



CITY OF MORRO BAY CITY COUNCIL AGENDA

*The City of Morro Bay is dedicated to the preservation and enhancement of the quality of life.
The City shall be committed to this purpose and will provide a level of municipal service and
safety consistent with and responsive to the needs of the public.*

**Regular Meeting - Tuesday, September 27, 2016
Veterans Memorial Hall - 6:00 P.M.
209 Surf St., Morro Bay, CA**

ESTABLISH QUORUM AND CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION

CLOSED SESSION REPORT

MAYOR & COUNCILMEMBERS' REPORTS, ANNOUNCEMENTS & PRESENTATIONS

CITY MANAGER REPORTS, ANNOUNCEMENTS AND PRESENTATIONS

PRESENTATIONS – Rideshare Week Presentation by Peter Williamson, SLOCOG

PUBLIC COMMENT PERIOD

Members of the audience wishing to address the Council on City 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 Council at this time.

To increase the effectiveness of the Public Comment Period, the following rules shall be followed:

- When recognized by the Mayor, please come forward to the podium and state your name and city of residence for the record. Comments are to be limited to three minutes.
- All remarks shall be addressed to Council, as a whole, and not to any individual member thereof.
- The Council respectfully requests that you refrain from making slanderous, profane or personal remarks against any elected official, commission and/or staff.
- Please refrain from public displays or outbursts such as unsolicited applause, comments or cheering.
- Any disruptive activities that substantially interfere with the ability of the City Council to carry out its meeting will not be permitted and offenders will be requested to leave the meeting.
- Your participation in City Council meetings is welcome and your courtesy will be appreciated.

A. CONSENT AGENDA

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 FROM THE SEPTEMBER 13, 2016 SPECIAL CLOSED SESSION CITY COUNCIL MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-2 APPROVAL OF MINUTES FROM THE SEPTEMBER 13, 2016 CITY COUNCIL MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-3 APPOINTMENT OF ACTING MAYOR PRO TEMPORE, REPRESENTATIVES ON DISCRETIONARY BOARDS AND COUNCIL LIAISON ASSIGNMENTS DURING COUNCILMEMBER MAKOWETSKI'S LEAVE OF ABSENCE; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

B. PUBLIC HEARINGS

B-1 ADOPTION OF RESOLUTION NO. 69-16, A RESOLUTION FOR THE ABANDONMENT (VACATION) OF AN 80-SQUARE FOOT PORTION OF THE PUBLIC SERVICES (SEWER) EASEMENT ON THE NORTHEAST PORTION OF PROPERTY AT 219 MARINA (C.P. PARKER, 219 MARINA, APPLICANT) PERMIT NO. E00-000-107; (PUBLIC WORKS)

RECOMMENDATION: Adopt Resolution No. 69-16.

C. BUSINESS ITEMS

C-1 REVIEW OF THE CENTENNIAL PARKWAY AND EMBARCADERO DRAFT DESIGN PLANS; (COMMUNITY DEVELOPMENT)

RECOMMENDATION: Receive the staff report, consultant presentation, and public input and provide comment and direction.

C-2 DISCUSSION AND DIRECTION ON 2017 AMGEN EVENT; (ADMINISTRATION)

RECOMMENDATION: Discuss and provide direction to staff.

C-3 ADOPTION OF ORDINANCE NO. 608, WHICH AMENDS SECTIONS 3.08.100 AND 3.08.110 OF THE MORRO BAY MUNICIPAL CODE PROVIDING FOR COOPERATIVE PURCHASING PROCEDURES (PIGGYBACKING); (PUBLIC WORKS)

RECOMMENDATION: Adopt by title only and with further reading waived, Ordinance No. 608: An Ordinance of the City Council of the City of Morro Bay, California, repealing and then replacing section 3.08.70 (Bidding) of Chapter 3.08 (Purchase and Sale of Supplier and Equipment) of Title 3 (Revenue and Finance) of the Morro Bay Municipal Code to provide for bidding procedures for purchase of supplies, equipment, materials and Public Works projects, while also providing for cooperative purchasing procedures, and adopt Resolution 68-16 rescinding Resolution 44-07.

D. COUNCIL DECLARATION OF FUTURE AGENDA ITEMS

E. ADJOURNMENT

The next Regular Meeting will be held on **Tuesday, October 11, 2016 at 6:00 pm** at the Veteran's Memorial Hall located at 209 Surf Street, Morro Bay, California.

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 CITY HALL FOR ANY REVISIONS OR CALL THE CLERK'S OFFICE AT 772-6205 FOR FURTHER INFORMATION.

MATERIALS RELATED TO AN ITEM ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKET ARE AVAILABLE FOR PUBLIC INSPECTION AT CITY HALL LOCATED AT 595 HARBOR STREET; MORRO BAY LIBRARY LOCATED AT 625 HARBOR STREET; AND MILL'S COPY CENTER LOCATED AT 495 MORRO BAY BOULEVARD DURING NORMAL BUSINESS HOURS.

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN A CITY MEETING, PLEASE CONTACT THE CITY CLERK'S OFFICE AT LEAST 24 HOURS PRIOR TO THE MEETING TO INSURE REASONABLE ARRANGEMENTS CAN BE MADE TO PROVIDE ACCESSIBILITY TO THE MEETING.

MINUTES – MORRO BAY CITY COUNCIL
SPECIAL CLOSED SESSION MEETING –
SEPTEMBER 13, 2016
CITY HALL CONFERENCE ROOM–4:00 P.M.

AGENDA NO: A-1

MEETING DATE: September 27, 2016

PRESENT:	Jamie Irons	Mayor
	John Headding	Councilmember
	Christine Johnson	Councilmember
	Noah Smukler	Councilmember
ABSENT:	Matt Makowetski	Councilmember
STAFF PRESENT:	Dave Buckingham	City Manager
	Joe Pannone	City Attorney
	Eric Endersby	Harbor Director
	Scot Graham	Community Development Director

ESTABLISH QUORUM AND CALL TO ORDER – A quorum was established and the meeting was called to order at 3:00 p.m. with all but Councilmember Makowetski present.

SUMMARY OF CLOSED SESSION ITEMS - The Mayor read a summary of Closed Session items.

CLOSED SESSION PUBLIC COMMENT - Mayor Irons opened the meeting for public comment for items only on the agenda.

Kelly Smith, daughter of Mr. Branch's business partner, shared a lot of time and effort has gone into resolving these issues and she hoped the Council would approve the agreement.

Cliff Branch, stated the long negotiation resulted in an agreement that benefits both the tenant and the City. He understands some language is not standard but this is a settlement situation.

The public comment period was closed.

The City Council moved to Closed Session and heard the following item:

CS-1 CONFERENCE WITH LABOR NEGOTIATORS

City Designated Representatives: Joseph W. Pannone and Colin Tanner

Unrepresented Employee: City Manager

CS-2 GOVERNMENT CODE SECTION 54956.8 – CONFERENCE WITH REAL PROPERTY NEGOTIATOR:

Property: 2783 Coral Avenue

Property Negotiator: Jeff Mayer

Agency Negotiators: David Buckingham, City Manager and Joseph W. Pannone, City Attorney

Negotiations: Price and Terms of Payment

Property: Lease Site 89/89W, The Boatyard, 845 Embarcadero

Property Negotiators: Cliff Branch and Paul Parker

Agency Negotiators: Dave Buckingham, City Manager, Eric Endersby, Harbor Director, Joseph W. Pannone, City Attorney

Negotiation: Price and Terms of Payment

CS-3 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9:
One Matter

RECONVENE IN OPEN SESSION - The City Council reconvened in Open Session and reported the following reportable action, pursuant to the Brown Act:

Item CS-2 - The Council directed staff to place on the next meeting agenda, approval of The Boatyard master lease and accompanying agreements.

Item CS-3 - The Council authorized the City to join other San Luis Obispo County cities in filing a protest to the mitigation deal covering closure of the Diablo Canyon Power Plant to be sure the cities' interests are protected as a result of that closure.

ADJOURNMENT

The meeting adjourned at 5:45 p.m.

Recorded by:

Dana Swanson
City Clerk

MINUTES - MORRO BAY CITY COUNCIL
REGULAR MEETING – SEPTEMBER 13, 2016
VETERAN'S MEMORIAL HALL – 6:00 P.M.

AGENDA NO: A-2

MEETING DATE: September 27, 2016

PRESENT:	Jamie Irons	Mayor
	John Headding	Councilmember
	Christine Johnson	Councilmember
	Noah Smukler	Councilmember
ABSENT:	Matt Makowetski	Councilmember
STAFF:	Dave Buckingham	City Manager
	Joe Pannone	City Attorney
	Dana Swanson	City Clerk
	Susan Slayton	Administrative Services Director
	Rob Livick	Public Works Director
	Scot Graham	Community Development Director
	Steve Knuckles	Fire Chief
	Larry Todd	Interim Police Chief
	Eric Endersby	Harbor Director

ESTABLISH QUORUM AND CALL TO ORDER

The meeting was called to order at 6:03 p.m., with all but Councilmember Makowetski present.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION - None

CLOSED SESSION REPORT – City Attorney Pannone reported the Council discussed four items during its Closed Session meeting and took the following reportable action pursuant to the Brown Act:

Item CS-2 - The Council directed staff to place on the next City Council meeting agenda, approval of a new master lease and accompanying agreements for The Boatyard lease site.

Item CS-3 - The Council authorized the City to join other San Luis Obispo County cities in filing a protest to the mitigation deal governing closure of the Diablo Canyon Power Plant to be sure the SLO County cities' financial interests are protected as a result of the closure of that plant.

MAYOR AND COUNCILMEMBERS' REPORTS, ANNOUNCEMENTS & PRESENTATIONS

CITY MANAGER REPORTS, ANNOUNCEMENTS & PRESENTATIONS

PRESENTATIONS

<https://youtu.be/ssRKdRx7nog?t=10m14s>

Presentation of scholarships by Friends of the Morro Bay Fire Department to Michael Szopinski and Sam Watson.

Presentation of Sea Otter Awareness Week Proclamation to Rouvaishyana, Manager of the Morro Bay Museum of Natural History, and Janet Lang and Sharon Blakely, volunteers for the State Parks' "SeaLife Stewards" Program.

PUBLIC COMMENT

<https://youtu.be/ssRKdRx7nog?t=20m12s>

Jane Heath, Central Coast Maritime Museum Association, announced the opportunity to be a member of the Maritime Museum 1542 Navigator's Circle. For more information, please email ccmma@morrobaymaritime.org or write to CCMMA, P.O. Box 1775, Morro Bay, CA 93443.

Robert Davis, representing the SLO Bicycle Club, announced the 45th Annual Lighthouse Century Bike Ride to be held Saturday, September 24th beginning at 7:00 a.m. at Morro Bay High School. The Lighthouse Ride is one of two annual fundraising events to provide college scholarships and support local non-profit organizations. Please call 543-5973 for more information.

Erica Crawford, Morro Bay Chamber of Commerce, reported on the Avocado and Margarita Festival held last weekend. Over 9,500 people attended and, as this year's beneficiaries, Morro Bay High School Music Boosters and Morro Bay Rotary will receive more than \$10,000 for their volunteer efforts. She thanked everyone who made the event possible.

Jude Long, Morro Bay Friends of the Library, announced the Book Sale to be held Saturday, September 24th at the Morro Bay Library, 625 Harbor Street, from 9:00 - 10:00 a.m. for members only and 10:00 a.m.- 3:00 p.m. for the public. All funds raised go to children's programs and to purchase items for the Library.

Walter Heath, Morro Bay, announced several events: The Chamber of Commerce is conducting a free seminar to help business owners use Google and Yelp to their advantage on September 21st from 3:00 – 5:00 p.m. at Windows on the Water, RSVPs are required; the Chamber is sponsoring a Candidate's Forum moderated by the League of Women Voters on Monday, October 3rd from 6:00 – 8:00 p.m. at the Morro Bay Community Center; the 3rd Annual Surfboard Art Festival will begin with an unveiling event on September 24th at Forever Stoked Gallery at 4:00 p.m.; and Morro Bay in Bloom will hold a planting event on Saturday, September 17th at the Morro Bay Library from 9:00 – 11:00 a.m.

Trina Dougherty, President of Friends of the Library and Past President of Eco Rotary, announced local historian and Cal Poly professor, Dan Krieger, will be at the Morro Bay Library to speak on the history of the San Salvador and explorer Juan Rodriguez Cabrillo on Friday, September 30th at 1:00 p.m. Eco Rotary will hold a benefit concert featuring Bob Livingston on Thursday, September 29th at Coalesce Bookstore. Tickets are \$20 each and proceeds will benefit the National Estuary Program stream monitoring program.

Betty Winholtz, Morro Bay, commented on Item C-2 recommending the Planning Commission determine whether the project is in conformance prior to Council approval, it was an unfair advantage for one proposer to combine two lease sites together, and maximizing revenue on Tideland's Trust lands is not a goal for the community.

Jon Elliott, Morro Bay resident and business owner, announced the 3rd Annual Trick-or-Treat event to be held Monday, October 31st from 3:30 to 5:30 p.m. with a walking parade at 5:00 p.m. and costume contest at 5:30 p.m. All Morro Bay businesses are encouraged to participate. Please email info@morrochamber.org by October 10th to be included on the map.

Lynda Merrill, Morro Bay, spoke in support of the Proclamation declaring September 18 - 24 Sea Otter Awareness Week and asked that fireworks be eliminated from festivals held in the City.

The comment period was closed.

- A. CONSENT AGENDA
<https://youtu.be/ssRKdRx7nog?t=46m23s>

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

- A-1 APPROVAL OF MINUTES FROM THE AUGUST 9, 2016 JOINT CITY COUNCIL AND PLANNING COMMISSION MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

- A-2 APPROVAL OF MINUTES FROM THE AUGUST 9, 2016 CITY COUNCIL MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

- A-3 APPROVAL OF MINUTES FROM THE AUGUST 23, 2016 CITY COUNCIL MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

- A-4 APPROVAL OF PROCLAMATION DECLARING SEPTEMBER 18 - 24, 2016, AS SEA OTTER AWARENESS WEEK; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

- A-5 QUARTERLY STATUS REPORT ON PARKING IN-LIEU FEE WAIVERS; (COMMUNITY DEVELOPMENT)

RECOMMENDATION: Receive and file.

- A-6 WATER RECLAMATION FACILITY (“WRF”) PROGRAM UPDATE; (PUBLIC WORKS)

RECOMMENDATION: Receive and file.

- A-7 APPROVAL OF PURCHASE AND SALE AGREEMENT FOR REAL PROPERTY AT 2783 CORAL AVENUE; (COMMUNITY DEVELOPMENT)

RECOMMENDATION: Approve as submitted.

The public comment period for the Consent Agenda was opened; seeing none, the public comment period was closed.

Councilmember Smukler pulled Item A-6. Councilmember Headding pulled Item A-5.

MOTION: Councilmember Johnson moved the Council approve Items A-1 through A-4 and A-7 on the Consent Agenda. The motion was seconded by Councilmember Headding and carried 4-0-1 with Makowetski absent.

A-6 WATER RECLAMATION FACILITY (“WRF”) PROGRAM UPDATE; (PUBLIC WORKS)
<https://youtu.be/ssRKdRx7nog?t=47m43s>

City Manager Buckingham reported on the status of property negotiations, environmental review and facility master planning process, including opportunities for public input.

MOTION: Councilmember Smukler moved the Council approve Item A-6. The motion was seconded by Councilmember Heading and carried 4-0-1 with Councilmember Makowetski absent.

A-5 QUARTERLY STATUS REPORT ON PARKING IN-LIEU QUARTERLY STATUS REPORT; (COMMUNITY DEVELOPMENT)
<https://youtu.be/ssRKdRx7nog?t=58m>

Mayor Irons and Councilmember Heading recused themselves from this item due to a conflict of interest as property owners in the downtown area.

Mr. Pannone explained that more than 25% of the commercial properties are affected by that suspension and therefore it was not necessary for Mayor Irons and Councilmember Heading to recuse themselves but, having done so, no action can occur with two members. Also, there is no requirement to take action so you cannot pull a name out of a hat to form a quorum. The item will come back when three members can participate.

Item A-5 was continued to a date uncertain.

B. PUBLIC HEARINGS - None

C. BUSINESS ITEMS

C-1 SEA OTTER AWARENESS WEEK 2016 UPDATE; (HARBOR)
<https://youtu.be/ssRKdRx7nog?t=1h1m29s>

Harbor Director Endersby presented the staff report and responded to Council inquiries.

The public comment period for Item C-1 was opened; seeing none, the public comment period was closed.

The Council expressed appreciation for efforts to educate the public on how to protect sea otters and other wildlife and also for those residents who brought this item forward during the goal setting process.

As a receive and file item, no formal action was taken.

The Council took a short recess at 7:12 p.m. The meeting reconvened at 7:20 p.m.

C-2 DISCUSSION AND APPROVAL OF CONDITIONAL CONSENT OF LANDOWNER PERTAINING TO LEASE SITE 87-88/87W-88W LOCATED AT 833 EMBARCADERO; (ADMINISTRATION)
<https://youtu.be/ssRKdRx7nog?t=1h11m59s>

Mr. Buckingham, Mr. Endersby and Community Development Director Graham presented the staff report and responded to Council inquiries.

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

Madeline Moore, current lease site holder of Off the Hook, was unaware there was a potential to team up with the neighboring lease site and questioned the feasibility of 30 hotel rooms on the combined site.

Ron Reisner, Morro Bay, questioned the total project cost, the City's process for determining sufficient financial capability, parking capacity, and compliance with the City's liveaboard ordinance.

Mark Korkowski, Morro Bay, expressed concerned about the RFP process and proposed developments and recommended the RFP be put out again with clear guidelines so proposals are more comparable. He supported Proposal B and the current Caldwell proposal.

Debra Korkowski, Morro Bay, spoke on behalf of Cherise Hansson, sharing the benefits of Proposal B not included in staff report. She noted previous Council action directed proposers to work independently.

Carole Truesdale, Morro Bay, asked what effect floating structures would have on marine life and expressed concern about the integrity of Proposal A's investment partner.

George Leage, Morro Bay, spoke in support of Proposal B noting the Leage family's development experience on the Embarcadero and the proposer's energy and vision. He recommended keeping the development small to preserve the uniqueness of Morro Bay.

Travis Leage, Morro Bay, spoke representing TLC Enterprises, stating their proposal was developed based on the RFP and the permit process should go relatively quickly. He questioned information presented by staff and referred the Council to information he provided as agenda correspondence.

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

The Council discussed the importance of a balanced, viable project that takes into consideration the final Centennial Parkway design concept, public benefit and access improvements, return on investment to the City, consistency with the Waterfront Master Plan, includes a parking management plan, and best utilization of land and water.

There was consensus to extend the proposal review process to allow time for staff to do a conformance check then provide each of the proposers feedback and an opportunity to refine their proposals with the following items in mind: conformance with Waterfront Master Plan, context with and financial commitment to Centennial Parkway concept, parking plan, public benefit and access, environmental stewardship and economic viability. There was also consensus to reject the floating cottage concept.

The Council asked that staff bring back a report that includes details on each of the proposals but no recommendation.

MOTION: Councilmember Smukler moved the Council receive all three proposals, extend the review period to allow for optional refinements including, but not limited to, more detail on 1) conformance with Waterfront Master Plan, 2) context with and financial commitment to Centennial Parkway concept, 3) parking plan 4) public benefit and access 5) environmental stewardship, and 6) economic benefit. The motion was seconded by Councilmember Johnson and carried 4-0-1 with Councilmember Makowetski absent.

- C-3 INTRODUCTION OF ORDINANCE NO. 608, WHICH AMENDS SECTIONS 3.08.100 AND 3.08.110 OF THE MORRO BAY MUNICIPAL CODE PROVIDING FOR COOPERATIVE PURCHASING PROCEDURES (PIGGYBACKING) AND ADOPTION OF RESOLUTION NO. 68-16, RESCINDING RESOLUTION 44-07; (PUBLIC WORKS)
<https://youtu.be/ssRKdRx7nog?t=3h45m57s>

Public Works Director Livick presented the staff report and responded to Council inquiries.

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

MOTION: Mayor Irons moved the Council introduce for first reading by title only and with further reading waived, Ordinance No. 608: An Ordinance of the City Council of the City of Morro Bay, California, repealing and then replacing section 3.08.70 (Bidding) of Chapter 3.08 (Purchase and Sale of Supplier and Equipment) of Title 3 (Revenue and Finance) of the Morro Bay Municipal Code to provide for bidding procedures for purchase of supplies, equipment, materials and Public Works projects, while also providing for cooperative purchasing procedures, and adopt Resolution No. 68-16. The motion was seconded by Councilmember Heading and carried 4-0-1 with Councilmember Makowetski absent.

- C-4 REVIEW OF RESOLUTIONS TO BE CONSIDERED AT THE ANNUAL LEAGUE OF CALIFORNIA CITIES CONFERENCE; (ADMINISTRATION)
<https://youtu.be/ssRKdRx7nog?t=3h49m24s>

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

MOTION: Mayor Irons moved the Council authorize the voting delegate to support the proposed League Resolution and make other decisions during the Annual Meeting, reporting back on any action taken. The motion was seconded by Councilmember Johnson.

Councilmember Heading suggested amending the motion to clarify the voting alternate be given the same authority.

AMENDED MOTION: Mayor Irons amended motion to provide the voting alternate the same authority in the event the voting delegate is unable to attend. The amended motion was seconded by Councilmember Johnson and carried 4-0-1 with Councilmember Makowetski absent.

- D. COUNCIL DECLARATION OF FUTURE AGENDA ITEMS
<https://youtu.be/ssRKdRx7nog?t=3h53m8s>

Mayor Irons requested an agenda item to appoint acting Mayor Pro Tempore during Councilmember Makowetski's absence. There was full support for this item.

Mayor Items requested review and discussion of past resolutions and Council direction regarding the proceeds from sale of the Coral Avenue property. There was full support for this item.

Councilmember Heading noted other cities are reviewing their marijuana ordinance in light of potential passing of the ballot initiative in November. Mr. Buckingham noted that item is on the City's goals and objectives for 2016/17.

E. ADJOURNMENT

The meeting adjourned at 10:05 p.m. The next Regular Meeting will be held on Tuesday, September 27, 2016 at 6:00 p.m. at the Veteran's Memorial Hall located at 209 Surf Street, Morro Bay, California.

Recorded by:

Dana Swanson,
City Clerk



AGENDA NO: A-3

MEETING DATE: September 27, 2016

Staff Report

TO: Honorable Mayor and City Council

DATE: September 20, 2016

FROM: Dana Swanson, City Clerk

SUBJECT: Appointment of Acting Mayor Pro Tempore, Representatives on Discretionary Boards and Council Liaison Assignments during Councilmember Makowetski's Leave of Absence

RECOMMENDATION

Discuss and appoint Councilmember Heading as Acting Mayor Pro Tempore, as well as appoint Members to serve on various County or Regional Discretionary Boards, Council Liaison Assignments and Sub-Committees, until such time Councilmember Makowetski returns from his approved leave of absence.

BACKGROUND/DISCUSSION

At its August 23, 2016, regular meeting, the City Council approved a 90-day leave of absence for Councilmember Makowetski. During Declaration of Future Agenda items on September 13, 2016, the Council directed staff to bring back for approval the appointment of Acting Mayor Pro Tempore and other discretionary assignments until such time Councilmember Makowetski is able to return.

In addition to his role as Mayor Pro Tempore, Councilmember Makowetski was appointed the following discretionary appointments and liaison positions. The proposed temporary assignments, as directed by Mayor Irons, are provided below:

Liaison to Harbor Advisory Board – Mayor Irons
Liaison to Citizens Finance Advisory Committee – Councilmember Heading
Delegate to County Water Resources Advisory Committee- Councilmember Johnson
Member of National Estuary Program Executive Committee – Councilmember Smukler
Alternate on City Selection Committee – Councilmember Heading
Alternate Legislative Delegate – Councilmember Heading

CONCLUSION

Staff recommends the Council approve the temporary assignments as provided in this report.

Prepared By: DS

Dept Review: DWB

City Manager Review: _____

City Attorney Review: JWP



AGENDA NO: B-1

MEETING DATE: September 27, 2016

Staff Report

TO: Honorable Mayor and City Council **DATE:** September 19, 2016
FROM: Rob Livick, PE/PLS, Public Works Director/City Engineer
SUBJECT: Adoption of Resolution No. 69-16, a Resolution for the Abandonment (Vacation) of an 80-square foot Portion of the Public Services (Sewer) Easement on the Northeast Portion of Property at 219 Marina (C.P. Parker, 219 Marina, Applicant) Permit No. E00-000-107

RECOMMENDATION

Staff recommends the Council adopt Resolution 69-16, a resolution abandoning (vacating) a portion of the sewer easement at 219 Marina.

ALTERNATIVES

Do not adopt a resolution abandoning (vacating) a portion of the sewer easement at 219 Marina and suspend all staff actions regarding said proposed abandonment.

FISCAL IMPACT

The abandonment of a portion of the sewer easement removes a small area (approximately 80 square feet) of the sewer easement at 219 Marina Street from access by City of Morro Bay while adding a dedicated 5-foot-wide (approximately 280 square feet) easement to access sewer for potential future maintenance.

BACKGROUND/ DISCUSSION

The State of California Streets and Highways Code §8300 et seq, (S&H Code) contains procedures under which a local agency can vacate or abandon any of its right-of-way. Upon a petition or request of an interested person, the City Council shall set a hearing by fixing the date, hour, and place of the hearing and cause the publishing and posting of the notices required by the Streets and Highways Code. It is within the City Council's discretion to approve or deny a request to abandon public right-of-way.

The S&H Code also requires if the proposed abandonment of a street, highway, or public service easement is within an area for which a General Plan is adopted by the City, then the Council shall consider the General Plan prior to vacating the street, highway, or public service easement.

The proposed portion of sewer easement to be abandoned is an eight-foot by five-foot section of 219 Marina Street between Embarcadero Road and Morro Avenue. The portion of that sewer easement for proposed abandonment has no existing sewer mainline and the abandonment will allow for the development of the parcel consistent with the City's General Plan. The property owners have requested the City abandon that easement using the above described procedures of the S&Highways Code.

This abandonment was presented and recommended for approval at the July 19, 2016, Planning

Prepared By: ___ RL ___ Dept Review: ___ RL ___
City Manager Review: _____ City Attorney Review: ___ JWP _____

Commission meeting. The Planning Commission found the proposed abandonment is in conformance with the adopted City of Morro Bay General Plan. Discussion at the Planning Commission focused on access to the existing sewer infrastructure. The Planning Commission recommended a condition requiring dedication of a five-foot access easement from Marina Street to the existing sewer mainline, which was found to be in the Public's interest.

The Planning Commission's recommended conditions include the following, "*The applicant shall dedicate a 5.0-foot wide easement along the easterly property line of Parcel 1, 7/PM/63 for access to the sewer easement. The only improvements allowed within the access easement described above shall be flatwork or groundcover.*"

The City Council at their August 23, 2016 meeting adopted Resolution No. 64-16, a resolution of intention to abandon (vacate) a portion of the sewer easement at 219 Marina, and set a public hearing for September 27, 2016.

This action was noticed pursuant to the California Streets and Highways Code, including posting of the site and advertisement twice in the Tribune. Additionally, while not required by law, all property owners of record within 500 feet of the subject site were notified of the public hearing and invited to voice any concerns.

In addition to the City abandoning the 80-square foot portion of the sewer easement, the City will accept a new easement to access the physical end of the pipe across the parcel located at 219 Main Street.

CONCLUSION

The proposal can be found consistent with the S&H Code and the City's General Plan. The proposal is exempt under the general rule pursuant to State CEQA guidelines, and the required findings can be made for the abandonment of this 8-foot by 10-foot portion of a public services (sewer) easement to occur.

ATTACHMENTS

1. Resolution No. 69-16
2. Offer of Dedication

RECORDING REQUESTED BY: and
WHEN RECORDED MAIL TO:

City of Morro Bay
Public Works Department
Attn: City Engineer
955 Shasta Avenue
Morro Bay, CA 93442

RESOLUTION NO. 69-16

**RESOLUTION OF THE CITY COUNCIL
OF CITY OF MORRO BAY, CALIFORNIA
FINDING AND DETERMINING A PORTION OF
PUBLIC SERVICE (SEWER) EASEMENT IS UNNECESSARY FOR
PRESENT OR PROSPECTIVE PUBLIC PURPOSES AND
ORDERING ITS ABANDONMENT, SUBJECT TO CONDITIONS**

**THE CITY COUNCIL
City of Morro Bay, California**

WHEREAS, pursuant to California Streets and Highways Code §8300 et seq, (“the Code”) an interested person, may request the abandonment (vacation) of a public services easement; and

WHEREAS, the property owner of 219 Marina Street, Morro Bay, California (Parcel 1 of 7/PM/63) has requested abandonment of a portion of a sewer easement located on their property in order to receive the full enjoyment of said property; and

WHEREAS, at its discretion the City Council may, pursuant to the Code, abandon all or part of a public service easement within the City; and

WHEREAS, the Planning Commission of the City of Morro Bay conducted a hearing on July 19, 2016,; and

WHEREAS, the Planning Commission, in accordance with the Code, found the proposed abandonment consistent with the City’s General Plan with the following conditions:

1. The applicant shall dedicate a 5.0-foot-wide easement along the easterly property line of Parcel 1, 7/PM/63 for access to the sewer easement.
2. The only improvements allowed within the access easement described above shall be flatwork or groundcover; and

WHEREAS, the City Council, in accordance with the Code, adopted Resolution 45-16, the Resolution of Intention for the abandonment of this subject sewer easement and set the required public hearing for September 27, 2016, and included the following public notification:

1. The City Clerk caused the publication of a notice of the hearing on the proposed abandonment for at least two successive weeks prior to the hearing in a newspaper of general circulation for the City of Morro Bay.
2. The City Clerk caused the posting of notices of the proposed abandonment along the line of the easement proposed to be abandoned in accordance with the code.
3. All property owners of record within 500 feet of the subject site were notified by the City Clerk of the public hearing and invited to voice any concerns.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Morro Bay as follows:

SECTION 1. In accordance with a public hearing duly held on September 27, 2016, pursuant to Section 8300 et seq. of the Code and a finding of General Plan consistency, this Council finds and determines 80.00 square feet of public sewer easement, described on Exhibit "A" and shown on Exhibit "B" are not necessary for present or future public purposes.

SECTION 2. The Council hereby orders the abandonment of said right-of-way subject to the following conditions:

1. The applicant shall dedicate a 5.0-foot-wide easement along the easterly property line of Parcel 1, 7/PM/63 for access to the sewer easement; and
2. The only improvements allowed within the new access easement described above shall be flatwork or groundcover.

SECTION 3. Upon notification from the City Engineer to the City Clerk the conditions prescribed in SECTION 2 have been met and the documents have been recorded, the City Clerk shall cause a certified copy of this Resolution of Abandonment, duly attested under the seal of the City, to be recorded in the Office of the San Luis Obispo County Recorder

PASSED AND ADOPTED by the City Council of the City of Morro Bay at a regular meeting thereof held on the 27th day of September, 2016 on the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

JAMIE L. IRONS, Mayor

ATTEST:

DANA SWANSON, City Clerk

EXHIBIT "A"
LEGAL DESCRIPTION
SEWER EASEMENT QUITCLAIM
(Abandonment)

That real property in the City of Morro Bay, County of San Luis Obispo, State of California, being a portion of the Parcel 1 of Parcel Map No. MB 71-195 recorded December 23, 1971 in Book 7 at Page 63 of Parcel Maps in the Office of the County Recorder of said County described as follows:

The westerly 8.00 feet of the property described in the deed recorded July 14, 1928, in Book 53 of Official Records at Page 469 in the Office of the County Recorder of the County of San Luis Obispo, State of California.

The above-described parcel contains 80 square feet, more or less, and is shown graphically on Exhibit "B" attached hereto and made a part hereof.

* * *



A handwritten signature in blue ink, appearing to read "Michael B. Stanton", written over a horizontal line.

Michael B. Stanton, P.L.S. 5702

6-9-2016

Date

EXHIBIT "B"

1851
-OR-
702

TRACT 951
11-MB-45

PARCEL 2
7 PM 63

PARCEL 1
7 PM 63

2634
-OR-
467

N89°57'40"W 74.00'R

N00°15'41"E 82.21'R

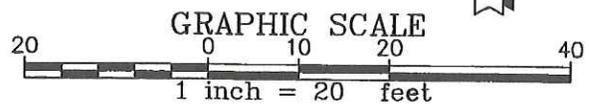
N00°15'41"E 82.24'R

N89°56'31"W 74.00'R

40.00'

BASIS OF BEARING
N89°56'31"W 442.30' (7 PM 63)
N89°56'31"W 442.29'M

MARINA STREET



AREA BEING ABANDONED

NEW CLEANOUT

10.00'
SANITARY SEWER
EASEMENT PER
53-OR-469

EXISTING SEWER
MAINLINE

8.00'

N:\2013\13-012 219 Marina - Morro Bay\Civil 3d 2013\13-012 Marina Sewer Quitclaim.dwg, 8.5X11 EXH, Jun 09, 2016 3:13pm, Rellison



MICHAEL B. STANTON, PLS 5702
3563 SUELDO ST. UNIT Q
SAN LUIS OBISPO, CA 93401
805-594-1960

June 9, 2016

JOB #2013\1

**RECORDING REQUESTED BY: and
WHEN RECORDED MAIL TO:**

City of Morro Bay Public Services
955 Shasta Avenue
Morro Bay, CA 93442

OFFER OF DEDICATION
(for utility easement purpose)

A.P.N. 066-301-059

For a valuable consideration, receipt of which is hereby acknowledged, Constantine David Costa (Owner), the undersigned, being present fee title owner(s) of record of the herein described parcel of land, do hereby make an irrevocable offer of dedication to the City of Morro Bay and its successors or assigns, for utility access purposes, the real property situated in the City of Morro Bay, County of San Luis Obispo, State of California, as described in Exhibit "A" and shown on Exhibit "B" attached hereto.

It is understood and agreed that the City of Morro Bay and its successors or assigns shall incur no liability with respect to such offer of dedication, and shall not assume any responsibility for the offered parcel of land or any improvements thereon or therein, until such offer has been accepted by appropriate action of the City of Morro Bay.

The provisions hereof shall insure to the benefit of and be binding upon heirs, successors, assigns and personal representatives of the respective parties hereto.

IN WITNESS WHEREOF, these presents have executed this instrument this 12TH day of SEPTEMBER 20 14.

By: Constantine David Costa

Printed Name/Title: CONSTANTINE DAVID COSTA
(OWNER)

NOTARY PUBLIC CERTIFICATE

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO

On Sept 12, 2016 before me, Dana Swanson, Notary Public
personally appeared Constatine David Costa who proved to me on the basis of
satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and
acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that
by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the
person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of
California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Dana Swanson



EXHIBIT "A"
LEGAL DESCRIPTION
ACCESS EASEMENT

That real property in the City of Morro Bay, County of San Luis Obispo, State of California, being a portion of the Parcel 1 of Parcel Map No. MB 71-195 recorded December 23, 1971 in Book 7 at Page 63 of Parcel Maps in the Office of the County Recorder of said County described as follows:

A strip of land five (5) feet in width lying westerly of and contiguous with the easterly line of said Parcel 1 being more particularly described as follows:

The easterly 5.00 feet of the southerly 60.00 feet of the property described in the deed recorded July 14, 1928, in Book 53 of Official Records at Page 469 in the Office of the County Recorder of the County of San Luis Obispo, State of California.

Said strip shall be lengthened or shortened, as necessary, northerly to meet the southerly line of that certain ten (10) foot sanitary sewer easement described in the document recorded July 14, 1928 in Book 053, page 469 of Official Records of said County, a southerly to meet the northerly right-of-way line of Marina Street.

The above-described parcel contains 300 square feet, more or less, and is shown graphically on Exhibit "B" attached hereto and made a part hereof.

* * *





Michael B. Stanton, P.L.S. 5702



Date

EXHIBIT "B"

1851
-OR-
702

TRACT 951
11-MB-45

PARCEL 2
7 PM 63

PARCEL 1
7 PM 63

2634
-OR-
467

N00°15'41"E 82.21'R

N89°57'40"W 74.00'R

N89°56'31"W 74.00'R

N00°15'41"E 82.24'R

AREA PROPOSED FOR ABANDONMENT

PROPOSED
CLEANOUT

Proposed 5.0 - ft Wide Access
Easement - As Conditioned by
Planning Commission

8.00'

10.00'

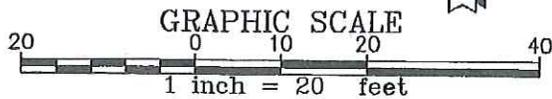
SANITARY SEWER
EASEMENT PER
53-OR-469

EXISTING SEWER
MAINLINE

40.00'

BASIS OF BEARING
N89°56'31"W 442.30' (7 PM 63)
N89°56'31"W 442.29'M

MARINA STREET



N:\2013\13-012 219 Marina - Merro Bay\Civil 3d 2013\13-012 Marina Sewer Quitclaim.dwg, 8.5X11 EXH, Jun 09, 2016 3:13pm, RELLISON



MICHAEL B. STANTON, PLS 5702
3563 SUELDO ST. UNIT Q
SAN LUIS OBISPO, CA 93401
805-594-1960

June 9, 2016

JOB #2013\1

RL - Revised 07/19/2015



AGENDA NO: C-1

MEETING DATE: September 27, 2016

Staff Report

TO: Honorable Mayor and City Council **DATE:** September 19, 2016
FROM: Scot Graham, Community Development Director
SUBJECT: Review of the Centennial Parkway and Embarcadero Draft Design Plans

RECOMMENDATION

Staff recommends the City Council review the staff report and associated materials, receive the presentation by staff/consultant, receive input from the public and provide comment, as appropriate.

FISCAL IMPACT

None at this time.

BACKGROUND/DISCUSSION

As part of the Fiscal Year 2015/2016 Goal setting process, the City Council identified one of the objectives as preparation of a plan that would both widen the Embarcadero sidewalk along the waterfront side of the street and provide a new vision for the Centennial stair area. The Centennial stair redesign has been termed the Centennial Parkway project.

In August 2015, staff hired RRM Design Group ("RRM") to prepare plans for the project. The overall planning effort kicked off late September 2015, where meetings were held between RRM and City staff, followed by stakeholder interviews in March 2016. The stakeholder input helped set the direction of the May 25th public workshop (See stakeholder input provided in Attachment 1).

RRM led the May 25th public workshop where existing conditions were presented along with multiple sidewalk widening alternatives and options for items that could be included in a redesign of the Centennial stair area. A Workshop Summary is provided in Attachment 2.

Workshop input refined the project goals to include items such as, "Enhance the attractiveness of the Embarcadero for locals and visitors," "Enhance the Embarcadero with family oriented activities," "Ensure truck deliveries are timely and efficient and delivery zones are provided to minimize traffic impacts along the Embarcadero," and "Enhance the Embarcadero with a pedestrian friendly and bicycle friendly environment."

Stakeholder and workshop input has resulted in two design options for the Centennial Parkway and an Embarcadero design that include both one-way and two-way traffic, bicycle accommodation as well as the desired sidewalk widening. See Attachment 5 for Draft Concept Plans for the Embarcadero improvements.

CONCLUSION

The report, associated materials and presentation is meant to facilitate input on the part of the Council, and public. The design options are in a draft format and may be altered to reflect any input provided.

Prepared By: SG Dept Review: SG
City Manager Review: _____ City Attorney Review: JWP

This information is being presented not only at the September 27th regular Council meeting, but also at the September 27th joint meeting of the Council, Planning Commission and Harbor Advisory Board to be held just prior to that regular meeting. Input from both meetings will be incorporated into a Final Concept Plan. The Final Concept Plan may, with Council direction, be brought back through the Planning Commission and Harbor Advisory Board for recommendation to Council, or the Final Concept Plan may simply be brought back to Council for approval. Any desired changes to the plans, after preparation of the Final Concept Plan, will incur additional expense beyond the current contract and will, therefore, require an amendment to the existing contract.

ATTACHMENT(S)

1. Stakeholder Input Summary
2. May 25th Workshop Summary
3. Centennial Parkway Concepts A & B
4. Centennial Parkway before and After Perspective sketches
5. Embarcadero Street Plan



ATTACHMENT 1

Embarcadero and Centennial Stairway Stakeholder Meetings March 2-3, 2016

Topic

Comments

Embarcadero

- Trucks and Semi trucks are a problem. Keep them off Embarcadero. They create congestion. They could possibly come down Harbor to an unloading area, possibly space for three (3) trucks at a time
- Harbor Street is more commercial and should support truck traffic, keep them off Pacific because it is more residential
- If Embarcadero was closed to vehicular traffic, keep it open for trolley and bikes
- Lose parking on Embarcadero
- For the second floor, building 70% of the 70% of the first floor does not work economically. This is a zoning issue
- Let trolley bring pedestrians from parking areas outside of the Embarcadero
- Provide one-way travel lane from Harbor to Pacific, north to south direction
- Restrict deliveries to a specific time in the morning, out by 10:30 am
- We need more destinations/activities along Embarcadero. (whiskey tasting, distilleries, craft bakery with sourdough bowls and clam chowder)
- Need improvements/landscaping at Surf Street Stairway up to Vet's Hall – Maritime Museum will bring more traffic from Surf Street down and into the Embarcadero. (Class assignment with Cal Poly Landscape Arch. Professor Gary Clay)
- Create a fun plaza at the aquarium
- Promote "café culture" along Embarcadero
- Widen sidewalks
- Provide trolley to shuttle people up and down from Embarcadero to Old Town
- Corner of Beach Street and Main Street should be a parking structure
- Corner of Pacific Street and Market Street should be a parking structure
- Deliveries are important, some least a 30-minute period
- Maintain "Fishing Village" character and identity
- Look at Rockport, Massachusetts as examples of attractive fishing villages
Bearskin Neck – pedestrian-only street with commercial)



Topic

Comments

Embarcadero

- Look at Gloucester as an attractive fishing village
- There's been a shift in resistance against closing the Embarcadero from Harbor to Pacific. Let's look at this in more detail
- We may need a two-step approach – what are the alternatives and costs, and what short and long term implementation measures
- Build in flexibility for change, example, the first step could be pop-up bollards, then close to periods of time or events
- First create larger sidewalks, remove parking, and make pedestrian friendly
- Move parking away from center of Embarcadero
- Height along Embarcadero is to view tolerance
- Need aesthetic development and redevelopment
- Need to provide an ingress and egress at both ends of Embarcadero for bikes (Improve Surf Street stairway and provide bike path from Tidelands Park up to Olive Drive)
- Need parking pockets for ADA along Embarcadero
- Where will buses go?
- Need a stairway at Dunes Street
- Provide Pop-Up Bollards
- Provide Pickle Ball Game for seniors
- Seniors need to be dropped off or have a few close parking spaces for them
- Create a frontage plaza along Embarcadero from Harbor to Pacific and create large setback on the east side of Embarcadero
- Provide well-lit spaces
- Provide a common building for food storage and deliveries to alleviate traffic on Embarcadero
- Can all deliveries be scheduled before 10 am?
- 2.5' setback for redeveloped properties is not enough to enhance pedestrian sidewalk
- Do not close Embarcadero to vehicle traffic
- Design for ableism – not all people are capable or able to get around, we need to design for all capabilities
- Bicycles need own lane or markings/signage
- No skateboarding signs are needed
- Provide four-way stop at Marina and Embarcadero and/or Pacific and Embarcadero
- Do not allow employees to park along the Embarcadero



Topic

Comments

Embarcadero

- More benches are needed throughout
- Improve desire to get people up to Morro Bay Boulevard
- "It is all about the ocean" – bring theme throughout Old Town and Embarcadero
- Like the Architectural Style of Heritage Oaks Bank should be the main style of Morro Bay... New England?
- Provide nautical flags and rope to Embarcadero
- Need to increase bicycle awareness/knowledge (Look at 2nd St. in Long Beach)
- Improved crosswalks and pedestrian areas
- Provide themed bike racks - fish, crab, clam, eel grass, etc.
- Provide more lighting
- Provide more wayfinding and directory signs - people do not understand how to get around
- Lots of J-Walking along Embarcadero
- Remove turf to synthetic turf along Embarcadero Green spaces
- See if there is a tree ordinance along Embarcadero
- City light post banners should be maintained and replaced by another agency/group
- Try to reduce maintenance on Embarcadero
- Provide pedestrian signage and wayfinding
- PG&E controls and maintains lights along Embarcadero... if we propose new lights, City has to take over maintenance, etc.
- Allow more opportunities for events and expansion
- Create more amenities and activities, e.g. Art Walk, wine bars, etc.
- Design for Stormwater Management, LID Improvements to improve runoff, rain garden demonstration areas, education
- Get rid of sidewalks and curbs, make Embarcadero one level.
- Look at one-way on embarcaderos with diagonal parking option
- Create multiple experiences along Embarcadero - for bikes, walking, shoppers, etc.
- Pedi-Cabs, Suri's and how they will mix in.
- No sandwich signs on Embarcadero
- Provide enhanced crosswalks at all intersections and mid-block
- Like sharrows



Topic

Comments

Centennial Stairway

- Provide an amphitheater with heaters built into the seating
- Create a bridge from Market to the Embarcadero
- Provide an elevator near the restroom
- Look into a funicular (Shadowbrook in Capitola as an example)
- Look at the Crow's Nest in Santa Cruz as an example of restaurant
- Make it kid-oriented
- Create a tiered seating area with a performance area
- Don't create a typical amphitheater with stairs on both sides/middle
- Do a zig-zag ramp for ADA with seating around it
- Think about people using area when watching the fireworks
- Love the chess board and tables - these are used every Saturday morning
- This area lacks a performance venue
- Elevator and Accessibility are important
- Provide a patio off Distasio building fronting the stairway to create active area
- Provide viewing decks
- Provide public seating
- Provide private dining on both sides
- Conference Center is a terrible idea in this location (conference rooms need to be dark and keep attention on the speaker. Windows and views are distractions). A conference center would be better in another location. This location should take advantage of views/dining/hotel
- Provide a Jack Lalanne statue at top of stairway
- Provide some type of art attraction at top of stairway
- Need an overall attraction and experience (activities for kids, draw in families from the beach)
- Need to attract people up the stairway to Morro Bay Boulevard
- Expand viewshed at top
- Provide more seating
- Build-in musical venue - casual and formal
- Elevator may be a better option due to spatial constraints and maintaining views
- Make stairway easier to navigate
- Provide sloped ramp from Distasio property down to Embarcadero
- Need to ask residents and get them involved in what they want to see on the Embarcadero and Morro Bay Boulevard connection



<u>Topic</u>	<u>Comments</u>
Centennial Stairway	<ul style="list-style-type: none">• Approach community that this area will have an investor focus, if we have "solid investors" what do the residents want to see?• Provide more lighting• Love the chess board and tables• An elevator or funicular needs to have glass on the west side to see views• Provide a large viewing area• Tiers with decks, viewing areas• Provide wide walkway• Provide an ADA ramp if there is room• The maintenance building near the stairway is the only city indoor workshop. The shed on the south side of the parking lot is the only dry goods storage area for restrooms/trash. These could be moved but consider where we could provide something close to Embarcadero for restocking restrooms. Maybe this could move to Tidelands Park• City maintains trash in Centennial Stairway and plaza area• Provide more lighting in stairway area – City responsibility• Chess Board plastic pieces are unlocked June-August. Wood pieces are \$28/hr.• Emphasize Morro Bay's Beach and accessibility to it• Elevator may be more appropriate because it takes up less room• Try not to take away from Morro Bay Marina performance space• Funicular/Elevator would get a monthly inspection by manufacturer, not city responsibility to maintain• Frame views at top of stairs
Parking	<ul style="list-style-type: none">• Provide a mechanical parking system - would also act as an attraction• Front Embarcadero with Commercial with parking behind/above• Implement Paid Parking• Provide free parking outside Embarcadero• Provide public/private partnerships for parking. (banks, etc.)• Provide parking signage and locations• No meters along Embarcadero• Provide ADA parking spaces throughout• If Distasio and parking lot becomes a structure, get rid of parking along Embarcadero



Topic
Parking

Comments

- Need to provide free parking where you want people to go
- Triangle Lot provides opportunity for more parking
- Underground parking on city lot
- Provide parking pockets for deliveries, unloading, etc.
- Handicap parking is important and accessibility

Morro Bay Boulevard

- Need seating and street trees from Main Street to Market Avenue
- Close Morro Bay Boulevard from Main Street to Market Avenue for a pedestrian mall
- Research topics of history of Morro Bay and place along pedestrian route with interpretive panels
- Put a piano on the corner of Market and Morro Bay Boulevard to draw people up stairway
- Provide evening for food carts to energize and create activity for Morro Bay Boulevard
- Provide benches every half block
- Make it easier for businesses to thrive on Morro Bay Boulevard between Main and Market
- Look at Catalina Ironwood and Madrone as street trees
- Create incentives for restaurants, don't require in-lieu fees
- Utilize other parking lots/waive parking fees, provide shared parking agreements
- Morro Bay Boulevard could become a one-way street from Hwy 1 to the Embarcadero
- Close Morro Bay Boulevard from Morro Avenue to Market Avenue on Friday nights for pedestrian zone and activities
- Provide a small amphitheater at corner of Morro Bay Boulevard and Market with wind break
- Need women's interest stores on Morro Bay Boulevard to get them up from the Embarcadero
- Provide nautical flags and rope to Morro Bay Boulevard
- Business district should enhance street tree lighting, poorly wrapped, inconsistent types of lights
- PG&E provides power on Morro Bay Boulevard, see if they can provide outlets for lighting trees
- Need more trees



Topic
Other

Comments

- Provide a faint light on the rock to light it up at night. It is beautiful.
- Distasio building and parking lot - need a development package here, residents use space more. This site needs to help connect to Morro Bay Boulevard
- Pedestrian bridge over creek brings a lot of people into the Embarcadero.
- Slopes up to Old Town is hard and routes need to be more bicycle friendly.
- Take baby steps... community is sensitive
- Let's design with stormwater management and sustainable techniques.
- Need to control pollution and protect Eel Grass habitat.
- Need wayfinding off Hwy 1 to Embarcadero
- Need larger corporate types to come to a state of the art facility for conferences within walking distance to Embarcadero and Old Town
- We have a need for 1,000 sf to 1,600 sf sized residential units in Mixed-Use in Morro Bay
- Look at Oceano Hotel and Spa, Half Moon Bay Harbor as example of hotel, spa, weddings and banquets, including nautical theme
- Morro Bay wants its own identity - funky, fishing village. Be careful of overbuilding. We need to capture the identity
- Provide outreach at Spencer's Farmer's Market on Thursdays or Albertsons between 3-6 pm
- Keep MB dog-friendly
- Let's build trust with the community
- Increase bike knowledge and signs for a bike route on Morro Ave.
- Old Town is the preferred name for Morro Bay Boulevard Let's start using it more
- People are seeking the authentic experience visiting Morro Bay. We need to keep that identity
- Bring back the Cannery or history about it.
- Janine Burlingame knows the trash agreements
- Public Use Are Permit will be needed to conduct a workshop on Embarcadero
- Provide food trucks at beach, Morro Bay Boulevard, and areas in Embarcadero to create activity and entice people into town
- Once Harbor Walk got built, it changed the circulation and flow pattern. People park on the other side and ride/walk in
- Provide more seating on Harbor Walk/Bayside
- Need meeting rooms that can hold over 500 people

COMMUNITY WORKSHOP SUMMARY

Date and Time: July 12, 2016	
Location: Morro Bay	Prepared By: Lance Wierschem
Project Name: Morro Bay Embarcadero and Centennial Parkway	Project Number: 0174-01-UR15
Topic: Workshop Summary	

The City of Morro Bay and RRM Design Group conducted a community workshop for the Embarcadero and Centennial Parkway Improvement Project. The workshop was held at the Veteran’s Hall on Wednesday, May 25th, from 6:30-8:30p.m. The workshop format included a presentation and general overview of existing conditions on the Embarcadero and within the Centennial Parkway with conceptual ideas on what improvements should be considered in the table exercises. Following the presentation, participants were asked to provide their vision for amenities improvements for the Embarcadero area and Centennial Stairway. RRM Design Group captured the community’s input in a word chart.

The key ideas the public expressed included:

- Public gathering areas
- Old Americana
- Amphitheater
- Trolley
- Picturesque
- Bandstand
- Brand
- Dramatic
- History
- Park
- Friendly



Following the word chart exercise, the participants were asked to provide direction on project goals, circulation improvements for Embarcadero, and design ideas for the Centennial Parkway. The workshop ended with a representative from each table presenting the main concerns and comments from the discussion within each group. This summary captures notes taken during the meeting and expresses the ideas from each table.

The following goals have been revised to incorporate input from the community.

Goals

Improve the connection between Downtown and the Embarcadero

Enhance the Embarcadero with a pedestrian friendly and bicycle friendly environment

Create a variety of parking areas throughout the Embarcadero and maintain parking accessibility to shops

Enhance the attractiveness of the Embarcadero for locals and visitors

Capitalize upon the asset of and preserve Morro Bay's history and identity as a fishing village

Revitalize the Embarcadero to attract investment

Improve access along the Centennial Parkway from the Embarcadero to Morro Bay Boulevard

Enhance the Embarcadero with family-oriented activities

Ensure truck deliveries are timely and efficient and delivery zones are provided to minimize traffic impacts along the Embarcadero

Revitalize the Centennial Parkway with an interconnected system of open spaces, gathering areas, plazas, public amenities, and accessible access from the top of Centennial Parkway to the Embarcadero and into the useable waterfront space to capitalize on views and public spaces

Improve, maintain, and complete the harborwalk to further connect businesses along the waterfront

Encourage businesses along Embarcadero to enhance and improve facades and upgrade facilities

**Table I – Younger View:
Centennial Parkway Improvements**

- Provide an amphitheater on stairway area
 - Include stage, ambiance, gardens, slide, climbing wall, fountain
 - Provide a centennial swing to see the view
 - Public art – tiles of history
 - Lighting
 - Movie night space
 - Music incorporated into design
- Tram/funicular
- Elevator
- Remove parking stub
- Glass bottom dock/pier and extend out for views of the harbor – provide seating and fire pits, large enough for events for the city to rent space out.
- Fire pit/feature
- Remove parking lot at terminus of centennial parkway and make it pedestrian plaza
- Get rid of Chess Board
- Skate Park area – Climbing Wall in Centennial Parkway

Embarcadero Improvements

- One-way traffic loop – Harbor to Marina
- Retail space on the east side of Embarcadero vacant lots
- Provide signage for public restrooms
- Keep restrooms clean
- Remove parking on harbor side
- Rentable entertainment spaces
- More bike racks as public art
- Automated bike rentals

Parking Improvements

- Create parking structures around the area on City owned lots.
- City lot – provide 2-3 story parking structure with retail on ground floor embarcadero

**Table I – Older View:
Centennial Parkway Improvements**

- Public art – mosaic tile art and corridor to connect downtown and the embarcadero, drawing tourists down the centennial parkway
- Provide a Tram/Funicular with large windows or a glass elevator
- Attractiveness and revitalization
- Better lighting
- Enhance ADA access
- Bocce ball

Embarcadero Improvements

- Close Embarcadero from Harbor to Pacific Street
- No parking meters along the street, or at least 1st hour free
- Public market place like Pike Place Market in Seattle
- More bike racks
- Improve curb appeal and façade enhancements
- Create other sports/games opportunities – parasail, paddle boarding, wind surfing

Other Improvements

- Close street
 - Morro Bay Boulevard from Main to Market
- Parking structure is imminent
- Let's figure out who we are and plug it – are we a fishing town, oyster capital, arts and culture?

Table 2:

Centennial Parkway Improvements

- Glass elevator but leave stairs “as is”. Provide more seating along stairway
- DiStasio Building Site should be the new aquarium (3 stories)– connect Embarcadero to Downtown. Could be key to tying the two together.
- Glass stairway into bay to see sea life and boats, or glass floating dock/viewing area

Embarcadero Improvements

- Two-way traffic on embarcadero
- Provide diagonal parking on east side if possible
- Concerned about bulb-outs messing up traffic patterns
- 8' sidewalks max
- Delivery at off hours
- Improve and utilize the trolley – make it easier to know and use it to transport people from parking lots/parking structures if far away from the EMB

Parking Improvements

- 2-story Parking structure at DiStasio's. Keep Embarcadero pedestrian friendly and retail oriented.

Table 3

Centennial Parkway Improvements

- Better Bathrooms with electricity
- Glass Elevator
- Widen stairway
- Mosaics/ Art sculpture/ murals along stairway
- History Kiosks (images of morro bay in same view shed location)
- Extending path across Embarcadero and plaza
- Glass bottom carousel at bay
- Areas for street performances and small merchants – permitted merchants/musicians only
- Connect with boat culture
- Boat holographic?
- Include more chess pieces as mermaids or seahorses
- Do not make a clichéd nautical theme
- Project in 1976 Botso Korisheli, Joan's Musical Pathway would honor Botso beautifully. I'd give that up for dramatic stair/seats, slide element
- Walk through a park- like outdoors garden atmosphere with outdoor café, tables, resting benches
- Outside seating for drinks and refreshments and meal on Morro Bay Boulevard between the stairway and Main Street
- An Ale House with outdoor seating- Provide fun and entertainment that draws people to Morro Bay Boulevard
- A bandstand/gazebo with weekend outdoor music events

Embarcadero Improvements

- Two-way with sharrows
- Keep some parking
- Widen sidewalks
- Cut into hillside at Distasio location for parking structure with hotel on top and retail fronting Embarcadero
- Farmers Markets during week – use Blue Sail Inn lot
- Boat haul out should relocate and be a destination on Embarcadero
- Plan for the future of the empty lots, they are an eyesore!
- Restrict delivery times for large trucks

Parking Improvements

- 3 structures spread out around the area
- Eliminate parking, make pedestrians only- for several blocks,
- Provide more parking on Market Street- Between Harbor and Pacific or Marina

Table 4

Centennial Parkway Improvements

- Keep Chessboard and Restroom
- Spanish steps/ Amphitheatre/Landscaping
- Elevators for access
- Include Breakers- DiStasio- Parking lot as one development area:
 - No traffic between Harbor and Pacific- Pedestrian Mall on Market
 - Integrated public and private space with public art, water features, dining, etc.
- No paving/ Parking on Front Street, convert to semi-covered outdoor seating/plaza
- Close portion of Market by DiStasio
- Public/Private spaces integrated on East Side lots
- Park/ H2O feature/ Art/ Fire pits
- Provide history kiosks or a history walk with facts

Embarcadero Improvements

- Remove traffic on Embarcadero from Harbor to Pacific
- Continuous lateral access along the bayside Harborwalk - Waterfront continuous lateral access (from Roses to Libertine)

Table 5A

Centennial Parkway Improvements

- Monument- End of street- that draws you
- Aquarium into/next to Bay
- Public Pavilion over Bay

Embarcadero Improvements

- Need more lighting
- Bungee jump
- Tunnel into structure

Parking Improvements

- Structure for both downtown and Embarcadero users- Best for both areas
- Take Morro Bay Blvd. at grade and extend it to Embarcadero to upper level of Embarcadero parking structure. Recirculate traffic at top where parking lot is with a pavilion at the end which would be the new aquarium.

Table 5B

Centennial Parkway Improvements

- Keep chess board
- Amphitheatre, seating, stairs, ADA access
- Park below with event area with pier extending into bay
- DiStasios as aquarium to connect downtown
- Close Front Street to through traffic, put in a turnaround area before Centennial Parkway

Embarcadero Improvements

- One-way circulation Harbor to Marina and Downtown
- 2-way bike lane and wider sidewalks
- Short term loading/unloading
- Restrict delivery times
- No parking on east side- or diagonal on east
- Retail on city lot

Parking Improvements

- Recirculate traffic at top of stairway on Market St.
- Family friendly- tourist area

Table 6

Centennial Parkway Improvements

- Amphitheatre Free design within amphitheater
- Larger space for events
- Elevator, slide, and stairs
- Amusement park on pier- merry go round- carnival
- Families need activities
- Docent talks starting at stairway/amphitheater area
- education
- Remove parking stub and extend amusement park to pier, ferris wheel, merry-go-round
- Draw from LA and SFO- Morro Bay Destination

Embarcadero Improvements

- One-way traffic with loading zone and parking
- Finish boardwalk to allow ped access on waterfront, won't need to expand sidewalk
- Pixar Dory themes park or amusement area, Encourage more film shoots here
- Starfish along walkway with famous people or business \$ to art at high school, A Hollywood walk of fame
- Developing east side will create less foot traffic on west side, so no need for wider sidewalks on both sides

Parking Improvements

- Parking structure with retail
- Increase foot traffic to business tucked in back
- Promote evening in Morro Bay Embarcadero

Table 7

Centennial Parkway Improvements

- Leave chessboard- redwood pieces= use! Highlight use and area
- Slide/StairwayAmphitheatre/Elevator
- Telescope or binocular
- Glass bottom pier area
- Lose parking at end of centennial parkway
- Clear fabric over plaza area for wedding/event space
- Musical instruments used in sidewalk from Downtown to Pier
- Keep bathroom
- Fish market like Pikes Place on top of parking structure on city lot
- Provide an information center near restroom

Embarcadero Improvements

- Pavers to slow traffic out to pier on Centennial Parkway intersection
- 30-60 day trial- use bolsters, rails to create a new traffic route to let us test it- minimize parking, one way with bike path, etc. and ask community:
 - visitors, residents
 - Comparative revenue with each alternative
 - Then make decisions based on this analysis

Parking Improvements

- Parking structure with retail

Table 8

Centennial Parkway Improvements

- Lose dog leg of Front Street to Embarcadero
- Green space, picnic area and playground
- Create a large stairway
- Provide amphitheater
- Picnic, statues, art
- Big, wonderful plaza
- Performance area- bands

Embarcadero Improvements

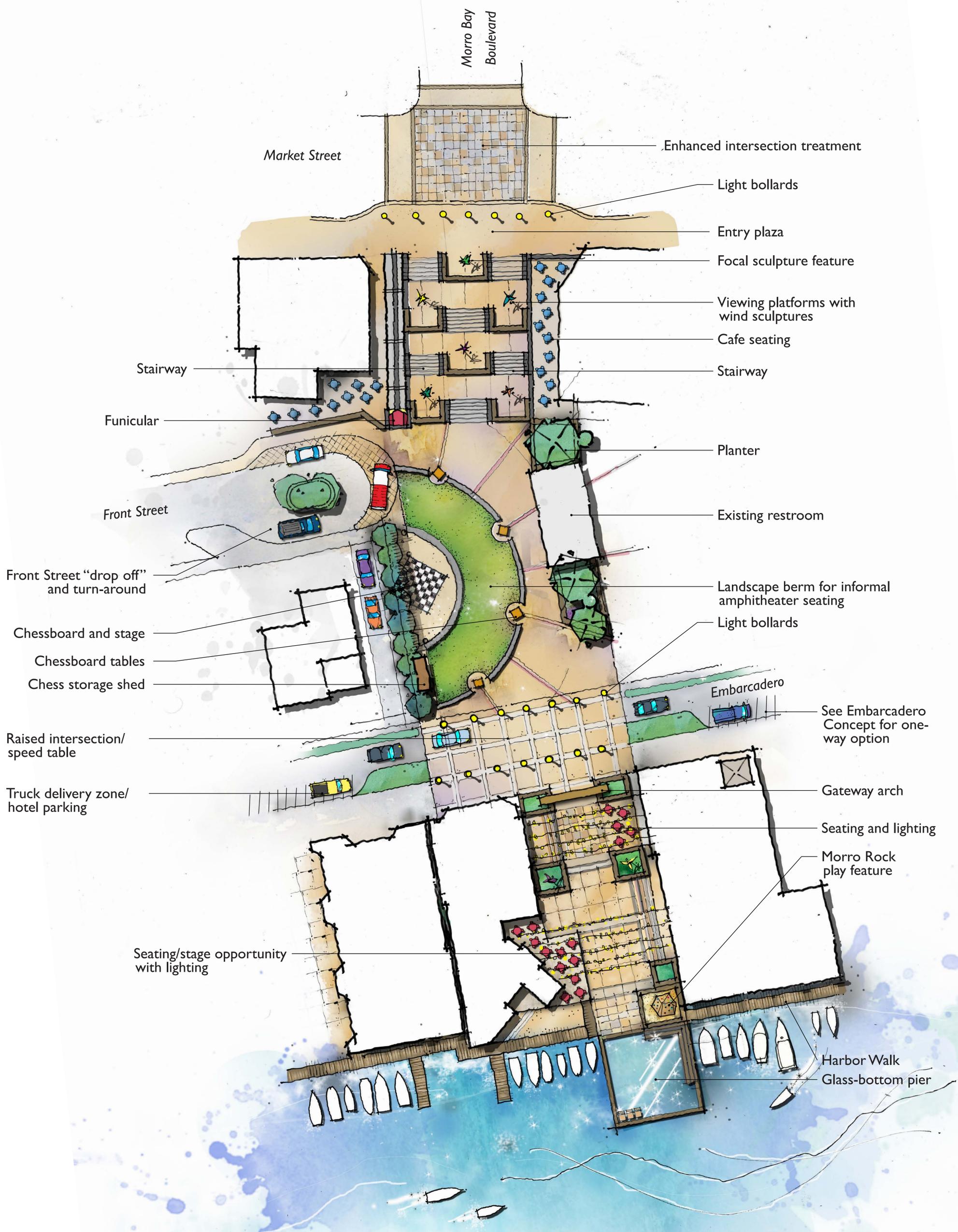
- One way- Harbor southbound to Marina
- Develop Blue Sail Inn lot
- Waterfront access
- Deliveries and delivery parking only 6am-9/10am

Parking Improvements

- Diagonal parking on Market or one way on market with diagonal on both sides



MORRO BAY CENTENNIAL PARKWAY
Concept A
 MORRO BAY, CA.



- Enhanced intersection treatment
- Light bollards
- Entry plaza
- Focal sculpture feature
- Viewing platforms with wind sculptures
- Cafe seating
- Stairway
- Stairway
- Planter
- Existing restroom
- Landscape berm for informal amphitheater seating
- Light bollards
- See Embarcadero Concept for one-way option
- Gateway arch
- Seating and lighting
- Morro Rock play feature
- Harbor Walk
- Glass-bottom pier
- Morro Bay Boulevard
- Market Street
- Front Street
- Embarcadero
- Stairway
- Funicular
- Front Street "drop off" and turn-around
- Chessboard and stage
- Chessboard tables
- Chess storage shed
- Raised intersection/speed table
- Truck delivery zone/hotel parking
- Seating/stage opportunity with lighting

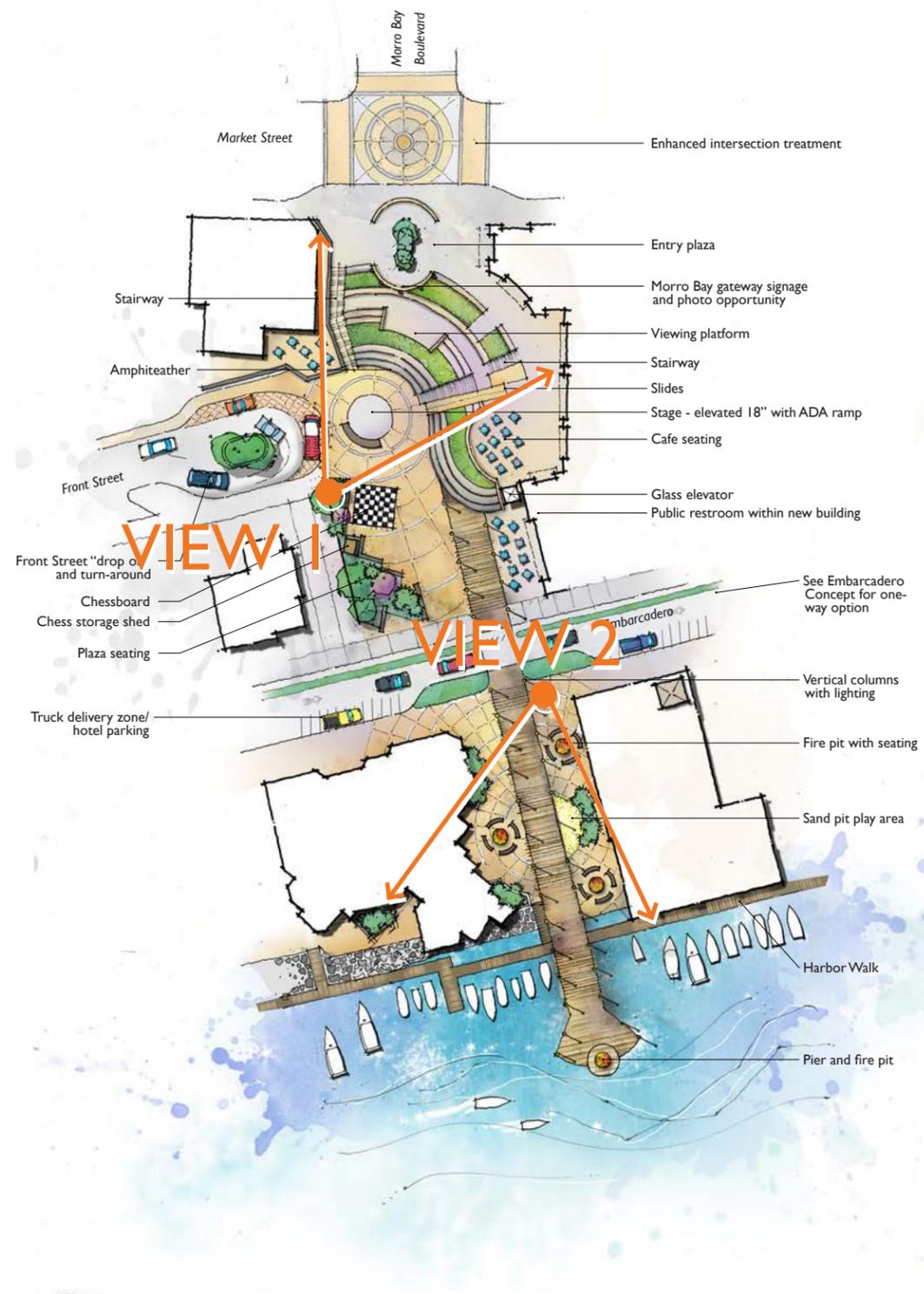


MORRO BAY CENTENNIAL PARKWAY

Concept B

MORRO BAY, CA.

Attachment 4



MORRO BAY CENTENNIAL PARKWAY

Before and Afters

MORRO BAY, CA.





MORRO BAY CENTENNIAL PARKWAY

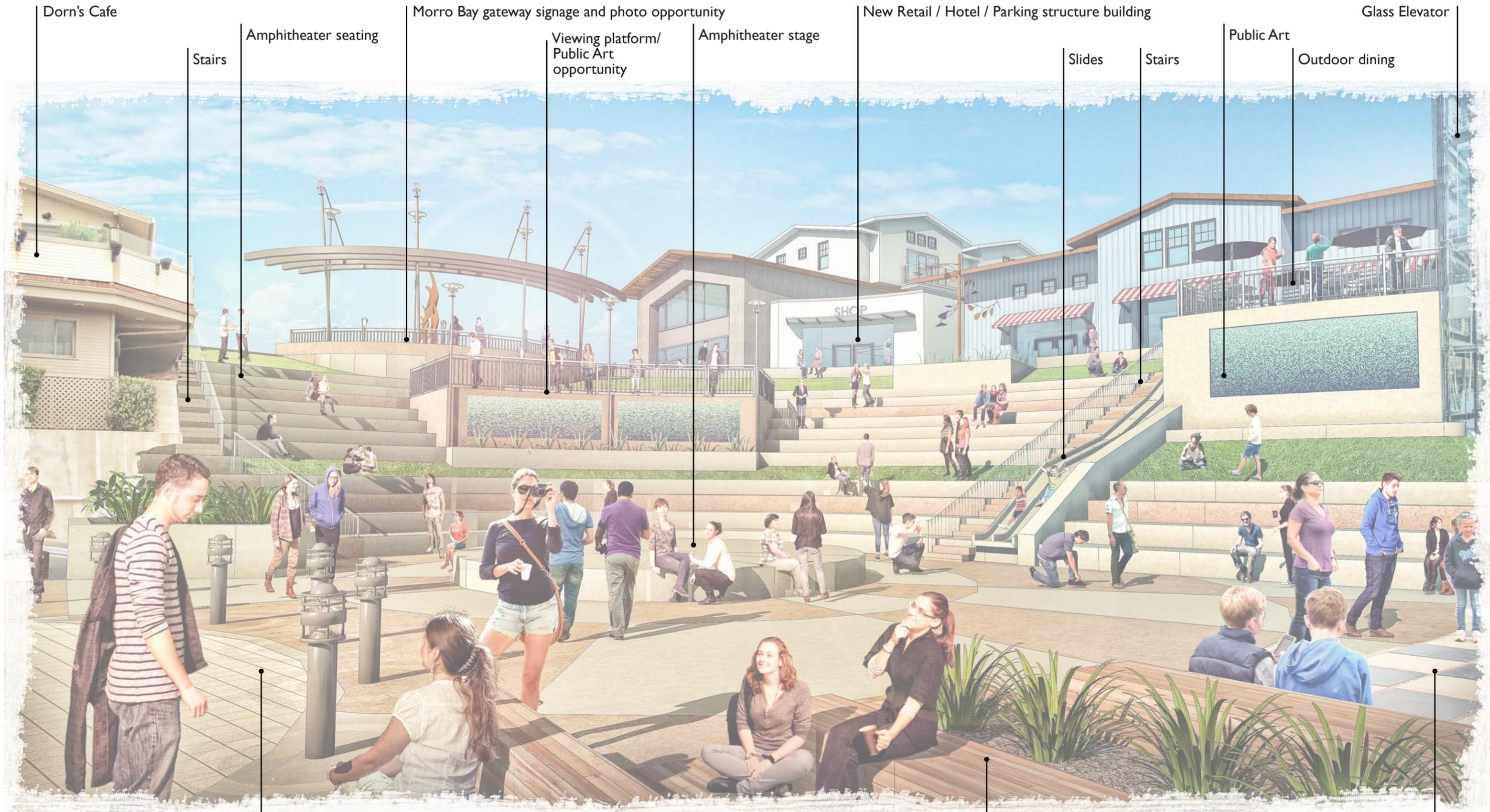
Before and Afters - View 1
MORRO BAY, CA.





MORRO BAY CENTENNIAL PARKWAY
Before and Afters - View 1
MORRO BAY, CA.





Dorn's Cafe

Amphitheater seating

Morro Bay gateway signage and photo opportunity

Viewing platform/
Public Art
opportunity

Amphitheater stage

New Retail / Hotel / Parking structure building

Slides

Stairs

Public Art

Outdoor dining

Glass Elevator

New Drop-off and turn around

Plaza Seating

Existing Chessboard



MORRO BAY CENTENNIAL PARKWAY

Before and Afters - View 1

MORRO BAY, CA.





MORRO BAY CENTENNIAL PARKWAY
Before and Afters - View 2
MORRO BAY, CA.





MORRO BAY CENTENNIAL PARKWAY

Before and Afters - View 2
MORRO BAY, CA.



Rose's Landing

New Public Fire Pit

Enhanced Pier

Sand Pit Play Area

Redeveloped Mixed-Use building with active retail at Ground floor

Vertical Column "Piers" with lighting



New Public Fire Pit and seating area

Special Paving to extend "Pier"



MORRO BAY CENTENNIAL PARKWAY

Before and Afters - View 2

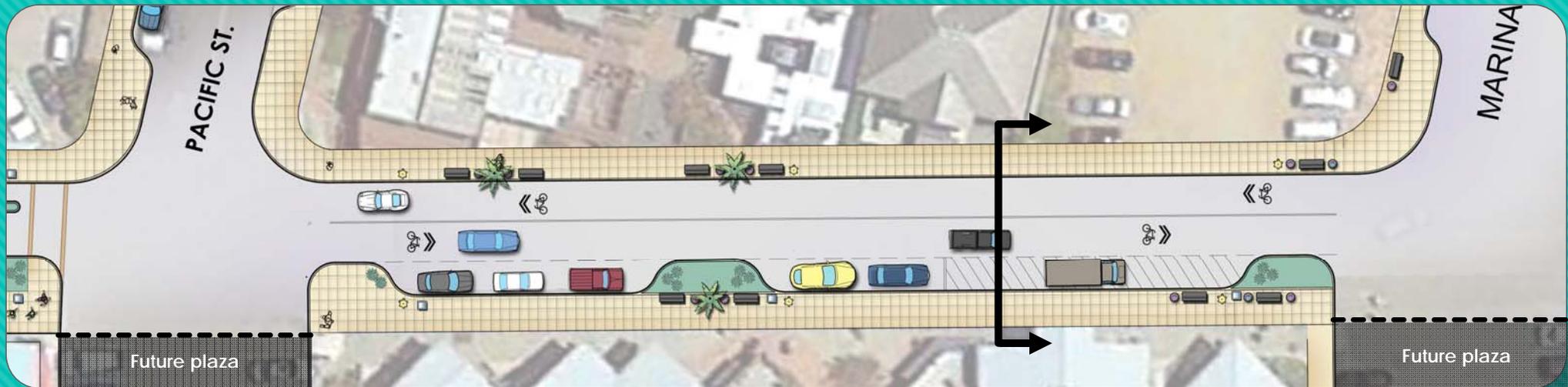
MORRO BAY, CA.



Attachment 5

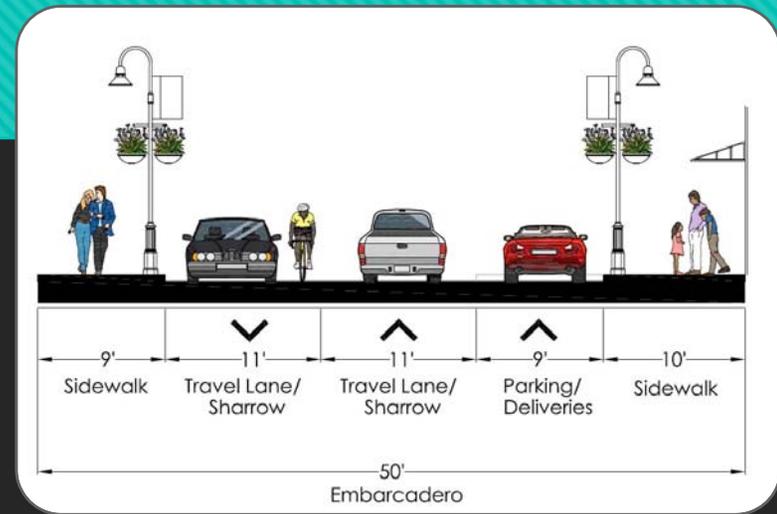
Embarcadero Improvements

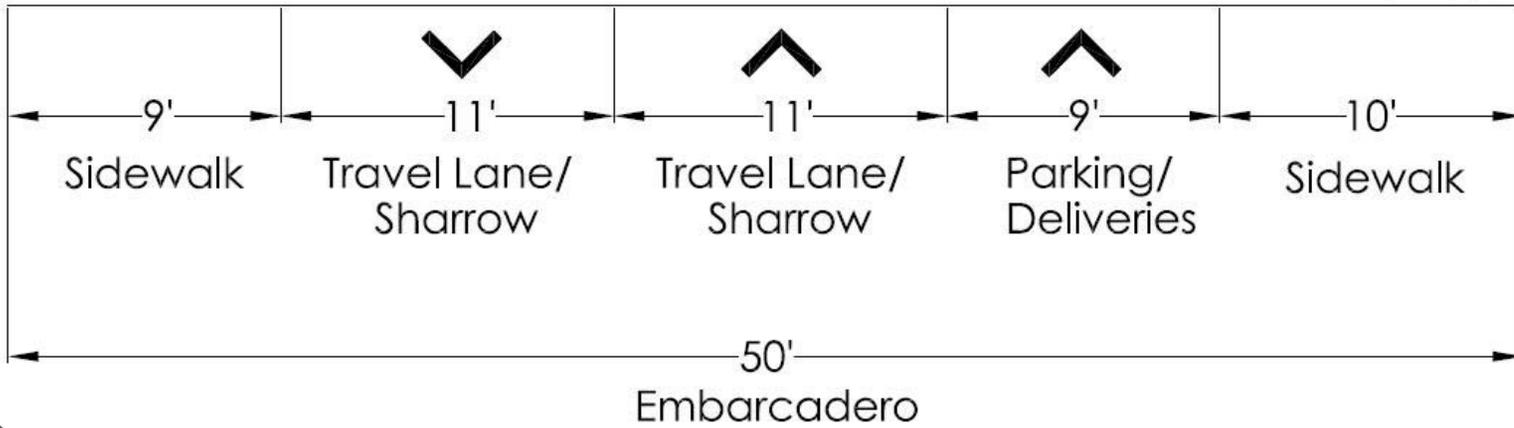
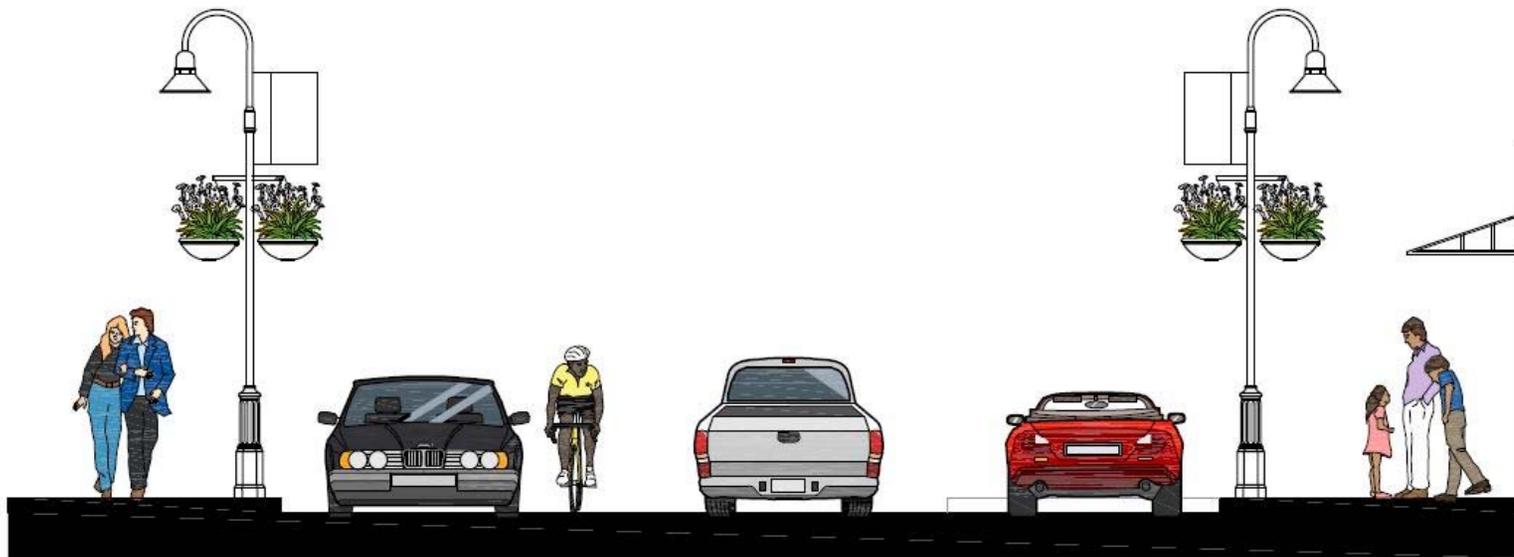




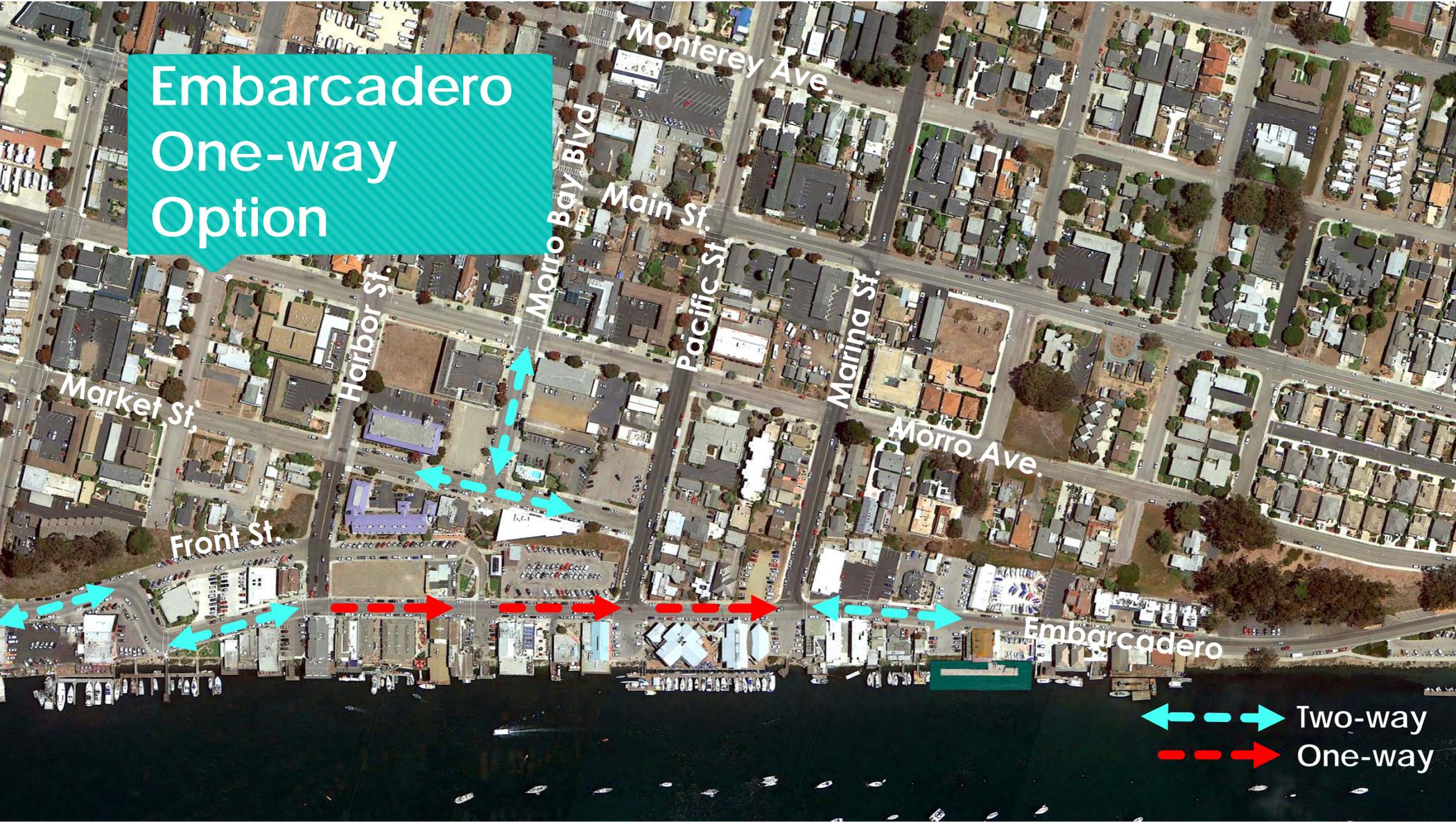
Embarcadero Two-way

- 2-way travel with shared lanes for bicycles and cars
- Parallel parking/delivery zone on bay side
- Widened sidewalk (10')

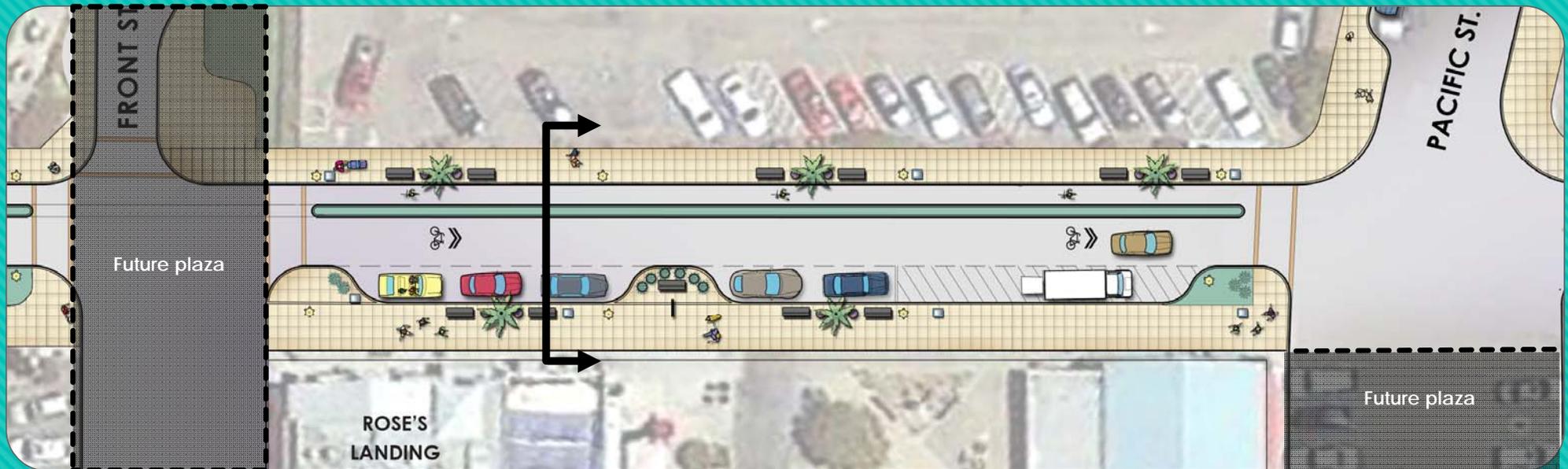




Embarcadero One-way Option

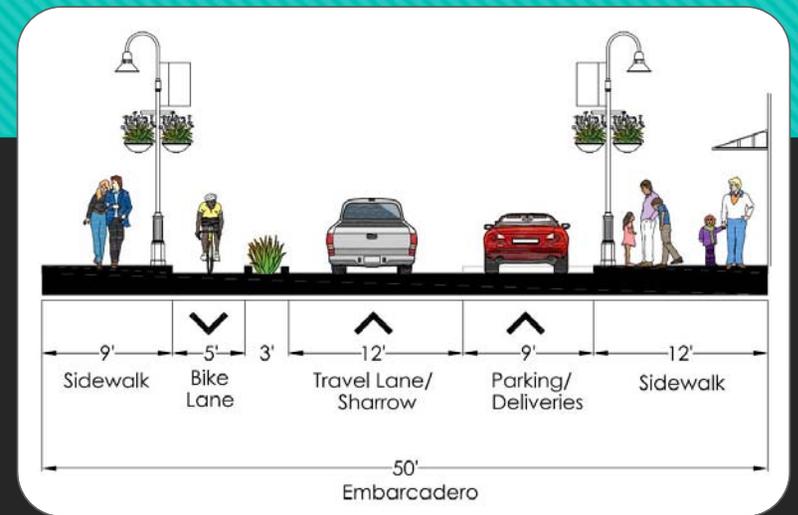


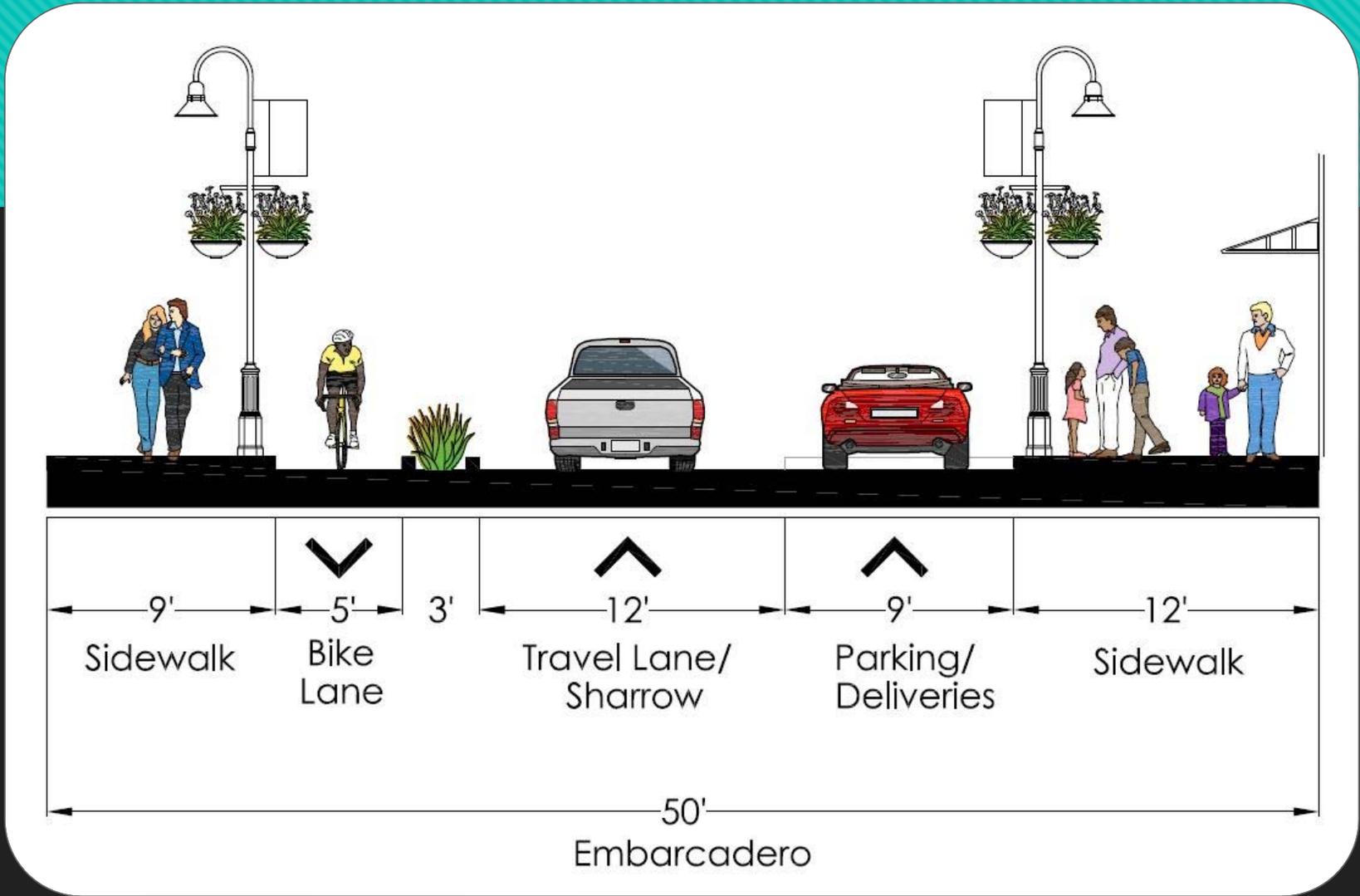
- ← → Two-way
- - - → One-way



Embarcadero One-way

- 1-way travel with shared lane for bicycles and cars
- Parallel parking/delivery zone on bay side
- Widened sidewalk (12')
- One-way cycle track for bicycles





Embarcadero Streetscape Enhancements



Drought tolerant landscaping



Pier pilings and rope



Cable fencing



Wayfinding Signage

Embarcadero Streetscape Furnishings



Mosaic trash receptacles



Pedestrian light columns



Benches



Street Lighting



Custom bike racks

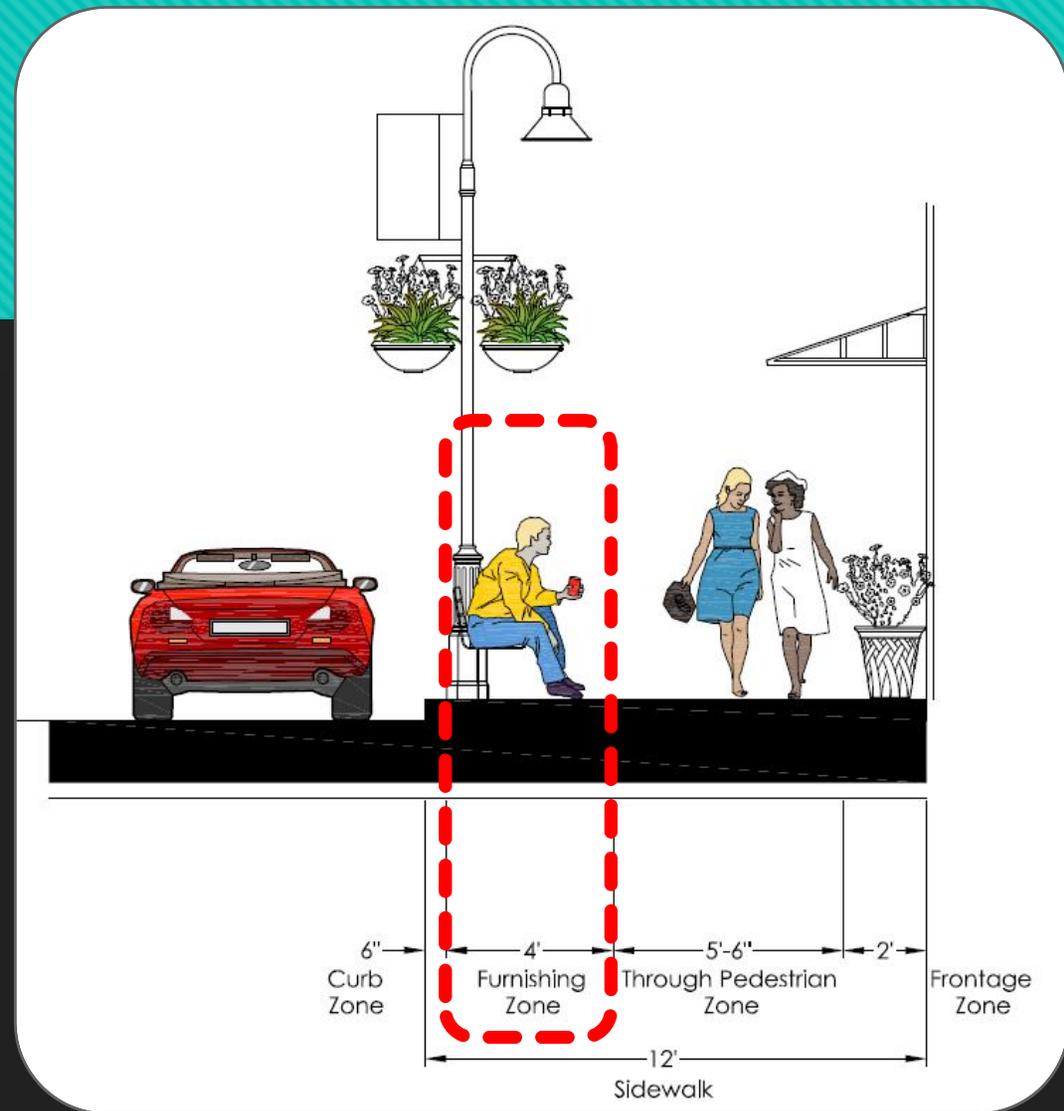


Sidewalk Zones

Furnishing Zone

(4' Min. on sidewalks 10' or greater)

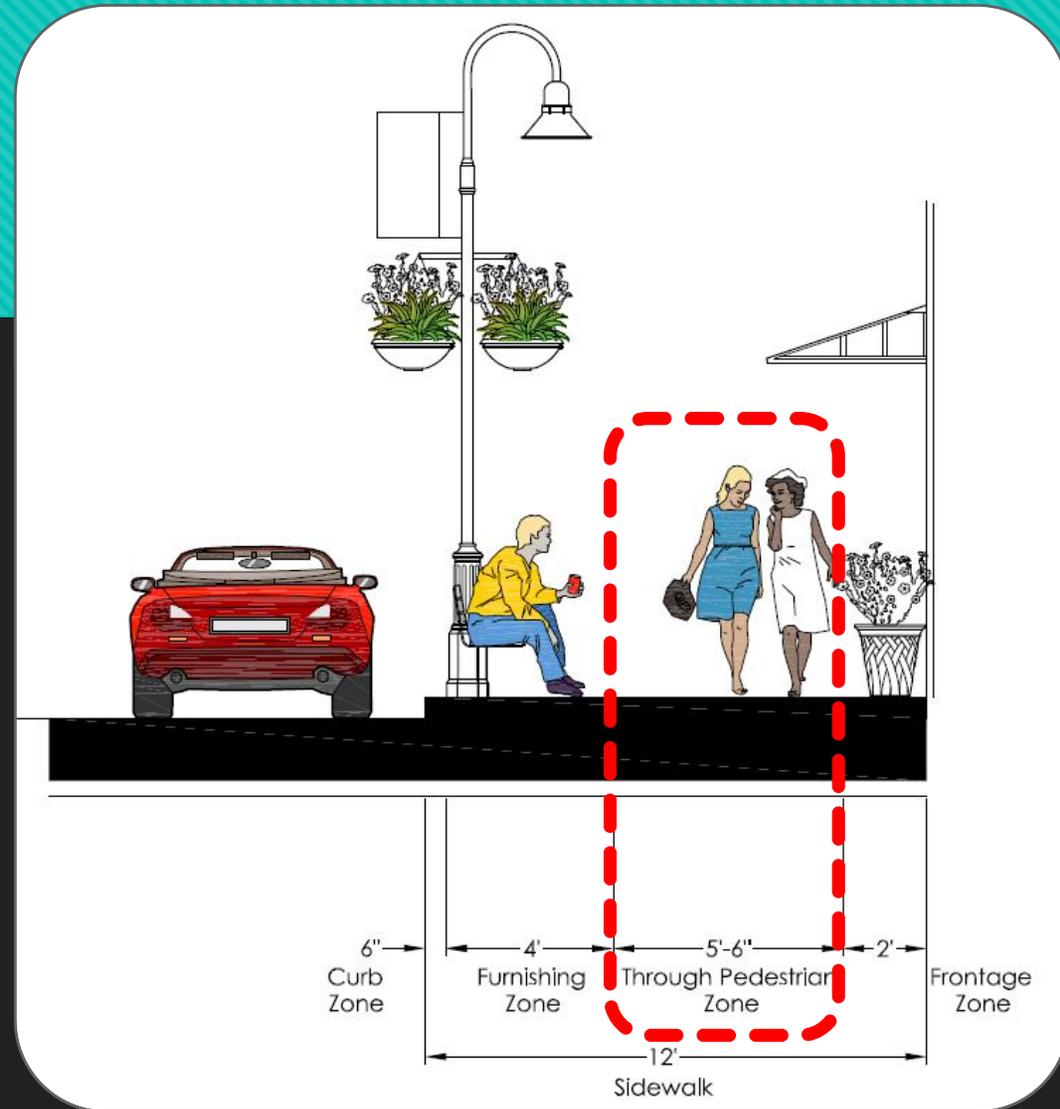
- Trees, planters, landscaping
- Trash and recycling receptacles
- Bicycle Racks
- Street lights
- Wayfinding/signage
- Benches
- Consolidated news racks



Sidewalk Zones

Through Pedestrian Zone

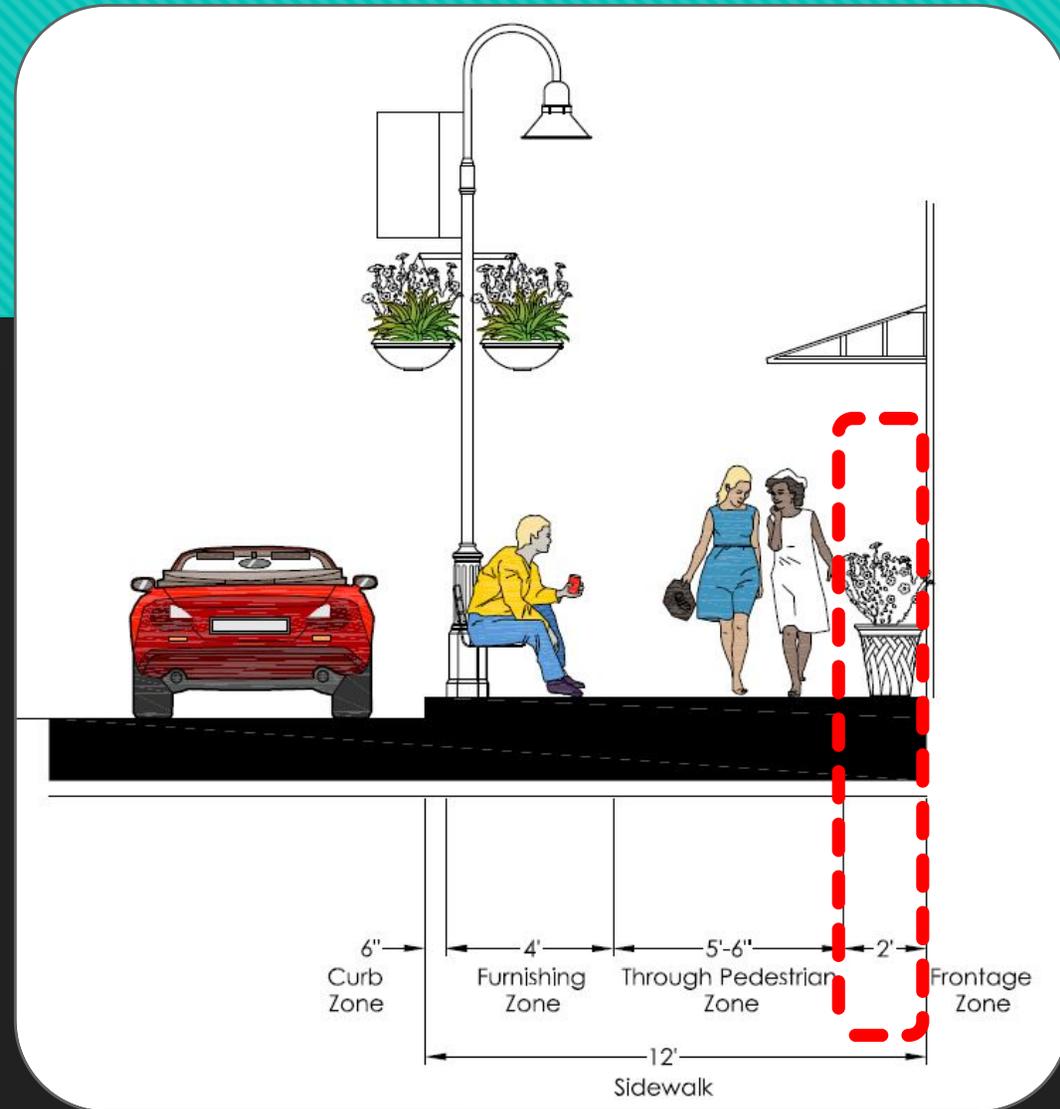
- Allow 2' width per person walking side by side



Sidewalk Zones

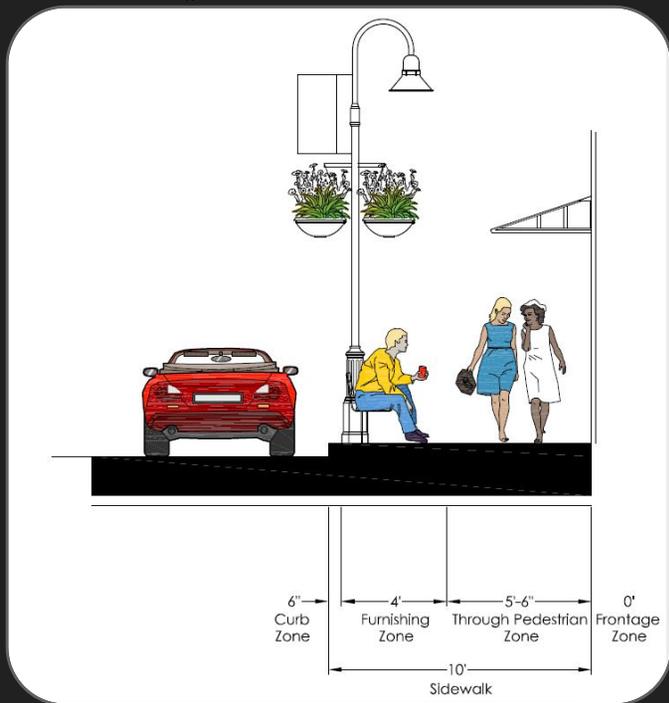
Frontage Zone – Area adjacent to building

- Benches
- Planters
- Building architectural elements
- Outdoor café seating

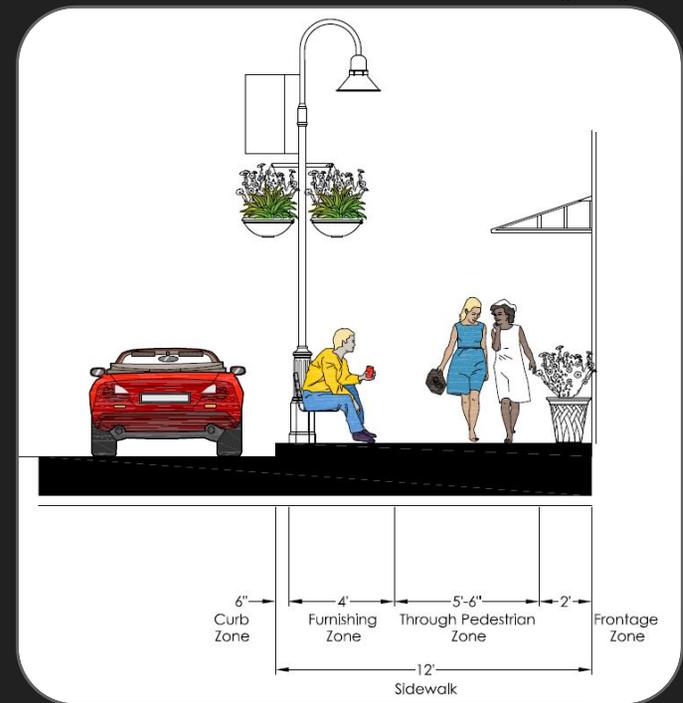


Sidewalk Zones – Preference?

10-foot Sidewalk
(2-way travel with sharrows)



12-foot Sidewalk
(1-way travel with sharrow and one-way cycle track)





AGENDA NO: C-2

MEETING DATE: September 27, 2016

Staff Report

TO: Honorable Mayor and City Council

DATE: September 22, 2016

FROM: Dave Buckingham, City Manager

SUBJECT: Discussion and Direction on 2017 AMGEN Event

RECOMMENDATION

Staff recommends the Council consider whether or not the City should work to host a 2017 AMGEN finish in Morro Bay and provide staff direction.

ALTERNATIVES

1. The City Council can direct staff not to participate in this event in 2017.
2. The City Council can direct staff to continue working with AMGEN and Visit SLO County to host a stage finish in 2017.

FISCAL IMPACT

There is no cost to not hosting the event.

Hosting a stage finish could cost a total of \$80-100,000, up to \$45,000 of which may be required from the City's General Fund. Following is brief summary of anticipated fiscal requirements and funding sources:

The Tourism Business Improvement District ("TBID") Advisory Board recommended expenditure of \$25,000 in TBID assessed funds to host the event.

Visit SLO County (VSLOC) has allocated \$50,000 towards the start and finish and will divide these funds as they feel is appropriate for each host city. It is likely the City would receive at least \$30,000 from VSLOC for a stage finish.

With a possible \$100,000 total cost, minus \$25,000 of TBID assessed funds and \$30,000 from VSLOC, a total cost to the City General Fund of \$45,000 is possible. In negotiation with AMGEN and VSLOC, staff hopes to negotiate a final cost of around \$30,000 from the General Fund.

Prepared By: JL

City Manager Review: DWB

BACKGROUND

Hosting an AMGEN finish provides a platform to gain worldwide exposure, create economic impact and provide positive experiences for local and regional residents, businesses, supporters and enthusiasts.

Around 1.1 million people worldwide will “see” Morro Bay as host city, a major tourism marketing and promotions opportunity.

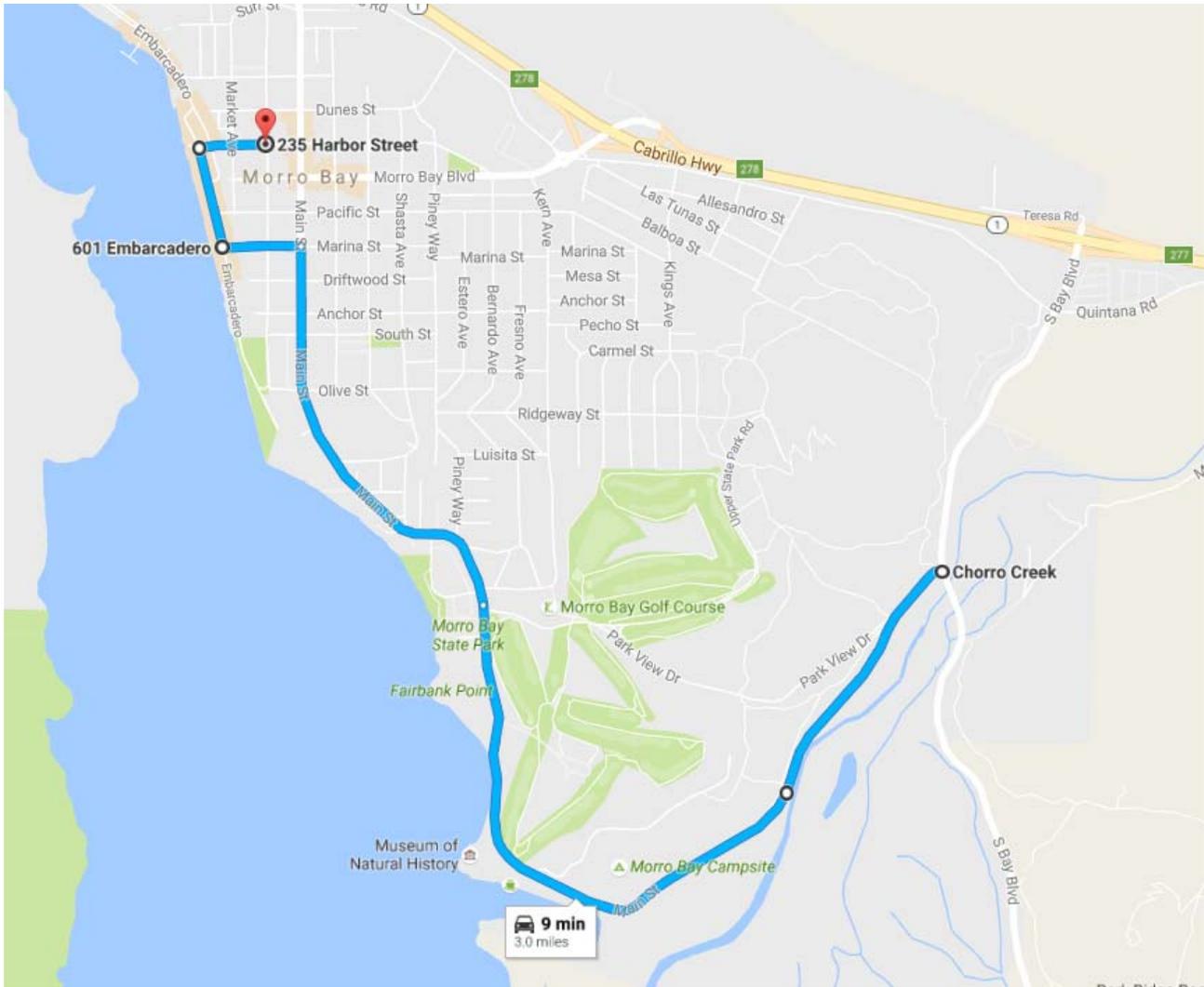
Each Amgen host city receives a package of benefits to assist with local fundraising efforts, to provide hospitality for key guests, and to promote and market the host city while driving in-bound tourism.

Morro Bay has been selected as one of the two finalists to host the finish for the 2017 AMGEN Central Coast stage. Alternatively, the Central Coast stage will likely start and finish in South County.

The City received positive feedback from residents after hosting the 2016 Stage 4 start last May. Staff received one written complaint about a road closure. As we experienced last year, hosting a start has relatively modest negative effect on residents since a single start time results in streets being closed for a short period, at a known time. While the worldwide tourism visibility for the City was excellent - and that was the primary purpose of hosting the event - the positive impact on businesses was also modest. That is due in part because hosting the start did not require riders to spend the night in the host city, and the event starts in the morning.

Hosting a finish leg will have different effects. On the negative side, road closures will be somewhat longer, probably a rolling closure of around 30 minutes for some roads and longer for the final stretches that will likely include part of the Embarcadero and Harbor Street. On the positive side, hosting the finish will mean all of the athletes and their support teams will spend the night in Morro Bay, and likely be somewhat more available to interact with residents and visitors. This should result in more positive effects on local businesses, both from hotel stays and restaurant / retail visitation.

Staff has negotiated a tentative finish route with AMGEN that maximizes time in Morro Bay while avoiding as many key traffic arteries as possible. As currently planned, riders will get to the intersection of South Bay Boulevard and Main Street coming either from Los Osos or from Highway 1. From there they will travel through the State Park, either on Main Street or up and down Park View Drive. They will follow Main Street toward the downtown, then turn left on Marina and right on the Embarcadero. The race will finish with a three block sprint on the Embarcadero, then right on Harbor street for two blocks uphill to the finish line.



This course allows both Embarcadero and downtown businesses to benefit from the race while gaining critical TV-viewing time in many parts of Morro Bay.

The host cities are responsible and will incur costs for providing:

NIGHT BEFORE THE STAGE FINISH	200 rooms
NIGHT OF THE STAGE FINISH	350 rooms
TEAM DINNER	350 individuals the night of the Stage Finish
TEAM BREAKFAST	350 individuals
MEDIA LUNCH/DINNER	150 working media
FINISH CREW BREAKFAST	30 people

As noted, with Council direction, staff intends to negotiation all of these items, together with VSLOC, to ensure the lowest possible cost for the City. It is also important to note that all of these required expenditures should directly benefit local Morro Bay businesses.

The TBID Advisory Board recommended the Council seek to host the 2017 AMGEN finish and further recommended allocation of \$25,000 of TBID assessed funds to support the event.

CONCLUSION

The City had a positive experience hosting the 2016 AMGEN start. Hosting the 2017 finish should be equally positive, help local businesses, and further Market Morro Bay to the world as a great place to live and visit.



AGENDA NO: C-3

MEETING DATE: September 27, 2016

Staff Report

TO: Honorable Mayor and City Council **DATE:** September 21, 2016
FROM: Rob Livick, PE/PLS – Public Works Director/City Engineer
SUBJECT: Adoption of Ordinance No. 608, which Amends Sections 3.08.100 and 3.08.110 of the Morro Bay Municipal Code Providing for Cooperative Purchasing Procedures (Piggybacking)

RECOMMENDATION

Staff recommends the Council adopt by title only and with further reading waived, Ordinance No. 608: An Ordinance of the City Council of the City of Morro Bay, California, repealing and then replacing section 3.08.70 (Bidding) of Chapter 3.08 (Purchase and Sale of Supplier and Equipment) of Title 3 (Revenue and Finance) of the Morro Bay Municipal Code to provide for bidding procedures for purchase of supplies, equipment, materials and Public Works projects, while also providing for cooperative purchasing procedures.

ALTERNATIVE

Do not adopt proposed ordinance, which will disallow the practice of cooperative (piggyback) purchase agreements.

FISCAL IMPACT

Cooperative purchasing can result in significant cost savings to the City by increasing the efficiency and flexibility of the City's purchasing process, allowing the City to benefit from the financial advantages of pooled purchasing agreements, providing the City with more leverage in its purchasing power, and reducing City staff time involved in making purchases.

BACKGROUND/DISCUSSION

On September 13, 2016, City Council approved the introduction of Ordinance No. 606 and adoption of the ordinance is the next step in the process. The ordinance will go into effect 30-days after the adoption.

Morro Bay Municipal Code ("MBMC") Chapter 3.08 established efficient procedures for the purchase of supplies and equipment, to secure for the City supplies and equipment at the lowest possible cost commensurate with quality needed, to exercise positive financial control over purchases, to clearly define authority for the purchasing function and to assure the quality of purchases. Furthermore, MBMC section 3.08.70 provides the purchase of supplies, equipment, materials, and public works projects shall be by bid procedures pursuant to MBMC sections 3.08.100 and 3.08.110, unless one of the listed exceptions apply. The list of exceptions in MBMC section 3.08.70 does not provide for cooperative purchasing, meaning participation in a pool of government agencies that competitively bid for supplies and equipment, or the use of a winning bid or proposal (i.e., "piggybacking") from another agency's competitive process

CONCLUSION

Staff recommends the City Council adopt, Ordinance No. 608: An Ordinance of the City Council of the

Prepared By: ___ RL ___ Dept Review: ___ RL ___
City Manager Review: _____ City Attorney Review: _____

City of Morro Bay, California, repealing and then replacing section 3.08.70 (Bidding) of Chapter 3.08 (Purchase and Sale of Supplier and Equipment) of Title 3 (Revenue and Finance) of the Morro Bay Municipal Code to provide for bidding procedures for purchase of supplies, equipment, materials and Public Works projects, while also providing for cooperative purchasing procedures.

ORDINANCE NO. 608

**AN ORDINANCE OF THE CITY COUNCIL
OF THE CITY OF MORRO BAY, CALIFORNIA
REPEALING AND THEN REPLACING SECTION 3.08.70 (BIDDING) OF
CHAPTER 3.08 (PURCHASE AND SALE OF SUPPLIES AND EQUIPMENT) OF TITLE 3
(REVENUE AND FINANCE) OF THE MORRO BAY MUNICIPAL CODE, TO PROVIDE
FOR BIDDING PROCEDURES FOR PURCHASE OF SUPPLIES, EQUIPMENT,
MATERIALS AND PUBLIC WORKS PROJECTS, WHILE ALSO PROVIDING FOR
COOPERATIVE PURCHASING PROCEDURES**

**THE CITY COUNCIL
City of Morro Bay, California**

WHEREAS, California Government Code sections 54202 and 54203 require and authorize California cities to adopt, by ordinance, policies and procedures governing the purchase of supplies and equipment by a city; and

WHEREAS, the City of Morro Bay has adopted Chapter 3.08 (Purchase and Sale of Supplies and Equipment) of Title 3 (Revenue and Finance), to establish efficient procedures for the purchase of supplies and equipment, to secure for the city supplies and equipment at the lowest possible cost commensurate with quality needed, to exercise positive financial control over purchases, to clearly define authority for the purchasing function and to assure the quality of purchases; and

WHEREAS, Morro Bay Municipal Code (“MBMC”) section 3.08.70 (Bidding) provides that the purchase of supplies, equipment, materials, and public works projects shall be by bid procedures pursuant to MBMC sections 3.08.100 and 3.08.110, unless one of the listed exceptions apply; and

WHEREAS, the list of exceptions in MBMC section 3.08.70 does not provide for cooperative purchasing, meaning participation in a pool of government agencies that competitively bid for supplies and equipment, or the use of a winning bid or proposal (i.e., “piggybacking”) from another agency’s competitive process; and

WHEREAS, cooperative purchasing can result in significant cost savings to the City by increasing the efficiency and flexibility of the City’s purchasing process, allowing the City to benefit from the financial advantages of pooled purchasing agreements, provide the City with more leverage in its purchasing power, and reduce City staff time involved in making purchases; and

WHEREAS, the City Council finds specifying cooperative purchasing as an exception to bidding procedure requirements for the purchase of supplies, equipment, materials, or public works projects would substantially benefit the City, and thus the City Council desires to amend the MBMC to provide for cooperative purchasing;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MORRO BAY DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Morro Bay Municipal Code Section 3.08.70 is hereby repealed in its entirety, to be replaced in its entirety as follows:

“3.08.070 – Bidding.

A. Except as otherwise provided in subsection B of this section, by this Chapter, or pursuant to applicable law, the purchase of supplies, equipment, materials and public works projects, shall be by bid procedures pursuant to Sections 3.08.100 and 3.08.110.

B. Bidding or open market procedure may be dispensed with only when:

1. An emergency requires that an order be placed with the nearest available source of supply;

2. The amount involved is less than five hundred dollars;

3. The commodity can be obtained from only one vendor; or

4. Competitive bidding or proposal procedures, substantially similar to the competitive bidding or proposal procedures in this Code, have already been utilized either by a federal, state, county, city or special district government agency, or by a legitimate cooperative purchasing agency; and, that the supplies, equipment, materials or public works project provided to the City are at the same or better price, terms and conditions, as was obtained through such prior competitive bidding or proposal procedures.”

SECTION 2. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Morro Bay hereby declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions thereof may be declared invalid or unconstitutional.

SECTION 3. This Ordinance shall be effective thirty (30) days after its second reading and adoption.

SECTION 4. The City Clerk shall attest to the passage and adoption of this Ordinance by the City Council of the City of Morro Bay and shall cause a copy of the same to be published and posted in the manner prescribed by law.

INTRODUCED at a regular meeting of the City Council of Morro Bay, held on the 13th day of September, 2016, by motion of Mayor Irons and seconded by Councilmember Headding.

PASSED AND ADOPTED this 27th day of September 2016.

AYES:
NOES:
ABSENT:
ABSTAIN:

JAMIE L. IRONS, Mayor

ATTEST:

DANA SWANSON, City Clerk

APPROVED AS TO FORM:

JOSEPH W. PANNONE, City Attorney

I, Dana Swanson, City Clerk for the City of Morro Bay, hereby certify that the foregoing ordinance was duly and regularly introduced at a meeting of the City Council on the 13th day of September, 2016, and hereafter the said ordinance was duly and regularly adopted at a meeting of the City Council on the 27th day of September, 2016, by the following vote, to wit:

AYES:
NOES:
ABSTAIN:
ABSENT:

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Morro Bay, California, this _____ day of _____, 2016.

City Clerk of the City of Morro Bay