



**City Council
Regular Meeting
AGENDA**

(to be held both at the physical and virtual locations below)

Civic Center Council Chamber ♦ 300 Seminary Avenue ♦ Ukiah, CA 95482

To participate or view the virtual meeting, go to the following link: <https://zoom.us/j/97199426600>

Or you can call in using your telephone only:

- Call (toll free) 1-888-788-0099
- Enter the Access Code: 971 9942 6600
 - To Raise Hand enter *9
- To Speak after being recognized: enter *6 to unmute yourself

Or One tap mobile (for easy connection on smart phones):
US: [+16699009128](tel:+16699009128), [97199426600](tel:+197199426600)# or [+12532158782](tel:+12532158782), [97199426600](tel:+197199426600)#

Alternatively, you may view the meeting (without participating) by clicking on the name of the meeting at www.cityofukiah.com/meetings.

September 7, 2022 - 6:00 PM

1. **ROLL CALL**

2. **PLEDGE OF ALLEGIANCE**

3. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**

3.a. Proclamation: Hispanic Heritage Month in the City of Ukiah.

Recommended Action: Issue a proclamation of the Ukiah City Council recognizing September as Hispanic Heritage Month in the City of Ukiah.

Attachments:

1. Proclamation

4. **PETITIONS AND COMMUNICATIONS**

5. **APPROVAL OF MINUTES**

5.a. Approval of the Minutes for the August 17, 2022, Regular Meeting.

Recommended Action: Approve the Minutes for the August 17, 2022, Regular Meeting.

Attachments:

1. 2022-08-17 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. Re-Approve the Purchase of a Fire Training Tower from Fire Training Systems (FTS) for an Increased Amount of \$467,822.58 funded by PG&E Disaster Settlement Funds, and Approval of Corresponding Budget Amendment.

Recommended Action: Re-approve the purchase of a Fire Training Tower from Fire Training Systems (FTS) for an increased amount of \$467,822.58 funded by PG&E Disaster Settlement Funds, and approve a corresponding budget amendment.

Attachments:

1. FTS Quote Ukiah Valley Fire Ukiah CA Modified Bullhead System (5)

- 7.b. Approval of Purchase for the Replacement and Upgrade of Equipment for the Ukiah Police Department Including Forty Axon Body-Worn Evidence Cameras, Forty Axon Tasers, Holsters, and Associated Software and Storage, in the Amount of \$374,731.34 from Axon Enterprise, Inc.

Recommended Action: Approve the purchase of Forty Axon Body-Worn Evidence Cameras, Forty Axon Tasers, Holsters, and Associated Software and Storage, in the Amount of \$374,731.34 from Axon Enterprise, Inc.

Attachments:

1. Axon Quote

- 7.c. Award of Contract to Whitchurch Engineering in the Amount Not to Exceed \$104,918, for Professional Design Services - Tenant Improvements at the Hastings Electric Service Center.

Recommended Action: Award contract to Whitchurch Engineering in the amount not to exceed \$104,918, for Professional Design Services - Tenant Improvements at the Hastings Electric Service Center.

Attachments:

1. 2202_220831_1350Hastings_DD95
2. RFP
3. Whitchurch Proposal
4. KPA Proposal

- 7.d. Delegate City Manager Authority to Negotiate and Execute a License Agreement with Pacific Gas and Electric for a Public Safety Power Shutoff Resource Center to be Located at the Ukiah Valley Conference Center.

Recommended Action: Delegate City Manager authority to negotiate and execute a license agreement with Pacific Gas and Electric for a Public Safety Power Shutoff Resource Center to be located at the Ukiah Valley Conference Center.

Attachments:

1. Ukiah Valley Conference Center CRC Agreement

- 7.e. Approval of a Contract Amendment for Additional Design Features for the Talmage Road Rehabilitation Project in the amount of \$38,992.

Recommended Action: Approve contract amendment for additional design features for the Talmage Road Rehabilitation Project in the amount of \$38,992.

Attachments:

1. GHD - Talmage Road Rehab Project 2122188 - ASR
2. GHD - Talmage Road Rehab Project 2122188 - Amendment 1
3. Talmage Road Scope Adjustment Amendment 2

- 7.f. Consideration of Approval of a Budget Amendment in the amount of \$10,000 for a Capital Replacement Reserve Contribution to the Alex Rorabaugh Recreation Center.

Recommended Action: Approve Budget Amendment in the amount of \$10,000 for a Capital Replacement Reserve Contribution to the Alex Rorabaugh Recreation Center (ARRC).

Attachments:

1. FY 2022-23 Alex Rorabaugh Recreation Center Division

- 7.g. Approval to Assign Contract No.1920-213, with Family Tree Resource, Inc., to Family Tree Service, Inc. for Electric Utility Line Tree Trimming Services.

Recommended Action: Approve the assignment of Contract No.1920-213, currently with Family Tree Resource, Inc., to Family Tree Service, Inc.

Attachments:

1. September 7, 2022, Staff Report
2. Letter from Family Tree Resource, Inc.
3. Agreement and Consent to Assignment

- 7.h. Adoption of an Ordinance to Approve a General Plan Amendment and Rezone of 701 South Orchard Avenue (APN 003-181-01).

Recommended Action: Adopt the Ordinance to Approve a General Plan Amendment and Rezone of 701 South Orchard Avenue.

Attachments:

1. 7h Proposed Ordinance - 701 S Orchard Ave_GPA RZ

- 7.i. Discussion and Possible Action to Adopt Resolution Waiving 60-Day Notice Requirement Under Government Code Section 25351 Notifying the City of the County of Mendocino's Intent to Lease Real Property in the City Limits at 776 S. State Street.

Recommended Action: Adopt Resolution waiving 60-day notice from County of Mendocino, required by Government Code Section 25351, of its intent to lease real property in the city limits at 776 S. State Street, Ukiah, for use by the Alternate Defender's Office.

Attachments:

1. 7i Resolution - Waiver

- 7.j. Consideration of Approval of a Budget Amendment for the Parks Account for Vandalism Cleanup Expenses.

Recommended Action: Approve amending the budget for an increase of \$35,000 in the Parks Department vandalism cleanup account.

Attachments: None

- 7.k. Notification of Contract with Mosaic Public Partners in the Amount of \$28,000 for the Recruitment of Police Chief and Corresponding Budget Amendment.

Recommended Action: Receive report and approve budget amendment for the procurement of recruitment services from Mosaic Public Partners.

Attachments:

1. 7-20-22 Staff Report - PD Chief Recruitment Ad Hoc
2. RFQ PC Responses - Peckham-McKenney - SGR - Mosaic

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 that is within the subject matter jurisdiction of the City Council, 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. Consideration of Adoption of a Resolution Clarifying the Application of the Power Cost Surcharge.

Recommended Action: Adopt Resolution clarifying the application of the Power Cost Surcharge.

Attachments:

1. 12b Resolution Clarifying the Application of Surcharge Rider

13. **NEW BUSINESS**

- 13.a. Introduction of Ordinance by Title Only Amending the City Code Provisions Regulating Parks and Recreation Facilities.

Recommended Action: Introduce by title only the Ordinance Amending the City Code Provisions Regulating Parks and Recreation Facilities.

Attachments:

1. Table of Changes
2. Parks Ordinance Amendment Redline
3. Parks Ordinance Amendment Clean

- 13.b. Discussion and Consideration of Adoption of a Resolution in Support of Measure P, a ¼ cent Sales Tax Measure for the November 2022 Ballot to Support Fire Agencies and Fire Prevention (Rodin).

Recommended Action: Discuss and consider adopting a resolution in support of Measure P, a ¼ cent sales tax on the November 2022 ballot to be used to support fire agencies and fire prevention efforts.

Attachments:

1. BOS Resolution 22-159
2. Proposed Sales Tax Allocations
3. Measure P Support Resolution

- 13.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), and Appoint Jake Burgess as the City's Representative to Serve on the North Coast Opportunities (NCO) Board.

Recommended Action: Receive report(s). The Council will consider modifications to committee and ad hoc assignments along with the creation/elimination ad hoc(s), and appoint Jake Burgess to serve as the City's Representative on the North Coast Opportunities (NCO) Board.

Attachments:

1. 2022 City Council Special Assignments - redline

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 & 3))

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2)(Number of potential cases: 1)

Recommended Action:

Attachments: None

14.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

Recommended Action:

Attachments: None

14.c. 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:

Attachments: None

14.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

Recommended Action:

Attachments: None

14.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

Recommended Action:

Attachments: None

14.f. Conference with Labor Negotiator (54957.6)

Agency Representative: Sage Sangiacomo, City Manager

Employee Organizations: All Bargaining Units

Recommended Action:

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

Dated: 9/2/22