



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, February 22, 2021

6:00 PM

Via Video Conference

AMENDED

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

PLEASE TAKE NOTICE

DUE TO THE PROVISIONS OF THE GOVERNOR'S EXECUTIVE ORDERS N-25-20 AND N-29-20 WHICH SUSPEND CERTAIN REQUIREMENTS OF THE BROWN ACT, AND THE ORDER OF THE HEALTH OFFICER OF THE COUNTY OF MENDOCINO TO SHELTER IN PLACE TO MINIMIZE THE SPREAD OF COVID-19, CITY COUNCIL MEMBERS AND STAFF WILL BE PARTICIPATING BY VIDEO CONFERENCE IN THE CITY COUNCIL MEETING OF MONDAY, FEBRUARY 22, 2021.

In compliance with the Shelter-in-Place Orders of the County and State, the Town Hall Council Chamber will be closed to the public. The meeting will be live-streamed on the City's website at <https://city.fortbragg.com/> and on Channel 3. Public Comment regarding matters on the agenda may be made in any of the following ways: (1) By joining the Zoom video conference and using the Raise Hand feature during Public Comment, (2) Through the City's online eComment agenda feature, (3) By emailing comments to City Clerk June Lemos, jlemos@fortbragg.com, (4) By delivering written comments through the drop-box for utility payments to the right of the front door at City Hall, 416 N. Franklin Street, or (5) By leaving a voice mail comment at (707) 961-1694 by 5:00 PM on the day of the meeting.

The Clerk will read aloud all eComments or emails received before or during the meeting that have not been published with the agenda packet. Public comments are restricted to three minutes. Written comments on agenda matters and those exceeding three minutes will be included in the public record as part of the agenda packet the next business day after the meeting.

We appreciate your patience and willingness to protect the health and wellness of our community and staff. If you have any questions regarding this meeting, please contact the City Clerk at (707) 961-1694 or jlemos@fortbragg.com.

ZOOM WEBINAR INVITATION

You are invited to a Zoom webinar.

When: Feb 22, 2021 06:00 PM Pacific Time (US and Canada)

Topic: City Council Meeting

Please click the link below to join the webinar:

<https://zoom.us/j/96128744717>

Or iPhone one-tap :

US: +16699009128,,96128744717# or +13462487799,,96128744717#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 669 900 9128 or +1 346 248 7799 or +1 253 215 8782 or +1 312 626 6799 or +1 646 558 8656
or +1 301 715 8592

Webinar ID: 961 2874 4717

International numbers available: <https://zoom.us/u/adz64dEbWc>

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.

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

- 1A. [21-076](#) Administer Oath of Office to Councilmember Marcia Rafanan Meadlin
Attachments: [Meadlin Oath](#)
- 1B. [21-059](#) Presentation of Proclamation Recognizing Arbor Week, March 7-14, 2021
Attachments: [03-Arbor Week](#)
- 1C. [21-071](#) Presentation of Proclamation Recognizing March 2021 as "Women's History Month"
Attachments: [04-Women's History Month](#)
- 1D. [21-072](#) Presentation of Proclamation Recognizing The Coast-KOZT FM for 30 Years of Local Programming and Community Service
Attachments: [05-KOZT 30 Years of Service](#)
- 1E. [21-077](#) Presentation of Proclamation Recognizing Supermarket Employee Day, February 22, 2021
Attachments: [06-Supermarket Employee Day](#)

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

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.

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. [21-069](#)** Adopt City Council Resolution Supporting the Formation of a Public Benefit Corporation Recognized by the Internal Revenue Service as a 501(c)(3) Under Non-Profit Status - A Community Land Trust to Provide Permanently Affordable Housing and Homeownership Opportunities for Very Low, Low and Moderate Income Households

Attachments: [RESO CLT 501\(C\)\(3\)](#)
[Public Comment 5A](#)

- 5B. [21-070](#)** Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg

Attachments: [RESO Declaring Continuing Local Emergency](#)

- 5C. [21-073](#)** Approve Minutes of Special Meeting of February 16, 2021

Attachments: [CCM2021-02-16_Special](#)

- 5D. [21-074](#)** Approve Minutes of February 8, 2021

Attachments: [CCM2021-02-08](#)

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.

8. CONDUCT OF BUSINESS

9. CLOSED SESSION

ADJOURNMENT



City of Fort Bragg

416 N Franklin Street
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Phone: (707) 961-2823
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Text File

File Number: 21-076

Agenda Date: 2/22/2021

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Appointment

Agenda Number: 1A.

Administer Oath of Office to Councilmember Marcia Rafanan Meadlin



**OATH OR AFFIRMATION OF
ALLEGIANCE FOR
PUBLIC OFFICERS AND EMPLOYEES**

State of California)
) ss.
County of Mendocino)

The Execution of this Oath is Required by Article XX, Section 3, of the Constitution of the State of California.

I, **MARCIA RAFANAN MEADLIN**, do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

Subscribed and sworn to before me this 22nd day of February, 2021.

June Lemos, CMC
City Clerk

Marcia Rafanan Meadlin
Councilmember



City of Fort Bragg

416 N Franklin Street
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Text File

File Number: 21-059

Agenda Date: 2/22/2021

Version: 1

Status: Mayor's Office

In Control: City Council

File Type: Proclamation

Agenda Number: 1B.

Presentation of Proclamation Recognizing Arbor Week, March 7-14, 2021

PROCLAMATION

ARBOR WEEK

March 7-14, 2021

WHEREAS, trees have played a major role in the history of the City of Fort Bragg; and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, beautify our neighborhoods and enhance our quality of life; and

WHEREAS, trees provide homes for wildlife and make our world greener and healthier; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, reduce heating and cooling costs, moderate the temperature, clean the air, produce oxygen, and provide a habitat for wildlife; and

WHEREAS, trees are our natural wonders and most treasured resources; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, since the founding of Arbor Day in 1972, planting trees is now celebrated in all 50 states of the United States; and

WHEREAS, in California, Arbor Week celebrates planting trees and honors the March 7th birthday of Luther Burbank; and

WHEREAS, planting trees is a gift of kindness and positive action to make the world a better place; and

WHEREAS; California Arbor Week is promoted by the Fort Bragg Garden Club who, this year, encouraged submission of photos to their website showing "Distinctive Trees of Fort Bragg," and has encouraged tree planting since the Club was founded in 1955;

NOW, THEREFORE, I, Bernie Norvell, Mayor of the City of Fort Bragg, on behalf of the entire City Council, do hereby proclaim March 7 – 14, 2021 as Arbor Week in the City of Fort Bragg and urge all citizens to observe and celebrate Arbor Week by planting trees for our own benefit and for the benefit of future generations.

SIGNED this 22nd day of February 2021

BERNIE NORVELL, Mayor

ATTEST:

June Lemos, CMC, City Clerk

No. 03-2021





City of Fort Bragg

416 N Franklin Street
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Text File

File Number: 21-071

Agenda Date: 2/22/2021

Version: 1

Status: Mayor's Office

In Control: City Council

File Type: Proclamation

Agenda Number: 1C.

Presentation of Proclamation Recognizing March 2021 as "Women's History Month"

P R O C L A M A T I O N
RECOGNIZING MARCH 2021 AS “WOMEN’S HISTORY MONTH”

WHEREAS, Women’s History Month is a celebration of women’s contributions to history, culture and society and has been observed yearly during the month of March in Mendocino County since 1983 and is annually being observed in the United States since 1987. Women’s History Month 2021 will take place from Monday, March 1 through Wednesday, March 31, 2021; and

WHEREAS, the celebration marks its 38th anniversary in Mendocino County to increase and acknowledge the roles of women at all levels of the community and to become knowledgeable about issues that affect their equality and to foster networks that extend and expand the creative, social, and political strength of women; and

WHEREAS, “Valiant Women of the Vote: Refusing to Be Silenced,” continues the theme from 2020 to extend centennial events canceled due to the pandemic. Celebrating the women who have fought for a woman’s right to vote in the United States and the 100th year passage of the 19th Amendment to the United States Constitution officially giving women that right, will carry on with the declaration “Our History Is Our Strength.” The 2021 theme also recognizes the intersecting forms of discrimination women have faced, and continue to face, throughout American history and celebrates the diverse women who continue to struggle against discrimination at all levels and in all forms; and

WHEREAS, promoting and celebrating the equality and achievements of all women continues to be at the core of the 2021 celebration of Women’s History Month.

NOW, THEREFORE, I, Bernie Norvell, Mayor of the City of Fort Bragg, on behalf of the entire City Council, do hereby proclaim March 2021 as “Women’s History Month.”

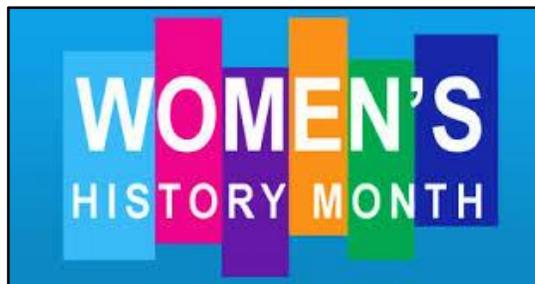
SIGNED this 22nd day of February, 2021

BERNIE NORVELL, Mayor

ATTEST:

June Lemos, CMC, City Clerk

No. 04-2021





City of Fort Bragg

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Text File

File Number: 21-072

Agenda Date: 2/22/2021

Version: 1

Status: Mayor's Office

In Control: City Council

File Type: Proclamation

Agenda Number: 1D.

Presentation of Proclamation Recognizing The Coast-KOZT FM for 30 Years of Local Programming and Community Service

P R O C L A M A T I O N

**RECOGNIZING THE COAST-KOZT FM FOR 30 YEARS
OF LOCAL PROGRAMMING AND COMMUNITY SERVICE**

WHEREAS, 30 years ago, on February 1, 1991, new KOZT FM radio station owners Tom Yates and Vicky Watts replaced satellite music with local personalities and local programming; and

WHEREAS, each year The Coast supports numerous events and community non-profits as a media sponsor, and even provides live remote broadcasts at major community events; and

WHEREAS, Mr. Yates and Ms. Watts helped Mendocino High School to develop curriculum and a broadcasting studio so students could manage a high school radio station, KAKX, and assisted the community of Round Valley to launch their own radio station in the town of Covelo, KYBU; and

WHEREAS, The Coast-KOZT FM has won three Crystal Awards for Community Service, as well as Rock Station of the Year by the National Association of Broadcasters (NAB).

NOW, THEREFORE, I, Bernie Norvell, Mayor of the City of Fort Bragg, on behalf of the entire City Council, do hereby recognize the leadership role The Coast-KOZT FM has played in providing the public with local information and locally-selected music.

SIGNED this 22nd day of February, 2021

BERNIE NORVELL, Mayor

ATTEST:

June Lemos, CMC, City Clerk

No.05-2021



City of Fort Bragg

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Text File

File Number: 21-077

Agenda Date: 2/22/2021

Version: 1

Status: Mayor's Office

In Control: City Council

File Type: Proclamation

Agenda Number: 1E.

Presentation of Proclamation Recognizing Supermarket Employee Day, February 22, 2021

PROCLAMATION
SUPERMARKET EMPLOYEE DAY
February 22, 2021

WHEREAS, there are nearly six million supermarket employees in the United States; and

WHEREAS, in California there are 291,636 food retail jobs that generate over \$23.6 billion in economic activity; and

WHEREAS, supermarket employees provide all Americans with access to safe, healthy and affordable food; and

WHEREAS, supermarket employees work to enhance the health and well-being of each customer; and

WHEREAS, supermarket employees contribute and volunteer countless hours in their communities; and

WHEREAS, supermarket employees face unprecedented challenges keeping grocery shelves stocked during the COVID-19 Pandemic; and

WHEREAS, supermarket employees have and continue to meet and exceed these challenges, while displaying courage, compassion, dedication and leadership, as well as exemplifying customer service and community outreach; and

WHEREAS, the need for supermarket employees is greater than ever because of current and growing consumer demands as well as their reputation for excellence;

NOW THEREFORE, I, Bernie Norvell, Mayor of the City of Fort Bragg, on behalf of the entire City Council, do hereby proclaim February 22, 2021 as Supermarket Employee Day and ask all citizens to join in honoring our Supermarket Heroes.

SIGNED this 22nd day of February, 2021

BERNIE NORVELL, Mayor

ATTEST:

June Lemos, CMC, City Clerk

No. 06-2021





City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
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Text File

File Number: 21-069

Agenda Date: 2/22/2021

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: 5A.

Adopt City Council Resolution Supporting the Formation of a Public Benefit Corporation Recognized by the Internal Revenue Service as a 501(c)(3) Under Non-Profit Status - A Community Land Trust to Provide Permanently Affordable Housing and Homeownership Opportunities for Very Low, Low and Moderate Income Households

RESOLUTION NO. ____-2021

**RESOLUTION OF THE FORT BRAGG CITY COUNCIL
SUPPORTING THE FORMATION OF A PUBLIC BENEFIT CORPORATION
RECOGNIZED BY THE INTERNAL REVENUE SERVICE AS A 501(C)(3)
UNDER NON-PROFIT STATUS – A COMMUNITY LAND TRUST
TO PROVIDE PERMANENTLY AFFORDABLE HOUSING AND
HOMEOWNERSHIP OPPORTUNITES FOR VERY LOW, LOW AND
MODERATE INCOME HOUSEHOLDS**

WHEREAS, the 2019 Housing Element update included several new policies and programs to guide decision makers on actions to take over the next eight years to meet housing needs of our community; and

WHEREAS, Program H-2.4.4 states: Complete research regarding Community Land Trust and consider working with community partners to establish a Community Land Trust that serves Fort Bragg; and

WHEREAS, in an effort to accelerate housing production throughout California, the State allocated grant funds to cities and counties through Senate Bill 2 (SB-2), as well as Local/Regional Early Action Planning (LEAP/REAP) grants; and

WHEREAS, the City of Fort Bragg utilized these grant funds to secure professional services to assist staff in the development of a feasibility study to better understand how the Community Land Trust (CLT) model might provide affordable housing to our community; and

WHEREAS, the CLT model appears to be an effective economic mechanism that provides a tool to set aside land and establish permanently affordable housing for very low, low, and moderate income households; and

WHEREAS, a CLT's 501(c)(3) status must be active for a two-year period before becoming eligible for Fannie Mae lending; and

WHEREAS, filing the necessary 501(c)(3) paperwork would expedite the process of establishing a CLT should Council decide to move forward; and

WHEREAS, the consultant working on this project, Dev Goetschius with Burlington Associates of Community Development, LLC, has extensive experience providing technical assistance regarding starting and managing CLTs, and has agreed to facilitate the 501(c)(3) process within the budget of their existing contract with the City; and

WHEREAS, on February 8, 2021, this item was brought forward for City Council consideration and City Council directed staff to draft a resolution, supporting the formation of a Public Benefit Corporation, recognized by the Internal Revenue Service as a 501(c)(3) under non-profit status in order to meet Fannie-Mae requirements for CLT lending as a proactive measure;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby endorse and support forming a Public Benefit Corporation recognized by the Internal Revenue Service as a 501(c)(3) under Non-Profit status and authorizes the City Manager to execute the documents necessary to form a 501(c)(3) under Non-Profit status to form a Community Land Trust.

The above and foregoing Resolution was introduced by _____, seconded by _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 22nd day of February, 2021 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSED:

BERNIE NORVELL
Mayor

ATTEST:

June Lemos, CMC
City Clerk

From: noreply@granicusideas.com
To: [Lemos, June](#)
Subject: New eComment for City Council - Via Video Conference
Date: Wednesday, February 17, 2021 6:33:58 PM

[SpeakUp](#)

New eComment for City Council - Via Video Conference

Jacob Patterson submitted a new eComment.

Meeting: City Council - Via Video Conference

Item: 5A. 21-069 Adopt City Council Resolution Supporting the Formation of a Public Benefit Corporation Recognized by the Internal Revenue Service as a 501(c)(3) Under Non-Profit Status - A Community Land Trust to Provide Permanently Affordable Housing and Homeownership Opportunities for Very Low, Low and Moderate Income Households

eComment: I support adopting this resolution but recommend bringing back the actual draft Articles of Incorporation and mission statement for public review and Council approval. The resolution does not include this critically important information. The mission and scope of the non-profit will govern what the non-profit will be able to accomplish in the future and the public should be involved in that process. Alternatively, those documents could be reviewed by the Community Development Committee.

[View and Analyze eComments](#)

This email was sent from <https://granicusideas.com>.

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City of Fort Bragg

416 N Franklin Street
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Text File

File Number: 21-070

Agenda Date: 2/22/2021

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: 5B.

Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg

At a special meeting on March 24, 2020, the Fort Bragg City Council ratified the City Manager's Proclamation declaring a local emergency due to COVID-19 in its Resolution No. 4242-2020.

Since that date, the Council has adopted the following resolutions reconfirming the existence of a local emergency:

Date	Resolution No.
April 6, 2020	4245-2020
April 20, 2020	4247-2020
May 11, 2020	4250-2020
May 26, 2020	4253-2020
June 8, 2020	4266-2020
June 22, 2020	4270-2020
July 13, 2020	4284-2020
July 27, 2020	4289-2020
August 10, 2020	4294-2020
August 31, 2020	4300-2020
September 21, 2020	4304-2020
October 13, 2020	4317-2020
October 26, 2020	4319-2020
November 9, 2020	4323-2020
November 23, 2020	4329-2020
December 14, 2020	4333-2020
December 22, 2020	4340-2020
January 11, 2021	4343-2021
January 25, 2021	4347-2021
February 8, 2021	4351-2021

The City is required to reconfirm the existence of a local emergency every 21 days pursuant to Fort Bragg Municipal Code Section 2.24.040.

RESOLUTION NO. ____-2021

**RESOLUTION OF THE FORT BRAGG CITY COUNCIL
CONFIRMING THE CONTINUED EXISTENCE OF A LOCAL
EMERGENCY IN THE CITY OF FORT BRAGG**

WHEREAS, California Government Code section 8630 empowers the Fort Bragg City Council to proclaim the existence of a local emergency when the City is threatened or likely to be threatened by the conditions of extreme peril to the safety of persons and property that are or are likely to be beyond the control of the services, personnel, equipment, and facilities of this City; and

WHEREAS, California Government Code section 8558(c) states that a “local emergency” means the duly proclaimed existence of conditions of disaster or extreme peril to the safety of persons and property within the territorial limits of a city; and

WHEREAS, COVID-19, a novel coronavirus causing infectious disease, was first detected in China in December 2019 and has spread across the world and to the United States. Symptoms of COVID-19 include fever, cough, and shortness of breath; outcomes have ranged from mild to severe illness, and, in some cases, death. The Center for Disease Control and Prevention (CDC) has indicated the virus is a tremendous public health threat; and

WHEREAS, on March 13, 2020, the President of the United States issued a proclamation declaring the COVID-19 outbreak in the United States as a national emergency, beginning March 1, 2020; and

WHEREAS, the Governor of the State of California and the Public Health Officer of the County of Mendocino have both issued Shelter-in-Place orders to combat the spread of COVID-19; and

WHEREAS, on March 17, 2020 the City Manager, as the City’s Director of Emergency Services, issued Proclamation No. CM-2020-01 declaring a local emergency as authorized by Government Code section 8630 and Fort Bragg Municipal Code section 2.24.040(B); and

WHEREAS, at a special meeting on March 24, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4242-2020, ratifying the City Manager’s Proclamation declaring the existence of a local emergency; and

WHEREAS, at a special meeting on April 6, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4245-2020 by which it continued the local emergency; and

WHEREAS, at a special meeting on April 20, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4247-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on May 11, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4250-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on May 26, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4253-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on June 8, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4266-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on June 22, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4270-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on July 13, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4284-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on July 27, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4289-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on August 10, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4294-2020 by which it continued the local emergency; and

WHEREAS, at a special meeting on August 31, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4300-2020 by which it continued the local emergency; and

WHEREAS, at a special meeting on September 21, 2020, the City Council of the City of Fort Bragg adopted Resolution 4304-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on October 13, 2020, the City Council of the City of Fort Bragg adopted Resolution 4317-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on October 26, 2020, the City Council of the City of Fort Bragg adopted Resolution 4319-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on November 9, 2020, the City Council of the City of Fort Bragg adopted Resolution 4323-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on November 23, 2020, the City Council of the City of Fort Bragg adopted Resolution 4329-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on December 14, 2020, the City Council of the City of Fort Bragg adopted Resolution 4333-2020 by which it continued the local emergency; and

WHEREAS, at a special meeting on December 22, 2020, the City Council of the City of Fort Bragg adopted Resolution 4340-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on January 11, 2021, the City Council of the City of Fort Bragg adopted Resolution 4343-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on January 25, 2021, the City Council of the City of Fort Bragg adopted Resolution 4347-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on February 8, 2021, the City Council of the City of Fort Bragg adopted Resolution 4351-2021 by which it continued the local emergency;

NOW, THEREFORE, BE IT RESOLVED AND PROCLAIMED by the City Council of the City of Fort Bragg that for reasons set forth herein, said local emergency shall be deemed to continue to exist until the City Council of the City of Fort Bragg, State of California, proclaims its termination; and

BE IT FURTHER RESOLVED that the City Council of the City of Fort Bragg will review the need for continuing the local emergency at least once every 21 days until the City Council terminates the local emergency; and

BE IT FURTHER RESOLVED that this resolution confirming the continued existence of a local emergency shall be forwarded to the Director of the Governor's Office of Emergency Services and the Governor of the State of California, as well as the Mendocino County Office of Emergency Services.

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 22nd day of February, 2021 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

RECUSED:

BERNIE NORVELL
Mayor

ATTEST:

June Lemos, CMC
City Clerk



City of Fort Bragg

416 N Franklin Street
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Text File

File Number: 21-073

Agenda Date: 2/22/2021

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Minutes

Agenda Number: 5C.

Approve Minutes of Special Meeting of February 16, 2021



City of Fort Bragg

416 N Franklin Street
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Meeting Minutes Special 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*

Tuesday, February 16, 2021

5:30 PM

Via Video Conference

Special Meeting

CALL TO ORDER

Mayor Norvell called the meeting to order at 5:31 PM, all Councilmembers appearing by video conference.

ROLL CALL

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

1. PUBLIC COMMENTS ON SPECIAL AGENDA ITEMS

2. CONDUCT OF BUSINESS

- 2A.** [21-044](#) Conduct Interviews for Vacant City Council Seat and Consider Appointment of New City Councilmember

Mayor Norvell introduced ad hoc committee members Peters and Albin-Smith and outlined the procedure for how the interviews would be held. The candidates introduced themselves and gave a summary of their backgrounds and qualifications. Following the introductions, Councilmembers interviewed the nine candidates, asking five questions of each applicant.

Mayor Norvell recessed the meeting at 7:25 PM; the meeting reconvened at 7:43 PM.

An additional three questions were posed to the applicants following the recess.

Public Comment: None.

Deliberations: After a brief discussion, a motion was made, seconded and passed to appoint Marcia Rafanan Meadlin to the Fort Bragg City Council.

A motion was made by Vice Mayor Morsell-Haye, seconded by Councilmember Peters, to appoint Marcia Rafanan Meadlin to fill the vacant seat on the Fort Bragg City Council until the November 2022 election. The motion carried by the following vote:

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

ADJOURNMENT

Mayor Norvell adjourned the meeting at 8:44 PM.

BERNIE NORVELL, MAYOR

June Lemos, CMC, City Clerk

IMAGED (_____)



City of Fort Bragg

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

File Number: 21-074

Agenda Date: 2/22/2021

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Status: Consent Agenda

In Control: City Council

File Type: Minutes

Agenda Number: 5D.

Approve Minutes of February 8, 2021



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, February 8, 2021

6:00 PM

Via Video Conference

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

ROLL CALL

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

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

Mayor Norvell reappointed himself and Councilmember Peters to the Fort Bragg Fire Protection District board for another two-year term. The Mayor also appointed Councilmember Morsell-Haye to fill the vacant seat on the Broadband ad hoc committee.

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

(1) Comments from Cal Winslow, Lloyd Bondurant, George Reinhardt, and Linda Jupiter were read into the record by the City Clerk. Sierra Wooten and Mary Rose Kaczorowski commented via Zoom. (2) None. (3) None.

3. STAFF COMMENTS

City Manager Miller reported on the following matters:

- Restaurant Month will be held in March.
- The mid-term budget workshop will be held on March 4.
- Thomas O'Neal was sworn in as Police Captain on February 4.
- Nine responses to the Economic Development Request for Proposals were received.
- The Planning Commission wants to update the design guidelines that were last updated in 2004. They will create an ad hoc committee at their next meeting.
- AT&T will be doing work on Chestnut Street on Tuesday and Thursday. To avoid slowdowns, take a different route.

4. MATTERS FROM COUNCILMEMBERS

Councilmember Peters reported that the ad hoc committee for the open City Council seat met and held discussions with the City Manager regarding the interview process. He suggested that the ad hoc committee interview candidates privately one at a time with the same set of questions, 20 minutes per candidate, and then narrow it down to four or five candidates and have those proceed to interviews with the full Council. Councilmember Albin-Smith welcomed Megan Caron, Nancy Bennett and Barbara Bruce to the Visit Fort Bragg Committee. She inquired about a cannabis grow facility ordinance. City Manager Miller said that staff has a draft ready to be brought to Council in March. Councilmember Morsell-Haye said if there is an interest in having Council participate in the Planning Commission design guidelines ad hoc committee, she would be interested in serving on it. She thanked the Wiggly Giggly Park volunteers who have opened the park for the kids. Mayor Norvell reported that the Mendocino Coast Hospitality Center has located a shelter facility that will meet their needs outside the business district and will try to get a use permit. A brief discussion was held regarding interviewing the Council applicants. It was decided that all candidates would be interviewed by the full Council, that each candidate would be given five minutes for an opening statement, then answer five questions prepared by the ad hoc committee. Responses to interview questions will be limited to a minute and a half. Applicants will be called on in random order for each question. There will be up to three wild card questions from the public or Council. Public comments will be limited to one and a half minutes as well. If additional time is needed, the interviews will be continued to Thursday, February 18, 2021.

5. CONSENT CALENDAR

Councilmember Albin-Smith requested that Item 5B be removed from the Consent Calendar for further discussion.

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 Item 5B. The motion carried by the following vote:

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

5A. [21-028](#) 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 4351-2021

5C. [21-026](#) Approve Minutes of January 25, 2021

These Minutes were approved on the Consent Calendar.

5D. [21-027](#) Approve Minutes of Special Meeting of January 27, 2021

These Minutes were approved on the Consent Calendar.

5E. [21-045](#) Adopt City Council Resolution Approving Expenditures from the Joint

City/County Caspar Transfer Station Rent Account to Fund a Project Manager

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4353-2021

5F. [21-048](#)

Adopt City Council Resolution Establishing a Compensation Plan and Terms and Conditions of Employment For Exempt Mid-Management Classifications

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4354-2021

ITEMS REMOVED FROM CONSENT CALENDAR

5B. [21-042](#)

Adopt City Council Resolution Expressing Support for Redwood Quality Management Company and Redwood Community Services to Coordinate Residential Services for The Plateau, Located at 441 South Street

Councilmember Albin-Smith asked the City Manager to explain why the City is giving the contract to Redwood Quality Management Company (RQMC). City Manager Miller said that is not within the purview of the City; this is simply a recommendation to the Danco Group. Other than making this recommendation, the City does not have any authority. Mayor Norvell provided a timeline of events that led up to the drafting of this Resolution. Vice Mayor Morsell-Haye said people need help to get the services they need, and RQMC is positioned to make sure that everybody is communicating and attending to the whole person.

Public Comment: None.

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

Enactment No: RES 4352-2021

6. DISCLOSURE OF EX PARTE COMMUNICATIONS ON AGENDA ITEMS

None.

7. PUBLIC HEARING

8. CONDUCT OF BUSINESS

8A. [21-038](#)

Receive Report from Redwood Coast Tsunami Work Group, California Geological Survey and California Governor's Office of Emergency Services California Tsunami Program Representatives on Tsunami Hazard Updates and Consider Adoption of City Council Resolution Adopting Updated Tsunami Hazard Maps

Brentt Blaser and Todd Becker of California Office of Emergency Services, along with Rick Wilson and Jason Patton of California Geological Survey, reported on the updated tsunami hazard maps. Councilmembers asked questions, made observations, and thanked the panel for the presentation.

Public Comment by Jenny Shattuck was read into the record by the City Clerk. Ryan Aylward (NOAA/NWS) and Andrew Jordan commented via Zoom.

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

Enactment No: RES 4355-2021

- 8B. [21-043](#)** Receive Report and Consider Adoption of City Council Resolution Approving Amendment 7 Extending the Term of the Franchise Agreement with Waste Management and Authorizing City Manager to Execute Same

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

Public Comments from Jay Rosenquist were read into the record by the City Clerk. Deb Smith, Steve Shamblin, and Brad Cea commented via Zoom.

Discussion: Mayor Norvell recognized the work that the ad hoc committee did on this matter, stating that the City will be watching to see what happens with the County's Request for Proposals regarding a new solid waste franchise agreement.

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

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

Enactment No: RES 4356-2021

- 8C. [21-041](#)** Receive Presentation on the Comprehensive Annual Financial Report (CAFR) for the Year Ended June 30, 2020 for the City of Fort Bragg and Consider Accepting the CAFR as Presented

Mayor Norvell recessed the meeting at 8:03 PM; the meeting reconvened at 8:10 PM.

Senior Government Accountant Whippy presented the staff report on this agenda item.

Auditor Brett Jones joined the meeting as well and summarized the audit results.

Public Comment: Mary Rose Kaczorowski commented via Zoom.

Discussion: Councilmembers commended staff on a good report.

A motion was made by Vice Mayor Morsell-Haye, seconded by Councilmember Peters, that this Report be accepted. The motion carried by the following vote:

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

- 8D. [20-984](#)** Receive Report and Consider Forming a Public Benefit Corporation,

Recognized by the Internal Revenue Service as a 501(c)(3) Under Non-Profit Status, in Order to Meet Fannie-Mae Requirements for Community Land Trust Lending

Housing and Community Development Coordinator McCormick presented the staff report for this item.

Public Comment: None.

Discussion: Council generally agreed that they appreciated the forward thinking and approve of this Resolution. Council directed staff to return with a Resolution for adoption on the next Consent Calendar.

A motion was made by Councilmember Albin-Smith, seconded by Vice Mayor Morsell-Haye, to proceed with formation of a non-profit organization as outlined in the staff report and to bring forward a resolution for adoption on the next Consent Calendar. The motion carried by the following vote:

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

8E. [21-037](#)

Receive Report and Consider Adoption of City Council Resolution Accepting the 2021 Fort Bragg Police Department Salary Survey Results as Required by Ordinance 672 and Adopting Changes to the City of Fort Bragg Salary Rate Compensation Plan

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

Public Comment: None.

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

Enactment No: RES 4357-2021

9. CLOSED SESSION

Mayor Norvell recessed the meeting at 8:52 PM; the meeting reconvened to Closed Session at 8:56 PM.

9A. [21-040](#)

CONFERENCE WITH REAL PROPERTY NEGOTIATORS FOR POSSIBLE ACQUISITION OF REAL PROPERTY, Pursuant to Government Code Section §54956.8: Real Property: APN 018-430-22-00, 90 W. Redwood Ave., Fort Bragg, CA 95437; City Negotiator: Tabatha Miller, City Manager; Negotiating Party: Dave Massengill, Environmental Affairs, Georgia Pacific Corporation; Under Negotiation: Terms of Acquisition, Price

Mayor Norvell reconvened the meeting to Open Session at 9:39 PM and reported that no reportable action had been taken on the Closed Session item.

ADJOURNMENT

Mayor Norvell adjourned the meeting at 9:39 PM.

BERNIE NORVELL, MAYOR

June Lemos, CMC, City Clerk

IMAGED (_____)