



City of Fort Bragg

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Meeting Minutes 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*

Monday, June 28, 2021

6:00 PM

Town Hall, 363 N. Main Street

CALL TO ORDER

Mayor Norvell called the meeting to order at 6:01 PM.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: 5 - Mayor Bernie Norvell, Vice Mayor Jessica Morsell-Haye, Councilmember Tess Albin-Smith, Councilmember Lindy Peters and Councilmember Marcia Rafanan

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

- 1A. [21-264](#)** Receive Report from John Allison and Mary Kate McKenna Regarding the Impact of the Mendocino Coast Healthcare Foundation and Its Support for Organizations that Care for the Health & Wellness of the Community

John Allison and Mary Kate McKenna gave a presentation to the Council regarding the Healthcare Foundation.

- 1B. [21-290](#)** Receive Report from Library Advisory Board Representative Carolyn Schneider Regarding the Fort Bragg Library Expansion Project

Carolyn Schneider reported on the Fort Bragg Library Expansion Project.

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

(1) Non-Agenda Items - Juan Estrada urged the Council to approve soccer courts at Bainbridge Park. Jay McMartin talked about property receivership at 575 S. Whipple Street. Annemarie Weibel commented on meeting minutes and videos and the Planning Commission resolution for Grocery Outlet. (2) Consent Calendar - None. (3) Closed Session - None.

3. STAFF COMMENTS

City Manager Miller spoke about the joint City/County solid waste franchise Request for Proposals. A mandatory meeting of all interested vendors is set for tomorrow. The City Manager gave a detailed update on the 4th of July events. Trash pickup will begin at 9AM on

July 4th in three separate spots to clean up after the fireworks event on July 3rd. City Hall will staff a booth this Wednesday at Farmers Market regarding a recreation grant program and utility assistance program. Miller recapped the Elm Street Pump Station emergency repairs and thanked staff and local businesses who helped with repairs. Public Works Director Smith gave a brief update on the Maple Street rehabilitation project.

4. MATTERS FROM COUNCILMEMBERS

Councilmember Peters announced that Fort Bragg High School athlete Russel Gordon won the State championship in 300-yard high hurdles at the recent Cal State Track Meet. He goes on to compete in the Nationals in Eugene, Oregon. Councilmember Albin-Smith reported that there is a League of Cities conference in September which she would like to attend. She also spoke about low income housing and transportation help from CALCOG, ball courts at the C.V. Starr Center, and the possibility of a mural near the Tesla electric vehicle charging stations at the Boatyard Center. Vice Mayor Morsell-Haye stated that the recreation grant at C.V. Starr Center initially listed basketball courts. She announced that the community questionnaire for the Citizens Commission regarding possible name change for Fort Bragg will be rolled out in the next week digitally and in hard copy to be mailed out with utility bills. Responses will be gathered by July 31st.

5. CONSENT CALENDAR

Approval of the Consent Calendar

A motion was made by Councilmember Peters, seconded by Vice Mayor Morsell-Haye, to approve the Consent Calendar. The motion carried by the following vote:

Aye: 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Peters and Councilmember Rafanan

- 5A. [21-279](#)** Approve Scope of Work for Engineering Services - Analysis Related to Engineering Concept and Cost Specifications for Establishment of Ocean Water Intake/Discharge Infrastructure to Facilitate Economic Development on Former Mill Site

This Scope of Work was approved on the Consent Calendar.

- 5B. [21-312](#)** Adopt by Title Only and Waive the Second Reading of Ordinance 968-2021 Adding Chapter 15.38 (Streamlined Permitting Process for Electric Vehicle Charging Stations) to Title 15 (Buildings and Construction) of the Fort Bragg Municipal Code

This Ordinance was adopted on the Consent Calendar.

Enactment No: ORD 968-2021

- 5C. [21-313](#)** Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4405-2021

- 5D.** [21-315](#) Adopt City Council Resolution Approving Contract Amendment with Metropolitan Planning Group DBA M-Group for Adjunct Planning Services for Multiple Planning Projects and Authorizing City Manager to Execute Amendment (Amount Not to Exceed \$55,068.50)

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4406-2021

- 5E.** [21-320](#) Adopt City Council Resolution Updating the City of Fort Bragg Master Salary Rate Compensation Plan and Confirming the Pay/Rates/Ranges for All City of Fort Bragg Established Classifications

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4407-2021

- 5F.** [21-321](#) Adopt City Council Resolution Establishing a Compensation Plan and Terms and Conditions of Employment for Exempt Mid-Management Classifications

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4408-2021

- 5G.** [21-322](#) Adopt City Council Resolution Establishing a Compensation Plan and Terms and Conditions of Employment for Exempt At-Will Executive Classifications

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4409-2021

- 5H.** [21-323](#) Adopt City Council Resolution Establishing a Compensation Plan and Terms and Conditions of Employment for Non-Bargaining and Confidential Classifications

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4410-2021

- 5I.** [21-327](#) Adopt Joint City Council/Improvement District/Redevelopment Successor Agency Resolution Approving a Professional Services Agreement with JJACPA, Inc. for Auditing Services and Authorizing City/District Manager/Executive Director to Execute Same (Amount Not to Exceed \$42,550; Split Among the Agencies)

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4411-2021 / ID 450-2021 / RS 31-2021

- 5J.** [21-314](#) Receive and File Minutes of the May 19, 2021 Public Safety Committee

Meeting

These Committee Minutes were received and filed on the Consent Calendar.

5K. [21-310](#) Approve Minutes of Special Meeting of May 20, 2021

These Minutes were approved on the Consent Calendar.

5L. [21-328](#) Approve Minutes of June 14, 2021

These minutes were approved on the Consent Calendar.

5M. [21-319](#) Approve Minutes of Special Meeting of June 17, 2021

These Minutes were approved on the Consent Calendar.

5N. [21-330](#) Approve Minutes of Special Meeting of June 21, 2021

These Minutes were approved on the Consent Calendar.

6. DISCLOSURE OF EX PARTE COMMUNICATIONS ON AGENDA ITEMS

None.

7. PUBLIC HEARING

7A. [21-306](#) Receive Report, Conduct Public Hearing, and Consider Introducing by Title Only and Waiving the First Reading of Ordinance 969-2021 Amending Chapter 14.06 (Water Conservation) of Title 9 (Water and Sewers) of the Fort Bragg Municipal Code

Mayor Norvell opened the public hearing at 6:49 PM.

City Manager Miller presented the staff report on this agenda item and responded to questions from Councilmembers.

Public Comments: None.

Mayor Norvell closed the public hearing at 7:12 PM. After the hearing was closed a member of the public who was having audio problems was able to use the Raise Hand feature of Zoom, and the Mayor decided to reopen the hearing to allow the public comment.

Mayor Norvell re-opened the public hearing at 7:12 PM.

Public Comment was received from Jay McMartin Rosenquist.

Mayor Norvell closed the public hearing at 7:13 PM.

Discussion: After holding discussion on the matter, the City Council decided to amend Ordinance 969-2021 in the following manner:

- Change Section 2, §14.06.020, item B (Stage 2 Water Warning), to add "or a use approved by the City Manager" at the end of the sentence.

- Change Section 4, §14.06.050, by adding paragraphs B4 and B5 under Paragraph A (Stage 1 Water Alert), modified as follows:

- 4. Restaurants shall serve water only upon specific request.

- 5. Hotels, motels and other commercial lodging establishments shall offer patrons the option to forego the daily laundering of towels, sheets and linens, except in the case of health

and safety concerns. Each lodging establishment shall prominently display notice of this option in each guest room using clear and easily understood language.

- Change Section 4, §14.06.050, Item B5, to state, "Hotels, motels and other commercial lodging establishments shall forego daily laundering of towels, sheets and linens for guest stays of less than three days..." The rest of the paragraph is unchanged.
- Delete Item C4 from §14.06.050.
- Change §14.06.060 to make the enforcement section consistent with the above changes.

A motion was made by Councilmember Peters, seconded by Councilmember Albin-Smith, that this Ordinance be introduced by title only, waiving further reading of the text, as amended. The motion carried by the following vote:

Aye: 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Peters and Councilmember Rafanan

8. CONDUCT OF BUSINESS

- 8A. [21-326](#)** Presentation by NHA Advisors on Fort Bragg Unfunded Accrued Actuarial Pension Liability

Mike Meyer of NHA Advisors gave a presentation to City Council on pension liability.

Public Comments: None.

Mayor Norvell recessed the meeting at 8:24 PM; the meeting reconvened at 8:32 PM.

No action was taken on this agenda item.

- 8B. [21-307](#)** Receive Report and Planning Commission Recommendation and Provide Direction on Ordinance Regulating Formula Businesses in the Inland Zoning Area

City Manager Miller summarized the staff report for this agenda item.

Public Comment was received from Annemarie Weibel and Andrew Jordan.

Direction: After discussing the matter, Council direction was to leave the ordinance as drafted by the Planning Commission and bring it back to Council for introduction at the next possible meeting after noticing requirements have been met.

This Staff Report was referred to staff for preparation of an Ordinance.

- 8C. [21-332](#)** Receive Report and Consider Endorsing and Encouraging Voluntary Implementation of Stage 2 Water Conservation Measures in Fort Bragg

City Manager Miller gave the staff report.

Public Comment: None.

A motion was made by Vice Mayor Morsell-Haye, seconded by Councilmember Peters, that this Resolution be adopted. The motion carried by the following vote:

Aye: 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Peters and Councilmember Rafanan

Enactment No: RES 4412-2021

- 8D. [21-333](#) Receive Oral Staff Report and Consider Adopting a Resolution Authorizing and Ratifying Emergency Repair of a Sewer Force Main and Authorizing the City/District Manager to Complete and Execute Agreements and Documents

City Manager Miller gave the staff report.

Public Comment: None.

A motion was made by Councilmember Albin-Smith, seconded by Councilmember Rafanan, that these Resolution be adopted. The motion carried by the following vote:

Aye: 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Peters and Councilmember Rafanan

Enactment No: RES 4413-2021 / ID 451-2021

9. CLOSED SESSION

Mayor Norvell recessed the meeting at 9:24 PM. The meeting reconvened to Closed Session at 9:30 PM.

- 9A. [21-324](#) CONFERENCE WITH LABOR NEGOTIATORS: Pursuant to Government Code Section 54957.6: City Negotiator: Tabatha Miller, City Manager; Employee Organizations: Fort Bragg Police Association

- 9B. [21-325](#) CONFERENCE WITH REAL PROPERTY NEGOTIATORS FOR POSSIBLE ACQUISITION OF REAL PROPERTY, Pursuant to Government Code Section 54956.8: Real Property: APN 008-430-21, APN 008-430-22, APN 018-040-61, APN 018-430-22, APN 018-040-61, APN 018-120-50, APN 008-171-07, APN 008-161-08, APN 008-151-26, APN 008-161-27 and the Southern portion of former APN 008-020-15, Fort Bragg, CA 95437; City Negotiator: Tabatha Miller, City Manager; Negotiating Party: Dave Massengill, Environmental Affairs, Georgia Pacific Corporation; Under Negotiation: Terms of Acquisition, Price

Mayor Norvell reconvened the meeting to Open Session at 10:29 PM and reported that no reportable action was taken on the Closed Session items.

ADJOURNMENT

Mayor Norvell adjourned the meeting at 10:29 PM.

BERNIE NORVELL, MAYOR

June Lemos, CMC, City Clerk

IMAGED (_____)