



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, September 28, 2020

6:00 PM

Via Video Conference

AMENDED

CALL TO ORDER

Mayor Lee called the meeting to order at 6:00 PM, all Councilmembers appearing by video conference.

PLEDGE OF ALLEGIANCE

ROLL CALL

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

AGENDA REVIEW

Mayor Lee moved Item 8C to follow 8E in the agenda order so he could recuse himself from hearing this item due to a conflict of interest.

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

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

(1) Non-Agenda Items: Comments from Nancy Bennett regarding tourism efforts provided for by Measure AA/AB were read into the record by the City Clerk.

(2) Consent Calendar Items: None.

(3) Closed Session Items: None.

3. STAFF COMMENTS

City Manager Miller spoke about the 2020 Census, tenant eviction moratorium, and the Tenant Based Rental Assistance program. She noted that the next regular Council meeting will be on Tuesday, October 13 due to Indigenous Peoples' Day falling on Monday, October 12. She briefly reported on the broadband consortium projects group. Miller requested that the Mayor assign an ad hoc council committee to work on the solid waste franchise agreement. Mayor Lee appointed himself and Lindy Peters to this ad hoc committee for a period of one year. City Clerk Lemos reported that two positions on the Noyo Harbor Commission will expire on October 31, 2020. The Council directed the City Clerk to publicize the positions, collect applications for the Noyo Harbor Commission appointments, and set a joint meeting

with the Mendocino County Board of Supervisors for October 26.

4. MATTERS FROM COUNCILMEMBERS

Mayor Lee offered support for friends and neighbors in Napa and Sonoma County who are being evacuated because of fires. Councilmember Peters shared a personal experience about being evacuated from Santa Rosa due to fire threat. Councilmember Morsell-Haye gave an update on the Citizens Commission's second meeting and noted that two commissioners have been added to balance out the group. She explained some of the difficulties and challenges of the commission's mission. Vice Mayor Norvell has stepped down from the commission and Councilmember Morsell-Haye will act more as a moderator than a member. Councilmember Albin-Smith stated that Mendocino Council of Governments funded a Caltrans study for a Mendocino County fire evacuation plan.

5. CONSENT CALENDAR

Approval of the Consent Calendar

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

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

- 5A. [20-858](#)** Adopt City Council Resolution Approving a Loan Agreement with Fort Bragg South Street LP, a California Limited Partnership for which Danco Communities Serves as a Co-Administrative General Partner, to Assist with the Development of The Plateau, an Affordable Housing Project Located at 441 South Street and Authorizing City Manager to Execute Same (Amount Not To Exceed: \$3,250,000; Account No. 329-6123-0319 in amount of \$3,000,000 and Account No. 176-4810-0607 in amount of \$250,000)

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4306-2020

- 5B. [20-860](#)** Adopt City Council Resolution Establishing a City of Fort Bragg Master Salary Rate Compensation Plan Confirming the Pay Rates/Ranges for All City of Fort Bragg Classifications Effective September 28, 2020

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4307-2020

- 5C. [20-863](#)** Approve Minutes of Special Meeting of September 21, 2020

These Minutes were approved on the Consent Calendar.

6. DISCLOSURE OF EX PARTE COMMUNICATIONS ON AGENDA ITEMS

None.

7. PUBLIC HEARING

- 7A. [20-847](#) Receive Recommendation from the Community Development Committee, Conduct Public Hearing, and Consider Adoption of City Council Resolution Revising the City's Fee Schedule for Various Building Permit Fees and Services

Mayor Lee opened the public hearing at 6:48 PM.

Engineering Division Assistant Director O'Neal presented the staff report on this agenda item and responded to questions from Councilmembers.

Public Comment: The City Clerk read comments from Jacob Patterson and the Mendocino Action Council for Accountable Government Organizations into the record.

Mayor Lee closed the public hearing at 7:17 PM.

Discussion: After discussing the matter, it was determined that the methodologies for changes to building permit costs were reasonable. Council directed staff to bring back an item on imposing a revocable moratorium on the General Plan Maintenance fee at the next regularly scheduled Council meeting.

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

- Aye:** 4 - Mayor Lee, Vice Mayor Norvell, Councilmember Morsell-Haye and Councilmember Peters
- No:** 1 - Councilmember Albin-Smith

Enactment No: RES 4308-2020

8. CONDUCT OF BUSINESS

- 8A. [20-859](#) Receive Report and Consider Adoption of City Council Resolution Endorsing the Strategic Plan to Address Homelessness in Mendocino County as Adopted by the Mendocino County Homeless Services Continuum of Care

Mayor Lee recessed the meeting at 7:46 PM; the meeting reconvened at 7:53 PM.

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

Public Comment: None.

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

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

Enactment No: RES 4309-2020

- 8B. [20-862](#) Receive Report and Consider Adoption of City Council Resolution Downgrading the Stage 2 Water Conservation Measures to Stage 1 Water Conservation Measures

Public Works Director Smith presented the staff report on this item and responded to questions from Councilmembers.

Public Comments: None.

Discussion: Councilmembers were in general agreement with the reduction to Stage 1 water conservation measures based on staff analysis and recommendations.

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

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

Enactment No: RES 4310-2020

- 8D.** [20-864](#) Receive Report and Consider Adoption of Joint City Council/Municipal Improvement District Resolution Approving Budget Amendment 2021-04 Adjusting Selected Expenditure Budgets

City Manager Miller presented the report on this matter.

Public Comment from Jacob Patterson was read into the record by the City Clerk.

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

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

Enactment No: RES 4311-2020 / RES ID 434-2020

- 8E.** [20-865](#) Receive Report and Consider Adoption of Joint City Council/Municipal Improvement District Resolution for Emergency Repair of a Sewer Main Line in Highway 1 and Authorizing the City/District Manager to Sign Related Documents

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

Public Comment from Jacob Patterson was read into the record by the City Clerk.

Discussion: Council applauded staff for the handling of this emergency and the consensus was to expeditiously proceed with repairs to the sewer main.

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

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

Enactment No: RES 4312-2020 / RES ID 435-2020

- 8C.** [20-861](#) Receive Report and Consider Adoption of City Council Resolution Ratifying the City Manager's Execution of a Memorandum of Understanding between the City of Fort Bragg and Adventist Health Mendocino Coast Authorizing Adventist Health Mendocino Coast 's Application and Enrollment in the Section 340B of the Public Health

Services Act Program

Mayor Lee recused himself from this item, citing a conflict of interest as he is an employee of the hospital. He appointed Vice Mayor Norvell as Mayor Pro Tem and left the video conference at 8:33 PM. Vice Mayor Norvell recused himself from this item, citing a conflict of interest as his wife works at the hospital. He appointed Councilmember Peters as Mayor Pro Tem and left the video conference at 8:34 PM.

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

Public Comment: None.

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

Aye: 3 - Councilmember Albin-Smith, Councilmember Morsell-Haye and Councilmember Peters

Recuse: 2 - Mayor Lee and Vice Mayor Norvell

Enactment No: RES 4313-2020

9. CLOSED SESSION

ADJOURNMENT

Mayor Pro Tem Peters adjourned the meeting at 8:40 PM.

WILLIAM V. LEE, MAYOR

June Lemos, CMC, City Clerk

IMAGED (_____)