

**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
October 4, 2023
6:00 p.m.**

1. ROLL CALL

Ukiah City Council met at a Regular Meeting on October 4, 2023, having been legally noticed on September 28, 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 Kristine Lawler, City Clerk.

3. AB 2449 NOTIFICATIONS AND CONSIDERATIONS

4. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

a. Proclamation of the Ukiah City Council Recognizing October as National Disability Employment Awareness Month in the City of Ukiah

Presenter: Councilmember Sher.

Public Comment: *Sophia Piceno (not related to agenda item – housing for homeless)*

Proclamation was received by Babe Delgado, Ukiah Valley Association for Habilitation.

b. Proclamation of the Ukiah City Council Recognizing October 9, 2023, as Indigenous Peoples' Day in the City of Ukiah.

Presenter: Councilmember Orozco.

Public Comment:

Proclamation was received by Les Marstan, Diversity and Equity Committee Member.

c. Council to Receive Presentation on the Ukiah Valley Golf Course 2023/2024 Capital Improvement Plan.

Presenter: Maya Simerson, Project and Grant Administrator.

Public Comment: Frank Johnson, Owner of Tayman Park Golf Group.

Presentation was received.

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 September 20, 2023, Regular Meeting.

b. Approval of the Minutes for the September 29, 2023, Special Meeting.

Motion/Second: Crane/Sher to approve Minutes of September 20, 2023, a regular meeting; and the Minutes of September 29, 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

Mayor Rodin read the rights to appeal a decision.

8. CONSENT CALENDAR

a. Report of Disbursements for the Month of July 2023 - Finance.

b. Approval of Reclassification of Customer Service Representative Position to Community Development Technician I/II Position for the Community Development Department – Community Development.

c. Report of the Ukiah Valley Fire Authority's Ambulance Billing Agreement and Ratification of Variable Contract (1920-194) Amount - Fire.

d. Approval of Notice of Completion of the Gobbi Street Electric Service Overhead to Underground Conversion, Specification 22-09, and Approve Final Payment of the 5% Retention to James Day Construction, DBA Coastal Mountain Electric – Electric Utility.

Motion/Second: Crane/Sher to approve Consent Calendar Items 7a-7d, 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: Greg Hubbs – assaults from homeless, Dennis Crean – Redwood Credit Union demolition, Jillian Hacker – Homeless Animals.

10. COUNCIL REPORTS

Presenters: Councilmembers Crane and Orozco, Vice Mayor Duenas, and Mayor Rodin.

Mayor Directive to direct Staff to agendize an item regarding a letter in respect to the Post Office landscaping.

11. CITY MANAGER/CITY CLERK REPORTS

Presenters: Sage Sangiacomo, City Manager; and

- **Construction Update** – Tim Eriksen, Public Works Director / City Engineer.
- **Career Fair and the Celebration for One Billion Gallons of Recycled Water delivered–** Shannon Riley, Deputy City Manager.

12. PUBLIC HEARINGS (6:15 PM)

a. Possible Introduction of an Ordinance by Title Only Amending Various Sections of Ukiah City Code to Update the City's Existing Objective Design and Development Standards for New Multi-Family Residential Construction; and Approval of the Planning Commission's Finding that the Ordinance is Categorically Exempt from the California Environmental Quality Act (CEQA).

Presenter: Jesse Davis, Chief Planning Manager.

PUBLIC HEARING OPENED AT 7:35 P.M.

No public comment was received.

PUBLIC HEARING CLOSED AT 7:35 P.M.

Motion/Second: Orozco/Sher to introduce the ordinance by title only. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Dueñas, and Rodin. NOES: None. ABSENT: None. ABSTAIN: Crane.

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 THE UKIAH CITY CODE THAT WOULD MAKE MINOR MODIFICATIONS TO DIVISION 9, CHAPTER 2, ARTICLE 5.2, SECTIONS 9055 - 9055.2 (OBJECTIVE DESIGN & DEVELOPMENT STANDARDS) TO INCORPORATE GENERAL PLAN OBJECTIVES, CLARIFY EXISTING REGULATIONS, AND ALLOW FOR LIMITED EXCEPTIONS, AS NECESSITATED BY SITE OR BUILDING CONSTRAINTS

Motion/Second: Orozco/Sher to introduce the ordinance amending various sections of Ukiah City Code to update the City's existing objective design and development standards for new multi-family residential construction; and find the ordinance categorically exempt pursuant to Section 15061(b)(3) of the CEQA Guidelines. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Dueñas, and Rodin. NOES: None. ABSENT: None. ABSTAIN: Crane.

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: Sage Sangiacomo, City Manager.

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. Adoption of an Ordinance Amending Chapter 4.1 to Division 5 of the Ukiah City Code to Establish Organic Waste Disposal Regulation and Enforcement Requirements per Senate Bill 1383, Short-Lived Climate Pollutants.

Presenter: Tim Eriksen, Public Works Director/City Engineer.

Motion/Second: Crane/Orozco to adopt the Ordinance amending Chapter 4.1 to Division 5 of the Ukiah City Code to establish organic waste disposal regulation and enforcement requirements per Senate Bill 1383, Short-Lived Climate Pollutants. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Crane, Dueñas, and Rodin. NOES: None. ABSENT: None. ABSTAIN: None.

ORDINANCE NO. 1233

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UKIAH AMENDING CHAPTER 4.1 TO DIVISION 5 OF THE UKIAH CITY CODE TO APPLY ORGANIC WASTE DISPOSAL REGULATION AND ENFORCEMENT PROVISIONS TO SELF-HAULERS

RECESS: 7:48 – 7:53 P.M.

c. Direction Regarding Distribution of Opioid Settlement Funds Allocated to the City of Ukiah.

Presenter: Shannon Riley, Deputy City Manager.

Motion/Second: Crane/Orozco to allocate the entire amount of the opioid settlement funds, without deduction for administration costs, toward the development and enhancement of substance abuse treatment facilities within the city limits and authorize the City Manager or designee to negotiate potential allocations per this policy objective for Council's consideration. 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 Review and Approval of No Changes to the Existing Fee Schedule for the Ukiah Police Department Presenter:

Presenter: Cedric Crook, Police Chief.

Motion/Second: Crane/Orozco to approve No Changes to the Existing Fee Schedule for the Ukiah Police Department. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Crane, Dueñas, and Rodin. NOES: None. ABSENT: None. ABSTAIN: None.

b. Determination of Notification of Intent to Adjust Curbside Collection and Transfer Station Service Rates

Presenter: Daniel Buffalo, Finance Director.

Motion/Second: Duenas/Crane to confirm the determination of the City Manager of compliance with the provisions of the agreements between the City of Ukiah and Ukiah Waste Solutions, Inc. (1718-162) and Solid Waste Systems, Inc. (1516-126) regarding the company's notice of intent to adjust curbside collection and transfer station rates. Motion **carried** by the following roll call votes: AYES: Orozco, Sher, Crane, Dueñas, and Rodin. NOES: None. ABSENT: None. ABSTAIN: None.

c. 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.

THE CITY COUNCIL ADJOURNED TO CLOSED SESSION AT 7:27 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. 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 action reported; direction provided to Staff.

16. ADJOURNMENT

There being no further business, the meeting adjourned at 10:15 p.m.



Kristine Lawler, CMC

