

CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
CIVIC CENTER COUNCIL CHAMBERS
300 Seminary Avenue
Ukiah, CA 95482

May 18, 2016
6:00 p.m.

1. **ROLL CALL**

Ukiah City Council met at a Regular Meeting on May 18, 2016, having been legally noticed on May 13, 2016. Mayor Scalmanini called the meeting to order at 6:15 p.m. Roll was taken with the following **Councilmembers Present:** Douglas F. Crane, Maureen Mulheren, Kevin Doble, Vice Mayor Jim O. Brown, and Mayor Stephen G. Scalmanini. **Staff Present:** Sage Sangiacomo, City Manager; Darcy Vaughn, City Attorney Pro-tem; and Kristine Lawler, City Clerk.

MAYOR SCALMANINI PRESIDING.

2. **PLEDGE OF ALLEGIANCE**

3. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**

Presenters: Sage Sangiacomo, City Manager; Tim Eriksen, Public Works Director/City Engineer; and Chief Chris Dewey, Police Chief.

Staff Comments: Dave Kirch, Lead Equipment Mechanic and Officer Brett Chapman, Police Officer.

4. **PETITIONS AND COMMUNICATIONS**

5. **APPROVAL OF MINUTES**

- a. Minutes of May 4, 2016, a Regular Meeting, with administrative corrections.
- b. Minutes of May 12, 2016, a Special Meeting.

Motion/Second: Brown/Crane to approve the Minutes of May 4, 2016, a Regular Meeting with the administrative corrections, and the Minutes of May 12, 2016, a Special Meeting as submitted. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

6. **RIGHT TO APPEAL DECISION**

7. **CONSENT CALENDAR**

- a. Report of Disbursements for the Month of April – *Finance*.
- b. Notification of Purchase of Professional Services (*COU No. 1516-208*) from Indigo Studios for the Ukiah Police Department Performance Service Review, in an Amount Not to Exceed \$20,000 – *Police*.
- c. Approve the Purchase (*PO 44269*) from Wattco Equipment, Inc., in the Amount of \$13,812.82 and (1.) Approve the Funding from Insurance Proceeds of \$11,944.73 (10500000.44830) and a Transfer in from Asset Forfeiture of \$1,868.09 and (2.) Approve a Budget Amendment to Account 10520210.54100 in the Amount of \$13,812.82 for the Expenditure – *Police*.

- d. Authorize the City Engineer to Execute a Gas and Electric Extension Agreement (COU No. 1516-209) with PG&E for New Well 9 in the Amount of \$52,258.01 – *Public Works*.
- e. Authorize the City Manager to Negotiate and Execute a Lease Agreement (COU No. 1516-205) for the Use of Property Located in the Riverside Park Area to the Ukiah Youth Baseball League, Inc. – *Community Services*.

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

8. AUDIENCE COMMENTS ON NON-AGENDA ITEMS

Public Comment: Susan Knopf.

9. COUNCIL REPORTS

Presenter: Mayor Scalmanini.

10. CITY MANAGER/CITY CLERK REPORTS

Presenter: Sage Sangiacomo, City Manager.

11. PUBLIC HEARINGS – 6:15 P.M.

- a. **Conduct a Public Hearing on Proposed Adoption of Water Rates for the Period of June 2016 Through January 2020 to May 18, 2016 – *Water and Sewer*.**

Presenter: Sean White, Director of Water and Sewer.

PUBLIC HEARING OPENED AT 6:40 P.M.

No public comment was received.

PUBLIC HEARING CLOSED AT 6:41 P.M.

12. UNFINISHED BUSINESS

- a. **Authorization of Amendment to Fiscal Year 2015/2016 Capital Improvement Plan for Grace Hudson Museum Roof Project – *Community Services*.**

Presenters: Sherrie Smith-Ferri, Museum Director and Tami Bartolomei, Community Services Administrator.

Motion/Second: Crane/Doble to authorize amendment to Fiscal Year 2015/2016 Capital Improvement Plan Budget document for the Museum Roof Capital Project. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

- b. **Approval of Contract Amendment to Team Ghilotti, Inc. in the Amount of \$79,522.61 for Additional Work on the North State Sewer Main Improvement Project and Corresponding Budget Amendment – *Public Works*.**

Presenters: Tim Eriksen, Public Works Director/City Engineer and Jarod Thiele, Public Works Analyst.

Public Comment: Tom Fletcher.

Motion/Second: Crane/Mulheren to approve contract amendment (COU No. 1516-128-A1) to Team Ghilotti, Inc. in the amount of \$79,522.61 for additional work on the North State Sewer Main Improvement Project and corresponding budget amendment. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

13. **NEW BUSINESS**

a. Adoption of Resolution Calling for the Holding of a General Municipal Election to be Held on November 8, 2016, and to Consolidate and Request the County Clerk to Conduct said Election with the Statewide General Election; and to Adopt a Resolution and an Ordinance of the Voters Placing a Measure on the Ballot Imposing a 1/2 Cent Sales Tax in the City of Ukiah for Street Repair and Maintenance – Public Works and City Clerk.

Presenters: Tim Eriksen, Public Works Director/City Engineer and Kristine Lawler, City Clerk.

Public Comment: Tom Fletcher and Mark Hilliker.

Motion/Second: Doble/Brown to adopt the resolution (2016-26) calling for the holding of a General Election November 8, 2016; 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 8, 2016, pursuant to Election Code §10002. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

Motion/Second: Brown/Mulheren to adopt the resolution (2016-27) placing one ballot measure and one advisory ballot measure on the ballot for the November 8, 2016, election, transmitting measures to the City Attorney for impartial analysis and establishing deadline for arguments for or against the measures. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

Motion/Second: Brown/Mulheren to adopt the ordinance increasing the existing transactions and use tax by amending Section 1790 and 1792 of Chapter 8c of Division 1 of the Ukiah City Code. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

ORDINANCE NO. 1165

AN ORDINANCE OF THE VOTERS OF THE CITY OF UKIAH INCREASING THE EXISTING TRANSACTIONS AND USE TAX BY AMENDING SECTION 1790 and 1792 OF CHAPTER 8C OF DIVISION 1 OF THE UKIAH CITY CODE

Note: *This ordinance does not go into effect unless approved by voters at the November 8, 2016, election.*

Council Consensus to refer the argument in favor to the Ad Hoc Committee and Staff to draft and bring back to Council at the June 1, 2016, City Council meeting.

b. Adoption of Resolution Revising Schedule of Parking Penalties for the City of Ukiah Municipal and California State Vehicle Code Violations – Police.

Presenter: Chief Chris Dewey, Police Chief.

Public Comment: Tom Fletcher and Mark Hilliker.

Motion by Councilmember Crane, Seconded by Councilmember Doble to adopt a resolution approving revised schedule of parking penalties for the City of Ukiah Municipal and California State Vehicle Code Violations.

Councilmember Doble withdrew his second and motion dies for lack of a second.

Motion by Councilmember Doble, Seconded by Councilmember Crane to approve the rate change but not the proposed three-year increases, and should an ad hoc be formed they re-visit the fees as part of their assignment.

Upon the Second's suggestion, Councilmember Doble amended the motion to read:

Motion by Councilmember Doble, Seconded by Councilmember Crane to approve the rate change with a three to four percent increase [per year], and request that should an ad hoc be formed, for them to discuss the fees.

The Maker of the motion and the Second agreed to amend the motion as follows:

Motion/Second: Doble/Crane to adopt the resolution (2016-28) approving the rate change, setting the fee at \$55 with no incremental increase (*striking columns two and three with the effective dates of July 1, 2017, and July 1, 2018, from the resolution*), and, should an ad hoc be formed, to direct the ad hoc to address the fee issue in their discussion and bring back to Council. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, and Brown; NOES: Scalmanini. ABSENT: None. ABSTAIN: None.

c. Discussion Regarding Downtown Parking Management and Creation of a Parking Ad Hoc Committee – Administration/Economic Development.

Presenter: Shannon Riley, Senior Management Analyst.

Public Comment: Tom Fletcher.

Councilmember Doble made the recommendation for Councilmember Mulheren and Vice Mayor Brown to serve on the ad hoc.

Motion/Second: Brown/Mulheren to appointment Councilmember Mulheren and Vice Mayor Brown to serve on a parking ad hoc committee regarding downtown parking management to be joined by Police, Public Works, Community Services, Planning, and Economic Development Staff. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

d. Adopt Resolution for a Business Arrangement Between City of Ukiah, Sun House Guild, and Grace Hudson Museum Endowment Fund – Community Services.

Presenters: Sherrie Smith-Ferri, Museum Director and Tami Bartolomei, Community Services Administrator.

Motion/Second: Brown/Mulheren to adopt a resolution (2016-29) for a business arrangement between the City of Ukiah, the Sun House Guild, and the Grace Hudson Museum Endowment Fund. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

e. Approval of Contract with UC Davis for Groundwater Characterization Study for \$35,000 – Water and Sewer.

Presenter: Sean White, Water and Sewer Director.

Public Comment: Devon Jones, Mendocino County Farm Bureau.

Motion/Second: Crane/Doble to approve contract (COU No. 1516-206) with UC Davis in the amount of \$35,000 for a Groundwater Characterization Study. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

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

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*, Mendocino County Superior Court, Case No. SCUK-CVC-13-63024

c. Conference with Legal Counsel – Existing Litigation

(Cal. Gov't Code Section 54956.9(d)(1))

Name of case: *County of Mendocino v. Solid Waste System, Inc. et al.*, Mendocino County Superior Court, Case No. SCUK-CVG-11-59459

No action was taken on Closed Session items.

15. ADJOURNMENT

There being no further business, the meeting adjourned at 9:05 p.m.



Kristine Lawler, City Clerk