

CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
<https://attendee.gotowebinar.com/rt/9199312935703156493>
Ukiah, CA 95482
May 5, 2021
6:00 p.m.

1. **ROLL CALL**

Ukiah City Council met at a Regular Meeting on May 5, 2021, having been legally noticed on April 30, 2021, and held virtually at <https://attendee.gotowebinar.com/rt/9199312935703156493>. Mayor Orozco called the meeting to order at 6:00 p.m. Roll was taken with the following **Councilmembers Present**: Douglas F. Crane, Mari Rodin, Josefina Dueñas, and Jim O. Brown. **Councilmember Absent by prearrangement**: Juan V. Orozco. **Staff Present**: Sage Sangiacomo, City Manager; David Rapport, City Attorney; and Kristine Lawler, City Clerk.

VICE MAYOR BROWN PRESIDING.

2. **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Sage Sangiacomo, City Manager.

3. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**

a. **Proclamation Recognizing May 15th as National Peace Officers Memorial Day.**

Presenter: Vice Mayor Brown.

Proclamation was received by Noble Waidelich, Police Captain.

URGENCY ITEM

Consideration and Possible Approval of the Lease Purchase Financing of One (1) 2018 Braun/Chevy Type III Demo Ambulance from Red Sky Emergency Vehicles in the Amount of \$156,418.75 with Tax, and Approval of Corresponding Budget Amendments.

Presenter: Vice Mayor Sangiacomo.

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

4. **PETITIONS AND COMMUNICATIONS**

No correspondence received.

5. **APPROVAL OF MINUTES**

a. **Approval of the Minutes for the April 21, 2020, Special Meeting.**

b. **Approval of the Minutes for the April 21, 2020, Regular Meeting.**

Motion/Second: Crane/Dueñas to approve minutes of April 21, 2020, special and regular meetings, as submitted. Motion **carried** by the following roll call votes: AYES: Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: Orozco. ABSTAIN: None.

6. **RIGHT TO APPEAL DECISION**

7. CONSENT CALENDAR

- a. Approval of Plans and Specifications for the 2021 Slurry Seal of Local Streets, and Authorize Staff to issue Bids for Specifications No. 21-03 – *Public Works*.
- b. Authorize the City Manager to Sign Federal Aviation Administration Airport Coronavirus Relief Grant Offer, Grant No. 3-06-0268-019-2021 (COU No. 2021-202) for Ukiah Municipal Airport in the Amount of \$13,000 – *Airport*.
- c. Report on Award of Professional Services Agreement (COU No. 2021-161) to On Duty Health for Annual National Fire Protection Association (NFPA) Compliant Physical Exams for Fire Authority Staff – *Fire*.
- d. Approve the Purchase of an Algae Control System for the Recycled Water System from LG Sonic US, LLC, Inc. of Scranton, PA in the Total Amount of \$175,720, and Corresponding Budget Amendment – *Water Resources*.
- e. Consideration of Adoption of Resolution (2021-19) Nominating and Appointing a Member to the Equity and Diversity Standing Committee – *Administration*.
- f. Approval of a Budget Amendment for the Contract (COU No. 1314-231-A7) with Carollo Engineers for the Design Efforts of the Recycled Water Phase 4 Project – *Finance*.
- g. Approve Change Order #2 ((COU No. 2021-176-CO2) to Contract 2021-176 with Diamond D Construction to Replace Two Valves in Fish Hatchery Water Line at Lake Mendocino Hydroelectric Plant, and Authorize a Contract Budget Amendment in the Amount of \$29,000 – *Electric Utility*.
- h. Award Contract (COU No. 2021-203) to LACO and Associates for Soil Management, Geotechnical and Materials Testing, and Inspection Services for the Electric Service Center Site Improvement Project in the Amount of \$41,500 – *Electric Utility*.
- i. Approval of Budget Amendment in the Amount of \$193,424.91 for Debt Payment of Ukiah Public Financial Authority Lease Revenue Bond (FA LRB) Series 2020A to Bank of New York (BNY) Mellon – *Finance*.

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

8. AUDIENCE COMMENTS ON NON-AGENDA ITEMS

No public comment was received.

9. COUNCIL REPORTS

Presenters: Councilmembers Rodin and Duenas.

10. CITY MANAGER/CITY CLERK REPORTS

Presenters:

- **Update on Construction Projects** – *Tim Eriksen, Public Works Director / City Engineer.*
- **Update on Drought and Water Conditions** – *Sean White, Water Resources Director.*
- **LAFCo Applications** – *Sage Sangiacomo, City Manager and Councilmember Rodin.*

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/Rodin 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, Rodin, Dueñas, and Brown. NOES: None. ABSENT: Orozco. ABSTAIN: None.

- c. Receive and File Third Quarter 2020-21 Financial Report.**

Presenter: Dan Buffalo, Finance Director.

Report was received.

- d. Approve the Bid Withdrawal Request from the Lowest Bidder, FRC, Inc., and Award a Contract to the Next Lowest Bidder, CWS Construction Group, Inc. in the Amount of \$2,693,933.50 for the Electric Service Center - Site Work, Specification 16-07, and Approve Corresponding Budget Amendments.**

Presenters: Mel Grandi, Electric Utility Director and Cindy Sauers, Assistant Electric Utility Director.

Motion/Second: Crane/Rodin to approve the bid withdrawal request from the lowest bidder, FRC, Inc., and award a contract (*COU No. 2021-204*) to the next lowest bidder, CWS Construction Group, Inc. in the amount of \$2,693,933.50 for the Electric Service Center - Site Work, Specification 16-07, and approve corresponding budget amendments. Motion **carried** by the following roll call votes: AYES: Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: Orozco. ABSTAIN: None.

13. NEW BUSINESS

- a. Status Report on the Great Redwood Trail – Ukiah, and Request for Authorization for the Mayor to Sign a Letter to the Northern California Railroad Authority (NCRA) in Support of Rail Banking the NCRA Corridor from Cloverdale to Willits.**

Presenter: Neil Davis, Community Services Administrator.

Motion/Second: Crane/Rodin to direct staff to work with Councilmember Rodin to make modifications to the letter, and authorize the Mayor to sign the letter to North Coast Railroad Authority (NCRA) in support of Rail Banking the NCRA corridor from Cloverdale to Willits. Motion **carried** by the following roll call votes: AYES: Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: Orozco. ABSTAIN: None.

b. 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.

c. URGENCY ITEM: Consideration and Possible Approval of Purchase of One (1) 2018 Braun/Chevy Type III Demo Ambulance from Red Sky Emergency Vehicles in the Amount of \$156,418.75 with Tax, and Approval of Corresponding Budget Amendments.

Presenter: Doug Hutchison, Fire Chief.

Motion/Second: Crane/Dueñas to approve the purchase of a 2018 Braun/Chevy Type III Demo ambulance from Red Sky Emergency Vehicles in the amount of \$156,418.75 with tax, and approve corresponding budget amendments. Motion **carried** by the all votes: AYES: Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: Orozco. ABSTAIN: None.

THE CITY COUNCIL ADJOURNED TO CLOSED SESSION AT 8:09 P.M.

14. CLOSED SESSION

a. Conference with Legal Counsel—Anticipated Litigation

(Government Code Section 54956.9(d)(2 & 3))

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2)(Number of potential cases: 1)

b. 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: 2)

c. Conference with Legal Counsel – Existing Litigation

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

Name of case: Gerardo Magdaleno, by and through his Guardian Ad Litem, Pedro Francisco Magdaleno v. City of Ukiah, Justin Wyatt (Fed. Dist. Ct. N.D. Cal.) 3:21-2609 VC.

d. 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

e. 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-20-74612

f. 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

g. 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

h. Conference with Labor Negotiator (54957.6)

Agency Representative: Sage Sangiacomo, City Manager

Employee Organizations: All Bargaining Units

Direction given to staff.

15. ADJOURNMENT

There being no further business, the meeting adjourned at 9:35 p.m.



Kristine Lawler, City Clerk