



**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.

February 21, 2024 - 6:00 PM

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1. **ROLL CALL**
 2. **PLEDGE OF ALLEGIANCE**
 3. **AB 2449 NOTIFICATIONS AND CONSIDERATIONS**
 4. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**
 - 4.a. Proclamation of the Ukiah City Council Recognizing March as Women's History Month.
Recommended Action: Issue a Proclamation of the Ukiah City Council recognizing March as Women's History Month.
Attachments:
 1. Proclamation
 2. Flyer - Womens History Gala Celebration
 - 4.b. 2023/2024 Ukiah On Ice Presentation.
Recommended Action: Receive Report
Attachments:
 1. Attachment 1 - Ukiah On Ice sponsors
 5. **PETITIONS AND COMMUNICATIONS**
 6. **APPROVAL OF MINUTES**

- 6.a. Approval of the Minutes for the February 7, 2024, Special Meeting.
Recommended Action: Approve the Minutes for the February 7, 2024, Special Meeting.

Attachments:

1. 2024-02-07 Draft Minutes - Special Meeting

- 6.b. Approval of the Minutes for the February 7, 2024, Regular Meeting.
Recommended Action: Approve the Minutes for the February 7, 2024, Regular Meeting.

Attachments:

1. 2024-02-07 Draft Minutes - Regular 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. Report of Disbursements for the Month of November 2023.
Recommended Action: Approve the report of disbursements for the month of November 2023.

Attachments:

1. November 2023 Summary of Disbursements
2. Account Codes for Reference
3. Object Codes for Reference
4. November 2023 Disbursement Detail

- 8.b. Consideration of the Approval of a Change Order in the Amount of \$13,567.14 for the Yardney Filters Replacement Project from Durham Pump & Irrigation at the Wastewater Treatment Plant.

Recommended Action: Approve a change order in the amount of \$13,567.14 for the Yardney Filters Replacement Project from Durham Pump & Irrigation.

Attachments:

1. Staff Report from June 7, 2023
2. Durham Pump & Irrigation Sales Order

- 8.c. Possible Adoption of Ordinance Imposing Possible Civil Penalties for Failure to Abate Public Nuisances on Residential Property.

Recommended Action: Adopt the Ordinance Imposing Possible Civil Penalties for Failure to Abate Public Nuisances on Residential Property.

Attachments:

1. Residential Public Nuisance Civil Penalties Ordinance

- 8.d. Possible Adoption of an Ordinance Amending Division 9, Chapter 1 of the Ukiah City Code Article 17.1 (Lot Line Adjustments) and Article 17.2 (Parcel Mergers).

Recommended Action: Adopt an ordinance amending Division 9, Chapter 1 of the Ukiah City Code Article 17.1 (Lot Line Adjustments) and Article 17.2 (Parcel Mergers).

Attachments:

1. Lot Line Adjustment & Merger - Redlined Regulations
2. Lot Line Adjustment & Merger - Ordinance

- 8.e. Possible Adoption of Resolution Authorizing the Submittal of an Application to the California Department of Housing and Community Development for Funding under Round 2 of the

Prohousing Incentive Pilot Program; and if Selected, Authorize the City Manager to Execute a Standard Agreement, Any Amendments Thereto, and of Any Related Documents Necessary to Participate in the Prohousing Incentive Pilot Program, as well as Authorization of the Corresponding Budget Amendments.

Recommended Action: Adopt resolution authorizing submittal of an application from the City of Ukiah to HCD for \$530,000 in funding under Round 2 of the Prohousing Incentive Pilot Program; and if the City is selected for award, authorize the City Manager to execute the standard agreement, any amendments thereto, and any related documents necessary; and authorize any corresponding budget amendments.

Attachments:

1. pip-nofa-2-guidelines
2. pip-nofa-2-app
3. PIP - Proposed Resolution
4. 2017_Housing_Strategy

- 8.f. Consideration of an Amendment to Contract for Medical Control Oversight with Dr. Brandon Begley, Increasing the Annual Compensation to \$52,000.00 for the Third Year of the Contract.

Recommended Action: Approve amendment to contract for Medical Control Oversight with Dr. Brandon Begley, increasing the annual compensation to \$52,000.00 for the third year of the contract.

Attachments:

1. ASR - Item 7e 3-17-21
2. Contract 2021-181
3. Amendment 1 - Draft

- 8.g. Authorize City Manager or Designee to Accept Chapter 11 Bankruptcy Plan for Claims Related to Opioid Settlement Funds Allocated to the City of Ukiah.

Recommended Action: Authorize the City Manager or designee to accept Chapter 11 Bankruptcy Plan as holder of Local Government Opioid Claim against Endo International, a defendant in the National Opioid Settlement.

Attachments:

1. Official Committee of Opioid Claimants Letter

- 8.h. Notification to City Council of Purchase of Equipment from Stryker Corp. in the Amount of \$83,293.42 for the Ukiah Valley Fire Authority.

Recommended Action: Receive notification of equipment purchase from Styker Corporation.

Attachments:

1. 00048529
2. Q10842885 for PO 48529
3. 00048530
4. Q10842897 for PO 48530

- 8.i. Approval of Notice of Completion of the Grace Hudson Museum Roof Replacement Project, Specification 23-05.

Recommended Action: Approve the Notice of Completion of the Grace Hudson Museum Roof Replacement Project, Specification 23-05.

Attachments:

1. Awarding ASR
2. Spec 23-05 - Grace Hudson Museum Roof Replacement Negotiated Contract
3. San Francisco Roofing Bid
4. Change Order 1 - Spec 23-05 - fully executed (1)
5. Notice of Completion

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. Consideration and Possible Adoption of a Resolution Amending the Fee Schedule for the Planning and Building Divisions of the Community Development Department.

Recommended Action: Adopt Resolution amending the Fee Schedule for the Planning and Building Divisions of the Community Development Department.

Attachments:

1. 2023 Fee Comparisons with other Jurisdictions
2. Cost of Services Analysis Planning Building 2024
3. Planning-Services-Fees-2023_Final
4. 2024 Resolution Planning and Building Fees

13. UNFINISHED BUSINESS

- 13.a. Possible Approval of Joint Exercise of Powers Agreement for the Ukiah Valley Water Authority and if Approved Appoint Two Representatives to the Ukiah Valley Water Authority.

Recommended Action: Approve the Joint Exercise of Powers Agreement for the Ukiah Valley Water Authority and authorize the City Manager to execute the agreement on behalf of the City, and to make any modifications that do not make material, substantive changes to the agreement, including approval of Exhibits A-C thereto, and if approved appoint two representatives to the Ukiah Valley Water Authority.

Attachments:

1. UVWA.JPA.Final 02142024

- 13.b. Possible Adoption of Resolution Making Findings of Fact Regarding the Need for Additions and Amendments to the California Fire Code, Including the National Fire Protection Association (NFPA) 1 Chapter 38 Due to Local Conditions; and Consideration and Possible Introduction of an Ordinance by Title Only to Adopt the Amended 2022 California Fire Code.

Recommended Action: Adopt resolution making Findings of Fact regarding the need for additions and amendments to the California Fire Code, including the National Fire Protection Association (NFPA) 1 Chapter 38 due to local conditions; and introduce an Ordinance by title only to adopt the amended 2022 California Fire Code.

Attachments:

1. 13a Proposed Resolution
2. Proposed 2022 Fire Code Ordinance - Redline
3. Proposed 2022 Fire Code Ordinance - Clean

- 13.c. Annual Report on Climate Initiatives.

Recommended Action: Receive the report on Climate Initiatives.

Attachments:

1. CC Reso 2022-44 - Endorsing Climate Emergency Action
2. Climate Emergency Action_2023 action items

14. NEW BUSINESS

- 14.a. Discuss and Provide Direction for the Establishment of an Oversight Committee, with Possible Appointments, to Review Measure P Expenditures for Fiscal Years 2021 and 2022 per Resolution 2014-28 as well as Fiscal Years 2023 and 2024.
Recommended Action: Approve the establishment of an Oversight Committee to review Measure P expenditures for the fiscal years 2021 and 2022, as well as 2023 and 2024; and appoint Max Brazill representing the Ukiah Police Department; Tony Selvitella representing the Ukiah Valley Fire Authority; and three community members as persons representing members at large to the Measure P Oversight Committee.
Attachments:
1. Resolution 2014-28
- 14.b. Review and Update, if Warranted, the Ukiah City Council Strategic Plan.
Recommended Action: Review the Ukiah City Council Strategic Plan and provide direction as may be warranted to update the document.
Attachments:
1. Draft City Council Strategic Plan 24
- 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); and Committee Appointments to serve on the Community Health Needs Assessment (CHNA) Steering Committee with Adventist Health.
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. 2024 City Council Special Assignments and Ad Hocs

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 (2 cases)
- 15.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
- 15.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
- 15.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
- 15.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.

- 15.g. **Conference with Legal Counsel – Existing Litigation**
(Government Code Section 54956.9(1)(d))
Name of case: Plaintiff v. City of Ukiah et al., Mendocino County Superior Court Case No. 22CV01113
- 15.h. **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.i. **Conference with Real Property Negotiators**
(Cal. Gov't Code Section 54956.8)
Property: APN Nos: 180-110-07
Negotiator: Shannon Riley, Deputy City Manager
Negotiating Parties: GMB Realty Partners, Inc.
Under Negotiation: Price & Terms of Payment
- 15.j. **Public Employee Appointment**
(Government Code Section 54957)
Title: (City Appointment to City Civil Service Commission)
- 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/CPMC
Dated: 2/15/24