

AGENDA NO: A-2

MEETING DATE: September 13, 2016

MINUTES - MORRO BAY CITY COUNCIL
REGULAR MEETING – AUGUST 9, 2016
VETERAN'S MEMORIAL HALL – 6:00 P.M.

PRESENT:	Jamie Irons	Mayor
	John Headding	Councilmember
	Matt Makowetski	Councilmember
	Christine Johnson	Councilmember
	Noah Smukler	Councilmember
STAFF:	Dave Buckingham	City Manager
	Chris Neumeyer	Assistant City Attorney
	Dana Swanson	City Clerk
	Susan Slayton	Administrative Services Director
	Rob Livick	Public Works Director
	Scot Graham	Community Development Director
	Steve Knuckles	Fire Chief
	Larry Todd	Interim Police Chief
	Eric Endersby	Harbor Director

ESTABLISH QUORUM AND CALL TO ORDER

The meeting was called to order at 6:03 p.m., with all members present.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION

<https://youtu.be/ek8KeODqR2g?t=1m51s>

City Manager Buckingham and Interim Police Chief Todd, along with the City Council, presented Life Saving Medals to Sergeant Cox, Officer Riddering and Officer Painter for their rescue and lifesaving actions on January 23, 2016.

CLOSED SESSION REPORT – No Closed Session Meeting was held.

MAYOR AND COUNCILMEMBERS' REPORTS, ANNOUNCEMENTS & PRESENTATIONS

CITY MANAGER REPORTS, ANNOUNCEMENTS & PRESENTATIONS

PRESENTATIONS - None

PUBLIC COMMENT

<https://youtu.be/ek8KeODqR2g?t=7m41s>

Kevin Koon and Steven Rogall of Rogall Painting, Inc. provided the business spot. Rogall Painting started in 2004 primarily as a painting company and has expanded to construction and home remodeling. They made a purposeful early decision to provide in-house career development and training for their employees. Please visit www.rogallpainting.com or call 772-2012 for more information.

Carole Truesdale, Morro Bay resident and Director of the Neighborhood Watch Team, extended her gratitude to the community, Morro Bay Police Department, Morro Bay Fire Department and several other businesses and organizations for supporting the recent National Night Out event.

John DiNunzio, SLOCOG Regional Transportation Planner, shared all seven cities in San Luis Obispo County have approved the SLO County Self-Help Local Transportation Plan. The plan and ordinance were adopted and will be on the November ballot as Measure "J". For more information, visit selfhelpslo.org.

Janice House, Morro Bay, spoke regarding the pending sale of City-owned property at Coral and San Jacinto and commitment to use proceeds to pay down fire station debt. Reading from the FY 16/17 adopted budget, "...Council expressed intent to pay down the USDA debt with proceeds from sale of the Cloisters property". She found the same in every budget since 2012.

Carla Wixom, Morro Bay, stated many residents are expressing discontent with actions taken under the current leadership, including business licensing, code enforcement, the sewer at Righetti Ranch, and now public safety.

The comment period was closed.

A. CONSENT AGENDA
<https://youtu.be/ek8KeODqR2g?t=21m18s>

Unless an item is pulled for separate action by the City Council, the following actions are approved without discussion.

A-1 APPROVAL OF MINUTES FROM THE JULY 12, 2016 SPECIAL CLOSED SESSION CITY COUNCIL MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-2 APPROVAL OF MINUTES FROM THE JULY 12, 2016 CITY COUNCIL MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-3 ADOPTION OF RESOLUTION NO. 61-16, WHICH RESCINDS RESOLUTION NO. 37-16 AND AMENDS AND ADOPTS THE COMPLETE 2016/17 MASTER FEE SCHEDULE; (ADMINISTRATIVE SERVICES)

RECOMMENDATION: Adopt Resolution No. 61-16.

The public comment period for the Consent Agenda was opened; seeing none, the public comment period was closed.

MOTION: Councilmember Headding moved the Council approve all items on the Consent Agenda. The motion was seconded by Councilmember Johnson and carried unanimously, 5-0.

B. PUBLIC HEARINGS - None

C. BUSINESS ITEMS

- C-1 CONSIDERATION AND DECISION ON MANAGEMENT PARTNERS' RECOMMENDATION REFERENCE CONTRACTED RELATIONSHIP FOR LAW ENFORCEMENT AND OTHER MANAGEMENT PARTNERS RECOMMENDATIONS ; (ADMINISTRATION)
<https://youtu.be/ek8KeODqR2g?t=21m55s>

City Manager Buckingham presented the staff report and responded to Council inquiries.

The Council voiced its support for staff recommendation to not pursue research and consideration of a contracted relationship for law enforcement services.

MOTION: Councilmember Heading moved the Council not pursue research and consideration of an outsourced relationship for Morro Bay Police Department, Fire Department or Harbor Patrol operations unless the City's financial condition should deteriorate to a point that it warrants such consideration in the future. Councilmember Smukler seconded the motion.

The public comment period for Item C-1 was opened.

Ken Vesterfelt, Morro Bay, 21-year resident and 15-year volunteer for Morro Bay Police Department, presented a petition signed by 2,259 residents in support of the Morro Bay Police Department.

Greg Gruich, President of the Morro Bay Police Officer Association, spoke in support of the Morro Bay Police Department ("MBPD") and provided a comparison of services provided by SLO County Sheriff and the MBPD.

Ron Reisner, Morro Bay, spoke in support of MBPD noting to pursue this recommendation would be in direct opposition to the stated priorities of the community.

Pastor Jim Berg, Morro Bay resident and volunteer Police Chaplain, urged the Council to reject outsourcing Police, Fire and Harbor services, adding that in 2006, Morro Bay residents passed Measure Q in support of public safety and street repairs.

Robert Davis, Morro Bay, asked the discussion of outsourcing law enforcement services be completely taken off the table. He added the Police, Fire and Harbor Departments are part of the core identity as an incorporated city.

Trudy O'Brien, Morro Bay, asked the Council not ever consider outsourcing Police, Fire or Harbor services.

Vicki Landis, Morro Bay, spoke in support of the MBPD and community-oriented policing.

Betty Winholtz, Morro Bay, thanked Council for listening to the public and shared that regardless of finances, it's the values of the community that are important.

Mary Jo DiSio, Morro Bay, shared a recent experience with local police and fire and urged the Council to remove the timing provision in the recommended motion.

Garry Johnson, Morro Bay, spoke in support of local law enforcement and appreciated the prompt response by Fire and Police after a recent accident.

Kate Angevin, teacher at Cuesta College, felt that comparing funding either streets or police was an illogical argument should not be in the final report.

Sara Hart, Morro Bay, suggested if cost cutting measures are necessary, cut the number of officers and do not outsource law enforcement services.

Lynda Merrill, Morro Bay, spoke regarding the petition presented to the Council and shared many who signed the petition had never signed a petition before.

Jane Von Koehe, Morro Bay, stated outsourcing law enforcement would result in the loss of local jobs.

The public comment period for Item C-1 was closed.

The Council thanked residents for showing their support for the Police Department. There was concurrence to amend the motion to remove the qualification and direct staff not to pursue this item any further.

Councilmember Headding withdrew his motion. Councilmember Smukler withdrew the second.

MOTION: Councilmember Headding moved the Council not pursue research and consideration of a contracted outsourced relationship for law enforcement services in Morro Bay for Police Department, Fire Department, and Harbor Patrol. The motion was seconded by Councilmember Smukler and carried unanimously, 5-0.

The Council took a short recess at 8:05 p.m. The meeting reconvened at 8:19 p.m.

C-2 WATER RECLAMATION FACILITY (“WRF”) PROGRAM UPDATE AND QUARTERLY BUDGET REPORT; (PUBLIC WORKS)
<https://youtu.be/ek8KeODqR2g?t=2h2m34s>

WRF Program Manager Nunley presented the staff report and proposed reporting schedule and responded to Council inquiries ([click here for presentation](#)).

The public comment period for Item C-2 was opened.

Mary Jo DiSio, Morro Bay, attended WRFCAC meeting last week and found it informative. She asked when the final site will be selected.

Tina Metzger, Morro Bay, asked when the Righetti site will be eliminated from the process and what other project site alternatives are being used. She also asked for clarification on how to submit correspondence during the EIR scoping period.

Betty Winholtz, Morro Bay, asked for an update on the MOU, when the discussion of accessories would take place, and for a cost comparison to move the pipeline from Morro to Chorro valley.

The public comment period for Item C-2 was closed.

Staff responded to additional Council questions and those raised during the public comment period.

Staff clarified those wishing to send communications regarding the Environmental Impact Report (“EIR”) be sent to the City Clerk. Emails or letters can also be sent as directed in the Notice of Preparation of EIR to John Rickenbach or Jennifer Jacobus. Correspondence should be marked “WRF EIR” and list key issues or concerns. Any correspondence received at this point in the process becomes part of the record but does not require a response.

The proposed reporting schedule was acceptable to the Council and no other formal action was taken.

C-3 DISCUSSION OF FINANCING STREET REPAIRS BY DEDICATING DISTRICT TRANSACTION TAX (MEASURE Q) MONIES FOR DEBT SERVICE PAYMENTS; (ADMINISTRATIVE SERVICES)
<https://youtu.be/ek8KeODqR2g?t=3h37m27s>

Mr. Buckingham presented the staff report and responded to Council inquiries.

The public comment period for Item C-3 was opened.

Betty Winholtz, Morro Bay, urged the Council to wait to see if Measure “J” passes in November and hoped there was a plan to support that ballot measure. She does not support taking out loans, particularly against the Committee’s recommendation.

Rick Young, Morro Bay, was opposed to borrowing money to pave streets and urged the City to move forward with street paving now.

The public comment period for Item C-3 was closed.

The Council and staff responded to questions raised during public comment and noted a Street Summit will be held in September. Staff will provide impartial facts to voters regarding Measure “J” at that time.

Councilmember Makowetski asked Chair Spagnola from the Citizens Finance Advisory Committee (“CFAC”) to share her insight.

Barbara Spagnola, CFAC Chair and member of WRFCAC, spoke as a resident and summarized the work done by the Committee. The Committee asked for the PCI or condition of the streets to perform a robust financial analysis of the return on investment. The primary concern was the loan would tie up a large portion of Measure Q funds for 30 years to repair approximately 25% of the streets. The Committee felt more general fund money should be contributed to streets.

The Council discussed and agreed more information would be available after the election to inform its decision. At that time, a community-wide streets financing discussion could take place but must keep in mind other infrastructure challenges, such as the WRF.

The City Manager clarified this item likely will not come back until requested by Council; the Council agreed. No formal action was taken on this item.

- C-4 ADOPTION OF ORDINANCE NO. 606, WHICH AMENDS VARIOUS PROVISIONS OF THE MORRO BAY MUNICIPAL CODE RELATING TO CITY ORGANIZATIONAL MATTERS, USE OF CITY PARKS AND RECREATION EQUIPMENT AND PROVIDES OTHER CLARIFICATIONS; (CITY ATTORNEY)
<https://youtu.be/ek8KeODqR2g?t=4h22m18s>

Assistant City Attorney Neumeyer presented a brief staff report.

The public comment period for Item C-4 was opened; seeing none, the public comment period was closed.

MOTION: Councilmember Makowetski moved for adoption by title only and with further reading waived, Ordinance 606: An Ordinance of the City Council of the City of Morro Bay, California, amending various provisions of the Morro Bay Municipal Code relating to City organizational matters, use of City parks and recreation equipment, and providing other clarifications. The motion was seconded by Councilmember Heading and carried 5-0.

- C-5 ADOPTION OF ORDINANCE NO. 607, WHICH AMENDS SECTION 3.34.010 OF THE MORRO BAY MUNICIPAL CODE RELATING TO THE CITY'S MASTER FEE SCHEDULE: (CITY ATTORNEY)
<https://youtu.be/ek8KeODqR2g?t=4h25m11s>

Mr. Neumeyer presented a brief staff report.

The public comment period for Item C-5 was opened; seeing none, the public comment period was closed.

MOTION: Councilmember Johnson moved for adoption by title only and with further reading waived, Ordinance No. 607: an ordinance of the City Council of the City of Morro Bay, California, amending Section 3.34.010 of the Morro Bay Municipal Code relating to the City's Master Fee Schedule. The motion was seconded by Councilmember Heading and carried unanimously, 5-0.

- D. COUNCIL DECLARATION OF FUTURE AGENDA ITEMS
<https://youtu.be/ek8KeODqR2g?t=4h28m>

Councilmember Smukler requested quarterly updates on the Parking-in-lieu Fee Waiver Incentive Program so the community can track the impact. The Council supported this item.

- E. ADJOURNMENT

The meeting adjourned at 10:45 p.m. The next Regular Meeting will be held on Tuesday, August 23, 2016 at 6:00 p.m. at the Veteran's Memorial Hall located at 209 Surf Street, Morro Bay, California.

Recorded by:

Dana Swanson,
City Clerk