

CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
CIVIC CENTER COUNCIL CHAMBERS
300 Seminary Avenue
Ukiah, CA 95482
February 5, 2020
6:00 p.m.

1. **ROLL CALL**

Ukiah City Council met at a Regular Meeting on February 5, 2020, having been legally noticed on January 31, 2020. Mayor Crane called the meeting to order at 6:00 p.m. Roll was taken with the following **Councilmembers Present:** Maureen Mulheren, Jim O. Brown, Stephen G. Scalmanini, Juan V. Orozco, and Douglas F. Crane. **Staff Present:** Dan Buffalo, Finance Director (*Pro-tem City Manager*); David Rapport, City Attorney; and Kristine Lawler, City Clerk.

MAYOR CRANE PRESIDING.

2. **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Vice Mayor Orozco.

3. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**

a. 2019/20 Ukiah On Ice; Presentation and Sponsor Appreciation.

Presenter: Jake Burgess, Recreation Supervisor.

Presentation was received and certificates of appreciation distributed.

b. Presentation Regarding the Status of the Great Redwood Trail – Ukiah.

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

Public Comment:

Presentation was received.

c. Presentation of City's Audited Comprehensive Annual Financial Report (CAFR) and Audit Reports for the Year Ended June 30, 2019

Presenter: Dan Buffalo, Finance Director.

Presentation was received.

4. **PETITIONS AND COMMUNICATIONS**

5. **APPROVAL OF MINUTES**

a. Approval of the Minutes for the January 15, 2020, Regular Meeting.

b. Approval of the Minutes for the January 16, 2020, Special Meeting.

c. Approval of the Minutes for the January 29, 2020, Special Meeting.

d. Approval of the Minutes for the January 29, 2020, Special Joint Meeting with Planning Commission.

Motion/Second: Brown/Mulheren to approve Minutes of January 15, 2020, a regular meeting, Minutes of January 16, 2020, a special meeting, Minutes of January 29, 2020, a special meeting, and Minutes of January 29, 2020, a special joint meeting with Planning Commission, as submitted. Motion **carried** by the following roll call votes: AYES: Mulheren, Brown, Scalmanini, Orozco, and Crane. NOES: None. ABSENT: None. ABSTAIN: None.

6. **RIGHT TO APPEAL DECISION**

7. **CONSENT CALENDAR**

- a. Report of Disbursements for the Month of December 2019 – *Finance*.
- b. Approve Amendment 2 (*COU No. 1819-165-A2*) to Melton Design Group Landscape Architects & Planners Riverside Professional Services Agreement for the Riverside Park Regeneration Project – *Community Services*.
- c. Report of Disposition of Surplus Materials, Used Equipment, and Supplies – *Finance*.
- d. Approve Budget Amendments for the Advanced Planning Fund 315 for Expenditures Related to the State of California Department of Housing and Community Development Senate Bill 2 Planning Grants Program – *Finance*.
- e. Adoption of Resolution (*2020-08*) Approving Records Destruction – *City Clerk*.
- f. Award Purchase Order for Schloss Pin Rack Assembly to Smith & Loveless, Inc., Lenexa KS, in the amount of \$65,761.07 for Parts to Repair the Bar Screen Assembly at the Wastewater Treatment Plant – *Water Resources*.
- g. Notification of Emergency Purchase to Rain for Rent of Woodland, CA for Pumps, Pipe and Miscellaneous Item for the Discharge of Effluent at the Wastewater Treatment Plant in the Amount of \$38,302.26 and Authorize Additional Monthly Rentals – *Water Resources*.
- h. Adoption of an Ordinance to Adopt the 2019 California Fire Code as Amended – *Fire*.

ORDINANCE NO. 1198

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UKIAH AMENDING DIVISION 6, CHAPTER 3, ARTICLES 1, 2, AND 3, OF THE UKIAH CITY CODE, ENTITLED: FIRE PREVENTION CODE, TO ADOPT THE 2019 EDITION OF THE CALIFORNIA FIRE CODE, INCLUDING ADDITIONS OR AMEDEMEMENTS, AS WELL AS NFPA 1 CHAPTER 38 THERETO TO ADDRESS LOCAL CONDITIONS.

- i. Consideration of Awarding Bid for Purchase of Four (4) Cisco 9300 and One(1) Cisco 9200 Switch and Accessories in the Amount of \$54,399.33 from SHI International – *Information Services*.
- j. Consideration of Awarding Bid for Purchase of One (1) 2020 Dodge Durango Pursuit AWD and Up Fitting Service and Accessories in the Amount of \$55,361.68 from Thurston CJDR – *Police*.
- k. Update on Emergency Repair of Percolation Pond Levees at the Wastewater Treatment Plant, and Determine that Emergency Conditions Continue to Require the Repair of the Percolation Pond Levees – *Water Resources*.

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

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

Public Comment: Raymond Chadwick – Measure A; and John McCowen, Mendocino County 2nd District Supervisor – Marbut Report and homeless issue.

9. **COUNCIL REPORTS**

Presenters: Councilmembers Scalmanini and Brown.

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

No reports were received.

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

12. **UNFINISHED BUSINESS**

13. **NEW BUSINESS**

a. Possible Introduction by Title Only of Ordinance Amending City Parks and Recreation Facilities to Include the Great Redwood Trail and the Outdoor Grounds of the Civic Center.

Presenter: Darcy Vaughn, Assistant City Attorney.

Public Comment: John McCowen, Mendocino County 2nd District Supervisor.

Motion/Second: Mulheren/Brown to introduce the revised Ordinance and discussed modification – to amend section 19.66 Q to state, "The Great Redwood Trail: situated within the city limits within the easement granted by the North Coast Railroad Authority – by title only, with a one-year review. Motion **carried** by the following roll call votes: AYES: Mulheren, Brown, Scalmanini, Orozco, and Crane. NOES: None. ABSENT: None. ABSTAIN: None.

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

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UKIAH AMENDING CHAPTER 12 IN DIVISION 1 OF THE CITY CODE TO REGULATE USE OF THE GREAT REDWOOD TRAIL AS A CITY PARK.

Motion/Second: Mulheren/Brown to introduce the revised Ordinance amending Chapter 12, in Division 1 of the City Code to regulate use of the Great Redwood Trail and Outdoor Grounds of the Ukiah Civic Center as city parks. Motion **carried** by the following roll call votes: AYES: Mulheren, Brown, Scalmanini, Orozco, and Crane. NOES: None. ABSENT: None. ABSTAIN: None.

b. 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.

14. **CLOSED SESSION**

a. Conference with Legal Counsel—Anticipated Litigation

(Government Code Section 54956.9(d))

A. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9: (Number of potential cases: 1.)

B. Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: (Number of potential cases: 1)

b. Conference with Legal Counsel—Anticipated Litigation

Government Code Section 54956.9(d)(2)

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) (Number of potential cases: 2)

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. SCUk-CVPT-2018-70200*

d. 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*

e. Conference with Real Property Negotiators

(Cal. Gov't Code Section 54956.8)

Property: APN Nos: 002-273-19-00 and 002-273-30-00

Negotiator: Sage Sangiacomo, City Manager;

Negotiating Parties: Bank of America

Under Negotiation: Price & Terms of Payment

f. Conference with Real Property Negotiators

(Cal. Gov't Code Section 54956.8)

Property: APN Nos: 002-192-14-00 (280 E. Standley)

Negotiator: Sage Sangiacomo, City Manager;

Negotiating Parties: Onetogogether Solutions

Under Negotiation: Price & Terms of Payment

g. Conference with Labor Negotiator (54957.6)

Agency Representative: Sage Sangiacomo, City Manager

Employee Organizations: All Bargaining Units

No report out was received.

15. ADJOURNMENT

There being no further business, the meeting adjourned at 7:31 p.m.



Kristine Lawler, City Clerk