



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**

Tuesday, October 15, 2019

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

- 1A. [19-445](#) Presentation of Proclamation recognizing October as Domestic Violence Awareness Month

Attachments: [16-2019 Domestic Violence Awareness Proclamation](#)

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.

Public Comment on Non Agenda Item

Attachments: [Public Comment on Non Agenda Items 10-15-19](#)

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.** [19-458](#) Adopt City Council Resolution Approving an Application for Funding and Execution of Agreement and Any Amendments Thereto from the United States Department of Agriculture's Community Facility Grant Program

Attachments: [RESO USDA CF Grant Program](#)

- 5B.** [19-461](#) Adopt City Council Resolution Authorizing City Manager to Execute Master Services Agreement With US Bank to Provide Banking Services to The City For a Period of Five Years at no Anticipated Cost

Attachments: [RESO Banking Services](#)

[US Bank Master Service Agreement](#)

[RFP Banking Services](#)

[US Bank Banking and Merchant Services Proposal](#)

- 5C.** [19-453](#) Recieve and file Minutes of the August 7, 2019 Finance and Administration Committee

Attachments: [FACM20190807](#)

- 5D.** [19-444](#) Approve Minutes of Special Joint City Council/Planning Commission Meeting of September 21, 2019

Attachments: [CCM2019-09-21_Special_Joint](#)

- 5E.** [19-448](#) Approve Minutes of September 23, 2019

Attachments: [CCM2019-09-23](#)

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.** [19-419](#) Receive Report, Conduct Public Hearing, Receive Planning Commission Recommendation, Consider Adoption of City Council Resolution Adopting a Negative Declaration for Inland Land Use and Development Code

Amendment 1-19, and Consider Introducing by Title Only and Waiving the First Reading of Ordinance 952-2019 Amending Article 2 (Zoning Districts and Allowable Land Uses), Article 4 (Standards for Specific Land Uses), and Article 10 (Definitions) of Title 18 (Inland Land Use and Development Code) of the Fort Bragg Municipal Code Relating to Cannabis Regulations

Attachments: [10152019 Cannabis ILUDC Amendment](#)
[Att 1 - ILUDC Cannabis Ordinance 952-2019](#)
[Att 2 - RESO Neg Dec for Cannabis Business ILUDC Amendment](#)
[Att 2a - RESO Exhibit A ILUDC Negative Declaration](#)
[Att 3 - PC Reso 07-2019](#)
[Att 4 - ILUDC Cannabis Amendment PH Notice](#)

8. CONDUCT OF BUSINESS

- 8A.** [19-421](#) Receive Report and Consider Introducing, by Title Only, and Waiving Further Reading of Ordinance 953-2019 Repealing Chapters 9.30 (Medical Marijuana Dispensaries), 9.32 (Marijuana Cultivation), and 9.33 (Cannabis Manufacturing), and Replacing them with Chapter 9.30 (Cannabis Businesses) of Title 9 (Public Peace, Safety and Morals) of the Fort Bragg Municipal Code

Attachments: [10152019 Cannabis 9.30 Amendment](#)
[Att 1 - ORD 953-2019 Cannabis Businesses](#)
[Public Comment](#)

- 8B.** [19-459](#) Receive Report and Consider Adoption of Resolution Approving Mendocino Solid Waste Management Authority Joint Powers Agreement and an Increase to the Existing Surcharge of \$1.50 per Ton of Solid Waste

Attachments: [10152019 MSWMA JPA and Increase](#)
[Att. 1 - RES0 MSWMA JPA and Increase](#)
[Att. 2 - Amended and Restated MSWMA JPA](#)
[Att. 3 - JPA and First Amendment MSWMA](#)
[Att. 4 - MSWMA Budget with \\$1.5 increase 19-20](#)

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, OCTOBER 28, 2019**

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 October 8, 2019.

 Cristal Muñoz, Administrative Assistant

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).