

**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
January 17, 2024
6:00 p.m.**

1. ROLL CALL

Ukiah City Council met at a Regular Meeting on January 17, 2024, having been legally noticed on January 12, 2024. The meeting was held in person and virtually at the following link: <https://us06web.zoom.us/j/97199426600>. Mayor Dueñas called the meeting to order at 6:12 p.m. Roll was taken with the following **Councilmembers Present:** Mari Rodin, Juan V. Orozco, Susan Sher, and Josefina Dueñas. **Councilmember Absent by Prearrangement:** Douglas, F. Crane. **Staff Present:** Sage Sangiacomo, City Manager; David Rapport, City Attorney; and Kristine Lawler, City Clerk.

MAYOR DUEÑAS PRESIDING.

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Councilmember Rodin.

3. AB 2449 NOTIFICATIONS AND CONSIDERATIONS

4. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

a. Receive Presentation Regarding Senate Bill 1383, Short-lived Climate Pollutants (SLCP): Organic Waste Reductions.

Presenters: Tim Eriksen, Public Works Director and Mayra Benitez, Engineering Program Analyst.

Public Comment: Eileen Mitro, Haerah Baird, Ferdinan Thieriot, and Jennifer Lutge,

Presentation was received.

b. Receive Presentation from C&S Waste Solutions Regarding their Education and Outreach Program and Other Services.

Presenters: Tim Eriksen, Public Works Director and Michelle Goodman, C&S Waste Solutions.

PowerPoint 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 December 6, 2023, Regular Meeting.

Motion/Second: Sher/Orozco to approve Minutes of December 6, 2023, a regular meeting, as submitted. Motion **carried** by the following roll call votes: AYES: Rodin, Orozco, Sher, and Dueñas. NOES: None. ABSENT: Crane. ABSTAIN: None.

7. RIGHT TO APPEAL DECISION

8. CONSENT CALENDAR

- a. Report of Disbursements for the Month of September 2023 - *Finance*.
- b. Report of Disbursements for the Month of October 2023 - *Finance*.
- c. Adoption of Resolution (2024-01) Approving the City of Ukiah's Qualified Contractors List for 2024 – *City Clerk*.
- d. Consider Approving a Contract (COU No. 2324-143) with Independent Investigations for Public Safety Internal Investigations - *Police*.
- e. Approval of a Budget Amendment in the Amount of \$53,465.75 for Soil Sampling Services Related to the Recycled Water Project – *Public Works*.
- f. Approval of a Budget Amendment in the Amount of \$3,313,791 for Additional Construction Services from Ghilotti Construction Inc Related to the Recycled Water Project Phase 4 – *Public Works*.
- g. Delegate City Manager Authority to Negotiate and Execute an Agreement (COU No. 2324-144) for Engineering, and Design and Construction Services with the California Land Stewardship Institute (CLSI) – *Water Resources*.
- h. Approval of Contract Amendment (COU No. 1516-143-A7) with Ukiah Waste Solutions for Biosolids Removal at the Wastewater Treatment Plant – *Public Works*.
- i. Approval of Contract (COU No. 2324-145) with iWorq Systems Software for a Three-Year Software Agreement in the Amount of \$62,250 for the Purpose of Public Works Asset, Utility Management and Citizen Engagement – *Public Works*.

Presenter: Sean White, Water Resources Director addressed questions on Item 8g.

Council Consensus to direct Staff to schedule a water workshop.

Public Comment: Erin Reye regarding agenda item 8d.

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

9. AUDIENCE COMMENTS ON NON-AGENDA ITEMS

Public Comment: Tracy Thieriot – crime issues; Todd Schapmire Sr. – homelessness; Gregory Hubbs – lack of enforcement regarding illegal sales of oranges; Ferdinand Thieriot – crime issues; (unidentified woman) – crime issues; Kerry McMullen – crime issues; John McCowen – police leadership and crime concerns; (Todd Schapmire Sr. made additional comments from the chamber).

RECESS: 7:57 – 8:10 P.M.

10. COUNCIL REPORTS

Presenters: Councilmembers Sher and Orozco, and Mayor Dueñas.

11. CITY MANAGER/CITY CLERK REPORTS

Presenters: Sage Sangiacomo, City Manager; and

- **Primer on Midyear Review; Sales Tax and Budget Update** – Dan Buffalo, Finance Director.
- **Construction Update** – Tim Eriksen, Public Works Director/City Engineer.
- **FEMA Flood Map Revision Update** – Tim Eriksen, Public Works Director/City Engineer.
- **Palace Hotel Update** – Shannon Riley, Deputy City Manager.

12. PUBLIC HEARINGS (6:15 PM)

13. UNFINISHED BUSINESS

a. Consider Adoption of a Resolution Authorizing the Exception of the 180-Day Waiting Period, and Authorizing the City's Retired Communications/Records Manager to Work on a Temporary Basis as an Extra Help Employee in Accordance with Government Code Sections 7522.56 and 21224.

Presenter: Cedric Crook, Police Chief.

Motion/Second: Rodin/Sher to adopt a resolution (2024-02) authorizing the exception to the 180-day waiting period, and authorizing the City's retired Communications/Records Manager to work on a temporary basis as extra help employee in accordance with Government Code Sections 7522.56 and 21224. Motion **carried** by the following roll call votes: AYES: Rodin, Orozco, Sher, and Dueñas. NOES: None. ABSENT: Crane. ABSTAIN: None.

b. Consider Adoption of Resolution Adopting a 2024 Advocacy Platform to Serve as Guidelines for Local, State, and Federal Legislative Matters.

Presenter: Shannon Riley, Deputy City Manager.

Motion/Second: Rodin/Orozco to adopt resolution (2024-03) adopting a 2024 Advocacy Platform [to serve as guidelines for local, state, and federal legislative, administrative, regulatory and court matters] with the edits as discussed:

- **Section B. Utilities/Local Water Use Control** – insert "...and conservation" after the word 'recycling'
- **Section D. Transportation and Streets/Transportation Infrastructure** – place '...and implementation of complete streets' at the end of the sentence.

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

14. NEW BUSINESS

a. New Year Review, Discussion, and Appointments Regarding 2024 Council Assignments; and Consideration of Disbandment and Modification to City Council Committees and Ad Hoc/Standing Committees.

Presenters: City Manager Sangiacomo and Mayor Dueñas.

Councilmember Sher to fill vacant spot for Alternate on NCPA.

Motion/Second: Rodin/Orozco to adopt the 2024 City Council Special Assignment list with Councilmember Sher to fill the vacant spot for the Alternate position on the Northern California Power Agency (NCPA) Commission, and an administrative correction to make Mayor Dueñas the primary member on the Disaster Council; approval of the disbandment of the *City/District Review of 2019/22 Proposed Fire Code Ad Hoc*; and direct the Clerk to finalize and attach the list to the January 17, 2024, minutes. Motion **carried** by the following roll call votes: AYES: Rodin, Orozco, Sher, and Dueñas. NOES: None. ABSENT: Crane. ABSTAIN: None.

b. Discussion and Possible Introduction by Title Only of an Ordinance Amending Section 62 of Division 1, Chapter 2, Article 2 of the Ukiah City Code, Pertaining to Compensation of the Mayor and City Councilmembers.

Presenters: Kristine Lawler, City Clerk; Darcy Vaughn, Assistant City Attorney.

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

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

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UKIAH AMENDING SECTION 62 OF THE UKIAH CITY CODE, PERTAINING TO COMPENSATION OF MAYOR AND CITY COUNCILMEMBERS

Motion/Second: Rodin/Orozco to introduce the ordinance amending Section 62 of the Ukiah City Code, pertaining to compensation of the Mayor and City Council members; amending the compensation amount to \$850 per month, to become effective after the next General Municipal Election; and direct Staff to bring back an annual review. Motion **carried** by the following roll call votes: AYES: Rodin, Orozco, Sher, and Dueñas. NOES: None. ABSENT: Crane. ABSTAIN: None.

THE CITY COUNCIL ADJOURNED TO CLOSED SESSION AT 9:30 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 – Anticipated Litigation

(Government Code Section 54956.9(d)(4))

Initiation of litigation (1 case)

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

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. SCUUK-CVPT-2018-70200

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. SCUUK-CVPT-20-74612

- 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
- 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.
- h. **(Government Code Section 54956.9)**
(Cal. Gov't Code Section 54956.9(d)(1))
Name of case: Arturo Flores Valdes et al., (Fed. Dist. Ct., N.D. Cal.) 22-CV-03125 RMI
- i. **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
- j. **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
Price & Terms of Payment
- k. **Conference with Labor Negotiator (54957.6)**
Agency Representative: Sage Sangiacomo, City Manager
Employee Organizations: All Bargaining Units

Closed Session was held during the Special Meeting at 5:00 p.m., where action was taken for Agenda Item 15c.

16. ADJOURNMENT

There being no further business, the meeting adjourned at 9:30 p.m.



Kristine Lawler, CMC/CPMC

