



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*

Tuesday, October 13, 2020

6:00 PM

Via Video Conference

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: 5 - Mayor Will Lee, Vice Mayor Bernie Norvell, Councilmember Tess Albin-Smith, Councilmember Jessica Morsell-Haye and Councilmember Lindy Peters

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

- 1A.** [20-869](#) Presentation of Proclamation Recognizing October as Domestic Violence Awareness Month

Mayor Lee read a Proclamation Recognizing Domestic Violence Awareness Month. Lia Holbrook of Project Sanctuary accepted the proclamation and gave the Council a short slide show presentation on the Project Sanctuary Campaign 20 for 2020.

- 1B.** [20-873](#) Presentation of Proclamation Recognizing City Clerk June Lemos for Seven Years of Service with the City of Fort Bragg

Mayor Lee presented a Proclamation to City Clerk June Lemos recognizing her for her years of service to the City.

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

- (1) Non-Agenda Items: Comments from Paul Clark regarding the City renaming Columbus Day as Indigenous Peoples' Day were read into the record by the City Clerk. Speaking via Zoom, Annemarie Weibel commented on formula businesses and Crystal Prairie commented on the City Clerk's proclamation.
- (2) Consent Calendar Items: None.
- (3) Closed Session Items: None.

3. STAFF COMMENTS

City Manager Miller spoke about the upcoming Trunk or Treat Halloween event. She noted that Colin McHugh is graduating from the Police Academy in Santa Rosa. The Planning Commission is meeting tomorrow regarding a proposed formula business ordinance. Mendocino Coast Dog Owners Group did some improvements to the CV Starr dog park. Water use remains steady over the last couple of weeks, but water may soon be utilized from the Summers Lane Reservoir. Work on the Main Street/Highway 1 Emergency Sewer Line Repair will begin next Tuesday. Tomorrow is California Shake Out 2020 to prepare for future earthquakes. Miller made a public statement about a conflict of interest regarding Councilmember Jessica Morsell-Haye who is the landlord for some tenants who have applied for rental assistance under the Tenant Based Rental Assistance program. This conflict requires public notification. The City Clerk gave an update on Noyo Harbor Commission applications and provided information on election ballot collection and security.

4. MATTERS FROM COUNCILMEMBERS

Vice Mayor Norvell commented on recent issues reported to the Homeless Ad Hoc Committee regarding transients, trash and drug paraphernalia on Redwood Avenue. These issues will be discussed at 3PM tomorrow in a meeting with the ad hoc committee, City Manager and Public Works Director. Councilmember Morsell-Haye reported that the Citizens Commission met again and Vice Mayor Norvell has agreed to stay on the committee and continue participating going forward. Councilmember Albin-Smith spoke about Domestic Violence Awareness Month and Breast Cancer Awareness Month. Councilmember Peters spoke about lack of garbage receptacles causing garbage to mount up, especially in the alley behind Hospitality House.

5. CONSENT CALENDAR

Approval of the Consent Calendar

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

Aye: 5 - Mayor Lee, Vice Mayor Norvell, Councilmember Albin-Smith, Councilmember Morsell-Haye and Councilmember Peters

5A. [20-866](#) Adopt City Council Resolution Temporarily Waiving the City of Fort Bragg General Plan Maintenance Fee

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4314-2020

5B. [20-867](#) Adopt City Council Resolution Approving a Side Letter Agreement with the Fort Bragg Police Association and Authorizing City Manager to Execute the Same

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4315-2020

- 5C. [20-868](#) Adopt City Council Resolution Approving a Side Letter Agreement Between the City of Fort Bragg and the Fort Bragg Police Association and Authorizing the City Manager to Execute Same

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4316-2020

- 5D. [20-872](#) 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 4317-2020

- 5E. [20-870](#) Approve Minutes of September 28, 2020

These Minutes were approved on the Consent Calendar.

6. DISCLOSURE OF EX PARTE COMMUNICATIONS ON AGENDA ITEMS

None.

7. PUBLIC HEARING

8. CONDUCT OF BUSINESS

- 8A. [20-871](#) Receive Report and Community Development Committee Recommendations and Provide Direction to Staff Regarding the Scope of Work in a Request for Proposals for Professional Services to Prepare a Commercial Cannabis Cultivation Ordinance for the Inland Area of Fort Bragg

Housing and Economic Development Coordinator McCormick presented the staff report on this agenda item and responded to questions from Councilmembers.

Public Comments from Jacob Patterson and Evan Mills were read into the record by the City Clerk. Zoom comments were received from Jamie Peters, Jon McColley and Michael Strupp.

Discussion: The Council discussed issues concerning indoor vs. outdoor cannabis cultivation, water usage, and taxation of cannabis businesses. Council accepted the Community Development Committee's recommendation to proceed with a commercial cannabis cultivation ordinance based on the scope of work attached to this agenda item. Staff was directed to draft an ordinance for presentation to the Planning Commission. The proposed ordinance and any recommendation from the Planning Commission will then be brought back before the City Council for possible introduction and adoption.

This Staff Report was referred to staff.

- 8B. [20-874](#) Receive Report and Consider Adoption of Joint City Council/Municipal Improvement District Resolution Approving Budget Amendment 2021-05 Adjusting Selected Expenditures and Revenue Budgets

City Manager Miller summarized the staff report on this agenda item and responded to questions regarding the school playing fields, Noyo Center for Marine Science, and Community Garden contributions.

Public Comment: The City Clerk read comments from Nancy Bennett into the record. Zoom viewers Sheila Semans, Dave Turner and Peter O'Donohue provided public comments.

Discussion: After discussing the matter, the Council consensus was to approve the budget amendment as presented. Council directed staff to return with an item regarding providing funds for school athletic fields and the two proposed new positions, Police Department Captain and Administrative Services/Finance Director.

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

Enactment No: RES 4318-2020 / RES ID 436-2020

9. CLOSED SESSION

Mayor Lee recessed the meeting at 8:21 PM. The meeting reconvened to Closed Session at 8:37 PM.

9A. [20-875](#)

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 Lee reconvened the meeting to Open Session at 8:58 PM and reported that no reportable action was taken on the Closed Session item.

ADJOURNMENT

Mayor Lee adjourned the meeting at 8:58 PM.

WILLIAM V. LEE, MAYOR

June Lemos, CMC, City Clerk

IMAGED (_____)