

**CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting**

<https://attendee.gotowebinar.com/rt/7799907307071655437>

**June 3, 2020
6:00 p.m.**

1. ROLL CALL

Ukiah City Council met at a Regular Meeting on June 3, 2020, having been legally noticed on May 29, 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:** Shannon Riley, Deputy 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 Councilmember Mulheren.

3. PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

4. PETITIONS AND COMMUNICATIONS

5. APPROVAL OF MINUTES

a. Approval of the Minutes for the May 20, 2020, Regular Meeting.

b. Approval of the Minutes for the May 27, 2020, Special Meeting.

Motion/Second: Mulheren/Brown to approve Minutes of May 20, 2020, a regular meeting; and May 27, a special meeting, as submitted. Motion **carried** by the following roll call votes: AYES: Mulheren, Brown, Scalmanini, Orozco, and Crane. NOES: None. ABSENT: None. ABSTAIN: None.

Motion/Second: Orozco/Crane to approve Minutes of May 27, a special meeting, as submitted. Motion **carried** by the following roll call votes: AYES: Mulheren, Scalmanini, Orozco, and Crane. NOES: None. ABSENT: None. ABSTAIN: Brown.

6. RIGHT TO APPEAL DECISION

7. CONSENT CALENDAR

a. Report of Disbursements for the Month of April, 2020 – *Finance*.

b. Adoption of a Resolution (2020-30) Approving an Application for the 2020 California Climate Investments Urban Greening Program for The Great Redwood Trail - Ukiah Phase Four – *Public Works*.

c. Approval of a One(1)-year Extension of the Cooperative Agreement (COU No. 1920-257) with the California Department of Forestry and Fire Protection for Dispatching Services for FY 20/21, and Authorize the City Manager to Sign – *Fire*.

- d. Approve the Purchase of a Self-Contained Breathing Apparatus (SCBA) System from Allstar Fire Equipment in the Amount of \$346,965.46; Authorize the City Manager to Execute a Municipal Lease Agreement (*COU No. 1920-258*) with Financial Pacific Leasing, Inc., DBA Umpqua Bank Equipment Leasing & Finance, to Finance the Purchase; and Adopt Corresponding Resolution (*2020-31*) – *Fire*.
- e. Receive and File Third Quarter Financial Report – *Finance*.
- f. Receive Report Regarding Contract 1920-111 with St. Francis Electric for the Gobbi Street Underground Project, Authorize Staff to Execute Additional Change Orders up to 10% of the Revised Contract (*COU No. 1920-111-A1*) Amount of \$2,176,255 If Necessary, and Approve Budget Amendment – *Electric Utility*.

Motion/Second: Brown/Scalmanini to approve Consent Calendar Items 7a-7f, 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

9. COUNCIL REPORTS

Presenter: Councilmember Brown.

10. CITY MANAGER/CITY CLERK REPORTS

Presenters: Shannon Riley, Deputy City Manager.

- Fire Executive Committee Activity Updates – Doug Hutchison, Fire Chief.

11. PUBLIC HEARINGS (6:15 PM)

12. UNFINISHED BUSINESS

- 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

Presenters: Shannon Riley, Deputy City Manager.

Report was received.

Council Consensus to discontinue the special meetings being held for COVID-19 updates.

- b. Receive Budget Development Update for the Fiscal Year 2021 and Primer for Budget Workshop Scheduled for June 18, 2020, and Provide Direction as Deemed Necessary

Presenters: Dan Buffalo, Finance Director and Mary Horger, Financial Services Manager.

PowerPoint presentation was given.

Report was received.

13. NEW BUSINESS

- a. Introduction and Adoption of Urgency Ordinance Authorizing the Director of Emergency Services to Waive Zoning Requirements or Standards to Facilitate the Operations of Businesses Affected by Emergency Orders**

Presenters: Shannon Riley, Deputy City Manager and Darcy Vaughn, Assistant City Attorney.

Motion/Second: Brown/Orozco to introduce ordinance by title only. 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 title of the ordinance into the record.

Motion/Second: Brown/Orozco to introduce the ordinance [*authorizing the director of emergency services to waive zoning requirements and/or standards to facilitate business operations affected by emergency orders*]. Motion **carried** by the following roll call votes: AYES: Mulheren, Brown, Scalmanini, Orozco, and Crane. NOES: None. ABSENT: None. ABSTAIN: None.

ORDINANCE NO. 1202

URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UKIAH AUTHORIZING THE DIRECTOR OF EMERGENCY SERVICES TO WAIVE ZONING REQUIREMENTS AND/OR STANDARDS TO FACILITATE BUSINESS OPERATIONS AFFECTED BY EMERGENCY ORDERS

- b. Adoption of Resolution Calling for the Holding of a General Municipal Election to be Held on November 3, 2020, and to Consolidate and Request the County Clerk to Conduct Said Election with the Statewide General Election**

Presenter: Kristine Lawler, City Clerk.

Motion/Second: Brown/Orozco to adopt the resolution (2020-32) calling for the holding of a General Election November 3, 2020; to consolidate said Election with the Statewide General Election pursuant to Election Code §10403; and request the Board of Supervisors of the County of Mendocino to request the County Clerk to Conduct the Municipal Election of the City of Ukiah on Tuesday, November 3, 2020, pursuant to Election Code §10002. Motion **carried** by the following roll call votes: AYES: Mulheren, Brown, Scalmanini, Orozco, and Crane. NOES: None. ABSENT: None. ABSTAIN: None.

- c. 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).**

Presenters: Shannon Riley, Deputy City Manager; Mayor Crane; Councilmembers Orozco and Scalmanini.

Mayor Directive to continue the possible establishment of an Investment Policy ad hoc to the June 17, 2020 meeting, and directs the perspective ad hoc members, Councilmember Scalmanini and Vice Mayor Orozco, to provide the City Manager with a refined scope of priorities and definitions.

THE CITY COUNCIL ADJOURNED TO CLOSED SESSION AT 7:45 P.M.

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)(1) (Number of potential case: 1)

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

Negotiator: Sage Sangiacomo, City Manager;

Negotiating Parties: Onetogether Solutions

Under Negotiation: Price & Terms of Payment

f. Conference with Labor Negotiator (54957.6)

Agency Representative: Sage Sangiacomo, City Manager

Employee Organizations: All Bargaining Units

Direction was given to staff.

15. ADJOURNMENT

There being no further business, the meeting adjourned at 10:36 p.m.



Kristine Lawler, City Clerk