



# City of Fort Bragg

416 N Franklin Street  
Fort Bragg, CA 95437  
Phone: (707) 961-2823  
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## Meeting Agenda City Council

**THE FORT BRAGG CITY COUNCIL MEETS CONCURRENTLY  
AS THE FORT BRAGG MUNICIPAL IMPROVEMENT DISTRICT  
NO. 1 AND THE FORT BRAGG REDEVELOPMENT SUCCESSOR  
AGENCY**

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Monday, March 28, 2022

6:00 PM

Via Video Conference

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### CALL TO ORDER

### PLEDGE OF ALLEGIANCE

### ROLL CALL

### PLEASE TAKE NOTICE

*Due to state and county health orders and to minimize the spread of COVID-19, City Councilmembers and staff will be participating in this meeting via video conference. The Governor's executive Orders N-25-20, N-29-20, and N-15-21 suspend certain requirements of the Brown Act and allow the meeting to be held virtually.*

*The meeting will be live-streamed on the City's website at <https://city.fortbragg.com/> and on Channel 3. Public Comment regarding matters on the agenda may be made by joining the Zoom video conference and using the Raise Hand feature when the Mayor or Acting Mayor calls for public comment. Any written public comments received after agenda publication will be forwarded to the Councilmembers as soon as possible after receipt and will be available for inspection at City Hall, 416 N. Franklin Street, Fort Bragg, California, during normal business hours. All comments will become a permanent part of the agenda packet on the day after the meeting or as soon thereafter as possible, except those written comments that are in an unrecognized file type or too large to be uploaded to the City's agenda software application. Public comments may be submitted to City Clerk June Lemos at [jlemos@fortbragg.com](mailto:jlemos@fortbragg.com).*

### ZOOM WEBINAR INVITATION

*You are invited to a Zoom webinar.  
When: Mar 28, 2022 06:00 PM Pacific Time (US and Canada)  
Topic: City Council Meeting*

*Please click the link below to join the webinar:  
<https://us06web.zoom.us/j/89392967260>  
Or Telephone: US: +1 720 707 2699 or +1 253 215 8782  
Webinar ID: 893 9296 7260*

**TO SPEAK DURING PUBLIC COMMENT PORTIONS OF THE AGENDA VIA ZOOM, PLEASE JOIN THE MEETING AND USE THE RAISE HAND FEATURE WHEN THE MAYOR OR ACTING MAYOR CALLS FOR PUBLIC COMMENT ON THE ITEM YOU WISH TO ADDRESS.**

### AGENDA REVIEW

#### **1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS**

## **2. PUBLIC COMMENTS ON: (1) NON-AGENDA, (2) CONSENT CALENDAR & (3) CLOSED SESSION ITEMS**

*MANNER OF ADDRESSING THE CITY COUNCIL: All remarks and questions shall be addressed to the City Council; no discussion or action will be taken pursuant to the Brown Act. No person shall speak without being recognized by the Mayor or Acting Mayor. Public comments are restricted to three (3) minutes per speaker.*

*TIME ALLOTMENT FOR PUBLIC COMMENT ON NON-AGENDA ITEMS: Thirty (30) minutes shall be allotted to receiving public comments. If necessary, the Mayor or Acting Mayor may allot an additional 30 minutes to public comments after Conduct of Business to allow those who have not yet spoken to do so. Any citizen, after being recognized by the Mayor or Acting Mayor, may speak on any topic that may be a proper subject for discussion before the City Council for such period of time as the Mayor or Acting Mayor may determine is appropriate under the circumstances of the particular meeting, including number of persons wishing to speak or the complexity of a particular topic. Time limitations shall be set without regard to a speaker's point of view or the content of the speech, as long as the speaker's comments are not disruptive of the meeting.*

*BROWN ACT REQUIREMENTS: The Brown Act does not allow action or discussion on items not on the agenda (subject to narrow exceptions). This will limit the Council's response to questions and requests made during this comment period.*

## **3. STAFF COMMENTS**

## **4. MATTERS FROM COUNCILMEMBERS**

## **5. CONSENT CALENDAR**

*All items under the Consent Calendar will be acted upon in one motion unless a Councilmember requests that an individual item be taken up under Conduct of Business.*

- 5A. [22-109](#)** Accept Certificate of Completion for the Maple Street Storm Drain and Alley Rehabilitation Project, City Project No. PWP-00116, and Direct City Clerk to File Notice of Completion

**Attachments:** [Certificate of Completion](#)  
[Notice of Completion Maple Street](#)

- 5B. [22-113](#)** Accept Certificate of Completion for the C.V. Starr Center LED Lighting Project, City Project No. PWP-00114, and Direct City Clerk to File Notice of Completion

**Attachments:** [CV Starr LED Proj Certificate of Completion](#)  
[Notice of Completion PWP-00014](#)

- 5C. [22-108](#)** Receive and Accept the City of Fort Bragg's General Plan Annual Progress Report (2021) and Housing Element Annual Progress Report (2021)

**Attachments:** [DRAFT General Plan Report 2021](#)  
[Appendix A - General Plan Policy Implementation](#)  
[Appendix B - Annual Housing Element Report](#)  
[Appendix C - City Council Goals and Priorities](#)

- 5D. [22-129](#)** Adopt City Council Resolution Approving Contract with Cash Carpet Service,

Inc. for the C.V. Starr Center Women's Locker Room Floor Rehabilitation Project and Authorizing City Manager to Execute Same (Amount Not To Exceed \$31,926.00 Account 810-4812-0751)

**Attachments:** [RESO Cash Carpet](#)

[Cash Carpet - Women's Locker](#)

- 5E. [22-143](#) Approve Scope of Work for Request for Proposals from Qualified Firms Who Offer Internal Revenue Service (IRS) Code Section 115 Trust Services

**Attachments:** [RFP- Section 115 Trust](#)

- 5F. [22-141](#) Adopt City Council Resolution Making the Legally Required Findings to Continue to Authorize the Conduct of Remote "Telephonic" Meetings During the State of Emergency

**Attachments:** [RESO Authorize Continuing Remote Meetings](#)

- 5G. [22-142](#) Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg

**Attachments:** [RESO Declaring Continuing Local Emergency](#)

- 5H. [22-148](#) Approve City Council Letter to the Bureau of Land Management in Support of the Lost Coast Redwoods Project

**Attachments:** [03-28-2022 Lost Coast Redwoods](#)

- 5I. [22-150](#) Adopt City Council Resolution Approving Federal Earmark Fund Request to Establish Municipal Ocean Water Infrastructure to Support Aquariums, Research, and Aquaculture Blue Economy Innovation Hub

**Attachments:** [RESO Federal Earmark Funds](#)

- 5J. [22-131](#) Approve Minutes of Special Meeting of March 9, 2022

**Attachments:** [CCM2022-03-09 Budget Workshop](#)

- 5K. [22-135](#) Approve Minutes of March 14, 2022

**Attachments:** [CCM2022-03-14](#)

## **6. DISCLOSURE OF EX PARTE COMMUNICATIONS ON AGENDA ITEMS**

## **7. PUBLIC HEARING**

*When a Public Hearing has been underway for a period of 60 minutes, the Council must vote on whether to continue with the hearing or to continue the hearing to another meeting.*

## **8. CONDUCT OF BUSINESS**

- 8A. [22-136](#) Receive Report and Consider Adoption of City Council Resolution Approving Budget Amendment No. 2022-20 to Appropriate Funds from the Transient Occupancy Tax Special Projects (Account No. 110-4390-0619), Funds from

Asset Forfeiture Funds (Account No. 167-7999-0799), Funds from the State Department of Parks and Recreation Grant (Account No. 329-7999-0799), and Funds from Facilities- Internal Service Funds (Account No. 520-7999-0799) for the Implementation of Two Soccer Fields at Bainbridge Park

**Attachments:** [03282022 Bainbridge Soccer Fields Report](#)

[Att 1: RESO Bainbridge Park Budget Amendment](#)

[Att 2: RESO Exhibit A](#)

[Att 3: City of Fort Bragg Letter of Support 3-22-2022](#)

[Public Comment 8A](#)

- 8B.** [22-137](#) Receive Report and Provide Direction to Staff Regarding Funding for Replacement of Playground Equipment at Wiggly Giggly Playground in Bainbridge Park

**Attachments:** [03282022 Wiggly Giggly Playground Report](#)

[Att 1 - Bainbridge Park Master Plan](#)

[Public Comment 8B](#)

- 8C.** [22-139](#) Receive Report, Receive Finance and Administration Committee Recommendation, and Provide Direction to Staff Regarding Resumption of Water Shutoffs

**Attachments:** [03282022 Water Shutoff Staff Report](#)

[Att 1: Water Shut Off Policy](#)

- 8D.** [22-133](#) Receive Report and Consider Introducing by Title Only and Waiving the First Reading of Ordinance 978-2022 Adding Chapter 6.09 (Organic Waste Disposal Reduction) to Title 6 (Health and Sanitation) of the Fort Bragg Municipal Code in Compliance with SB 1383

**Attachments:** [03282022 SB1383 Ordinance Staff Report](#)

[Att. 1 - ORD 978 SB1383 Enforcement](#)

- 8E.** [22-144](#) Receive Report and Planning Commission Resolution Recommending Adoption of Ordinance 979-2022 Amending Sections 18.22.30, 18.24.30, 18.42.055, 18.42.057, 18.42.059 and 18.100.020 of Title 18 (Inland Land Use and Development Code) of the Fort Bragg Municipal Code Relating to Cannabis Regulations

**Attachments:** [03282022 Cannabis Ordinance Staff Report](#)

[Att 1 - RESO PC05-2022 Recommendation on Cannabis](#)

[Att 2 - Draft Cannabis Ordinance 979-2022](#)

[Att 3 - Draft Neg Dec Initial Study with ATT and Pub Comm](#)

[Att 4 - Title 18 Cannabis Track Changes](#)

[Public Comment 8E](#)

## **9. CLOSED SESSION**

- 9A. [22-145](#) PUBLIC EMPLOYEE APPOINTMENT, Pursuant to Government Code Section 54957(b): Title: City Manager
- 9B. [22-147](#) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, Pursuant to Paragraph (1) of Subdivision (d) of Government Code Section 54956.9; Name of Case: City of Fort Bragg vs. Mendocino Railway and Does 1-10, Case No.: 21CV00850, Superior Court of the State of California, County of Mendocino

## ADJOURNMENT

*The adjournment time for all Council meetings is no later than 10:00 p.m. If the Council is still in session at 10:00 p.m., the Council may continue the meeting upon majority vote.*

### NEXT REGULAR CITY COUNCIL MEETING: 6:00 P.M., MONDAY, APRIL 11, 2022

STATE OF CALIFORNIA     )  
  )ss.  
COUNTY OF MENDOCINO    )

I declare, under penalty of perjury, that I am employed by the City of Fort Bragg and that I caused this agenda to be posted in the City Hall notice case on March 24, 2022.

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June Lemos, MMC  
City Clerk

### NOTICE TO THE PUBLIC:

#### DISTRIBUTION OF ADDITIONAL INFORMATION FOLLOWING AGENDA PACKET DISTRIBUTION:

- *Materials related to an item on this Agenda submitted to the Council/District/Agency after distribution of the agenda packet are available for public inspection upon making reasonable arrangements with the City Clerk for viewing same during normal business hours.*
- *Such documents are also available on the City of Fort Bragg's website at <https://city.fortbragg.com> subject to staff's ability to post the documents before the meeting.*

#### ADA NOTICE AND HEARING IMPAIRED PROVISIONS:

*It is the policy of the City of Fort Bragg to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including those with disabilities. Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities.*

*If you need assistance to ensure your full participation, please contact the City Clerk at (707) 961-2823. Notification 48 hours in advance of any need for assistance will enable the City to make reasonable arrangements to ensure accessibility.*

*This notice is in compliance with the Americans with Disabilities Act (28 CFR, 35.102-35.104 ADA Title II).*