



City of Fort Bragg

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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**

Monday, February 12, 2024

6:00 PM

Town Hall, 363 N.Main Street and Via Video
Conference

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

COUNCILMEMBERS PLEASE TAKE NOTICE

Councilmembers are reminded that pursuant to the Council policy regarding use of electronic devices during public meetings adopted on November 28, 2022, all cell phones are to be turned off and there shall be no electronic communications during the meeting. All e-communications such as texts or emails from members of the public received during a meeting are to be forwarded to the City Clerk after the meeting is adjourned.

ZOOM WEBINAR INVITATION

This meeting is being presented in a hybrid format, both in person at Town Hall and via Zoom.

You are invited to a Zoom webinar.

When: Feb 12, 2024 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/89261772702>

*Or Telephone: 1 669 444 9171 US (*6 mute/unmute, *9 raise hand)*

Webinar ID: 892 6177 2702

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.

CLOSED SESSION REPORT

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

- 1A. [23-519](#) Proclamation - Black History Month
Attachments: [02-Black History Month](#)
- 1B. [23-520](#) Proclamation - Teen Dating Violence Awareness and Prevention Month
Attachments: [03-Teen Dating Violence Awareness and Prevention Month](#)
- 1C. [24-584](#) Presentation of Proposal for Ken Newman's Placement of Sculpture, "The Last Whistle"
Attachments: [Public Art](#)
- 1D. [24-581](#) Receive Presentation on the Noyo Center for Marine Science
Attachments: [NoyoCenter City Council Feb 2024 pdf](#)

2. PUBLIC COMMENTS ON: (1) NON-AGENDA, (2) CONSENT CALENDAR

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.

WRITTEN PUBLIC COMMENTS: Written public comments received after agenda publication are forwarded to the Councilmembers as soon as possible after receipt and are available for inspection at City Hall, 416 N. Franklin Street, Fort Bragg, 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 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 Diana Sanchez, dsanchez@fortbragg.com

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. [24-560](#) Adopt Resolution of the Fort Bragg Municipal Improvement District Awarding Professional Services Agreement with SHN Engineers and Geologists (SHN) to Prepare a Feasibility Study with a Technical Memorandum (Basis of Design) for Biosolids Treatment and Disposal at the MID's Wastewater Treatment Plant, City Project No. WWP-00024, and Authorizing City Manager, or designee, to Execute Contract, in a form approved by the City Attorney; Statutory Exemption.

Attachments: [RESO Biosolids Feasibility Study Award](#)
[Att 1 - SHN Biosolids Feasibility Study Agreement](#)

- 5B. [24-570](#) Adopt City Council Resolution Appointing Director and Alternate Director to Represent and Vote on Behalf of the City of Fort Bragg on the California Intergovernmental Risk Authority (CIRA) Board Meetings

Attachments: [RESO CIRA Representatives](#)

- 5C. [24-579](#) Adopt Resolution of the City Council of the City of Fort Bragg and The Fort Bragg Municipal Improvement District No.1 Extending the Water Capital Improvement Fee and Sewer Capital Improvement Fee Deferral Program for Restaurants, Cafes, and Coffee Shops in the Central Business District and Declaring the Deferral Exempt from CEQA under 14 CCR15273(A)(4)

Attachments: [RESO Cap Deferral](#)

- 5D. [24-552](#) Approve Minutes of Special Closed Session of January 8, 2024

Attachments: [CCM20240108 Special Closed Session](#)

- 5E. [24-559](#) Approve Minutes of Special Closed Session of January 22, 2024

Attachments: [CC2024-01-22 Special Closed Session](#)

- 5F. [24-571](#) Receive and File Minutes of the October 24, 2023 Community Development Committee Meeting

Attachments: [10242023 CDC Minutes](#)

- 5G. [24-572](#) Receive and File Minutes of the November 28, 2023 Community Development Committee Meeting

Attachments: [11282023 CDC Minutes](#)

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. [24-565](#) Conduct Public Hearing on Proposed Water, Sewer, Storm Drainage, Police, Fire, and C.V. Starr Facilities Fees (Capacity Charges/Impact Fees) and on Nexus Study Analyzing these Proposed Fees; Consider Adoption of Resolution Approving Nexus Study; and Consider Introduction of Ordinance Adding Chapter 12.16 (Capacity Charges and Impact Fees) to Title 12 of the Municipal Code and Imposing and Setting the Rates of the Proposed Fees

Attachments: [02122024 Impact Fee Nexus Study Staff Report](#)

[Att 1 - RESO Adopting Impact Fee Nexus Study](#)

[Att 2 - Impact Fee Nexus Study](#)

[Att 3 - Impact Fee Ordinance](#)

[Att 4 - Public Hearing Notice](#)

[Att 5 - Impact Fees Presentation](#)

[Public Comment](#)

[Public Comment 7A](#)

[Public Comment 7A...](#)

[Public Comment Impact Fee Nexus Study](#)

[Public Comment 7A.....](#)

8. CONDUCT OF BUSINESS

- 8A. [24-561](#) Adopt a Resolution of the Fort Bragg City Council Awarding the Raw Water Line Replacement Project, City Project No. WTR-00016, to T & S Construction Company, Inc. as the Lowest Responsible Bidder, and Authorizing the City Manager to Execute Contract (Not To Exceed \$5,958.087) Subject to City Attorney approval as to form.

Attachments: [02122024 Raw Water Project Construction Staff Report](#)

[Att 1 - Bid Opening Results](#)

[Att 2 - RESO Awarding Raw Water Line Construction](#)

[T&S Construction Agreement](#)

- 8B. [24-562](#) Adopt Resolution of the City Council of the City of Fort Bragg Approving Professional Services Agreement with SHN Consulting Engineers & Geologists, Inc. to Provide Construction Management Services for the Raw Water Line Replacement Project, City Project WTR-00016, and Authorizing City Manager to Execute Contract (Amount Not to Exceed \$560,000.00)

Attachments: [2122024 Raw Water Construction Management Staff Report](#)

[Att 1 -RESO Raw Water Line CM Agreement](#)

[Att 3 - SHN excerpts](#)

[SHN Raw Water CM Agreement](#)

- 8C. [24-576](#) Receive Report Regarding 2023 Community Development Block Grant (CDBG) Program Notice of Funding Availability (NOFA) and Provide Direction to Staff Regarding Potential Applications

Attachments: [02122024 Report App Direction CDBG](#)
[2023 Community Development Block Grant Program Notice of Funding Availibil](#)
[02122024 CDBG Slides1](#)
[02122024 PPT](#)

- 8D. [24-546](#) Receive Presentation on the Annual Comprehensive Financial Report (ACFR) for the Year Ended June 30, 2023 for the City of Fort Bragg and Consider Accepting the ACFR as Presented

Attachments: [Staff Report](#)
[Fort Bragg ACFR 2023](#)
[Representation Letter](#)
[FB Communications Letter 2023](#)
[Fort Bragg Single Audit Report 2023](#)
[ACFR Presentation 02-12-24](#)

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 26, 2024**

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 February 9, 2024.

Diana Sanchez
City Clerk