

CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
Virtual Meeting Link: <https://zoom.us/j/97199426600>
Ukiah, CA 95482
January 19, 2022
6:00 p.m.

1. ROLL CALL

Ukiah City Council met at a Regular Meeting on January 19, 2022, having been legally noticed on January 15, 2022. The meeting was held virtually at the following link: <https://zoom.us/j/97199426600>. Mayor Brown called the meeting to order at 6:00 p.m. Roll was taken with the following **Councilmembers Present:** Juan V. Orozco, Douglas, F. Crane, Mari Rodin, Josefina Dueñas, and Jim O. Brown. **Staff Present:** Sage Sangiacomo, City Manager; David Rapport, City Attorney; and Kristine Lawler, City Clerk.

MAYOR BROWN PRESIDING.

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mel Grandi, Retired Electric Utility Director.

3. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

a. Proclamation Recognizing Mel Grandi for His Significant Professional Contributions to the City of Ukiah Electric Utility Department and the Customers It Serves, and Rename the Substation on Orchard Avenue to Grandi Substation.

Presenter: Mayor Brown.

Proclamation was received by Mel Grandi, Retired Electric Utility Director.

Incoming Electric Utility Director, Cindy Sauers, displayed a plaque being presented to Mr. Grandi.

Council and Staff Comments: Councilmembers Rodin, Crane, and Orozco; Vice Mayor Duenas; Mayor Brown; Cindy Sauers, Incoming Electric Utility Director; Greg Owen, Airport Manager; Tami Bartlomei, Office of Emergency Services Coordinator; Diann Lucchetti, Program Coordinator; Scott Bozzoli, Electrical Engineer Technician I; Scott Branson, Electric Utility Technician II; Tim Santo, Electric Supervisor; Sonu Upadhyay, Senior Power Engineer; Sage Sangiacomo, City Manager; Kristine Lawler, City Clerk; and David Rapport, City Attorney.

b. Presentation of the City of Ukiah Equity Action Plan and Approval of a Resolution Adopting the Equity Action Plan Created by the Equity and Diversity Standing Committee, and Changing the Name of the Committee to the Diversity and Equity Standing Committee.

Presenter: Traci Boyl, Management Analyst.++++

Public Comment: Corinne Jones, Diversity and Equity Committee Member.

Motion/Second: Rodin/Orozco to approve the Resolution (2022-01) adopting the City of Ukiah Equity Action Plan created by the Equity and Diversity Standing Committee and changing the name of the Committee to the Diversity and Equity Standing Committee. Motion **carried** by the following roll call votes: AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

4. PETITIONS AND COMMUNICATIONS

5. APPROVAL OF MINUTES

- a. **Approval of the Minutes for the December 13, 2021, Special Meeting.**
- b. **Approval of the Minutes for the December 15, 2021, Regular Meeting.**
- c. **Approval of the Minutes for the December 27, 2021, Special Meeting.**

Motion/Second: Rodin/Crane to approve Minutes of December 13, 2021, a special meeting; December 15, 2021, a regular meeting; and December 27, 2021, a special meeting, as submitted. Motion **carried** by the following roll call votes: AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

6. RIGHT TO APPEAL DECISION

7. CONSENT CALENDAR

- a. Adoption of Resolution (2022-02) of the City Council Reconsidering the Circumstances of the State of Emergency and Implementing Teleconferencing Requirements for City Council and Board and Commission Meetings During a Proclaimed State of Emergency Due to the COVID-19 Pandemic – *City Attorney*.
- b. Adoption of Resolution (2022-03) Approving the City of Ukiah's Qualified Contractors List for 2022 – *City Clerk*.
- c. Notification to City Council of Contract No. 2021-235-A1 with Cinquini & Passarino Inc. for Consulting and Surveying Services at the Electric Service Center on Hastings Rd. in the Amount of \$17,500.00 – *Electric Utility*.
- d. Adoption of a Resolution (2022-04) of Application for a Revised Submittal to the Mendocino Local Agency Formation Commission (LAFCo) to Annex City-Owned Properties within Unincorporated Mendocino County; and Approval of the Community Development Director's Determination that the Proposed Annexation Qualifies for a CEQA Exemption – *Community Development*.
- e. Report to Council on PO #47411 Issued to Corrosion Protection Solutions in the Amount of \$61,560, as well as Change Order #01 in the Amount of \$4,843.80, for a Total of \$66,403, and Request a Budget Amendment for this Amount – *Water Resources*.
- f. Approval of Contract Amendment (COU No. 2122-105-A1) with BKF Engineers for the Additional Design to the Gobbi Street Utility Replacement Project, and Approval of a Corresponding Budget Amendment – *Public Works*.
- g. Adopt Resolution (2022-05) and Approve the Support Services Program Agreement (SSPA) (COU No. 2122-167) with the Northern California Power Agency (NCPA) – *Electric Utility*.
- h. Notification of Purchase Order #47600-02 Issued to Bartley Pump PM, LLC for the Teardown, Inspection, and Rehabilitation of Well #8 in the Amount of \$28,689.70 – *Water Resources*.
- i. Authorize City Manager to Sign Airport Rescue Grant Offer, Grant No. 3-06-0268-021-2022 (COU No. 2122-164) for Ukiah Municipal Airport in the Amount of \$32,000, and Approve Corresponding Budget Amendment(s) - *Airport*.
- j. ~~Approve the Purchase of Mobile Data Terminals (MDT) for the Ukiah Valley Fire Authority (UVFA) in the Amount of \$173,830.11 for the Initial Three Years, and Approve Corresponding Budget Amendment—Fire – Removed by Mayor Brown and placed as Agenda Item 13e..~~

- k. Report the Emergency Purchase of all Materials and Labor for the Traffic Signal Control Cabinets Replacement at the Intersections of State & Standley and State & Perkins Streets from DC Electric Group in the Amount of \$58,935.00 – *Public Works*.
- l. Approval of a Professional Service Contract (COU No. 2122-165) with GHD for Flood Mapping Review Support in the Amount Not to Exceed \$17,000, and Corresponding Budget Amendment – *Public Works*.

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

13. NEW BUSINESS

- e. Approve the Purchase of Mobile Data Terminals (MDT) for the Ukiah Valley Fire Authority (UVFA) in the Amount of \$173,830.11 for the Initial Three Years, and Approve Corresponding Budget Amendment.

Presenters: Doug Hutchison, Fire Chief and Justin Buckingham, Battalion Chief.

Motion/Second: Rodin/Orozco to approve the purchase of Mobile Data Terminals in the amount of \$173,830.11 from RadioMobile, and approve the corresponding budget amendment. Motion **carried** by the following roll call votes: AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

8. AUDIENCE COMMENTS ON NON-AGENDA ITEMS

No public comment received.

9. COUNCIL REPORTS

Presenters: Councilmembers Rodin and Orozco, Vice Mayor Duenas, Councilmember Crane, and Mayor Brown.

10. CITY MANAGER/CITY CLERK REPORTS

Presenters: Sage Sangiacomo, City Manager; and

- **Graffiti Abatement Program** – Shannon Riley, Deputy City Manager.
- **Security Camera Registry Program** – Shannon Riley, Deputy City Manager.

11. PUBLIC HEARINGS (6:15 PM)

- a. Conduct a Public Hearing and Consider Adopting Respective Resolutions Authorizing Lease Revenue Bonds, Series 2022 to Renovate the City Corporation Yard and Construct Improvements to Various City Streets (*This item was continued from December 15, 2021.*)

Presenter: Dan Buffalo, Finance Director.

PUBLIC HEARING OPENED AT 7:26 P.M.

No public comment was received.

PUBLIC HEARING CLOSED AT 7:26 P.M.

Motion/Second: Crane/Orozco to continue this item to the February 2, 2022 [at 6:00 p.m.] meeting. Motion **carried** by the following roll call votes: AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

THE CITY COUNCIL ADJOURNED TO THE UKIAH PUBLIC FINANCING AUTHORITY MEETING AT 7:29 P.M.

UKIAH PUBLIC FINANCING AUTHORITY

1. ROLL CALL

The Ukiah Financing Authority met at a Special Meeting on January 19, 2022, having been legally noticed on January 15, 2022. Chair Brown called the meeting to order at 7:29 p.m. Roll was taken with the following **Members Present:** Juan V. Orozco, Douglas, F. Crane, Mari Rodin, Josefina Dueñas, and Jim O. Brown. **Staff Present:** Sage Sangiacomo, City Manager; David Rapport, City Attorney; and Kristine Lawler, City Clerk.

CHAIR BROWN PRESIDING.

2. AUDIENCE COMMENTS ON NON-AGENDA ITEMS

No public comment was received.

3. UNFINISHED BUSINESS

a. Consider Adopting Respective Resolutions Authorizing Lease Revenue Bonds, Series 2022 to Renovate the City Corporation Yard and Construct Improvements to Various City Streets.

Presenter: Dan Buffalo, Finance Director.

Motion/Second: Crane/Rodin to continue this item to the February 2, 2022, at 6:00 p.m. meeting. Motion **carried** by the following roll call votes: **AYES:** Orozco, Crane, Rodin, Dueñas, and Brown. **NOES:** None. **ABSENT:** None. **ABSTAIN:** None.

4. NEW BUSINESS

5. ADJOURNMENT

There being no further business, the meeting adjourned at 7:33 p.m.

THE CITY COUNCIL RECONVENED THE REGULAR MEETING AT 7:33 P.M.

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. Determination of Notification of Intent to Adjust Curbside Collection and Transfer Station Service Rates in Compliance with Solid Waste Contracts, and Initiation of Proposition 218 Protest Period for Residential Curbside Collection Rates.

Presenters: Dan Buffalo, Finance Director and Tim Eriksen, Public Works Director/City Engineer.

C&S Waste Comment: Bruce McCracken, C&S Waste Site Manager.

Motion/Second: Rodin/Brown to confirm the determination of the City Manager, as reported here, of compliance with the provisions of the agreements between the City of Ukiah and Ukiah Waste Solutions, Inc. (COU No. 1718-162) and Solid Waste Systems, Inc. (COU No. 2122-089) regarding the company's notice of intent to adjust curbside collection and transfer station rates, authorize the

initiation of the Proposition 218 protest period for residential curbside collection rates, and schedule the subsequent protest hearing for March 16, 2022. Motion **carried** by the following roll call votes: AYES: Orozco, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: Crane.

c. Introduction of an Ordinance by Title Only, Amending Article 1 of Division 1, Chapter 4 of the Ukiah City Code to Reform the Paths, Open Space, and Golf Commission and the Parks, Recreation and Golf Commission into the Public Spaces Commission.

Presenters: Neil Davis, Community Services Director and Darcy Vaughn, Assistant City Attorney.

Motion/Second: Rodin/Crane to introduce the Ordinance by title only. Motion **carried** by the following roll call votes: AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

City Clerk, Kristine Lawler, read the following title into the record:

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UKIAH AMENDING ARTICLE 1 AND REPEALING ARTICLE 1B FROM DIVISION 1, CHAPTER 4 OF THE CITY CODE TO ESTABLISH THE PUBLIC SPACES COMMISSION.

Motion/Second: Rodin/Crane to introduce an ordinance amending Article 1 of Division 1, Chapter 4 of the Ukiah City Code to reform the Paths, Open Space, and Golf Commission and the Parks, Recreation and Golf Commission into the Public Spaces Commission, as amended [starting on line 3 of the 1st paragraph,] under Section 1003 (Duties and Powers), to read "3) open spaces within and outside the city limits..." Motion **carried** by the following roll call votes: AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

d. Approve Contract Amendment Eight with Carollo Engineers for the Design Efforts of the Recycled Water Phase 4 Project in the Amount of \$4,600,723, and Approval of Corresponding Budget Amendment.

Presenter: Sean White, Water Resources Director.

Motion/Second: Crane/Orozco to approve contract amendment eight (COU No. 1314-231-A8) with Carollo Engineers for the design efforts of the Recycled Water Phase 4 project in the amount of \$4,600,773, and approval of corresponding budget amendment. Motion **carried** by the following roll call votes: AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

e. Consider Adoption of Resolution Adopting a 2022 Advocacy Platform to Serve as Guidelines for Local, State, and Federal Legislative Matters.

Presenter: Shannon Riley, Deputy City Manager.

Motion/Second: Rodin/Orozco to adopt resolution (2022-06) adopting a 2022 Advocacy Platform to serve as guidelines for local, state, and federal legislative, administrative, regulatory and court matters. Motion **carried** by the following roll call votes: AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

13. NEW BUSINESS, Continued

a. Adopt a Resolution Authorizing the Exception to the 180-Day Waiting Period, and Authorizing the City's Retired Electric Utility Director to Work on a Temporary Basis as an Extra Help Employee in Accordance with Government Code Sections 7522.56 and 21224.

Presenter: Cindy Sauers, Electric Utility Director.

Motion/Second: Crane/Rodin to adopt a resolution (2022-07) authorizing the exception to the 180-day waiting period, and authorizing the City's retired Electric Utility Director to work on a temporary basis as extra help employee in accordance with Government Code Sections 7522.56 and 21224. Motion **carried** by the following roll call votes: AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

RECESS: 8:42 – 8:52 P.M.

b. Authorize Staff to Research and Possibly Apply for CalTrans' Clean California Grant; Authorize City Manager to Execute Grant Documents.

Presenter: Shannon Riley, Deputy City Manager.

Deputy City Manager introduced Jim Robbins, Project and Grants Manager.

Motion/Second: Crane/Rodin to authorize Staff to research and possibly apply for the CalTrans Clean California; authorize the City Manager to execute grant documents (COU No. 2122-166). Motion **carried** by the following roll call votes: AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

c. Presentation of City's Audited Annual Comprehensive Financial Report (ACFR) and Audit Reports for the Year Ended June 30, 2020.

Presenter: Dan Buffalo, Finance Director.

Presentation was received.

d. Receive Updates; Discussion and Appointments Regarding 2022 Council Assignments; and Consideration of Disbandment and Modification to City Council Committees and Ad Hocs.

Presenters: Mayor Brown and City Manager Sangiacomo.

Motion/Second: Crane/Rodin to approve the recommended changes of disbandment and formation of ad hocs as presented on the 2022 Council Special Assignment and Ad Hoc List (attached for the record). AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

THE CITY COUNCIL ADJOURNED TO THE SUCCESSOR AGENCY FOLLOWED BY CLOSED SESSION AT 9:45 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)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)

- c. **Conference with Legal Counsel – Anticipated 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**
(Government Code Section 54956.9(d)(1))
Name of case: Vichy Springs Resort v. City of Ukiah, Et Al; Case No. SCUUK-CVPT-20-74612
- 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. SCUUK- CVPT-15-66036
- 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
- g. **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.
- h. **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
- i. **Conference with Labor Negotiator (54957.6)**
Agency Representative: Sage Sangiacomo, City Manager
Employee Organizations: All Bargaining Units+++

No action reported; direction provided to staff.

15. ADJOURNMENT

There being no further business, the meeting adjourned at 10:30 p.m.



Kristine Lawler, City Clerk/CMC