

CITY OF UKIAH
CITY COUNCIL MINUTES
Regular Meeting
CIVIC CENTER COUNCIL CHAMBERS
300 Seminary Avenue
Ukiah, CA 95482
December 16, 2015
6:00 p.m.

1. **ROLL CALL**

Ukiah City Council met at a Regular Meeting on December 16, 2015, having been legally noticed on December 11, 2015. Mayor Crane called the meeting to order at 6:02 p.m. Roll was taken with the following **Councilmembers Present:** Maureen Mulheren, Kevin Doble, Jim O. Brown, Stephen G. Scalmanini and Douglas F. Crane. **Staff Present:** Sage Sangiacomo, City Manager; David Rapport, City Attorney; Kristine Lawler, City Clerk; and Ashley Cocco, Deputy City Clerk.

MAYOR CRANE PRESIDING.

2. **PLEDGE OF ALLEGIANCE**

3. **PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS**

a. Outgoing Mayor Presentation and Dais Seating Changes.

Presenter: Kristine Lawler, City Clerk.

COUNCILMEMBERS MOVED TO THEIR NEW SEATING ARRANGEMENTS. OUTGOING MAYOR CRANE PASSED THE GAVEL TO INCOMING MAYOR SCALMANINI.

MAYOR SCALMANINI PRESIDING.

Mayor Scalmanini led a moment of silence in remembrance of Rick Kennedy, former City Public Works Director/City Engineer, followed by Tim Eriksen Public Works Director/City Engineer, who paid tribute to his memory and years of service.

4. **PETITIONS AND COMMUNICATIONS**

5. **APPROVAL OF MINUTES**

a. Minutes of December 2, 2015, a Regular Meeting.

Motion/Second: Brown/Mulheren to approve the minutes of December 2, 2015, a Regular 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 November 2015 – *Finance*.

b. Proposed Increase in Hourly Rates for Boutin Jones, Inc. (COU No. 1314-166-A1), Special Counsel to the City in UVSD v. Ukiah – *Administration*.

- c. Adoption of Resolution (2015-49) Authorizing Contract for Bond and Disclosure Counsel Services and Underwriter Services for the Upcoming Refunding of 2005 Water Bonds – *Finance*.
- d. ~~Authorization to Contract for an Administrative Hearing Officer as Defined in Section 3451 and 3456A of the Ukiah City Code for Appeals of Abatement of Public Nuisances – Police – Pulled by Mayor Scalmanini and moved to Agenda Item 13f.~~
- e. ~~Notification of Acquisition of Professional Services from Emmett Jones in the Amount Not to Exceed \$19,500 for Management Advisory Services Related to the 2017 Solid Waste Rate Setting – Public Works – Pulled by Councilmember Doble and moved to Agenda Item 13g.~~
- f. Award of a two-year Contract (COU No. 1516-143) to Ukiah Waste Solutions, Inc. for Biosolids Removal from the Wastewater Treatment Plant – *Public Works*.

Motion/Second: Crane/Doble to approve Consent Calendar Items 7a-c and 7f, 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: Vice Mayor Brown, Councilmembers Crane and Doble, and Mayor Scalmanini.

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

Presenters: Sage Sangiacomo, City Manager; Sean White, Water and Sewer Director; and Mel Grandi, Electric Utilities Director.

11. **PUBLIC HEARINGS – 6:15 P.M.**

12. **UNFINISHED BUSINESS**

a. **Receive Status Report, Consider Alternatives and Provide Direction Regarding the Sphere of Influence Update Project – *Public Works*.**

Presenter: Charley Stump, Director of Planning and Community Development.

Motion/Second: Mulheren/Doble to direct staff to withdraw the current SOI application on file with LAFCo, and focus efforts on reviewing and updating the General Plan. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

b. **Approve the City Council's Strategic Plan and Schedule Workshops Related to Public Infrastructure – *Administration*.**

Presenter: Sage Sangiacomo, City Manager.

Motion/Second: Crane/Mulheren to approve the City Council's Strategic Plan as presented and schedule three workshops related to public infrastructure. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

- c. **Authorize the Director of Public Works/City Engineer to Execute the Settlement Agreement and Stipulation for Entry of Administrative Civil Liability Complaint for the North Coast Regional Water Quality Control Board for Fines Levied at the Waste Water Treatment Plant – Public Works.**

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

Motion/Second: Crane/Doble to authorize the Director of Public Works/City Engineer to execute the settlement agreement (*COU No. 1516-144 - North Coast Regional Water Quality Control Board*) for the Administrative Civil Liability Complaint for fines levied at the Waste Water Treatment Plant. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

- d. **Reject Bids Received for the Installation of Replacement Well 4 and New Water Well 9, Specification No. 14-05 – Public Works.**

Presenter: Tim Eriksen, Public Works Director/City Engineer and Sean White, Water and Sewer Director.

Staff Comment: Mary Horger, Purchasing Supervisor.

Motion/Second: Crane/Doble to reject bids received for Spec No. 14-05 Installation of Replacement Well 4 and New Well 9 and authorize staff to rebid. 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. **Appointments and Discussion Regarding 2016 Council Assignments; and Consideration of Disbandments and Modifications to City Council Committees and Ad Hocs – Administration.**

Presenter: Mayor Scalmanini.

Council Consensus to make the following changes to the Council Special Assignment List:

- Authorize the disbandment of the *Courthouse Public Advisory Committee*, the *Exploration with City Hauler of Solid Waste Disposal Alternatives Ad Hoc*, the *Capital Budget 2015/16 Ad Hoc*; and the *Development Impact Fee Deferral Program Ad Hoc*;
- Create a *Depot infrastructure Development Committee*, with Councilmember Doble as the representative;
- Rename the *Mendocino County Health & Human Advisory Board* to *Health & Human Services Liaisons*;
- Replace Sage Sangiacomo, City Manager, with Shannon Riley, Senior Management Analyst, as the staff assignment for the *Greater Ukiah Chamber of Commerce Liaison* and the *Main Street Program Board of Directors*;
- Add Alan Carter, Treasurer, to the *Investment Oversight Committee*; and
- Add Greg Owen, Airport Manager, to the *Ukiah Players Theater Board of Directors*.

Motion/Second: Brown/Crane to approve the 2016 Council Special Assignments List as discussed (*Final 2016 list is attached*); Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

- b. Facility Security and Access (Cardlock) Control System Phase I Capital Project Authorization to Purchase System and Installation from Gaynor Telesystems, Inc. in the Amount of \$33,453 and Approve Corresponding Budget Amendment – Community Services.**

Presenters: Maya Simerson, Community Services Supervisor and Scott Shaver, IT Coordinator.

Council Consensus to continue this item.

- c. Consideration of Phase Two of Reorganization Plan for the City Manager Transition and Approval of the Corresponding Budget Adjustments to be Incorporated into the Fiscal Year 15/16 Budget at Mid-Year Along with Authorization to Recruit a Community Services Administrator – Administration.**

Presenters: Maya Simerson, Community Services Analyst and Sage Sangiacomo, City Manager.

Motion/Second: Brown/Mulheren to approve Phase II reorganization plan for the City Manager transition and approval of the corresponding budget adjustments to be incorporated into the Fiscal Year 15/16 Budget at midyear along with authorization to recruit a Community Services Administrator. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

- d. Award Purchase of a New Vactor Truck to Owen Equipment for the Water and Sewer Departments in the Total Amount of \$423,110.94 and Approve Corresponding Budget Amendment and Transfer – Public Works.**

Presenter: Tim Eriksen, Public Works Director/City Engineer and Dave Kirch, Senior Mechanic.

Motion/Second: Brown/Mulheren to award purchase (*Purchase Order No. 44041*) of one new Vactor truck to Owen Equipment for the Water and Sewer Departments in the total amount of \$423,110.94 and approve corresponding budget amendment and transfer. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

- e. Award of Bid for Renovation of the Oak Manor Park Picnic Area in the Amount of \$84,200 to Siri Grading & Paving, Inc. Funded by the Prop 1c Housing Related Parks Program Grant – Community Services.**

Presenter: Maya Simerson, Community Services Supervisor.

Motion/Second: Crane/Doble to award bid for Spec. No. 15-18 Oak Manor Park in the amount of \$84,200 to Siri Grading & Paving, Inc. (*COU No. 1516-145*), funded by the Prop 1C Housing Related Parks Project. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

RECESS: 8:02 – 8:11 P.M.

- f. Authorization to Contract for an Administrative Hearing Officer as Defined in Section 3451 and 3456A of the Ukiah City Code for Appeals of Abatement of Public Nuisances – Police – From Consent Calendar Item 7d.**

Presenter: Chris Dewey, Police Chief.

Motion/Second: Crane/Brown to authorize the City Manager to execute a contractual agreement (*COU No. 1516-146*) with Matthew Finnegan for Administrative Hearing Officer Services. Motion **carried** by the following roll call votes: AYES: Crane, Mulheren, Doble, Brown, and Scalmanini. NOES: None. ABSENT: None. ABSTAIN: None.

- g. **Notification of Acquisition of Professional Services (COU No. 1516-147) from Emmett Jones in the Amount Not to Exceed \$19,500 for Management Advisory Services Related to the 2017 Solid Waste Rate Setting – Public Works – From Consent Calendar Item 7e.**

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

Report was received.

The City Manager's office will provide Council with a draft schedule of the rate review process.

THE CITY COUNCIL ADJOURNED TO CLOSED SESSION AT 8:43 P.M.

14. CLOSED SESSION

- a. **Conference with Legal Counsel – Anticipated Litigation**

Significant exposure to litigation pursuant to Gov't Code 54956.9 (1 case)

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

- d. **Conference with Labor Negotiator**

(Government Code Section 54957.6)

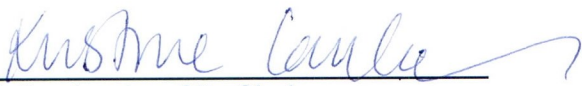
Agency Representative: Sage Sangiacomo, City Manager

Employee Organizations: All Bargaining Units

No action was taken on Closed Session items.

15. ADJOURNMENT

There being no further business, the meeting adjourned at 9:45 p.m.



Kristine Lawler, City Clerk

