

City of Morro Bay

City Council Agenda

Mission Statement

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 – JANUARY 14, 2008

**CLOSED SESSION – JANUARY 14, 2008
CITY HALL CONFERENCE ROOM - 5:00 P.M.
595 HARBOR ST., MORRO BAY, CA**

- 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 54956.9(A); CONFERENCE WITH LEGAL COUNSEL REGARDING PENDING LITIGATION.**
- CITY OF MORRO BAY vs. EQUILON/SHELL
- CS-3 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 one (1) parcel.
- Property: Morro Bay Dunes.
Negotiating Parties: Doug Claassen and City of Morro Bay.
Negotiations: Lease Terms and Conditions.
- CS-4 GOVERNMENT CODE SECTION 54956.9(a); CONFERENCE WITH LEGAL COUNSEL REGARDING PENDING LITIGATION - STATUS REPORT ON ALL PENDING LITIGATION.** This is a report on status and no action may be taken on any matter not specifically listed. Council may request a specific matter be agendaized in the future for action.

CS-5 GOVERNMENT CODE SECTION 54957; PERSONNEL ISSUES.
Discussions regarding Personnel Issues including one (1) public employee regarding appointment, specifically the City Manager.

CS-6 GOVERNMENT CODE SECTION 54957; PERSONNEL ISSUES.
Discussions regarding Personnel Issues including one (1) public employee regarding evaluation, specifically the Interim City Manager.

**IT IS NOTED THAT THE CONTENTS OF CLOSED SESSION MEETINGS
ARE CONFIDENTIAL AND EXEMPT FROM DISCLOSURE.**

**PUBLIC SESSION – JANUARY 14, 2008
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
MAYOR AND COUNCILMEMBERS ANNOUNCEMENTS & PRESENTATIONS
CLOSED SESSION REPORT

PUBLIC COMMENT PERIOD - Members of the audience wishing to address the Council on City business matters (other than Public Hearing items under Section B) may do so 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 address 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.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk, (805) 772-6205. Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

COUNCIL DECLARATION OF FUTURE AGENDA ITEMS

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 MINUTES FOR THE DECEMBER 10, 2007 CITY COUNCIL MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-2 RESOLUTION NO. 01-08 APPROVING THE CITY INVESTMENT POLICY; (FINANCE)

RECOMMENDATION: Adopt Resolution No. 01-08.

A-3 RESOLUTION NO. 02-08 APPROVING SUBLEASE FOR LEASE SITES 65-66/65W-66W LOCATED AT 571 EMBARCADERO; (HARBOR)

RECOMMENDATION: Adopt Resolution No. 02-08.

A-4 RESOLUTION NO. 03-08 AUTHORIZING A REPRESENTATIVE TO APPLY FOR AND ENTER INTO A GRANT AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF WATER RESOURCES LOCAL GROUNDWATER ASSISTANCE GRANT FOR A NITRATE STUDY IN THE CHORRO VALLEY; (PUBLIC SERVICES)

RECOMMENDATION: Adopt Resolution No. 03-08.

A-5 RESOLUTION NO. 04-08 ENDORSING THE INTEGRATED REGIONAL WATER MANAGEMENT PLAN PREPARED BY THE COUNTY OF SAN LUIS OBISPO; (PUBLIC SERVICES)

RECOMMENDATION: Adopt Resolution No. 04-08.

A-6 CITY COUNCIL ANNUAL MEETING SCHEDULE - 2008; (ADMINISTRATION)

RECOMMENDATION: Approve the 2008 meeting schedule.

A-7 ACCEPTANCE OF LETTERS OF RESIGNATION FROM ONE COMMUNITY PROMOTIONS COMMITTEE MEMBER AND ONE PUBLIC WORKS ADVISORY BOARD MEMBER; (ADMINISTRATION)

RECOMMENDATION: Accept letters of resignation.

B. PUBLIC HEARINGS, REPORTS & APPEARANCES

B-1 REVIEW OF RENTAL AGREEMENT FOR SENIOR CENTER; (RECREATION & PARKS)

RECOMMENDATION: Review and approve the proposed Senior Center Use Agreement.

C. UNFINISHED BUSINESS

- C-1 DISCUSSION ON THE ANNEXATION OF THE BACK BAY AND CHEVRON BEACHFRONT PROPERTY AS PART OF THE CITY'S SPHERE OF INFLUENCE; (PUBLIC SERVICES)

RECOMMENDATION: Discuss the priority of annexing the back bay and beachfront portions of the Chevron property and provide direction to staff.

D. NEW BUSINESS

- D-1 DISCUSSION ON A BALLOT MEASURE TO INCREASE THE TRANSIENT OCCUPANCY TAX; (FINANCE)

RECOMMENDATION: Discuss and direct staff accordingly.

- D-2 RECOMMENDATION FROM THE HARBOR ADVISORY BOARD ON REGULATING NEWSPAPER RACKS ON THE EMBARCADERO; (HARBOR)

RECOMMENDATION: Direct the City Attorney to prepare a draft news rack ordinance to regulate news racks in the waterfront area.

- D-3 CONSIDERATION OF LIMITING CHAIN STORES ON THE EMBARCADERO AND DOWNTOWN AREA; (CITY COUNCIL)

RECOMMENDATION: Discuss and direct staff accordingly.

- D-4 SET DATE FOR INTERVIEWS OF COMMISSIONER/ADVISORY BOARD VACANCIES; (ADMINISTRATION)

RECOMMENDATION: Schedule date for interviews.

- D-5 APPOINTMENT OF REPRESENTATIVES ON DISCRETIONARY BOARDS; (PUBLIC SERVICES)

RECOMMENDATION: Make appropriate appointments.

- D-6 DISCUSSION ON FORMING A CITY COUNCIL COMPENSATION COMMITTEE PURSUANT TO SECTION 2.6 OF THE CITY COUNCIL POLICIES AND PROCEDURES; (CITY ATTORNEY)

RECOMMENDATION: Review Section 2.6 of the City Council Policies and Procedures and provide direction to staff.

D-7 APPOINTMENT OF VICE-MAYOR TO SERVE FOR A ONE-YEAR TERM;
(ADMINISTRATION)

RECOMMENDATION: Appoint Vice-Mayor to serve a one-year term.

E. ADJOURNMENT

THIS AGENDA IS SUBJECT TO AMENDMENT UP TO 72 HOURS PRIOR TO THE DATE AND TIME SET FOR THE MEETING. PLEASE REFER TO THE AGENDA POSTED AT CITY HALL FOR ANY REVISIONS OR CALL THE CLERK'S OFFICE AT 772-6200 FOR FURTHER INFORMATION.

COPIES OF STAFF REPORTS OR OTHER PUBLIC DOCUMENTATION RELATING TO EACH ITEM OF BUSINESS REFERRED TO ON THIS AGENDA ARE ON FILE IN THE OFFICE OF THE CITY CLERK AND AVAILABLE FOR PUBLIC INSPECTION AND REPRODUCTION AT COST AT CITY HALL, LIBRARY, AND MILLS STATIONERY.

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 THAT REASONABLE ARRANGEMENTS CAN BE MADE TO PROVIDE ACCESSIBILITY TO THE MEETING.