

CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
Virtual Meeting Link: <https://zoom.us/j/97199426600>
Ukiah, CA 95482
July 20, 2022
6:00 p.m.

1. ROLL CALL

Ukiah City Council met at a Regular Meeting on July 20, 2022, having been legally noticed on July 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 Councilmember Orozco.

3. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

a. Proclamation: Disability Independence Day in the City of Ukiah.

Presenter: Mayor Brown.

Proclamation was received by Vice Mayor Duenas.

4. PETITIONS AND COMMUNICATIONS

5. APPROVAL OF MINUTES

a. Approval of the Minutes for the June 15, 2022, Regular Meeting.

b. Approval of the Minutes for the June 29, 2022, Special Meeting.

Motion/Second: Rodin/Orozco to approve Minutes of June 15, a regular meeting; and June 29, a special meeting, as submitted. Motion **carried** by the following roll call votes: **AYES:** Orozco, Rodin, Dueñas, and Brown. **NOES:** None. **ABSENT:** None. **ABSTAIN:** Crane.

6. RIGHT TO APPEAL DECISION

Mayor Brown read the rights to appeal City Council decisions.

7. CONSENT CALENDAR

a. Report of Disbursements for the Month of June 2022 - Finance.

b. Authorize City Manager to Negotiate and Execute an Agreement (COU No. 2223-076) with the Fire Safe Council of Mendocino County for Environmental Review Work Towards Fire Prevention and Mitigation Efforts on City-Owned Properties - Administration.

c. Adoption of Resolution (2022-45) 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.

- d. Designation of Voting Delegates and Alternates for the League of California Cities Annual Conference – September 7-9, 2022 – *City Clerk*.
- e. Consideration of Adoption of Resolution (2022-46) Approving Records Destruction for the Finance Department – *City Clerk*.
- f. Possible Adoption of an Ordinance of the City Council of the City of Ukiah Repealing Articles 1A and 2 in Division 1, Chapter 4 of the Ukiah City Code to Remove References to Obsolete Boards and Commissions – *City Attorney*.

ORDINANCE No. 1225

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UKIAH REPEALING ARTICLES 1A AND 2 IN DIVISION 1, CHAPTER 4 OF THE UKIAH CITY CODE TO REMOVE REFERENCES TO OBSOLETE BOARDS AND COMMISSIONS

- g. Council to Receive and File Adopted 2022-23 Fiscal Year City of Ukiah Budget Document - *Finance*.
- h. Consideration of Approval of Minor Reorganization of Planning Division of Community Development Department – *Community Development*.
- i. Report of the Acquisition of Professional Services Contract (COU No. 2223-077) for the Plans and Specifications Modifications for the Clara Avenue Reconstruction Project with Coastland Engineers Inc. in the amount of \$15,420, and Approve Corresponding Budget Amendments – *Public Works*.
- j. Consideration of Award of Bid (COU No. 2223-078) to Granite Construction Company in the Amount of \$1,511,529.90 for the State Street and Dora Street Rehabilitation Project, Specification No.21-04, and Approval of Corresponding Budget Amendment – *Public Works*.
- k. Report of the Acquisition of Consulting Services (COU No. 2223-079) with GHD Inc. for Flood Mapping Review Support the Amount of \$19,272.00 – *Public Works*.
- l. Report on Contract (COU No. 1920-003-A2) with CivicPlus for Agenda and Meeting Management Services, and Requesting Authorization to Continue Using Services Until Further Notice – *City Clerk*.
- m. Consideration of Approval of a Budget Amendment in the Amount of \$56,000.00 for the Purchase of Personal Protective Equipment (PPE) for the Ukiah Valley Fire Authority (UVFA) - *Fire*.
- n. Award Professional Services Agreement (COU No. 2223-080) to LDA Partners, Inc. in the Amount of \$1,218,573 to Prepare the Plans, Specifications, and Estimate for the Corporation Yard Design – *Public Works*.
- o. Report of the Acquisition of Parts and Labor (PO No. 48057) for the repair of 2018 Pierce Fire Engine from Golden State Emergency Vehicle Services Inc. in the Amount of \$53,505.32, and Approval of Corresponding Budget Amendment – *Public Works*.

Motion/Second: Crane/Rodin to approve Consent Calendar Items 7a-7o, 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

No public comment was received.

9. COUNCIL REPORTS

Presenters: Councilmembers Rodin and Orozco, and Mayor Brown.

10. CITY MANAGER/CITY CLERK REPORTS

Presenters:

- **Broadband and Dark Fiber Network** – Sage Sangiacomo, City Manager.
- **Orr Street Bridge Projects** – Sage Sangiacomo, City Manager.
- **Election Filing Period** – Kristine Lawler, City Clerk.

11. PUBLIC HEARINGS (6:15 PM)

a. Public Hearing and Possible Introduction by Title Only of an Ordinance Amending Various Sections of Ukiah City Code to Streamline the Use Permit Application Process and Operational Standards for Cannabis-Related Businesses.

Presenters: Craig Schlatter, Community Development Director and Darcy Vaughn, Assistant City Attorney.

PUBLIC HEARING OPENED AT 6:27 P.M.

No public comment was received.

PUBLIC HEARING CLOSED AT 6:28 P.M.

Motion/Second: Rodin/Orozco 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 VARIOUS SECTIONS OF THE UKIAH CITY CODE TO AMEND THE USE PERMIT APPLICATION PROCESS AND OPERATIONAL STANDARDS FOR CANNABIS RELATED BUSINESSES.

Motion/Second: Rodin/Orozco to introduce the Ordinance amending various sections of the Ukiah City Code to streamline the use permit application process and operational standards for cannabis-related businesses. 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. Receive Report Regarding the Economic Development and Financing Corporation (EDFC); Consideration of Request for Funding from EDFC; and Authorize the City Manager to Negotiate and Execute Performance Agreement Between the City of Ukiah and EDFC in the amount of \$12,455.25 for FY 2022-23.

Presenters: Shannon Riley, Deputy City Manager and Robert Gernet, EDFC Executive Director.

Motion/Second: Rodin/ORozco to receive the report regarding the Economic Development and Financing Corporation (EDFC), and authorize the City Manager to negotiate and execute Performance Agreement (COU No. 2223-081) between the City of Ukiah and EDFC . Motion **carried**

by the following roll call votes: AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

b. Approve Contract with HdL Companies for Tax and Fee Administration Services for Transient Occupancy, and Approve Corresponding Budget Amendment.

Presenter: Dan Buffalo, Finance Director.

Motion/Second: Orozco/Rodni to re-authorize the City Manager to execute a three-year contract (COU No. 2223-082) with HdL Companies for audit and financial assistance services of the City's Transient Occupancy Tax (TOT) revenue - including short term rental compliance, 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.

13. NEW BUSINESS

a. The Ukiah City Council will Receive a Report on Energy Costs and Provide Direction on Scheduling a Public Hearing to Consider Adoption of a Power Cost Surcharge Rider.

Presenter: Cindy Sauers, Electric Utility Director and Boris Prokop, Borismetrics.

Motion by Councilmember Crane and seconded by Councilmember Rodin.

Upon further discussion, it was decided that direction could be given to Staff by way of consensus.

Council Consensus to authorize Staff to proceed with public noticing and scheduling a Public Hearing to consider adoption of a Power Cost Surcharge Rider.

b. Consideration of New Ad Hoc Committee to Participate in the Recruitment Process for a New Police Chief.

Presenter: Sage Sangiacomo, City Manager.

Motion/Second: Orozco/Crane to nominate and appoint Mayor Brown and Councilmember Rodin to serve on a Police Chief recruitment ad hoc. Motion **carried** by the following roll call votes: AYES: Orozco, Crane, Rodin, Dueñas, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

c. 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).

Presenter: Mayor Brown and Councilmember Rodin.

Mayor direction for Councilmember Rodin to participate with Staff at the EDFC meetings, and report back to Council on what type of involvement she would like going forward.

THE CITY COUNCIL ADJOURNED TO CLOSED SESSION AT 7:40 P.M.

RECESS: 7:40 – 7:55 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 – Existing Litigation

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

Name of case: Roofing & Solar Construction, Inc. v. City of Ukiah et al., Mendocino County Superior Court Case No. 22CV00048

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

d. Conference with Legal Counsel – Existing Litigation

(Cal. Gov't Code Section 54956.9(d)(1))

Name of case: Arturo Flores Valdes et al., (Fed. Dist. Ct., N.D. Cal.) 22-CV-03125 RMI

e. Conference with Real Property Negotiators

(Cal. Gov't Code Section 54956.8)

Property: APN Nos: 157-070-04, 001-040-84, 001-040-82, 001-040-65

Negotiator: Sage Sangiacomo, City Manager;

Negotiating Parties: Dave Hull and Grady Huff

Under Negotiation: Price & Terms of Payment

f. Conference with Labor Negotiator (54957.6)

Agency Representative: Sage Sangiacomo, City Manager

Employee Organizations: All Bargaining Units

g. Public Employee Discipline/Dismissal/Release

No action reported; direction provided to staff.

15. ADJOURNMENT

There being no further business, the meeting adjourned at 9:45 p.m.



Kristine Lawler, City Clerk/CMC



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