



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, May 10, 2021

6:00 PM

Town Hall, 363 N. Main Street

CALL TO ORDER

Mayor Norvell called the meeting to order at 6:03 PM.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: 4 - Mayor Bernie Norvell, Vice Mayor Jessica Morsell-Haye, Councilmember Lindy Peters and Councilmember Marcia Rafanan
Absent: 1 - Councilmember Tess Albin-Smith

AGENDA REVIEW

Mayor Norvell moved Item 8B ahead of Item 8A.

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

Mayor Norvell announced that the Mill Site Zoning Map ad hoc committee has expired and will not be renewed. He extended the Citizens Commission on the Fort Bragg Name Change for another six months.

1A. [21-159](#) Presentation by Tim Karas, Ed.D, President/Superintendent of Mendocino-Lake Community College District

Mendocino-Lake Community District President/Superintendent Tim Karas, Ed.D gave a presentation about the college to the City Council.

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

- (1) Public comments on non-agenda items were received from Mary Rose Kaczorowski, Gabriel Quinn Maroney, Jacob Patterson, and Jay McMartin Rosenquist.
- (2) None.
- (3) N/A.

3. STAFF COMMENTS

City Manager Miller reported on a recent meeting of the water boards regarding upcoming pending water emergency; a cannabis workshop; budget workshop; and new Accessory

Dwelling Unit (ADU) plans.

4. MATTERS FROM COUNCILMEMBERS

None.

5. CONSENT CALENDAR

Mayor Norvell requested that Item 5B be removed from the Consent Calendar so he could recuse himself; Councilmember Peters requested that Item 5D be removed from the Consent Calendar so he could recuse himself.

Approval of the Consent Calendar

A motion was made by Councilmember Peters, seconded by Vice Mayor Morsell-Haye, to approve the Consent Calendar with the exception of Items 5B and 5D. The motion carried by the following vote:

Aye: 4 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Peters and Councilmember Rafanan

Absent: 1 - Councilmember Albin-Smith

- 5A. [21-209](#)** Amend City Council Resolution 4365-2021 Approving a Professional Services Agreement with Parker Lucas & Associates DBA Community Development Services for Community Development Block Grant (CDBG) Funded Business Loan Services and Authorizing City Manager to Execute Same (Amount Not to Exceed \$105,774; Account No. 331-5035-0630)
This Resolution was adopted on the Consent Calendar.
- 5C. [21-183](#)** Adopt City Council Resolution Authorizing the City Manager to Execute the Acceptance of an Offer of a 15-foot wide Public Right of Way dedication for South Sanderson Way from Robert L. Habekoss and Rosemary E. Habekoss
This Resolution was adopted on the Consent Calendar.
- 5E. [21-210](#)** 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.
- 5F. [21-213](#)** Adopt City Council Resolution Cancelling the Regularly Scheduled City Council Meeting of August 23, 2021 to Accommodate Summer Vacation Schedules
This Resolution was adopted on the Consent Calendar.
- 5G. [21-206](#)** Receive and File Minutes of the March 17, 2021 Special Public Safety Committee Meeting
These Committee Minutes were received and filed on the Consent Calendar.

- 5H. [21-212](#) Approve Minutes of April 26, 2021
These Minutes were approved on the Consent Calendar.
- 5I. [21-218](#) Approve Minutes of Special Closed Session of April 30, 2021
These Minutes were approved on the Consent Calendar.
- 5J. [21-219](#) Approve Minutes of Special Meeting of May 3, 2021
These Minutes were approved on the Consent Calendar.
- 5K. [21-223](#) Approve Minutes of Special Closed Session of May 4, 2021
These Minutes were approved on the Consent Calendar.

ITEMS REMOVED FROM CONSENT CALENDAR

- 5B. [21-129](#) Adopt City Council Resolution Approving Parcel Map for Minor Division 1-20 (DIV 1-20); Carlos and Heather Franco (owner/applicant); Minor Subdivision of a 22,989 Square Foot Parcel Into Three Parcels of 7,515, 7,793, and 7,681 Square Feet and Accepting the 10 Foot Wide Public Utility Easement as Shown on the Parcel Map

Mayor Norvell recused himself from this item, citing a personal conflict due to a family member living on the same street as the subject property.

Public Comment: None.

A motion was made by Councilmember Peters, seconded by Councilmember Rafanan, that this Resolution be adopted. The motion carried by the following vote:

Aye: 3 - Vice Mayor Morsell-Haye, Councilmember Peters and Councilmember Rafanan

Absent: 1 - Councilmember Albin-Smith

Recuse: 1 - Mayor Norvell

- 5D. [21-208](#) Adopt City Council Resolution Approving an Increase in Compensation for Seasonal/Temporary Classifications and the Police Services Transporter Classification

Councilmember Peters recused himself from this item, citing a financial conflict of interest as his wife is now a temporary employee with the City.

Public Comment: None.

A motion was made by Mayor Norvell, seconded by Councilmember Rafanan, that this Resolution be adopted. The motion carried by the following vote:

Aye: 3 - Mayor Norvell, Vice Mayor Morsell-Haye and Councilmember Rafanan

Absent: 1 - Councilmember Albin-Smith

Recuse: 1 - Councilmember Peters

6. DISCLOSURE OF EX PARTE COMMUNICATIONS ON AGENDA ITEMS

None.

Mayor Norvell recessed the meeting at 6:42 PM; the meeting reconvened at 6:52 PM.

7. PUBLIC HEARING

8. CONDUCT OF BUSINESS

8B. [21-217](#) Receive Report and Consider Two Requests for a Waiver of the Fee to Appeal a Planning Commission Decision to the City Council

City Manager Miller presented the staff report on this agenda item.

Public Comment was received from Tiffani Ferris, Jacob Patterson, Michelle, and Annemarie Weibel.

A motion was made by Councilmember Rafanan to waive the fees for the two appellants. The motion failed for lack of second.

8A. [21-220](#) Receive Report and Consider Introducing by Title Only and Waiving the First Reading of Ordinance 966-2021 Amending Chapter 9.30 (Cannabis Businesses) of Title 9 (Public Peace, Safety and Morals) of the Fort Bragg Municipal Code

Associate Planner Gurewitz presented the staff report on this agenda item.

Public Comment: None.

Discussion: After thanking staff for the quick turn-around time on this ordinance, the consensus of Council was to proceed with introduction of the ordinance as is, waiving the first reading.

A motion was made by Councilmember Peters, seconded by Vice Mayor Morsell-Haye, that this Ordinance be introduced by title only, waiving the first reading. The motion carried by the following vote:

Aye: 3 - Mayor Norvell, Vice Mayor Morsell-Haye and Councilmember Peters

No: 1 - Councilmember Rafanan

Absent: 1 - Councilmember Albin-Smith

8C. [21-216](#) Receive Report and Consider Adoption of Municipal Improvement District Resolution Approving Budget Amendment No. 2021-10 Adjusting Selected Expenditure and Revenue Budgets

Public Works Director Smith presented the staff report on this agenda item.

Public Comments: None.

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

following vote:

Aye: 4 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Peters and Councilmember Rafanan

Absent: 1 - Councilmember Albin-Smith

8D. [21-225](#) Receive Report and Consider Adoption of City Council Resolution Recommending and Encouraging Voluntary Implementation of Stage 1 Water Conservation Measures in Fort Bragg

City Manager Miller and Public Works Director Smith gave the staff report on this item. Public Comment was received from Gabriel Quinn Maroney and Jacob Patterson.

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: 4 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Peters and Councilmember Rafanan

Absent: 1 - Councilmember Albin-Smith

8E. [21-222](#) City Council Report on Actions Following Adoption of Interim Urgency Ordinance Placing a 45-day Moratorium on the Approval of Applications and Permits for Formula Businesses in the Inland Zoning Area

City Manager Miller summarized the staff report for this agenda item. Public Comment: None.

This report was received and filed.

9. CLOSED SESSION

ADJOURNMENT

Mayor Norvell adjourned the meeting at 8:04 PM.

BERNIE NORVELL, MAYOR

June Lemos, CMC, City Clerk

IMAGED (_____)