

**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
August 16, 2023
6:00 p.m.**

1. ROLL CALL

Ukiah City Council met at a Regular Meeting on August 16, 2023, having been legally noticed on August 11, 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 6:00 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 Vice Mayor Duenas.

3. AB 2449 NOTIFICATIONS AND CONSIDERATIONS

4. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

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 August 2, 2023, Regular Meeting.

Motion/Second: Orozco/Sher to approve Minutes of August 2, 2023, a regular meeting, with the noted correction. 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 May 2023 - *Finance*.

b. Report of Disbursements for the Month of June 2023 - *Finance*.

c. Consideration of Adoption of Resolution (2023-32) Approving Records Destruction for the City Clerk, Community Development, Community Services, and Water Resources Departments – *City Clerk*.

d. Report of the Purchase (PO Nos. 48391 and 48395) of Storage Drives and a Dell Power Vault from The Drala Project Inc., and Approve Corresponding Budget Amendment – *Information Technology*.

- e. Approve Contract Amendment (2122-190-A2) in the Amount of \$167,266 for Additional Engineering Services Related to the Main, Perkins and Gobbi Street Reconstruction Projects with BKF Engineers, and Approve Corresponding Budget Amendment – *Public Works*.
- f. Award Contract (2324-090) for the Re-Roof of the Grace Hudson Museum to San Francisco Roofing Services, Inc., Authorize a Separate Purchase with Garland for the Roofing Materials, and Approve Corresponding Budget Amendments – *Community Services*.
- g. Authorization for the City Manager to negotiate and execute a sole source contract (Dan Burden - 2324-091) for professional services for complete streets consulting and design services on an as-needed basis, and within the approved available budget – *Public Works*.

Motion/Second: Crane/Duenas to approve Consent Calendar Items 8a-g, 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: Ike Heinz – roundabouts and charging stations; Gregory Hubbs – transient activity and property damage.

Mayor Directive for Staff to connect with Mr. Hubbs regarding his issues.

10. COUNCIL REPORTS

Presenters: Councilmember Sher, Vice Mayor Duenas, and Mayor Rodin

Mayor Directive to agendize a discussion item regarding a City facilities all-electric option.

11. CITY MANAGER/CITY CLERK REPORTS

Presenters:

- **Rural Exchange Meeting by California Association for Local Economic Development (CALED)** - Sage Sangiacomo, City Manager
- **Construction Update** – Tim Eriksen, Public Works Director / City Engineer.
- **Planning Commission Vacancy** – Kristine Lawler, City Clerk.

12. PUBLIC HEARINGS (6:15 PM)

13. UNFINISHED BUSINESS

- 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/Orozco to approve the continued work on the emergency contract (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, Dueñas, and Rodin. NOES: None. ABSENT: None. ABSTAIN: None.

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

Presenter: Sage Sangiacomo, City Manager

Motion/Second: Sher/Duenas to add the edit for substitution of Fossil Fuels [red text included on Attachment 1 of the posted agenda item] and the definition [as stated by the City Manager during the discussion - see added text below]. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Dueñas, and Rodin. NOES: Crane*. ABSENT: None. ABSTAIN: None.

For purposes of the investment of idle City funds, the City shall not purchase securities or other investment instruments by firms explicitly and directly involved with the extraction and/or refinement of refinement of fossil fuel products (defined as follows: Fossil fuels are non-renewable energy sources, including coal, oil, and natural gas, formed from ancient organic matter that is extracted from the Earth's crust and burned as fuel). Any investments currently held in the portfolio shall be sold when determined to be financially prudent to do so, negating any recognized or realized losses related to those specific investments.

***Note:** Councilmember Crane mistakenly said Aye during the vote count, but quickly corrected himself to a No vote.

RECESS: 7:24 – 7:33 P.M. due to technical difficulties.

14. **NEW BUSINESS**

a. Approval of Memorandum of Understanding between City of Ukiah and ChargePoint for the proposed Ukiah Electric Vehicle Charging Stations Project.

Presenters: Cindy Sauers, Electric Utility Director and Diann Lucchetti, Program Coordinator.

Public Comment: (Ike Heinz spoke to this subject during audience comments on non-agenda items.)

Staff Comment: Jesse Davis, Chief Planning Manager.

Motion/Second: Crane/Orozco to authorize City Manager to negotiate and execute the Memorandum of Understanding (2324-092) with Chargepoint for the proposed Ukiah Electric Vehicle Charging Stations Project. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Crane, Dueñas, and Rodin. NOES: None. ABSENT: None. ABSTAIN: None.

Council Directive to add letter from Suzanne Pletcher to the record (letter added to the correspondence received).

b. Approval of Letter to the Mendocino County Board of Supervisors Regarding Issues with the Mendocino County Airport Land Use Commission Board Composition.

Presenter: Greg Owen, Airport Manager.

Motion/Second: Duenas/Sher to approve Letter to the Mendocino County Board of Supervisors, and authorize the Mayor to sign. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Crane, Dueñas, and Rodin. NOES: None. ABSENT: None. ABSTAIN: None.

c. Designation of Voting Delegate and Possible Alternate for the League of California Cities Annual Conference – September 20-22, 2023.

Presenter: Sage Sangiacomo, City Manager.

Councilmember Consensus to designate Vice Mayor Duenas as the Voting Delegate, and a possible staff member to serve as an Alternate, to represent the City of Ukiah for the 2023 League Annual Conference; and authorize the City Clerk to submit the Voting Delegate/Alternate Form on their behalf.

d. Discussion and Possible Action Regarding the Cancellation of September 6, 2023, Regular City Council Meeting, with the Option for the Mayor and/or City Manager to Call for a Special Meeting on an Alternate Date if Time Sensitive Business Arises.

Presenter: Sage Sangiacomo, City Manager.

Motion/Second: Crane/Sher to approve the cancellation of the September 6, 2023, Regular City Council Meeting, with the option for the Mayor and/or City Manager to call for a special meeting on an alternate date if time sensitive business arises. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Crane, Dueñas, and Rodin. NOES: None. ABSENT: None. ABSTAIN: None.

e. 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).

Presenter:

No reports were received.

THE CITY COUNCIL ADJOURNED TO CLOSED SESSION AT 9:02 P.M.

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. SCU-K-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. SCU-K-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. Conference with Legal Counsel – Existing Litigation

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

Name of case: Dale v. Ukiah et al., Mendocino County Superior Court Case No. 21 CV00630.

h. Public Employee Performance Evaluation

(Government Code Section 54956)

Title: City Manager

i. Conference with Labor Negotiator (54957.6)

Agency Representative: Sage Sangiacomo, City Manager

Employee Organizations: All Bargaining Units

No action reported; direction provided to Staff.

16. ADJOURNMENT

There being no further business, the meeting adjourned at 10:00 p.m.



Kristine Lawler, CMC

