



**AGENDA NO: A-1**

**MEETING DATE: October 1, 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, September 3, 2015 at 6:00 PM in the Veteran's Hall, 209 Surf ST, Morro Bay, California.

**ESTABLISH QUORUM AND CALL TO ORDER**

Present:           Members:     Gene Doughty  
  Tom Hafer (MBCFO Rep)  
  Bill Luffee  
  Neal Maloney  
  Dana McClish  
  Lynn Meissen  
  Ron Reisner  
  Eric Endersby, Harbor Director  
  Polly Curtis, Office Assistant

**MOMENT OF SILENCE**

**PLEDGE OF ALLEGIANCE**

**CHAIR AND ADVISORY BOARD MEMBER ANNOUNCEMENTS & PRESENTATIONS**

<https://youtu.be/kLWuORqiNfA?t=1m52s>

Mr. Reisner said the ECO-SLO Coastal Cleanup Day is Saturday, September 19<sup>th</sup>. Morro Bay Beautiful will be cleaning up the north end of the sand spit, and will meet at the Harbor office parking lot at 8:00 AM for a boat ride by the Harbor Patrol to the tip of the spit, returning to Sandal's Cove by around noon.

Mr. Maloney said his company, Morro Bay Oyster Co., will also donate a boat if help is needed to pick up trash from the sand spit on September 19<sup>th</sup>.

Mr. McClish said the Morro Bay Yacht Club will hold a bay race for day sailors on October 3<sup>rd</sup> from 11:00 AM to 2:30 PM, which is on the day of the Harbor Festival. Information can be found on the website [www.mbyc.net](http://www.mbyc.net).

Mr. Luffee announced the "Friends of the Harbor Department" event on November 13<sup>th</sup> at Morro Rock – a drive-in movie experience. People will listen to the movie via their car radios tuned to 97.3 The Rock, Estero Bay Community Radio.

Mr. Hafer said the Morro Bay Harbor Festival is being held one day only, Saturday, October 3<sup>rd</sup> and it is a free entry. There will be a large variety of seafood on offer, and all the vendors will be local.

Mr. Doughty said there is a lot of life in the bay.

## **PUBLIC COMMENT**

<https://youtu.be/kLWuORqiNfA?t=5m59s>

Mr. Michael Roland reviewed his court case, fines, and the mandate by the court giving him until September 30<sup>th</sup> to make repairs to his boat and obtain a legal Liveaboard Permit from the Harbor Department. He asked the Harbor Advisory Board to give him more time. The Board directed Mr. Roland to speak to the Harbor Director, as this was a court mandate. Mr. Roland said all communication between himself and Mr. Endersby has been extinguished.

### **A. CONSENT CALENDAR**

#### **A-1 MINUTES**

<https://youtu.be/kLWuORqiNfA?t=10m22s>

Mr. Doughty moved the August 6, 2015 Special Harbor Advisory Board minutes be approved as submitted. The Motion was seconded by Ms. Meissen and carried unanimously.

### **B. PUBLIC HEARINGS**

#### **B-1 Harbor Department Status Report**

<https://youtu.be/kLWuORqiNfA?t=11m15s>

Mr. Endersby briefed the Board on the following topics:

**Councilmember Makowetski Leave of Absence**

**Fish and Wildlife Warden Change**

**Recent City Council Action**

**Recent Events:**

**National Night Out**

**NOAA Entanglement Response 101**

**Upcoming Events:**

**Art in the Park, Sept. 5-7**

**Avocado & Margarita Festival, Sept. 12-13**

**Coastal Cleanup Day, Sept. 19**

**MB NEP 20<sup>th</sup> Anniversary Party, Sept. 26**

**Harbor Festival, Oct. 3**

**Surfboard Art Festival, Oct. 3**

**CMANC Meeting in Lafayette, Sept. 16-17**

**APCD Grants Available to Repower Engines for Fishing Vessels**

**Shark Awareness**

#### **B-2 Morro Bay Community Quota Fund Status Report**

<https://youtu.be/kLWuORqiNfA?t=25m11s>

Ms. Andrea Lueker, Executive Director of the Morro Bay Community Quota Fund, reviewed the history of the Quota Fund, saying this is now a 501(c3) company and is no longer associated with the Nature Conservancy. Ms. Lueker also reviewed the backgrounds of the Board of Directors. She said the By-Laws of the Quota Fund have been refined with the focus on environmental, economic, and social benefits. Ms. Lueker reviewed the successes of the Morro Bay Quota Fund over the past two years as well as the challenges for the future.

Discussion by the Board and Ms. Lueker and the Harbor Director. Ms. Lueker said the website for the MB Community Quota fund is: <http://www.morrobaycommunityquotafund.org/> .

### **C. UNFINISHED BUSINESS**

#### **C-1 Update from the Marine Services Facility/Boatyard Ad-Hoc Committee on Committee's Recent Activities**

<https://youtu.be/kLWuORqiNfA?t=46m54s>

Mr. Reisner said he attended the National Estuary Program Health of the Bay presentation, saying the focus on eelgrass concerns might eventually conflict with the future haulout facility and may limit waterfront development. Mr. McClish further reviewed the NEP's report on eelgrass decline in the Morro Bay estuary.

Mr. Endersby discussed the RFP status, saying he received four proposals and the contract was awarded to RRM Design, who will determine the best layout and location for a future boatyard; the possibilities will include the triangle lot and Front Street lot and all adjacent public areas.

Mr. Hafer said the Harbor Director received an email from Lisa Wise Consulting, Henry Pontarelli, who said the Travel Lift Company will be in our area in October, and they could meet with the Committee to discuss options for the proposed boatyard areas.

**C-2 Update from the Capital Improvement Planning Ad-Hoc Committee on Committee's Recent Activities**

<https://youtu.be/kLWuORqiNfA?t=1h16s>

Mr. Maloney said the Ad-Hoc Committee met with the Harbor Director on August 18<sup>th</sup>. The next meeting is planned for September 21<sup>st</sup> at City Hall, which should include the Finance Director. The Ad-Hoc Committee voted to change the name to: Financing Budget Ad-Hoc Committee.

**C-3 Update from the Insurance Ad-Hoc Committee on Committee's Recent Activities**

<https://youtu.be/kLWuORqiNfA?t=1h1m22s>

Ms. Meissen said the Committee met last Monday with the City's insurance carrier Mr. Roy Angel of California Joint Powers Insurance Authority (CJPIA). Also in attendance were Ms. Dana Swanson the City Clerk, and Ms. Brooke Austin of the City Attorney's office, and Ms. Lori Stilts the Harbor Business Coordinator. Mr. Roy Angel said the City of Morro Bay is the lowest in his region for claims against a city; he said all the items identified as risks by the Committee would be covered by insurance.

Ms. Meissen said if the Harbor Department were looking at ways to mitigate risk, they could require insurance by boat owners, naming the City as Additional Insured. She said the crux of the problem is derelict boats, since many of those would probably not be covered by insurance. Further problems are how the Ordinance would be written, and the sphere of control by the Harbor Department.

Discussion by the Board on liability insurance (P &I), requiring marine surveys, and exactly which City facilities are under the original jurisdiction.

Mr. Endersby summarized the Ad-Hoc meeting with the City's insurance carrier, CJPIA. He said requiring insurance may not be a big hammer to use for derelict vessels as these boats are often abandoned, or the owners may have no money to buy insurance; the best route is the lien sale process on these boats.

**D. NEW BUSINESS**

**D-1 Harbor Advisory Board Review and Input on Various Existing and Potential Vessel Best Management Practices in Morro Bay**

<https://youtu.be/kLWuORqiNfA?t=1h35m11s>

Mr. Endersby reviewed the previous recommendations by the Board on possible BMPs for incorporation into the Morro Bay Municipal Code (MBMC) or Harbor Department Rules and

Regulations. He listed six general categories of vessel BMPs for the Board's consideration and input on possibly strengthening each item to an Ordinance or leaving it as a BMP:

1. Preventing fuel and oil spills
2. Cleaning and maintenance
3. Sewage containment and disposal
4. Hazardous waste disposal
5. Trash and plastics
6. Graywater

Discussion by the Board and Mr. Endersby on each point listed under the six categories. The recommended changes were noted, and Mr. Endersby said he will incorporate the changes, and when all the Municipal Code and Rules and Regulations have been updated, he will bring the results back to the Board for final approval of the BMPs. His plan is to create an entirely new comprehensive package as a handout to new boaters and renters.

**E. DECLARATION OF FUTURE AGENDA ITEMS**

<https://youtu.be/kLWuORqiNfA?t=2h17m10s>

**Future:**

Management Partners Study  
Friends of the Harbor Department Activities  
Sublease Slip Rate Discount for Qualified Commercial Fishermen on List  
Eelgrass Mitigation Co-op by City  
Status of Bayside Cafe  
Coast Guard Building Location Plans  
Inspecting Marine Sanitation Devices on All Vessels in Morro Bay Harbor  
Planning for Power Plant Property

**MOTION:** Mr. Hafer moved to hold a Special Harbor Advisory Board meeting this month on the proposed Chumash Heritage National Marine Sanctuary. The Motion was seconded by Mr. McClish and carried unanimously.

**F. ADJOURNMENT**

This meeting was adjourned at 8:40 PM.  
Submitted by,

Polly Curtis  
Harbor Department