

CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
CIVIC CENTER COUNCIL CHAMBERS
300 Seminary Avenue
Ukiah, CA 95482
April 18, 2018
6:00 p.m.

1. **ROLL CALL**

2. **PLEDGE OF ALLEGIANCE**

Ukiah City Council met at a Regular Meeting on April 18, 2018, having been legally noticed on April 13, 2018. Mayor Doble called the meeting to order at 6:01 p.m. Roll was taken with the following **Councilmembers Present:** Jim O. Brown, Stephen G. Scalmanini, Douglas F. Crane, Maureen Mulheren, and Kevin Doble. **Staff Present:** Sage Sangiacomo, City Manager; David Rapport, City Attorney; and Kristine Lawler, City Clerk.

MAYOR DOBLE PRESIDING.

The Pledge of Allegiance was led by Sage Sangiacomo, City Manager.

3. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**

a. Introduction of New Employee – Michelle Irace, Planning Manager – Community Development.

Presenter: Craig Schlatter, Community Development Director.

Public Comment: Michelle Irace, Planning Manager.

Introduction was received.

b. Proclamation of the Ukiah City Council Recognizing April 28, 2018, as Workers' Memorial Day.

Presenter: Mayor Doble.

Public Comment: Terry Poplawski, Mendocino County Coalition of Union Members President.

Proclamation was received by Terry Poplawski, Mendocino County Coalition of Union Members President.

c. Proclamation: Lesbian, Gay, Bisexual, and Transgender (LGBT) Pride Week in the City of Ukiah.

Presenter: Vice Mayor Mulheren.

Public Comment: Paul Mueller, Mendocino County Pride Alliance Board President.

Proclamation was received by Paul Mueller, Mendocino County Pride Alliance Board President.

d. Presentation from the Library Advisory Board/Ukiah Valley Friends of the Library..

Presenters: Lynn Zimmerman, Library Advisory Board District 2 Representative and Michelle Savoy Bisson, Ukiah Valley Friends of the Library.

Presentation was received.

e. Proclamation of the Ukiah City Council in recognition of National Arbor Day.

Presenter: Mayor Doble.

Public Comment: Tami Bartolomei, Community Services Administrator; Jim Xerogeanes; and Bruni Kobbe.

Proclamation was received by Bruni Kobbe.

f. Status Report, Discussion and Possible Action Regarding the Ukiah Valley Sanitation District's Litigation Against the City of Ukiah Related to the Operation of the Sanitary Sewer System.

Presenter: Sage Sangiacomo, City Manager.

Presentation was received.

g. Annual Police Department Strategic Plan Presentation and Discussion.

Presenter: Chris Dewey, Police Chief.

Public Comment: Edward Hanes.

Presentation was received.

4. PETITIONS AND COMMUNICATIONS

5. APPROVAL OF MINUTES

a. Approval of the April 4, 2018, Regular Meeting Minutes.

Motion/Second: Crane/Mulheren to approve Minutes of April 4, 2018, a regular meeting, as submitted. Motion **carried** by the following roll call votes: AYES: Brown, Scalmanini, Crane, Mulheren, and Doble. NOES: None. ABSENT: None. ABSTAIN: None.

6. RIGHT TO APPEAL DECISION

7. CONSENT CALENDAR

a. Report of Disbursements for the Month of March 2018 - *Finance*.

b. Approve the Repair and Rebuild of the Wastewater Treatment Plant's Floway 16DKH Vertical Turbine Pump from Weir Floway, Inc. in the Amount of \$24,777.57 and approve the corresponding budget amendment – *Public Works*. (PO No. not available)

- c. Award Purchase of a New 2018 Elgin Broom Badger Street Sweeper with Dual Side Brooms from Owen Equipment in the Amount of \$194,000 Plus Tax – *Public Works*. (PO No. not available)
- d. Notification of Purchase (PO No. 45311) for a Replacement Heating, Ventilation and Air-Conditioning System (HVAC) for the Ukiah Valley Conference Center from Intercounty Mechanical & Electrical in the Amount of \$28,640 – *Community Services*.
- e. Notification of Purchase for new Heating, Ventilation and Air-Conditioning Systems (HVAC) for the Civic Center Annex Offices and I.T. Server Room in the Amount of \$29,760 – *Community Services*. (PO No. not available)
- f. Authorize the City Manager to Negotiate and Execute an Agreement (COU No. 1718-212) for Compliance and Reporting Services to Cooper Compliance Corporation for the Electric Utility Department – *Electric Utility*.
- g. Award Professional Services Agreement (COU No. 1718-213) in the Amount of \$23,341 to TJKM Transportation Consultants to Complete a Traffic Analysis for Realignment of Talmage Road and Approve Budget Amendment – *Public Works*.
- h. Adoption of Resolution (2018-10) Identifying the 2018-19 Project Funded by SB 1: The Road Repair and Accountability Act; North State Street from 240 Feet North of Low Gap Road to the Northern City Limits – *Public Works*.
- i. City Council to consider approving one Landmark Tree nomination, a Giant Sequoia located at Observatory Park for Landmark Tree Status – *Community Services*.

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

8. AUDIENCE COMMENTS ON NON-AGENDA ITEMS

RECESS: 7:10 – 7:13 P.M.

Public Comment: Maria Barragan – Utility bill; Bill Fisette – Homeless day program on Luce Street; James Marmon – Marbot Report; and Ed Haynes – Transient/Homeless.

9. COUNCIL REPORTS

Presenter: Councilmember Scalmanini.

10. CITY MANAGER/CITY CLERK REPORTS

Presenter: Sage Sangiacomo, City Manager.

11. PUBLIC HEARINGS (6:15 PM)

- a. Discussion and Possible Adoption of an Initial Environmental Study and Negative Declaration; and Consideration of Introduction of a Residential Density Calculation Ordinance by Title Only Amending Various Sections of Chapter 2, Division 9 of the Ukiah City Code to Set Forth in Greater Detail the Procedure for Calculating Residential Density.

Presenter: Craig Schlatter, Community Development Director.

PUBLIC HEARING OPENED AT 7:42 P.M.

No public comment was received.

PUBLIC HEARING CLOSED AT 7:42 P.M.

Motion/Second: Brown/Crane to adopt Initial Environmental Study and Negative Declaration. Motion **carried** by the following roll call votes: AYES: Brown, Crane, Mulheren, and Doble. NOES: Scalmanini. ABSENT: None. ABSTAIN: None.

Motion/Second: Brown/Crane to introduce Ordinance, by title only. Motion **carried** by the following roll call votes: AYES: Brown, Crane, Mulheren, and Doble. NOES: Scalmanini. ABSENT: None. ABSTAIN: None.

City Clerk, Kristine Lawler, read the following title into the record:

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UKIAH AMENDING VARIOUS SECTIONS OF CHAPTER 2, DIVISION 9 OF THE UKIAH CITY CODE TO SET FORTH IN GREATER DETAIL THE PROCEDURE FOR CALCULATING RESIDENTIAL DENSITY

Motion/Second: Brown/Crane to introduce a residential density calculation ordinance by title only amending various sections of Chapter 2, Division 9 of the Ukiah City Code to set forth in greater detail the procedure for calculating residential density. Motion **carried** by the following roll call votes: AYES: Brown, Crane, Mulheren, and Doble. NOES: Scalmanini. ABSENT: None. ABSTAIN: None.

RECESS: 7:52 – 8:00 P.M.

12. **UNFINISHED BUSINESS**

a. Discussion and Possible Introduction by Title Only of the Proposed Adult Use Cannabis Retail Ordinance.

Presenters: Darcy Vaughn, Assistant City Attorney and Craig Schlatter, Community Development Director.

Motion/Second: Mulheren/Brown to introduce Ordinance, by title only. Motion **carried** by the following roll call votes: AYES: Brown, Scalmanini, Crane, Mulheren, and Doble. NOES: None. ABSENT: None. ABSTAIN: None.

City Clerk, Kristine Lawler, read the following title into the record:

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UKIAH AMENDING CHAPTER 8 IN DIVISION 6; SECTION 9176 IN ARTICLE 16, CHAPTER 2 IN DIVISION 9; TABLE 3 IN SECTION 9223.1 OF ARTICLE 18, CHAPTER 2 IN DIVISION 9; AND SECTION 9261 IN ARTICLE 20, CHAPTER 2 IN DIVISION 9 OF THE UKIAH CITY CODE.

Council Consensus directs staff to modify the definition in Section 5702(B) to read “Adult-use” means a person age 21 or over...,” and all incorrect references to the age of eligibility for adult use of cannabis as “over the age of 21,” to be “the age of 21 or over”; and to remove the extraneous period, comma, and space after the “CN zoning district” from Section 5707(A).

Motion/Second: Mulheren/Brown to amend Chapter 8 in Division 6, Section 9176 in Article 16; Chapter 2 in Division 9, Table 3 in Section 9223.1 of Article 18; and Section 9261 in Article 20, Chapter 2 in Division 9 of The Ukiah City Code Motion **carried** by the following roll call votes: AYES: Brown, Scalmanini, Crane, Mulheren, and Doble. NOES: None. ABSENT: None. ABSTAIN: None.

b. Approval of Amendment No. 4 to the Contract with Carollo Engineers for Design Revisions to the Chlorine Contact Basin Expansion and Recycled Water Project in the Amount of \$193,609.

Presenter: Sean White, Water Resources Director.

Motion/Second: Crane/Mulheren to approve Amendment No. 4 (*COU No. 1314-231-A4*) to the Contract with Carollo Engineers for Design Revisions to the Chlorine Contact Basin Expansion and Recycled Water Project in the Amount of \$193,609. Motion **carried** by the following roll call votes: AYES: Brown, Scalmanini, Crane, Mulheren, and Doble. NOES: None. ABSENT: None. ABSTAIN: None.

13. NEW BUSINESS

a. Award Professional Services Agreement in the Amount of \$54,930 to Omni-Means, Ltd., a GHD Company to Complete a Traffic Analysis of Ukiah Schools and Surrounding Area and Approve Corresponding Budget Amendment.

Presenter: Tim Eriksen, Public Works Director.

Public Comment: Mark Hilliker.

Motion/Second: Crane/Scalmanini to approve the recommended action to award a professional services agreement (*COU No. 1718-214*) in the amount of \$54,930 (*MCOG to pay \$20,000; UUSD to pay \$10,000; and City to pay \$24,930*) to Omni-Means, Ltd., a GHD Company to complete a Traffic Analysis of Ukiah Schools and Surrounding Area and approve corresponding budget amendment. Motion **carried** by the following roll call votes: AYES: Brown, Scalmanini, Crane, Mulheren, and Doble. NOES: None. ABSENT: None. ABSTAIN: None.

Council Direction to staff to clarify the dollar amount in the staff report and budget request.

b. Receive Updates on City Council Committee and Ad Hoc Assignments.

Presenters: Councilmember Brown, Mayor Doble, Councilmember Scalmanini, and Sage Sangiacomo, City Manager.

THE CITY COUNCIL ADJOURNED TO CLOSED SESSION AT 8:43 P.M.

14. CLOSED SESSION

a. 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*

b. Conference with Legal Counsel – Existing Litigation

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

Name of case: *Ukiah Valley Sanitation District v. City of Ukiah, Sonoma County Superior Court, Case No. SCV 256737 (UVSD)*

15. ADJOURNMENT

There being no further business, the meeting adjourned at 9:00 p.m.



Kristine Lawler, City Clerk