

**CITY OF UKIAH
CITY COUNCIL AGENDA
Regular Meeting
CIVIC CENTER COUNCIL CHAMBERS
300 Seminary Avenue
Ukiah, CA 95482
February 15, 2017
6:00 p.m.**

1. ROLL CALL

2. PLEDGE OF ALLEGIANCE

3. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

- a. 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.

4. PETITIONS AND COMMUNICATIONS

5. APPROVAL OF MINUTES

- a. Minutes of February 1, 2017, a Regular Meeting.

6. 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.

7. 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.

- a. Report of Disbursements for the Month of January.
- b. Adopt an Ordinance Amending the Zoning Map Changing the Zoning on a Parcel Located at 350 N. Orchard Avenue.
- c. Award Contract to Provide and Install Electric Service Center Warehouse Shelving and Pallet Racking System to Next Level Warehouse Solutions, Inc., in the Amount of \$47,429.51 (EUD).
- d. Award Purchase of a Replacement Sixteen-Foot Hydraulic Tilt Flatbed Truck, 2017 Peterbilt Model 337 with Scelzi Brand Bed, to National Auto Fleet Group, Watsonville, California in the Amount of \$126,286.14 (EUD).
- e. Authorize the City Manager to Negotiate and Execute a Management Agreement for the Alex Rorabaugh Recreation Center.

- f. Award Purchase of a Replacement Aerial Bucket Truck with a 2017 Altec Model AM60E to Altec Industries, Inc., Dixon, California in the Amount of \$314,264.67 (EUD).
- g. Adoption of Resolution Authorizing the City Manager to Apply for a CalRecycle Tire-Derived Aggregate Grant and Execute All Related Documents.
- h. Request Approval to Reclassify the Power Engineer Job Series.
- i. Adoption of a Resolution Authorizing the City Manager to Apply for and Submit an Application for a Housing-Related Parks Program Grant.
- j. Award Purchase of a Replacement Electric Utility Technician Truck with a 2017 Ford F-350-XL Super Cab and Chassis with Scelzi Service Body to Ukiah Ford in the Amount of \$52,678.41 (EUD).

8. 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, 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.

9. COUNCIL REPORTS

10. CITY MANAGER/CITY CLERK REPORTS

11. PUBLIC HEARINGS (6:15 PM)

12. UNFINISHED BUSINESS

- a. Presentation Regarding Feasibility Analysis for a Hotel in Downtown Ukiah.
- b. Review of Draft Performance Agreement Between the City of Ukiah and the Economic Development Financing Corporation (EDFC) For Fiscal Year 2016-17.
- c. Possible Adoption of a Marijuana Dispensary 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".
- d. Authorize the City Manager to Negotiate and Execute an Agreement with the Sonoma County Water Agency in the Amount of \$34,000 and Approval of a Contribution to the Inland Water and Power Commission in the Amount of \$4,400 Both of Which are for Joint-Funded Water Planning Studies.
- e. Approve Plans and Specifications for Talmage Road Interchange Project, Specification No. 16-05, Direct Staff to Advertise for Bids, and Direct Staff to Make Changes to the Specifications Necessary to Obtain a Caltrans Encroachment Permit.
- f. The Ukiah City Council to Adopt the Resolution and Exhibit A Superseding Resolution No. 2016-66, Proposed Electric Rate Adjustments (EUD).

13. NEW BUSINESS

- a. Approval of Amendment #1 to the Contract with Larry Walker and Associates for Engineering Services and Technical Assistance Related to the City's National Pollutant Discharge Elimination System (NPDES) Permit Renewal for the Wastewater Treatment Plant in the Amount of \$54,710.
- b. Notification of Acquisition of Emergency Boiler Rental and Installation from Bay City Boiler and Engineering, Inc. in the Amount of \$22,925, Authorization of Continued Boiler Rental in the Amount of \$3,500 Per Month Plus Any Applicable Taxes, Approval of Purchase of Two New Boilers in the Amount of \$99,726.94 from Rite Boiler for the Digesters at the Wastewater Treatment Plant and Approval of Corresponding Budget Amendment.
- c. Consideration and Possible Approval of Debt Management Policy.

14. CLOSED SESSION – Closed Session may be held at any time during the meeting.

- a. **Conference with Legal Counsel – Anticipated Litigation**
(Cal. Gov't Code Section 54956.9(d)(2))
Significant exposure to litigation (1 case) (Coastside Settlement)
- 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 (Palace Hotel)
- 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 (UVSD)
- 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 (Costco)
- 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 (Measure Y and Z)
- 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

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.

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.

Dated this 10th day of February, 2017.

Kristine Lawler, City Clerk