

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 28, 2008

**CLOSED SESSION – JANUARY 28, 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 54956.8; 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: Embarcadero/Market.
Negotiating Parties: Market Pavilion and City of Morro Bay.
Negotiations: Voluntary Purchase and Sale.

CS-3 GOVERNMENT CODE SECTION 54956.9(C); CONFERENCE WITH LEGAL COUNSEL DUE TO ANTICIPATED LITIGATION: Initiation of litigation exists based upon existing facts and the advice of legal counsel as to one matter.

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

**PUBLIC SESSION – JANUARY 28, 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 JANUARY 14, 2008 CITY COUNCIL MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-2 QUARTERLY FINANCIAL REPORT; (FINANCE)

RECOMMENDATION: Receive report for information.

A-3 RESOLUTION NO. 08-08 CALLING FOR A PRIMARY ELECTION AND REQUESTING CONSOLIDATION WITH THE COUNTY'S PRIMARY ELECTION; (ADMINISTRATION)

RECOMMENDATION: Adopt Resolution No. 08-08.

A-4 APPROVAL OF AMENDMENT TO EMPLOYEE CONFIDENTIAL UNIT MEMORANDUM OF UNDERSTANDING; (ADMINISTRATION)

RECOMMENDATION: Approve the amendment to the Employee Confidential Unit Memorandum of Understanding.

A-5 2007 ANNUAL WATER REPORT; (PUBLIC SERVICES)

RECOMMENDATION: Adopt the same water allocation program as last year.

A-6 AUTHORIZATION TO AMEND GRANT AGREEMENT 03-184 WITH THE CALIFORNIA COASTAL CONSERVANCY FOR AN AUGMENTATION OF FUNDING TO EXTEND THE HARBORWALK PROJECT TO BEACH STREET, RESOLUTION NO. 07-08 DESIGNATING THE HARBORWALK PROJECT AS A PARKING-IN- LIEU PROJECT; (PUBLIC SERVICES)

RECOMMENDATION: Authorize the Capital Projects Manager to enter into an amendment for the grant agreement with the California Coastal Conservancy to receive an augmentation of funding of \$250,000, and adopt Resolution No. 07-08 designating the Harborwalk project as a parking in-lieu project.

A-7 RESOLUTION NO. 06-08 APPROVING AMENDMENT #1 TO THE LEASE AGREEMENT FOR LEASE SITE 78-81/78W-81W, LOCATED AT 701 EMBARCADERO, BETWEEN THE CITY OF MORRO BAY AND VAN BEURDEN INVESTMENTS; (HARBOR)

RECOMMENDATION: Adopt Resolution No. 06-08.

A-8 RESOLUTION NO. 05-08 ADOPTING THE REVISED CITY MULTI-HAZARD EMERGENCY RESPONSE PLAN; (FIRE)

RECOMMENDATION: Adopt Resolution No. 05-08.

A-9 RECOMMENDATION TO USE PARK-IN-LIEU FUNDS FOR PARK IMPROVEMENTS; (RECREATION & PARKS)

RECOMMENDATION: Approve the use of up to \$25,000 of park in-lieu funds to repair/replace chips and playground surfacing at Monte Young, Keiser and City Park, and up to \$6,000 for dead tree removal, stump grinding and tree replacement at various parks.

A-10 ACCEPTANCE OF LETTER OF RESIGNATION FROM RECREATION & PARKS COMMISSIONER; (ADMINISTRATION)

RECOMMENDATION: Accept letter of resignation.

A-11 PROCLAMATION DECLARING FEBRUARY 2008 AS “GRAND JURY AWARENESS MONTH”; (ADMINISTRATION)

RECOMMENDATION: Adopt Proclamation.

B. PUBLIC HEARINGS, REPORTS & APPEARANCES

B-1 CONSIDERATION OF AMENDMENTS TO THE SUBDIVISION ORDINANCE RELATED TO CONDOMINIUM CONVERSIONS AND CABRILLO NEIGHBORHOOD LOT SIZE; (PUBLIC SERVICES)

RECOMMENDATION: Discuss and direct staff accordingly.

B-2 APPROVAL TO ENTER INTO THE 2008 CENTRAL COAST WATER RELIABILITY AGREEMENT WITH THE COUNTY OF SAN LUIS OBISPO; (PUBLIC SERVICES)

RECOMMENDATION: Authorize the Capital Projects Manager to enter into the 2008 Central Coast Water Reliability Agreement with the County of San Luis Obispo,

C. UNFINISHED BUSINESS

C-1 CONSIDERATION OF APPROVAL OF NEW COMPENSATION RATES FOR THE MORRO BAY DIAL-A-RIDE AND TROLLEY OPERATIONS AND MANAGEMENT AGREEMENT AND ADOPTION OF REVISED PERFORMANCE STANDARD; (ADMINISTRATION)

RECOMMENDATION: Discuss and direct staff accordingly.

D. NEW BUSINESS

D-1 EXPENDITURE RECOMMENDATION FROM CITIZENS OVERSIGHT COMMITTEE REGARDING STORM DRAIN ALLOCATION; (FINANCE)

RECOMMENDATION: This item was pulled from the agenda.

D-2 CONSIDERATION OF POLICY ON PURCHASING PLASTIC BOTTLES; (CITY COUNCIL)

RECOMMENDATION: Discuss and direct staff accordingly.

D-3 DISCUSSION ON SENDING A LETTER TO LEGISLATORS ON GOVERNOR'S PROPOSAL REGARDING CLOSURE OF STATE PARKS; (CITY COUNCIL)

RECOMMENDATION: Approve sending draft letter to the Governor and local legislators.

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.