



City Council
Special and Regular Meeting
AGENDA

Civic Center Council Chamber ♦ 300 Seminary Avenue ♦ Ukiah, CA 95482
February 19, 2020 - 5:00 PM

5:00 - BUDGET WORKSHOP

- a. Mid-year Budget Report and Mid-Year Departmental Budget and Objectives Progress Review for Fiscal Year 2019-20 and Review of Draft Objectives for Fiscal Year 2020-21.
Recommended Action: Council to receive the mid-year budget report for fiscal year 2019-20 and review, consider, and discuss updates on stated objectives for the 2019-20 fiscal year. In addition, the Council will review preliminary draft objectives for the Fiscal Year 2020-21.
Attachments: None

6:00 - REGULAR MEETING

1. **ROLL CALL**
2. **PLEDGE OF ALLEGIANCE**

URGENCY ITEM

- a. Urgency Item: Status report, Discussion and Possible Action Regarding Refunding of 2006 Wastewater Revenue Bonds.
Recommended Action: Staff will provide an update on the current status of refunding of the 2006 Wastewater Revenue Bonds and Council will have the opportunity to consider new or additional direction as may be deemed warranted.
Attachments: None

3. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**

- 3.a. Proclamation of the Ukiah City Council Recognizing March as Women's History Month.
Recommended Action: Issue a Proclamation of the Ukiah City Council recognizing March as Women's History Month.
Attachments:
1. Proclamation - Women's History Month
 2. Flyer - Women's History Gala

- 3.b. Proclamation Recognizing American Legion Lewis White Post 76 Centennial Day.
Recommended Action: Issue a proclamation recognizing American Legion Lewis White Post 76 Centennial Day.

Attachments:

1. Proclamation - Centennial Day

- 3.c. Presentation Regarding Growth of Transient Occupancy Tax Revenue

Recommended Action: Receive presentation

Attachments:

1. Flyer Ukiah TOT Increase

4. PETITIONS AND COMMUNICATIONS

5. APPROVAL OF MINUTES

- 5.a. Approval of the Minutes for the February 5, 2020, Regular Meeting.

Recommended Action: Approve the Minutes of February 5, 2020, a Regular Meeting, as submitted.

Attachments:

1. February 5, 2020, Draft Minutes

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.

- 7.a. Report of Disbursements for the Month of January 2020.

Recommended Action: Approve the Report of Disbursements for the Month of January 2020.

Attachments:

1. January 2020 Summary of Disbursements
2. Account Codes for Reference
3. Object codes for Reference
4. January 2020 Disbursement Detail

- 7.b. Adoption of Resolution to Extend the Declaration of a Local Emergency Related to the 2019 Winter Storm Event.

Recommended Action: Adopt Resolution to extend the declaration of a local emergency related to the 2019 winter storm events.

Attachments:

1. Attachment_1_Local_Emergency_City_of_Ukiah
2. Attachment 2 Local Emergency City of Ukiah
3. Attachment 3 Local Emergency City of Ukiah
4. Attachment 4 Local Emergency City of Ukiah
5. Attachment 5 Local Emergency City of Ukiah
6. Attachment 6 - Local Emergency City of Ukiah
7. Attachment 7 Local Emergency City of Ukiah
8. Attachment 8 -Local Emergency City of Ukiah
9. Attachment 9 Local Emergency City of Ukiah
10. Attachment 10 Local Emergency City of Ukiah
11. Attachment 11 Local Emergency City of Ukiah
12. Attachment 12 Local Emergency City of Ukiah
13. Attachment 13 Local Emergency City of Ukiah
14. Attachment14 Local Emergency City of Ukiah
15. Attachment 15 Local Emergency City of Ukiah

- 7.c. Delegate City Manager Authority to Negotiate and Approve Assignment of the License Agreement with AT&T and Sublicense Agreements, Including an Agreement with Verizon Wireless for Ground Space Use.

Recommended Action: Authorize the City Manager to negotiate and approve an assignment of the AT&T License Agreement for the Cell Tower and Equipment Shelter at the Civic Center to Octagon Towers, LLC and delegate authority to the City Manager to negotiate and approve sublicense agreements for cell tower space, including a proposed sublicense to Verizon Wireless, and to negotiate and execute an associated agreement with Verizon for ground space use.

Attachments:

1. Verizon Site License Agreement DRAFT
2. ATT New Cingular Wireless Agreement

- 7.d. Approval of Notice of Completion for Northwestern Pacific Rail Trail Project Phase 3, Specification No. 18-04.

Recommended Action: 1. Accept the work as complete. 2. Direct the City Clerk to file the Notice of Completion with the County Recorder for Northwestern Pacific Rail Trail Project Phase 3, Specification No. 18-04.

Attachments:

1. Notice of Completion-Spec17-12

- 7.e. Adoption of Resolution Approving Records Destruction.
Recommended Action: Adopt resolution authorizing the destruction of 44 boxes of outdated documents.
Attachments:
1. Resolution with Exhibit A
- 7.f. Award a Three-Year Agreement for Electric Utility Line Tree Trimming throughout the City of Ukiah's Electric Utility System to Family Tree Resource, Inc. (EUD)
Recommended Action: Waive the bid irregularity and award a three-year agreement for electric line tree trimming throughout the City of Ukiah's Electric Utility system to Family Tree Resource, Inc.
Attachments:
1. Tree Trimming RFB
 2. Wright Tree Bid
 3. Family Tree Bid
 4. Bid Results 2019-2020 Tree Trimming
- 7.g. Award the Purchase of a Manta All-In-One Protective Relay Tester to Associated Power Solutions, (APS) in the Amount of \$63,794.88 (EUD).
Recommended Action: Award the purchase of a Manta All-In-One Protective Relay Tester in the amount of \$63,794.88 to Associated Power Solutions, (APS).
Attachments:
1. Associated Power Solutions Bid
 2. Bid Tab Relay Test Sets
- 7.h. Authorize the City Manager to Negotiate and Enter into an Agreement with the US Army Corps of Engineers for an Easement to Construct a Storage Facility on the Lake Mendocino Hydroelectric Plant Property. (EUD)
Recommended Action: Authorize the City Manager to negotiate and enter into an Easement Agreement with the US Army Corps of Engineers (USACE) for the construction of a storage facility on the Lake Mendocino Hydro Plant property.
Attachments:
1. Hydro Storage Building Easement
- 7.i. Authorize the City Manager to Execute a Municipal Lease Agreement with Financial Pacific Leasing, Inc., DBA Umpqua Bank Equipment Leasing & Finance, to Finance the Purchase of a Skeeter Type V Wildland Fire Engine, and Approve Corresponding Resolution.
Recommended Action: Authorize the City Manager to execute a Municipal Lease Agreement with Financial Pacific Leasing, Inc., DBA Umpqua Bank Equipment Leasing & Finance, to finance the purchase of a Skeeter Type V Wildland Fire Engine, and approve corresponding Resolution.
Attachments:
1. Resolution - rev. 2/17/20
 2. City of Ukiah - Document Package

- 7.j. 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.

Recommended Action: Determine that emergency conditions continue to require the repair of the Percolation Pond Levees at the Wastewater Treatment Plant without competitive bidding.

Attachments:

1. CC Reso 2019-56 - Approving Emergency Procurement RE Percolation Pond Levees (2)

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

- 12.a. Possible Adoption of Ordinance Amending City Parks and Recreation Facilities to Include the Great Redwood Trail and the Outdoor Grounds of the Civic Center.

Recommended Action: Adopt an 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.

Attachments:

1. Great Redwood Trail Park Ordinance Redline
2. Great Redwood Trail Park Ordinance Clean

- 12.b. Award a Contract for the Downtown Streetscape and Road Diet, Specification #19-18, to Ghilotti Construction in the Amount of \$6,448,215.95 and Approve Corresponding Budget Amendment.

Recommended Action: Award a contract for the Downtown Streetscape and Road Diet, Specification #19-18 to Ghilotti Construction in the amount of \$6,448,215.95 plus City Engineer approved change orders up to 10% of the original Bid, \$644,822, for a total of \$7,093,037.54 and associated budget amendment.

Attachments:

1. Bid Results - Downtown Streetscape and Road Diet Project - Spec 1819-173
2. Ghilotti Bid - Streetscape Road Diet Project
3. Ukiah Streetscape - Opinion of Cost Breakdown - FINAL
4. 12b Correspondence Received - Roy Krausen
5. 12b Correspondence Received - Neil Davis
6. 12b Correspondence Received - Tom Zimlich
7. 12b Correspondence Received - Kathie Godec
8. 12b Correspondence Received - Bill Taylor
9. 12b Correspondence Received - Mark Winkler
10. 12b Correspondence Received - Dan Hollbrook
11. 12b Correspondence Received - Suzanne Pletcher

- 12.c. Award a Contract for the Downtown Utility Upgrade and Electrical Underground, Specification #19-17 to Wahlund Construction Inc., in the amount of \$3,934,856.50.

Recommended Action: Award a contract for the Downtown Utility Upgrade and Electrical Underground, Specification #19-17 to Wahlund Construction Inc. in the amount of \$3,934,856.50, plus City Engineer approved change orders up to 10% of the original Bid \$393,486 for a total of and associated budget amendment \$4,328,342.

Attachments:

1. Bid Results - Spec 2019-17 Downtown Utility Upgrade & Electric Undergrounding
2. Wahlund Bid - Spec 2019-17

13. NEW BUSINESS

- 13.a. 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).

Recommended Action: Receive report(s). The Council will consider modifications to committee and ad hoc assignments along with the creation/elimination ad hoc(s).

Attachments:

1. 2020 City Council Special Assignments

- 13.b. Urgency Item: Status report, Discussion and Possible Action Regarding Refunding of 2006 Wastewater Revenue Bonds.

Recommended Action: Urgency Item: Status report, Discussion and Possible Action Regarding Refunding of 2006 Wastewater Revenue Bonds.

Attachments: None

14. CLOSED SESSION - CLOSED SESSION MAY BE HELD AT ANY TIME DURING THE MEETING

- 14.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)
Recommended Action: Confer in Closed Session
Attachments: None
- 14.b. **Conference with Legal Counsel—Anticipated Litigation**
(Government Code Section 54956.9(d)) Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) (Number of potential cases: 2)
Recommended Action: Confer in Closed Session
Attachments: None
- 14.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. SCUК-CVPT-2018-70200
Recommended Action: Confer in Closed Session
Attachments: None
- 14.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. SCUК- CVPT-15-66036
Recommended Action: Confer in Closed Session
Attachments: None
- 14.e. **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
Recommended Action: Confer in Closed Session
Attachments: None
- 14.f. **Conference with Labor Negotiator (54957.6)**
Agency Representative: Sage Sangiacomo, City Manager
Employee Organizations: All Bargaining Units
Recommended Action: Confer in Closed Session
Attachments: None

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.