



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802

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**

Monday, January 27, 2020

6:00 PM

Town Hall, 363 N. Main Street

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

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: Any member of the public desiring to address the City Council may submit a Speaker Card to the City Clerk and proceed to the podium after being recognized by the Presiding Officer. Speakers will be called up in the order the Speaker Cards are received. Those who have not filled out a Speaker Card will be given an opportunity to speak after all those who have filled out Speaker Cards have spoken. 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. Written comments may be submitted to the City Clerk, 416 N. Franklin Street, Fort Bragg, CA 95437, or emailed to cityclerk@fortbragg.com.

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. [20-589](#)** Adopt City Council Resolution Denying Appeal of Mitch Bramlitt and AutoZone Parts, Inc. and Upholding Planning Commission's Determination to Deny Coastal Development Permit 9-18 (CDP 9-18), Design Review 3-18 (DR 3-18) and Subdivision 1-18 (DIV 1-18)

Attachments: [RESO Denying Appeal of AutoZone](#)
[EXHIBIT A: Resolution PC08-2019](#)

- 5B. [20-555](#)** Accept Development Impact Fees Reports for Fiscal Year Ending June 30, 2019

Attachments: [General Plan Maintenance Fees 18-19](#)
[Parking In-Lieu Fees 18-19](#)
[Wastewater Capacity Fees 18-19](#)
[Water Capacity Fees 18-19](#)

- 5C. [20-563](#)** Accept Certificate of Completion for C.V. Starr Pool Basin Reconstruction Project, City Project No. PWP-00113, and Direct City Clerk to File Notice of Completion

Attachments: [Certificate of Completion - Signed](#)
[Notice of Completion](#)

- 5D. [20-565](#)** Adopt City Council Resolution Declaring Surplus Exempt Property - Noyo Center for Marine Science Parcel (APN 018-420-15)

Attachments: [RESO Declare Noyo Marine Ctr Pcl exempt surplus property](#)

- 5E. [20-570](#)** Adopt City Council Resolution Amending Rules of Procedure for Conduct of City Council Business

Attachments: [RESO Council Policies-Procedures](#)

- 5F. [20-587](#)** Adopt City Council Resolution Endorsing Measure C - Mendocino Coast Health Care District's Lease to Stone Point Health

Attachments: [RESO Support Measure C](#)
[Measure C Ballot Language](#)

- 5G.** [20-588](#) Approve a Letter in Support of Mendocino County Measure D and Companion Measure E
- Attachments:** [Letter in Support Measure D](#)
[County TOT Ordinance - Redline](#)
[Measure D Argument in Support](#)
[Measure E Argument in Support](#)
- 5H.** [20-564](#) Receive and File Minutes of the November 13, 2019 Public Works and Facilities Committee
- Attachments:** [PWM 11132019](#)
- 5I.** [20-585](#) Approve Minutes of January 13, 2020
- Attachments:** [CCM2020-01-13](#)
- 5J.** [20-596](#) Adopt City Council Resolution Delegating to the City Manager Disability Retirement Determinations of Local Safety Officer Employees of the California Public Employees' Retirement System
- Attachments:** [RESO CalPERS Delegation](#)
- 5K.** [20-597](#) Adopt City Council Resolution Updating the City's Compensation Plan and Confirming the Pay/Rates/Ranges for all City of Fort Bragg Established Classifications
- Attachments:** [RESO Compensation Plan Revised](#)
[RESO Ex A: 2020 1-27-20 Revised](#)

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.

- 7A. [20-575](#) Receive Report, Receive Planning Commission Recommendation, Conduct Public Hearing, and Consider Introducing by Title Only and Waiving the First Reading of Ordinance 959-2020 Amending Tables in Sections 18.22.030 and 18.22.050 of Article 2 (Zoning Districts and Allowable Land Uses), Repealing and Replacing Article 4 (Standards for Specific Land Uses), Repealing and Replacing Sections 18.90.030 and 18.90.040 of Article 9 (Inland Land Use and Development Administration), and Amending Article 10 (Definitions) of Title 18 (Inland Land Use and Development Code) of the Fort Bragg Municipal Code Relating to Second Units

Attachments: [Staff Report - ADU Ordinance Update](#)

[Att 1 - ADU Ordinance](#)

[Att 2 - Article 4 with Track Changes](#)

[Att 3 - Article 9 with Track Changes](#)

[Att 4 - Resolution PC 01-2020](#)

[Att 5 - ADU brochure](#)

[Att 6 - JADU brochure](#)

[Att 7 - Public Hearing Notice](#)

[Public Comment](#)

[Second Unit PowerPoint Presentation](#)

- 7B. [20-568](#) Receive Report and Conduct Public Hearing for the Disclosure of Accomplishments and Closeout of Activities Funded by Community Development Block Grant (CDBG) 16-CDBG-11140

Attachments: [01272020 CDBG Closeout Report 16-CDBG-11140](#)

[Att 1 - Closeout #16-CDBG-11140 PH Notice](#)

[Att 2 - Commercial Property Form](#)

[Att 3 - Commercial Property Listing Sample](#)

- 7C. [20-572](#) Receive Report, Conduct Public Hearing, and Consider Adopting by Title Only and Waiving the Second Reading of Ordinance No. 956-2019 Repealing and Replacing Chapter 15.04 (Construction Codes - Adopted by Reference) and Chapter 15.05 (California Fire Code) of Title 15 (Buildings and Construction) of the Fort Bragg Municipal Code

Attachments: [01272020 Construction Code Public Hearing](#)

[Att 1 - ORD#956 Update to 2019 CA Building Codes](#)

[Att 2 - PH Notice ORD 956-2019](#)

8. CONDUCT OF BUSINESS

- 8A. [20-567](#) Receive Report and Provide Direction to Staff Regarding 2020 Community Development Block Grant Application

Attachments: [01272020 2020 CDBG Application Direction](#)

- 8B. [20-551](#) Receive Report and Consider Adoption of City Council Resolution Accepting the 2020 Fort Bragg Police Department Salary Survey Results as Required by Ordinance 672, Adopting Changes to the City of Fort Bragg Salary Rate Compensation Plan and Approving Budget Amendment 2020-08 to the Fiscal Year 2019-20 Budget in the Amount of \$70,932 (Account 110-4200-payroll accounts)

Attachments: [01272020 Ordinance 672 Staff Report 2020](#)

[Att 1 - FBPA Salary Survey 12-30-2019](#)

[Att 2 - RESO Police Salary Survey](#)

[Att 3 - RESO Ex A - Ordinance 672](#)

[Att 4 - RESO Ex B - Salary Rate Compensation Plan](#)

- 8C. [20-583](#) Receive Fiscal Year 2019-20 First Quarter Financial Report

Attachments: [01272020 Q1 Financial Results Staff Report](#)

[Q1 Financial Results FY 19-20](#)

- 8D. [20-566](#) Receive Report and Consider Adoption of Fort Bragg Municipal Improvement District Resolution Authorizing District Manager to Execute Contract Change Orders for the Wastewater Treatment Plant Upgrade Project, Project No. 2018-01, Increasing the Amount of the Construction Contract with Wahlund Construction, Inc., by a Not To Exceed Amount of \$1,037,000

Attachments: [01272020 WWTP Upgrade Change Orders](#)

[RESO Wahlund Construction Change Orders](#)

- 8E. [20-584](#) Receive Report and Consider Adoption of City Council Resolution Approving Execution of a Service Agreement between Fort Bragg and the County of Mendocino Relating to Administration and Distribution of Homeless Emergency Aid Program (HEAP) Funds Allocated Through the Mendocino County Homeless Services Continuum of Care (MCHSCoC)

Attachments: [01272020 HEAP Contract](#)

[Att. 1 - Resolution](#)

[Att. 2 - Contract](#)

9. CLOSED SESSION

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, FEBRUARY 10, 2020**

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 January 24, 2020.

June Lemos, CMC, 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 in the lobby of City Hall at 416 N. Franklin Street during normal business hours.*
- *Such documents are also available on the City of Fort Bragg’s website at <http://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.

The Council Chamber is equipped with a Wireless Stereo Headphone unit for use by the hearing impaired. The unit operates in conjunction with the Chamber’s sound system. You may request the Wireless Stereo Headphone unit from the City Clerk for personal use during the Council meetings.

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