



City Council
Regular Meeting
AGENDA

Civic Center Council Chamber ♦ 300 Seminary Avenue ♦ Ukiah, CA 95482
Register for Ukiah City Council Regular Meeting at:

<https://attendee.gotowebinar.com/rt/9199312935703156493>

After registering, you will receive a confirmation email containing information about joining the webinar. Alternatively, you may view the meeting (without participating) by clicking on the name of the meeting at www.cityofukiah.com/meetings.

February 3, 2021 - 6:00 PM

1. ROLL CALL

2. PLEDGE OF ALLEGIANCE

3. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

- 3.a. Adoption of Resolution and Administer of Oath of Office Appointing Mari Rodin to the City Council, Filling the Unexpired Term of Maureen Mulheren, and Becoming Effective Immediately Thereafter.

Recommended Action: Adopt Resolution and direct Clerk to administer the Oath of Office to Mari Rodin, appointing her to fill the unexpired term of departed Councilmember Maureen Mulheren, to become effective immediately thereafter, with the term ending with the General Municipal Election in November 2022.

Attachments:

1. 2021-02-03 Resolution

4. PETITIONS AND COMMUNICATIONS

5. APPROVAL OF MINUTES

- 5.a. Approval of the Minutes for the January 20, 2021, Regular Meeting.

Recommended Action: Approve the Minutes of January 20, 2021, a Regular Meeting, as submitted.

Attachments:

1. 2021-01-20 Draft Minutes

6. RIGHT TO APPEAL DECISION

Persons who are dissatisfied with a decision of the City Council may have the right to a review of that decision by a court. The City has adopted Section 1094.6 of the California Code of Civil Procedure, which generally limits to ninety days (90) the time within which the decision of the City Boards and Agencies may be judicially challenged.

7. CONSENT CALENDAR

The following items listed are considered routine and will be enacted by a single motion and roll call vote by the City Council. Items may be removed from the Consent Calendar upon request of a Councilmember or a citizen in which event the item will be considered at the completion of all other items on the agenda. The motion by the City Council on the Consent Calendar will approve and make findings in accordance with Administrative Staff and/or Planning Commission recommendations.

- 7.a. Award Contract for Professional Environmental Services with GHD for Permitting Efforts for the Maintenance of Gibson Creek Box Culvert at School Street in the Amount of \$11,800.

Recommended Action: Award Contract for Professional Environmental Services in the amount of \$11,800 to GHD for permitting efforts for the maintenance of Gibson Creek Box Culvert at School Street.

Attachments:

1. GHD Proposal for Professional Environmental Services_2021-01-20

- 7.b. Possible Adoption of Ordinance Amending Section 7161 of Division 8, Chapter 1, Article 11 of the City Code to Regulate Short Time Limit Parking.

Recommended Action: Adopt the Ordinance Amending Section 7161 of Division 8, Chapter 1, Article 11 of the City Code to Regulate Short Time Limit Parking.

Attachments:

1. Short Time Limit Parking Ordinance Introduced

- 7.c. Possible Adoption of Ordinance Amending Section 9224.7 of Division 9, Chapter 2, Article 18 of the City Code to Regulate Permanent Outdoor Dining Facilities.

Recommended Action: Adopt the Ordinance Amending Section 9224.7 of Division 9, Chapter 2, Article 18 of the City Code to Regulate Permanent Outdoor Dining Facilities.

Attachments:

1. Outdoor Dining Ordinance Introduced

- 7.d. Review and Approve Updates to the Sewer System Management Plan for the 5-Year Audit Period, and Recertify the Document.

Recommended Action: Review and approve changes made to the Sewer System Management Plan for the 5-year audit period, and recertify the document.

Attachments:

1. Ukiah SSMP Dec2020

- 7.e. Approval of Agreement with JM Integration for SCADA Upgrades at the Water Treatment Plant in the amount of \$259,756, and Approval of Corresponding Budget Amendment.

Recommended Action: Approve agreement with JM Integration for SCADA upgrades at the Water Treatment Plant in the amount of \$259,756, and approve corresponding budget amendment.

Attachments:

1. JM Integration Proposal

- 7.f. Approval of Change Order #3 to CV Larsen Company in the Amount of \$173,283.12 for Pressure Zone 2 South Reservoir Replacement Project, Specification No. 20-02 for a Total Revised Contract Amount of \$742,053.88.
Recommended Action: Approve Change Order #3 to CV Larsen Company in the Amount of \$173,283.12 for Pressure Zone 2 South Reservoir Replacement Project, Specification No. 20-02, for a total revised contract amount of \$742,053.88.
Attachments:
1. PZ2STankFCO3
- 7.g. Approve the Renewal of the ESRI Geographical Information System (GIS) Software Licensing Agreement for a Term of Three Years in the Amount of \$27,500 Annually for a Total of \$82,500 Plus Applicable Sales Tax.
Recommended Action: Approve the Renewal of the ESRI Geographical Information System (GIS) Software Licensing Agreement for a Term of Three Years in the Amount of \$27,500 Annually for a Total of \$82,500 Plus Applicable Sales Tax.
Attachments:
1. Ukiah EA Renewal 2021-2024_Q-419134
- 7.h. Approve Budget Amendment in the Amount of \$40,000 to Establish an Account for the Payment of Fees to the Mendocino Local Agency Formation Commission Related to FY 2020-21 Reorganization Applications and the City's Municipal Service Review and Sphere of Influence Update.
Recommended Action: Approve a budget amendment in the amount of \$40,000 to establish an account for the payment of fees to the Mendocino Local Agency Formation Commission (LAFCo) related to FY 2020-21 reorganization applications and the City's Municipal Service Review and Sphere of Influence Update.
Attachments:
1. CC Reso 2020-06 - Adopting Annexation Policy
- 7.i. Accept and Authorize Expenditure of a Grant Award from the California Fire Foundation in the Amount of \$10,000.00 for Fireline Hose Clamps and Wildland PPE Fireline Packs; and Approve Corresponding Budget Amendments.
Recommended Action: Approve expenditure of a grant award from the California Fire Foundation in the amount of \$10,000.00 for fire equipment and personal protective equipment (PPE) for the Ukiah Valley Fire Authority, and approval of corresponding budget amendments.
Attachments: None
- 7.j. Accept and Authorize Expenditure of Grant Funds from FM Global in the Amount of \$3,339.00 for two (2) Combustible Gas Detectors; and Approval of Corresponding Budget Amendments.
Recommended Action: Accept the grant from FM Global, and authorize the expenditure of \$3,339.00 for two (2) combustible gas detectors; and approve corresponding budget amendments.
Attachments: None

- 7.k. Report of a Contract with Cordico Psychological Corporation for the Use of Cordico's Wellness Software, and Approve Its Continued Use.

Recommended Action: Receive a report of a contract with Cordico Psychological Corporation for the use of their Cordico Wellness Software (app), and approve the continued use of this contract.

Attachments:

1. Cordico Agreement - 1920-193

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

Recommended Action: Determine that emergency conditions continue to require the repair of the Yosemite Drive Water Main without competitive bidding.

Attachments:

1. Resolution 2020-63 Yosemite Drive Water Main Emergency Work

- 7.m. Authorization of Payment to Sonoma Water for Professional Services Related to the Stormwater Resource Plan Preparation and Implementation from Grant Funds Received, and Approval of Corresponding Budget Amendment.

Recommended Action: Authorize payment to Sonoma Water for professional services related to the Stormwater Resource Plan Development and Implementation from grant funds received, and approval of corresponding budget amendment.

Attachments:

1. Sonoma County Water Agency - Agreement and Invoice

8. AUDIENCE COMMENTS ON NON-AGENDA ITEMS

The City Council welcomes input from the audience. If there is a matter of business on the agenda that you are interested in, you may address the Council when this matter is considered. If you wish to speak on a matter that is not on this agenda, you may do so at this time. In order for everyone to be heard, please limit your comments to three (3) minutes per person and not more than ten (10) minutes per subject. The Brown Act regulations do not allow action to be taken on audience comments in which the subject is not listed on the agenda.

9. COUNCIL REPORTS

10. CITY MANAGER/CITY CLERK REPORTS

11. PUBLIC HEARINGS (6:15 PM)

- 11.a. Conduct a Public Hearing to Consider Adoption of a Resolution Approving the Submittal of One or More Applications in the Aggregate Amount Not to Exceed \$395,757 in response to the 2020 State Community Development Block Grant Program- Coronavirus Response Round 2 and 3 (CDBG-CV2 and CV3) NOFA Dated December 18, 2020; and Consider Adoption of a Resolution Approving an Amendment to the 2020 CDBG- Coronavirus Response Round 1 (CDBG-CV1) Standard Agreement to Add Additional Funds From the 2020 CDBG-CV2 and CV3 NOFA Dated December 18, 2020; and Approve Corresponding Budget Amendments if Awarded Funding for the Application(s).

Recommended Action: Adopt resolution in Attachment 4 approving the submittal of one or more applications in the aggregate amount not to exceed \$395,757 in response to the 2020 State Community Development Block Grant Program- Coronavirus Response Round 2 and 3 (CDBG-CV2 and CV3) NOFA dated December 18, 2020; and adopt resolution in Attachment 5 approving an amendment to the 2020 CDBG- Coronavirus Response Round 1 (CDBG-CV1) standard agreement to add additional funds from the 2020 CDBG-CV2 and CV3 NOFA dated December 18, 2020; and approve corresponding budget amendments if awarded funding for the application(s).
Attachments:

1. cdbg_cv2_3_nofa_final_approved_12-18-20
2. Appendix A- Allocations
3. City of Ukiah - 20-CDBG-CV1-00004 - Award Letter
4. Resolution- 2020 CDBG-CV2 and CV3 applications
5. Resolution- Amendment to CDBG-CV-1 Agreement for Generator

12. UNFINISHED BUSINESS

- 12.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.

Recommended Action: 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.

Attachments: None

- 12.b. Possible Introduction by Title Only of an Ordinance Amending Division 1, Chapter 4, Article 4 of the City Code Regarding the Procedure for Filling Vacancies on the Planning Commission.

Recommended Action: Introduce by Title Only an Ordinance Amending Division 1, Chapter 4, Article 4 of the City Code Regarding the Procedure for Filling Vacancies on the Planning Commission.

Attachments:

1. Planning Commissioner Appointment Ordinance Redline
2. Planning Commissioner Appointment Ordinance Clean
3. Planning Commissioner Position Draft Application
4. Current Planning Commission Roster

- 12.c. Update on Emergency Repair of the Yosemite Drive Water Main and Determine that Emergency Conditions Continue to Require the Emergency Repair.
Recommended Action: Determine that emergency conditions continue to require the repair of the Yosemite Drive Water Main without competitive bidding.
Attachments:

1. Resolution 2020-63 Yosemite Drive Water Main Emergency Work

- 12.d. Consider Request for Continuing Funding, in the Amount of \$50,000, for the Ongoing Potter Valley Project Licensing Efforts by the Mendocino County Inland Water and Power Commission.
Recommended Action: Approve request for continuing funding, in the amount of \$50,000, for the ongoing Potter Valley Project Licensing Efforts by the Mendocino County Inland Water and Power Commission.

Attachments: None

13. **NEW BUSINESS**

- 13.a. Consideration and Possible Adoption of Resolution Adopting the City of Ukiah Subsistence Payment Program Guidelines, to Possibly be Funded by the State Community Development Block Grant Program- Coronavirus Response Round 2 and 3 (CDBG-CV2 and CV3).

Recommended Action: Adopt resolution adopting the City of Ukiah CDBG-CV Subsistence Payment Program Guidelines.

Attachments:

1. City of Ukiah CDBG-CV Subsistence Payment Program Guidelines
2. Resolution- Subsistence Payment Program Guidelines

- 13.b. Authorization for the City Manager to Negotiate and Execute the No-Fee Transfer of and Associated Maintenance Agreement for Parcel 002-101-31 Near Orr Creek from Rural Communities Housing Development Corporation to the City of Ukiah.

Recommended Action: Authorize the City Manager to negotiate and execute the no-fee transfer of parcel number 002-101-31 and an associated maintenance agreement from Rural Communities Housing Development Corporation to the City of Ukiah.

Attachments: None

- 13.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); Including Consideration of Adoption of Resolution Appointing a Member and Alternative Member to the Ukiah Valley Basin Groundwater Sustainability Agency (UVBGS).

Recommended Action: 1. Receive report(s). The Council will consider modifications to committee and ad hoc assignments along with the creation/elimination ad hoc(s).

2. Adopt Resolution Appointing a Member and Alternative Member to the Ukiah Valley Basin Groundwater Sustainability Agency (UVBGS).

Attachments:

1. 2020 City Council Special Assignments - 1-6-21
2. Ukiah Valley Basin GSA JPA
3. UVBGS Appointing Resolution 2021

14. CLOSED SESSION - CLOSED SESSION MAY BE HELD AT ANY TIME DURING THE MEETING

14.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)

Recommended Action: Confer in Closed Session

Attachments: None

14.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)

Recommended Action: Confer in Closed Session

Attachments: None

14.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. SCU-K-CVPT-2018-70200

Recommended Action: Confer in Closed Session

Attachments: None

14.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. SCU-K- CVPT-15-66036

Recommended Action: Confer in Closed Session

Attachments: None

14.e. Conference with Labor Negotiator (54957.6)

Agency Representative: Sage Sangiacomo, City Manager

Employee Organizations: All Bargaining Units

Recommended Action: Confer in Closed Session

Attachments: None

14.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

Recommended Action: Confer in Closed Session

Attachments: None

14.g. **Conference with Real Property Negotiators**

(Cal. Gov't Code Section 54956.8)

Property: APN Nos: 002-101-31 and 002-101-30

Negotiator: Sage Sangiacomo, City Manager;

Negotiating Parties: Rural Communities Housing Development Corporation (RCHDC)

Under Negotiation: Price & Terms of Payment

Recommended Action: Confer in Closed Session

Attachments: None

15. ADJOURNMENT

Please be advised that the City needs to be notified 72 hours in advance of a meeting if any specific accommodations or interpreter services are needed in order for you to attend. The City complies with ADA requirements and will attempt to reasonably accommodate individuals with disabilities upon request. Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection at the front counter at the Ukiah Civic Center, 300 Seminary Avenue, Ukiah, CA 95482, during normal business hours, Monday through Friday, 8:00 am to 5:00 pm.

I hereby certify under penalty of perjury under the laws of the State of California that the foregoing agenda was posted on the bulletin board at the main entrance of the City of Ukiah City Hall, located at 300 Seminary Avenue, Ukiah, California, not less than 72 hours prior to the meeting set forth on this agenda.

Kristine Lawler, City Clerk

Dated: 1/29/21