttV8g8k-M?t=2694>

Committee Chair Witkowski gave a brief update on the committee's activities, including recommending the Harbor department receive a portion of the City transient occupancy tax revenues, and assisting with the Department of Boating and Waterways launch ramp grant.

Director Endersby presented the staff report and responded to Member inquiries.

The public comment period was opened and closed with no comments.

MOTION: Board Chair Hansson moved approval to receive and file the staff report. The Motion was seconded by Board Member Witkowski and carried 6-0 by roll call vote.

B-4 HARBOR ADVISORY BOARD MEMBER PUBLIC ENGAGEMENT OUTREACH  
ASSIGNMENT REPORTING

<https://youtu.be/9qttV8g8k-M?t=4389>

Vice-Chair Myers requested members to provide an oral update pertaining to their public engagement contacts and possibly add any new groups.

Vice-Chair Myers provided a slideshow presentation on his recent tour of the Morro Bay Power Plant.

The public comment period was opened and closed with no comments.

MOTION: Board Member Doughty moved approval to receive and file the staff report. The Motion was seconded by Board Member Witkowski and carried 5-0 by roll call vote.

C. DECLARATION OF FUTURE AGENDA ITEMS

There were no future agenda items declared.

D. ADJOURNMENT

This meeting was adjourned at 7:14 p.m. The next Regular Meeting will be held on August 4, 2022, at 5:30 p.m.

Lori Stilts  
Harbor Department



**AGENDA NO: A-2**  
**MEETING DATE: August 4, 2022**

# Staff Report

**TO: Harbor Advisory Board** **DATE: July 28, 2022**  
**FROM: Eric Endersby, Harbor Director**  
**SUBJECT: Harbor Department Status Report**

**RECOMMENDATION**

Receive and file report.

**DISCUSSION**

**Recent Department Activity:**

Harbor Patrol statistics for <b>June 2022:</b> 100 bay patrols 202 land patrols 14 emergency responses 97 calls for service 49 assists of other agencies 42 enforcement contacts 10 Trainings 206 maintenance actions 14 weather warnings, and no hazardous bar warnings	Harbor Patrol statistics for <b>July 2022:</b> 110 bay patrols 157 land patrols 16 emergency responses 107 calls for service 48 assists of other agencies 26 enforcement contacts 47 Trainings 138 maintenance actions 4 weather warnings, and no hazardous bar warnings
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6/4/22

Harbor Patrol responded to 24' Bayliner broken down off Montana de Oro and towed it back to the launch ramp.

6/5/22

Patrol responded to the Rock to assist PD in locating a possible climber on the south side. Unable to locate climber.

6/11/22

Patrol responded to a medical aid at Lifeguard Tower 1 for a surfer with a head injury.

6/15/22

Patrol was dispatched for an unresponsive male in a car near the Harbor Department office. Patient was transported to the hospital after evaluation by paramedics.

Later that day, Patrol responded a young male suffering a possible seizure on the Embarcadero. After a medical assessment by paramedics the patient was also transported by to the hospital.

Prepared By: <u>LS</u>	Dept Review: <u>EE</u>
City Manager Review: _____	City Attorney Review: _____

6/18/22

Patrol responded to Front Street for an unresponsive female. The patient was found conscious and transported by ambulance to the hospital after evaluation by paramedics.

Shortly after, Patrol received a call from a bay tour boat with passengers that was having engine trouble near Target Rock, Harbor Patrol towed them safely to their dock.

6/24/22

A small fishing boat lost power one mile outside harbor, Harbor Patrol located them in dense fog and towed the boat and the three people on board back to the launch ramp.

Later that night, Harbor Patrol, Police and Fire responded at 10pm for an adult male kayaker capsized in the bay off Tidelands Park and yelling for help. Police Officers located the victim, commandeered a skiff to access the victim and began CPR, while Harbor and Fire personnel arrived by patrol boat and took over care. The victim was transported to the Yacht Club dock and taken by ambulance to the hospital. Unfortunately, the victim later succumbed to his injuries at the hospital.

6/26/22

Patrol responded to a request to extricate a patient off the beach near North Point.

7/1/22

Harbor Patrol received a report and responded to an overturned Kayak at Spooners Cove in Montana do Oro State Park. On scene, the victim was located 200 yards offshore clinging to his friend's kayak. The male victim was then loaded on the patrol vessel, warmed up with a blanket and then transferred to shore by Cal Fire Boat 15 rescue watercraft. The kayak and personal contents floating around it were recovered.

7/2/22

Harbor Patrol responded to a report of a vessel in distress 3/4 mile off the Rock. The vessel was located and towed back into harbor.

Patrol responded to two paddle boards with PFD's and paddles floating unattended in the bay, and reunited them with owners on the Sandspit. Boaters are reminded to check the tides and plan accordingly.

Patrol responded a seizure patient at a waterfront restaurant. On scene, the patient was awake, evaluated by paramedics and transported to the hospital.

Patrol responded to four people stranded on the Sandspit due to windy conditions, and transported back to Coleman Beach where they had launched.

Patrol responded to assist in locating a missing 10-year-old, possibly between Pacific and Embarcadero. The child was located by MBPD.

7/3/22

Harbor Patrol was dispatched to a surf rescue off Montana de Oro. The reporting party from shore stated a person appeared to be struggling with a sailboard. Upon Patrol's arrival, the person in question was located on the beach.

7/9/22

Patrol received a phone report from State Parks of a dead whale in the surf in Cayucos, with sharks reportedly feeding on it and surfers in the area. Patrol located the whale and notified the proper agencies.

7/10/22

Patrol responded to Tidelands Park for a log on fire, and extinguished log.

7/11/22

Patrol responded to a medical aid near Morro Creek for a motorized skateboarder crash on the pathway. The patient had a head injury and was transported by Ambulance to the hospital after evaluation by paramedics.

7/12/22

Patrol responded to a local fisherman that had broken down in his boat off the high school in 30' of water. Patrol towed him back to his slip.

7/15/22

Patrol responded to a call from a vessel broken down just outside the harbor. The Bayliner was towed back to the launch ramp.

7/17/22

Patrol underway to take in tow a 22' Boston Whaler that was broken down. Boat was towed to the launch ramp.

### **Boat Training**

Showing the ropes to new Reserve Harbor Patrol Officer Smeester is Harbor Patrol Officer Green demonstrating throw line techniques.



### **Annual Marine Swap Meet**

On June 25<sup>th</sup> mariners gathered to buy and sell their gear at the Marine Swap Meet. The event was hosted by the Friends of the Morro Bay Harbor Department and assistance from the Maritime Museum and Youth Sailing Foundation.

### **Stop the Bleed - Training**

On June 28, Harbor Patrol Officers, Lifeguards and Junior Guard staff attended class at the Yacht Club called "Stop the Bleed." This class focused on deep traumatic injury and advanced care using wound packing, tourniquets, and chest seals.



### **4<sup>th</sup> of July Family Fun Day at Tidelands Park**

Harbor Patrol participated in the annual celebration and activities, with a continual line of kids excited to spray the largest squirt gun on the bay.



### **Sealion Rescue**

On July 25, Marine Mammal and Harbor Patrol rescued a sealion in distress on the Sandspit.



### **Recent City Council Activity**

On June 14, the City Council adopted Resolution No. 49-22, approving the assignment and assumption of Lease Site 90/90W (Port House Restaurant, 885 Embarcadero Road) to its new owners.



AGENDA NO: B-1

MEETING DATE: August 4, 2022

## Staff Report

**TO:** Harbor Advisory Board

**DATE:** July 28, 2022

**FROM:** Eric Endersby, Harbor Director

**SUBJECT:** Update from the Parking Management/Paid Parking Ad-Hoc Committee on Committee's Recent Activities, and Staff Update on the Status of Proposed Paid Parking Pilot Program

### **RECOMMENDATION**

Receive and file committee and staff updates.

### **BACKGROUND, DISCUSSION & CONCLUSION**

The Parking Management/Paid Parking Ad-Hoc Committee of the Harbor Advisory Board will be presenting an oral update on their recent activities. This is a standing committee report agenda item.

In addition, the status of the paid parking pilot program proposal from Walker Consultants being considered by the City is as-follows:

- Staff are currently working with Walker on a draft proposal to be shared with the paid parking subcommittee/stakeholder group, likely this August.
- Draft proposal then to be routed through the City's advisory bodies, including and likely starting with the Harbor Advisory Board, to get advisory body and community input.
- Planning Commission to review draft proposal after advisory body and community input, likely this fall.
- City Council to review final draft proposal in the late fall or early winter for final decisions on implementation.

Prepared By: LS

Dept Review: EE

City Manager Review: \_\_\_\_\_

City Attorney Review: \_\_\_\_\_



AGENDA NO: B-2

MEETING DATE: August 4, 2022

## Staff Report

**TO:** Harbor Advisory Board

**DATE:** July 28, 2022

**FROM:** Eric Endersby, Harbor Director

**SUBJECT:** Update from the Marine Services Ad-Hoc Committee on Committee's Recent Activities

### **RECOMMENDATION**

Receive and file committee report.

### **BACKGROUND, DISCUSSION & CONCLUSION**

The Marine Services Ad-Hoc Committee of the Harbor Advisory Board will be presenting an oral update on their recent activities. This is a standing committee report agenda item.

Prepared By: LS

Dept Review: EE

City Manager Review: \_\_\_\_\_

City Attorney Review: \_\_\_\_\_



AGENDA NO: B-3

MEETING DATE: August 4, 2022

# Staff Report

**TO:** Harbor Advisory Board

**DATE:** July 27, 2022

**FROM:** Eric Endersby, Harbor Director

**SUBJECT:** Update from the Finance & Budget Ad-Hoc Committee on Committee's Recent Activities

## **RECOMMENDATION**

Receive and file ad-hoc committee and staff budget updates.

## **BACKGROUND**

The Finance & Budget Ad-Hoc Committee will be presenting an oral update on their activities, if any. This is a standing committee report agenda item.

Prepared By: LS

Dept Review: EE

City Manager Review: \_\_\_\_\_

City Attorney Review: \_\_\_\_\_



AGENDA NO: B-4

MEETING DATE: August 4, 2022

# Staff Report

**TO:** Harbor Advisory Board

**DATE:** July 28, 2022

**FROM:** Eric Endersby, Harbor Director

**SUBJECT:** Harbor Advisory Board Member Public Engagement Outreach Assignment Reporting

## **RECOMMENDATION**

Receive and file Harbor Advisory Board (HAB) member outreach effort reports to date.

## **BACKGROUND, DISCUSSION AND CONCLUSION**

This agenda item is for HAB members to provide an oral update on any of their outreach efforts to date.

Prepared By: LS

Dept Review: EE

City Manager Review: \_\_\_\_\_

City Attorney Review: \_\_\_\_\_



AGENDA NO: B-5

MEETING DATE: August 4, 2022

# Staff Report

**TO: Harbor Advisory Board**

**DATE: July 28, 2022**

**FROM: Eric Endersby, Harbor Director**

**SUBJECT: Harbor Advisory Board Input on New Skiff Permit Program Implementation**

## **RECOMMENDATION**

Provide Harbor Advisory Board (HAB) input to staff regarding implementation of the new Skiff Permit Program as outlined in this report.

## **FISCAL IMPACT**

If every skiff, as-defined below, was to participate in and pay the new Skiff Permit Program fee of \$100/year, annual revenues of approximately \$25,000 would be realized. It is anticipated, however, that many skiff owners, particularly the canoe and kayak owners with their vessels stored at the "Oyster Beach" below Bayshore Bluffs Park, will opt to remove their vessels from public storage and bring them elsewhere. Therefore, annual revenues more in the neighborhood of \$10,000 would be expected.

## **BACKGROUND**

There are approximately 75 skiffs, dinghies, tenders, rowboats canoes and kayaks (hereinafter "skiffs") collectively berthed and/or stored at the City-managed facilities of the Beach Street slips, Dunes Street slips, three street-end docks, Tidelands dock and the Launch Ramp slips, with the vast majority of those at Tidelands and Launch Ramp. In addition, approximately 175 more skiffs, (primarily canoes and kayaks) are stored on Oyster Beach.

Due to the extensive amount of time that Harbor Patrol Officers and administrative staff spend policing and managing these skiffs, the costs to repair and maintain those facilities due to skiff user wear and tear, that the limited amount of space available for skiffs has become overcrowded and that there was no cost-recovery method for the Harbor Department to recoup the commensurate costs associated with skiff management, in this fiscal year a new Skiff Permit Fee was established in the Master Fee Schedule. This fee, and a commensurate management program, will provide a mechanism for the Department to both recover its management costs while at the same time providing an enforceable program by which to manage the limited spaces available for those it was intended to serve.

In addition, the current Harbor Department Rules and Regulations are outdated and inadequate with regard to skiff management, and staff wish to obtain Harbor Advisory Board (HAB) input on revision of the Rules and Regulations and implementation of the Skiff Permit Program moving forward.

Prepared By: LS

Dept Review: EE

City Manager Review: \_\_\_\_\_

City Attorney Review: \_\_\_\_\_

The current Harbor Rules and Regulations regarding skiffs is in paragraph nine as-follows:

*Tenders and skiffs will be stored on board larger vessels when possible and are not allowed at City slips and docks except as designated by the Harbor Department personnel. The water space between the shore and City docks shall be used primarily for the storage of tenders, skiffs or dinghies used to serve vessel occupying moorings in a non-commercial mooring zone. Each City mooring holder may berth one tender or skiff (as defined by the Harbor Department) in this manner at no charge. Other users may store tenders, skiffs or dinghies on City docks at designated locations with the prior approval of the Harbor Department at a fee of \$1.00 per day.*

The City's two commercial mooring areas (those under a commercial lease) are the Yacht Club mooring field and the Marina Square mooring field, skiffs from which are expected to be accommodated at the managing lease sites adjacent to those fields.

The Rules and Regulations are mute regarding any use of Oyster Beach. This area has traditionally been a mostly unregulated free-for-all, requiring periodic large amounts of staff time and disposal costs to manage. It has gotten to the point of being out of control, and general public access is being hampered. Recent photos of Oyster Beach are attached to this report.

## **DISCUSSION**

Elements of the Skiff Permit Program staff are seeking HAB input on are as-follows:

1. Definition of a "skiff." Previously while reviewing the Harbor Rules and Regulations, the HAB recommended a skiff be defined as a small vessel used as a tender to a larger vessel, and 12 feet or less in length. *Should this continue to be the definition of a "skiff?"* Staff recommend it be expanded to 14 feet overall length as many skiffs currently utilized by our mooring holders are around that length, and to be more consistent with other harbors that define skiffs similarly.
2. *Should the City's various City docks and other spaces utilized by skiffs continue to be primarily for the use of skiffs serving as tenders to moored vessels in non-commercial mooring areas, and available to others on a space-available basis as determined by the Harbor Department?* This is staff's recommendation.
3. Since space is limited, skiff number limits need to be established. Staff recommend the following:
  - A. *One skiff permit per moored vessel in the non-commercial mooring areas as previously discussed.*
  - B. *Moored vessels with valid liveaboard permits may obtain one skiff permit per person listed on the liveaboard permit at the established skiff permit fee, with one skiff permit free of charge.*
  - C. *Other skiffs may be permitted on a space-available basis as determined by the Harbor Department.*
4. *Due to the sprawl, overcrowding and vessels abandoned at Oyster Beach, should the overall number of skiffs be limited to some number that constrains them to a certain area, with the skiffs serving as tenders to moored vessels being given first priority?* Staff recommend this be the case, with the area for storage to be determined by the Harbor Department as that that will still allow and not block general public access and enjoyment.

## **CONCLUSION**

HAB input on the new Skiff Permit Program will be used to inform staff's efforts moving forward to

implement the program and revise the Harbor Department Rules and Regulations, with ultimate adoption of updated Rules and Regulations by the City Council.

**ATTACHMENT**

Photos of skiffs, canoes, kayaks and other vessels stored at Oyster Beach below Bayshore Bluffs Park











