



# City of Fort Bragg

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

## Meeting Agenda Special 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, September 21, 2020

5:00 PM

Via Video Conference

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### Special Meeting

#### CALL TO ORDER

#### ROLL CALL

#### PLEASE TAKE NOTICE

*DUE TO THE PROVISIONS OF THE GOVERNOR'S EXECUTIVE ORDERS N-25-20 AND N-29-20 WHICH SUSPEND CERTAIN REQUIREMENTS OF THE BROWN ACT, AND THE ORDER OF THE HEALTH OFFICER OF THE COUNTY OF MENDOCINO TO SHELTER IN PLACE TO MINIMIZE THE SPREAD OF COVID-19, CITY COUNCIL MEMBERS AND STAFF WILL BE PARTICIPATING BY VIDEO CONFERENCE IN THE SPECIAL CITY COUNCIL MEETING OF MONDAY, SEPTEMBER 21, 2020.*

*In compliance with the Shelter-in-Place Orders of the County and State, this meeting will be closed to the public. 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 any of the following ways: (1) By joining the Zoom video conference, (2) Through the City's online eComment agenda feature, (3) Emailed to City Clerk June Lemos, [jlomos@fortbragg.com](mailto:jlomos@fortbragg.com), (4) Written comments delivered through the drop-box for utility payments to the right of the front door at City Hall, 416 N. Franklin Street, or (5) Voice mail comments called in to (707) 961-1694 by 4:00 PM on the day of the meeting.*

*Comments can be made at any time prior to the meeting, in real-time while the item is being considered by the Council and up to 12:00 PM on Tuesday, September 22, 2020. The Clerk will read aloud all eComments or emails received before or during the meeting that have not been published with the agenda packet. Public comments are restricted to three minutes. Written comments on agenda items and those exceeding three minutes will be included in the public record as part of the agenda packet the next business day after the meeting.*

*We appreciate your patience and willingness to protect the health and wellness of our community and staff. If you have any questions regarding this meeting, please contact the City Clerk at (707) 961-1694 or [jlomos@fortbragg.com](mailto:jlomos@fortbragg.com).*

#### ZOOM WEBINAR INVITATION

*You are invited to a Zoom webinar.  
When: Sep 21, 2020 05:00 PM Pacific Time (US and Canada)  
Topic: Special City Council*

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



**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).*



# City of Fort Bragg

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## Text File

File Number: 20-851

**Agenda Date:** 9/21/2020

**Version:** 1

**Status:** Consent Agenda

**In Control:** Special City Council

**File Type:** Resolution

**Agenda Number:** 2A.

Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg

At a special meeting on March 24, 2020, the Fort Bragg City Council ratified the City Manager's Proclamation declaring a local emergency due to COVID-19 in its Resolution No. 4242-2020.

Since that date, the Council has adopted the following resolutions reconfirming the existence of a local emergency:

**Date      Resolution No.**

- April 6, 2020      4245-2020
- April 20, 2020    4247-2020
- May 11, 2020     4250-2020
- May 26, 2020     4253-2020
- June 8, 2020      4266-2020
- June 22, 2020    4270-2020
- July 13, 2020     4284-2020
- July 27, 2020     4289-2020
- August 10, 2020   4294-2020
- August 31, 2020   4300-2020

The City is required to reconfirm the existence of a local emergency every 21 days pursuant to Fort Bragg Municipal Code Section 2.24.040.

## RESOLUTION NO. \_\_\_\_-2020

### RESOLUTION OF THE FORT BRAGG CITY COUNCIL CONFIRMING THE CONTINUED EXISTENCE OF A LOCAL EMERGENCY IN THE CITY OF FORT BRAGG

**WHEREAS**, California Government Code section 8630 empowers the Fort Bragg City Council to proclaim the existence of a local emergency when the City is threatened or likely to be threatened by the conditions of extreme peril to the safety of persons and property that are or are likely to be beyond the control of the services, personnel, equipment, and facilities of this City; and

**WHEREAS**, California Government Code section 8558(c) states that a “local emergency” means the duly proclaimed existence of conditions of disaster or extreme peril to the safety of persons and property within the territorial limits of a city; and

**WHEREAS**, COVID-19, a novel coronavirus causing infectious disease, was first detected in China in December 2019 and has spread across the world and to the United States. Symptoms of COVID-19 include fever, cough, and shortness of breath; outcomes have ranged from mild to severe illness, and, in some cases, death. The Center for Disease Control and Prevention (CDC) has indicated the virus is a tremendous public health threat; and

**WHEREAS**, on March 13, 2020, the President of the United States issued a proclamation declaring the COVID-19 outbreak in the United States as a national emergency, beginning March 1, 2020; and

**WHEREAS**, the Governor of the State of California and the Public Health Officer of the County of Mendocino have both issued Shelter-in-Place orders to combat the spread of COVID-19; and

**WHEREAS**, on March 17, 2020 the City Manager, as the City’s Director of Emergency Services, issued Proclamation No. CM-2020-01 declaring a local emergency as authorized by Government Code section 8630 and Fort Bragg Municipal Code section 2.24.040(B); and

**WHEREAS**, at a special meeting on March 24, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4242-2020, ratifying the City Manager’s Proclamation declaring the existence of a local emergency; and

**WHEREAS**, at a special meeting on April 6, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4245-2020 by which it continued the local emergency; and

**WHEREAS**, at a special meeting on April 20, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4247-2020 by which it continued the local emergency; and

**WHEREAS**, at a regular meeting on May 11, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4250-2020 by which it continued the local emergency; and

**WHEREAS**, at a regular meeting on May 26, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4253-2020 by which it continued the local emergency; and

**WHEREAS**, at a regular meeting on June 8, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4266-2020 by which it continued the local emergency; and

**WHEREAS**, at a regular meeting on June 22, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4270-2020 by which it continued the local emergency; and

**WHEREAS**, at a regular meeting on July 13, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4284-2020 by which it continued the local emergency; and

**WHEREAS**, at a regular meeting on July 27, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4289-2020 by which it continued the local emergency; and

**WHEREAS**, at a regular meeting on August 10, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4294-2020 by which it continued the local emergency; and

**WHEREAS**, at a special meeting on August 31, 2020 the City Council of the City of Fort Bragg adopted Resolution No. 4300-2020 by which it continued the local emergency; and

**NOW, THEREFORE, BE IT RESOLVED AND PROCLAIMED** by the City Council of the City of Fort Bragg that for reasons set forth herein, said local emergency shall be deemed to continue to exist until the City Council of the City of Fort Bragg, State of California, proclaims its termination; and

**BE IT FURTHER RESOLVED** that the City Council of the City of Fort Bragg will review the need for continuing the local emergency at least once every 21 days until the City Council terminates the local emergency; and

**BE IT FURTHER RESOLVED** that this resolution confirming the continued existence of a local emergency shall be forwarded to the Director of the Governor's Office of Emergency Services and the Governor of the State of California, as well as the Mendocino County Office of Emergency Services.

**The above and foregoing Resolution was introduced by Councilmember \_\_\_\_\_, seconded by Councilmember \_\_\_\_\_, and passed and adopted at a special meeting of the City Council of the City of Fort Bragg held on the 21<sup>st</sup> day of September, 2020, by the following vote:**

- AYES:**
- NOES:**
- ABSENT:**
- ABSTAIN:**
- RECUSED:**

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**WILLIAM V. LEE**  
Mayor

**ATTEST:**

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**June Lemos, CMC**  
City Clerk



# City of Fort Bragg

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## Text File

File Number: 20-857

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**Agenda Date:** 9/21/2020

**Version:** 1

**Status:** Consent Agenda

**In Control:** Special City Council

**File Type:** Resolution

**Agenda Number:** 2B.

Adopt City Council Resolution Renaming the Second Monday in October as Indigenous Peoples' Day

**RESOLUTION NO. \_\_\_\_-2020**

**RESOLUTION OF THE FORT BRAGG CITY COUNCIL  
RENAMING THE SECOND MONDAY IN OCTOBER AS INDIGENOUS  
PEOPLES' DAY**

**WHEREAS**, Indigenous Peoples' Day is part of a national effort to recognize and honor the existence, cluster and contributions of the original inhabitants of North America on the day that has for the past 82 years been observed as Columbus Day; and

**WHEREAS**, many City, County and State governments across the United States have adopted a celebration of Indigenous Peoples' Day; and

**WHEREAS**, in 2019, Governor Gavin Newsom announced that on October 14, 2019, California would honor Native Americans on the holiday historically associated with Christopher Columbus. Recognizing October 14, 2019 as a celebration of Indigenous Peoples only applied to 2019 in California; and

**WHEREAS**, the City of Fort Bragg recognizes that the Indigenous Peoples of the lands that would later become known as the Americas have occupied these lands since time immemorial; and

**WHEREAS**, the City recognizes that Fort Bragg and surrounding lands have been the homelands of the Indigenous Peoples of this region, long before Christopher Columbus landed in the Americas in 1492; and

**WHEREAS**, Indigenous Peoples' Day was first proposed in 1977 by a delegation of Native Nations at the International Conference on Discrimination Against Indigenous Populations in the Americas in Geneva, Switzerland; and

**WHEREAS**, the Affiliated Tribes of Northwest Indians, comprised of American Indians/Alaska Natives and tribes in the states of Washington, Idaho, Oregon, Montana, Nevada, Northern California and Alaska, passed resolution #11-57 in September 2011 in support of changing Columbus Day (2<sup>nd</sup> Monday of October) to a legal holiday known as Indigenous Peoples' Day;

**NOW, THEREFORE, BE IT RESOLVED**

1. The City Council of Fort Bragg does hereby declare the second Monday in October to be Indigenous Peoples' Day in the City of Fort Bragg.
2. The City Council of Fort Bragg encourages other businesses, organizations and public institutions to recognize Indigenous Peoples' Day.
3. The City Council of Fort Bragg encourages Fort Bragg residents to recognize and celebrate the history and heritage of indigenous peoples in our community and across the United States.
4. The City Council of Fort Bragg directs the City Manager to replace each reference to Columbus Day in City documents, including but not limited to the City of Fort Bragg

Personnel Rules and Regulations, Administrative Policies and Memorandum of Understanding with Labor Groups.

The above and foregoing Resolution was introduced by Councilmember \_\_\_\_\_, seconded by Councilmember \_\_\_\_\_, and passed and adopted at a special meeting of the City Council of the City of Fort Bragg held on the 21st day of September, 2020, by the following vote:

**AYES:**  
**NOES:**  
**ABSENT:**  
**ABSTAIN:**  
**RECUSED:**

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**WILLIAM V. LEE**  
Mayor

**ATTEST:**

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**June Lemos, CMC**  
City Clerk



# City of Fort Bragg

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## Text File

File Number: 20-855

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**Agenda Date:** 9/21/2020

**Version:** 1

**Status:** Consent Agenda

**In Control:** Special City Council

**File Type:** Minutes

**Agenda Number:** 2C.

Approve Minutes of September 14, 2020



# 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*

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Monday, September 14, 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

- 1A. [20-841](#)** Receive Presentation from Mendocino County Homeless Services Continuum of Care Regarding a Strategic Plan for Addressing Homelessness

Daniel McIntire and Shannon Riley presented a report to Council on this agenda item and responded to questions from Councilmembers. Council directed staff to bring back a resolution endorsing the Strategic Plan on the next regular meeting's Consent Calendar.

- 1B. [20-844](#)** Receive Update from the Garden Friendly Community Committee of Fort Bragg on a Community Garden at the CV Starr Community Center Grounds

Matthew Drewno presented a report to Council on the plan for a community garden for Fort Bragg on the grounds of the CV Starr Community Center.

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

- (1) Non-Agenda Items: Carrie Durkee and Patty Parks-Wasserman spoke via Zoom in support of a community garden at the C.V. Starr Center.  
(2) Consent Calendar Items: None.  
(3) Closed Session Items: None.

#### 3. STAFF COMMENTS

City Manager Miller gave an update on road repair closures and reminded the public that Caltrans work will continue on Main Street overnight from 8pm to 6am through October 29, with delays of about ten minutes. She reported a drop in COVID-19 violations and that there are zero active cases of COVID in town. In Police Department notes: A new generator is now in place on Bald Hill, body cameras have been upgraded to the newest technology, and on Friday, the PD received a new jail transport van. Public Works Director Smith gave updates on water levels and water savings due to the Stage 2 water emergency declaration, and reported on Coastal Trail trash and portable toilets. City Clerk Lemos reported on ballot security for the upcoming election in November.

**Mayor Lee recessed the meeting at 7:59 PM; the meeting reconvened at 8:07 PM.**

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

Councilmember Albin-Smith made brief remarks about visitors and the use of facial coverings. Councilmember Peters stated that he received an email inquiring about the thin blue line stickers on police vehicles. Vice Mayor Norvell reported that there will be a halt on Measure B (Mental Health Treatment Act) spending until a business plan is developed. Mayor Lee said there have been zero new cases of COVID-19 at Sherwood Oaks for the past two weeks. Councilmember Morsell-Haye reported on the first meeting of the new Citizens Commission formed to discuss a potential name change for the City.

#### **5. CONSENT CALENDAR**

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

**A motion was made by Vice Mayor Norvell, 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. [20-845](#)** Receive and File Minutes of Finance and Administration Committee Meeting of February 12, 2020

**These Committee Minutes were received and filed on the Consent Calendar.**

**5B. [20-846](#)** Receive and File Minutes of April 23, 2020 Community Development Committee Meeting

**These Committee Minutes were received and filed on the Consent Calendar.**

**5C. [20-840](#)** Approve Minutes of Special Meeting of August 31, 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. [20-849](#) Receive Report and Consider Adoption of City Council Resolution Adopting Budget Amendment 2021-03 Revising Revenue Projections, Increasing Furloughed Staff to Full-time, Restoring Police Department Premiums and Adjusting Selected Expenditure Budgets

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

Public Comments from the Mendocino Action Council for Accountable Government Organizations were read into the record by the City Clerk.

Discussion: The Councilmembers discussed various uses for the \$10,000 saved by not holding an election, including paying for a facilitator for the Citizens Commission and assisting the new community garden. Council directed staff to bring back a further amendment including line item budget numbers for things that are not on this agendized budget amendment. Consensus of Council was that they approve of this amendment to the budget based on the numbers presented in the City Manager's report.

**A motion was made by Vice Mayor Norvell, seconded by Councilmember Peters, that these 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 4303-2020

**9. CLOSED SESSION**

**ADJOURNMENT**

**Mayor Lee adjourned the meeting at 8:53 pm.**

\_\_\_\_\_  
WILLIAM V. LEE, MAYOR

\_\_\_\_\_  
June Lemos, CMC, City Clerk

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