

CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
CIVIC CENTER COUNCIL CHAMBERS
300 Seminary Avenue
Ukiah, CA 95482
September 7, 2016
6:00 p.m.

1. **ROLL CALL**

2. **PLEDGE OF ALLEGIANCE**

Ukiah City Council met at a Regular Meeting on September 7, 2016, having been legally noticed on September 2, 2016. Mayor Scalmanini called the meeting to order at 6:03 p.m. Roll was taken with the following **Councilmembers Present:** Douglas F. Crane, Maureen Mulheren, Kevin Doble, and Stephen G. Scalmanini. **Councilmember Absent by Prearrangement:** Jim O. Brown. **Staff Present:** Sage Sangiacomo, City Manager; David Rapport, City Attorney; and Kristine Lawler, City Clerk.

Mayor Scalmanini led a moment of silence in remembrance of Gary Smith, a longtime employee of the City and Volunteer Firefighter, followed by Tim Eriksen, Public Works Director/City Engineer, who paid tribute to his memory and 26 years of service.

3. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**

a. Presentation of Employee Recognition Awards – Administration.

Presenters: Mel Grandi, Electric Utility Director; Chris Dewey, Police Chief; and Dan Buffalo, Finance Director.

b. Presentation on Leadership Mendocino – Administration.

Presenter: Heidi Dickerson, Leadership Mendocino Program Director.

Leadership Mendocino Representatives: Michelle Johnson, City of Ukiah Assistant Planner and Cynthia Ariosta, Saucy's Restaurant.

c. Presentation from No on Measure AF Committee – City Clerk.

Presenter: Mike Sweeney, No on Measure AF Committee Representative.

Council Consensus to direct staff to agendize a discussion and possible action for a Council position on Measure AF.

4. **PETITIONS AND COMMUNICATIONS**

5. **APPROVAL OF MINUTES**

a. Minutes of August 17, 2016, a Regular Meeting.

Motion/Second: Doble/Mulheren to approve Minutes of August 17, 2016, a Regular Meeting, as amended. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Scalmanini. NOES: None. ABSENT: Brown. ABSTAIN: None.

6. **RIGHT TO APPEAL DECISION**

7. CONSENT CALENDAR

- a. Approval of Appointment of Neil Davis to the Active Transportation Member Position on the Traffic Engineering Committee (*Resolution No. 2016-49*) – *City Clerk*.
- b. Report of Acquisition of Professional Services from Alpha Analytical Laboratories, Inc. (*Purchase Order No. 44410*) for Quarterly Water Sampling and Completion of Chemical Examination Reports for the Ukiah Landfill – *Public Works*.
- c. Approval of Contract (*COU No. 1617-120*) with Golden Bell Products in the Amount of \$22,525 for Insecta Application to 850 Manholes and Corresponding Budget Amendment – *Public Works*.
- d. Approve Funding Request by Leadership Mendocino for Class 2016-17 – *Administration*.
- e. Report of Award of Bid to Traffic Limited of Lodi, California (*COU No. 1617-121*) in the Amount of \$29,007.67 for Street Striping 2016 per Specification Number 16-08 – *Public Works*.
- f. Possible Adoption of Ordinance (*1169*) Amending the Ukiah City Code to Authorize a Hearing Officer for Appeals Hearings – *Police*.

ORDINANCE NO. 1169

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UKIAH ADDING AND AMENDING VARIOUS SECTIONS OF THE UKIAH CITY CODE TO PROVIDE FOR APPEALS FROM VARIOUS DECISIONS TO BE HEARD BY A HEARING OFFICER APPOINTED BY THE CITY COUNCIL

- g. Award of Contract (*COU No. 1617-122*) for On-Call Planning Services to Land Logistics Planning and Development Services – *Planning and Community Development*.

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

8. AUDIENCE COMMENTS ON NON-AGENDA ITEMS

Public Comment: Cathy (no surname given), Brent Haugen, Phil Baldwin, (unidentified man), Katheryn Hoffar, and Keith Hewett.

9. COUNCIL REPORTS

Presenters: Councilmember Doble and Mayor Scalmanini.

10. CITY MANAGER/CITY CLERK REPORTS

Presenters: Sage Sangiacomo, City Manager and Tami Bartolomei, Community Services Administrator.

Council Consensus directs staff to ask PG&E if they will come give a presentation on their Pipeline Safety Initiative project.

11. PUBLIC HEARINGS (6:15 PM)

12. UNFINISHED BUSINESS

a. Introduction of Ordinance by Title Only Amending UCC Section §1522 and Adoption of Resolution Establishing Bidding Preference for Local Businesses with an Effective Date of November 1, 2016 – Finance.

Presenters: Mary Horger, Purchasing Supervisor and Shannon Riley, Senior Management Analyst.

Public Comment: Phil Baldwin.

Motion/Second: Crane/Doble to introduce ordinance by title only. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Scalmanini. NOES: None. ABSENT: Brown. ABSTAIN: None.

City Clerk, Kristine Lawler, read the title of the ordinance into the record.

Motion/Second: Crane/Doble to introduce the ordinance amending UCC Section §1522 Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Scalmanini. NOES: None. ABSENT: Brown. ABSTAIN: None.

Motion/Second: Crane/Doble to adopt the resolution (2016-50) establishing a bidding preference for local businesses, with the modification to replace paragraph 1 on page 2 - starting with "Local Vendors..." - with the proposed policy language from the Agenda Staff Report (ASR), and an effective date of November 1, 2016, that shall be repealed effective October 31, 2017, subject to further action by the City Council. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Scalmanini. NOES: None. ABSENT: Brown. ABSTAIN: None.

RECESS: 7:50 – 8:00 P.M.

b. Adoption of Resolution of the City Council of the City of Ukiah Authorizing Appropriating Funds for the General Fund and Other Funds in the Fiscal Year 2016-2017 Operating, Debt Service, Capital Budget, and the Appropriations (Gann) Limit – Finance.

Presenter: Daniel Buffalo, Finance Director.

Motion by Councilmember Mulheren to approve the recommended action.

Motion dies for lack of a second.

Council Consensus to continue this item to an Adjourned Regular Meeting on Wednesday, September 14, at 4:00 p.m., in the Civic Council Chamber, and to direct staff to meet with the *Budget Development Best Practices and Financial Policy* ad hoc before that meeting.

13. NEW BUSINESS

e. Consideration of Opportunity to Partner with Ukiah Valley Medical Center on an Outdoor Holiday Ice Rink – Administration.

Presenters: Shannon Riley, Senior Management Analyst and Kerry Randall, Facilities Supervisor.

Public Comment: Gwen Mathews and Erica Tyner, Ukiah Valley Medical Center; Roger Vincent; Rick Hansen, Ukiah Main Street Program; and Martin Bradley.

Motion/Second: Mulheren/Doble to approve partnership with Ukiah Valley Medical Center to bring a seasonal outdoor ice rink to downtown Ukiah for 30 days. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Scalmanini. NOES: None. ABSENT: Brown. ABSTAIN: None.

12. UNFINISHED BUSINESS - continued

- c. Authorize Execution of Amendment to the Agreement with SHN in an Amount not to Exceed \$25,266 for Additional Services for the North State Street - Low Gap Road Storm Drain and Traffic Signal Project and Approve Budget Amendment – *Public Works*.**

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

Motion/Second: Crane/Doble to authorize execution of amendment to the agreement (COU No. 1516-229-A2) with SHN in an amount not to exceed \$25,266 for additional services for the North State Street - Low Gap Road Storm Drain and Traffic Signal Project and approve budget amendment. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Scalmanini. NOES: None. ABSENT: Brown. ABSTAIN: None.

13. NEW BUSINESS - continued

- a. Discussion and Possible Action to Determine the City's Position on the 2016 Resolution Being Considered by the League of California Cities and Provide Corresponding Voting Instructions to the City of Ukiah's Voting Delegate – *Administration*.**

Presenter: Sage Sangiacomo, City Manager.

Motion/Second: Doble/Crane to support the 2016 Resolution being considered by the League of California Cities at the 2016 Annual Conference. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Scalmanini. NOES: None. ABSENT: Brown. ABSTAIN: None.

- b. Discussion and Consideration of a Request to Support Assembly Bill AB 2853 (Gatto), Public Records – *City Clerk*.**

Presenter: Kristine Lawler, City Clerk.

Motion/Second: Crane/Doble to approve and authorize the Mayor to sign a letter of support of Assembly Bill AB 2853 (Gatto) Public Records. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Scalmanini. NOES: None. ABSENT: Brown. ABSTAIN: None.

- c. Consideration of Proposal Restructuring the Finance Department – *Finance*.**

Presenter: Daniel Buffalo, Finance Department.

Motion/Second: Crane/Mulheren to approve the recommended proposal to restructure the Department, approve the salary schedule placement of newly created and revised classifications, and approve the allocation of a temporary 18th FTE (*Full Time Employee*) to the Finance Department, authorizing recruitment if and when needed. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Scalmanini. NOES: None. ABSENT: Brown. ABSTAIN: None.

- d. Authorize City Manager to Apply for Caltrans Aeronautics Loan for the Purchase and Installation of a 12,000 Gallon Avgas Tank in the Amount of \$200,000 – *Airport*.**

Presenter: Greg Owen, Airport Manager.

Motion/Second: Crane/Doble to authorize City Manager to apply for Caltrans Aeronautics loan (COU No. 1617-147) for the purchase and installation of a 12,000 gallon Avgas tank in the amount of \$200,000. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Scalmanini. NOES: None. ABSENT: Brown. ABSTAIN: None.

f. Approve and Adopt Resolution to Supplement No. 1, Amending and Restating the Northern California Power Agency (NCPA) Joint Powers Agreement, Adding the City of Shasta Lake as a Party (EUD) – Electric Utility Department.

Presenter: Mel Grandi, Electric Utility Director.

Motion/Second: Crane/Mulheren to adopt a resolution (2016-51) approving Supplement No. 1, Amended and Restated Northern California Power Agency Joint Powers Agreement, adding the City of Shasta Lake as a Party to NCPA and authorizing the City Manager to execute the agreement on the City's behalf (EUD). Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Scalmanini. NOES: None. ABSENT: Brown. ABSTAIN: None.

CITY COUNCIL ADJOURNED TO CLOSED SESSION AT 9:00 P.M.

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. SCUК- 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, Sonoma County Superior Court, Case No. SCV 256737*

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. SCUК-CVG-11-59459*

d. Conference with Legal Counsel – Existing Litigation

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

Name of case: *Ukiah Citizens for Safety First v. City of Ukiah, Mendocino County Superior Court, Case No. SCUКCVPT 14-63579*

e. Conference with Legal Counsel – Anticipated Litigation

Significant exposure to litigation pursuant to Cal. Gov't Code Section 54956.9(d)(2) Number of potential cases (1)

15. ADJOURNMENT

Council adjourned this meeting to 4:00 p.m. on Wednesday, September 14, 2016, at 9:29 p.m.



Kristine Lawler, City Clerk