

**CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
CIVIC CENTER COUNCIL CHAMBERS
300 Seminary Avenue
Ukiah, CA 95482
December 16, 2020
6:00 p.m.**

1. ROLL CALL

Ukiah City Council met at a Regular Meeting on December 16, 2020, having been legally noticed on December 11, 2020. Mayor Orozco called the meeting to order at 6:05 p.m. Roll was taken with the following **Councilmembers Present:** Douglas F. Crane, Josefina Dueñas, Maureen Mulheren, Jim O. Brown, and Juan V. Orozco. **Staff Present:** Sage Sangiacomo, City Manager; David Rapport, City Attorney; and Kristine Lawler, City Clerk.

MAYOR OROZCO PRESIDING.

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Councilmember Crane.

URGENCY ITEM

Urgency Item: Discussion and Possible Action Regarding the Cancellation of the January 6, 2021, City Council Meeting with the Option for the Mayor and/or City Manager to Call for a Special Meeting on an Alternate Date if Time Sensitive Business Arises.

Presenter: Sage Sangiacomo, City Manager.

Motion/Second: Crane/Mulheren to accept Urgency Item and place as Agenda Item 13e. Motion **carried** by the all votes: AYES: Mulheren, Brown, Scalmanini, Orozco, and Crane. NOES: None. ABSENT: None. ABSTAIN: None.

3. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

a. Presentation Honoring Retirees Sean Kaeser, Police Captain; Steve Beaman, Electrical Utility Tech II; Jeff Adair, Fire Division Chief; and Karen Holmes, Museum Curator for their Years of Service to the City of Ukiah

Presenters: Mayor Orozco; Sage Sangiacomo, City Manager; Justin Wyatt, Police Chief; Mel Grandi, Electric Utility Director; Doug Hutchison, Fire Chief; and David Burton, Museum Director.

Certificates were given honoring the following retirees:

- Sean Kaeser – 28 years of service (6/17/1992 – 12/16/2020)
- Steve Beaman – 41 years of service (4/18/1979 – 11/25/2020)
- Jeff Adair – 29 years of service (11/15/1990 – 9/12/2020)
- Karen Holmes – 24 years of service (7/1/1996; 7/1/2006 – 12/31/2020)

Staff Comment: Sean Kaeser, Jeff Adair, Karen Holmes, Steve Beaman, Greg Owen, and Eric Singleton.

b. Presentation Honoring Departing Councilmember Maureen (Mo) Mulheren.

Presenters: Mayor Orozco; Jarod Thiele, Public Works Management Analyst; and Tim Eriksen, Public Works Director/City Engineer.

Presentation was received.

4. PETITIONS AND COMMUNICATIONS

5. APPROVAL OF MINUTES

a. Approval of the Minutes for the December 2, 2020, Regular Meeting.

b. Approval of the Minutes for the December 9, 2020, Special Meeting.

Motion/Second: Crane/Brown to approve Minutes of December 2, 2020, a regular meeting; and December 9, a special meeting, as submitted. Motion **carried** by the following roll call votes: AYES: Crane, Dueñas, Mulheren, Brown, and Orozco. NOES: None. ABSENT: None. ABSTAIN: None.

6. RIGHT TO APPEAL DECISION

7. CONSENT CALENDAR

- a. Report of Disbursements for the Month of November 2020 – *Finance*.
- b. Adopt a Resolution (2020-67) Approving and Adopting the Amended Joint Powers Authority (JPA) Agreement (COU No. 2021-158) for Redwood Empire Municipal Insurance Fund (REMIF) and the JPA Agreement (COU No. 2021-159) for the California Intergovernmental Risk Authority (CIRA), effective July 1, 2021 – *Human Resources*.
- c. Receive Annual Report Regarding City of Ukiah's Electric Utility Wildfire Mitigation Plan in Response to Senate Bill 901 – *Electric Utility*.
- d. Approval of Agreement (COU No. 2021-160) with West & Associates of Foothill Ranch, CA in the Amount of \$42,500 to Prepare the 2020 Urban Water Management Plan – *Water Resources*.
- e. Approve Budget Amendment in the Amount of \$2,128 in the Community Development Building Inspection External Services Account – *Community Development*.
- f. Approve Professional Services Contract Amendment (COU No. 1819-164-A4) with Mead & Hunt for the Preparation of a Stand-Alone Airport Land Use Compatibility Plan for Ukiah Municipal Airport in an Amount Not to Exceed \$12,000; and Approve Corresponding Budget Amendment – *Community Development*.
- g. Report to Council for the Deep Ripping (Scarification) of Pond Number 3 at the Wastewater Treatment Plant to Mendocino Construction Services, Inc. in the amount of \$12,500 – *Water Resources*.
- h. Approve Budget Amendment (COU No. 1920-097-A1 with Granite Construction Company) in the Amount of \$295,673.74 for the Runway 15-33 Pavement Rehabilitation Project – *Airport*.
- i. Approval of Amendment No. 2 (COU No. 1718-202-A2*) with Rau & Associates in the Amount of \$17,073 for Professional Surveying Services for City-Owned Property on Norgard Lane – *Public Works*.

**Note: This contract number was not listed in the contract database, but is shown in Munis. Therefore, it is being added to the database; however, there is another contract with Timothy S. Norgard with the same contract number.*

- j. Consideration of Adoption of Resolution (2020-68) Authorizing the City Manager to Apply for and Execute California Department Transportation Funds and All Related Documents for the City of Ukiah to Use State and Federal Funding for Projects to Have a Safer Transportation System – *Public Works*.
- k. Adopt Resolution (2020-69) Regarding Evaluation of Energy Storage for the City of Ukiah Electric Utility in Compliance with Public Utilities Code – *Electric Utility*.

Motion/Second: Crane/Brown to approve Consent Calendar Items 7a-7k, as submitted. Motion **carried** by the following roll call votes: AYES: Crane, Dueñas, 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: Vice Mayor Brown.

10. **CITY MANAGER/CITY CLERK REPORTS**

No City Manager/City Clerk reports were received.

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, Dueñas, Mulheren, Brown, and Orozco. NOES: None. ABSENT: None. ABSTAIN: None.

- c. **Update on Series 2020A and 2020B Bond Sale and Issuance.**

Presenter: Dan Buffalo, Finance Director.

Report was received.

13. **NEW BUSINESS**

- a. **Review and Consider the Fiscal Year 2021-22 Budget Development Schedule.**

Presenter: Dan Buffalo, Finance Director.

Report was received.

b. Discussion and Possible Action to Determine Whether to Fill Vacant Council Seat by Appointment or Call for a Special Election.

Presenter: Kristine Lawler, City Clerk.

Public Comment: Margo Frank, Lucy Bayer, Judy Luria,

Motion/Second: Crane/Brown to fill the vacant position, anticipated by Councilmember Mulheren's departure, by appointment; and direct Staff to notice the vacancy immediately with a deadline for the applications to be submitted by noon on Thursday, January 21, 2021; and further direct staff to schedule a special meeting for Thursday, January 28, 2021, at 6:00 p.m., to review and discuss the applications, and possibly interview and appoint an applicant. Motion **carried** by the following roll call votes: AYES: Crane, Dueñas, Brown, and Orozco. NOES: None. ABSENT: None. ABSTAIN: Mulheren.

Council Consensus directs Staff to make modifications to the application as discussed.

c. 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).

No reports were received.

d. Adopt a Resolution Approving a Side Letter Agreement to the Current Memorandum of Understanding Between the City of Ukiah and Ukiah Police Officer's Association (UPOA) and Corresponding Adjustments to UPOA and Police Chief Salary Schedule.

Presenter: Sheri Mannion, Human Resources Director/Risk Manager.

Motion/Second: Crane/Brown to adopt Resolution (2020-70) approving a Side Letter Agreement (COU No. 1920-279-A1) to the Memorandum of Understanding (MOU) between the City of Ukiah and Ukiah Police Officers Association (UPOA), and corresponding adjustments to UPOA and Police Chief Salary Schedule. Motion **carried** by the following roll call votes: AYES: Crane, Dueñas, Mulheren, Brown, and Orozco. NOES: None. ABSENT: None. ABSTAIN: None.

e. Urgency Item: Discussion and Possible Action Regarding the Cancellation of the January 6, 2021, City Council Meeting with the Option for the Mayor and/or City Manager to Call for a Special Meeting on an Alternate Date if Time Sensitive Business Arises.

Presenter: Sage Sangiacomo, City Manager.

Motion/Second: Crane/Brown to approve the cancellation of the January 6, 2021, Regular City Council Meeting with the option for the Mayor and/or City Manager to call for a special meeting on an alternate date if time sensitive business arises. Motion **carried** by the following roll call votes: AYES: Crane, Dueñas, Brown, and Orozco. NOES: None. ABSENT: None. ABSTAIN: Mulheren.

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. SCUUK-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. SCUUK- 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 8:24 p.m.



Kristine Lawler, City Clerk