CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
CIVIC CENTER COUNCIL CHAMBERS
300 Seminary Avenue
Ukiah, CA 95482
October 4, 2017
6:00 p.m.

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1. ROLL CALL

2. PLEDGE OF ALLEGIANCE

Ukiah City Council met at a Regular Meeting on October 4, 2017, having been legally noticed on September 29, 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, Kevin Doble, and Jim O. Brown. **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 Dan Lowden.

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.

Presenter: Sage Sangiacomo, City Manager.

4. PETITIONS AND COMMUNICATIONS

5. APPROVAL OF MINUTES

a. Minutes of September 20, 2017 – Regular Meeting.
b. Minutes for the September 21, 2017 – Adjourned Regular Meeting.

Motion/Second: Scalmanini/Mulheren to approve Minutes of September 21, 2017, as submitted. Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, and Brown. NOES: None. ABSENT: None. ABSTAIN: Doble.

Motion/Second: Doble/Mulheren to approve Minutes of September 21, 2017, and September 21, 2017, as submitted. Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, Doble, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

6. RIGHT TO APPEAL DECISION

7. CONSENT CALENDAR

a. Adopt Resolution *(2017-46)* to Extend the Local Preference Purchasing Policy - *Finance.*

b. Notification to City Council of the Purchase of a New 2018 Chevrolet Silverado 1500 Extended Cab Truck, per Specification #E36210 to Maita Chevrolet of Elk Grove, California for the Public Works Department in the Total Amount of $27,649.26 Including Tax and Delivery Charges – *Public Works.*

c. Adoption of Resolution *(2017-47)* Amending the 2017-18 Budget to Incorporate a Project Funded by SB 1: The Road Repair and Accountability Act and approval of corresponding budget amendment – *Public Works.*

d. Authorization of Letter of Concern Regarding the Reduction of Services and Threat of Recreational Closures at Lake Mendocino – *Administration.*

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

8. AUDIENCE COMMENTS ON NON-AGENDA ITEMS

No public comment was received.

9. COUNCIL REPORTS

10. CITY MANAGER/CITY CLERK REPORTS

Presenters: Sage Sangiacomo, City Manager; Tim Eriksen, Public Works Director/City Engineer; and Craig Schlatter, Community Development Director.

11. PUBLIC HEARINGS 6:15 PM)

a. Appeal of Planning Commission Decision to Approve a Major Use Permit and Major Site Development Permit for Community Center that would Provide Daytime Homeless Services and a Permanent Location for a Winter Homeless Shelter.

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

PUBLIC HEARING OPENED AT 6:20 P.M.

Appellant Comment: Ed Haynes.

Proponent Comment: Camille Schraeder, Redwood Community Services (RCS) Executive Director; Sage Wolf, RCS Program Manager; and Dan Anderson, RCS Clinical Director.

Public Comment: Marigold Klein, Jacqueline Williams, Rick Johnson, Anna Shaw, John McCowen *(speaking as a private citizen)*, Ann Giberson-Webb, Paul Otto, Katie Gibson, Martha *(Surname not given; Interpreter Alicia Tielo Martinez)*, Joel Sonilla, Maria Escamilla, Jenny Kimbler, Bill Fisette, Que B Anthony, Tim Schraeder, Carol Rosenberg, Mike Zeman, Mike Pallesen, Alan Nicholson, Carmel Angelo, Giny Chandler, Libby Guthrie, David Johnson, Don Crawford, Gary Nevel, Burk Carley, David Minsinger, Madrone Maltas, Connie Patterson, Cathy Harpe, Tami Moss Chandler, Tony Novelli, Patrice Mascolo, Erica Nunez-Reyes, Sharon Govern, Don Popowski, Mark Mountanos, Traci Boyl, Alejandra Sanchez, Tony Marsh, Tommie Thompson, Daphne MacNeil, John Lazaro, and Mark Hilliker.

City Clerk, Kristine Lawler, left at 7:55 p.m., due to illness. Deputy City Manager, Shannon Riley, filled the clerk position to the conclusion of the meeting.

PUBLIC HEARING CLOSED AT 8:37 P.M.

RECESS: 8:37 – 8:52 PM

Appellant Comment: Ed Haynes.

Proponent Comment: Camille Schraeder, Redwood Community Services Executive Director.

Motion/Second: Doble/Crane to uphold the Planning Commission's approval of a Major Use Permit and Major Site Development Permit No. 2749 SDP UP-PC, with modified Conditions of Approval No. 7 *(Page 2, Condition No. 7, 1st Sentence, by striking the word "approved" so that the sentence reads, "The Homeless Services Community Center Program Plan, included as Exhibit A, shall be strictly followed and enforced by the applicants.")*, and modified Exhibit A *(Attachment #4 of the Staff Report will become 'Exhibit A', with the title changed to read, "Homeless Community Services Program Plan"; and on Page 26, under heading, "XI. Program Policies – a. Changes to the Program Manual," change last section of the last sentence to read, "...without receiving approval from the City Zoning Administrator utilizing the same review procedures as a Use Permit.")*, based on the Findings to adopt the Major Use Permit and Major Site Development Permit and the project's consistency with the Ukiah General Plan; the use and development standards of the C-2 Zoning District; Article 15.5 of the Ukiah Municipal Code; and the Homeless Shelter operating standards found in Resolution 2001-15. Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, Doble, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

RECESS: 9:53 – 10:03 P.M.

12. UNFINISHED BUSINESS

13. NEW BUSINESS

a. Appointment and Approval of Updated 2017 Council Special Assignment List Showing a Reassignment to the Mendocino Transit Authority (MTA) Board of Directors, and Possible Discussion/Action on Other Ad Hocs and/or Committee Assignments.

Presenter: Sage Sangiacomo, City Manager

Motion/Second: Crane/Doble to appoint Councilmember Scalmanini to sit on the Mendocino Transit Authority (MTA) Board of Directors and direct the City Clerk to update the 2017 Council Special Assignment List. Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, Doble, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

c. Approve Plans and Specifications for Smith Street Rehabilitation Project, Specification No. 15-12, Direct Staff to Advertise for Bids, and Approve Corresponding Budget Amendment.

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

Motion/Second: Crane/Scalmanini to approve plans and specifications for the Smith Street Rehabilitation Project, Specification No. 15-12, direct staff to advertise for bids, and approve corresponding budget amendment. Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, Doble, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

d. Award Contract for the Removal and Installation of Two Rite Boilers at the Wastewater Treatment Plant, and Approve Corresponding Budget Amendment.

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

Motion/Second: Crane/Mulheren to award a contract *(COU No. 1718-127)* for the removal and installation of two Rite boilers at the Wastewater Treatment Plant, and approve corresponding budget amendment. Motion **carried** by the following roll call votes: AYES: Scalmanini, Crane, Mulheren, Doble, and Brown. NOES: None. ABSENT: None. ABSTAIN: None.

RECESS 10:15 – 10:21 P.M.

b. Proposal to Adjust Solid Waste Rates and Adoption of Resolutions to Initiate Prop 218 Process.

Presenters: Daniel Buffalo, Finance Director and Tim Eriksen, City Engineer and Public Works Director.

Public Comment: Emmet Jones.

Motion/Second: Crane/Brown to approve and authorize the resolutions initiating the Prop 218 process *(2017-48)* and establishing procedures *(2017-49)* to notify residential ratepayers of the proposed changes to solid waste curbside collection rates, initiate the City's proprietary rate-setting procedures under City Code section 3953, and establish December 6, 2017, at 6:15 PM, for a public hearing to receive potential protests and consider adjusting solid waste rates for residential and commercial ratepayers. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, and Brown. NOES: Scalmanini. ABSENT: None. ABSTAIN: None.

COUNCIL ADJOURNED TO CLOSED SESSION AT 11:03 P.M.

14. CLOSED SESSION

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)

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)

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

15. ADJOURNMENT

There being no further business, the meeting adjourned at 11:40 p.m.

Kristine Lawler

Kristine Lawler, City Clerk