



**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.

March 15, 2023 - 6:00 PM

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

- 4.a. Administer of Oath of Office, Introduction, and Badge Pinning of New Police Chief, Cedric Crook.
Recommended Action: Receive Introduction and direct Clerk to administer the Oath of Office, and the Mayor to officiate the badge pinning.
Attachments:
 1. Press Release - Appointed Police Chief
- 4.b. Proclamation of Earth Day 2023 and the Mayors' Monarch Pledge supporting the National Wildlife Federation's Efforts to Save the Endangered Monarch Butterfly.
Recommended Action: Proclamation of Earth Day 2023 and the Mayors' Monarch Pledge supporting the National Wildlife Federation's efforts to save the endangered Monarch butterfly.
Attachments:
 1. Earth Day and Monarch Pledge Proclamation

5. **PETITIONS AND COMMUNICATIONS**

6. APPROVAL OF MINUTES

- 6.a. Approval of the Minutes for the March 1, 2023, Regular Meeting.

Recommended Action: Approve the minutes for the March 1, 2023, regular meeting.

Attachments:

1. 2023-03-01 Draft Minutes

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 February 2023.

Recommended Action: Approve the Report of Disbursements for the Month of February 2023.

Attachments:

1. February 2023 Summary of Disbursements
2. Account Codes for Reference
3. Object Codes for Reference
4. February 2023 Disbursement Detail

- 8.b. Council will Consider Authorizing the City Manager to Negotiate and Enter into a Five-Year Contract with Borismetrics Inc. for an Amount Not to Exceed \$50,000/year to Assist Ukiah Electric Utility with Regulatory Compliance and Cost of Service, Market Analysis, and Rate Studies.

Recommended Action: Authorize the City Manager to negotiate and enter into a five-year contract with Borismetrics in the amount not to exceed \$50,000 per year, to assist Ukiah Electric Utility with regulatory compliance and cost of service, market analysis, and rate studies .

Attachments:

1. 2023 Borismetrics SOW for Ukiah

- 8.c. Consideration of Adoption of Resolution Approving Records Destruction for the Fire and Finance Departments, and Approval of Budget Amendment for City Clerk Contracted Services and Elections Account.

Recommended Action: Adopt resolution authorizing the destruction of outdated documents for the Fire and Finance Departments, and approve a budget amendment to the City Clerk contracted services and elections account (20012500.52100).

Attachments:

1. County Correspondence Regarding Elections Costs
2. Proposed Resolution with Exhibit A

- 8.d. Authorize the City Manager to Negotiate and Execute a Contract with Online Solutions LLC (DBA CitizenServe) for the Purchase and Deployment of Electronic Permitting Software for the Planning, Building, Fire Prevention, and Code Enforcement Divisions of the Community Development Department.

Recommended Action: Authorize the City Manager to negotiate and execute a contract with Online Solutions LLC (DBA CitizenServe) for the purchase and deployment of electronic

permitting software for the Planning, Building, Fire Prevention, and Code Enforcement Divisions of the Community Development Department.

Attachments:

1. RFP for Permitting Software System
2. Evaluation Summary - Permitting Software
3. Citizenserve Proposal for Ukiah, CA RFP

- 8.e. Approval Notice of Completion for Ghilotti Construction Co. for the Dora Street Utility Improvement Project, and Direct the City Clerk to File the Notice of Completion with the County Recorder.

Recommended Action: Approve Notice of Completion for the Dora Street Utility Improvement Project, Specification 21-05, and direct the City Clerk to file the Notice of Completion with the County Recorder.

Attachments:

1. PLANS Spec 19-01 Dora Utility Improvement
2. NOC Attachment

- 8.f. Approve the Plans and Specifications for Thickening and Dewatering Improvements, Specification 23-02, and Authorize Staff to Issue Bids.

Recommended Action: Approval of the Plans and Specifications for the Thickening and Dewatering Improvement, Specification 23-02 and authorize Staff to issue bids.

Attachments:

1. Screw Press and SAF Staff Report
2. Ukiah Screw Press & SAF Plans
3. Bid Specification

- 8.g. Approve the Purchase of Additional SCADA Software from E&M Electric & Machinery, Inc in the Amount of \$35,452.28.

Recommended Action: Approve of the purchase of additional SCADA software from E&M Electric & Machinery, Inc in the amount of \$35,452.28.

Attachments:

1. PO 47813 (002)

- 8.h. Adoption of Ordinance Adopting and Approving Ukiah Police Department Policy 708, Military Equipment Use Policy, in Compliance with California Assembly Bill No. 481.

Recommended Action: Adopt Ordinance adopting and approving Ukiah Police Department Policy 708, Military Equipment Use Policy, in compliance with California Assembly Bill No. 481

Attachments:

1. MEU Policy Ordinance Introduced

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 Adoption of a Resolution to Adopt a Mitigation Monitoring and Reporting Program, Initial Study, and Mitigated Negative Declaration for the Ukiah Riverside Park Regeneration Project.
Recommended Action: Conduct a public hearing, adopt the Resolution to adopt an Initial Study and Mitigated Negative Declaration for Riverside Park Regeneration Project.
Attachments:
1. ASR Location Map
2. Ukiah Riverside Park - Master Plan_2023-03-07
3. Ukiah Riverside Park IS-MND_Jan2023(Attach)
4. Notice of Intent
5. ISMND Findings Declaration
6. ASR Draft Resolution
7. Power Point Riverside ISMND
- 12.b. Possible Introduction of an Ordinance by Title Only Amending Various Sections of Ukiah City Code to Permit On-Site Consumption at Cannabis Dispensaries; and Approval of Planning Commission Finding that the Ordinance is Categorically Exempt from the California Environmental Quality Act (CEQA).
Recommended Action: Approve the introduction of the ordinance by title only amending various sections of Ukiah City Code to permit on-site consumption at cannabis retailers; and find the ordinance categorically exempt pursuant to Section 15061 (b)(3) of the CEQA Guidelines.
Attachments:
1. Cannabis Consumption Area Planning Commission Resolution - Signed
2. Cannabis Consumption Area - Proposed Ordinance (Clean)
3. Cannabis Consumption Area - Proposed Ordinance (Redline)
- 12.c. Conduct a Public Hearing and Adopt Resolution Establishing the Talmage Road Underground District No. 7 from State Street to Lorraine Street and on State Street between Talmage Road and Observatory Avenue, Including the Boundaries and Proposed Timeline; and Approve the Community Development Director's Determination that the Project Qualifies for CEQA Exemption.
Recommended Action: Adopt Resolution establishing Talmage Road Underground District No. 7, approve boundaries and timeline, and approve the Community Director's Determination that the Project qualifies for a CEQA exemption.
Attachments:
1. Talmage Road Timeline
2. Talmage Rd Boundary Map - State to Lorraine
3. Talmage Road Boundary Description
4. Resolution Talmage Road UG District No. 7

13. **UNFINISHED BUSINESS**

- 13.a. Receive and Approve the Submittal of Annual Progress Reports to the Department of Housing and Community Development and the Governor's Office of Policy and Research.
Recommended Action: Receive and approve submittal of annual progress reports to the State, and provide direction to Staff as necessary.
Attachments:
1. HCD APR - 2022
2. OPR APR - 2022
- 13.b. Update from City Staff Regarding the Appeal Process that the City has Undertaken in Opposition to FEMA's Proposed Adjustments to the Flood Maps that Affect Properties in the City of Ukiah and Provide/Authorize any other Direction Deemed Necessary.
Recommended Action: Receive report and provide/authorize additional direction if necessary.

14. NEW BUSINESS

- 14.a. Receive Report and Approve Application for Grant Funding from Upstate CA Creative Corps Program and Approval of Corresponding Budget Amendments if Awarded.
Recommended Action: Receive report and approve application for grant funding from Upstate CA Creative Corps Program and approval of corresponding budget amendments if awarded.
Attachments:
1. CA Creative Corps Artist Application
2. CA Creative Corps Press Release
- 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). Appoint a replacement for Vice Mayor Duenas' position on the Library Advisory Board.
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. **Public Employee Performance Evaluation**
(Government Code Section 54956)
Title: City Manager

- 15.h. **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, CMC
Dated: 3/10/23