

MINUTES - MORRO BAY CITY COUNCIL  
REGULAR MEETING – JUNE 13, 2023  
VETERAN'S MEMORIAL HALL – 5:30 P.M.

AGENDA NO: A-1  
MEETING DATE: August 8, 2023

PRESENT:	Carla Wixom Laurel Barton Cyndee Edwards Jennifer Ford Zara Landrum	Mayor Council Member Council Member Council Member Council Member
ABSENT:	None	
STAFF:	Greg Carpenter Chris Neumeyer Dana Swanson Sarah Johnson-Rios Greg Kwolek Scot Graham Daniel McCrain Amy Watkins Ted Schiafone Janeen Burlingame Rachael Hendricks	Interim City Manager City Attorney City Clerk Assistant City Manager/Admin Services Dir. Public Works Director Community Development Director Fire Chief Police Chief Harbor Director Management Analyst Human Resources/Risk Manager

ESTABLISH QUORUM AND CALL TO ORDER

Mayor Wixom 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/4RybFyYikxc?t=104>

CITY MANAGER REPORTS, ANNOUNCEMENTS AND PRESENTATIONS

<https://youtu.be/4RybFyYikxc?t=390>

PRESENTATIONS - NONE

PUBLIC COMMENT

<https://youtu.be/4RybFyYikxc?t=679>

Ed Spera, Morro Bay, requested traffic control solutions to improve pedestrian and bicyclist safety on Main Street between Olive and Piney Way.

Garry Johnson, Morro Bay resident and Maritime Museum Board Member, announced upcoming events. Visit [morrobaymaritime.org](http://morrobaymaritime.org) for more information.

Gena Bentall, Director of Sea Otter Savvy, urged the City to consider potential wildlife impacts when deciding to host events such as Ironman and fireworks displays.

Linda Winters, Morro Bay, commented on the need to address traffic issues and pedestrian safety at the intersection of Hwy. 41 and Main Street.

Steven Kea, Morro Bay, spoke on behalf of the Morro Cove Homeowners' Association, requesting the Council schedule a formal hearing to resolve the issue of unauthorized tree plantings at the base of Franklin Riley Park.

Phil Hornburg, Morro Bay, added to Mr. Kea's comments and asked the Council to agendize the item as soon as possible.

Jeremiah O'Brien, Morro Bay, spoke on behalf of Morro Bay Commercial Fishermen's Organization regarding Item A-9, thanking the Council for considering approval of the gear storage lease agreement.

Jeff Heller, Morro Bay, expressed confidence and appreciation for the City Council.

Bill Martony, Morro Bay, asked if the offshore wind companies were told about Measure D and offered a potential solution for the issue raised by the Morro Cove Homeowners' Association.

Nancy Bast, Morro Bay, requested the Council hear Item C-4 earlier in the meeting.

Erica Crawford, Morro Bay Chamber of Commerce, shared results from a business survey about the Ironman event and announced upcoming events.

Betty Winholtz, Morro Bay, asked if there were plans to reopen the Visitor Center.

Margaret Carman, Morro Bay, complimented Council Members on their attentive presence during meetings.

Mayor Wixom closed public comment.

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

A. CONSENT AGENDA  
<https://youtu.be/4RybFyYikxc?t=2388>

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 9, 2023, CITY COUNCIL MEETING; (CITY CLERK)

**RECOMMENDATION: Approve as submitted.**

A-2 APPROVAL OF MINUTES FOR THE MAY 18, 2023, CITY COUNCIL SPECIAL CLOSED SESSION MEETING; (CITY CLERK)

**RECOMMENDATION: Approve as submitted.**

A-3 APPROVAL OF MINUTES FOR THE MAY 23, 2023, CITY COUNCIL SPECIAL CLOSED SESSION MEETING; (CITY CLERK)

**RECOMMENDATION: Approve as submitted.**

A-4 APPROVAL OF MINUTES FOR THE MAY 23, 2023, CITY COUNCIL MEETING; (CITY CLERK)

**RECOMMENDATION: Approve as submitted.**

A-5 APPROVAL OF MINUTES FOR THE MAY 24, 2023, CITY COUNCIL SPECIAL MEETING; (CITY CLERK)

**RECOMMENDATION: Approve as submitted.**

A-6 APPROVAL OF MINUTES FOR THE MAY 30, 2023, CITY COUNCIL SPECIAL CLOSED SESSION MEETING; (CITY CLERK)

**RECOMMENDATION: Approve as submitted.**

A-7 APPROVAL OF MINUTES FOR THE JUNE 5, 2023, CITY COUNCIL SPECIAL CLOSED SESSION MEETING; (CITY CLERK)

**RECOMMENDATION: Approve as submitted.**

A-8 APPROVAL OF ISSUANCE OF REQUEST FOR PROPOSALS ON LEASE SITES 49/49W AND 50-51/50W-51W; (HARBOR DEPARTMENT)

**RECOMMENDATION: Staff recommends the City Council approve the Request for Proposals (RFP) document for Lease Sites 49/49W and 50-51/50W-51W and authorize putting the site out to bid under the RFP as adopted by the Council.**

A-9 APPROVAL OF A NEW LEASE AGREEMENT WITH THE MORRO BAY COMMERCIAL FISHERMEN'S ORGANIZATION (MBCFO) FOR LEASE OF THE GEAR STORAGE AREA; (HARBOR DEPARTMENT)

**RECOMMENDATION: Staff recommends the Council adopt Resolution No. 34-23 to renew a ten-year lease for Commercial Fishing Gear Storage area located at 1622 Embarcadero.**

A-10 COUNCIL AUTHORIZATION TO DESIGNATE THE COMMUNITY DEVELOPMENT DIRECTOR AS SUBORDINATE OFFICER FOR DETERMINATION OF PUBLIC CONVENIENCE OR NECESSITY FOR PERSONS/PREMISES APPLYING FOR AN ALCOHOLIC BEVERAGE CONTROL (ABC) LICENSE (COMMUNITY DEVELOPMENT DEPARTMENT)

**RECOMMENDATION: Designate the Community Development Director as Subordinate Officer for the purposes of determining the Public Convenience or Necessity (PCN) for persons/premises applying for an ABC license in the City of Morro Bay.**

A-11 ADOPTION OF RESOLUTION NO. 35-23 AUTHORIZING THE CITY OF MORRO BAY TO ENTER INTO A 2023/2024 OIL RESPONSE EQUIPMENT FUNDING AGREEMENT WITH THE DEPARTMENT OF FISH AND WILDLIFE'S OFFICE OF SPILL PREVENTION AND RESPONSE (OSPR) IN THE AMOUNT OF UP TO \$40,000 FOR IMMEDIATE OIL SPILL RESPONSE NEEDS IN THE MORRO BAY HARBOR; (HARBOR DEPARTMENT)

**RECOMMENDATION: Staff recommend the City Council adopt Resolution No. 35-23 authorizing the Harbor Director to enter into a FY 2023/2024 Oil Response**

**Equipment Funding Agreement with the Department of Fish and Wildlife's OSPR in the Amount of up to \$40,000.**

Mayor Wixom opened public comment for the Consent Agenda.  
<https://youtu.be/4RybFyYikxc?t=2388>

Betty Winholtz, Morro Bay, spoke regarding Item A-10 urging the Council to take responsibility for making decisions regarding the issuance of ABC licenses.

The public comment period was closed.

Council Member Landrum pulled Item A-10.

MOTION: Council Member Landrum moved approval of all items on Consent except Item A-10. The motion was seconded by Council Member Edwards and carried 5-0 by roll call vote.

A-10 COUNCIL AUTHORIZATION TO DESIGNATE THE COMMUNITY DEVELOPMENT DIRECTOR AS SUBORDINATE OFFICER FOR DETERMINATION OF PUBLIC CONVENIENCE OR NECESSITY FOR PERSONS/PREMISES APPLYING FOR AN ALCOHOLIC BEVERAGE CONTROL (ABC) LICENSE (COMMUNITY DEVELOPMENT DEPARTMENT)  
<https://youtu.be/4RybFyYikxc?t=2531>

Council Member Landrum felt it was important for the Council to weigh in on issuance of licenses. Mayor Wixom was supportive of having Council review and approve licenses in areas of overconcentration.

MOTION: Council Member Landrum moved the Council have the authorization to designate itself as the officer for the purposes of determining the Public Convenience or Necessity for persons/premises applying for an Alcoholic Beverage Control (ABC) License in the City of Morro Bay. The motion was seconded by Mayor Wixom and carried 4-1 by roll call vote with Council Member Barton opposed.

**B. PUBLIC HEARINGS**

B-1 PUBLIC HEARING TO REPORT ON DELINQUENT SOLID WASTE COLLECTION ACCOUNTS AND ADOPT RESOLUTION NO. 36-23 AUTHORIZING SAN LUIS OBISPO COUNTY ASSESSOR TO ASSESS AMOUNTS DUE ON DELINQUENT SOLID WASTE COLLECTION ACCOUNTS AS TAX LIENS AGAINST THE PROPERTIES; (PUBLIC WORKS DEPARTMENT)  
<https://youtu.be/4RybFyYikxc?t=3128>

Management Analyst Burlingame provided the report.

Mayor Wixom opened the Public Hearing.

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

The Public Hearing was closed.

MOTION: Council Member Ford moved to receive the report on delinquent solid waste collection accounts and adopt Resolution No. 36-23 authorizing the San Luis Obispo County Tax Assessor to assess amounts due on delinquent solid waste collection accounts as tax liens against the properties. The motion was seconded by Council Member Landrum and carried 5-0 by roll call vote.

C. BUSINESS ITEMS

C-1 ADOPTION OF RESOLUTION NO. 37-23 APPOINTING YVONNE KIMBALL AS CITY MANAGER AND APPROVING A CITY MANAGER EMPLOYMENT AGREEMENT BETWEEN THE CITY OF MORRO BAY AND YVONNE KIMBALL; (INTERIM CITY MANAGER)

<https://youtu.be/4RybFyYikxc?t=3616>

Interim City Manager Carpenter provided the report.

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

<https://youtu.be/4RybFyYikxc?t=3797>

Terry Simons, Morro Bay, reviewed documents provided by the City and was impressed with Ms. Kimball's experience and qualifications.

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

MOTION: Mayor Wixom moved to adopt Resolution No. 37-23 appointing Yvonne Kimball as the City Manager of the City of Morro Bay and approve an employment agreement between the City of Morro Bay and Yvonne Kimball. The motion was seconded by Council Member Landrum and carried 5-0.

Mayor Wixom invited Ms. Kimball to the podium to make introductory comments.

<https://youtu.be/4RybFyYikxc?t=3934>

The Council took a brief recess at 6:40 p.m. The meeting reconvened at 6:54 p.m. with all members present.

C-2 ADOPTION OF ORDINANCE NO. 658 AUTHORIZING AN AMENDMENT TO THE CALPERS CONTRACT FOR EMPLOYEES SHARING ADDITIONAL COSTS; (HUMAN RESOURCES MANAGER)

<https://youtu.be/4RybFyYikxc?t=5019>

Human Resources Manager Hendricks provided the report.

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, by second reading and by title only with further reading waived, Ordinance No. 658, "An Ordinance of the City Council of the City of Morro Bay, California authorizing an Amendment to the Contract Between the City of Morro Bay and the Board of Administration of the California Public Employees' Retirement System Implementing Section 20516 (Employees Sharing Additional Cost) for Local Members in the Service Employees International Union, Unrepresented Confidential, Unrepresented Management, and Unrepresented Department Heads." The motion was seconded by Council Member Landrum and carried 5-0 by roll call vote.

- C-3 ADOPT: RESOLUTION NO. 38-23 ADOPTING THE FISCAL YEAR 2023-24 OPERATING AND CAPITAL BUDGETS; RESOLUTION NO. 39-23 ADOPTING THE CITY'S FY 2023-24 SALARY SCHEDULE; RESOLUTION NO. 40-23 APPROVING THE PUBLIC WORKS INSPECTOR JOB CLASSIFICATION; RESOLUTION NO. 41-23 READOPTING THE CITY'S INVESTMENT POLICY; AND, RESOLUTION NO. 42-23 ADOPTING THE FY 2023-24 GANN APPROPRIATIONS LIMIT; (INTERIM CITY MANAGER/ADMIN SERVICES DEPARTMENT/HUMAN RESOURCES MANAGER)  
<https://youtu.be/4RybFyYikxc?t=5294>

Assistant City Manager/Admin Services Director Johnson-Rios provided the report.

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

- MOTION: Council Member Landrum moved to:
1. Adopt Resolution No. 38-23 adopting the Fiscal Year (FY) 2023-24 Operating and Capital Budgets; and
  2. Adopt Resolution No. 39-23 approving the FY 2023-24 Salary Schedule; and
  3. Adopt Resolution No. 40-23 approving Public Works Inspector Job Classification
  4. Adopt Resolution No. 41-23 readopting the City's Investment Policy; and
  5. Adopt Resolution No. 42-23 setting the FY 2023-24 GANN Appropriations Limit at \$34,249,744.

The motion was seconded by Council Member Ford and carried 5-0 by roll call vote.

- C-4 INTERSECTION IMPROVEMENTS AT STATE ROUTE 41, STATE ROUTE 1, AND MAIN STREET; (PUBLIC WORKS DEPARTMENT)  
<https://youtu.be/4RybFyYikxc?t=5853>

Public Works Director Kwolek and John Rogers from GHD Transportation provided the report and they, along with Caltrans Project Manager Paul Valadao and SLOCOG Transportation Manager John DeNunzio, responded to Council inquiries.

There was Council consensus to continue the meeting to 10:00 p.m.

The public comment period for Item C-4 was opened.  
<https://youtu.be/4RybFyYikxc?t=13187>

Scott Schalde, Morro Bay High School Principal, affirmed there was consensus among the student senators to favor the roundabout. He prioritized student safety and concurred with the staff recommendation.

Betty Winholtz, Morro Bay, commented on behalf of Jim Nance suggesting the County residents along Hwy 41 be consulted on this issue. She favored the No Build alternative with pedestrian safety improvements.

Terry Simons, Morro Bay, favored the roundabout.

Bill Martony, Morro Bay, suggested there were other alternatives that would improve the intersection.

Judy Setting, Morro Bay, questioned the cost estimates and stated her opposition to a roundabout.

Nancy Bast, Morro Bay, raised questions regarding cost, safety and cultural resources and urged the Council to not move forward with a roundabout.

Jim Curnutt, Morro Bay, supported the No Build option with pedestrian improvements or a traffic light with timed pedestrian crossing.

June Swall, Morro Bay, spoke on behalf of Carole Truesdale who preferred the No Build option with signalization as a second choice.

Linda Donnelly, Morro Bay, opposed the roundabout alternative and hoped the Council would postpone making a decision on this item.

Margaret Carman, Morro Bay, concurred with Ms. Donnelly.

The public comment period for Item C-4 was closed.

This item was continued to either a special or regular meeting to be held on June 27, 2023. No action was taken.

D. COUNCIL DECLARATION OF FUTURE AGENDA ITEMS  
None

E. ADJOURNMENT

The meeting adjourned at 9:53 p.m.

Recorded by:

*Dana Swanson*  
Dana Swanson (Aug 9, 2023 15:45 PDT)

Dana Swanson  
City Clerk

# A1 CC\_2023-06-13 Regular Meeting Minutes

Final Audit Report

2023-08-09

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