

CITY OF MORRO BAY

HARBOR ADVISORY BOARD

SYNOPSIS MINUTES

The regular meeting of the City of Morro Bay Harbor Advisory Board was held Thursday, February 5, 2015 at 6:00 PM in the Veteran's Hall, 209 Surf ST, Morro Bay, California.

ESTABLISH QUORUM AND CALL TO ORDER

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| Present: | Members: | Alan Alward (MBCFO Rep) Gene Doughty Bill Luffee Neal Maloney 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

Acting Chair Luffee said that Mr. Eckles was not reappointed to the Board, and Mr. McClish has been reappointed for another four years. Mr. Luffee welcomed new Harbor Advisory Board member Mr. Neal Maloney, and asked for an overview of his life and business.

Mr. Maloney said he is the owner of Morro Bay Oyster Company which he's been running since 2008 on 134 acres of state-leased ocean bottom in the Estuary. Previously he was hired by Tomales Bay Oyster Company in 2004, and took over that company when the owner retired. Mr. Maloney recently acquired the City Lease Site at 1287 Embarcadero, formerly owned by Chuck Marciel of M & M General Refrigeration Service, and is operating his oyster nursery in tanks at that location with plans to expand tanks for harvesting oysters there. He sells wholesale oysters all over California as well as to restaurants from San Francisco to LA, and Arizona, Colorado and Southern Nevada. He said his background is in Marine Biology and Conservation at the University of Oregon with a minor in Business. Mr. Maloney said he looks forward to serving on the Harbor Advisory Board.

Mr. McClish said the Central Coast Maritime Museum Association hosted a presentation by the San Diego Maritime Museum on January 22nd on the replica of Cabrillo's ship the San Salvador, which they hope to bring to Morro Bay while on tour. The City of Morro Bay would then be the facilitator of viewings to the public. Mr. Reisner said the San Diego Maritime Museum came here to get an expression of interest from the City; he asked Councilmember Makowetski if he were able to let the Board know what the City's current interest is on that idea. Mr. Makowetski said it might be jumping the gun to say there has been any formal decisions made, since that was the Maritime Museum's first presentation, but he said judging by the past Tall Ship events, the City would probably play whatever part it needs to play.

Mr. McClish announced that the Cal Poly Mustang Regatta collegiate races will be held this weekend, and the Morro Bay Yacht Club will host the event with them. He said 16 schools will be represented, and the races will most likely take place past the launch ramp between the two mooring fields.

Acting Chair Luffee said the "Friends of the Morro Bay Harbor Department" is now an official 501(c)3 corporation, and formal meetings will be held among members Mr. McClish, Mr. Reisner, and himself. The Harbor Department liaison is Harbor Patrol Supervisor Becka Kelly. Mr. Luffee said the public can contact him regarding meetings or donations at 550-9250, or call Becka at the Harbor Department.

Ms. Meissen reported that three weeks ago a full-grown, male, California sea lion boarded her 43' sailboat while on the mooring, jumping onto the deck from the water; he turned over her skiff, losing oars, cushions, fenders and spare mooring lines. When she attempted to chase the sea lion off the deck with an oar, the animal snarled at her. Ms. Meissen called the Harbor Patrol. HPO Mather came with the patrol boat and attempted to chase the sea lion away with a boat hook, but the animal snarled at him fiercely. HPO Mather then used the Harbor Patrol Boat water-cannon to spray the sea lion which then jumped off and swam away. Ms. Meissen said sea lions are a problem up and down the coast, and she does not approve of the Harbor Department turning over their floating docks to sea lions.

Mr. Endersby said this could be a Future Agenda Item if the Board concurred, but the Harbor Department had relinquished the floating docks to the sea lions in order to keep them off the slips, boats, and three-hour docks. He did not believe it was possible to keep sea lions out of the bay. Acting Chair Luffee said this could be a Future Agenda Item and the Board concurred.

Mr. Doughty said the Big, Bad and Ugly Surf Contest will be held on the weekend of February 14th at the Morro Rock beach, which has been running for 25 years. He also said weather is on the way, and he just serviced a mooring that had only one pennant line that had hockled and was unravelling; he reminded boat owners to keep checking and securing their lines.

PUBLIC COMMENT

Mr. Jeremiah O'Brien said he appreciated all the work Mr. Eckles did for the harbor and the Board. He welcomed Mr. Maloney to the Board, who has proved himself a valuable part of the waterfront. Morro Bay City Council Member Matt Makowetski said he is the new Council liaison to the Harbor Advisory Board. He was welcomed by Acting Chair Luffee.

A. CONSENT CALENDAR

A-1 MINUTES

Mr. McClish said a correction should be made on the December 4, 2014 Minutes that Mr. Eckles' twins are a boy and a girl. Ms. Meissen moved the December 4, 2014 Harbor Advisory Board minutes be approved with the correction. The Motion was seconded by Mr. Doughty and carried unanimously.

D. NEW BUSINESS

D-1 Election of Harbor Advisory Board Chair and Vice Chair

Acting Chair Luffee requested Item D-1 be moved forward to the first Item, with the Board's consensus. Mr. Reisner moved to nominate Mr. Luffee as Chair of the Harbor Advisory Board. The motion was seconded by Mr. McClish and carried unanimously.

Mr. Doughty moved to nominate Mr. McClish as Vice-Chair of the Harbor Advisory Board. The motion was seconded by Mr. Alward and carried unanimously.

B. PUBLIC HEARINGS

B-1 Harbor Department Status Report

Mr. Endersby briefed the Board on the following topics:

Recent City Council Actions:

**Ordinance 588 Commercial Fishing Vessel Slip Qualification
Authorized Additional Funding for Lease Site Audits
Approved Assignment and Assumption of LS 144-144W
Accepted Quit Claim Deeds from Power Plant Owner Dynegy, Triangle Lot
Approved Continued Negotiations on LS62/62W and LS63-64/63W-64W
Approved License Agreement with Cal Poly for N T-Pier Docking Space
Approved Extension of Consulting Agreement with Lisa Wise Consulting**

Recent Events:

**January 1 – New Year’s Day Polar Bear Dip
January 16-19 – Winter Bird Festival
January 27 – Harbor Dept. Used Oil Recycle Center Ribbon Cutting Ceremony**

Harbor Patrol Happenings

**Rescue Family Stranded on Sandspit
New Radio-Equipped Helmet for PWC, Funded by “Friends of HD”
Shark Attack December 28th
Storms in December**

Derelict Vessel Demo: Kingfisher, Glowing Star, Viejo del Mar

C-MANC Washington DC March 9-12

Clarification of Claims Made vs. Harbor Department by Boater at December HAB

C. UNFINISHED BUSINESS

C-1 Review of Harbor Department Rules and Regulations Document and Morro Bay Municipal Code Chapter 15 for Harbor Advisory Board Input and Direction Regarding T-Pier Usage, Mooring Size Limits, Fee Use of City “Head Float” Dock Areas and Overhead Casting

Mr. Endersby asked the Board to review the current Morro Bay Municipal Code in Chapter 15, saying the remaining 15 items to be discussed will fall into three groups as follows:

A - Environmental

9. Prohibiting careening of vessels on the sandspit except in emergencies.
10. Limiting the amount of repair on vessels in water (25%) that should go to a boatyard.
13. Adding/strengthening Best Management Practices.
14. Marine Sanitation Devices and discharge in the bay.

B – Policy

1. Requiring vessel insurance for use of City facilities.
3. Use of impoundment of vessels for other than non-payment of fees as an enforcement tool.
6. Insurance required for Liveboards.
11. Specific reference to City slips for owners/crew/guests only.
15. Cleaning up the section that mentions Associated Pacific and Jim Entwisle.
16. A defined appeal process.

C – Operational

2. Time limit on recreational vessel stay on T-Piers.
4. Setting a definitive number on the maximum size vessel that a mooring can accommodate.
5. Allowing a limited number of commercial fishing vessels to have Liveboard permits at the T-Piers.
8. Eliminating the \$1/day non-mooring holder skiff tie-up fees at City head-float areas.
12. No overhead casting in certain areas.

Mr. Endersby said at this time staff are bringing the "C" list of "Operational" items to the Advisory Board for consideration tonight. He said each item will be broken down into "issue," "current rule/code," and "staff-provided information" and "recommendations" sections in order to better inform the analysis.

Mr. Endersby and the Board discussed each item under the Operational heading. The Board made recommendations on each item with the following results and concurrence:

2. Six month time limit for recreational vessels on T-Piers.
4. At discretion of Harbor Director to set max size vessel that a mooring can accommodate.
5. Three (3) Permitted Liveboards on each T-Pier for commercial fishing vessels.
8. Change skiff tie-up rate to \$3.00/day.
12. No overhead casting in certain areas.

C-2 Update from the Marine Services Facility/Boatyard Ad-Hoc Committee on Committee's Recent Activities, Findings and Recommendations with Regard to The Draft Work Products Received to Date from Lisa Wise Consulting

Mr. Reisner, Ad-Hoc Committee Chair, presented a synopsis status report to the Harbor Advisory Board, reviewing the current status and history of the draft work projects received from project consultant Lisa Wise Consulting. Discussion by the Board.

C-3 Update from the Capital Improvement Planning Ad-Hoc Committee on Committee's Recent Activities

Chair Luffee appointed Neal Maloney to the Ad-Hoc Committee. Chair Luffee said the Capital Improvement Planning Ad-Hoc Committee has not convened since the previous Harbor Advisory Board meeting. Nothing to report.

E. DECLARATION OF FUTURE AGENDA ITEMS

February Declarations:

State Park Marina Operating Agreement
Coast Guard Building Location Plans

Future:

Morro Bay Fish Quota Share and Trawl Permits
Annual Review of All Waterfront Lease Sites
Water Lease Site Improvements Including Dock Configurations
Mooring Field Design and Maintenance
Inspecting Marine Sanitation Devices on All Vessels in Morro Bay Harbor
Planning for Power Plant Property
Sea Lion Abatement in Morro Bay

F. ADJOURNMENT

This meeting was adjourned at 8:45 PM.
Submitted by,

Polly Curtis
Harbor Department