

CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
CIVIC CENTER COUNCIL CHAMBERS
300 Seminary Avenue
Ukiah, CA 95482
June 19, 2019
6:00 p.m.

1. **ROLL CALL**

2. **PLEDGE OF ALLEGIANCE**

Ukiah City Council met at a Regular Meeting on June 19, 2019, having been legally noticed on June 14, 2019. Mayor Mulheren called the meeting to order at 6:00 p.m. Roll was taken with the following **Councilmembers Present:** Juan V. Orozco, Jim O. Brown, Stephen G. Scalmanini, Douglas F. Crane, and Maureen Mulheren. **Staff Present:** Shannon Riley, Deputy City Manager; David Rapport, City Attorney; and Kristine Lawler, City Clerk.

MAYOR MULHEREN PRESIDING.

The Pledge of Allegiance was led by Richard Shoemaker.

3. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**

a. Introduction of New Public Works Team Member - Jason Benson, Senior Civil Engineer.

Presenter: Tim Eriksen, Public Works Director / City Engineer.

Staff Comment: Jason Benson, Senior Civil Engineer

Introduction was received.

8. **AUDIENCE COMMENTS ON NON-AGENDA ITEMS**

Public Comment: Katherine Fengler, Samuel Duval, Zack Johnson, and Robert Yonts, GASP (Go Away Smokers, Please) – retail store window advertising.

3. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS, Continued**

b. Presentation by Pacific Gas & Electric: Public Safety Power Shutoff Program.

Presenters: Alison Talbott, PG&E Government Relations for Humboldt and Mendocino Counties and David Hotchkiss, Senior Public Safety Specialist.

Public Comment: Don Crawford, Judy Luria, Allen Wong, Vishnu (no surname given), George Poor, Kate Maxwell, Anthony Gitzy, Maria Gilardin, Jeffrey Blankfort, and Julie Beardsley.

Presentation was received.

c. Presentation: City of Ukiah Planning for Pacific Gas & Electric's Public Safety Power Shutoffs.

Presenters: Tami Bartolomei, Community Services Administrator and Mel Grandi, Electric Utility Director.

Public Comment: Susan Knopf, Chris Hollinshead, Lisa Mayfield, Lisa Dalgren, George Poor, Maria Gilardin, Mark Hilliker, and Milli Hickey.

Presentation was received.

RECESS: 7:58 – 8:10 P.M.

d. Presentation: Youth Advocacy Group "GASP" on Storefront Advertising.

This Item was withdrawn by the presenter.

4. PETITIONS AND COMMUNICATIONS

City Clerk, Kristine Lawler, announced that no correspondence had been received.

5. APPROVAL OF MINUTES

a. Minutes of June 5, 2019, a Regular Meeting.

b. Minutes of June 11, 2019, a Special Meeting and Budget Workshop.

Motion/Second: Brown/Crane to approve the Minutes of June 5, 2019, a regular meeting, as submitted. Motion **carried** by the following roll call votes: AYES: Orozco, Brown, Scalmanini, Crane, and Mulheren. NOES: None. ABSENT: None. ABSTAIN: None.

Motion/Second: Brown/Crane to approve the Minutes of June 11, 2019, a Special Meeting and Budget Workshop, as submitted. Motion **carried** by the following roll call votes: AYES: Orozco, Brown, Scalmanini, Crane, and Mulheren. NOES: None. ABSENT: None. ABSTAIN: None.

6. RIGHT TO APPEAL DECISION

7. CONSENT CALENDAR

- a. Approval of Notice of Completion for the Oak Manor Joint Trench Project, Specification No. 18-07 – *Electric Utility*.
- b. Designation of Voting Delegates and Alternates for the League of California Cities Annual Conference – October 16 - 18, 2019 – *City Clerk*.
- c. Adoption of Resolution (2019-27) to Extend the Declaration of a Local Emergency Related to the 2019 Winter Storm Event – *Community Services*
- d. Approval of Donation of Surplus Fire Apparatus – *Fire*.

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

9. COUNCIL REPORTS

Presenter: Mayor Mulheren.

10. CITY MANAGER/CITY CLERK REPORTS

Presenters: Shannon Riley, Deputy City Manager and Kevin Jennings, Fire Marshal.

A report on fire mitigation activities was received.

11. **PUBLIC HEARINGS (6:15 PM)**

- a. ~~Conduct a Public Hearing and Adopt Resolution Establishing the State Street Underground District No. 4., State Street from Clay Street to Mill Street, Including its Boundaries and Proposed Schedule.~~
- b. ~~Conduct a Public Hearing and Adopt Resolution to Establish the Oak Manor Dr. Underground District No. 5., Including Its Boundaries and Proposed Schedule.~~

Agenda Items 11a and 11b were pulled by the department due to noticing discrepancies.

12. **UNFINISHED BUSINESS**

- a. **Possible Introduction by Title Only of Broadband Deployment Ordinance.**

Presenter: City Attorney, Assistant City Attorney.

Council Consensus to bring this item back at the July 3, 2019, city council meeting.

- b. **Adoption of Resolution Approving the Fiscal Year 2019-20 City Budget, and Adoption of the Corresponding Gann Limit Resolution.**

Presenter: Dan Buffalo, Finance Director.

Motion/Second: Crane/Brown to adopt Resolution (2019-28) approving the Fiscal Year 2019-20 City Budget. Motion **carried** by the following roll call votes: AYES: Orozco, Brown, Scalmanini, Crane, and Mulheren. NOES: None. ABSENT: None. ABSTAIN: None.

Motion/Second: Crane/Brown to adopt the corresponding Gann Limit Resolution (2019-29). Motion **carried** by the following roll call votes: AYES: Orozco, Brown, Scalmanini, Crane, and Mulheren. NOES: None. ABSENT: None. ABSTAIN: None.

13. **NEW BUSINESS**

- a. **Authorize the Transfer of the Administration of the Visit Ukiah Program and the Transient Occupancy Tax Funds to the Greater Ukiah Chamber of Commerce, Effective July 1, 2019, and Authorize the City Manager to Negotiate and Execute a Performance Agreement for Said Administration.**

Presenter: Shannon Riley, Deputy City Manager.

Motion/Second: Crane/Brown to authorize the transfer of the administration of the Visit Ukiah Program and the corresponding Transient Occupancy Tax funds to the Greater Ukiah Chamber of Commerce, effective July 1, 2019, and authorize the City Manager to negotiate and execute a performance agreement (COU No. 1819-229) for said administration. Motion **carried** by the following roll call votes: AYES: Orozco, Brown, Scalmanini, Crane, and Mulheren. NOES: None. ABSENT: None. 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).**

Presenters: Mayor Mulheren and Shannon Riley, Deputy City Manager.

Reports were received.

THE CITY COUNCIL ADJOURNED TO CLOSED SESSION AT 8:33 P.M.

14. CLOSED SESSION

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)

b. 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

c. 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*

d. 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

e. Conference with Real Property Negotiators

(Cal. Gov't Code Section 54956.8)

Property: APN Nos: 003-040-77; 003-040-78; 003-040-79

Negotiator: Sage Sangiacomo, City Manager;

Negotiating Parties: Shapiro/Danco

Under Negotiation: Price & Terms of Payment

f. 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

g. 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;

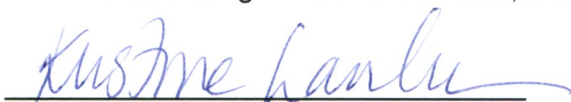
Negotiating Parties: Onetogther Solutions

Under Negotiation: Price & Terms of Payment

No report out was received.

15. ADJOURNMENT

There being no further business, the meeting adjourned at 8:44 p.m.



Kristine Lawler, City Clerk