

**CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
CIVIC CENTER COUNCIL CHAMBERS
300 Seminary Avenue
Ukiah, CA 95482
December 2, 2020
5:45 p.m.**

The Ukiah City Council held a virtual Mayor's Reception at 5:45 p.m. on December 2, 2020, in honor of departing Mayor, Douglas F. Crane; followed by the Regular Ukiah City Council meeting held at 6:00 p.m.

1. ROLL CALL

Ukiah City Council met at a Regular Meeting on December 2, 2020, having been legally noticed on November 25, 2020. Mayor Crane called the meeting to order at 6:00 p.m. Roll was taken with the following **Councilmembers Present:** Maureen Mulheren, Jim O. Brown, Stephen G. Scalmanini, Juan V. Orozco, and Douglas F. Crane. **Staff Present:** Sage Sangiacomo, City Manager; David Rapport, City Attorney; and Kristine Lawler, City Clerk. **Also Present:** Councilmember Elect, Josefina Duenas.

MAYOR CRANE PRESIDING.

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Councilmember Scalmanini.

3. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

a. Adoption of Resolution Declaring Results of Statewide General Municipal Election of November 3, 2020, and Swearing in Ceremony for Councilmembers Douglas F. Crane and Josefina Duenas.

Presenter: Kristine Lawler, City Clerk.

Motion/Second: Brown/Scalmanini to 1) Adopt Resolution (2020-66) reciting the fact of the General Municipal Election held on November 3, 2020, declaring the results and such other matters as provided by law; 2) Direct the City Clerk to enter into the minutes a statement of results; and 3) Direct the City Clerk to present the Certificates of Election and administer the Oath of Office to the newly elected officials. Motion **carried** by the following roll call votes: AYES: Mulheren, Brown, Scalmanini, Orozco, and Crane. NOES: None. ABSENT: None. ABSTAIN: None.

City Clerk, Kristine Lawler, read the following results into the record:

For the City of Ukiah, the whole number of ballots cast was 7,081

The names of the persons voted for as a member of the city council were:

- Brian Erickson with 689 votes
- Stephen G. Scalmanini with 1,725 votes
- Ed Donovan with 1,316 votes
- Josefina Duenas with 1,947 votes
- Douglas f. Crane with 1,995 votes
- Jenny Kimbler with 1,754 votes
- Cameron Ramos with 1,129 votes

The minutes will reflect the 35 precincts and the number of votes for each candidate.

NOTE: *The full certified results are attached per Council direction*

The City Clerk administered the Oath of Office and presented the Certificate of Election to Councilmembers elect, Douglas F. Crane and Josefina Duenas.

Departing Councilmember Scalmanini made some final remarks and stepped off the proverbial Dais. incoming Councilmember Duenas took seat.

b. Annual Appointment of New Mayor and Vice Mayor, and Council Reorganization.

Presenter: Kristine Lawler, City Clerk.

Motion/Second: Brown/Mulheren to nominate and appoint Juan V. Orozco as Mayor. Motion **carried** by the following roll call votes: AYES: Mulheren, Brown, Duenas, Orozco and Crane. NOES: None. ABSENT: None. ABSTAIN: None.

Motion/Second: Orozco/Mulheren to nominate and appoint Jim O. Brown as Vice Mayor. Motion **carried** by the following roll call votes: AYES: Mulheren, Brown, Duenas, Orozco and Crane. NOES: None. ABSENT: None. ABSTAIN: None.

Outgoing Mayor Crane passed the gavel, and moved from the Mayor's seat.

Motion/Second: Mulheren/Brown to approve the recommended Council seat rotation. Motion **carried** by the following roll call votes: AYES: Crane, Duenas, Mulheren, Brown, and Orozco. NOES: None. ABSENT: None. ABSTAIN: None.

Incoming Mayor Orozco moved into the Mayor's seat and made some initial remarks.

Public Comment: Jackie Orozco, Esteban Orozco, and Norma Orozco.

MAYOR OROZCO PRESIDING

4. PETITIONS AND COMMUNICATIONS

5. APPROVAL OF MINUTES

a. Approval of the Minutes for the November 18, 2020, Regular Meeting.

Motion/Second: Crane/Mulheren to approve Minutes of November 18, 2020, a regular meeting, as submitted. Motion **carried** by the following roll call votes: AYES: Crane, Duenas, Mulheren, Brown, and Orozco. NOES: None. ABSENT: None. ABSTAIN: None.

6. RIGHT TO APPEAL DECISION

7. CONSENT CALENDAR

- a. Authorize City Manager to Execute Renewal Agreement (COU No. 2021-157) with Liebert Cassidy Whitmore (LCW) for Special Legal Counsel Services as Needed – *Human Resources*.
- b. Approval of Notice of Completion for the Runway 15-33 Pavement Rehabilitation Project, Specification No. 19-11, and Approve Final Payment and the 5% Retention to Granite Construction Company – *Airport*.

- c. Council to Consider Approval of the Master Plan for the Development of the Great Redwood Trail- Ukiah Linear Park – *Community Services*.
- d. ~~Approval of Agreement with NCE of Richmond in the Amount of \$88,900 for Professional Consulting Services Related to a Trench Cut Fee Study and Implementation and Corresponding Budget Amendment – *Public Works* – Pulled by Councilmember Crane and placed as Agenda Item 13e.~~
- e. Notification of Purchase of Services from DC Electric Group, Inc. of Cotati in the Amount of \$16,270 for the Repair of Traffic Signal Poles, and Approval of Corresponding Budget Amendment – *Public Works*.
- f. Approval of Amendment No. 1 with GHD, Inc. (COU No. 2021-112-A1) in the Amount of \$13,623.89 for Additional Investigations and Engineering Analysis for Future Water Storage Tank Sites – *Water Resources*.
- g Report of Acquisition of Professional Services from Alpha Analytical Laboratories, Inc. (PO #46945) in the Amount of \$18,917.85 for Quarterly Water Sampling and Completion of Chemical Examination Reports for the Ukiah Landfill – *Public Works*.

Motion/Second: Crane/Mulheren to approve Consent Calendar Items 7a-c, and 7e-g, as submitted. Motion **carried** by the following roll call votes: AYES: Crane, Duenas, Mulheren, Brown, and Orozco. NOES: None. ABSENT: None. ABSTAIN: None.

8. AUDIENCE COMMENTS ON NON-AGENDA ITEMS

No public comment was received.

9. COUNCIL REPORTS

Presenter: Councilmember Mulheren.

10. CITY MANAGER/CITY CLERK REPORTS

Presenters: Sage Sangiacomo, City Manager; and the following:

- **City Construction Update** – Tim Eriksen, Public Works Director / City Engineer.
- **Report on the County ALUC Meeting, UKI ALUCP** – Craig Schlatter, Community Development Director.

11. PUBLIC HEARINGS (6:15 PM)

12. UNFINISHED BUSINESS

- a. **Receive Status Report and Consider Any Action or Direction Related to the Novel Coronavirus (COVID-19) Emergency Including Operational Preparedness and Response; Continuity of City Operations and Services; Community and Business Impacts; and Any Other Related Matters.**

Presenter: Tami Bartolomei, Office of Emergency Services Coordinator.

Report was received.

- b. **Update on Emergency Repair of the Yosemite Drive Water Main and Determine that Emergency Conditions Continue to Require the Emergency Repair.**

Presenter: Tim Eriksen, Public Works Director/City Engineer.

Motion/Second: Crane/Mulheren to determine that emergency conditions continue to require the repair of the Yosemite Drive Water Main without competitive bidding. Motion **carried** by the following roll call votes: AYES: Crane, Duenas, Mulheren, Brown, and Orozco. NOES: None. ABSENT: None. ABSTAIN: None.

13. **NEW BUSINESS**

a. Presentation and Discussion on the Redwood Empire Municipal Insurance Fund (REMIF) Merger with Public Agency Risk Sharing Authority of California to Create the California Intergovernmental Risk Sharing Authority (CIRA).

Presenters: Sheri Mannion, Human Resources Director/Risk Manager and Amy Northam, REMIF General Manager.

Presentation was received.

b. Authorization for City Manager to Negotiate and Execute an Agreement with the Mendocino Local Agency Formation Commission to Procure Services for Preparation of the City of Ukiah Municipal Service Review and Sphere of Influence Update; and Approval of Corresponding Budget Amendment.

Presenter: Craig Schlatter, Community Development Director.

Public Comment: Ernie Wipf.

Motion/Second: Crane/Brown to authorize the City Manager to negotiate and execute an agreement (COU No. 2021-153) with the Mendocino Local Agency Formation Commission (LAFCo) to procure services for preparation of the City of Ukiah Municipal Service Review and Sphere of Influence update; and approve corresponding budget amendment. Motion **carried** by the following roll call votes: AYES: Crane, Duenas, Mulheren, Brown, and Orozco. NOES: None. ABSENT: None. ABSTAIN: None.

c. Authorization for City Manager to Negotiate and Execute a Month-to-Month Contract with KP Public Affairs.

Presenter: Shannon Riley, Deputy City Manager.

Motion/Second: Brown/Mulheren to authorize the City Manager to negotiate and execute a month-to-month contract (COU No. 2021-154) with KP Public Affairs in the amount of \$10,000 per month, with the addendum that quarterly updates come back to Council, and approve the recommended budget amendment to the community outreach fund. Motion **carried** by the following roll call votes: AYES: Duenas, Mulheren, Brown, and Orozco. NOES: None. ABSENT: None. ABSTAIN: Crane.

d. Receive Updates on City Council Committee and Ad Hoc Assignments and, if Necessary, Consider Modifications to Assignments and/or the Creation/Elimination of Ad hoc(s).

Presenter: Sage Sangiacomo, City Manager; Councilmember Mulheren.

Mayor and Council Directive to update the Special Assignments List.

e. Approval of Agreement with NCE of Richmond in the Amount of \$88,900 for Professional Consulting Services Related to a Trench Cut Fee Study and Implementation and

Corresponding Budget Amendment – From Consent Calendar Agenda Item 7d.

Presenter: Tim Eriksen, Public Works Director/City Engineer.

Public Comment: Ernie Wipf.

Motion/Second: Crane/Mulheren to approve agreement (COU No. 2021-155) with NCE of Richmond in the amount of \$88,900 for professional consulting services related to a trench cut fee study and Implementation and Corresponding Budget Amendment. Motion **carried** by the following roll call votes: AYES: Crane, Duenas, Mulheren, Brown, and Orozco. NOES: None. ABSENT: None. ABSTAIN: None.

14. CLOSED SESSION

a. Conference with Legal Counsel—Anticipated Litigation

(Government Code Section 54956.9(d)(2))

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2)(Number of potential cases: 3)"

b. Conference with Legal Counsel—Anticipated Litigation

(Government Code Section 54956.9(d)(4))

Deciding whether to initiate litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9 (Potential Cases: 1)"

c. Conference with Legal Counsel – Existing Litigation

(Government Code Section 54956.9(d)(1))

Name of case: Vichy Springs Resort v. City of Ukiah, Et Al; Case No. SCUk-CVPT-2018-70200

d. Conference with Legal Counsel – Existing Litigation

(Cal. Gov't Code Section 54956.9(d)(1))

Name of case: City of Ukiah v. Questex, LTD, et al, Mendocino County Superior Court, Case No. SCUk- CVPT-15-66036

e. Conference with Labor Negotiator (54957.6)

Agency Representative: Sage Sangiacomo, City Manager

Employee Organizations: All Bargaining Units

f. Conference with Real Property Negotiators

(Cal. Gov't Code Section 54956.8)

Property: APN Nos: 157-050-03, 157-060-02, 157-050-04, 157-050-03, 157-030-02, 157-050-01, 157-050-02, 157-050-10, 157-050-09, 157-070-01, 157-070-02, 003-190-01

Negotiator: Sage Sangiacomo, City Manager; Negotiating Parties: Dave Hull and Ric Piffero
Under Negotiation: Price & Terms of Payment

No Closed Session was held.

15. ADJOURNMENT

There being no further business, the meeting adjourned at 8:27 p.m.



Kristine Lawler, City Clerk