**CITY OF UKIAH**
**CITY COUNCIL MINUTES**
**Regular Meeting**
**CIVIC CENTER COUNCIL CHAMBERS**
**300 Seminary Avenue**
**Ukiah, CA 95482**
**January 18, 2017**
**6:00 p.m.**

---

## 1. ROLL CALL

## 2. PLEDGE OF ALLEGIANCE

Ukiah City Council met at a Regular Meeting on January 18, 2017, having been legally noticed on January 13, 2017. Mayor Brown called the meeting to order at 6:03 p.m. Roll was taken with the following **Councilmembers Present:** Stephen G. Scalmanini (arriving at 6:18), Maureen Mulheren, Kevin Doble, and Jim O. Brown. **Councilmember Absent by Prearrangement:** Douglas F. Crane **Staff Present:** Sage Sangiacomo, City Manager; David Rapport, City Attorney; and Kristine Lawler, City Clerk.

*MAYOR BROWN PRESIDING.*

## 3. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

**a. Receive Presentation Regarding Ukiah on Ice, the Outdoor Holiday Ice Rink, and Present Event Sponsors with Certificates of Appreciation** – *Administration.*

**Presenters:** Shannon Riley, Senior Management Analyst and Kerry Randall, Facilities Administrator.

Presentation was received.

*RECESS 6:20 – 6:22 P.M. to address technical issues.*

**b. Receive Presentation on the Blue Zones Project Community Development Process and Determine if the City of Ukiah Would Like to Engage in Researching the Steps Needed to Begin an Application Process** – *Community Services.*

**Presenters:** Shannon Riley, Senior Management Analyst and Maya Simerson, Project Administrator, and Tiffany Gibson, Ukiah Valley Medical Center Wellness Director.

**Council Consensus** to support exploring the project further, with Councilmember Mulheren working with staff and the Ukiah Valley Medical Center in that process.

Presentation was received.

**c. Receive Report for January 9-10, 2017, Winter Storm** – *Community Services.*

**Presenter:** Tami Bartolomei, Community Services Administrator.

Presentation was received.

**d. Status Report, Discussion and Possible Action Regarding the Ukiah Valley Sanitation District's Litigation Against the City of Ukiah Related to the Operation of the Sanitary Sewer System** – *Administration.*

**Presenter:** Sage Sangiacomo, City Manager and Sean White, Water and Sewer Director.

**Public Comment:** Don Crawford.

Presentation was received.

## 4. PETITIONS AND COMMUNICATIONS

## 5. APPROVAL OF MINUTES

**a. Minutes of January 4, 2017, a Regular Meeting.**

**Motion/Second:** Doble/Mulheren to approve Minutes of January 4, 2017, a Regular Meeting as submitted. Motion **carried** by the following roll call votes: AYES: Scalmanini, Mulheren, Doble, and Brown. NOES: None. ABSENT: Crane. ABSTAIN: None.

## 6. RIGHT TO APPEAL DECISION

## 7. CONSENT CALENDAR

a. Report of Disbursements for the Month of December - *Finance.*

b. Report of Contract *(COU No. 1617-157)* with Jones & Mayer in the Amount of $10,355.80, and Approval of Additional Expenditures as Needed Against the Contract – *Police.*

c. Authorize City Manager to Execute Design Services Agreement *(COU No. 1617-158)* with Mead & Hunt, Inc. for Runway 15-33 Pavement Rehabilitation and Taxiway Realignment Design in the Amount of $189,993 - *Airport.*

d. Authorize the Mayor to Sign Letters of Support for California Senate Bill 1 (Beall) and Assembly Bill 1 (Frazier) Regarding Transportation Funding – *City Clerk.*

e. Authorize City Manager to Execute an Engineering Services Agreement *(COU No. 1617-159)* with Mead & Hunt, Inc. to Complete Airport Pavement Management Program (APMP) Study with Pavement Classification Number (PCN Calculation) in the Amount of $48,418 - *Airport.*

f. Adoption of Resolution *(2017-06)* Authorizing the City of Ukiah Council to Submit an Application to the California State Department of Housing and Community Development for Funding Under the Home Investment Partnerships Program; and if Selected, to Execute a Standard Agreement, Any Amendments Thereto, and Any Related Documents Necessary to Participate in the Home Investment Partnerships Program; Approval of Corresponding Budget Amendments if Awarded the Grant - *Administration.*

g. Consider Approval of a Revised Mendocino County Youth Project (MCYP) Joint Powers Agreement *(COU No. 1617-160)* and Authorize the City Manager to Negotiate and Execute the Joint Powers Agreement if Appropriate - *Administration.*

h. Award the Purchase of Two Police Vehicles: One (1) Ford Utility Police Interceptor from Ukiah Ford in the Amount of $40,199.61 *(PO 44594)*, and One (1) Dodge Charger Pursuit Vehicle from Elk Grove Auto Group *(PO 44595)* in the Amount of $30,989.86 - *Police.*

i. Adoption of Resolution *(2017-07)* Authorizing the City Manager to Act as the Authorized Representative for a State Water Resources Control Board Grant in Coordination with the Russian River Watershed Association – *Public Works.*

**Motion/Second:** Scalmanini/Doble to approve Consent Calendar Items 7a-i, with amended resolution for item 7f. Motion **carried** by the following roll call votes: AYES: Scalmanini, Mulheren, Doble, and Brown. NOES: None. ABSENT: Crane. ABSTAIN: None.

## 8. AUDIENCE COMMENTS ON NON-AGENDA ITEMS

## 9. COUNCIL REPORTS

**Presenters:** Councilmembers Mulheren and Scalmanini.

## 10. CITY MANAGER/CITY CLERK REPORTS

**Presenters:** Sage Sangiacomo, City Manager and Kristine Lawler, City Clerk.

photo next meeting

## 11. PUBLIC HEARINGS (6:15 PM)

**a. Discussion and Consideration of the Proposed Marijuana Dispensary Ordinance and Negative Declaration; and if Appropriate, Consider Introduction of Ordinance by Title Only** – *Planning and Community Development.*

**Presenters:** Kevin Thompson, Interim Planning Director and Darcy Vaughn, Assistant City Attorney.

**Public Comment:** Aeolian Vincent de Paul, Chris Watt (speaking as a citizen), and Steely.

**Motion/Second:** Doble/Mulheren to adopt the Negative Declaration. Motion **carried** by the following roll call votes: AYES: Scalmanini, Mulheren, Doble, and Brown. NOES: None. ABSENT: Crane. ABSTAIN: None.

**Motion/Second:** Doble/Mulheren to introduce the Ordinance by title only. Motion **carried** by the following roll call votes: AYES: Scalmanini, Mulheren, Doble, and Brown. NOES: None. ABSENT: Crane. ABSTAIN: None.

City Clerk, Kristine Lawler, read the title of the Ordinance into the record.

**Motion/Second:** Doble/Mulheren to introduce of the Ordinance amending Chapter 8 in Division 6; Table 3 in Section 9223.1 of Article 18, Chapter 2 in Division 9; and Section 9254 in Article 19, Chapter 2 in Division 9 of the Ukiah City Code, Entitled "Medical Marijuana Dispensaries". Motion **carried** by the following roll call votes: AYES: Scalmanini, Mulheren, Doble, and Brown. NOES: None. ABSENT: Crane. ABSTAIN: None.

*RECESS 7:52 – 8:01 P.M.*

## 12. UNFINISHED BUSINESS

**a. Consideration of Funding to the Economic Development Financing Corporation (EDFC) for Fiscal Year 2016-17** – *Administration.*

**Presenter:** Shannon Riley, Senior Management Analyst.

**Public Comment:** John Kuhry, Executive Director of the Economic Development.

**Motion/Second:** Doble/Scalmanini to authorize Staff to develop a mutually agreeable service contract *(COU No. 1617-161)* between EDFC and the City of Ukiah, to disburse funds in the amount of $11,982.75 based on the formula of 75 cents per capita, and bring back the service contract for Council to review. Motion **carried** by the following roll call votes: AYES: Scalmanini, Mulheren, Doble, and Brown. NOES: None. ABSENT: Crane. ABSTAIN: None.

**b. Adoption of Resolution of the City Council of the City of Ukiah Authorizing Appropriating Funds for the General Fund and Other Funds in the Fiscal Year 2016-2017 Operating and Capital Budget Including the Wastewater Enterprise and Recycled Water Project Budgets** – *Finance.*

**Presenter:** Daniel Buffalo, Finance Director.

**Motion/Second:** Scalmanini/Doble to adopt the resolution *(2017-08)* amending the City's 2016-17 budget and appropriating funds for the wastewater enterprise and recycled water project activities. Motion **carried** by the following roll call votes: AYES: Scalmanini, Mulheren, Doble, and Brown. NOES: None. ABSENT: Crane. ABSTAIN: None.

## 13. NEW BUSINESS

**a. Adoption of a Resolution of the City Council of the City of Ukiah Authorizing the Submission of the Application to the California Infrastructure and Economic Development Bank for Financing of Redwood Business Park Infrastructure Improvements, Declaration of Official Intent to Reimburse Certain Expenditures from Proceeds of Obligation, and Approving Other Matters in Connection Therewith** – *Administration.*

**Presenter:** Shannon Riley, Senior Management Analyst.

**Motion/Second:** Mulheren/Doble to adopt a resolution *(2017-09)* of the City Council of the City of Ukiah authorizing the submission of the application to the California Infrastructure and Economic Development Bank for financing of Redwood Business Park Infrastructure Improvements, declaration of official intent to reimburse certain expenditures from proceeds of obligation, and approving certain other matters in connection therewith. Motion **carried** by the following roll call votes: AYES: Scalmanini, Mulheren, Doble, and Brown. NOES: None. ABSENT: Crane. ABSTAIN: None.

**b. Authorize the City Manager to Negotiate and Execute the Third Amendment (Related to Fire Chief Services) to the Interim Agreement for Fire Protection and Emergency Medical Services Between Ukiah Valley Fire Protection District and The City of Ukiah** – *Administration.*

**Presenter:** Sage Sangiacomo, City Manager and Kirk Thomsen, Interim Fire Chief.

**Motion/Second:** Mulheren/Scalmanini to authorize the City Manager to negotiate and execute the third amendment (related to fire chief services) to the Interim Agreement *(COU No. 1314-198-A3)* for Fire Protection and Emergency Medical Services between Ukiah Valley Fire Protection District and the City of Ukiah. Motion **carried** by the following roll call votes: AYES: Scalmanini, Mulheren, Doble, and Brown. NOES: None. ABSENT: Crane. ABSTAIN: None.

**c. Consideration and Selection of Nominations to the City Selection Committee for Possible Appointments to Vacancies on the North Coast Rail Authority, LAFCo, Sonoma Clean Power, California Coastal Commission, and the County Airport Land Use Commission** – *Administration.*

**Presenter:** Sage Sangiacomo, City Manager.

**Council Consensus** to nominate Council Mulheren for the NCRA, Councilmember Doble for LAFCo, Councilmember Scalmanini for Sonoma Clean Power, and for Mayor Brown to speak to Councilmember Crane regarding any interest he may have.

**d. Approve Agreement and Corresponding Resolution Between the Successor Agency to the Former Redevelopment Agency of the City of Ukiah and the City of Ukiah Regarding the Expenditure of Housing Bond Proceeds** – *Finance.*

**Presenter:** Daniel Buffalo, Finance Director.

**Public Comment:** Aeolian Vincent de Paul.

**Motion/Second:** Doble/Mulheren to approve Agreement *(COU No. 1617-162)* and the corresponding resolution *(2017-10)* for each agency respectfully, regarding expenditure of excess bond proceeds between the City and the Successor Agency relating to the 2011 Housing Bonds and approve transfer of unspent bond proceeds from the Successor Agency to the City of Ukiah. Motion **carried** by the following roll call votes: AYES: Scalmanini, Mulheren, Doble, and Brown. NOES: None. ABSENT: Crane. ABSTAIN: None.

*THE CITY COUNCIL ADJOURNED TO THE SUCCESSOR AGENCY TO THE UKIAH REDEVELOPMENT AGENCY FOLLOWED BY CLOSED SESSION AT 9:01 P.M.*

## 14. CLOSED SESSION

**a. Conference with Legal Counsel – Anticipated Litigation**
Significant exposure to litigation pursuant to Cal. Gov't Code Section 54956.9(d)(2) Number of potential cases (1) (Landfill)

**b. Conference with Legal Counsel – Existing Litigation**
*(Cal. Gov't Code Section 54956.9(d)(1))*
*Name of case: City of Ukiah v. Questex, LTD, et al, Mendocino County Superior Court, Case No. SCUK- CVPT-15-66036*

**c. Conference with Legal Counsel – Existing Litigation**
(Government Code Section 54956.9(d)(1))
Name of case: *Ukiah Valley Sanitation District v. City of Ukiah*, Sonoma County Superior Court, Case No. SCV 256737

**d. Conference with Legal Counsel – Existing Litigation**
(Cal. Gov't Code Section 54956.9(d)(1))
Name of case: *Ukiah Citizens for Safety First v. City of Ukiah*, Mendocino County Superior Court, Case No. SCUKCVPT 14-63579

**e. Conference with Legal Counsel – Existing Litigation**
(Cal. Gov't Code Section 54956.9(d)(1))
Name of case: *Howard Jarvis Taxpayers Assn., et al. v. City of Ukiah*, Mendocino County Superior Court, Case No. SCUK-CVG-17-68588

f. **Conference with Real Property Negotiators**
(Cal. Gov't Code Section 54956.8)
Property: 429 South Dora St. Ukiah, CA 95482
Negotiator: Sage Sangiacomo, City Manager; Negotiating Parties: City of Ukiah and Ukiah Unified School District; Under Negotiation: Price & Terms of Payment

**15. ADJOURNMENT**

There being no further business, the meeting adjourned at 9:55 p.m.

Kristine Lawler, City Clerk