

MINUTES - MORRO BAY CITY COUNCIL
CLOSED SESSION – JANUARY 11, 2011
CITY HALL CONFERENCE ROOM - 5:00 P.M.

AGENDA NO: A-1
MEETING DATE: 02/08/11

Mayor Yates called the meeting to order at 5:00 p.m.

PRESENT:	William Yates	Mayor
	Carla Borchard	Councilmember
	Nancy Johnson	Councilmember
	George Leage	Councilmember
	Noah Smukler	Councilmember

STAFF:	Andrea Lueker	City Manager
	Robert Schultz	City Attorney

CLOSED SESSION

MOTION: Councilmember Johnson moved the meeting be adjourned to Closed Session. The motion was seconded by Councilmember Borchard and unanimously carried. (5-0)

Mayor Yates read the Closed Session Statement.

CS-1 GOVERNMENT CODE SECTION 54957.6; CONFERENCE WITH LABOR NEGOTIATOR. Conference with City Manager, the City's Designated Representative, for the purpose of reviewing the City's position regarding the terms and compensation paid to the City Employees and giving instructions to the Designated Representative.

CS-2 GOVERNMENT CODE SECTION 54956.8; REAL PROPERTY TRANSACTIONS. Instructing City's real property negotiator regarding the price and terms of payment for the purchase, sale, exchange, or lease of real property as to two (2) parcels.

- Property: 610 Embarcadero, Morro Bay, CA
Negotiating Parties: Stanley Trapp and the City of Morro Bay
Negotiations: Voluntary Purchase and Sale
- Negotiating Parties: City Tidelands Trust Leaseholders and the City of Morro Bay
Negotiations: Lease Terms and Conditions

The meeting adjourned to Closed Session at 5:00 p.m. and returned to regular session at 5:50 p.m.

MOTION: Councilmember Borchard moved the meeting be adjourned. The motion was seconded by Councilmember Smukler and unanimously carried. (5-0)

The meeting adjourned at 5:50 p.m.

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VETERANS MEMORIAL HALL - 6:00 P.M.

Mayor Yates called the meeting to order at 6:00 p.m.

PRESENT:	William Yates	Mayor
	Carla Borchard	Councilmember
	Nancy Johnson	Councilmember
	George Leage	Councilmember
	Noah Smukler	Councilmember
STAFF:	Andrea Lueker	City Manager
	Robert Schultz	City Attorney
	Jamie Boucher	Deputy City Clerk
	Eric Endersby	Harbor Operations Manager
	Susan Lichtenbaum	Harbor Business Manager
	Rob Livick	Public Services Director
	Tim Olivas	Police Chief
	Mike Pond	Fire Chief
	Susan Slayton	Administrative Services Director
	Kathleen Wold	Planning Manager
	Joe Woods	Recreation & Parks Director

ESTABLISH QUORUM AND CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

MAYOR AND COUNCIL MEMBERS REPORTS, ANNOUNCEMENTS &
PRESENTATIONS

CLOSED SESSION REPORT - City Attorney Robert Schultz reported the City Council met in Closed Session, and no reportable action under the Brown Act was taken.

PUBLIC COMMENT

Keith Taylor, Director of the Friends of the Morro Bay Fire Department, congratulated Todd Gailey and Bill Murphy of the Fire Department for the successful dog rescue down in Nipomo.

Robert Davis, representing the Morro Bay Citizens Bike Committee, thanked the City for the North Main Street Bike Lanes. He said the San Luis Obispo Council of Governments has requested a list of unmet bike needs throughout the county which the Citizens Bike Committee compiled a list for Morro Bay (which he listed for Council and the public's information).

D'Onna Kennedy announced a Veterans' Support Group meeting would be held on January 20th, 6:00 p.m. at the Eagles Lodge.

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The following people expressed opposition to Item D-2 (Consideration of Replacing the Current Planning Commission): Barbara Doerr, Ann Reeves, Dana Putnam, Dorothy Cutter, Roger Ewing, Nancy Beattie, Bob Doerr and Steve Hennigh.

John Weiss, Incoming President for the Morro Bay Chamber of Commerce, announced the Annual Chamber Installation Dinner would be held at the Inn at Morro Bay on January 13th at 5:30 p.m. He announced upcoming plans for 2011, and invited the public to come by the Chamber office at any time.

Steve Rodarte requested the City Council consider adopting an ordinance that prohibits people from smoking while driving in drive-through businesses.

Virginia Hiramatsu announced the Relay for Life meeting schedule for committee members and team captains. She said the Relay for Life Kick-Off will be held on March 10th, and a Bunko game to benefit Relay for Life as well as Rotary's Polio Plus has been scheduled for March 16th.

Alex Beattie requested the City Council consider special training for its administrative staff to include sensitivity and objectivity training.

Betty Winholtz stated moving the City Council meeting to Tuesday night is not being "business friendly" as it will hurt AGP Video who films the Council meetings. She also noted prior to the holidays, she submitted a complaint to City staff regarding a tree cutting without a permit in her neighborhood, and has not received a response.

Ken Vesterfelt stated the Friends of the Morro Bay Police Department are looking to the community for assistance in raising funds for a K9 dog for the department. He also noted an Emergency Vehicle Car Show will be held in the City on April 16th.

John Barta noted he was on the Planning Commission when the City Council fired them a few years back, and the City Council has that right.

Garry Johnson stated although he is neutral on the issue of the Planning Commission at this time, the people who are in opposition to the current Planning Commission being replaced are the same ones who wanted the Planning Commission fired eight years ago.

Steve Hennigh thanked the Council for the opportunity to speak in a public forum, and also encouraged the City to increase public awareness on meetings to allow the public to attend and speak their minds.

Mayor Yates closed the hearing for public comment.

Mayor Yates called for a break at 7:01 p.m.; the meeting resumed at 7:16 p.m.

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A. CONSENT CALENDAR

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

A-1 APPROVAL OF CITY COUNCIL MINUTES FOR THE SPECIAL MEETING OF DECEMBER 8, 2010 AND THE REGULAR MEETING OF DECEMBER 13, 2010; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-2 RESOLUTION NO. 01-11 TO REAFFIRM INVESTMENT OF MONIES IN THE LOCAL AGENCY INVESTMENT FUND (LAIF) AND DESIGNATE TRANSACTION OFFICERS; (ADMINISTRATIVE SERVICES)

RECOMMENDATION: Adopt Resolution No. 01-11.

A-3 RESOLUTION NO. 02-11 DESIGNATING AND AUTHORIZING INVESTMENT TRANSACTION OFFICERS; (ADMINISTRATIVE SERVICES)

RECOMMENDATION: Adopt Resolution No. 02-11.

A-4 RESOLUTION NO. 03-11 ADOPTING THE CITY OF MORRO BAY INVESTMENT POLICY AND DELEGATING AUTHORITY TO THE CITY TREASURER TO INVEST IDLE FUNDS; (ADMINISTRATIVE SERVICES)

RECOMMENDATION: Adopt Resolution No. 03-11.

A-5 RESOLUTION NO. 04-11 ESTABLISHING TRANSACTION OFFICERS FOR DOING BUSINESS WITH RABOBANK; (ADMINISTRATIVE SERVICES)

RECOMMENDATION: Adopt Resolution No. 04-11.

A-6 RESOLUTION OF INTENTION TO APPROVE AN AMENDMENT TO CONTRACT BETWEEN THE BOARD OF ADMINISTRATION CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE CITY OF MORRO BAY - FIREFIGHTERS; (ADMINISTRATIVE SERVICES)

RECOMMENDATION: Adopt Resolution No. 05-11.

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A-7 APPROVAL OF A SUBLEASE AGREEMENT BETWEEN M&M REFRIGERATION AND MORRO BAY OYSTER COMPANY FOR A PORTION OF LEASE SITE 144/144W LOCATED AT 1287 EMBARCADERO; (HARBOR)

RECOMMENDATION: Adopt Resolution No. 06-11.

A-8 APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE CENTRAL COAST MARITIME MUSEUM ASSOCIATION FOR THE DESIGN AND PERMITTING PROCESS FOR A MARITIME MUSEUM IN THE FRONT STREET PARKING LOT; (PUBLIC SERVICES)

RECOMMENDATION: Approve the Memorandum of Understanding between the City and the Central Coast Maritime Museum Association for the Design and Permitting Process of a Maritime Museum in the Front Street Parking Lot.

Mayor Yates pulled Item A-1 from the Consent Calendar.

MOTION: Councilmember Borchard moved the City Council approve the Consent Calendar with the exception of Item A-1. The motion was seconded by Councilmember Johnson and carried unanimously. (5-0)

A-1 APPROVAL OF CITY COUNCIL MINUTES FOR THE SPECIAL MEETING OF DECEMBER 8, 2010 AND THE REGULAR MEETING OF DECEMBER 13, 2010; (ADMINISTRATION)

Mayor Yates referred to the minutes of December 13, 2010, page 11, and requested the following amendment:

- 1) simplify the arcade licensing ~~located at 725 Embarcadero Suite 105~~ **requirements** by removing the condition requiring annual review and approval by the City Council;

MOTION: Mayor Yates moved the City Council approve Item A-1 of the Consent Calendar as amended. The motion was seconded by Councilmember Johnson and carried unanimously. (5-0)

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B. PUBLIC HEARINGS, REPORTS & APPEARANCES

B-1 APPEAL OF THE PLANNING COMMISSION'S DECISION TO APPROVE COASTAL DEVELOPMENT PERMIT CP0-322 TO ALLOW THE INSTALLATION OF 9 SOLAR ARRAYS WITH THE ASSOCIATED STRUCTURES AND MECHANICAL EQUIPMENT. THE PROJECT AS PROPOSED ALSO INCLUDES THE TRIMMING OF MAJOR VEGETATION; (PUBLIC SERVICES)

Planning Manager Kathleen Wold stated the main issues surrounding this project are the proposed tree trimming, the view of the solar arrays from the beach area and Highway One and the California Environmental Quality Act (CEQA) analysis. Located within the California Coastal Commission's Appeal Jurisdiction this property requires a Coastal Development Permit to allow for installation of the solar arrays, the associated mechanical equipment including the inverters and meters and the associated structures. No other City permits are required due to the project proponent being a superior governmental agency (state agency) a subdivision of the State. On December 9, 2009 the San Luis Coastal Unified School District applied for a Coastal Development permit (CP0-322) to allow the installation of nine solar arrays including the associated structures and mechanical equipment. A public hearing was held by the Planning Commission on November 1, 2010, wherein they conditionally approved the project. On November 12, 2010 an appeal was filed with the City of Morro Bay requesting the City assume the CEQA jurisdiction, perform an Initial Study to identify the environmental impacts and incorporate mitigation measures via a Mitigated Negative Declaration. The San Luis Coastal United School District took the role as the lead agency, and conducted the CEQA review and determined that the project qualified for the following categorical exemptions under Class 2 (c), 3 (e) and 14. The appellant is appealing the school district as the Lead Agency responsibilities under CEQA Section 15051. The relief the appellant is seeking is to have the City assume the CEQA jurisdiction and perform an Initial Study to identify environmental impacts and incorporate mitigation measures via a Mitigated Negative Declaration. Staff has reviewed the appeal and determined that there was no evidence submitted into the record via the appeal document which substantiated that the San Luis Obispo Coastal Unified School District could not assume Lead Agency status under CEQA or that the project as conditionally approved is inconsistent with the City of Morro Bay's General Plan/Local Coastal Plan. Ms. Wold recommended the City Council uphold the Planning Commission's conditional approval.

Mayor Yates opened the hearing for public comment.

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Julie Tacker stated she has appealed this project because it is inconsistent with portions of the City's Visual Resources and Scenic Highway Element objective to enhance, protect and preserve the existing and potential visual resources of Morro Bay and its surroundings. She also said the project is specifically inconsistent with the City's Local Coastal Plan policies relating to protecting views along the coast and designated scenic area. Ms. Tacker stated this project invites visual blight into the City, and she requested the City take Lead Agency responsibilities assuming CEQA jurisdiction; perform an initial study to identify environmental impacts, and incorporate mitigation measures via a Mitigated Negative Declaration.

Brad Parker, Consultant for San Luis Coastal Unified School District, stated the Board of Education is very much behind this project. He said district-wide, this is approximately 1.7 megawatts of clean, renewable energy which will serve as an example for school children for generations. Mr. Parker stated "Attachment 3" in the staff report addresses the appeal contingencies; and, Council should find there is no basis for this appeal.

Piper Riley stated she supports this appeal based on the visual impact. She is also opposed to the removal of valuable trees and their habitat, the lack of environmental review and issues of wetland setback. She said she strongly feels these solar arrays should be installed on existing rooftops, and foresees the carpools being a potential for vandalism or potentially hazardous for children who may climb on them. Ms. Riley requested Council consider the protection of vital habitat, visual beauty and consider safety issues by installing these solar panels on existing structures.

Barry Branin stated the school district has the authority to remove trees on their property. He stated the Planning Commission had recommended placing a condition on this permit to not decimate all of the trees on the property for placement of the solar arrays. Mr. Branin stated this project is ill-conceived and recommended the City Council uphold the appeal and takes back the role as Lead Agency.

Nancy Bast stated one condition of the permit that she thought was wise was to allow one year for a survey to be performed to see if the trees would affect the solar arrays before any tree trimming was done. She said she was in support of this appeal, and quoted California State Code 53067 relating to trees.

Barbara Doerr stated she was surprised with the high decibel levels that come from the solar arrays. She referred to a letter in the staff report regarding the Scenic Highway and noted the logic of how some parts of the highway are more attractive than others was a concern, and she thought it should have been countered by a statement that the City's goal is to make Morro Bay more attractive and beautiful.

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Betty Winholtz stated this is not a CEQA-exempt project. She said it is the City's job to review the school district's environmental review of this project in order to prove that it will not: damage the scenic views of Highway One; violate the Noise Ordinance; or, impact the City's Major Vegetation Policy.

Lindy Owen stated their Advisory Council in Los Osos reviewed this project closely and their concerns are the tree removal, the unattractive car port structures, child safety, and concerns of vandalism. She said the solar array panels should be installed on roof tops. Ms. Owen stated the trees that are proposed to be removed are irreplaceable.

Julie Tacker stated one proposed solar array close to a northern stream or drainage way supports a wetland habitat on the northern property line.

Brad Parker stated the project as approved by the Planning Commission removes no trees and does no tree trimming from any of the Monterey Cypress along Highway One. He said the view from Highway One will be improved by the plantings that will be provided. Mr. Parker stated at full power, the invertors can produce 65 decibels of noise and will be located away from classrooms and residential areas; at night there will be zero decibels. He said a committee reviewed proposals on where to locate the solar arrays, and carport structures were recommended instead of rooftops due to the potential of roof leaks over sensitive areas such as classrooms.

Mayor Yates closed the hearing for public comment.

The City Council commented on this appeal and was in consensus that they were in support of staff's review and Planning Commission's approval of this project.

MOTION: Councilmember Borchard moved the City Council deny the appeal and uphold the Planning Commission's conditional approval of Coastal Development Permit CP0-322 to allow the installation of 9 solar arrays with the associated structures and mechanical equipment; and, includes the trimming of major vegetation. The motion was seconded by Councilmember Johnson and carried unanimously. (5-0)

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B-2 APPEAL OF THE PLANNING COMMISSION'S DECISION TO DENY CERTIFICATION OF THE MORRO BAY CAYUCOS SANITARY DISTRICT WASTEWATER TREATMENT PLANT ENVIRONMENTAL IMPACT REPORT AND DENIAL OF THE COASTAL DEVELOPMENT PERMIT CP0-339 AND CONDITIONAL USE PERMIT UP0-307; (PUBLIC SERVICES)

Planning Manager Kathleen Wold stated the Wastewater Treatment Plant (WWTP) is operated under a National Pollutant Discharge Elimination System (NPDES) Permit (No. CA0047881) issued by the US Environmental Protection Agency (USEPA) and the Central Coast Regional Water Quality Control Board (RWQCB). The current NPDES permit allows for the discharge of a blend of primary and secondary treated effluent to the ocean through the existing 27-inch diameter outfall pipeline. This discharge is in accordance with Section 301(h) of the federal Clean Water Act that modifies the requirement for full secondary treatment in certain cases. The City of Morro Bay and Cayucos Sanitary District has made a commitment to the Central Coast RWQCB to phase out the need for the 301(h) modified discharge permit by upgrading the WWTP to at least full secondary treatment by March 2014. The process of examining the various planning and design options was carefully analyzed during the past several years through a Facility Master Plan (FMP), which was prepared by Carollo Engineers. The process involved intense technical analysis and public input and discussion, which resulted in the current project description. Based on the analysis and public input, the Council and District Board adopted the final recommendation to upgrade the plant to tertiary treatment using an oxidation ditch with filtration as the preferred treatment option and retire many of the existing facilities. Since August 2006, the Joint Powers Authority (JPA), which is comprised of both the Morro Bay City Council and members of the Cayucos Sanitary District Board, have been working to develop an FMP for upgrade to the Morro Bay/ Cayucos Sanitary District WWTP through the twenty-year planning period. During this time, the JPA has been presented with various technical topics ranging from regulatory requirements to wastewater and biosolids treatment alternatives, and has consistently provided feedback and direction. Impacts on the receiving waters, the ratepayers in both communities, and local sustainability were topics that framed discussion in seven public meetings and other smaller technical subcommittee meetings. Based on the information contained in this report and all documents referenced within including the Morro Bay Cayucos Sanitary District Wastewater Treatment Plant EIR, Ms. Wold recommended the City Council approve Resolution Number 07-11 adopting the findings of fact to allow certification of the EIR, certify the EIR, approve Resolution Number 08-11 adopting the findings of approval for the Coastal Development Permit and Conditional Use Permit and finally conditionally approve Coastal Development Permit CP0-339 and Conditional Use Permit UP0-307.

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Tom Barnes from Environmental Science Associates is the City's CEQA consultant who gave a report on the Environmental Impact Report on the Wastewater Treatment Plant upgrade.

Mayor Yates opened the hearing for public comment.

The following people expressed opposition to the appeal of the Planning Commission's decision to deny the certification of the Morro Bay/Cayucos Sanitary District Wastewater Treatment Plant Environmental Impact Report and denial of the Coastal Development Permit and Conditional Use Permit: Dana Putnam, Joey Racano, Roger Ewing, Bob Stallard, Bob Doerr, Alex Beattie, Barry Branin, Andrew Christie, Piper Riley, Dorothy Cutter, Barbara Doerr, Lindy Owen, Jack McCurdy, Julie Tacker, Betty Winholtz, Steve Hennigh, Bill Weatherford, Jan Romanazi, Lee Johnson, Richard Margetson, Ann Reeves, Richard Sadowski, and Barbara Jo Osborne.

Nancy Bast requested Council hear all public comment on this matter.

John Barta stated in 2007, the City committed to a timeline of 2013 and spent hundreds of thousands of dollars and prepared two EIR's which should be forwarded to the Coastal Commission. He said the reason the plant is being moved slightly south is because it is on a floodplain. Mr. Barta requested Council grant the appeal, approve the EIR and move forward towards a better future.

Jim Hayes, Collections Division employee, addressed the amount of money it would cost to relocate the treatment plant due to the amount of plumbing and the lift station located at the existing plant.

Mayor Yates closed the hearing for public comment.

Mayor Yates called for a break at 9:10 p.m.; the meeting resumed at 9:25 p.m.

Dennis Delzeit, Project Manager, reviewed floodplain and zoning impacts and other issues raised by public comment.

Mayor Yates stated it is his responsibility to the rate payer to keep the sewer rate as reasonable as possible. He said he supports upholding the appeal to allow certification of the EIR.

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Councilmember Smukler stated it is inaccurate to compare the cost of the proposed Los Osos Wastewater Treatment Plant with this project because that community is much larger than Morro Bay and includes the installation of a new collection system. He said it is important to look at the long-term lifecycle costs of this project compared to alternative site options. Councilmember Smukler stated he has seen too many red flags with the proposed site to make a decision without evaluating alternative stand-alone sites. Councilmember Smukler stated he does not support this appeal, and he does support the Planning Commission's recommendation.

Councilmember Leage stated he supports moving forward with the project as proposed allowing changes in the plans as they come.

Councilmember Johnson stated the City's present treatment plant is located in an industrial zone that is also in a floodplain. She said she cannot understand why people think this is prime property. Councilmember Johnson stated in the long-term, the plan for the treatment plant is set up for reclamation when it becomes feasible. She said she was pleased to see the State Regional Water Quality Board sent the City a letter of support for the treatment plant upgrade.

Councilmember Borchard stated the current location of the treatment plant was purchased 50 years ago for the sole purpose of this use with room for expansion. She said based on the cost to move the plant to another site where there is no current infrastructure, the financial hardship passed on to the ratepayers would more than double, which she cannot support. Councilmember Borchard stated she supports the appeal.

Councilmember Smukler stated risks at the existing location to vital infrastructure should be further evaluated because some, such as sea level rise, weren't around when the Local Coastal Plan was adopted. He is concerned that the present project is proposed with a footprint, which staff has been directed to minimize the extent of its use, but it appears that future expansion of the facility will require sprawl into the surrounding area.

MOTION: Mayor Yates moved the City Council approve Resolution Number 07-11 adopting the findings of fact to allow certification of the EIR, certify the EIR, approve Resolution Number 08-11 adopting the findings of approval for the Coastal Development Permit and Conditional Use Permit and finally conditionally approve Coastal Development Permit CP0-339 and Conditional Use Permit UP0-307. The motion was seconded by Councilmember Johnson and carried with Councilmember Smukler voting no. (4-1)

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B-3 ORDINANCE NO. 565 AMENDING MORRO BAY MUNICIPAL CODE SECTION 2.08.010 OF THE MORRO BAY MUNICIPAL CODE REGARDING COUNCIL MEETINGS TIME AND DATE - INTRODUCTION AND FIRST READING; (CITY ATTORNEY)

City Attorney Robert Schultz stated the City Council on December 13, 2010 directed Staff to change the City Council meeting dates from the second and fourth Mondays to the second and fourth Tuesdays. Mr. Schultz recommended the City Council accept public comment and move for introduction and first reading of Ordinance No. 565, by number and title only, amending Morro Bay Municipal Code Section 2.08.010.

Mayor Yates opened the hearing for public comment.

Betty Winholtz stated when going on-line and researching information on other communities, she found they maintain this type of change in their municipal code. She requested the City Council not amend this policy by resolution and maintain it in the Municipal Code.

Mayor Yates closed the hearing for public comment.

MOTION: Councilmember Borchard moved the City Council approve for first reading and introduction by number and title only, Ordinance No. 565 amending Morro Bay Municipal Code Section 2.08.010 of the Morro Bay Municipal Code Regarding Council Meetings Time and Date. The motion was seconded by Councilmember Smukler and carried unanimously. (5-0)

C. UNFINISHED BUSINESS – NONE.

D. NEW BUSINESS

D-1 CITY COUNCIL ANNUAL MEETING SCHEDULE; (ADMINISTRATION)

City Manager Andrea Lueker presented to the City Council the 2011 annual meeting schedule as follows: 1) regular meeting dates are the second and fourth Tuesdays of each month with the exception of July 26th, November 22nd and December 27th, which are traditionally, canceled; and 2) the City Council and Planning Commission normally meet twice each year for a joint meeting. These meetings have been scheduled on a variety of dates, including 5th Monday's as well as on regular City Council meeting days an hour prior to the normal starting time. For 2011, it is recommended the joint City Council/Planning Commission meetings are held one hour prior to a regular City Council meeting. Suggested dates are February 22nd at 5:00 p.m. and September 13th at 5:00 p.m. Ms. Lueker recommended the City Council accept the annual meeting schedule, or advise staff of any conflicts.

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MOTION: Mayor Yates moved the City Council accept the annual meeting schedule as proposed by staff. The motion was seconded by Councilmember Leage and carried unanimously. (5-0)

D-2 CONSIDERATION OF REPLACING THE CURRENT PLANNING
COMMISSION; (CITY COUNCIL)

Mayor Yates stated the Planning Commission should be business and citizen friendly, and should be respectful of the enormous amount of time applicants and staff put into a project to prepare the project for presentation before the Planning Commission. In recent years, the Commission has repeatedly nit-picked projects, attempted to act as a Design Review Board, and generally been non-supportive and combative with staff's decisions. With three Planning Commission vacancies, and based on recent actions of the existing Planning Commission, Mayor Yates recommended the City Council agree to replace the entire Planning Commission noting this decision would work well with the application deadline for Advisory Board vacancies of January 19, 2011 and interview date of January 24, 2011.

Councilmember Leage stated he agrees with Mayor Yates; this is a critical time and everyone needs to work together.

Councilmember Smukler stated he is disappointed with this report because these are the type of people he would like to see on the Planning Commission. He said he thought the staff report was disrespectful to the Commission and feels they deserve an apology. Councilmember Smukler expressed concern of what type of message this might send to those who might consider serving on a City board.

Councilmember Johnson stated the Planning Commission does not know what their responsibilities and powers are. She said when first on the Planning Commission, she was trained on the Sphere of Influence, Local Coastal Plan, General Plan, Land Use Plans, Zoning Ordinance and Variances, and served at the will of the Council. Councilmember Johnson stated all new Planning Commissioners need adequate training. She said the Planning Commission is not an architectural review committee; there is no view ordinance or color code for private homes. Councilmember Johnson stated applicants and staff should be treated with respect. She said she will vote against replacing the Planning Commission at this time; however, she recommended the Planning Commission receive training regarding their roles and responsibilities.

Councilmember Borchard stated she agrees the Planning Commission does require further training on its responsibilities. She said she feels removing the remaining two Planning Commissioners would be divisive in the community, and she would not be opposed to appointing two alternates to the Planning Commission.

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Mayor Yates withdrew this item from consideration.

No further action was taken on this item.

E. DECLARATION OF FUTURE AGENDA ITEMS – None.

ADJOURNMENT

The meeting adjourned at 10:56 p.m.

Recorded by:

Jamie Boucher
Deputy City Clerk