

MINUTES – MORRO BAY CITY COUNCIL
SPECIAL CLOSED SESSION MEETING –
JANUARY 14, 2014
CITY HALL CONFERENCE ROOM – 4:30PM

PRESENT: Jamie Irons Mayor
 Christine Johnson Councilmember
 Nancy Johnson Councilmember
 George Leage Councilmember
 Noah Smukler Councilmember

STAFF: Susan Slayton Acting City Manager
 Anne M. Russell Interim City Attorney
 Eric Endersby Harbor Director

ESTABLISH QUORUM AND CALL TO ORDER

Mayor Irons called the meeting to order at 4:30pm.

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

CLOSED SESSION PUBLIC COMMENTS - Mayor Irons opened the meeting for Public Comment

Bill Martony spoke regarding Lease Site 30W-33W, noting that he had met with the proposed buyers and learned there may be a lot line adjustment that would affect the boat slip to the north. He does not believe the buildings on the lease site are any issue and that the improvements and lease lines should be left as is.

Cathy Novak, representing the Coakleys and new buyers, provided information on suggested changes to the lease terms, including boundary line adjustments, language regarding the building on Lot 20, Clean Marina program, fire sprinkler improvements, lease commencement date and payment terms.

Sandy Bean, a real estate broker representing the Coakleys and the new buyers, stated that with any transaction there are negotiable and non-negotiable items. This particular case involves a financial condition that is non-negotiable. The loan that is in place is very temporary and requires clear title. They must have a boundary line adjustment to gain clear title.

Bernadette Pekarek, spoke regarding Lease Site 30W-33W, stating that it would be confusing to start pushing boundary lines out into the bay as it could affect all water leases. She asked if this will affect the boat yard south of the boat launch and the rest of the Embarcadero.

The Public Comment period was closed.

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

CS-1 GOVERNMENT CODE SECTION 54956.9(d)(2) - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: Exposure to litigation exists based upon existing facts and the advice of legal counsel as to one matter.

- Buddenhagen v. City of Morro Bay

CS-2 GOVERNMENT CODE SECTION 54956.8 - 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 parcel.

- **Property: Lease Site 30W-33W; Bay Front Marina, Water Lease Adjacent to 201 Main Street**

Negotiating Parties: Coakley and City of Morro Bay

Negotiations: Price and Terms of Payment

CS-3 GOVERNMENT CODE SECTION 54957(b)(1) – PUBLIC EMPLOYMENT:

Title: Interim City Manager

Title: Interim City Attorney

CITY COUNCIL CONVENED TO OPEN SESSION – The City Council convened to open session; Interim City Attorney Anne Russell reported that with regards to the items heard in Closed Session, no reportable action under the Brown Act was taken.

ADJOURNMENT

The meeting adjourned at 5:53pm.

Recorded by:

Dana Swanson
Deputy City Clerk