



**City Council  
Regular Meeting  
AGENDA**

**THIS MEETING IS CONTINUED FROM THE NOVEMBER 3, 2021, CITY COUNCIL MEETING**

To participate or view the virtual meeting, go to the following link: <https://zoom.us/j/92891275593>

Or you can call in using your telephone only:

- Call 1-669-900-9128
- Enter the Access Code: 928 9127 5593
- To Raise Hand enter \*9
- To Speak after being recognized: enter \*6 to unmute yourself

To view only the meeting without participating, go online to [www.cityofukiah.com/meetings](http://www.cityofukiah.com/meetings); scroll down and click on the name of the meeting, which should bring up a separate window with the video.

November 8, 2021 - 6:00 PM

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**1. ROLL CALL**

1.a. Notice of Adjournment

***Recommended Action: Follow Instructions to Participate in Meeting.***

Attachments:

1. 2021-11-04 NOTICE OF ADJOURNMENT

**2. PLEDGE OF ALLEGIANCE**

**3. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**

**4. PETITIONS AND COMMUNICATIONS**

**5. APPROVAL OF MINUTES**

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

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

Attachments:

1. 2021-10-20 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. Report of Disbursements for the Month of September 2021.

***Recommended Action: Approve the Report of Disbursements for the Month of September 2021.***

Attachments:

1. September 2021 Summary of Disbursements
2. Account Codes for Reference
3. Object Codes for Reference
4. September 2021 Disbursement Detail

### 7.b. Report Regarding Contract to SMB Environmental Inc. in the Amount Not to Exceed \$15,000 for the Necessary Environmental Documentation Pursuant to the California Environmental Quality Act (CEQA) for the Recycled Water Phase 4 Project.

***Recommended Action: Receive report regarding contract to SMB Environmental Inc. in the amount not to exceed \$15,000 for the necessary environmental documentation pursuant to the California Environmental Quality Act (CEQA) for the Recycled Water Phase 4 Project.***

Attachments:

1. SMB Environmental - RWP Revisions 2122-115 - Contract

### 7.c. Council will Consider Awarding a Contract in the Amount of \$37,251.76 for Bi-Weekly General Maintenance and Troubleshooting Services at the Waste Water Treatment Plant to JM Integration.

***Recommended Action: Award contract in the amount of \$37,251.76 for bi-weekly maintenance for the PLC and Wonderware systems at the Waste Water Treatment Plant to JM Integration.***

Attachments:

1. Quote 090921

### 7.d. Authorize City Manager to Negotiate and Execute a Contract with the California Conservation Corps (CCC) in the Amount of \$26,000 to Provide Project Support for the California Natural Resources Agency (CNRA) Funded Urban Greening Grant to Build Phase 4 of the Great Redwood Trail.

***Recommended Action: Authorize City Manager to negotiate and execute a contract with the California Conservation Corps (CCC) in the amount of \$26,000 to provide project support for the California Natural Resources Agency (CNRA) funded Urban Greening Grant to build Phase 4 of the Great Redwood Trail.***

Attachments:

1. CCC2021RailTrailPhase4

- 7.e. Adoption of Resolution of the City Council Implementing Teleconferencing Requirements for City Council and Board and Commission Meetings During a Proclaimed State of Emergency Due to the COVID-19 Pandemic.  
**Recommended Action: Adopt a Resolution of the City Council Implementing Teleconferencing Requirements for City Council and Board and Commission Meetings during a Proclaimed State of Emergency Due to the COVID-19 Pandemic.**  
 Attachments:
1. AB 361 Findings for All Legislative Bodies
- 7.f. Consideration of a Payment of \$29,440 to the Mendocino Solid Waste Management Authority (MSWMA) Board to Fund Increase Costs Associated with the Operation and Household Hazardous Waste Disposal Costs; and Approve Corresponding Budget Amendments.  
**Recommended Action: Approve a payment of \$29,440 to the Mendocino Solid Waste Management Authority (MSWMA) Board to fund a financial shortfall in operations. Direct Staff to approve and include this expense in future curbside collection rate calculations as part of the solid waste collection contract; and approval of corresponding budget amendments.**  
 Attachments:
1. MSWMA Letter Funds Recommendation Letter
- 7.g. Authorize the City Manager to Negotiate and Execute a Professional Services Agreement in an Amount Not to Exceed \$149,999.50 with GHD Inc. for Preparation of the Orr Street Bridge and Transportation Corridor Study and Plan, to be Funded through 20-CDBG-12052, and Approval of Corresponding Budget Amendment.  
**Recommended Action: Authorize the City Manager to negotiate and execute a professional services agreement in an amount not to exceed \$149,999.50 with GHD Inc. for preparation of the Orr Street Bridge and Transportation Corridor Study and Plan, which will be funded through 20-CDBG-12052, and approve corresponding budget amendment.**  
 Attachments:
1. 20-CDBG-12052 Standard Agreement and Exhibits A-E
  2. RFP - Orr Street Corridor - Final
  3. Orr Street Bridge -GHD
  4. Proposal Evaluation Summary - Meeting Review
  5. 7g Correspondence Received - Eileen Mitro
- 7.h. Adopt a Resolution Approving a Side Letter Agreement to the Current Memorandum of Understanding Between the City of Ukiah and the International Brotherhood of Electrical Workers Local 1245, and Corresponding Budget Amendment.  
**Recommended Action: Adopt a Resolution approving a side letter agreement to the current Memorandum of Understanding between the City of Ukiah and IBEW Local 1245, and corresponding budget amendment.**  
 Attachments:
1. Side Letter Agreement Between COU and IBEW Local 1245
  2. Resolution to Approve Side Letter between COU and IBEW Local 1245

## 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. Direction from Council Regarding the Reformation of the Paths, Open Space and Creeks Commission (POSCC) and the Parks, Recreation, and Golf Commission (PRGC) into a Single Public Spaces Commission.

***Recommended Action: Approve reformation of the POSCC and PRGC into a combined Public Spaces Commission (PSC), and direct Staff to draft ordinance to codify change.***

Attachments:

1. Public Spaces Community Outreach Plan
2. 12a Correspondence Received - Vicki Bitonti Brown

## 13. NEW BUSINESS

- 13.a. Capital Project Financing Strategy Workshop: City Council Will Receive and Consider a Management Strategy to Finance Several Significant Capital Projects Related to Streets, Corporation Yard, and Electric Services.

***Recommended Action: Council to receive and consider management strategy on capital project financing.***

Attachments:

1. Capital Project Financing Plan Workshop, 11-3-21
2. Ukiah 2021 Electric Bonds - Financing Schedule 211020 (Competitive)
3. Ukiah 2022 LRBs - Financing Schedule 211022
4. Measure Y Schedule of Resources and Uses, FY 2021, rev 9-22-21

- 13.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).

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

Attachments:

1. 2021 City Council Special Assignments

## 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)or(3))  
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)(2)or(3))  
Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: (1 potential case, involving possible termination of construction contract for cause)  
**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**  
(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  
**Recommended Action: Confer in Closed Session**  
Attachments: None
- 14.e. **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.f. **Conference with Legal Counsel – Existing Litigation**  
(Cal. Gov’t Code Section 54956.9(d)(1))  
Name of case: Siderakis v. Ukiah, et al, Mendocino County Superior Court, Case No. 21CV00603  
**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: 003-500-19; 003-190-08; 057-050-12; 157-050-11; 157-060-003; 001-040-83; 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; 003-181-01; 003-582-38

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.h. **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.

Kristine Lawler, City Clerk/CMC

Dated: 11/4/21