



**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.

February 1, 2023 - 6:00 PM

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1. **ROLL CALL**
 2. **PLEDGE OF ALLEGIANCE**
 3. **AB 2449 NOTIFICATIONS AND CONSIDERATIONS**
 4. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**

4.a. Proclamation Recognizing February 2023 as *Black History Month* in the City of Ukiah.

Recommended Action: Issue Proclamation.

Attachments:

1. Black History Month Proclamation 2023
2. Mendo Black Lives Matter Flyer 2023

5. **PETITIONS AND COMMUNICATIONS**
6. **APPROVAL OF MINUTES**

6.a. Approval of the Minutes for the January 11, 2023, Special Meeting.

Recommended Action: Approve the Minutes for the January 11, 2023, Special Meeting.

Attachments:

7. **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.

8. **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.

- 8.a. Report of Disbursements for the Month of December 2022.

Recommended Action: Approve the Report of Disbursements for the Month of December 2022.

Attachments:

1. December 2022 Summary of Disbursements
2. Account Codes for Reference
3. Object Codes for Reference
4. December 2022 Disbursement Detail

- 8.b. Request for Budget Amendment in the Amount of \$7,500 to Cover Unexpected Parks Department Vehicle Maintenance Costs.

Recommended Action: Approve budget amendment in the amount of \$7,500 to cover unexpected Parks Department vehicle maintenance costs.

Attachments: None

- 8.c. Approval of Plans and Specifications for the Great Redwood Trail Phase 4 Project, Specification No. 21-02, and Direct Staff to Advertise for Bids.

Recommended Action: Approve the Plans and Specifications for the Great Redwood Trail Phase 4 Project, Specification No. 21-02, and direct staff to advertise for bids.

Attachments:

1. Great Redwood Trail Phase 4 Final Plan

- 8.d. Approve Plans and Specifications for the Fish Hatchery Supply Pump Replacement Project, Specification 23-04, and Direct Staff to Advertise for Bids.

Recommended Action: Approve Plans and Specifications for Fish Hatchery Supply Pump Replacement project, Specification 23-04, and Direct Staff to Advertise for Bids.

Attachments:

1. Low Voltage Motors Fractional to 250 HP
2. Vertical Pumps
3. Mechanical Equipment Installation
4. Engineering Cost Estimate

- 8.e. Consideration of Adoption of Resolution Approving Records Destruction for the Police Department.

Recommended Action: Adopt resolution authorizing the destruction of outdated documents for the Police Department.

Attachments:

1. Resolution

- 8.f. Adoption of Resolution 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.

Recommended Action: Adopt a Resolution 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.

Attachments:

1. AB 361 Findings Reconsideration for All Legislative Bodies

- 8.g. Consideration of Adoption of Resolution to Remove Approximately 360 Lineal Feet of On-Street Parking on the North Section of Hastings Road.

Recommended Action: Adopt resolution removing approximately 360 lineal feet of on-street parking on the north section of Hastings Road.

Attachments:

1. Proposed Resolution
2. 2022-11-28 Petition

- 8.h. Notification of Emergency Purchase of all Materials and Labor for the Repair of a Sinkhole and Storm Drain on Mendocino Drive from Ghilotti Construction in the Estimated Amount of \$75,000, Approve Corresponding Budget Amendment, and Approve Additional Budget Amendment if Actuals Exceed Initial Estimated Amount.

Recommended Action: Receive notification of the emergency purchase of all repair work on a storm drain and sinkhole from Ghilotti Construction for the estimated amount of \$75,000, approve corresponding budget amendment, and approve additional budget amendments if actual exceed initial estimated amount.

Attachments:

1. GCC - Sinkhole Repair - Contract No. 2223-159

- 8.i. Consideration of Nomination and Possible Adoption of a Resolution Appointing Rob Fitzsimmons to the Public Spaces Commission.

Recommended Action: Adopt Resolution appointing Rob Fitzsimmons to the At-large City or County Resident position on the Public Spaces Commission, term to expire on February 1, 2026.

Attachments:

1. City Code Sections
2. Application
3. Nomination
4. Proposed Resolution

9. 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.

10. COUNCIL REPORTS

11. CITY MANAGER/CITY CLERK REPORTS

12. PUBLIC HEARINGS (6:15 PM)

- 12.a. Consider Changes to the Electric Utility Department Power Cost Surcharge Rider by Resolution.

Recommended Action: Adopt Resolution modifying the Power Cost Surcharge Rider.

Attachments:

1. Market_Conditions_Update_02012023

2. Amended Power Cost Surcharge Rider 02012023
3. Resolution Amending Power Cost Surcharge Rider

13. UNFINISHED BUSINESS

- 13.a. Review of Applications Received, and Possible Adoption of Resolution Making Appointments to Fill Vacancies on the City of Ukiah Planning Commission.

Recommended Action: 1) Review, possibly interview applicants, and discuss applications received; 2) make nominations; 3) adopt resolution making appointments to fill vacant seats on the Planning Commission.

Attachments:

1. Resolution 2021-52
2. Applications
3. Proposed Resolution

14. NEW BUSINESS

- 14.a. Annual Report on Public Spaces Commission Status and Outreach Plan.

Recommended Action: Receive report.

Attachments:

1. PSC Outreach Plan 2023dRAFT
2. 2023 Schedule DRAFT

- 14.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. City Council Special Assignments

15. CLOSED SESSION - CLOSED SESSION MAY BE HELD AT ANY TIME DURING THE MEETING

- 15.a. **Conference with Legal Counsel – Anticipated Litigation**

(Government Code Section 54956.9(d)(2))

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: (1 case)

- 15.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 case))

- 15.c. **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

- 15.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. SCUK-CVPT-2018-70200

- 15.e. **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. SCUK-CVPT-20-74612

15.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

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

Agency Representative: Sage Sangiacomo, City Manager

Employee Organizations: All Bargaining Units

16. 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: 1/27/23