



# City of Fort Bragg

416 N Franklin Street  
Fort Bragg, CA 95437  
Phone: (707) 961-2823  
Fax: (707) 961-2802

## 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*

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Monday, July 27, 2020

6:00 PM

Via Video Conference

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### 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**

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

None.

#### **3. STAFF COMMENTS**

City Manager Miller gave an update on the CV Starr Community Center LED light project. She reminded water customers to be mindful of conserving water during the dry season. Miller reported that sewage samples were submitted for COVID testing last Wednesday and results are expected early next week. The nomination period for City Council closes on August 7. The Finance and Administration Committee meeting is being rescheduled to August 12 at 11:00 AM. The City Manager announced that the City's new Senior Planner, Tia Sar, took her oath of office today. Chief Naulty reported on a four-car collision that occurred on North Main Street earlier today. He provided updates on police calls and activities.

#### **4. MATTERS FROM COUNCILMEMBERS**

Councilmember Albin-Smith announced a Mendocino Transit Authority meeting will be held on Wednesday at 1pm via Zoom. Councilmember Morsell-Haye gave an update on behalf of the City Name Change ad hoc committee on the formation of a citizens commission. She stated the ad hoc committee is drafting a proposal to bring to the next Council meeting. Mayor Lee gave an update on coronavirus cases and deaths in Fort Bragg and commended hospital staff for working with and caring for patients. The Mayor announced he plans to hold a video

forum for the business community during the first or second week of August, featuring the authors of The Miller Report, Dr. William Miller, chief of staff of the local hospital, and Tabatha Miller, City Manager.

## **5. CONSENT CALENDAR**

Vice Mayor Norvell requested that Item 5E be removed from the Consent Calendar for further discussion.

### **Approval of the Consent Calendar**

**A motion was made by Councilmember Peters, seconded by Councilmember Albin-Smith, to approve the Consent Calendar with the exception of Item 5E. The motion carried by the following vote:**

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

**5A. [20-802](#)** Approve Second Amendment to City Manager Employment Agreement

**This contract amendment was approved on the Consent Calendar.**

**5B. [20-806](#)** Adopt City Council Resolution Renewing a Declaration of a Shelter Crisis Pursuant to Government Code Section 8698.2

**This Resolution was adopted on the Consent Calendar.**

Enactment No: RES 4287-2020

**5C. [20-808](#)** Adopt City Council Resolution Modifying the City's Compensation Plan and Confirming the Pay/Rates/Ranges for All City of Fort Bragg Established Classifications Effective August 2, 2020

**This Resolution was adopted on the Consent Calendar.**

Enactment No: RES 4288-2020

**5D. [20-811](#)** 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 4289-2020

**5F. [20-800](#)** Approve Minutes of July 13, 2020

**These Minutes were approved on the Consent Calendar.**

**5G. [20-804](#)** Approve Minutes of Special Closed Session of July 19, 2020

**These Minutes were approved on the Consent Calendar.**

**5H. [20-810](#)** Approve Minutes of Special Closed Session of July 21, 2020

These Minutes were approved on the Consent Calendar.

## **ITEMS REMOVED FROM CONSENT CALENDAR**

**5E. [20-812](#)** Approve Letter of Support for Fort Bragg City Manager Tabatha Miller

Mayor Lee explained why the Council wrote the letter of support and stated that the intention was to show complete support and confidence in the City Manager. He read the letter into the record. Councilmember Albin-Smith summarized some grammatical changes she recommended be made to the letter. City Manager Miller related how meaningful this support was to her and gave a heartfelt thank you to the Council.

Public Comment: None.

**A motion was made by Vice Mayor Norvell, seconded by Councilmember Peters, that this Council Letter be approved. The motion carried by the following vote:**

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

## **6. DISCLOSURE OF EX PARTE COMMUNICATIONS ON AGENDA ITEMS**

None.

## **7. PUBLIC HEARING**

## **8. CONDUCT OF BUSINESS**

**8A. [20-809](#)** Receive Report and Provide Direction to Staff on Possible Adoption of an Urgency Ordinance Amending the Established Administrative Penalties for Violations of the Mendocino County Facial Coverings Health Order

The City Manager presented the staff report on this agenda item and responded to questions from Councilmembers.

Public Comments from Nicholas Lucco and Mary Rose Kaczorowski were read into the record by the City Clerk. Community member "Jay" commented via Zoom.

Discussion/Direction: After much discussion, the Council directed the City Manager as follows:

- (1) Issue an Emergency Order under her authority as Director of Emergency Services;
- (2) Remove the 24-hour warning or abatement period for non-commercial violations, including facial covering orders and potentially other individual actions;
- (3) Change the penalty provisions to \$100, \$250 and \$500 for first, second, and third/subsequent violations; and
- (4) Include Community Service Officers to those who can enforce the administrative penalties.

**This Staff Report was referred to staff with directions for preparation of an Emergency Order as outlined above.**

**8B. [20-807](#)** Receive Report and Consider Adoption of: (1) Joint City Council / Redevelopment Successor Agency Resolution Approving Budget Amendment No. 2021-02; and (2) Joint City Council / Redevelopment

Successor Agency Resolution Authorizing Execution of a Pre-Development Loan Agreement Between the City of Fort Bragg and Danco for the Plateau Project - An Affordable Senior, Multi-Family and Permanent Supportive Housing Project to be Located at 441 South Street (APN 018-340-04)

Housing & Economic Development Coordinator McCormick presented the staff report on this agenda item.

Public Comment: None.

Discussion: After a brief discussion about the project, the general consensus of the Council was that this project was good for the community.

**A motion was made by Councilmember Peters, seconded by Councilmember Albin-Smith, that this Resolution adopting Budget Amendment 2021-02 (RES 4290-2020 / RES RS27-2020) 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 4290-2020 / RES RS27-2020 / RES 4291-2020 / RES RS28-2020

**A motion was made by Councilmember Peters, seconded by Councilmember Morsell-Haye, that this Resolution approving the Danco loan agreement (RES 4291-2020 / RES RS28-2020) 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 4290-2020 / RES RS27-2020 / RES 4291-2020 / RES RS28-2020

**8C. [20-801](#)** Receive Report and Consider Extension of Urgency Ordinance No. 960-2020 Providing a Temporary Moratorium on Evictions Due to COVID-19

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

Public Comment: None.

Discussion: The Council discussed landlord concerns and the issue of mounting debt by deferment of rental payments. A majority of Councilmembers was in favor of extending the moratorium to assist tenants in this time of economic hardship caused by the coronavirus pandemic.

**A motion was made by Councilmember Peters, seconded by Councilmember Albin-Smith, that this Third Amended Urgency Ordinance be adopted. The motion carried by the following vote:**

**Aye:** 4 - Mayor Lee, Councilmember Albin-Smith, Councilmember Morsell-Haye and Councilmember Peters

**No:** 1 - Vice Mayor Norvell

Enactment No: ORD 960-2020 3RD AMENDMENT

## **9. CLOSED SESSION**

## **ADJOURNMENT**

Mayor Lee adjourned the meeting at 8:14 PM.

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WILLIAM V. LEE, MAYOR

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June Lemos, CMC, City Clerk

IMAGED (\_\_\_\_\_)