



# 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**

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Monday, July 26, 2021

6:00 PM

Town Hall, 363 N. Main Street

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### CALL TO ORDER

### PLEDGE OF ALLEGIANCE

### ROLL CALL

### PLEASE TAKE NOTICE

*This City Council meeting is presented in a hybrid format, both in-person at Town Hall and virtually via Zoom. The Governor's executive Orders N-25-20, N-29-20, and N-08-21 suspend certain requirements of the Brown Act. City Councilmembers and staff may choose to participate in person or by video conference.*

*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 person at Town Hall or by joining the Zoom video conference and using the Raise Hand feature when the Mayor or Acting Mayor calls for public comment. Any written public comments received after agenda publication will be forwarded to the Councilmembers as soon as possible after receipt and will be available for inspection at City Hall, 416 N. Franklin Street, Fort Bragg, California. All comments will become a permanent part of the agenda packet on the day after the meeting or as soon thereafter as possible, except those written 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 June Lemos at [jlemos@fortbragg.com](mailto:jlemos@fortbragg.com).*

### ZOOM WEBINAR INVITATION

*You are invited to a Zoom webinar.  
When: Jul 26, 2021 06:00 PM Pacific Time (US and Canada)  
Topic: City Council*

*Please click the link below to join the webinar:*

*<https://us06web.zoom.us/j/89199481044>*

*Or Telephone:*

*Dial US: +1 253 215 8782 or +1 346 248 7799 (\*6 mute/unmute; \*9 raise hand)*

*Webinar ID: 891 9948 1044*

**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. [21-378](#) Recognition of Maintenance Worker Tom Mitchell Upon his Retirement for his Service to the City of Fort Bragg, January 1987 to July 2021

**Attachments:** [Proclamation Tom Mitchell](#)  
[Att. 1 Tom Mitchell Plaque](#)

- 1B. [21-387](#) Presentation of Proclamation in Recognition of Fort Bragg High School State Champion Russel Gordon

**Attachments:** [15-Russel Gordon](#)

- 1C. [21-335](#) Presentation from Joanna Wigginton of Flockworks

**Attachments:** [Flockworks Presentation](#)

## **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. 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.*

## **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. [21-385](#) Adopt City Council Resolution Updating the City of Fort Bragg Master Salary Rate Compensation Plan and Confirming the Pay/Rates/Ranges for All City of Fort Bragg Established Classifications

**Attachments:** [RESO Compensation Schedule Grant Manager](#)  
[Exhibit A Compensation Schedule](#)

- 5B. [21-389](#) 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. [21-386](#) Approve Minutes of July 12, 2021

**Attachments:** [CCM2021-07-12](#)

## **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. [21-370](#) Receive Report, Conduct Public Hearing, and Consider Appeal of Planning Commission Decision by Leslie Kashiwada and by Ken Armstrong/FB Local Business Matters Regarding Approval of Coastal Development Permit 8-19, Design Review 1-19, Parcel Merger 1-19, and Adoption of Mitigated Negative Declaration and Mitigation Measures for the Proposed Grocery Outlet at 825 S. Franklin Street

**Attachments:** [072621 Grocery Outlet Appeal Report](#)[ATT 1 - Project Plans](#)[ATT 2 - CEQA Initial Study](#)[ATT 3 - Wetland Report 2021](#)[ATT 4 - CEQA Public Comments](#)[ATT 5 - 05262021 PC Staff Report](#)[ATT 6 - 06092021 Supplemental PC Staff Report](#)[ATT 7 - PC Resolution 08-2021](#)[ATT 8 - Traffic Impacts Analysis](#)[ATT 9 - Kashiwada Appeal 6-15-2021](#)[ATT 10 - Armstrong Appeal 6-17-2021](#)[ATT 11 - Applicant Rebuttal](#)[ATT 12 - Resolution Upholding PC Decision](#)[ATT 13 - Caltrans Correspondence](#)[ATT 14 - PH Notice on Grocery Outlet Appeal](#)[Public Comment 7A](#)[Public Comment 7A - Patterson \(1\)](#)[Public Comment 7A - Patterson \(2\)](#)[Public Comment 7A - Patterson \(3\)](#)[Public Comment 7A - Patterson \(4\)](#)[Letter on behalf of Appellants Armstrong & FB Local Business Matters](#)[Documents on Behalf of Appellant Kashiwada](#)[Public Comments 7A 7-26-2021](#)**7B. [21-355](#)**

Open Public Hearing and Immediately Continue Public Hearing to Date, Time and Place Certain - August 9, 2021 at 6:00 PM at Town Hall, 363 N. Main Street - to Consider Introducing by Title Only and Waiving the First Reading of Ordinance No. 970-2021 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 Regulation of Formula Business

**Attachments:** [07262021 Formula Business Ordinance](#)[Att. 1 - Proposed Ordinance 970-2021](#)[Att. 2 - Planning Commission Resolution](#)[Att. 3 - Public Hearing Notice](#)[Att 4 - Current Inland Zoning Map](#)**8. CONDUCT OF BUSINESS****8A. [21-359](#)**

Receive Report and Consider Introducing by Title Only and Waiving the

First Reading of Ordinance 971-2021 Adding Chapter 7.18 (Feeding of Wildlife) to Title 7 (Animals) of the City of Fort Bragg Municipal Code to Prevent the Feeding of Wildlife in the City of Fort Bragg

**Attachments:** [07262021 Wildlife Feeding Staff Report](#)

[ATT 1 - Letter from Terra Fuller](#)

[ATT 2 - CCR 14.251.1](#)

[ATT 3 - Letter from Audubon](#)

[ATT 4 - APHIS](#)

[ATT 5 - ORD 971-2021 - Create Chapter 7.18 Feeding Wildlife](#)

[Public Comment 8A](#)

## **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, AUGUST 9, 2021**

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 July 20, 2021.

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June Lemos, CMC  
City Clerk

### **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 upon making reasonable arrangements with the City Clerk for viewing same during normal business hours.*
- *Such documents are also available on the City of Fort Bragg's website at <https://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.*

*This notice is in compliance with the Americans with Disabilities Act (28 CFR, 35.102-35.104 ADA Title II).*