



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*

Monday, April 23, 2018

6:00 PM

Town Hall, 363 N. Main Street

AMENDED

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

ROLL CALL

- Present:** 4 - Mayor Lindy Peters, Vice Mayor Will Lee, Councilmember Bernie Norvell and Councilmember Dave Turner
Absent: 1 - Councilmember Michael Cimolino

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

- 1A. [18-139](#)** Presentation of Proclamation Declaring May 5 - May 11, 2018 as Rhododendron Week

Mayor Peters presented a Proclamation declaring May 5-11 as Rhododendron week to Ted Steinhart of the Noyo Chapter of the American Rhododendron Society.

- 1B. [18-142](#)** Presentation of 2018 Mayor's Well Done Awards

Mayor Peters and Community Development Administrative Assistant Gonzalez presented the following 2018 Mayor's Well Done Awards: Best Renovation, 138 N. Franklin Street and 627 N. Main Street; Best Late Night Business, The General; Best Commercial Paint Job, 329 E. Redwood Avenue; Best Window Display, Family Hands; Best New Business, Oasis; Best Girl Power Business, F/V Princess; Best Residential Paint Job, 645 E. Redwood Avenue; Best Busy Bee, Tina Delucchi; Best Remodel, Noyo Harbor Inn.

2A. PUBLIC COMMENTS ON: (1) NON-AGENDA, (2) CONSENT CALENDAR & (3) CLOSED SESSION ITEMS (30 Minutes)

(1) Non-Agenda Items:

- Jim Britt congratulated staff for their work on reducing the budget and spoke in opposition to Jacob Patterson's letter about converting to by-district elections.
- Mayor Peters read a message from Marissa Colombi in opposition to dividing the city into voting districts.

- Erik Dwyer said the town is too small to divide into election districts and he would like item 5D pulled from the Consent Calendar.
- Judy Valadao spoke in opposition to districting.
- Rex Gressett said redistricting isn't an idea that appeals to anybody in town.
- Jay McMartin Rosenquist said her grandfather named many of the rhododendrons the Mayor mentioned in the Proclamation tonight. She asked that item 5D be removed from the Consent Calendar. She also would like a public hearing on districting.
- Simon Smith stated she is pleased to see a discussion of district elections and is in favor of districting.

(2) Consent Calendar Items:

- Jacob Patterson asked that Item 5B on the Consent Calendar be pulled because he has concerns about the Council taking a position on the matter.

(3) Closed Session Items: None.

3. STAFF COMMENTS

Chief Lizarraga reported on first quarter statistics for the Police Department, Officer Shaw graduated from a seven-month leadership course. Police Officer Standards and Training (POST) certificates were recently awarded to Sgt. McLaughlin (advanced and supervisor), Lt. Gilchrist (management), Officer O'Neal (intermediate). The next Neighborhood Watch meeting will be May 15 at 6PM, location to be announced. Public Works Director Varga reported that four bids were received for the Wastewater Treatment Plant Upgrade Project, with bid amounts between \$15M and \$18M. City Attorney Hildebrand reported on the status of the burned out house at 119 E. Pine Street. Finance Director Damiani said that staff will ask the Finance and Administration Committee next week to prioritize the Council's financial goals.

4. MATTERS FROM COUNCILMEMBERS

Mayor Peters reported out on the closed session of April 23 as follows: City Council received direction from the City Attorney and the Mayor appointed an ad hoc committee consisting of Vice Mayor Lee, Councilmember Norvell, City Manager Miller and City Clerk Lemos. The Mayor said a shopping cart ordinance will be discussed at the next Public Safety Committee meeting. Monday Morning Meeting with the Mayor will return on May 7. The MTA bench will not be removed at this time. Sonoma Clean Power will meet on May 3 and League of California Cities will meet on May 4. Councilmember Norvell reported on the Mendocino Coast Hospitality Center ad hoc committee meeting.

5. CONSENT CALENDAR

Approval of the Consent Calendar

A motion was made by Councilmember Turner, seconded by Councilmember Norvell, to approve the Consent Calendar. The motion carried by the following vote:

Aye: 4 - Mayor Peters, Vice Mayor Lee, Councilmember Norvell and Councilmember Turner

Absent: 1 - Councilmember Cimolino

5A. [18-129](#)

Adopt City Council Resolution Approving Professional Services Agreement with Whitlock & Weinberger Transportation, Inc. (W-Trans) for

Traffic Study and Conceptual Plans for 2018 Street Safety Plan (Amount Not to Exceed \$49,980; Account No. 314-3021-0631)

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4084-2018

- 5B.** [18-131](#) Adopt City Council Resolution Opposing the Tax Fairness, Transparency and Accountability Act of 2018

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4085-2018

- 5C.** [18-119](#) Accept Certificate of Completion for Coastal Trail Phase II Project, City Project No. 2017-09, and Direct City Clerk to File Notice of Completion

This Certificate of Completion was accepted on the Consent Calendar.

- 5D.** [18-132](#) Approve Scope of Work for Website Design and Development for Visit Fort Bragg (Fortbragg.com)

This Scope of Work was approved on the Consent Calendar.

- 5E.** [18-143](#) Receive and File Minutes of the December 13, 2017 Public Works and Facilities Committee

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

- 5F.** [18-144](#) Approve Minutes of April 9, 2018

These Minutes were approved on the Consent Calendar.

6. PUBLIC HEARING

- 6A.** [18-126](#) Receive Report, Conduct Public Hearing and: 1) Consider Adoption of City Council Resolution Submitting a Revised Local Coastal Program Amendment (LCP 3-17) to Revise Policies Requiring Specific Plan(s) for Zoning Changes to Properties Located in the Timber Resource Industrial Zone; and 2) Consider Adoption of City Council Resolution Adopting Coastal General Plan Amendment 3-17 Subject to Certification by the California Coastal Commission

Community Development Director Jones presented the staff report on Local Coastal Program Amendment LCP 3-17. She reported that a new map will be attached to the resolution and distributed it to the Councilmembers.

Mayor Peters opened the public hearing at 6:58 PM.

Public Comment was received from:

- Rex Gressett stated that stakeholder meetings with many agencies have not been reported to the Council and it is time for the City Council to address the mill site.

Mayor Peters closed the public hearing at 7:01 PM.

Discussion: The Council held a brief discussion regarding the north/south roadway, changes

requested by the California Coastal Commission, and the language of the resolution. The general consensus was to approve the resolution.

A motion was made by Councilmember Turner, seconded by Councilmember Norvell, that this Resolution regarding a Local Coastal Program Amendment (LCP 3-17) be adopted as amended, by replacing the exhibit with the new LU4 map. The motion carried by the following vote:

Aye: 4 - Mayor Peters, Vice Mayor Lee, Councilmember Norvell and Councilmember Turner

Absent: 1 - Councilmember Cimolino

Enactment No: RES 4086-2018 / RES 4087-2018

A motion was made by Councilmember Turner, seconded by Councilmember Norvell, that this Resolution regarding the Coastal General Plan Amendment be adopted as amended, by replacing the exhibit with the new LU4 map. The motion carried by the following vote:

Aye: 4 - Mayor Peters, Vice Mayor Lee, Councilmember Norvell and Councilmember Turner

Absent: 1 - Councilmember Cimolino

Enactment No: RES 4086-2018 / RES 4087-2018

6B. [18-127](#)

Receive Report, Conduct Public Hearing and Consider Waiving the First Reading and Introducing by Title Only Ordinance No. 937-2018 Repealing and Replacing Section 17.94.030C of Chapter 17.94 [Local Coastal Program Amendments] of Title 17, the Coastal Land Use and Development Code, to Revise Noticing Requirements for Zoning Changes to Properties Located in the Timber Resources Industrial Zoning District

Community Development Director Jones explained that this is the companion ordinance to the previously adopted resolutions that would effect the new policy changes.

Mayor Peters opened the public hearing at 7:07 PM. Seeing no one who wished to speak, he immediately closed the public hearing.

A motion was made by Councilmember Turner, seconded by Vice Mayor Lee, that this Ordinance be introduced and the first reading be waived. The motion carried by the following vote:

Aye: 4 - Mayor Peters, Vice Mayor Lee, Councilmember Norvell and Councilmember Turner

Absent: 1 - Councilmember Cimolino

7. CONDUCT OF BUSINESS

7A. [18-128](#)

Receive Report and Consider Adoption of City Council Resolution Approving Waste Management Proposed Residential, Commercial and Multifamily, and Rolloff Rate Increases and Opposing Retroactive Application of Cost of Living Rate Adjustment to Such Rates

City Manager Miller presented the report on this item and noted that staff recommends adoption of the resolution which allows for increase of 6.52% in Waste Management bills, but not the retroactive application of it.

Public Comment was received from:

- Jay McMartin Rosenquist urged the Council to approve the resolution and to be more transparent going forward.
- Steve Shamblin, district manager of Waste Management, said their position stands and they will work more closely in the future with the City as partners.

A motion was made by Councilmember Norvell, seconded by Councilmember Turner, that this Resolution be adopted. The motion carried by the following vote:

Aye: 4 - Mayor Peters, Vice Mayor Lee, Councilmember Norvell and Councilmember Turner

Absent: 1 - Councilmember Cimolino

Enactment No: RES 4088-2018

- 7B. [18-138](#)** Receive Report and Provide Direction Regarding Property Transactions with Georgia-Pacific including: 1) Potential Annual Renewable License Agreement with GP for a Multi-Use Trail Connection to Downtown; 2) the Location and Terms of the License Agreement; and 3) Potential Dedication of the West Street Alley to the City of Fort Bragg

Community Development Director Jones showed a slide presentation on the Coastal Trail Access to downtown and the West Street alley transfer proposed by Georgia Pacific. She responded to clarifying questions from the Council regarding parking in the alley, bike and foot traffic on the access trail, and the two proposed configurations of the trail access from Alder Street, Alternative A, a crooked access trail, and Alternative B, a straight access trail.

Public Comment was received from:

- Jim Britt spoke about the width of the alley.
- Ann Rennacker supports obtaining the alley and prefers Alternative A, the crooked configuration rather than the straight access.
- Jay Rosenquist encouraged the Council to require the alley to be as wide as possible to accommodate fire trucks.

Discussion: The Council briefly discussed the following items:

- There will be costs associated with the dedication of the West Street alley, including maintenance and repair of potholes.
- The width of the alley should be the normal width of Fort Bragg alleys.
- Staff needs to check if there is infrastructure in that alley.

Council directed staff to choose Alternative A for the downtown Coastal Trail access and to work with Georgia Pacific to obtain dedication of the alley behind West Street to the City of Fort Bragg.

- 7C. [18-141](#)** Receive Report and Consider Adoption of City Council Resolution Approving First Amendment to Professional Services Agreement with 4LEAF, Inc. for Construction Management Services for the 1.5 MG New Water Tank Project, City Project No. 2017-08 (Amount of Increase Not to Exceed \$16,454.00, Total Amount of Project Not to Exceed \$116,207.00, Account No. 651-6003-0731)

Public Works Director Varga gave the staff report on this agenda item and responded to questions from Councilmembers on project management and the problems encountered during the

construction of the water tank project.

Public Comment: None.

A motion was made by Vice Mayor Lee, seconded by Councilmember Turner, that this Resolution be adopted. The motion carried by the following vote:

Aye: 4 - Mayor Peters, Vice Mayor Lee, Councilmember Norvell and Councilmember Turner

Absent: 1 - Councilmember Cimolino

Enactment No: RES 4089-2018

7D. [18-130](#)

Receive Report and Consider Adoption of City Council Resolution to Approve an Amendment to Contract Between the Board of Administration of the California Public Employees' Retirement System (CalPERS) and the City Council of the City of Fort Bragg to Provide Section 20516 (Employees Sharing Additional Cost) of 1% for Classic Local Miscellaneous Members and Classic Local Safety Members

Administrative Services Director Schneider presented the report on this matter, stating that the amendment guarantees that the 1% increase is properly credited to the employee's retirement account.

Public Comment: None.

A motion was made by Councilmember Turner, seconded by Councilmember Norvell, that this Resolution be adopted. The motion carried by the following vote:

Aye: 4 - Mayor Peters, Vice Mayor Lee, Councilmember Norvell and Councilmember Turner

Absent: 1 - Councilmember Cimolino

Enactment No: RES 4090-2018

7E. [18-140](#)

Receive Report and Consider Introducing by Title Only and Waiving the First Reading of Ordinance No. 938-2018 Authorizing the Amendment of the Contract Between the City of Fort Bragg and the Board of Administration of the California Public Employees' Retirement System

Administrative Services Director Schneider explained that this is the companion ordinance to the preceding CalPERS resolution.

Public Comment: None.

A motion was made by Councilmember Norvell, seconded by Vice Mayor Lee, that this Ordinance be introduced, and the first reading be waived. The motion carried by the following vote:

Aye: 4 - Mayor Peters, Vice Mayor Lee, Councilmember Norvell and Councilmember Turner

Absent: 1 - Councilmember Cimolino

2B. PUBLIC COMMENTS ON: (1) NON-AGENDA, (2) CONSENT CALENDAR & (3) CLOSED SESSION ITEMS (30 Minutes, If Necessary)

8. CLOSED SESSION

ADJOURNMENT

Mayor Peters adjourned the meeting at 8:01 PM.

WILL LEE, VICE MAYOR

June Lemos, CMC, City Clerk

IMAGED (_____)