



City of Morro Bay

Morro Bay, CA 93442

(805) 772-6200

NEWS RELEASE

November 1, 2010

Contact: Robert Schultz
City Attorney
(805) 772-6200

On October 29, 2010, Council member Betty Winholtz filed with the City a formal complaint against certain members of the City Council of Morro Bay for violating Morro Bay Municipal Code 2.28.120 which states that it is the Planning Commission's duties and responsibilities to meet with the city council twice annually to discuss proposed policies, programs, goals and objectives, budgeting, future planning, or any other planning matter requiring joint deliberation.

A City Council can legally waive its procedural rules and regulations as it is within their power to abolish, modify, or waive their own rules of procedure. In this case, the Council, after proper notice to the public, deliberated on postponing the November 15, 2010 Joint Planning Commission/City Council meeting until new council members were elected and new planning commissioners were chosen. A majority of the Council agreed to postpone the meeting.

Historically, the Planning Commission and City Council have not consistently met twice annually. In fact, at the November 13, 2006 meeting, under the exact same circumstances, the City Council postponed a joint meeting until new council members were sworn in and new planning commissioners were chosen. No one at that time filed a formal complaint.

Municipal Code section 2.28.120 lists the "Duties and responsibilities" of the Planning Commission not the duties and responsibilities of the City Council. City Council duties and responsibilities are found under MBMC 2.06 and within the City Council Policies and Procedures Manual.

-30-

ADMINISTRATION
595 Harbor Street

CITY ATTORNEY
955 Shasta Avenue

FINANCE DEPARTMENT
595 Harbor Street

FIRE DEPARTMENT
715 Harbor Street

HARBOR DEPARTMENT
1275 Embarcadero Road

POLICE DEPARTMENT
870 Morro Bay Boulevard

PUBLIC SERVICES
955 Shasta Avenue

RECREATION & PARKS
1001 Kennedy Way