

CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
CIVIC CENTER COUNCIL CHAMBERS
300 Seminary Avenue
Ukiah, CA 95482
November 2, 2016
6:00 p.m.

1. **ROLL CALL**

2. **PLEDGE OF ALLEGIANCE**

Ukiah City Council met at a Regular Meeting on October 19, 2016, having been legally noticed on October 13, 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, Jim O. Brown, and Stephen G. Scalmanini. **Councilmembers Absent:** None. **Staff Present:** Sage Sangiacomo, City Manager; David Rapport, City Attorney; and Ashley Cocco, Deputy City Clerk.

MAYOR SCALMANINI PRESIDING.

3. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**

a. **Status Report, Discussion and Possible Action Regarding the Ukiah Valley Sanitation District's Litigation Against the City of Ukiah Related to the Operation of the Sanitary Sewer System – Administration.**

Presenter: Sage Sangiacomo, City Manager.

Report was received.

4. **PETITIONS AND COMMUNICATIONS**

5. **APPROVAL OF MINUTES**

a. **Minutes of August 15, 2016, a Special Meeting.**

b. **Minutes of October 19, 2016, a Regular Meeting.**

Motion/Second: Doble/Mulheren to approve Minutes of August 15, 2016, a Special Meeting and Minutes of October 19, 2016, 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. **Consideration and Possible Approval to Authorize City Manager to Renew Lease Agreement (COU No. 1617-136) for Office and Warehouse Space Located at 185 Mason Street for Park Operations Facility – Community Services.**

b. **Reporting Contract with Code Publishing, Inc. for Legal Publishing Services in the Amount of \$10,583.05, and Requesting Authorization to Amend the Contract (COU No. 1213-187-A1) for Additional Services as Needed – City Clerk.**

c. **Report of Acquisition of Professional Services from Alpha Analytical Laboratories, Inc. for Quarterly Water Sampling and Completion of Chemical Examination Reports for the Ukiah Landfill – Public Works.**

- d. **Approve Resolution (Resolution No. 2016-59) Authorizing the Submittal of an Application, Acceptance of Allocation of Funds, and Execution of a Grant Agreement with the California Department of Transportation for an Airport Matching Grant to Complete Airport Pavement Management Program (APMP) Study with Pavement Classification Number (PCN Calculation) – Airport.**
- e. **Authorize the City Manager to Negotiate and Execute an Agreement (COU No. 1617-137) with Emmett Jones for Professional Consulting Services Related to All Solid Waste Matters and Other Management Advisory Services on an as Needed Basis – Public Works.**

Motion/Second: Crane/Doble to approve Consent Calendar Items 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**

9. **COUNCIL REPORTS**

Presenters: Councilmember Mulheren, Vice Mayor Brown, and Mayor Scalmanini.

10. **CITY MANAGER/CITY CLERK REPORTS**

Presenter: Sage Sangiacomo, City Manager.

11. **PUBLIC HEARINGS (6:15 PM)**

12. **UNFINISHED BUSINESS**

- a. **Status Report on the Ukiah Airport Runway/Taxiway Rehabilitation/Realignment Project and Approve Resolution Authorizing the Submittal of an Application, Acceptance of Allocation of Funds, and Execution of a Grant Agreement with the California Department of Transportation for an Airport Matching Grant to Complete Runway 15-33 Pavement Rehabilitation and Taxiway Realignment Design.**

Presenter: Greg Owen, Airport Manager.

Motion/Second: Crane/Mulheren to receive status report and approve by resolution (Resolution No. 2016-60) the submittal of an application, acceptance of an allocation of funds, and execution of a grant agreement with the California Department of Transportation, for an Airport Improvement Program (AIP) matching grant. 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. **Discussion and Introduction of an Ordinance by Title Only, Amending Division 6, Chapter 3, Articles 1, 2, and 3 of the Ukiah City Code and Adopting the 2016 California Fire Code; and Adoption of a Resolution Establishing Findings of Fact and Need for Modifications to the State Building Standards Code Because of Local Conditions.**

Presenter: Kevin P. Jennings, Division Chief / Prevention Officer.

Motion/Second: Doble/Brown to introduce ordinance by title only, amending Division 6, Chapter 3, Articles 1, 2, and 3 and adopting the 2016 California Fire Code. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

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

ABSTAIN: None.

Motion/Second: Doble/Brown to adopt resolution (Resolution No. 2016-61) establishing findings of fact and need for modifications to the State Building Standards Code. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

b. Discussion and Possible Introduction of Ordinance by Title Only Amending Portions of Ukiah City Code (UCC) Division 3, Chapters 1 and 2 Pertaining to the Adoption of the Building Codes and Amendments Thereof.

Presenter: David Willoughby, Building Official and Kevin Thompson, Interim Director of Planning.

Motion/Second: Crane/Doble to introduce ordinance, by title only, amending portions of the Ukiah City Code (UCC) Division 3, Chapters 1 and 2 pertaining to the building regulations. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

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

c. Authorize the City Manager to Negotiate and Execute an Amendment No. 1 to the Existing Agreement with Syblon Reid, General Engineering Contractors, for Conducting Critical Repairs to the Lake Mendocino Hydroelectric Plant Turbines Discharge Gates in an Amount up to \$210,000 and Authorize a Budget Amendment in the Amount of \$50,000.

Presenter: Mel Grandi, Electric Utility Director.

Motion/Second: Doble/Crane to authorize the City Manager to negotiate and execute an amendment no. 1 (COU No. 1516-210-A1) to the existing agreement with Syblon Reid, General Engineering Contractors, for conducting critical repairs to the Lake Mendocino Hydroelectric Plant turbines discharge gates in an amount up to \$210,000 and authorize a budget amendment in the amount of \$50,000. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

CITY COUNCIL ADJOURNED TO CLOSED SESSION AT 7:04 P.M.

14. CLOSED SESSION

a. 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) (Landfill)

b. 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. SCU-K- CVPT-15-66036*

c. 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

d. 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

e. 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. SCUKCVPT 14-63579

f. Conference with Real Property Negotiators

(Cal. Gov't Code Section 54956.8)

Property: 429 South Dora St. Ukiah, CA 95482

Negotiator: Sage Sangiacomo, City Manager

Negotiating Parties: City of Ukiah and Ukiah Unified School District

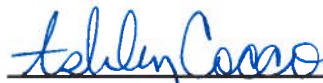
Under Negotiation: Price & Terms of Payment

THE CITY COUNCIL RECONVENED IN OPEN SESSION AT 9:31 P.M.

No report out of Closed Session. The City Council will hold a Special Meeting, Friday, November 9, 2016, beginning at 9:00 a.m.

15. ADJOURNMENT

There being no further business, the meeting adjourned at 9:34 p.m.



Ashley Cocco, Deputy City Clerk