



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
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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, July 12, 2021

6:00 PM

Town Hall, 363 N. Main Street

AMENDED

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. Some 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.

ZOOM WEBINAR INVITATION

*You are invited to a Zoom webinar.
When: Jul 12, 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/87331286009>

Or One tap mobile :

US: +13462487799,,87331286009# or +17207072699,,87331286009#

Or Telephone:

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

*US: +1 346 248 7799 or +1 720 707 2699 (*6 mute/unmute, *9 raise hand)*

Webinar ID: 873 3128 6009

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. [21-275](#) Receive Presentation from Judy Leach, Hospital President, Adventist Health - Mendocino Coast

Attachments: [CityofFortBraggPresentation](#)

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. [21-329](#) Adopt City Council Resolution Designating Alternate Director to Represent the City of Fort Bragg on the California Intergovernmental Risk Authority (CIRA) Board of Directors

Attachments: [RESO CIRA Alternate Director Designation](#)

- 5B. [21-336](#) Adopt City Council Resolution Approving Contract with Governmentjobs.com DBA NEOGOV for Implementation of Human Resources Management Suite for the Public Sector and Authorizing City Manager to Execute Contract (Amount not to Exceed \$33,838.51; Account No. 521-4394-0384)

Attachments: [RESO NEOGOV contract](#)
[NEOGOVS Proposal](#)

- 5C. [21-337](#) Adopt Joint City Council / Improvement District Resolution Approving Professional Services Agreement with Springbrook Holding Company, LLC for the Purchase and Use of Springbrook Software and Authorizing City Manager to Execute Same (Amount Not to Exceed \$47,946; Account No. 521-4394-0384)

Attachments: [RESO Springbrook Software Purchase](#)
[Springbrook Quote and Cloud Migration](#)
[Professional Service Agreement](#)
[Master Service Agreement](#)

- 5D. [21-340](#) Adopt City Council Resolution Approving Professional Services Agreement with Creative Thinking, Inc., DBA The Idea Cooperative for Strategic and Creative Marketing Services for Visit Fort Bragg and Authorizing the City Manager to Execute Contract (Amount Not to Exceed \$180,000.00; Account No. 110-4321-0319)

Attachments: [RESO Idea Coop Contract](#)
[Idea Cooperative Contract](#)
[Public Comment 5D](#)

- 5E. [21-353](#) Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg

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

- 5F. [21-347](#) Adopt City Council Resolution Authorizing Execution of a Funding Agreement with the State Water Resources Control Board and Authorizing and Designating a Representative for Water Emergency Projects

Attachments: [RESO Funding Agreement - Water Board](#)

- 5G. [21-352](#) Adopt City Council Resolution Confirming the City Manager's Declaration of a Stage 2 Water Warning and Implementing Mandatory Stage 2 Water Conservation Measures

Attachments: [RESO Mandatory Stage 2 Water Warning](#)

- 5H. [21-334](#) Receive and File Minutes of the April 27, 2021 Community Development Committee Meeting

Attachments: [CDC Minutes 04272021](#)

- 5I. [21-349](#) Approve Minutes of June 28, 2021

Attachments: [CCM2021-06-28](#)

- 5J. [21-350](#) Adopt by Title Only and Waive the Second Reading of Ordinance

969-2021 Amending Chapter 14.06 (Water Conservation) of Title 14 (Water and Sewers) of the Fort Bragg Municipal Code

Attachments: [ORD 969-2021 Water Conservation](#)

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. [21-339](#)** Receive Report, Conduct Public Hearing, and Consider Adoption of City Council Resolution Approving the Issuance of Revenue Bonds by the California Municipal Finance Authority for the Purpose of Financing the Acquisition and Rehabilitation of a 56-unit Multifamily Development known as Walnut Apartments, for the Benefit of DFA Development, LLC

Attachments: [07122021 Walnut Apt TFRA](#)

[Att. 1 - Resolution](#)

[Att. 2 - Walnut TEFRA Script](#)

[Att. 3 - PH Notice re Walnut Apartments](#)

- 7B. [21-344](#)** Open Public Hearing and Immediately Continue Public Hearing to Date, Time and Place Certain - July 26, 2021 at 6:00 PM in Town Hall, 363 N. Main Street - to Consider Appeal of Planning Commission Decision by Leslie Kashiwada, Ken Armstrong and 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: [ATT 1 - Project Plans](#)

[ATT 2 - CEQA Initial Study](#)

[ATT 3 - CEQA Public Comments](#)

[ATT 4 - Wetland Report 2021](#)

[ATT 5 - 05262021 PC Staff Report](#)

[ATT 6 - 06092021 Supplemental PC Staff Report](#)

[ATT 7 - Planning Commission Approval Reso 08-2021](#)

[ATT 8 - Kashiwada Appeal 6-15-2021](#)

[ATT 9 - Armstrong Appeal 6-17-2021](#)

[ATT 10 - PH Notice on Grocery Outlet Appeal](#)

[Public Comment 7B](#)

8. CONDUCT OF BUSINESS

9. CLOSED SESSION

- 9A. [21-346](#) CONFERENCE WITH LABOR NEGOTIATORS: Pursuant to Government Code Section 54957.6: City Negotiator: Tabatha Miller, City Manager; Employee Organizations: Fort Bragg Police Association

- 9B. [21-351](#) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: Significant exposure to litigation pursuant to Paragraph (2) of Subdivision (d) of California Government Code Section 54956.9: Two (2) Potential Cases: Claim from Makayla Hite, Breach of Confidentiality; Claim from Richard Garcia, Harassment

- 9C. [21-358](#) CONFERENCE WITH REAL PROPERTY NEGOTIATORS FOR POSSIBLE ACQUISITION OF REAL PROPERTY, Pursuant to Government Code Section 54956.8: Real Property: APN 008-430-21, APN 008-430-22, APN 018-040-61, APN 018-430-22, APN 018-040-61, APN 018-120-50, APN 008-171-07, APN 008-161-08, APN 008-151-26, APN 008-161-27 and the Southern portion of former APN 008-020-15, 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

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, JULY 26, 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 amended agenda to be posted in the City Hall notice case on July 8, 2021.

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).