



AGENDA NO: A-4

MEETING DATE: June 12, 2018

**THE FOLLOWING PUBLIC CORRESPONDENCE
WAS RECEIVED BY THE CITY COUNCIL
FOLLOWING POSTING OF THE AGENDA**

Dana Swanson

From: Marla Jo Bruton
Sent: Tuesday, June 12, 2018 9:50 AM
To: Dana Swanson
Cc: Jamie Irons; Marlys McPherson; Robert Davis; John Headding; Matt Makowetski; Scott Collins
Subject: Public Correspondence 6-12-18 MBCC item on the consent agenda: 5-23-18 Minutes of closed session

Mayor Irons and council members McPherson, Davis, Headding and Makowetski,

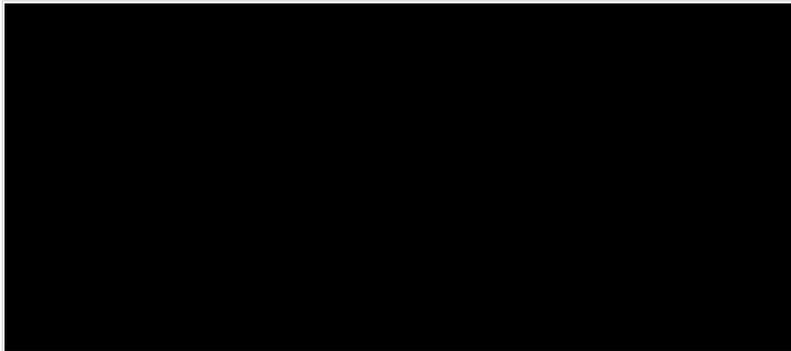
Re:" The city council met in closed special session on May 23 after receiving Sadowski's complaint. Mayor Jamie Irons then sent Sadowski a letter stating that the city council adhered to the law." - excerpt from the 6-2-18 SLO Tribune article that is attached to this message.

This SLO Tribune article is intended to be informational.

I addressed the city council in the Public Comment agenda item portion of the 5-23-18 closed session meeting. My comments were directed to the May 5, 2018 Brown Act violation Cease and Desist letter I submitted to the city clerk in reference to the city omitting Public Comment from the 4-25-18 MBCC special meeting.

June 2, 2018 SLO Tribune article:

[Recent Morro Bay council meeting was an 'offensive' violation of law, expert says](#)



Recent Morro Bay council meeting was an 'offensive' violation of law, ex...

Morro Bay city officials deny accusations that they censored public comment during an April 25, 2018, meeting to...

I would ask that you pull the minutes from the 5-23-18 MBCC special closed session meeting from the 6-12-18 consent agenda to discuss whether or not it is correct that no report-able action occurred while you were convened in the closed session meeting.

At the close of the 5-23-18 meeting the city attorney Mr. Pannone announced that no report-able action was taken in the closed session meeting.

Can the city explain for the public how Mayor Jamie Irons received authority to draft and mail a response letter dated 5-24-18, the day following the closed session conference, if no report-able action was taken.

How does the MBCC reach a consensus on legal considerations that allow the Mayor to draft and mail a response letter from the MBCC to the complaining party without taking a vote on the course of action outlined in the official response letter?

Sincerely,
Marla jo Bruton Sadowski
North Morro Bay

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AGENDA NO: A-8

MEETING DATE: June 12, 2018

**THE FOLLOWING PUBLIC CORRESPONDENCE
WAS RECEIVED BY THE CITY COUNCIL
FOLLOWING POSTING OF THE AGENDA**

Dana Swanson

From: betty winholtz
Sent: Sunday, June 10, 2018 8:55 PM
To: Jamie Irons; Marlys McPherson; John Headding; Matt Makowetski; Robert Davis
Cc: Scott Collins; Dana Swanson
Subject: a-8

Dear City Council:

As Agenda Correspondence, here is my comment to your letter to Ms. M.J. Bruton:

In the last paragraph on Page One of the City's response,

1. Contrary to what is stated, the meeting was not named or advertised as a workshop. Neither did it take the "form of a workshop." It was written questions only, with no dialogue, much like a candidates or issues forum where the League of Women Voters chooses the questions to be asked.
2. Neither did the meeting "seek public input": there was no comment time for the public to speak or offer input, only written questions which may or may not be selected to be asked of a panel.
3. There is no reason to preclude all 5 council members from attending a city-sponsored meeting as long as they don't talk. This is well known.
4. Asking questions on paper is not Public Comment. Noticed as a Special City Council Meeting, Public Comment should have been part of the agenda.

In the next paragraph:

5. To "limit public comment" does not mean to eliminate it.
6. Again, "reasonable rules to govern public comment" does not include eliminating the ability to make oral comment.

The City's response is not only insufficient it is erroneous in my opinion.

Here is my comment to your letter to Ms. L. Stedjee:

Personally, I attended the City Council meeting at which then-City Manager D. Buckingham read off a list of items to be excluded from the South Bay Blvd. site as cost saving measures, to which the Council responded in the affirmative. The subject of Ms. Stedjee's letter was one of the items. To say otherwise is word play.

If you want the Community to move forward together admit error and correct it, as the public, myself included, has done with you. The Community does not expect Council to be perfect, but we do expect you to be honest. Right now you are deluding yourselves.

Respectfully submitted,
Betty Winholtz



AGENDA NO: B-1

MEETING DATE: June 12, 2018

**THE FOLLOWING PUBLIC CORRESPONDENCE
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FOLLOWING POSTING OF THE AGENDA**

Dana Swanson

From: Charlie Yates <charlie.yates@innatmorrobay.com>
Sent: Tuesday, June 12, 2018 12:49 PM
To: Dana Swanson
Cc: Jennifer Little
Subject: Morro Bay Tourism Business Improvement District

Dear Dana,

Please present this to the City Council:

6/12/18

To: Morro Bay City Council

From: Charlie Yates
Morro Bay TBID Chair

I respectfully submit this letter as my support to continue the good work that has been accomplished through the City managed TBID. Tourism provides jobs, and a solid funding source for the city. Maintaining and increasing tourism promotion funding is necessary to keep Morro Bay top of mind for travelers.

Our partnerships are strong. Working with the City of Morro Bay, Visit SLO CAL, Central Coast Tourism Council, Visit California and Brand USA we have established a tourism promotion network, driving tourism to Morro Bay!

A solid marketing plan, with strong leadership, and great public relations has Morro Bay positioned to be the #1 tourism destination on the Central Coast.

Thank you for your continued support of the Morro Bay Tourism Improvement District.

Yours in Hospitality,

Charlie Yates
Chair
Morro Bay Tourism Improvement District



AGENDA NO: C-1

MEETING DATE: June 12, 2018

**THE FOLLOWING PUBLIC CORRESPONDENCE
WAS RECEIVED BY THE CITY COUNCIL
FOLLOWING POSTING OF THE AGENDA**

Dana Swanson

From: betty winholtz
Sent: Sunday, June 10, 2018 9:08 PM
To: Jamie Irons; Marlys McPherson; John Headding; Matt Makowetski; Robert Davis
Cc: Scott Collins; Dana Swanson
Subject: Fw: c-2 agenda correspondence

Dana,
Here is my correspondence regarding agenda item c-1. I mistakenly labeled it c-2.
Betty

----- Forwarded Message -----

From: betty winholtz
To: Jamie Irons <jirons@morrobayca.gov>; Marlys McPherson <mmcpherson@morrobayca.gov>; John Headding <jheadding@morrobayca.gov>; Matt Makowetski <mmakowetski@morrobayca.gov>; Robert Davis <rdavis@morrobayca.gov>
Cc: Scott Collins <scollins@morrobayca.gov>; Dana Swanson <dswanson@morrobayca.gov>
Sent: Sunday, June 10, 2018 10:59 PM
Subject: c-2 agenda correspondence

Dear City Council:

The \$1/2 million budget that Council allocates for legal services each year defeats the initial intent to "farm out" legal services rather than maintain an in-house attorney. That initial intent was to reduce legal expenses. This has not happened.

Regardless of what the "going rate" is, it's total is too much: what business are you conducting that requires such a sum?

At the least, Council should deny the request to grant built-in increases over the next five years. To grant an increase now, and 2 more guaranteed increases, in essence, ties the hands of future councils' ability to respond to the City's financial situation two and four years from now.

Instead, Council could seek bids for a less expensive firm/individual, one that is 4 hours closer and, therefore, does not require the payment of travel expenses of one and sometimes two attorneys.

Please demonstrate responsible fiduciary action by denying this request.

Respectfully submitted,
Betty Winholtz



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AGENDA NO: C-4

MEETING DATE: June 12, 2018

**THE FOLLOWING PUBLIC CORRESPONDENCE
WAS RECEIVED BY THE CITY COUNCIL
FOLLOWING POSTING OF THE AGENDA**

Dana Swanson

From: betty winholtz
Sent: Sunday, June 10, 2018 9:35 PM
To: Jamie Irons; Marlys McPherson; John Headding; Matt Makowetski; Robert Davis
Cc: Scott Collins; Dana Swanson
Subject: agenda item c-4 council correspondence

Dear City Council:

I agree with how the current Morro Bay Municipal Code (MBMC) reads regarding review and approval of City Council minutes. As has been true for 50+ years, minutes should be available for review and approval at the next regularly scheduled city council meeting. If staff is unable to meet the legally required deadline, Council needs to find a way, financial or otherwise, to support staff to meet its obligation.

It seems you are changing a law to accommodate a problem, rather than addressing the problem that keeps staff from being successful within a longstanding, significant law.

Respectfully submitted,
Betty Winholtz

Dana Swanson

From: Marla Jo Bruton
Sent: Tuesday, June 12, 2018 12:01 PM
To: Dana Swanson
Cc: Jamie Irons; Marlys McPherson; Robert Davis; John Headding; Matt Makowetski; Scott Collins
Subject: Public Correspondence 6-12-18 MBCC meeting Agenda item C-4 council correspondence

To: MBCC

I agree with how the current Morro Bay Municipal Code (MBMC) reads regarding review and approval of City Council minutes.

The city of MBMC is prudent with respect to making minutes available for review and approval for the next regularly scheduled MBCC meeting.

Your attempt to change the MBMC appears to be predicated on the fact that the city is increasingly having a problem complying with the current MBMC ordinance in question.

Over the course of time the current MBCC has been conducting business it has become harder for the public to know what has occurred in city meetings because minutes are late.

There are deadlines that need to be met in order for the public to remain informed on the direction of their city government.

MBCC is abrogating their responsibility to conduct the people's business in an orderly fashion if they vote to repeal and replace the ordinance on timely production of city minutes.

The excuse that city staff is unable to keep up with the over burdensome number of MBCC meeting minutes is not a valid reason for the MBCC to "make up" new MB Municipal Codes that will stand long after this current council is in charge of MBCC meetings.

If the MBCC were conducting business in a fashion that was within the confines of the city budget there should be adequate staffing to keep up with the basic requirement that affords the public to keep current with MBCC meetings and decisions. This is a critical service the public deserves.

There would not be a problem with keeping up with the minutes of the voluminous meetings this Mayor decides to Notice if he were not over burdening the budgeted city staff employees.

At a minimum I would imagine your entire administrative staff is under a great deal of increased workload due to this current MBCC's style of conducting business.

And I think it is fair to say that Mayor Jamie Irons' constant interaction with the city staff's duties is a big contributor to this problem.

The city staff is not the private secretarial pool for the Mayor of Morro Bay or any other council members. The MBCC and the Mayor have jurisdiction over the hiring and firing of the city manager and the city attorney. Other than the direct contact with those two positions it is customary in good

governance for a city council to know it's place in the command of work that is generated by city business affairs.

In this case the current MBCC is poised to evade their responsibility to conduct orderly business within their legislative and fiduciary powers.

This council is making up new rules and by-laws that apply to public policy and procedures to suit their immediate plans rather than to meet the long term goal of providing and adhering to laws that were intended to prevent corruption within public entities.

Our community deserves to have A reasonable time limit for receiving MBCC minutes. The minutes are for the public.

Changing the rules to accommodate the problem you have created by the increased work load your administration has put on the staff is not the solution.

Change your style of governance. Do not change the rules intended to provide timely public access to information.

sincerely,
Marla jo Bruton Sadowski
North Morro Bay