



Regular Meeting
AGENDA

Civic Center Council Chamber ♦ 300 Seminary Avenue ♦ Ukiah, CA 95482

December 4, 2019 - 5:30 PM

5:30 P.M. Mayor's Reception - Civic Center Lobby

- a. Mayor's Reception Invitation

Attachments:

1. 2019 Mayors Reception Invitation

1. ROLL CALL

2. PLEDGE OF ALLEGIANCE

3. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

- 3.a. Appointment of New Mayor and Vice Mayor, and Council Reorganization.

Recommended Action: Nominate and appoint the positions of Mayor and Vice Mayor for the 2020 calendar year, and for immediate seating and Council reorganization.

Attachments:

1. Attachment 1 - Resolution 2011-44 - Council Rotation Guidelines

4. PETITIONS AND COMMUNICATIONS

5. APPROVAL OF MINUTES

- 5.a. Approval of the Minutes for the November 20, 2019, Special Meeting.

Recommended Action: Approve the Minutes of November 20, 2019, a Special Meeting, as submitted.

Attachments:

1. 2019-12-04 05a 2019-11-20 Draft Minutes - Special Meeting

- 5.b. Approval of the Minutes for the November 20, 2019, Regular Meeting.

Recommended Action: Approve the Minutes of November 20, 2019, a Regular Meeting, as submitted.

Attachments:

1. 2019-12-04 05b 2019-11-20 Draft Minutes - Regular Meeting

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. Approval of Amendment of Rental Agreement for Generators for the Sewer Lift Stations and Water Wells to Peterson Power Systems for Three Months in the Amount of \$26,541.63 for the Public Safety Power Shutoffs, and Approve Associated Budget Amendment.

Recommended Action: Approval of Amendment of Rental Agreement for Generators for the Sewer Lift Stations and Water Wells to Peterson Power Systems for Three Months in the Amount of \$26,541.63 for the Public Safety Power Shutoffs, and Approve Associated Budget Amendment

Attachments:

1. Attachment 1 PO 46146

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)

12. UNFINISHED BUSINESS

- 12.a. Discussion and Possible Direction to Staff Regarding a Mendocino County Rezoning and General Plan Amendment, Case #GP_2019-0002/R_2019-0003

Recommended Action: Discuss and possibly give direction to Staff regarding a Mendocino County Rezoning and General Plan Amendment, Case #GP_2019-0002/R_2019-003, for a proposed project located within the City's Sphere of Influence.

Attachments:

1. City of Ukiah Comments- Case GP_2019-0002.R_2019-0003
2. 10-17-19 PC Agenda.PBS SR- GP_20190002R_20190003

- 12.b. Adopt Resolution Approving Award of Contract to Ghilotti Construction Company for the Emergency Repair of the Percolation Pond Levees at the Wastewater Treatment Plant in the Amount of \$318,620.00, and Approve Corresponding Budget Amendment.

Recommended Action: Adopt Resolution Approving Award of Contract to Ghilotti Construction Company for the Emergency Repair of the Percolation Pond Levees at the Wastewater Treatment Plant in the Amount of \$318,620.00, and Approve Corresponding Budget Amendment.

Attachments:

1. Local Emergency City of Ukiah
2. Proposals
3. Perc Pond Levee Resolution

- 12.c. Review Proposed Design for the Audio/Visual Upgrade of the Council Chambers and Conference Rooms 3 and 5

Recommended Action: Review Proposed Design for the Audio/Visual Upgrade of the Council Chambers and Conference Rooms 3 and 5, and approve bid specifications to be developed and sent out to bid.

Attachments:

1. Proposed Design

- 12.d. Receive Year-end Financial Report for the 2018-19 Fiscal Year.

Recommended Action: Receive and file; provide direction if necessary.

Attachments: None

13. NEW BUSINESS

- 13.a. Authorize the City Manager to Negotiate and Execute an Amended Agreement with OpenGov.

Recommended Action: Authorize the City Manager to Negotiate and Execute an Amended Agreement with OpenGov.

Attachments:

1. Contract #1718201
2. Amendment 1 - Contract 1718201
3. Amendment 2 - Contract 1718201

- 13.b. Approve the City's Electric Utility Wildfire Mitigation Plan (WMP) in Response to Senate Bill 901.

Recommended Action: Approve the first annual Wildfire Mitigation Plan in response to Senate Bill 901.

Attachments:

1. 2019 Ukiah Wildfire Mitigation Plan

- 13.c. Discussion and Possible Action Regarding the Cancellation of the January 1, 2020, 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.
Recommended Action: Approve the cancellation of the January 1, 2020, 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.

Attachments: None

- 13.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).
Recommended Action: Receive report(s). The Council may also consider modifications to committee and ad hoc assignments along with the creation/elimination ad hoc(s).

Attachments:

1. 2019 City Council Special Assignments and Ad Hocs
2. 13b Correspondence Received - Nancy McGivney
3. 13b Correspondence Received - David Severn

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))

A. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9: (Number of potential cases: 1.)

B. Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: (Number of potential cases: 1)

Recommended Action: Confer in Closed Session

Attachments: None

14.b. **Conference with Legal Counsel—Anticipated Litigation**

(Government Code Section 54956.9(d))Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) (Number of 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. SCUk-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. SCUk- CVPT-15-66036

Recommended Action: Confer in Closed Session

Attachments: None

- 14.e. **Conference with Real Property Negotiators**
(Cal. Gov't Code Section 54956.8)
Property: APN Nos: 002-273-19-00 and 002-273-30-00
Negotiator: Sage Sangiacomo, City Manager;
Negotiating Parties: Bank of America
Under Negotiation: Price & Terms of Payment
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: 002-192-14-00 (280 E. Standley)
Negotiator: Sage Sangiacomo, City Manager;
Negotiating Parties: Onetogether Solutions
Under Negotiation: Price & Terms of Payment
Recommended Action: Confer in Closed Session
Attachments: None
- 14.g. **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

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.