

CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
CIVIC CENTER COUNCIL CHAMBERS
300 Seminary Avenue
Ukiah, CA 95482
Virtual Meeting Link: <https://zoom.us/j/97199426600>
Ukiah, CA 95482
April 6, 2022
6:00 p.m.

1. **ROLL CALL**

Ukiah City Council met at a Regular Meeting on April 6, 2022, having been legally noticed on April 1, 2022. The meeting was held at the physical location listed above, and 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 held at the earlier special budget workshop.

3. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**

a. Proclamation Recognizing April 10th - 16th as National Public Safety Telecommunications Week in the City of Ukiah.

Presenter: Mayor Brown

Proclamation was received by Noble Waidelich, Police Chief; Tracey Porter, Police Communications/Records Supervisor; and Tiffany Breece, Dispatch Supervisor.

b. Proclamation Recognizing April as Arts, Creativity, and Culture Month.

Presenter: Mayor Brown

Proclamation was received by Alyssum Weir, Arts Council of Mendocino County Executive Director.

4. **PETITIONS AND COMMUNICATIONS**

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

5. **APPROVAL OF MINUTES**

a. Approval of the Minutes for the March 16, 2022, Special Meeting.

b. Approval of the Minutes for the March 16, 2022, Regular Meeting.

c. Approval of the Minutes for the March 30, 2022, Special Meeting.

Motion/Second: Crane/Rodin to approve the Special and Regular Meeting Minutes of March 16, 2022; and Special Meeting Minutes of March 30, 2022, 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. Possible Adoption of the Ordinance Amending Article 8 of Chapter 2, Division 2 of the Ukiah City Code to Regulate Shopping Cart Containment, Retrieval, Impoundment, and Disposal – *Community Development*.

ORDINANCE NO. 1222

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UKIAH AMENDING ARTICLE 8 OF CHAPTER 2, DIVISION 2 OF THE UKIAH CITY CODE TO REGULATE SHOPPING CART CONTAINMENT, RETRIEVAL, IMPOUNDMENT, AND DISPOSAL

- b. Possible Adoption of an Ordinance Adding Article 6 to Chapter 1, Division 3 of Ukiah City Code for the Adoption of the California Model Water Efficient Landscape Ordinance – *Community Development*.

ORDINANCE NO. 1223

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UKIAH ADDING ARTICLE 6 TO CHAPTER 1, DIVISION 3 TO ADOPT THE CALIFORNIA MODEL WATER EFFICIENT LANDSCAPE ORDINANCE.

- c. Possible Adoption of an Ordinance Adding Chapter 3 to Division 3 of Ukiah City Code Setting Forth Procedures for Expediting Permit Processing for Electric Vehicle Charging Systems – *Community Development*.

ORDINANCE NO. 1224

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UKIAH SETTING FORTH PROCEDURES FOR EXPEDITING PERMIT PROCESSING FOR ELECTRIC VEHICLE CHARGING SYSTEMS

- d. Report of Acquisition of Professional Services (PO No. 47789) from Alpha Analytical Laboratories, Inc. in the Amount of \$15,463.10, for Quarterly Water Sampling and Completion of Chemical Examination Reports for the Ukiah Landfill – *Public Works*.
- e. Approval of Plans and Specifications for the 2022 Slurry Seal of Local Streets, and Authorize Staff to Issue Bids for Specifications No. 22-01 – *Public Works*.
- f. Report of Final Cost for the Emergency Diagnosis and Repair of a Leak at Pressure Zone 1 South (PO No. 47705), and Approve Corresponding Budget Amendment in the Amount of \$32,340.47 Using Water Reserve Funds – *Public Works*.
- g. Notification of Purchase (PO No. 47819) of AVEVA Flex License Software from E&M Electric & Machinery Laboratories, Inc. in the Amount of \$21,400 for Use at the Ukiah Water Treatment Plant – *Water Resources*.
- h. Adoption of a Resolution (2022-20) Approving a Successor Memorandum of Understanding (COU No. 2122-220) Between the City of Ukiah and the Ukiah Professional Fire Association Local 3686, and Authorizing the City Manager to Execute – *Human Resources*.

- i. Consideration of Approval of Change Order (COU No. 2122-100-CO1) in the Amount of \$20,800 to All Star Painting for the Alex Thomas Plaza Painting Project – *Community Services*.
- j. Adoption of a Resolution (2022-21) Authorizing the Submittal of Application(s) for all CalRecycle Grants for which the City is Eligible – *Public Works*.
- k. Notification of Purchase (PO No. 47600) of New Pump and Motor as Part of Purchase Order #47600 Issued to Bartley Pump PM, LLC for the Teardown, Inspection and Rehabilitation of Well #8 and Approval of Corresponding Budget Amendment in the Amount of \$135,618.07 Using Water Reserve Funds – *Water Resources*.
- l. Award the Purchase (PO No. 47851) of a Vactor 2100i Truck Mounted Vacuum System in the Amount of \$542,462.07 from Owen Equipment, and Approve Corresponding Budget Amendment – *Public Works*.
- m. ~~Contract with HdL Companies for Tax and Fee Administration Services for Transient Occupancy, and Approve Corresponding Budget Amendment – Finance – Pulled by Mayor Brown and placed as Agenda Item 13b.~~
- n. Approve Contract Amendment 2 (COU No. 2021-089-A2) with Excerpt/E Source in the Amount of \$55,000 for Utility Billing Customer Information System Project Management Services, and Approve a Corresponding Budget Amendment - *Finance*.

Motion/Second: Rodin/Crane to approve Consent Calendar Items 7a-7l and 7n, as submitted. 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

Public Comment: Jez Anderson – *New field agent for Jared Huffman.*

9. COUNCIL REPORTS

Presenters: Councilmember Orozco and Mayor Brown

10. CITY MANAGER/CITY CLERK REPORTS

Presenters:

- **Community Block Grants** – Craig Schlatter, Community Development Director.
- **Western Hills** – Sage Sangiacomo, City Manager.

11. PUBLIC HEARINGS (6:15 PM)

a. Conduct a Public Hearing and Receive the Measure P Oversight Board Report and Findings for 2019 and 2020, and Disband the Committee Per Resolution 2014-28.

Presenter: Noble Waidelich, Police Chief.

PUBLIC HEARING OPENED AT 6:41 P.M.

No public comment was received.

PUBLIC HEARING CLOSED AT 6:42 P.M.

Motion/Second: Crane/Orozco to receive and accept the Measure P Oversight Board report as complete, and disband the Committee per Resolution 2014-28. Motion **carried** by the following roll call votes: AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

12. UNFINISHED BUSINESS

a. Consideration of Adoption of Resolution to Remove On-Street Parking on State Street, from the Intersection of Mill Street to Beacon Lane.

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

Motion/Second: Rodin/Orozco to adopt a resolution (2022-22) removing on-street parking on State Street from the intersection of Mill Street to Southern City Limits (Beacon Lane). Motion **carried** by the following roll call votes: AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

13. NEW BUSINESS

Council Consensus to hear Item 13b before 13a.

b. Contract with HdL Companies for Tax and Fee Administration Services for Transient Occupancy, and Approve Corresponding Budget Amendment – Finance – From Consent Calendar Item 7m.

Presenter: Dan Buffalo, Finance Director.

Motion/Second: Crane/Orozco to give authorization to the City Manager to negotiate and execute a three-year contract (COU No. 2122-218) with HdL Companies for audit and financial assistance services of the City's Transient Occupancy Tax (TOT) revenue, with the potential provision of a one-year off-ramp for short term rentals if findings show that it is not relevant to the City; another off-ramp in the contract if the approach for customer service does not meet the City's expectations; to direct Staff to report back as a part of each budget cycle; and authorize 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.

a. 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.

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 – Existing Litigation

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

Name of case: Vichy Springs Resort v. City of Ukiah, Et Al; Case No. SCUК-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. SCUК-CVPT-20-74612

e. 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

f. 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

g. Conference with Real Property Negotiators

(Cal. Gov't Code Section 54956.8)

Property: 1850 Talmage Road, Ukiah, CA 95482

Negotiator: Sage Sangiacomo, City Manager, or his Designee

Negotiating Parties: City of Ukiah and Rogina Water Company

Under Negotiation: Price & Terms of Payment

h. Conference with Labor Negotiator (54957.6)

Agency Representative: Sage Sangiacomo, City Manager

Employee Organizations: All Bargaining Units

No Closed Session was held.

15. ADJOURNMENT

There being no further business, the meeting adjourned at 7:30 p.m.



Kristine Lawler, City Clerk/CMC



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