

**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
February 7, 2024
6:00 p.m.**

1. ROLL CALL

Ukiah City Council met at a Regular Meeting on February 7, 2024, having been legally noticed on February 2, 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 6:01 p.m. Roll was taken with the following **Councilmembers Present:** Mari Rodin, Juan V. Orozco, Susan Sher, Douglas, F. Crane, and Josefina Dueñas. **Staff Present:** Shannon Riley, Deputy 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 Sher.

3. AB 2449 NOTIFICATIONS AND CONSIDERATIONS

4. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

a. Receive Presentation of Exceptional Employee Recognition Awards.

Presenters: Shannon Riley, Deputy City Manager; Cedric Crook, Police Chief; Neil Davis, Community Services Director; Craig Schlatter, Community Development Director; and Mayor Dueñas.

Officer Daniel Parker, Ukiah PD: On 12/21/23, Ukiah PD received a "be-on-the-lookout" (BOLO) from Pacifica PD regarding a murder suspect, including details from the FLOCK camera system, having spotted the vehicle in Blue Lakes. Officer Parker, hearing the alert on the Sheriff's channel and knowing that time was of the essence, took immediate action on Hwy. 101, spotting a matching vehicle two cars behind him. He informed Dispatch, confirmed the suspect's identity, and, with CHP's assistance, executed a traffic stop near Perkins Street exit. Officer Parker's commendable initiative and keen observation skills contributed to the successful interception. Throughout the incident, he maintained composure, communicated effectively, and directed traffic. Post-incident evaluation highlighted Officer Parker's tactical prowess, exemplifying the Department's values of Safety, Professionalism, and Community Service.

Alyssa Boge, Museum Curator of Education and Exhibits, Grace Hudson Museum: Alyssa joined the Museum in 2020 and worked with reduced staffing all through the pandemic. As we emerged from the pandemic, Alyssa was quick to take on additional work helping the Recreation and Parks teams set up and open a new Interpretive Center at Observatory Park. With the support of Museum Director David Burton, Alyssa interviewed local subject matter experts and did online research to develop the material that would be presented at the Interpretive Center. She then developed an exhibit and curricula for the

Center. With the plan in place, she then solicited help from Parks, Recreation, and Facilities team members to clean and prepare the site, create exhibits, and coordinate the grand opening of the Center. Following the Grand Opening, Alyssa immediately set about developing a volunteer docent program to allow for public access to the Center.

Isabelle Grieve, Community Development Technician II, Community Development Department: Isabelle joined the City approximately two years ago as a "counter tech." Isabelle's friendly and courteous demeanor and knowledgeable and accurate permitting guidance quickly earned her appreciation among the builder community. Through sustained commitment to this level of service, she single-handedly achieved the goal of outstanding customer service. Examples of this commitment are Isabelle's issuing of an ADU building permit in one business day and the issuance of a building permit for Acorn Valley Apartments in two months. Both of these are processing records that qualified the City to earn its ProHousing Designation. Isabelle has become indispensable to the Community Development Department and the glue that holds the team together. Recently, Isabelle completed the renewal of 350 business licenses in one week. She frequently cheers on fellow team members through thoughtful and creative gifts, the funny skeletons around the office, and her positive, proactive, solution-oriented, and helpful attitude.

b. Proclamation Recognizing February as Black History Month in the City of Ukiah.

Presenter: Councilmember Orozco.

Proclamation was received by Troyle Tognoli, Diversity and Equity Committee Member

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 January 17, 2024, Special Meeting.

b. Approval of the Minutes for the January 17, 2024, Regular Meeting.

Motion/Second: Rodin/Sher to approve the Special and Regular Meeting Minutes of January 17, 2024, as submitted. Motion **carried** by the following roll call votes: AYES: Rodin, Orozco, Sher, Crane, and Dueñas. NOES: None. ABSENT: None. ABSTAIN: None.

7. RIGHT TO APPEAL DECISION

8. CONSENT CALENDAR

- a. Possible Approval of the 2024 Public Spaces Commission Community Outreach Plan and Schedule – *Community Services*.
- b. Possible Adoption of a Resolution (2023-42-Amended) to Rescind and Replace Resolution 2023-42, Approving an Application to LAFCo for Western Hills Property, to Incorporate Exhibits A & B - *Administration*.
- c. Consideration of Approval of the Renewal of ESRI Geographical Information System (GIS) Software Licensing Agreement (2324-155) for a Term of Three Years in the Amount of \$85,200.00 – *Public Works*.
- d. ~~Consideration of an Award for a Three Year Contract (2324-156) for Electric Utility Line Tree Trimming throughout the City of Ukiah's Electric Utility System to Sierra Tree Company, Inc. – Electric Utility - Pulled by Councilmember Sher and placed as Agenda Item 14e.~~

- e. Consideration of Approval for a Partial Release of Retention for Specification No. 21-06 - Runway 15-33 Pavement Rehabilitation Phase 2, to Royal Electric - Airport.

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

Council Consensus to hear agenda item 14e out of order.

14. NEW BUSINESS

- e. **Consideration of an Award for a Three-Year Contract for Electric Utility Line Tree Trimming throughout the City of Ukiah's Electric Utility System to Sierra Tree Company, Inc. – from Consent Calendar Agenda Item 8d.**

Presenters: Mary Horger, Financial Services Manager and Sonu Upadhyay, Senior Power Engineer.

Public Comment: K. C. Johnson.

Motion/Second: Rodin/Crane to award a three-year contract (2324-156) for Electric Utility line tree trimming throughout the City of Ukiah's Electric Utility system to Sierra Tree Company, Inc. Motion **carried** by the following roll call votes: AYES: Rodin, Orozco, Sher, Crane, and Dueñas. NOES: None. ABSENT: None. ABSTAIN: None.

9. AUDIENCE COMMENTS ON NON-AGENDA ITEMS

Public Comment: Catherine Anello – abandoned needles found on property.

10. COUNCIL REPORTS

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

11. CITY MANAGER/CITY CLERK REPORTS

Presenters: Shannon Riley, Deputy City Manager; and

- **Report on Grasshopper Bike Event** – Neil Davis, Community Services Director.
- **Construction Update** – Tim Eriksen, Public Works Director/City Engineer.
- **Palace Hotel Update** – Shannon Riley, Deputy City Manager.
- **2024 Winter Storm Response and Status** – Traci Boyl, Senior Management Analyst.

Public Comment: Dennis Crean.

12. PUBLIC HEARINGS (6:15 PM)

- a. **Conduct a Public Hearing to Solicit Public Comment Regarding the Intent to Apply for United States Department of Agriculture (USDA) Funding in the Amount of \$220,000 for the Purchase of a New Wheel Loader.**

Presenters: Tim Eriksen, Public Works Director/City Engineer and Andrea Trincado, Grants Manager.

PUBLIC HEARING OPENED AT 7:40 P.M.

Public Comment: Xochilt De Morales Martinez.

PUBLIC HEARING CLOSED AT 7:40 P.M.

Motion/Second: Crane/Rodin to authorize Staff to submit the application to the USDA Community Facilities Disaster Repair Program Calendar Year 2022 grant funding to purchase a new wheel loader. Motion **carried** by the following roll call votes: AYES: Rodin, Orozco, Sher, Crane, and Dueñas. NOES: None. ABSENT: None. ABSTAIN: None.

13. UNFINISHED BUSINESS

a. Review and Possible Adoption of the Western Hills Watershed Protection Area Management Plan.

Presenter: Neil Davis, Community Services Director.

Public Comment: Xochilt De Morales Martinez.

Motion/Second: Rodin/Sher to adopt the Western Hills Watershed Protection Area Management Plan. Motion **carried** by the following roll call votes: AYES: Rodin, Orozco, Sher, Crane, and Dueñas. NOES: None. ABSENT: None. ABSTAIN: None.

b. Possible Adoption 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 and Darcy Vaughn, Assistant City Attorney.

Motion/Second: Crane/Sher to adopt the Ordinance amending Section 62 of the Ukiah City Code, pertaining to compensation of the Mayor and City Council members. Motion **carried** by the following roll call votes: AYES: Rodin, Orozco, Sher, Crane, and Dueñas. NOES: None. ABSENT: None. ABSTAIN: None.

ORDINANCE NO. 1235

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

14. NEW BUSINESS – continued

a. Discussion and Possible Introduction by Title Only 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).

Presenter: Jesse Davis, Chief Planning Manager.

Motion/Second: Rodin/Orozco to find the ordinance categorically exempt pursuant to Section 15061 (b)(3) of the CEQA Guidelines. Motion **carried** by the following roll call votes: AYES: Rodin, Orozco, Sher, Crane, and Dueñas. NOES: None. ABSENT: None. ABSTAIN: None.

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

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

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UKIAH AMENDING DIVISION 9, CHAPTER 1 OF UKIAH CITY CODE ARTICLE 17.1 (LOT LINE ADJUSTMENTS) AND ARTICLE 17.2 (PARCEL MERGERS) TO ENHANCE APPLICATION PROCESSES AND REVIEW

Motion/Second: Rodin/Orozco to introduce the ordinance amending Division 9, Chapter 1 of the Ukiah City Code Article 17.1 (Lot Line Adjustments) and Article 17.2 (Parcel Mergers). Motion **carried** by the following roll call votes: AYES: Rodin, Orozco, Sher, Crane, and Dueñas. NOES: None. ABSENT: None. ABSTAIN: None.

Council Direction to fix typos Ordinance before finalizing.

RECESS: 8:17 – 8:24 P.M.

b. Possible Introduction by Title Only of Ordinance Imposing Possible Civil Penalties for Failure to Abate Public Nuisances on Residential Property.

Presenters: Darcy Vaughn, Assistant City Attorney and Sean Connell, Code Enforcement Inspector.

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

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 AMENDING CHAPTER 12 OF DIVISION 3 OF THE UKIAH CITY CODE IMPOSING POSSIBLE CIVIL PENALTIES FOR FAILURE TO ABATE PUBLIC NUISANCES ON RESIDENTIAL PROPERTY.

Motion/Second: Rodin/Orozco to introduce the ordinance imposing possible civil penalties for failure to abate public nuisances on Residential Property. Motion **carried** by the following roll call votes: AYES: Rodin, Orozco, Sher, Crane, and Dueñas. 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.

d. Receive Presentation, Discuss, and Possibly Provide Direction to Staff Regarding the Proliferation, Impact, and Regulation of Off-Site Advertisements within the Unincorporated Territory of the Ukiah Valley.

Presenter: Jesse Davis, Chief Planning Manager.

Council Consensus to direct Staff to work informally with county staff and draft a letter that would go to county staff and be copied to the Board of Supervisors.

THE CITY COUNCIL ADJOURNED TO CLOSED SESSION AT 9:14 P.M.

15. CLOSED SESSION

a. Conference with Legal Counsel – Anticipated Litigation
(Government Code Section 54956.9(d)(2))

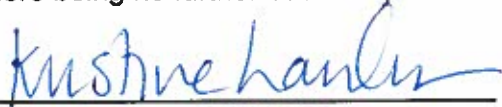
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: (1 case)

- b. **Conference with Legal Counsel – Anticipated Litigation**
(Government Code Section 54956.9(d)(4)) Initiation of litigation (2 cases)
- 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 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
- h. **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
- 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 10:18 p.m.



Kristine Lawler, CMC/CPMC