



Special Meeting **AGENDA**

Please register for Ukiah City Council Special Meeting at:

<https://attendee.gotowebinar.com/register/2395273294036090892>

After registering, you will receive a confirmation email containing information about joining the webinar.

May 27, 2020 - 4:00 PM

1. ROLL CALL AND PLEDGE OF ALLEGIANCE

2. 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.

3. UNFINISHED BUSINESS

- 3.a. Receive Status Report and Consider Any Action or Direction Related to the Novel Coronavirus (COVID-19) Emergency Including Operational Preparedness and Response; Continuity of City Operations and Services; Community and Business Impacts; and Any Other Related Matters.
Recommended Action: Receive status report and consider any action or direction related to the Novel Coronavirus (COVID-19) Emergency including operational preparedness and response; continuity of City operations and services; community and business impacts; and any other related matters.

Attachments: None

- 3.b. Discuss and Consider Approval of Resolution Confirming an Emergency Order of the City Manager of the City of Ukiah in His Capacity as the Director of Emergency Services extending the operation period of the Inland Winter Homeless Shelter located at 1045 South State Street in Ukiah through August 31, 2020.

Recommended Action: 1. Approve Resolution confirming Emergency Order of the City Manager of the City of Ukiah, in his capacity as the Director of Emergency Services for the City, extending the operation period of the Inland Winter Homeless Shelter located at 1045 South State Street in Ukiah through August 31, 2020.

Attachments:

1. RESOLUTION CONFIRMING THE EMERGENCY ORDER OF THE CITY MANAGER
OF THE CITY OF UKIAH RCS Shelter Revised 05-22-2020

4. NEW BUSINESS

5. CLOSED SESSION

- 5.a. **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

6. 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 24 hours prior to the meeting set forth on this agenda.

Kristine Lawler, City Clerk
Dated: 5/22/2020



AGENDA SUMMARY REPORT

SUBJECT: Receive Status Report and Consider Any Action or Direction Related to the Novel Coronavirus (COVID-19) Emergency Including Operational Preparedness and Response; Continuity of City Operations and Services; Community and Business Impacts; and Any Other Related Matters.

DEPARTMENT: City Manager /
Admin

PREPARED BY: Tami Bartolomei, Community Services
Administrator

PRESENTER: Sage Sangiacomo, City Manager.

ATTACHMENTS:

None

Summary: The City Council will receive a status report and consider any action or direction related to the Novel Coronavirus (COVID-19) Emergency including operational preparedness and response; continuity of City operations and services; community and business impacts; and any other related matters.

Background: On March 4, 2020, California Governor Gavin Newsom declared a State of Emergency in California in response to the COVID-19 pandemic.

The County of Mendocino declared a State of Emergency related to the COVID-19 on March 4, 2020.

On March 17, 2020, the City Manager acting as the Director of Emergency Services declared the existence of a local emergency.

On March 18, 2020, City Council approved a Resolution ratifying the proclamation declaring the existence of a local emergency.

Since the onset of the emergency, the City of Ukiah has worked to respond to the public health and safety needs of the community in cooperation with the County of Mendocino and other partners. The local response for public health is lead regionally by the County of Mendocino and the County's Public Health Officer. In addition, the City of Ukiah has worked to maintain the continuity of public services including public safety, water, sewer, electric, airport, public works, and other essential activities.

Discussion: As the coronavirus "COVID-19" continues to evolve, the City of Ukiah continues to monitor the situation and respond to emerging needs of the community. The City is in continued contact with local and state agencies, as well as community partners, hospitals, schools, and neighboring cities to ensure we have the most updated information pertaining to COVID-19 and are coordinating efforts.

Reports and/or information from the City of Ukiah's Emergency Operation Center (EOC) will include:

- * Emergency Operation Center (EOC) Status
- * COVID-19 Case Updates
- * Public Information Officer
- * Medical Services

- * School/Education
- * Public Safety (Police/Fire/EMS)
- * Shelter in Place Monitoring and Compliance
- * Community Service Groups
- * Homeless Response
- * Business Impacts/Services
- * Public Infrastructure/Construction Status
- * City Finance
- * Recovery Efforts and Planning
- * Other Related matters

Staff will provide a status report to City Council and will seek direction or action on operational preparedness and response; continuity of City operations and services; community and business impacts; and any other related matters.

Go to the City's website (www.cityofukiah.com) for direct access to information related to the Novel Coronavirus (COVID-19) emergency including local updates, City Services, Community/Resident Information, and Business Resources.

Recommended Action: Receive status report and consider any action or direction related to the Novel Coronavirus (COVID-19) Emergency including operational preparedness and response; continuity of City operations and services; community and business impacts; and any other related matters.

BUDGET AMENDMENT REQUIRED: N/A

CURRENT BUDGET AMOUNT: N/A

PROPOSED BUDGET AMOUNT: N/A

FINANCING SOURCE: N/A

PREVIOUS CONTRACT/PURCHASE ORDER NO.: N/A

COORDINATED WITH: Sage Sangiacomo, City Manager

Approved: 
Sage Sangiacomo, City Manager



AGENDA SUMMARY REPORT

SUBJECT: Discuss and Consider Approval of Resolution Confirming an Emergency Order of the City Manager of the City of Ukiah in His Capacity as the Director of Emergency Services extending the operation period of the Inland Winter Homeless Shelter located at 1045 South State Street in Ukiah through August 31, 2020.

DEPARTMENT: City Manager / Admin **PREPARED BY:** Sage Sangiacomo, City Manager
PRESENTER: _____

ATTACHMENTS:

1. RESOLUTION CONFIRMING THE EMERGENCY ORDER OF THE CITY MANAGER OF THE CITY OF UKIAH RCS Shelter Revised 05-22-2020

Summary: The City Council will consider approval of a resolution confirming the emergency order of the City Manager of the City of Ukiah in his capacity as the Director of Emergency Services extending the operation period of the Inland Winter Homeless Shelter located at 1045 South State Street in Ukiah through August 31, 2020.

Background: In response to a declared emergency, Ukiah City Code Sections 5122F and 5130 give the City Council, City Manager and other designated delegates the authority to adopt rules, orders or regulations to provide for the protection of life and property and preservation of public order and safety.

In addition, California Government Code Section 8550(a) may confer not only on the Governor as to state statutes and regulations, but also on the City Council, as to City ordinances and regulations, the authority to suspend them, where the City Council determines and declares that strict compliance with the ordinance or regulation would in any way prevent, hinder, or delay the mitigation of the effects of the emergency.

Ukiah City Code:

UCC 5122 F. In the event of the proclamation of a local emergency, the proclamation of a state of emergency by the Governor or the Director of the California Office of Emergency Services, or the existence of a state of war emergency, the Director is hereby empowered:

1. To make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergency; provided, however, such rules and regulations must be confirmed at the earliest possible time by the City Council;

UCC 5130 AUTHORITY FOR EMERGENCY ORDERS AND REGULATIONS

The City Council, to provide prompt response to emergency situations following the proclamation of a local emergency as authorized in this Chapter, the proclamation of a state of emergency, local emergency or the existence of a state of war emergency, specifically delegates in the following priority order, to the City Manager, Assistant City Manager, or others authorized by the City Manager to act as Director of Emergency

Services in the Emergency Operations Center, authority to promulgate orders and regulations to provide for the protection of life and property, where necessary to preserve the public order and safety. Such orders and regulations should, when circumstances permit, be jointly concurred in, but may be independently promulgated when the situation makes concurrence impractical. All such orders and regulations to be effective must be in writing and signed by the promulgating official, and must be confirmed at the next regular meeting of the City Council.

California Government Code:

§ 8550. Declaration of purpose and policy

The state has long recognized its responsibility to mitigate the effects of natural, manmade, or war-caused emergencies that result in conditions of disaster or in extreme peril to life, property, and the resources of the state, and generally to protect the health and safety and preserve the lives and property of the people of the state. To ensure that preparations within the state will be adequate to deal with such emergencies, it is hereby found and declared to be necessary:

- (a) To confer upon the Governor and upon the chief executives and governing bodies of political subdivisions of this state the emergency powers provided herein; and to provide for state assistance in the organization and maintenance of the emergency programs of such political subdivisions.
- (b) To provide for a state office to be known and referred to as the Office of Emergency Services, within the office of the Governor, and to prescribe the powers and duties of the director of that office.
- (c) To provide for the assignment of functions to state entities to be performed during an emergency and for the coordination and direction of the emergency actions of those entities.
- (d) To provide for the rendering of mutual aid by the state government and all its departments and agencies and by the political subdivisions of this state in carrying out the purposes of this chapter.
- (e) To authorize the establishment of such organizations and the taking of such actions as are necessary and proper to carry out the provisions of this chapter.

It is further declared to be the purpose of this chapter and the policy of this state that all emergency services functions of this state be coordinated as far as possible with the comparable functions of its political subdivisions, of the federal government including its various departments and agencies, of other states, and of private agencies of every type, to the end that the most effective use may be made of all manpower, resources, and facilities for dealing with any emergency that may occur.

§ 8571. Suspension of regulatory statutes and agency rules during states of emergency

During a state of war emergency or a state of emergency the Governor may suspend any regulatory statute, or statute prescribing the procedure for conduct of state business, or the orders, rules, or regulations of any state agency, including subdivision (d) of Section 1253 of the Unemployment Insurance Code, where the Governor determines and declares that strict compliance with any statute, order, rule, or regulation would in any way prevent, hinder, or delay the mitigation of the effects of the emergency.

Discussion: The Major Use Permit issued for the Inland Winter Homeless Shelter operated by Redwood Community Services, Inc. ("RCS") and located at 1045 South State Street in Ukiah states that operation of the Shelter is permitted "during winter for a duration of six (6) months commencing the first day of operation."

Under the Use Permit, that six month term would begin November 1, 2019 and end April 30, 2020.

Due to the COVID-19 pandemic, the City Manager, in his capacity as the Director of Emergency Services for the City, approved an emergency order on April 28, 2020 allowing RCS to continue the term of its Use Permit to operate the Winter Homeless Shelter until June 30, 2020. Given the continue impacts of the pandemic and to ensure the continuity of services, the City Manager issued a subsequent emergency order on May 22, 2020 that allows for the extended operation of the shelter through August 31, 2020 (Exhibit A to Attachment #1).

The resolution confirming this emergency order is included as Attachment #1 for consideration. In summary, the term of operation for the Inland Winter Homeless Shelter shall be extended until August 31, 2020, RCS shall continue to operate the shelter in conformance with the existing permit, and RCS will continue to ensure that all occupants are receiving available services through the Mendocino County Health & Human Services Agency.

Recommended Action: 1. Approve Resolution confirming Emergency Order of the City Manager of the City of Ukiah, in his capacity as the Director of Emergency Services for the City, extending the operation period of the Inland Winter Homeless Shelter located at 1045 South State Street in Ukiah through August 31, 2020.

BUDGET AMENDMENT REQUIRED: N/A

CURRENT BUDGET AMOUNT: N/A

PROPOSED BUDGET AMOUNT: N/A

FINANCING SOURCE: N/A

PREVIOUS CONTRACT/PURCHASE ORDER NO.: N/A

COORDINATED WITH: David Rapport, City Attorney; Tami Bartolomei, OES Coordinator; Craig Schlatter, Director of Community Development; Shannon Riley, Deputy City Manager

Approved: 
Sage Sangiacomo, City Manager

RESOLUTION NO. 2020-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UKIAH, CALIFORNIA, CONFIRMING THE EMERGENCY ORDER OF THE CITY MANAGER OF THE CITY OF UKIAH, IN HIS CAPACITY AS THE DIRECTOR OF EMERGENCY SERVICES FOR THE CITY, EXTENDING OPERATION OF THE INLAND WINTER SHELTER FOR THE HOMELESS LOCATED AT 1045 SOUTH STATE STREET THROUGH AUGUST 31, 2020.

WHEREAS, On March 4, 2020, the Governor of the State of California responded to the COVID-19 pandemic by issuing a Proclamation of State of Emergency under the authority of California Government Code Section 8625;

WHEREAS, On March 18, 2020, in Resolution No. 2020-14, in response to the Governor's proclamation and the threat of the spread of COVID-19 in the City, the City Council ratified the proclamation of a local emergency pursuant to Government Code Section 8550, et seq., and Ukiah City Code Section 5125;

WHEREAS, under the Local Emergency Declaration in Resolution No. 2020-14, during the existence of this local emergency, the City Manager or his designee is authorized to take whatever action is authorized under the Ukiah City Code and state and federal law, subject to any required authorization from the City Council, consistent with the Resolution and its basic purposes; and

WHEREAS, under Ukiah City Code Sections 5221 F. and 5130, in a declared local emergency the City Manager has the authority to promulgate orders and regulations to provide for the protection of life and property, where necessary to preserve the public order and safety. All such orders and regulations to be effective must be in writing and signed by the promulgating official and must be confirmed at the earliest opportunity by the City Council.

NOW, THEREFORE, IT IS ORDERED by the City Council of the City of Ukiah the Emergency Order (Exhibit A) of the City Manager, in his capacity as the Director of Emergency Services for the City, extending operation of the Inland Winter Shelter for the homeless located at 1045 South State Street through August 31, 2020 and orders contained therein, is hereby confirmed.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Ukiah on the 27th day of May, 2020 by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Douglas F. Crane, Mayor

ATTEST:

Kristine Lawler, City Clerk



EMERGENCY ORDER OF THE CITY MANAGER OF THE CITY OF UKIAH, IN HIS CAPACITY AS THE DIRECTOR OF EMERGENCY SERVICES FOR THE CITY, EXTENDING OPERATION OF THE INLAND WINTER SHELTER FOR THE HOMELESS LOCATED AT 1045 SOUTH STATE STREET THROUGH AUGUST 31, 2020.

A. Background:

1. On March 4, 2020, the Governor of the State of California responded to the COVID-19 pandemic by issuing a Proclamation of State of Emergency under the authority of California Government Code Section 8625.
2. On March 18, 2020, in Resolution No. 2020-14, in response to the Governor's proclamation and the threat of the spread of COVID-19 in the City, the City Council ratified the proclamation of a local emergency pursuant to Government Code Section 8550, et seq., and Ukiah City Code Section 5125.
3. Under the Local Emergency Declaration in Resolution No. 2020-14, during the existence of this local emergency, the City Manager or his designee is authorized to take whatever action is authorized under the Ukiah City Code and state and federal law, subject to any required authorization from the City Council, consistent with the Resolution and its basic purposes.
4. Under Ukiah City Code Section 5130, in a declared local emergency the City Manager has the authority to promulgate orders and regulations to provide for the protection of life and property, where necessary to preserve the public order and safety. All such orders and regulations to be effective must be in writing and signed by the promulgating official and must be confirmed at the next regular meeting of the City Council.
5. The Governor and Mendocino County Health Officer have issued a series of orders to mitigate the risk of COVID-19 infection, and the State of California has made additional funding available to increase shelter capacity and services for the homeless.
6. Per Public Health guidance, individuals experiencing homelessness are strongly urged to obtain appropriate shelter as soon as possible, and governmental and other entities, to the extent feasible, are encouraged to make such shelter available, particularly for vulnerable populations.
10. The Major Use Permit issued by the City of Ukiah for the Inland Winter Homeless Shelter operated by Redwood Community Services, Inc. ("RCS") and located at 1045 South State Street in Ukiah states that operation of the Shelter is permitted "during winter for a duration of six (6) months commencing the first day of operation." The Homeless

Services Community Center Program Plan included as Exhibit A to the Use Permit states that the Winter Homeless Shelter shall operate from November 1, 2019 through April 30, 2020.

11. In order to comply with the April 10, 2020 Mendocino County Public Health Order and to ensure the health and safety of individuals experiencing homelessness, RCS facilitated the expansion of the habitable area at the Winter Homeless Shelter into the adjacent former retail space in order to accommodate more beds.

12. On April 28, 2020, the City Manager, in his capacity as the Director of Emergency Services for the City, approved an emergency order allowing RCS to continue the term of its Use Permit to operate the Inland Winter Homeless Shelter until June 30, 2020 in order to provide for the health and safety of individuals experiencing homelessness.

13. To ensure the continuity of services, the City and RCS wish to extend the operation period of the Winter Homeless Shelter during this local emergency until August 31, 2020.

B. Order

IT IS ORDERED by the City Manager, in his capacity as the Director of Emergency Services for the City of Ukiah, as follows:

1. The period of operation of the Inland Winter Homeless Shelter located at 1045 South State Street in Ukiah shall be extended to August 31, 2020, provided that the Shelter is operated in substantial conformance with the conditions imposed in Permit 2748 UP-PC issued for the Winter Homeless Shelter for the operating period of November 1, 2019 through April 30, 2020.

2. RCS shall be authorized to continue to operate the Winter Homeless Shelter expansion in the adjacent former retail space, provided that, if RCS intends to operate in this adjacent space past August 31, 2020 or as provided for under subsequent emergency orders, they shall seek an amendment to their use permit to include this space.

3. RCS shall implement all COVID-19 social distancing requirements and other mitigation directives/guidelines ordered or advised by the County of Mendocino's Public Health Officer that are applicable to RCS's operation and use. RCS shall be responsible for obtaining directives and guidance from the Mendocino County Health & Human Services Agency.

4. RCS shall facilitate provision of all available County homeless services and resources through the Mendocino County Health & Human Services Agency for individuals utilizing the Shelter, as required by the current Homeless Services Community Center Program Plan for the November 1, 2019 to April 30, 2020 operating period or as amended during the extended operational period provided for under this order or subsequent orders.



Sage Sangiacomo, City Manager
Director of Emergency Services, City of Ukiah

Dated: 05/22/2020