



AGENDA NO: A-1

MEETING DATE: April 2, 2015

CITY OF MORRO BAY

HARBOR ADVISORY BOARD

SYNOPSIS MINUTES

The regular meeting of the City of Morro Bay Harbor Advisory Board was held Thursday, March 5, 2015 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 (MBCFO Rep)
 Gene Doughty
 Bill Luffee
 Neal Maloney
 Dana McClish
 Lynn Meissen
 Ron Reisner
 Eric Endersby, Harbor Director
 Lori Stilts, Harbor Business Coordinator

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

CHAIR AND ADVISORY BOARD MEMBER ANNOUNCEMENTS & PRESENTATIONS

<https://youtu.be/-H87pZEtGDQ?t=1m33s>

Mr. McClish said the 9th annual Big Rock Regatta, hosted by the Morro Bay Yacht Club will take place this weekend.

Mr. Reisner said the annual Dixon Spaghetti Dinner takes place Friday, March 20th at the Morro Bay Community Center, contact the Recreation Department for tickets. He said the annual citywide yard sale happens the third weekend in April, sponsored by Morro Bay Beautiful.

PUBLIC COMMENT

<https://youtu.be/-H87pZEtGDQ?t=5m4s>

Mr. Drew Jacobson said two weeks ago the charter sail he was on had a catastrophic engine breakdown, and the Morro Bay Harbor Patrol responded with professional, efficient and friendly assistance.

Mr. Michael Roland said the Harbor Patrol has been awesome this year.

Mr. Richard Boren said he lives on a large vessel with his family, and requested the pumpout be given priority space for vessel use by signage or painting the dock.

Mr. Jeremiah O'Brien presented information to the Board against the proposed marine sanctuary on the Central Coast, saying this is an extremely important issue to the community. Discussion by the Board. Mr. O'Brien said people can find information online at Sanctuary Nominations at NOAA.gov.

Councilmember Matt Makowetski said he agrees with Mr. O'Brien that the City Council has not yet formally discussed the proposed marine sanctuary, and that we need to start talking to people about this subject.

A. CONSENT CALENDAR

<https://youtu.be/-H87pZEtGDQ?t=30m14s>

A-1 MINUTES

Ms. Meissen said a correction should be made to the February 5, 2015 Minutes on her sea lion report, to delete: "scare the sea lions away, and then they might not return to the bay" and add: "discourage the number of sea lions making their homes in this bay." Mr. McClish moved the February 5, 2015 Harbor Advisory Board minutes be approved with the correction. The Motion was seconded by Mr. Alward, and carried unanimously.

B. PUBLIC HEARINGS

<https://youtu.be/-H87pZEtGDQ?t=31m40s>

B-1 Harbor Department Status Report

Mr. Endersby briefed the Board on the following topics:

Recent City Council Actions

Recent Events

Snowy Plover Fencing

Cable Committee Grant

Emergency Management Earthquake Training

Social Media

Skiff and Surplus Gear Auction

Harbor Patrol Happenings

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 Requiring Insurance for Use of City Facilities, Impoundment of Vessels As an Enforcement Tool, Requiring Insurance for Liveboards, Restriction of City Slips to Owners/Crew/Guests Only, Language Clean-Up in Certain Sections and Establishing a Defined Appeals Process

<https://youtu.be/-H87pZEtGDQ?t=58m52s>

Mr. Endersby asked the Board to review the Harbor Department Rules and Regulations document, and the Morro Bay Municipal Code Chapter 15, and other documentation provided, as follows:

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.

Mr. Endersby reviewed each Policy topic in detail, and stated his recommendations. Discussion by the Board and public on Policy item numbers 1 and 6.

Motion: Mr. McClish moved to form a Liability Risk Management Ad-Hoc Committee to review liability of vessels and Liveboards on City facilities (Policy Numbers 1 and 6 in the Staff Report). The Motion was seconded by Mr. Alward, and carried with a vote of 6 to 1, with Ms. Meissen voting no.

Chair of the Liability Risk Management Ad-Hoc Committee will be Ms. Meissen, and members will be Mr. Alward and Mr. Reisner, along with other members selected from the public.

Discussion on Policy item number 3: item tabled, and will be carried to a future Harbor Advisory Board meeting.

Discussion on Policy item number 11: Specific reference to City slips for owners/crew/guests only.

Motion: Mr. Doughty moved to accept Staff recommendation to enact a restriction in the Rules and Regulations to access to City slips to slip holder owners, crew, guests and mooring owners/renters requiring skiff access to their moorings. The Motion was seconded by Mr. Reisner, and carried unanimously.

Discussion on Policy item number 15: that the stipulation on the mooring ownership of A2-0-21A and A1-2-7A remain but the Rules and Regulations be amended to eliminate the reference to private individuals or entities.

Motion: Mr. Doughty moved to accept Staff recommendation that the stipulation on the mooring ownership of A2-0-21A and A1-2-7A remain but the Rules and Regulations be amended to eliminate the reference to private individuals or entities. The motion was seconded by Mr. Maloney, and carried unanimously.

Discussion on Policy item number 16: a defined appeal process. Mr. Endersby recommended a defined appeal process for certain administrative decisions of the Harbor Department be enacted that follows an ascending "chain of command" as to the route of an appeal as follows: Harbor Director, City Manager, Harbor Advisory Board (recommendation to City Council), City Council.

Motion: Ms. Meissen moved to recommend the defining of the appeal process as is stated in the Staff recommendations for Policy item number 16 that the route of an appeal shall be as follows: Harbor Director, City Manager, Harbor Advisory Board (recommendation to City Council), City Council. The Motion was seconded by Mr. Doughty, and carried unanimously.

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**
<https://youtu.be/-H87pZEtGDQ?t=2h37m53s>

Mr. Reisner, Ad-Hoc Committee Chair, deferred to the Harbor Director. Mr. Endersby briefed the Board on the Draft Report currently being revised by Lisa Wise Consulting. Discussion by the Board. Mr. Endersby said he did a physical count of all the boats in the bay, which resulted in a total of 450 boats, not counting transient boats. He said the Draft Report should be out for public review by the end of this week.

C-3 **Update from the Capital Improvement Planning Ad-Hoc Committee on**

Committee's Recent Activities

<https://youtu.be/-H87pZEtGDQ?t=2h44m9s>

Mr. Endersby said the Ad-Hoc Committee should be meeting within the next couple of weeks to discuss Capital Improvement Planning.

D. NEW BUSINESS

D-1 Review of Harbor Lease Sites with Construction or Other Lease/Lease Site Activity Currently Underway

<https://youtu.be/-H87pZEtGDQ?t=2h48m11s>

Mr. Endersby presented a brief oral report to the Board on various lease sites, as listed in the staff report.

E. DECLARATION OF FUTURE AGENDA ITEMS

<https://youtu.be/-H87pZEtGDQ?t=3h11m52s>

March Declarations:

State Park Marina Operating Agreement
Proposed Marine Sanctuary Presentation
Harbor Rules and Regulations

Future:

Ad-Hoc Committee on Boatyard/Haulout
Best Management Practices, HAB Review
Coast Guard Building Location Plans
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 9:25 PM.
Submitted by,

Polly Curtis
Harbor Department