



**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://us06web.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

Alternatively, you may view the meeting (without participating) by clicking on the name of the meeting at www.cityofukiah.com/meetings.

November 15, 2023 - 6:00 PM

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1. **ROLL CALL**
 2. **PLEDGE OF ALLEGIANCE**
 3. **AB 2449 NOTIFICATIONS AND CONSIDERATIONS**
 4. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**
 5. **PETITIONS AND COMMUNICATIONS**
 6. **APPROVAL OF MINUTES**

- 6.a. Approval of the Minutes for the November 1, 2023, Special Meeting.
Recommended Action: Approve the minutes for the November 1, 2023, special meeting.
Attachments:
 1. 2023-11-01 Draft Minutes - Special Meeting
- 6.b. Approval of the Minutes for the November 1, 2023, Regular Meeting.
Recommended Action: Approve the minutes for the November 1, 2023, regular meeting.
Attachments:
 1. 2023-11-01 Draft Minutes - Regular Meeting
- 6.c. Approval of the Minutes for the November 7, 2023, Special Meeting.

Recommended Action: Approve the minutes for the November 7, 2023, special meeting.

Attachments:

1. 2023-11-07 Draft Minutes - Special Meeting

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. Approval of Purchase of Mimecast Email Security Suite Including Installation and Configuration from CompuNet in the Amount of \$58,779, and Approval of Corresponding Budget Amendment.
Recommended Action: Approve the purchase of Mimecast Email Security Suite including installation and configuration from CompuNet in the amount of \$58,779, and approve of corresponding budget amendment.

Attachments:

1. Article - Judson School District
2. Article - Mendo Voice
3. Mimecast Quote (1)

- 8.b. Approve the Purchase of a Portable Concrete Mixer from Cart-Away Concrete Systems, Inc in the Amount of \$71,514.32.

Recommended Action: Approve the purchase of a Portable Concrete Mixer from Cart-Away Concrete Systems, Inc in the amount of \$71,514.32.

Attachments:

1. Request for Bid
2. Bid Tab
3. Itemized Quote

- 8.c. Progress Report for HdL Companies Contract for Tax and Fee Administration Services for Transient Occupancy Tax.

Recommended Action: Receive and file.

Attachments:

1. Hinderliter, de Llamas and Associates (HDL) - TOT Audit 2122-218 - Contract - signed

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. Conduct a Public Hearing to Receive Public Comment, Discuss Final Grantee Performance Under State Community Development Block Grant 20-CDBG-CV-2-3-00069, Adopt Resolution to Confirm Program Closeout and Full Reimbursement of Grant Expenses from the California Department of Housing and Community Development; and Approve any Corresponding Budget Amendments Required as Part of the Grant Closeout Process.

Recommended Action: 1) Receive report from Staff on final performance related to State Community Development Block Grant 20-CDBG-CV-2-3-00069; 2) Conduct a public hearing to receive public comment; 3) Adopt a Resolution acknowledging accomplishments, confirming activity completion, and confirming receipt of all grant reimbursement funds from the State; and 4) Approve any corresponding budget amendments required as part of the grant closeout process.

Attachments:

1. Resolutions 2021-03 & 2021-05
2. Standard Agreement 20-CDBG-CV-2-3-00069
3. Draft Resolution Closeout 20-CDBG-2-3-00069

- 12.b. Conduct a Public Hearing to Receive Public Comment; Discuss Final Grantee Performance Under State Community Development Block Grant 20-CDBG-12057; Adopt Resolution to Confirm Project Closeout and Full Reimbursement of Grant Expenses from the California Department of Housing and Community Development; and Approve any Corresponding Budget Amendments Required as Part of the Grant Closeout Process.

Recommended Action: 1) Receive a report from Staff on final performance related to State Community Development Block Grant 20-CDBG-12057; 2) Conduct a public hearing to receive public comment; 3) Adopt a Resolution acknowledging accomplishments, confirming activity completion, and confirming receipt of grant reimbursement funds from the State; and 4) Approve any corresponding budget amendments required as part of the grant closeout process.

Attachments:

1. Resolution 2020-43
2. Standard Agreement 20-CDBG-1257
3. Quarterly Report CED META
4. Draft Resolution Closeout 20-CDBG-12057

13. UNFINISHED BUSINESS

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

Recommended Action: Receive a status report, and approve the continued work on the emergency contract with West Coast Fire & Water for Fire Remediation Work at the Electric Utility Service Center at Hastings.

Attachments:

1. West Coast Fire Water - Hastings Fire Remediation Work - 2223-177

14. NEW BUSINESS

- 14.a. Receive and File First Quarter Financial Report.

Recommended Action: Receive and file report.

Attachments: None

- 14.b. Receive and File Fourth Quarter Financial Report (Preliminary Unaudited Year-End Results).

Recommended Action: Receive and file report.

Attachments: None

- 14.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).

Recommended Action: Receive report(s). The Council will consider modifications to committee and ad hoc assignments along with the creation/elimination ad hoc(s).

Attachments:

1. City Council Special Assignments rev 8-4-23

- 14.d. Consideration of Adoption of Amended Resolution Providing Council Rotation Guidelines; and Annual Appointment of Mayor, Vice Mayor, and Council Reorganization.

Recommended Action: 1) Adopt an amended resolution providing Council rotation guidelines; and 2) Nominate and appoint the positions of Mayor and Vice Mayor, and select seating for the remaining Councilmembers for the year 2024, starting in December.

Alternate action: Take only partial action, and/or continue this item to the December 6, 2023, Council meeting.

Attachments:

1. Council Rotation Guidelines Resolution - Redline and Clean

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)(4))

Initiation of litigation (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 Legal Counsel – Existing Litigation

(Government Code Section 54956.9)

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

15.g. 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.

15.h. Conference with Real Property Negotiators

(Cal. Gov't Code Section 54956.8)

Property: APN Nos: 003-190-11

Negotiator: Sage Sangiacomo, City Manager

Negotiating Parties: Dave Hull

Under Negotiation: Price & Terms of Payment

- 15.i. **Conference with Real Property Negotiators**
(Cal. Gov't Code Section 54956.8)
Property: APN Nos: 184-080-37;184-080-36; 184-090-01; 184-090-07; 184-090-06; 184-100-04
Negotiator: Sage Sangiacomo, City Manager
Negotiating Parties: Henry's Original
Under Negotiation: Price & Terms of Payment
- 15.j. **Public Employee Performance Evaluation**
(Government Code Section 54956
Title: City Manager
- 15.k. **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. Any handouts or presentation materials from the public must be submitted to the clerk 48 hours in advance of the meeting; for handouts, please include 10 copies.

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: 11/9/23