

CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
CIVIC CENTER COUNCIL CHAMBERS
300 Seminary Avenue, Ukiah, CA 95482
Virtual Meeting Link: <https://us06web.zoom.us/j/97199426600>
Ukiah, CA 95482
July 19, 2023
6:00 p.m.

1. ROLL CALL

Ukiah City Council met at a Regular Meeting on July 19, 2023, having been legally noticed on July 14, 2023. The meeting was held in person and virtually at the following link: <https://us06web.zoom.us/j/97199426600>. Mayor Rodin called the meeting to order at 6:02 p.m. Roll was taken with the following **Councilmembers Present:** Juan V. Orozco, Susan Sher, Douglas, F. Crane, and Mari Rodin. **Councilmember Absent by Prearrangement:** Josefina Dueñas. **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 City Manager Sangiacomo.

9. AUDIENCE COMMENTS ON NON-AGENDA ITEMS

No public comments were received.

3. AB 2449 NOTIFICATIONS AND CONSIDERATIONS

4. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

a. Proclamation of the Ukiah City Council Recognizing July 26, 2023, as Disability Independence Day.

Presenter: Councilmember Crane

Proclamation was received by Denise Gorny, State Council on Developmental Disabilities and Diversity and Equity Committee Member; and Babe Delgado, Ukiah Valley Association for Habilitation, Executive Director

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 June 21, 2023, Regular Meeting.

Motion/Second: Crane/Sher to approve Minutes of June 21, 2023, a regular meeting, as submitted. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Crane, and Rodin. NOES: None. ABSENT: Dueñas. ABSTAIN: None.

7. RIGHT TO APPEAL DECISION

8. CONSENT CALENDAR

- a. Council to Receive and File Adopted 2023-24 Fiscal Year City of Ukiah Budget Document - Finance.
- b. Adoption of the State of California Governor's Designation of Applicant's Agent Resolution (*Non-City resolution*) Allowing the City Manager to Apply for Public Assistance and Recovery Funding - Administration.
- c. Consideration of Award of Bid (*COU No. 2324-080*) to Chrisp Company in the Amount of \$68,680.65 for the 2023 Street Striping Project, and Approval of Corresponding Budget Amendment – *Public Works*.
- d. Approval of Contract (*COU No. 2324-081*) with Stone Creek Environmental Consulting in the Amount of \$81,600 for Engineering Services Related to the Municipal Separate Storm Sewer Systems Permit Issued by North Coast Regional Water Quality Control Board – *Public Works*.
- e. Approval of Contract Change Order (*COU No. 2223-175-CO1*) for Additional SCADA System Upgrade Work at the Waste Water Treatment Plant in the Amount of \$158,555.29 – *Water Resources*.
- f. Approval of Contract (*COU No. 2324-082*) with JM Integration for an On-call Maintenance and Troubleshooting Agreement at the Waste Water Treatment Plant (WWTP) in the Amount of \$174,864.80 – *Water Resources*.
- g. Notification of Emergency Purchase (*PO No. 48378*) of all Materials and Labor for the Installation of a Manhole and Water and Sewer Lateral Work on State Street from Wipf Construction in the Amount of \$157,512.50, and Approve Corresponding Budget Amendment – *Public Works*.
- h. Approve the Purchase (*PO No. 48394*) of Network Routers and Switches from Rhino Networks LLC for the Amount of \$103,049.17, and Approve Corresponding Budget Amendment – *Information Technology*.

Tim Eriksen, Public Works Director/City Engineer gave a brief description for Agenda Item 8d, per Councilmember request.

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

13. UNFINISHED BUSINESS

b. Discussion and Possible Direction Regarding Investment Preferences of Idle Funds Related to Petroleum Companies.

Presenter: Sage Sangiacomo, City Manager

Council Consensus directs Staff to continue this item to a future date.

9. AUDIENCE COMMENTS ON NON-AGENDA ITEMS

No public comments were received.

10. COUNCIL REPORTS

No Council reports were received.

11. CITY MANAGER/CITY CLERK REPORTS

Presenters: Sage Sangiacomo, City Manager; and

- **Construction Update** – Tim Eriksen, Public Works Director / City Engineer.

12. PUBLIC HEARINGS (6:15 PM)

a. Appeal of Planning Commission Decision to Deny a Major Site Development Permit for Construction of a Redwood Credit Union Bank Facility at 101 South Main Street, APN 002-231-001; File No. 22-7977.

Presenters: Craig Schlatter, Community Development Director and Michelle Irace, Planning Manager.

Staff Comment: Matt Keizer, Chief Building Official.

Appellant Comment: Tony Hildesheim.

PUBLIC HEARING OPENED AT 6:56 P.M.

Public Comment: Todd Shapmire Jr., Rick Johnson, Alan Nicholson, Cameron Ramos, Lia Patterson, Ted Mayfield, Jamie Connerton, Essence Roberson, Karen Rifkin speaking for Dennis Crean, Ken McCormick, Dick Seltzer, Kerri Vau, Doug Hilberman, Alex de Grassi, Pinky Kushner, Mark Hilliker, Michelle Johnson, Martha Barra, Sean White, Isabelle Grieve, Mike Cannon, Trudy Ramos, Tim Buckner, Todd Anders, and Steve Scalmanini.

PUBLIC HEARING CLOSED AT 8:03 P.M.

Appellant Comment: Tony Hildesheim.

Motion/Second: Crane/Sher to continue the hearing to consider further design modifications to the project as specified below:

- Reconsider an authentic second story for at least a part of the building for mixed use
- Use the diesel generator only as a last resort
- Reduce the number of parking spaces
- Have 'No Idling' PR
- Redwood Credit Union (RCU) to describe how the project enhances economic development and economic opportunities for other business owners.
- Reconsider enhancing the corner entrance
- Reduce the setbacks to closer to the 6 ft. and 10 ft. requirements in the code
- Eliminate the parklets
- Eliminate the exit on Perkins
- Applicant to provide additional renderings of future design(s)
- Staff to work with applicant to bring back items or clarifications if needed – to lessen expense - in respect to producing additional architectural renderings of the most recent iteration.
- Staff to clarify the possibility of eliminating of the 24 ft. easement on the Main Street side of the project.

Motion carried by the following roll call votes: AYES: Orozco, Sher, Crane, and Rodin. NOES: None. ABSENT: Dueñas. ABSTAIN: None.

RECESS: 9:44 – 10:01 P.M.

13. UNFINISHED BUSINESS, Continued

a. Status Report of the Emergency Contract with West Coast Fire & Water for Fire Remediation Work at the Electric Utility Service Center at Hastings.

Presenter: Cindy Sauers, Electric Utility Director.

Motion/Second: Crane/Sher to approve the continued work on the emergency contract (COU No. 2223-177) with West Coast Fire & Water for Fire Remediation Work at the Electric Utility Service Center at Hastings. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Crane, and Rodin. NOES: None. ABSENT: Dueñas. ABSTAIN: None.

14. NEW BUSINESS

a. Annual Report Regarding Boards and Commissions Term Expirations and Appointments, and Adoption of Resolution Making Appointments to Various Boards and Commissions.

Presenter: Kristine Lawler, City Clerk.

Motion/Second: Crane/Orozco to adopt the Resolution (2023-30) Making Appointments to Various Boards and Commissions. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Crane, and Rodin. NOES: None. ABSENT: Dueñas. ABSTAIN: None.

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).

No reports were received.

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 – 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

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. SCUk-CVPT-2018-70200

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. SCUk-CVPT-20-74612

e. Conference with Legal Counsel – Existing Litigation

(Government Code Section 54956.9)

Name of case: Ukiah v. Questex, Mendocino County Superior Court Case No. 15-66036

f. Conference with Legal Counsel – Existing Litigation

(Government Code Section 54956.9)

Name of case: Jane Doe v. City of Ukiah et al., U.S.D.C. (Eureka Division) Case No. 123-cv- 009808.

g. Public Employee Performance Evaluation

(Government Code Section 54956)

Title: City Manager

h. 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 10:05 p.m.



Kristine Lawler, CMC

