



CITY OF MORRO BAY HARBOR ADVISORY BOARD A G E N D A

*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 - Thursday, May 1, 2014
Veteran's Memorial Building - 6:00 P.M.
209 Surf Street, Morro Bay, CA**

Jeff Eckles, Chair	Waterfront Leaseholders
Bill Luffee, Vice-Chair	Marine Oriented Business
Alan Alward	Morro Bay Commercial Fishermen's Organization
Dana McClish	Recreational Boating
Gene Doughty	South Bay/Los Osos
Lynn Meissen	Member at Large
Ron Reisner	Member at Large
Tom Hafer	Alternate to Alan Alward (MBCFO)
Joe Conchelos	Alternate to Alan Alward (MBCFO)

ESTABLISH QUORUM AND CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

CHAIR AND ADVISORY BOARD MEMBER ANNOUNCEMENTS & PRESENTATIONS

PUBLIC COMMENT PERIOD

Members of the audience wishing to address the Board on City business matters other than scheduled items 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 Chair, please come forward to the podium and state your name and address for the record. Board meetings are audio and video recorded and this information is voluntary and desired for the preparation of minutes.
- Comments are to be limited to three minutes.
- All remarks shall be addressed to the Board, as a whole, and not to any individual member thereof.
- The Board respectfully requests that you refrain from making slanderous, profane or personal remarks against any elected official, Board member 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 Board to carry out its meeting will not be permitted and offenders will be requested to leave the meeting.
- Your participation in Board 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 Harbor Department's Office Assistant at (805) 772-6254. Notification 24 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

A. CONSENT CALENDAR

- A-1 Approval of Minutes from Harbor Advisory Board meeting held on April 3, 2014
Staff Recommendation: Approve minutes.

B. PUBLIC HEARINGS, REPORTS, AND APPEARANCES

- B-1 Harbor Department Status Report
Staff Recommendation: Receive and file.

C. UNFINISHED BUSINESS

- C-1 Marine Services Facility Ad-Hoc Committee Report and Recommendations to Harbor Advisory Board.
Staff Recommendation: Receive report and make recommendations, if any.

D. NEW BUSINESS

- D-1 Discussion and Recommendations Regarding the Need for, Location and Use of and Interest in a Potential Dock Designated for Direct to the Public “Off the Boat” Fish Sales in Morro Bay
- D-2 Discussion and Recommendations Regarding the Need for, Location and Use of and Interest in Expanded Fish Cold Storage Capabilities in Morro Bay

E. DECLARATION OF FUTURE AGENDA ITEMS

F. 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 the Morro Bay Harbor Department, 1275 Embarcadero, for any revisions or call the department at 772-6254 for further information.

Materials related to an item on this Agenda are available for public inspection during normal business hours at the Harbor Department and at Mill’s/ASAP, 495 Morro Bay Boulevard, or online at www.morro-bay.ca.us. Materials related to an item on this Agenda submitted to the Board after publication of the Agenda packet are available for inspection at the Harbor Department during normal business hours or at the scheduled meeting.

CITY OF MORRO BAY

HARBOR ADVISORY BOARD

SYNOPSIS MINUTES

The regular meeting of the City of Morro Bay Harbor Advisory Board was held Thursday, April 3, 2014 at 6:00 PM in the Veteran's Hall, 209 Surf ST, Morro Bay, California.

ESTABLISH QUORUM AND CALL TO ORDER

Present:	Members:	Alan Alward Gene Doughty Jeff Eckles Bill Luffee Dana McClish Lynn Meissen Ron Reisner
	Staff:	Eric Endersby, Harbor Director Polly Curtis, Office Assistant

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

CHAIR AND ADVISORY BOARD MEMBER ANNOUNCEMENTS & PRESENTATIONS

Mr. McClish said the Morro Bay Yacht Club along with the Morro Bay Youth Sailing Foundation held their 7th annual Big Rock Regatta on March 22 and 23. He said there were ten races over two days and included 71 boats, which was a record number for this event – a huge success.

Chair Eckles said the Regatta was the first time he had served on a race committee, and said this was a wonderful event for our community.

Mr. Reisner said the annual city-wide yard sale, sponsored by Morro Bay Beautiful, takes place this weekend. The *Bay News* has a map of some of the yard sale sellers' locations in the current issue.

Mr. Reisner said the Morro Bay Marine Services Facility Ad-Hoc Committee met recently, and reviewed a refined market analysis proposal by Lisa Wise Consulting, Inc. (LWC) to begin Phase One of their larger scope proposal, as discussed in the March Harbor Advisory Board meeting. Mr. Reisner explained the phasing and funding processes.

MOTION: Mr. Reisner moved that the Harbor Advisory Board recommend to the City of Morro Bay that the City agree to 50% participation in funding Lisa Wise Consulting, Inc.'s March 27, 2014 proposal entitled "Proposal for Boatyard and Haulout Market Analysis." The Board further recommend that the City acquaint itself with the proposed methodology of the market demand analysis, and that the City pursue accelerating the analysis timeline, as Lisa Wise Consulting has suggested may be possible. The Motion was seconded by Mr. McClish.

Discussion by the Board on this Motion being a refinement of the Harbor Advisory Board's previous Agenda Item and Motion at their March 6, 2014 meeting. Discussion on the amount of funding being requested in this Motion, which would be 50% of the proposed \$29,000 by LWC for the smaller scope proposal.

VOTE: A Vote was taken on the Motion and carried unanimously.

Mr. Luffee announced the Harbor Patrol event of the christening of their new Harbor Patrol vessel #64 which will happen on Saturday, May 17th from 10:00 a.m. until noon at the Harbor Patrol slips.

PUBLIC COMMENT

Mr. Steve Yarling said the Pirate and Mermaid Parade will be held on May 31 at 10:00 a.m.

A. CONSENT CALENDAR

A-1 MINUTES

Ms. Meissen moved the March 6, 2014 Harbor Advisory Board minutes be approved. The Motion was seconded by Mr. Luffee and carried unanimously.

B. PUBLIC HEARINGS

B-1 Harbor Department Status Report

Mr. Endersby briefed the Board on the following topics:

North T-Pier Maintenance and Repair Project

Lease Site News:

Virg's Landing Action by Council on March 25, 2014

Calif Marine Affairs & Navigation Conference (CMANC) Annual Washington DC Week

Snowy Plover Fencing

Otter Studies

Events:

April 5 – Recreational Salmon Season Opens

April 12 – MB NEP State of the Bay at Tidelands Park

April 12 – Emergency Vehicle Show

April 13 – Opening Day at the Yacht Club

April 19 – Miracle Mile for Kids Fun Run from Morro Rock to Cayucos Pier

April 20 – Easter Sunday Service at the Rock

April 26-27 – Morro Bay Kite Festival

April 27 – Blessing of the Fleet

May 1 – Recreational Rock Fish Opens and Commercial Salmon Season Opens

DBW/VTIP Funds

Tsunami Info – Status Report at Next Meeting

Council Meeting April 8 – Agenda Item MB Fishing Community Sustainability Plan

Discussion by the Board and Mr. Endersby on dredging and navigation of the bay.

B-2 Presentation by the San Luis Obispo County Sheriff's Office on Mexican Smuggling Pangas along the Central California Coast

Commander Jim Taylor of the San Luis Obispo County Sheriff's office, gave the Board a detailed presentation on the Mexican Panga boat landings and arrests in this county since the first known landing on May 24, 2012. He said the landing on October 16, 2013 at Piedras Blancas lighthouse resulted in the arrest of 20 suspects and 144 bales or 4,400 pounds of cannabis, and this was a "super" Panga boat that was 45-feet in length.

Commander Taylor is concerned about the risk to the public, the environment, and navigational issues. He said with the larger Pangas, authorities are wondering what *can't* they smuggle now? The possibilities could include people on the terrorist watch list, dirty bombs, and drugs other than cannabis.

Discussion and comments by the Board and Commander Taylor on equipment used by authorities in pursuit and enforcement; airborne assets; federal funding; locations of Panga landings such as Montana de Oro and Ragged Point and the possibility of Oceano Dunes and other locations frequented by the public. The Commander discussed the speed of the Pangas, saying they are faster than most other boats due to their design and powerful engines.

Commander Taylor said the public should use any method of communication possible to notify the authorities such as the Coast Guard, including VHF channel 16 if the reporting party is on the water. The Coast Guard will contact the Sheriff's office, and air patrols will be sent; but the Coast Guard is geared toward sea rescue rather than pursuit and enforcement. The Commander said the approach needs to be multifaceted in order to deter the Pangas.

C. UNFINISHED BUSINESS

C-1 Review of Liveboard Ordinance Regarding Marine Surveyor Certification and Standardization of Liveboard Permit Inspections

Mr. Endersby reviewed the Item, saying there was Board consensus at a previous meeting to bring this back and review the marine surveyors "acceptability" component of the Liveboard Ordinance language, as well as review the permit inspection standards and their consistent application between the public (Harbor Patrol) and private inspectors.

Discussion by the Board and Mr. Endersby on the following topics:

- The origination of the Liveboard standards.
- Operability and Seaworthiness definitions, or need for clearer definitions.
- Morro Bay Harbor Department Rules and Regulations; definitions.
- Need for current City Attorney to review the liability issues.
- The suitable design of a vessel to operate in the Pacific Ocean.
- Specific language disallowing houseboats in Morro Bay.
- Discrepancy between Harbor and Marine Surveyor on operability of one vessel.
- Need for procedure if a discrepancy between Harbor and Surveyors arises.
- Checklist of vessel inspections are same between Harbor and Surveyors.
- Liveboards must comply with the Harbor Rules and Regulations.
- Liveboard Permits expire on June 30th but are two-year Permits.

Chair Eckles reopened Public Comment.

Mr. Drew Jacobson said there were 26 Liveboard Permits which he performed the inspections on out of the 32 Permits that were issued. He reminded Mr. Endersby that together they had a meeting with the City Attorney on liability issues as well as definitions of Operability and Seaworthiness. He believes the language should be clarified. He also said the City/Harbor has the final say on who is permitted. Ms. Denise Jacobson said the Harbor office has often sent people to Drew for the inspections.

Mr. Rich Boren said he and his family have been Liveboards in Morro Bay since August, and have felt welcomed from the beginning by the Harbor Department, and there have been good communications. He said he works onboard his boat and sees the Harbor Patrol frequently; so he believes the Officers are looking after they bay and doing a good job.

Further discussion by the Board and Mr. Endersby.

Chair Eckles said there are a few current and former Liveboards on the Harbor Advisory Board, and that the Board is here to represent and express the public's interests. He invited people to come and talk one-on-one to any Board member, or to Mr. Endersby on any harbor issues. He understands this is an emotionally charged issue, as the discussion is about people's homes.

Mr. Endersby said the Harbor Department and the Board support Liveboards, as they are a good force on the bay. He said it is Staff's duty to regulate the bay, but the last thing Staff is trying to do is force out Liveboards. He said that he was once a Liveboard in Morro Bay.

Mr. McClish agreed, saying they appreciate Liveboards being the eyes on the bay, and he was also a former Liveboard in Morro Bay. Mr. McClish asked Eric if he would be willing to revise and clarify certain definitions on the Liveboard Ordinance and then pass it to the current City Attorney for his input. Mr. Endersby said he would, and then can bring this item back to the Board in June.

Mr. Alward said he is also a former Liveboard, and as a commercial fisherman appreciates being able to live on the piers in other harbors during the course of fishing seasons. He hopes current transient fishermen are allowed to live on their commercial boats on our piers during the season without a permit. Mr. Endersby said all transients have 60 days to live on their boats before a Liveboard Permit is required. He said the regulation on the T-Piers began after the fire on the South T-Pier was started by a man living on his boat and two people died; however, that regulation can be reviewed as well. The difficulty might be enforcing people who are not qualified for commercial fishing who live on boats on the T-Piers.

Mr. Reisner said there are about 90 days until the Liveboard Permits expire, and asked if there is anything Board members might do to assist. Chair Eckles said Board members could review the Ordinance and make suggestions for changes, if that might be of assistance. Mr. Endersby said he would appreciate the Board's recommendations for smoothing out the Liveboard Ordinance, and would bring the topic back in June.

D. NEW BUSINESS

D-1 None.

E. DECLARATION OF FUTURE AGENDA ITEMS

May: Public Fish Buying Dock and Cold Storage

June: Harbor Department Budget

Review of Liveboard Ordinance Regarding Marine Surveyor Certification and Standardization of Liveboard Permit Inspections

Future:

Coast Guard Building Location Plans

Planning for Power Plant Property

Tsunami Warning and Emergency Notification

F. ADJOURNMENT

This meeting was adjourned at 8:00 PM.

Submitted by,

Polly Curtis
Harbor Department

Recent Events:

Recreational salmon season opened April 5 with decent catches and a great grade of fish. Most boats are getting limits or near limits daily. Recreational rockfish season opens May 1, as does commercial salmon season.

The Morro Bay National Estuary Program State of the Bay events occurred all month in April. The Harbor Department participated in the April 12 State of the Bay Family Event at Tidelands Park with a show-and-tell of the new patrol boat and information about clean boating and environmental responsibility on the bay.

The Harbor Patrol participated April 11 and 12 in the Morro Bay Emergency Vehicle Parade and Show. We showcased one of our new patrol trucks and surf rescue jet skis.

Upcoming Events (as of this writing):

April 13, Opening Day at the Yacht Club.

April 19, Miracle Mile for Kids Fun Run from Morro Rock to the Cayucos pier.

April 20, Easter Sunday Service at the Rock.

April 26-27, Morro Bay Kite Festival.

April 27, Blessing of the Fleet.



AGENDA NO: C-1

MEETING DATE: May 1, 2014

Staff Report

TO: Harbor Advisory Board

DATE: April 14, 2014

FROM: Eric Endersby, Harbor Director

SUBJECT: Marine Services Facility Ad-Hoc Committee Report and Recommendations to Harbor Advisory Board

RECOMMENDATION

Receive report and make recommendations, if any.

BACKGROUND

The Marine Services Facility Ad-Hoc Committee (formerly the “Boatyard Ad-Hoc Committee”) has met with stakeholders and others in its continuing efforts to vet the issues with siting an all-service boatyard in Morro Bay.

The City Council at their April 8, 2014 meeting approved matching City funds for the proposed boatyard market analysis study to be conducted by Lisa Wise Consulting (LWC) in conjunction with the Morro Bay Commercial Fisherman’s Organization (MBCFO), and directed Harbor Department staff to come back at the May 13, 2014 City Council meeting with a proposed contract to complete the work including costs for the MBCFO/LWC project for Council approval.

DISCUSSION

This agenda item is for any new Committee findings, action or recommendations for the City or Harbor Advisory Board, and for subsequent Board action or recommendations, if any.

Prepared By: EE

Dept. Review: EE



AGENDA NO: D-1

MEETING DATE: May 1, 2014

Staff Report

TO: Harbor Advisory Board

DATE: April 13, 2014

FROM: Eric Endersby, Harbor Director

SUBJECT: Discussion and Recommendations Regarding the Need for, Location and Use of and Interest in a Potential Dock Designated for Direct to the Public “Off the Boat” Fish Sales in Morro Bay

RECOMMENDATION

Receive input and make recommendations, if any, regarding a potential dock designated for direct to the public “off the boat” fish sales.

FISCAL IMPACT

No impact at this time. Possible future fiscal impact if the City pursues building such a facility.

BACKGROUND

At the March 6, 2014 Harbor Advisory Board meeting, the Board expressed consensus in a future agenda item to discuss the potential need for and interest in a centralized location for a dock to be used for direct to the public “off the boat” fish sales, with input to be taken from the public as to their interest in having such a location, from the commercial fishermen as to their numbers interested in participating in a scheduled sales program and from the Harbor Department as to the location and logistics of establishing such a dock.

DISCUSSION

In the past, several Morro Bay commercial fishermen have expressed the desire for a centralized location where direct to the public “off the boat” sales would be allowed and encouraged. As it stands today, a fisherman’s only option in Morro Bay for this popular sales method is to conduct it from their assigned slip. Since this is not often scheduled nor done in one consistent location, public participation can be limited and in some cases even be discouraged due to its lack of consistency.

With the advent of the “FishLine” seafood “app” and other internet-based real-time advertising opportunities, interest in the possibility of a centralized and organized direct to the public fish sales dock or other location is renewed, and in combination may create the synergy for such a dock to be widely utilized and successful.

Prepared By: EE

Dept. Review: EE

In addition, while not specifically identified in the recently City Council-accepted Morro Bay Fishing Community Sustainability Plan, an “off the boat” fish sales location would lend itself to Recommendation 4 of the Sustainability Plan. Recommendation 4 is the continued promotion and marketing of the Morro Bay fishing community to “better communicate its unique attractions, particularly a working waterfront, sustainable fishing industry and rich estuarine setting.”

With input from the public, commercial fishermen and Harbor Department staff, the Harbor Advisory Board is being asked to provide recommendations, if any, regarding this issue. Any recommendations will be brought to the City Council, as appropriate, during the budgeting and capital improvement planning processes, and acted upon as time, resources and Council directions allow.

CONCLUSION

The Harbor Advisory Board is being asked to take input and discuss the possibility of a centralized public “off the boat” fish sales dock location in Morro Bay, and make recommendations, if any, to staff and City Council.



AGENDA NO: D-2

MEETING DATE: May 1, 2014

Staff Report

TO: Harbor Advisory Board **DATE:** April 12, 2014

FROM: Eric Endersby, Harbor Director

SUBJECT: Discussion and Recommendations Regarding the Need for, Location and Use of and Interest in Expanded Fish Cold Storage Capabilities in Morro Bay

RECOMMENDATION

Receive input and make recommendations, if any, regarding the potential establishment of expanded fish and fish product cold storage capabilities in Morro Bay.

FISCAL IMPACT

No impact at this time. Possible future fiscal impact if the City pursues establishing such facilities.

BACKGROUND

At the March 6, 2014 Harbor Advisory Board meeting, the Board expressed consensus in a future agenda item to discuss the potential need for and interest in expanded fish cold storage capabilities in Morro Bay, with input to be taken from the commercial fishermen as to what their storage needs may. This would include what and how much product they need to store, for how long and when it needed to be stored during the course of a given year?

DISCUSSION

The recently City Council-accepted Morro Bay Fishing Community Sustainability Plan identifies the potential need for additional refrigerator and freezer storage for the commercial fishing fleet in Morro Bay. Recommendation 3 of the Sustainability Plan states on page 81:

“Increased access to refrigeration and freezers will allow fishermen to hold fish for longer periods, giving them the advantage of coordinating with market demand, pricing, and distribution logistics as well as for storing bait and baited gear. A site, demand and financial feasibility analysis for cold storage and freezer alternatives is recommended. Once a physical site is chosen and a preferred alternative is identified, the commercial fishing industry should work with the City to identify appropriate grants and loan to entitle the site and attract a developer to implement the project.”

Prepared By: EE

Dept. Review: EE

In addition to storing bait and baited gear and enabling fishermen to hold their product for better market timing and pricing, expanded cold storage capabilities in Morro Bay could provide a service that would make commercial fishing operations more efficient and enabling faster trip turn-arounds.

With input from the commercial fishermen and Harbor Department staff, the Harbor Advisory Board is being asked to provide recommendations, if any, regarding this issue. Any recommendations will be brought to the City Council, as appropriate, during the budgeting and capital improvement planning processes, and acted upon as time, resources and Council directions allow.

CONCLUSION

The Harbor Advisory Board is being asked to take input and discuss the possibility of expanded cold storage capability in Morro Bay, and make recommendations, if any, to staff and City Council.