



**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.

October 5, 2022 - 6:00 PM

1. ROLL CALL

2. PLEDGE OF ALLEGIANCE

3. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

- 3.a. Proclamation: Encouraging all City Residents to Recognize and Celebrate Indigenous Peoples' Day in the City of Ukiah.

Recommended Action: Issue a proclamation of the Ukiah City Council encouraging all city residents to recognize and celebrate Indigenous Peoples' Day in the city of Ukiah.

Attachments:

1. 2022-10-05 Indenous Peoples' Day

- 3.b. Proclamation: Recognizing National Disability Employment Awareness Month in the City of Ukiah.

Recommended Action: Issue a proclamation of the Ukiah City Council recognizing October as National Employment Awareness Month in the city of Ukiah.

Attachments:

1. 2022-10-05 Disability Employment Awareness Month

4. PETITIONS AND COMMUNICATIONS

5. APPROVAL OF MINUTES

- 5.a. Approval of the Minutes for the September 21, 2022, Special Meeting.

Recommended Action: Approve the Minutes for the September 21, 2022, Special Meeting.

Attachments:

1. 2022-09-21 Draft Minutes - Special Meeting

- 5.b. Approval of the Minutes for the September 21, 2022, Regular Meeting.

Recommended Action: Approve the Minutes for the September 21, 2022, Regular Meeting.

Attachments:

1. 2022-09-21 Draft Minutes - Regular Meeting

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. Consideration of Approval to Reclassify One Full-Time Building Inspector Position.

Recommended Action: Approve reclassification of a full-time Building Inspector II position into a full-time Senior Building Inspector position.

Attachments:

1. Senior Building Inspector JOB DESCRIPTION 9-27-22

- 7.b. Request Council to Accept the Miracle Play Systems Project Proposal for Replacement of the Todd Grove Park Large Playground, for a Not to Exceed Cost of \$226,613.56, and Approve Corresponding Budget Amendments.

Recommended Action: Accept the Miracle Play Systems Project Proposal for replacement of the Todd Grove Park Large Playground, for a not to exceed cost of \$226,613.56, and approve corresponding budget amendments.

Attachments:

1. Miracle - Todd-Grove-Park-RFP-Ukiah-MPI_FINAL
2. Park Planet - Todd Grove Park - City of Ukiah RFP
3. Miracle Quote--21_0491_Todd Grove Park_007
4. 21_0491_Todd Grove Park_007_DIMS

- 7.c. Consider Adoption of Resolution Amending Rates for Legal Services Provided by the City Attorney to \$275 Per Hour.

Recommended Action: Adopt a resolution amending the hourly rate under the contract for legal services between David J. Rapport and the City of Ukiah, increasing the rate to \$275 for the services provided directly by David J. Rapport and Darcy Vaughn from the Law Offices of Rapport and Marston.

Attachments:

1. Resolution - Attorney Rates 22

- 7.d. Consideration of Approval to Add Administrative Analyst to the City Manager Department and Corresponding Budget Amendment.

Recommended Action: Approve addition of Administrative Analyst to the City Manager Department and corresponding budget amendment.

Attachments: None

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 Approval of a Baseline Methodology and Thresholds for 1) Evaluating Future Land Use Development and Transportation Projects; and 2) Screening Projects by Size for the City's 2040 Draft General Plan and to be Responsive to the Requirements of SB 743 Pertaining to CEQA (Continued from 09-21-22) .

Recommended Action: Approve recommended thresholds and methodology for 1) evaluating future land use development and transportation projects; and 2) screening projects by size for the City's 2040 Draft General Plan and to be responsive to the requirements of SB 743 pertaining to CEQA.

Attachments:

1. Tech Memo - Ukiah SB-743 Methodology-Rev 9.15.22
2. 9-21-22 13a Presentation Given at Meeting

- 12.b. Discussion and Council Direction for Developing Overhead to Underground Conversion Projects.

Recommended Action: Receive presentation and provide direction to Staff.

Attachments: None

- 12.c. Receive Report and Update Regarding FEMA Floodplain Analysis of Gibson and Orr Creeks.

Recommended Action: Receive report.

Attachments:

1. FEMA Presentation
2. GHD Comments FEMA Map Revision Review

13. NEW BUSINESS

- 13.a. Receive Report on Pending Grant Applications and Authorize City Manager to Sign Related Agreements and Letter(s) of Commitment.

Recommended Action: Receive report on pending grant applications and authorize City Manager to sign related grant agreements and letter(s) of commitment; and complete any other documents necessary for the grants.

Attachments:

1. Draft City of Ukiah Letter of Commitment- Climate Collaborative
2. RCC_R1_Partnership Agreement DRAFT

- 13.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).
Recommended Action: Receive report(s). The Council will consider modifications to committee and ad hoc assignments along with the creation/elimination ad hoc(s).

Attachments:

1. 2022 City Council Special Assignments

- 13.c. Adoption of Resolution(s) Approving Successor Memoranda of Understanding Between the City of Ukiah and Employee Bargaining Units, and Authorizing the City Manager to Execute.
Recommended Action: Adopt a Resolution(s) approving successor Memoranda of Understanding between the City of Ukiah and employee bargaining units, and authorize the City Manager to execute on behalf of the City.

Attachments: None

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**

(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

Recommended Action:

Attachments: None

14.d. **Conference with Legal Counsel – Existing Litigation**

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

Name of case: Russian River Keepers et al. v. City of Ukiah, Case No. SCUUK-CVPT-20-74612

Recommended Action:

Attachments: None

14.e. **Conference with Real Property Negotiators (Cal. Gov't Code Section 54956.8)**

Property: APN Nos: 003-190-11

Negotiator: Sage Sangiacomo, City Manager

Negotiating Parties: Dave Hull

Under Negotiation: Price & Terms of Payment

Recommended Action: None

Attachments: None

Recommended Action:

Attachments: None

14.f. **Conference with Real Property Negotiators (Cal. Gov't Code Section 54956.8)**

Property: APN Nos: 003-260-01, 003-500-14

Negotiator: Sage Sangiacomo, City Manager

Negotiating Parties: Eric Crane and Francine Selim

Under Negotiation: Price & Terms of Payment

Recommended Action: None

Attachments: None

Recommended Action:

Attachments: None

14.g. **Conference with Labor Negotiator (54957.6)**

Agency Representative: Sage Sangiacomo, City Manager

Employee Organizations: All Bargaining Units

Recommended Action:

Attachments: None

14.h. **Public Employee Performance Evaluation**

(Government Code Section 54956)

Title: City Manager

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: 9/30/22