



# 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, March 11, 2019

6:00 PM

Town Hall, 363 N. Main Street

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### CALL TO ORDER

Mayor Lee called the meeting to order at 6:00 PM.

### 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

Mayor Lee moved Item 8C before 8A because a large number of the audience members were present for 8C.

### 1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

**1A. [19-129](#)** Presentation of Proclamation Recognizing Arbor Week March 7 - 14, 2019

Mayor Lee read a Proclamation recognizing Arbor Week, March 7-14, 2019, and presented it to Ruth Sparks from the local Garden Club. Ms. Sparks announced that the Garden Club planted two trees at the CV Starr Center today.

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

(1) Non-Agenda Items: None.

(2) Consent Calendar Items:

- Rex Gressett asked that Item 5B be removed from the Consent Calendar for further discussion.

(3) Closed Session Items: None.

### 3. STAFF COMMENTS

City Manager Miller announced that City Hall will be closed on March 13 for an in-service day and reminded the public that Waste Management will pick up bulk items the week of March 25. The joint City Council/Planning Commission meeting set for March 14 is being rescheduled to March 21. She noted that City staff helped the Noyo Center set up the blue whale skeleton this week and it is now available for viewing. Sergeant Lee reported on Police Department staffing and gave updates on academy training of two new PD employees. He announced that the next Neighborhood Watch meeting will be on March 19. Public Works Director Varga noted that a new generator will be in place at City Hall in the next four to six weeks. He gave updates on the raw water line replacement

project, sewer lift station project, and the Town Hall heater replacement project.

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

Councilmember Peters requested that the Council approve a letter of support by the Council for SB 5 which creates up to \$2 billion in affordable housing, infrastructure and economic development projects. The Council unanimously agreed to instruct staff to prepare and send the letter.

Councilmember Peters reported that he is being interviewed for the Coastal Commission position this Thursday. Councilmember Albin-Smith reported on recent meetings of the Mendocino Council of Governments, Election System Review ad hoc committee, and Redwood Division of the League of California Cities. She asked the Council to support Senate Bill 212. Councilmember Morsell-Haye announced that the next Merchant Meet-up will be March 14. Mayor Lee said he spoke at a recent Agricultural Coalition meeting and at the Mendocino County Historical Society meeting on March 3. The Mayor reported on the mid-year budget review, giving credit to staff, the Finance Director and City Manager for presenting a balanced budget and stating that the City anticipates having a surplus at the end of the fiscal year.

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

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

**A motion was made by Vice Mayor Norvell, seconded by Councilmember Albin-Smith, 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. [19-088](#)** Appoint Joe Sutphin to Serve on the Fort Bragg Fire Protection Authority

**This Appointment was approved on the Consent Calendar.**

**5B. [19-124](#)** Adopt City Council Resolution Adopting a List of Projects for Fiscal Year 2019-20 Funded by SB 1: The Road Repair and Accountability Act of 2017

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

Enactment No: RES 4153-2019

**5C. [19-133](#)** Receive and File Minutes of the December 17, 2018 Public Safety Committee Special Meeting

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

**5D. [19-132](#)** Receive and File Minutes of the January 22, 2019 Community Development Committee Meeting

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

**5E. [19-123](#)** Approve Minutes of February 25, 2019

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

**5F. [19-125](#)** Approve Minutes of Special Joint City Council/Planning Commission

Meeting of February 26, 2019

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**

- 8C. [19-128](#)** Receive Report and Community Development Committee Recommendations Regarding Proposed Changes to the Food Truck Ordinance and Consider Adopting a Resolution Establishing a Review Process and Findings for Approval of Proposed Food Truck Locations in the Central Business District

**Councilmember Morsell-Haye recused herself from hearing this item, citing a potential business conflict of interest. She left the Council chamber at 6:29 PM.**

Community Development Director Jones presented the staff report on this agenda item and summarized the proposed ordinance changes.

Public Comment was received from:

- Carrie Jane of Sugar Coated Catering spoke in support of relaxing the restrictions on mobile vending units.
- Jackie Dixon spoke in support of more food options in Fort Bragg.
- Rex Gressett spoke in support of rewriting the mobile vending ordinance.
- Mayor Lee read comments from Guillermo Medina, Kyle Norton, Steven Dunlap and Kristin Surrat in support of the amended ordinance regarding food trucks.
- Ann Rennacker spoke in support of food trucks.

Discussion: Time restrictions, parking, and noise concerns were discussed by the Councilmembers. The Council unanimously agreed to allow food trucks to stay open until 2:30 AM. Council directed staff to bring the ordinance back for introduction at the next Council meeting incorporating the changes discussed at this meeting. The Council unanimously agreed to approve the resolution on the minor use permit process for Mobile Vending Units, with the following amendment: Modify paragraph 1.b. to state that the location(s) will not remove parking spaces on Main Street.

**A motion was made by Councilmember Peters, seconded by Vice Mayor Norvell, that this Resolution be adopted as amended. The motion carried by the following vote:**

**Aye:** 4 - Mayor Lee, Vice Mayor Norvell, Councilmember Albin-Smith and Councilmember Peters

**Recuse:** 1 - Councilmember Morsell-Haye

Enactment No: RES 4154-2019

- 8A. [19-118](#)** Receive Report and Provide Direction to Staff Regarding an Integrated Regional Water Management Grant Application for the Implementation of Stormwater Trash Capture Devices Using Special Street Sales Tax Money

as Match Funding

**Councilmember Morsell-Haye rejoined the meeting at 7:22 PM.**

**Mayor Lee recessed the meeting at 7:22 PM; the meeting reconvened at 7:29 PM.**

Engineering Technician O'Neal presented the staff report on this item, stating that staff feels the use of street sales tax is an appropriate use and would make the grant application more competitive.

Public Comment was received from:

- Rex Gressett commented on the establishment of a storm drain enterprise.
- Ann Rennacker spoke in support of removing trash from storm drains.

Discussion: Much discussion was held about whether or not it was appropriate to use street tax to fund the installation of stormwater trash capture devices, with the Council being divided three to two on whether to direct staff to apply for the grant or not.

**A motion was made by Councilmember Peters, seconded by Councilmember Morsell-Haye, that staff be directed to apply for the full amount of the grant and move forward with the matching fund recommendations as noted in the staff report. The motion carried by the following vote:**

**Aye:** 3 - Councilmember Albin-Smith, Councilmember Morsell-Haye and Councilmember Peters

**No:** 2 - Mayor Lee and Vice Mayor Norvell

**8B. [19-130](#)** Receive Report and Recommendation from Community Development Committee Regarding Reuse of the Public, Educational, and Government (PEG) Office in City Hall on Laurel Street and Provide Direction to Staff

Administrative Assistant Gonzalez presented the staff report for this agenda item.

Public Comment:

- Rex Gressett spoke about PEG franchise money.

Discussion: Council generally agreed to make the space available to the City Council. The nonprofit organizations noted in the staff report can also request to use the office on an as-needed basis. The space will not be used as a storage area. Staff is directed to set up a user calendar for Council and the non-profits.

**This Staff Report was referred to staff.**

**9. CLOSED SESSION**

**ADJOURNMENT**

**Mayor Lee adjourned the meeting at 8:37 PM.**

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WILLIAM V. LEE, MAYOR

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June Lemos, CMC, City Clerk

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