

**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  
February 1, 2023  
6:00 p.m.**

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**1. ROLL CALL**

Ukiah City Council met at a Regular Meeting on February 1, 2023, having been legally noticed on January 27, 2023. The meeting was held in person and virtually at the following link: <https://zoom.us/j/97199426600>. Mayor Rodin called the meeting to order at 6:01 p.m. Roll was taken with the following **Councilmembers Present:** Juan V. Orozco, Susan Sher, Douglas, F. Crane, Josefina Dueñas, and Mari Rodin. **Staff Present:** Sage Sangiacomo, City Manager; David Rapport, City Attorney; and Kristine Lawler, City Clerk.

*MAYOR RODIN PRESIDING.*

**2. PLEDGE OF ALLEGIANCE**

*The Pledge of Allegiance was led by Councilmember Sher.*

**3. AB 2449 NOTIFICATIONS AND CONSIDERATIONS**

*Clerk stated that there were no notifications.*

**4. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**

**a. Proclamation Recognizing February 2023 as Black History Month in the City of Ukiah.**  
**Presenter:** Mayor Rodin.

*Proclamation was read.*

**5. PETITIONS AND COMMUNICATIONS**

*City Clerk, Kristine Lawler, stated that all communications had been distributed.*

**6. APPROVAL OF MINUTES**

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

**Motion/Second:** Orozco/Sher to approve Minutes of January 11, 2023, a special meeting, as submitted. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Crane, Dueñas, and Rodin. NOES: None. ABSENT: None. ABSTAIN: None.

**7. RIGHT TO APPEAL DECISION**

**8. CONSENT CALENDAR**

**a. Report of Disbursements for the Month of December, 2022 - Finance.**

**b. Request for Budget Amendment in the Amount of \$7,500 to Cover Unexpected Parks Department Vehicle Maintenance Costs – Community Services.**

- 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 – *Public Works*.
- d. Approve Plans and Specifications for the Fish Hatchery Supply Pump Replacement Project, Specification 23-04, and Direct Staff to Advertise for Bids – *Electric Utility*.
- e. Consideration of Adoption of Resolution (2023-04) Approving Records Destruction for the Police Department – *City Clerk*.
- f. Adoption of Resolution (2023-05) 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*.
- g. Consideration of Adoption of Resolution (2023-06) to Remove Approximately 360 Lineal Feet of On-Street Parking at 1100 Hastings Road – *Public Works*.
- h. Notification of Emergency Purchase (COU No. 2223-159) 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, and Approve Corresponding Budget Amendment, and Approve Additional Budget Amendment if Actuals Exceed Initial Estimated Amount – *Public Works*.
- i. Consideration of Nomination and Possible Adoption of a Resolution (2023-07) Appointing Rob Fitzsimmons to the Public Spaces Commission – *City Clerk*.

**Staff Comment:** Cindy Sauers, Electric Utility Director in respect to agenda item 8d.

**Motion/Second:** Crane/Sher to approve Consent Calendar Items 7a-7i, as submitted. Motion carried by the following roll call votes: AYES: Orozco, Sher, Crane, Dueñas, and Rodin. NOES: None. ABSENT: None. ABSTAIN: None.

## **9. AUDIENCE COMMENTS ON NON-AGENDA ITEMS**

**Public Comment:** Jay McCubbrey – Tobacco Coalition.

## **10. COUNCIL REPORTS**

**Presenters:** Councilmembers Orozco and Sher, and Mayor Rodin.

## **11. CITY MANAGER/CITY CLERK REPORTS**

**Presenters:**

- **Construction Update** – Tim Eriksen, Public Works Director/City Engineer.
- **Winter Storm Damage Report** – Traci Boyl, Senior Management Analyst.
- **Fiscal Update** – Sage Sangiacomo, City Manager
- **League of California Cities Annual Conference** – Sage Sangiacomo, City Manager

## **12. PUBLIC HEARINGS (6:15 PM)**

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

**Presenter:** Cindy Sauers, Electric Utility Director.

*PUBLIC HEARING OPENED AT 7:00 P.M.*

No public comment was received.

PUBLIC HEARING CLOSED AT 7:01 P.M.

**Motion/Second:** Crane/Sher to adopt Resolution (2023-08) modifying the Power Cost Surcharge Rider. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Crane, Dueñas, and Rodin. NOES: None. ABSENT: None. ABSTAIN: None.

RECESS: 7:00 – 7:07 P.M.

### 13. UNFINISHED BUSINESS

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

**Presenter:** Sage Sangiacomo, City Manager.

A three-minute statement was given by Alex de Grass, Mark Hilliker, Elora Babbini, and Thao Phi, followed by specified questions from the Council.

Council filled out ranked choice voting forms for the first position and presented them to the Clerk.

RECESS: 7:52 – 7:56 P.M. for Clerk to tally results.

The Clerk presented the following results from the first ranking vote:

| 1st VOTE  | Orozco | Sher | Crane | Duenas | Rodin | SCORE |
|-----------|--------|------|-------|--------|-------|-------|
| de Grassi | 2      | 1    | 2     | 2      | 2     | 9     |
| Hilliker  | 1      | 3    | 1     | 3      | 4     | 12    |
| Babbini   | 4      | 2    | 4     | 4      | 1     | 15    |
| Phi       | 3      | 4    | 3     | 1      | 3     | 14    |

Council took a blind vote between Applicants Alex de Grassi and Mark Hilliker with the following results: **de Grassi** – Orozco, Sher, Duenas, Rodin; **Hilliker** – Crane.

**Clerk announced Alex de Grassi as the successful applicant for the first position.**

Council filled out ranked choice voting forms for the second position and presented them to the Clerk.

The Clerk presented the following results from the second ranking vote:

| 2nd VOTE  | Orozco | Sher | Crane | Duenas | Rodin | SCORE |
|-----------|--------|------|-------|--------|-------|-------|
| de Grassi |        |      |       |        |       | 0     |
| Hilliker  | 1      | 3    | 1     | 2      | 3     | 10    |
| Babbini   | 3      | 1    | 3     | 3      | 1     | 11    |
| Phi       | 2      | 2    | 2     | 1      | 2     | 9     |

Council took a blind vote between Applicants Mark Hilliker and Thao Phi with the following results: **Hilliker** – Orozco, Sher, Crane; **Phi** – Duenas, Rodin.

**Clerk announced Mark Hilliker as the successful applicant for the second position.**

Council took a blind vote between Applicants Elora Babbini and Thao Phi with the following results:  
**Babbini** – Rodin; **Phi** – Orozco, Sher, Crane, Duenas.

**Clerk announced Thao Phi as the successful applicant for the third position.**

**Motion/Second:** Crane/Orozco to adopt the Resolution (2023-09) nominating and appointing Alex de Grassi, Mark Hilliker, and Thao Phi to serve a four-year term on the Planning Commission, expiring February, 2027. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Crane, Dueñas, and Rodin. NOES: None. ABSENT: None. ABSTAIN: None.

**14. NEW BUSINESS**

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

**Presenter:** Neil Davis, Community Services Director.

*Report was received.*

**Council Direction** to bring back a report in a year.

**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).**

**Presenters:** Councilmember Sher; Shannon Riley, Deputy City Manager; Sage Sangiacomo, City Manager; Vice Mayor Duenas; and Councilmember Orozco.

*Discussion was held.*

**15. CLOSED SESSION**

**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)

**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)

**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

**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. SCU-K-CVPT-2018-70200

**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. SCU-K-CVPT-20-74612

**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

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

Agency Representative: Sage Sangiacomo, City Manager

Employee Organizations: All Bargaining Units

*No Closed Session was held.*

**16. ADJOURNMENT**

There being no further business, the meeting adjourned at 8:39 p.m.



Kristine Lawler, City Clerk

