



# 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, September 12, 2022

6:00 PM

Town Hall, 363 N. Main Street  
and Via Video Conference

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### CALL TO ORDER

### PLEDGE OF ALLEGIANCE

### ROLL CALL

### ZOOM WEBINAR INVITATION

*This meeting is being presented in a hybrid format, both in person at Town Hall and via Zoom.*

*You are invited to a Zoom webinar.*

*When: Sep 12, 2022 06:00 PM Pacific Time (US and Canada)*

*Topic: City Council Meeting*

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

*<https://us06web.zoom.us/j/81322522946>*

*Or Telephone: +1 669 444 9171 or +1 719 359 4580 (\*6 mute/unmute; \*9 raise hand)*

*Webinar ID: 813 2252 2946*

*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. [22-438](#) Receive Presentation from the Mendocino County Fire Safe Council on Measure P and Consider Supporting Measure P on the November Ballot

**Attachments:** [Measure P Ballot Argument](#)

[Measure P and sales tax graphic w text](#)

[Measure P Allocation Formula](#)

[BOS Resolution 22-159](#)

- 1B. [22-441](#) Receive Presentation by Mei Blundell on "Coding the Coast" Program

**Attachments:** [Ft Bragg CC Presentation\\_091222](#)

## **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.*

*WRITTEN PUBLIC COMMENTS: Written public comments received after agenda publication are forwarded to the Councilmembers as soon as possible after receipt and are available for inspection at City Hall, 416 N. Franklin Street, Fort Bragg, during normal business hours. All comments will become a permanent part of the agenda packet on the day after the meeting or as soon thereafter as possible, except 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, [jlemos@fortbragg.com](mailto:jlemos@fortbragg.com).*

## **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. [22-424](#)** Adopt City Council Resolution Approving Contract Amendment with Marie Jones Consulting for Professional Planning Services and Authorizing the City Manager to Execute Amendment (Total Contact Amount not to Exceed \$50,000)

**Attachments:** [RESO Jones Contract Amendment](#)

[Exhibit A - Scope of Services](#)

[Jones Contract 3-2022](#)

[Marie Jones Consulting 1st Amd](#)

- 5B. [22-425](#)** Adopt City Council Resolution Approving and Ratifying an Application for the Funding and Execution of Grant Agreement and Any Amendments Thereto from the United States Department of Agriculture's Community Facility Grant Program for the Purchase of an Electrical Police Department Fleet Vehicle and a Security Camera System

**Attachments:** [RESO USDA Community Facility Grant Program](#)  
[Application City of Fort Bragg August 2022](#)

- 5C. [22-432](#) Adopt City Council Resolution Approving Contract Amendment with Marie Jones Consulting for Planning and Environmental Work on the Proposed Transfer Station Project, Increasing the Not To Exceed Amount to \$19,200.00 (Account No. 119-0000-2702)

**Attachments:** [RESO Marie Jones Consulting Amendment](#)  
[Marie Jones Consulting Transfer Sta 1st Amd](#)  
[Exhibit A - Amended Scope of Work](#)

- 5D. [22-433](#) Adopt City Council Resolution Approving Budget Amendment No. 2022/2023-02 for Fiscal Year 2022/23

**Attachments:** [Budget Amendment 2022-23-02](#)

- 5E. [22-434](#) Adopt City Council Resolution Approving Contract with Fort Bragg Electric for the School Zone Radar Speed Sign Replacement Project and Authorizing City Manager to Execute Same (Amount Not To Exceed \$49,837.00, Account No. 110-4840-0319)

**Attachments:** [RESO Radar Sign Contract Fort Bragg Electric](#)  
[Exhibit A Contractor Proposal](#)  
[Exhibit B Project Map and Locations](#)  
[FB Electric Radar Signs Contract](#)

- 5F. [22-436](#) Approve Scope of Work for a Request for Proposals for the Preparation of a Development Impact Fee Study

**Attachments:** [Scope of Work - Impact Fee Study RFP](#)

- 5G. [22-442](#) Adopt City Council Resolution Authorizing the Submittal of Local Coastal Program Grant Application for Funding from the California Coastal Commission

**Attachments:** [RESO CCC LCP Grant](#)

- 5H. [22-447](#) Adopt City Council Resolution Updating Master Salary Schedules and Confirming All City of Fort Bragg Established Classifications

**Attachments:** [RESO Updating Master Salary Schedules](#)  
[Exhibit A](#)  
[Exhibit B](#)  
[Exhibit C](#)  
[Exhibit D](#)

- 5I. [22-458](#) Adopt Joint City Council/Municipal Improvement District Resolution Authorizing Execution of an Employment Agreement for City/District Manager with Peggy Ducey

**Attachments:** [RESO City Manager Contract](#)  
[DUCEY Peggy City Mgr](#)  
[PDucey City Manager Agreement](#)  
[Public Comment 5I](#)

- 5J. [22-467](#) Adopt City Council Resolution Making the Legally Required Findings to Continue to Authorize the Conduct of Remote "Telephonic" Meetings During the State of Emergency

**Attachments:** [RESO Authorize Continuing Remote Meetings](#)

- 5K. [22-468](#) Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg

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

- 5L. [22-415](#) Receive and File Minutes of July 14, 2022 Public Works and Facilities Committee Meeting

**Attachments:** [07142022 PWF Meeting Minutes.pdf](#)

- 5M. [22-420](#) Approve Minutes of August 8, 2022

**Attachments:** [CCM2022-08-08](#)

- 5N. [22-466](#) Approve Minutes of Special Closed Session of August 26, 2022

**Attachments:** [CCM2022-08-26 Special Closed Session](#)

## **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. [22-462](#) Receive Report, Conduct Public Hearing and Consider Adoption of: (1) City Council Resolution Adopting Updated Fees for Various Planning and Development Services; (2) City Council and Municipal Improvement District Resolution Adopting Updated Fees for Miscellaneous City/District Services

**Attachments:** [09122022 Fee Update Staff Report](#)  
[Att 1 - 2019-2022 Fee Schedule Comparison](#)  
[Att 2 - RESO Development Fee Updates](#)  
[Att 3 - 22-23 Planning Fees](#)  
[Att 4 - RESO Fee Schedule](#)  
[Att 5 - 22-23 Fee Schedule Misc](#)  
[Att 6 - PH Notice](#)

## **8. CONDUCT OF BUSINESS**

- 8A. [22-422](#) Receive Report and Consider Approval of Request for Proposals to Conduct Environmental Review of Mill Pond Remediation Project

**Attachments:** [09122022 Mill Pond RFP Report](#)

[Att 1 - Mill Site Operable Units](#)

[Att 2 - Draft OU-E Remedial Action Plan \(Sections 1-5\)](#)

[Att 3 - KJ Technical Memorandum](#)

[Att 4 - DTSC Order, First Amendment](#)

[Att 5 - Consultant List](#)

[Att 6 - Draft RFP - Mill Pond EIR](#)

[Public Comments from Mendocino Railway](#)

- 8B. [22-449](#) Receive Report and Consider Adoption of City Council Resolution Declaring a Stage 2 Water Warning and Implementing Stage 2 Mandatory Water Conservation Measures

**Attachments:** [Water Conservation Measures Stage 2 Staff Report](#)

[Att 1 - Resolution](#)

[Att 2 - Noyo Flows 2022](#)

[Att 3 - Ordinance 969-2021 Water Conservation](#)

- 8C. [22-421](#) Receive Report and Provide Recommendations on Proposed Changes to Title 1 of the Fort Bragg Municipal Code

**Attachments:** [09122022 Staff Report - Amending Title 1 of the Fort Bragg Municipal Code](#)

[Att 1 - Schedule of Administrative Penalty](#)

[Att 2 - Notice of Violation](#)

[Att 3 - Administrative Citation](#)

[Att 4 - Notice of Appeal of Citation](#)

[Att 5 - Appeal of Administrative Decision](#)

[Att 6 - FBMC Title 1 - Redline Draft](#)

## **9. CLOSED SESSION**

- 9A. [22-465](#) CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Gov. Code 54956.8); Property: 30900 W. State Highway 20; 19671 Summers Lane, Fort Bragg, CA 95437; Agency Negotiator: John Smith; Negotiating Parties: Mendocino Coast Recreation and Parks District; Under negotiation: Price and Terms

- 9B. [22-413](#) CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION: Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Gov Code Section 54956.9: One (1) Case

## **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, SEPTEMBER 26, 2022**

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 September 7, 2022.

\_\_\_\_\_  
June Lemos, MMC  
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).*