



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, April 11, 2022

6:00 PM

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

CALL TO ORDER

Acting Mayor Morsell-Haye called the meeting to order at 6:00 PM.

PLEDGE OF ALLEGIANCE

ROLL CALL

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

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

- 1A. [22-157](#)** Presentation of Proclamation Supporting and Standing in Solidarity with the People of Ukraine

Acting Mayor Morsell-Haye read a Proclamation supporting and standing in solidarity with Ukraine. Mary Rose Kaczorowski accepted the Proclamation, made remarks regarding the fight for freedom and an independent Ukraine, and presented the Council with a Ukrainian flag and posters. Mariya Tuzyk from southwestern Ukraine appeared at the meeting via Zoom and spoke about the current situation in Ukraine and thanked the Council for the Proclamation.

- 1B. [22-165](#)** Presentation of Proclamation Declaring April as Sexual Assault Awareness Month

Acting Mayor Morsell-Haye read a Proclamation declaring April as sexual assault awareness month. Makayla Chacon, Director of Services for Project Sanctuary, accepted the Proclamation.

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

- (1) Jay McMartin-Rosenquist.
- (2) None.
- (3) None.

3. STAFF COMMENTS

City Manager Spaur reported that interviews for a new City Manager will be held on April 20 and 21 and an announcement via press release will be made two weeks after a decision has been made. Chief Naulty gave an update on Police Department personnel and staffing and reported that the winter shelter was extended for two weeks. He noted that the recruitment for Police Chief opened today through Peckham & McKenney and will close on May 20. Interviews will be held the week of June 13.

4. MATTERS FROM COUNCILMEMBERS

Councilmember Peters reported that the City of Fort Bragg will be applying for the League of California Cities' Helen Putnam Award this year in the Public Works category for the desalination-reverse osmosis plant project. Councilmember Peters remarked on the powerful presentation by Ms. Tuzyk from Ukraine and condemned Vladimir Putin for war crimes.

5. CONSENT CALENDAR

Approval of the Consent Calendar

A motion was made by Councilmember Peters, seconded by Councilmember Albin-Smith, to approve the Consent Calendar. The motion carried by the following vote:

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

Absent: 1 - Mayor Norvell

5A. [22-162](#) Adopt by Title Only and Waive the Second Reading of Ordinance No. 978-2022 Adding Chapter 6.09 (Organic Waste Disposal Reduction) to Title 6 (Health and Sanitation) of the Fort Bragg Municipal Code in Compliance with SB 1383

This Ordinance was adopted on the Consent Calendar.

Enactment No: ORD 978-2022

5B. [22-163](#) Adopt City Council Resolution Making the Legally Required Findings to Continue to Authorize the Conduct of Remote "Telephonic" Meetings During the State of Emergency

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4528-2022

5C. [22-164](#) 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 4529-2022

5D. [22-167](#) Readopt Master Traffic Resolution

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 1271-2022/A

- 5E. [22-168](#) Adopt City Council Resolution Authorizing a Budget Amendment to the FY 2021-22 (Budget Amendment No. 2022-21) Adding Funds to Police Department Salary (Account No. 110-4200-0101), Creating Social Services Liaison (Account No. 110-4200-0379) and a Grant Reimbursement Account (Account No. 110-4200-3318) to Fund the Social Services Liaison Program Through a Fully Reimbursable Grant to Include the Purchase of a Vehicle and the Hiring of Two Employees

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4530-2022

- 5F. [22-169](#) Adopt City Council Resolution Establishing a City of Fort Bragg Master Salary Rate Compensation Plan Adding a New Classification for Social Service Liaison - Crisis Worker

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4531-2022

- 5G. [22-154](#) Approve Minutes of March 28, 2022

These Minutes were approved on the Consent Calendar.

- 5H. [22-170](#) Approve Minutes of Special Closed Session of April 5, 2022

These Minutes were approved on the Consent Calendar.

6. DISCLOSURE OF EX PARTE COMMUNICATIONS ON AGENDA ITEMS

None.

7. PUBLIC HEARING

- 7A. [22-166](#) Open Public Hearing and Immediately Continue Public Hearing to Date, Time and Place Certain - May 23, 2022 at 6:00 PM at Town Hall, 363 N. Main Street - to Consider Introduction of Ordinance 979-2022 Relating to Cannabis Regulations

Acting Mayor Morsell-Haye opened the public hearing at 6:34 PM and continued the hearing to May 23, 2022 at 6:00 PM.

The public hearing on this Ordinance was continued to May 23, 2022.

- 7B. [22-155](#) Receive Report, Receive Planning Commission Recommendation, Conduct Public Hearing, and Consider Introducing by Title Only and Waiving the First Reading of Ordinance 980-2022 Amending Section 18.42.110 (Mobile/Manufactured Homes and Mobile Home Parks) and Adding Section 18.42.175 (Tiny Homes) to Chapter 18.42 (Standards For Specific Land Uses) of Title 18 (Inland Land Use And Development Code) of the Fort Bragg

Municipal Code

Acting Mayor Morsell-Haye opened the public hearing at 6:35 PM.

Assistant Planner Locke presented the staff report on this agenda item.

Public Comment was received from:

- Shelley Green spoke in support of converting existing garages to dwelling units.
- Pearl Martin commented that setbacks should be open to discussion to allow more freedom, and noted that the cost of a concrete foundation pad can be expensive.
- Walter Stillman thanked the Council for bringing the ordinance forward and spoke in support of its adoption.
- Jay McMartin-Rosenquist stated that the ordinance does not describe the size of parcels where tiny homes are allowed.
- Jacob Patterson suggested deleting the concrete pad requirement and encouraged Council to adopt the ordinance.
- Johanna Jensen commented that the Tiny Home ordinance was not only good for people who need housing, but also for people who would like additional rental income.

Acting Mayor Morsell-Haye closed the public hearing at 7:11 PM.

Discussion was held regarding the concrete pad requirement, foundation system, and earthquake safety. It was noted that the ordinance does not require only concrete pads, but allows alternative foundation methods to be permitted at the discretion of the Community Development Director.

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

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

Absent: 1 - Mayor Norvell

8. CONDUCT OF BUSINESS**9. CLOSED SESSION**

Acting Mayor Morsell-Haye recessed the meeting at 7:24 PM; the meeting reconvened to Closed Session at 7:36 PM.

9A. [22-171](#)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, Pursuant to Paragraph (1) of Subdivision (d) of Government Code Section 54956.9; Name of Case: City of Fort Bragg vs. Mendocino Railway and Does 1-10, Case No.: 21CV00850, Superior Court of the State of California, County of Mendocino

Acting Mayor Morsell-Haye reconvened the meeting to Open Session at 7:51 PM and reported that the Court has said the Judge will issue an opinion on the case on or before May 19, 2022.

ADJOURNMENT

Acting Mayor Morsell-Haye adjourned the meeting at 7:51 PM.

BERNIE NORVELL, MAYOR

June Lemos, MMC, City Clerk

IMAGED (_____)