

CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
CIVIC CENTER COUNCIL CHAMBERS
300 Seminary Avenue
Ukiah, CA 95482
September 20, 2017
6:00 p.m.

1. **ROLL CALL**

2. **PLEDGE OF ALLEGIANCE**

Ukiah City Council met at a Regular Meeting on September 20, 2017, having been legally noticed on September 15, 2017. Mayor Brown called the meeting to order at 6:00 p.m. Roll was taken with the following **Councilmembers Present:** Stephen G. Scalmanini, Douglas F. Crane, Maureen Mulheren, and Jim O. Brown. **Councilmember Absent:** Kevin Doble **Staff Present:** Sage Sangiacomo, City Manager; David Rapport, City Attorney; and Kristine Lawler, City Clerk.

MAYOR BROWN PRESIDING.

The Pledge of Allegiance was led by Councilmember Crane.

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 - Administration.**

Presenters: Sage Sangiacomo, City Manager, Dan Buffalo, Finance Director, and Sean White, Water Resources Director.

Public Comment: Don Crawford.

4. **PETITIONS AND COMMUNICATIONS**

5. **APPROVAL OF MINUTES**

a. Regular Minutes of September 6, 2017.

Motion/Second: Crane/Mulheren to approve Minutes of September 6, 2017, as submitted. Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, and Brown. NOES: None. ABSENT: Doble. ABSTAIN: None.

6. **RIGHT TO APPEAL DECISION**

7. **CONSENT CALENDAR**

a. Report of Disbursements for the Month of August 2017 - *Finance*.

b. Authorize the Director of Public Works / City Engineer to Remit Payment in the Amount of \$33,000 to the State Water Resources Control Board for the Administrative Civil Liability Complaint #2017-0030 for the Wastewater Treatment Plant – *Public Works*.

c. Adoption of Resolution (2017-44) Authorizing Investment of Monies in the Local Agency Investment Fund - *Finance*.

- d. Notification of Agency Shop Provision for Inclusion in the Administrative and Maintenance Unit Memorandum of Understanding (*Reso 2015-48*) – *Human Resources*.
- e. Adoption of Resolution (*2017-45; Indemnification Agreement COU No. 1718-119a*) and Associate Membership Agreement (*COU No. 1718-119b*) Authorizing the City of Ukiah to Participate in the Figtree Property Assessed Clean Energy (PACE) Program – *Economic Development*.
- f. Approval of Acquisition of Professional Services (*COU No. 1718-120*) from Pacific EcoRisk in the Amount of \$24,112 for Annual Wastewater Testing Services for the Wastewater Treatment Plant – *Water Resources*.
- g. Approval of Acquisition of Professional Services (*COU No. 1718-121*) from Alpha Laboratories in the Amount of \$22,782 for Annual Wastewater Testing Services at the Wastewater Treatment Plant – *Water Resources*.
- h. Notification to City Council of the Purchase (*PO No. 44992*) of Power Quality and Monitoring Equipment to Power Monitors, Inc. for the Electricity Utility Department (EUD) in the Total Amount of \$23,651.21 – *Electric Utility*.
- i. Report of Acquisition of Professional Services (*COU No. 1718-122*) from Alpha Analytical Laboratories, Inc. in the Amount of \$13,786.40 for Quarterly Water Sampling and Completion of Chemical Examination Reports for the Ukiah Landfill – *Public Works*.

Motion/Second: Crane/Mulheren to approve to Approve Consent Calendar Items 7a-i, as submitted. Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, and Brown. NOES: None. ABSENT: Doble. ABSTAIN: None.

8. **AUDIENCE COMMENTS ON NON-AGENDA ITEMS**

Public Comment: Tom Fletcher, Edward Hanes, and Lee Howard.

9. **COUNCIL REPORTS**

Presenter: Councilmember Scalmanini.

10. **CITY MANAGER/CITY CLERK REPORTS**

Presenters: Sage Sangiacomo, City Manager, Shannon Riley, Deputy City Manager, and Mel Grandi, Electric Utility Director.

11. **PUBLIC HEARINGS 6:15 PM)**

12. **UNFINISHED BUSINESS**

a. Receive Report Regarding One-time Review of Ordinance for Development and Operating Standards for Community Gardens, Live Entertainment, Outdoor Dining, Sidewalk Cafes, and Specialty Food and Beverage Sales with Tasting

Presenters: Craig Schlatter, Community Development Director and Kevin Thompson, Planning Manager.

Motion/Second: Crane/Mulheren to receive the report and direct staff to bring back the item in one year. Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, and Brown. NOES: None. ABSENT: Doble. ABSTAIN: None.

b. Waive Minor Bid Irregularity and Award Contract for Slurry Seal of Local Streets and Airport Service Roads, Specification No. 17-10, to California Pavement Maintenance Company, Inc. in the Amount of \$136,098.40.

Presenter: Tim Eriksen, Public Works Director / City Engineer.

Motion/Second: Crane/Mulheren to waive the minor bid irregularity and award the contract (COU No. 1718-123) for the Slurry Seal of Local Streets and Airport Service Roads, Specification No. 17-10, to California Pavement Maintenance Company, Inc. in the amount of \$136,098.40. Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, and Brown. NOES: None. ABSENT: Doble. ABSTAIN: None.

c. Review of Local Preference Purchasing Policy.

Presenter: Mary Horger, Procurement Manager.

Motion/Second: Crane/Scalmanini to continue the policy by placing a resolution for adoption on the October 4, 2017, Consent Calendar, and bring back annually for review. Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, and Brown. NOES: None. ABSENT: Doble. ABSTAIN: None.

d. Receive a Status Report and Consider Possible Action Regarding the County of Mendocino's Emergency Medical Services (EMS) Requests for Proposals for Exclusive Operating Area Services and EMS and Fire Dispatch Services.

Presenter: Kirk Thomsen, Interim Fire Chief.

Motion/Second: Crane/Mulheren to appoint Mayor Brown and Vice Mayor Doble to serve on an ad hoc for dispatch services related to fire and Emergency Medical Services (EMS). Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, and Brown. NOES: None. ABSENT: Doble. ABSTAIN: None.

RECESS: 7:50 – 8:00 P.M.

13. NEW BUSINESS

a. Award Purchase of One New Trimble S5 3" Robotic Total Survey Station with Field Accessories to California Surveying Drafting Supply (CSDS) for Public Works Engineering in the Total Amount of \$31,219.53 Including Tax and Delivery Charges and Approval of Budget Amendment.

Presenter: Tim Eriksen, Public Works Director / City Engineer.

Motion/Second: Crane/Mulheren to award the purchase of one new Trimble S5 3" Robotic Total Survey Station with field accessories to California Surveying Drafting Supply (CSDS) for Public Works Engineering in the total amount of \$31,219.53 including tax and delivery charges and approval of budget amendment. Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, and Brown. NOES: None. ABSENT: Doble. ABSTAIN: None.

b. Award Contract for Talmage Road Interchange Project, Specification No. 17-07, to Ghilotti Construction Company, Inc. in the Amount of \$1,858,888 and Approval of a Budget Amendment, if Necessary.

Presenter: Tim Eriksen, Public Works Director / City Engineer.

Motion/Second: Crane/Scalmanini to award the contract (COU No. 1718-124) for the Talmage Road Interchange project, Specification No. 17-07, to Ghilotti Construction Company, Inc. the lowest responsive, responsible bidder based on bids submitted September 12, 2017, in the amount of \$1,858,888 and approval of a budget amendment, if necessary. Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, and Brown. NOES: None. ABSENT: Doble. ABSTAIN: None.

c. Authorization for City Manager to Negotiate and Execute Three-Party Agreement with Special Ice for 2017-2018 Seasonal Ice Rink; Authorize Greater Ukiah Chamber of Commerce to Serve as Fiscal Agent for Rink and Authorization to Transfer Funds to the Chamber and Corresponding Budget Amendment(s) Until Sponsorship and Operations Revenue Are Collected.

Presenter: Shannon Riley, Deputy City Manager.

Motion/Second: Scalmanini/Mulheren to authorize City Manager to negotiate and execute three-party agreement (COU No. 1718-125) with Special Ice for 2017-2018 Seasonal Ice Rink; Authorize Greater Ukiah Chamber of Commerce to serve as Fiscal Agent for Rink and authorize the transfer of funds to the Chamber and corresponding budget amendment(s) until sponsorship and operations revenues are collected. Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, and Brown. NOES: None. ABSENT: Doble. ABSTAIN: None.

COUNCIL ADJOURNED TO CLOSED SESSION AT 8:14 P.M.

14. CLOSED SESSION

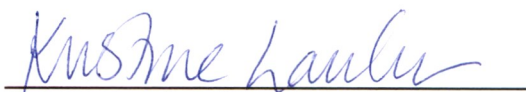
- 8.a. Conference with Legal Counsel – Existing Litigation
(Cal. Gov't Code Section 54956.9(d)(1))
Name of case: City of Ukiah v. Questex, LTD, et al, Mendocino County Superior Court
Case No. SCUK- CVPT-15-66036 (Palace Hotel)
- 8.b. Conference with Legal Counsel – Existing Litigation
(Government Code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

COUNCIL RECONVENED TO OPEN SESSION AT 9:33 P.M.

Mayor Brown reported that Closed Session will be continued to tomorrow morning, September 21, 2017, at 10:30 a.m.

15. ADJOURNMENT

Meeting adjourned at 9:35 p.m. to be continued on September 21, 2017, at 10:30 a.m.


Kristine Lawler, City Clerk