



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
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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, October 26, 2020

6:00 PM

Via Video Conference

CALL TO ORDER

PLEDGE OF ALLEGIANCE

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 CITY COUNCIL MEETING OF MONDAY, OCTOBER 26, 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, jlemos@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 5:00 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, October 27, 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 jlemos@fortbragg.com.

ZOOM WEBINAR INVITATION

*You are invited to a Zoom webinar.
When: Oct 26, 2020 06:00 PM Pacific Time (US and Canada)
Topic: City Council*

Please click the link below to join the webinar:

<https://zoom.us/j/99518885727>

Or iPhone one-tap :

US: +16699009128,,99518885727# or +13462487799,,99518885727#

Or Telephone:

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

US: +1 669 900 9128 or +1 346 248 7799 or +1 253 215 8782 or +1 301 715 8592 or +1 312 626 6799
or +1 646 558 8656

Webinar ID: 995 1888 5727

International numbers available: <https://zoom.us/u/awka58iVS>

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

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.

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. [20-891](#) Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg

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

5B. [20-894](#) Adopt City Council Resolution Adopting the Recommendations of the

Elections Review Committee

Attachments: [RESO ERC Recommendations Adopted](#)
[ERC FINAL Report](#)
[Public Comment 5B](#)

- 5C. [20-896](#) Adopt City Council Resolution Approving the Side Letter Agreement Between the City of Fort Bragg and the Fort Bragg Employee Organization and Authorizing the City Manager to Execute the Same

Attachments: [RESO SEIU Holiday Overtime and CalPERS](#)
[Exhibit A - Side Letter Holiday Pay](#)
[Side Letter Holiday Pay - Redline Version](#)

- 5D. [20-898](#) Receive and File Minutes of the April 13, 2020 Community Development Committee Special Meeting

Attachments: [04132020 CDC Minutes](#)

- 5E. [20-899](#) Receive and File Minutes of the September 8, 2020 Community Development Committee Special Meeting

Attachments: [09082020 CDC Minutes](#)

- 5F. [20-892](#) Approve Minutes of October 13, 2020

Attachments: [CCM2020-10-13](#)

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.

8. CONDUCT OF BUSINESS

- 8A. [20-890](#) Interview Applicants for Noyo Harbor Commission Appointments

Attachments: [10262020 Noyo Harbor Commission Appointment](#)
[Att 1 - Press Release Noyo Harbor Commission Applicants](#)
[Att 2 - Proposed Questions for Applicants](#)
[Att 3 - Douglas Albin Application](#)
[Att 4 - Bill Forkner Application](#)
[Att 5 - Jim Hurst Application](#)
[Att 6 - Tara Larson Application](#)
[Att 7 - Gabriel Maroney Application](#)

- 8B. [20-895](#) Receive Report and Provide Direction to Staff on Benefits and Costs of Approving Police Captain and Finance/Administrative Services Director

Positions

Attachments: [10262020 Proposed Staff Positions](#)

[Public Comment 8B](#)

9. CLOSED SESSION**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, NOVEMBER 9, 2020**

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 October 22, 2020.

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).



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Text File

File Number: 20-891

Agenda Date: 10/26/2020

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: 5A.

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
September 21, 2020	4304-2020
October 13, 2020	4317-2020

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

WHEREAS, at a special meeting on September 21, 2020, the City Council of the City of Fort Bragg adopted Resolution 4304-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on October 13, 2020, the City Council of the City of Fort Bragg adopted Resolution 4317-2020 by which it continued the local emergency;

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 regular meeting of the City Council of the City of Fort Bragg held on the 26th day of October, 2020, by the following vote:

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

WILLIAM V. LEE
Mayor

ATTEST:

June Lemos, CMC
City Clerk



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Text File

File Number: 20-894

Agenda Date: 10/26/2020

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: 5B.

Adopt City Council Resolution Adopting the Recommendations of the Elections Review Committee

As part of the settlement executed on October 10, 2018, the City of Fort Bragg agreed to establish a Elections Review Committee (ERC) to:

- 1) Research and evaluate electoral systems
- 2) Evaluate options available to general law and charter cities; opportunities and limitations
- 3) Recommend a preferred electoral system
- 4) Recommend the benefits and limitations of a charter city, and (if appropriate)
- 5) Suggest a draft charter city ordinance in time for the November 2020 City Council election ballot.

After disbanding and restructuring the ERC in May 2019, the ERC presented their final report to the City Council on December 9, 2019. The ERC recommended:

- 1) Maintaining the current "At Large" voting system
- 2) Maintaining the "Plurality" vote counting method unless voters elect to change
- 3) Periodically contract with a demographer to review post elections for signs of racially polarized voting
- 4) Advertise the new policy of no candidate statement fees for city council candidates
- 5) Commit to more public outreach for inclusion of all voters.

The attached resolution adopts and endorses the ERC's final recommendations.

RESOLUTION NO. ____-2020

RESOLUTION OF THE FORT BRAGG CITY COUNCIL ADOPTING THE RECOMMENDATIONS OF THE ELECTIONS REVIEW COMMITTEE

WHEREAS the City of Fort Bragg received a letter from the “Coast Committee for Responsive Representation” (CCRR), dated April 16, 2018, alleging that the City of Fort Bragg violated the California Voting Rights Act of 2001 (CVRA, California Elections Code §§ 14025-14032), by not establishing voting ‘districts’ to avoid racially-polarized voting; and

WHEREAS, on May 24, 2018, the CCRR submitted a retraction and resubmission letter to the City expressing a desire to extend the safe harbor timelines related to CVRA claims and potential litigation; and

WHEREAS, on July 9, 2018, the City Council adopted Resolution No. 4109-2018, declaring its intent to transition from an at-large election system for members of the City Council to a district-based election system and setting forth a tentative timeline for conducting public hearings, formulating proposed district maps and election systems and for presenting a draft ordinance to City Council for decision; and

WHEREAS, the City held public hearings on July 23, 2018 and August 13, 2018 for the purpose of seeking public input on the possible composition and boundaries of separate districts. The majority of input received from the public at both of those hearings disfavored transitioning to a district-based election system and input regarding the composition of the district boundaries was limited; and

WHEREAS, in anticipation of possible litigation for the CVRA claim, the City commissioned National Demographics Corporation (“NDC”) to provide demographic and election history profiles and racially polarized voting analysis. The City included a summary of the results of NDC’s analysis in the agenda packet for the August 13, 2018 public hearing stating that the results were statistically unreliable due to the limited data available and the small number of voting precincts in the City, and that what data is available appears to indicate that the winners of the 2016 election were supported by Latino voters, and two of the three candidates in the 2014 election were supported by Latino voters; and

WHEREAS the City of Fort Bragg and the CCRR, subsequent to the NDC demographics study, signed a settlement agreement October 10, 2018, whereby CCRR agreed to rescind the letter and the City agreed to establish new protocols to encourage minority voting and candidates; and

WHEREAS the City of Fort Bragg, as part of the settlement agreement, set up an Elections Review Committee (ERC) to look at city voting in more detail and to make recommendations about (a) district voting; (b) adopting an alternative method of voting to better enfranchise the minority vote; (c) adopting additional measures to encourage more minority candidates; and

WHEREAS The ERC researched the topic in depth, and presented their final recommendations to the City in December 2019; and

WHEREAS, based on all the evidence presented and the recommendations of the ERC, the City Council finds as follows:

1. There is no current need to establish voting districts to prevent racially-polarized voting; and
2. There is no current minority or racially-based justification to adopt alternative voting methods, and therefore the City will not ask voters to change Fort Bragg to a Charter City, which is a prerequisite to changes in voting or vote-counting methods.
3. There is no current need to establish voting districts to prevent racially-polarized voting; and
4. There is no current minority or racially-based justification to adopt alternative voting methods, and therefore the City will not ask voters to change Fort Bragg to a Charter City, which is a prerequisite to changes in voting or vote-counting methods.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby adopt and agree to the following recommendations of the ERC:

1. The City will periodically contract with a demographer after every US Census, starting next year, to determine if there is new evidence of racially-polarized voting, and will reevaluate if districting or other voting changes are warranted.
2. The City will take steps to encourage more community involvement in City government and elections by:
 - i. Advertising City government announcements in both Spanish and English; the new policy of free candidate statement fees; health benefits and a small stipend for elected council.
 - ii. Encouraging setting up voter registration booths at all Latino public events;
 - iii. Reaching out to groups such as the Latino Coalition during election years and adding City of Fort Bragg Elections a link to their webpage.

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 26th day of October, 2020, by the following vote:

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

WILLIAM V. LEE
Mayor

ATTEST:

June Lemos, CMC
City Clerk

FINAL REPORT
ELECTIONS REVIEW AD HOC COMMITTEE (ERC)
DECEMBER 9, 2019

BACKGROUND

In April 2018, the “Coast Committee for Responsive Representation” (CCRR), sent a letter alleging that the City of Fort Bragg violated the California Voting Rights Act of 2001 (CVRA, California Elections Code §§ 14025-14032). The CVRA protects the voting rights of minorities from dilution and can require communities to form districts when there is “racially-polarized¹” voting.

That allegation was based on a theory that a lack of Latinos running or winning a seat on the Fort Bragg City Council happens because voting at large causes racially polarized voting in favor of the non-Hispanic majority.

The ERC would like to point out that the statement is incorrect. Historically Latinos have indeed run for Fort Bragg City Council seats during elections in 2002, 2004, 2006, and 2018. Brian Baltierra served from 2002 to 2006.

To enforce the CVRA, the plaintiff must demonstrate that Fort Bragg DOES indeed have racially-polarized voting with respect to City Council elections. In essence there is one test in California:

- *Do the voters who are not in the protected class vote in a bloc to defeat the preferred candidates of the protected class?*

This test is significantly broader than the test at the federal level under the Voting Rights Act of 1965.

¹ *Racially polarized voting exists when voters of different racial or ethnic groups exhibit very different candidate preferences in an election. It means simply that voters of different groups are voting in opposite directions, rather than in a coalition.*

The City of Fort Bragg hired a professional demographer consultant through the National Demographics Corporation (Douglas Johnson, president) to provide demographic and election history profiles, and to examine the claim of “racially-polarized voting” in Fort Bragg City Council elections.

The demographer’s findings provided the following conclusions:

- There is no evidence of racially polarized voting in past elections.
- Dividing the city into five separate districts could not produce a majority bloc of Latinos or any one ethnic group.
- Using surnames is not a reliable way to identify minorities within district lines.
 - For example, Mayor Lee may be grouped with Asians, Portuguese may be grouped with Latinos, and one of the spouses in a mixed Latino/Caucasian marriage will be misidentified.

A Settlement Agreement was drawn up whereby the CCRR agreed to rescind their letter if the City, which had already contracted for a demographic analysis, further agreed to:

1. **Cover candidate statement fees**, making it less expensive for candidates to run for election.
2. **Promote civic engagement** by doing more public outreach to include providing Spanish/English translations for public notices and signs.
3. **Establish a committee** to review electoral systems, with the possibility of forming a charter city, in time to recommend to the City Council ballot initiatives for the 2020 election. (The ERC and this final report fulfills this obligation.)

Specifically, the ERC was asked to take on the following tasks:

- Research and evaluate different electoral systems
- Evaluate options available to both general law and charter cities; opportunities and limitations of each
- Recommend a preferred electoral system

- Recommend the benefits and limitations of a **charter city**, and (if appropriate)
- Suggest a draft charter city ordinance in time for the November 2020 City Council election ballot

The Elections Review Committee (ERC) was formed soon after the settlement agreement and met several times between January and July 2019. Members conducted extensive research and interviewed various city representatives and others for more information.

In August 2019, the ERC presented a status report to the City Council, then hosted three public forums at different venues around the city, varying the dates, hours, and days of the week, hoping to accommodate the public interested in the topic.

The forums were publicized on posters and in the Fort Bragg Advocate News in both English and Spanish. A total of eight people attended the three forums, but there was lively discussion and the committee received good feedback on how to proceed with recommendations.

The number of those attending may reflect the concern, or lack thereof, in the public mind of those in Fort Bragg regarding this election issue and the concerns raised by the CCRR.

Below is a summary of the ERC findings and recommendations for City Council action comparing:

- (A) Election Options (districting vs. at large), and**
- (B) Electoral Systems (vote counting methods)**

A. ELECTION OPTIONS IN FORT BRAGG

- I. **At Large Voting:** The entire city is one voting bloc. All voters can vote on all candidates and get one vote for each available City Council seat. Candidate(s) with the most votes win. This is the current voting system in Ft. Bragg.
- II. **District Voting:** Each “**voting district**” is represented by one seat on the City Council. The city would be divided into five districts based on population only (not based on number of registered voters). Both candidates and voters must reside in that district. Voters can only vote for candidates running in their district.

Facts to Consider before making a decision:

1. Currently no one Councilmember represents the interests of a voting bloc or neighborhood—all Councilmembers decide on city issues as a whole. Is this preferable, or should there be a change?
2. If districting were implemented, each of five districts would have to put up a candidate to run for City Council when the incumbent’s term expires. If no candidate runs for a district, the Mayor appoints a representative to serve. Such appointment requires no further election.
3. Without implementing districts, the City will still be subject and vulnerable to claims of CVRA violation. Plaintiff(s) may collect reasonable attorney’s fees and litigation expenses. So far, no city has prevailed in court fighting CVRA claims.

The City’s best defense against claims of CVRA violation is to ensure fair elections, avoid dilution, and to be vigilant regarding such issues, particularly racially polarized voting. To this end, the ERC notes the following:

- a. A professional demographer concluded that there is no evidence of racially-polarized voting, and that it is not possible to develop/establish a district in this city with a majority of Hispanic voters.
- b. The demographer concluded that the highest concentration/percentage of Hispanic voters that could be grouped into any one district in Fort Bragg would be 25%. Obviously, creating a 75% or greater non-Hispanic majority in each district will not remove racial polarization if it exists. See below under “Further Considerations about Districting” for more information.
- c. The City has made recent changes to encourage more diversity for City Council candidates and minority involvement in City government.
 - o Candidate statement fees are covered by the City
 - o City Council and Planning Commission agendas and public hearing notices are now published in both Spanish and English

Further Considerations about Districting

There is an assumption that districting can create a voting bloc with a majority of Hispanic voters who might want to nominate a Hispanic candidate and win the seat in their district. In many communities that might work. But the opposite seems true in Fort Bragg.

*For example, the CVRA complaint letter claimed that the Latino or Hispanic Citizen Voting Age Population in Fort Bragg is concentrated in the **southern half of the city**, which they also claimed to be nearly four times greater than it is in the northern half of the City.*

*Even if those claims are true, district voting requires the city to be divided into **five** districts, not two; each district would contain about 1450 residents including children and other non-voting persons.*

The demographer said the area with the highest potential Hispanic voting bloc is actually in the Northwest fifth of the city near Glass Beach. A voting bloc in the

southern half of the city would actually be divided into 15-18% minority voters, each voting for one candidate against an 82% or greater non-Hispanic majority.

B. ELECTORAL SYSTEMS – SHOULD THE CITY CHANGE, AND WHAT IS REQUIRED IN ORDER TO CHANGE?

The Elections Review Committee studied the three most popular types of electoral systems and how they work.

- A. **Plurality Voting:** The City of Fort Bragg currently uses “Plurality” voting in its at-large approach, where the candidate(s) with the most votes wins.
- B. **Cumulative Voting:** Like plurality voting, voters get as many votes as there are open seats. However, under cumulative voting, voters may cast ALL of their votes for a single nominee when there are multiple openings. The candidate(s) with the most votes wins.
- C. **Ranked Choice Voting (RCV):** Voters rank candidates 1-2-3, etc. according to preference. Winners must have a majority of votes, so basically (if there are more candidates than seats) the last place candidate is eliminated and the 2nd rank choice for those voters (voting for the last place candidate as rank 1) is used. If still no majority, the same procedure is repeated until a clear majority is achieved (>50% for 1 opening, >25% for 3 openings, etc.).

FALSE ASSUMPTIONS!

The CCRR Settlement Agreement implies that switching election systems would satisfy the CVRA. This is false, and has been tested in court.²

² The ERC learned of communities such as Santa Clara and Mission Viejo that tried to avoid districting by becoming Charter Cities and switching election systems to Ranked Choice Voting and Cumulative Voting, respectively. However, the court did not agree and forced these communities to form voting districts anyway.

RECOMMENDATIONS REGARDING SWITCHING VOTE COUNTING SYSTEMS

If switching election systems will not satisfy the CVRA test, the ERC advises the City Council not to pursue the subject any further for this purpose.

If, however, the City Council or the community wishes to explore running a different election system, not to satisfy the CVRA, but because of desire to establish a more democratic and fair voting method, then the ERC has learned the following:

1. Before the City can run elections using a system other than plurality voting, the City voters will first have to pass a ballot initiative with the proposal to become a **Charter City**, then pass a ballot initiative to switch election systems. (No election is needed to switch to districts.)
 - a. A new City Charter can be brief, only dealing with adopting new election systems. Or it can be more detailed, allowing for other variations of state law as allowed.
2. If the voters pass initiatives for both becoming a Charter City and employing a new system of vote counting (other than plurality), Mendocino County has new voting machines that can handle the changes.
 - a. However, they said the software for employing Ranked Choice Voting, for example, will cost an estimated \$300,000 (the cost can be shared with other communities wishing to use RCV within the County). Note the County cautioned there also will be a 'special handling charge' for a specialist to run the software at each election.

Note: Regardless of City Council's decision, voters registered in the City of Fort Bragg can propose the charter city ballot initiative, as well as a ballot initiative to change election systems.

FINAL RECOMMENDATIONS FROM THE ERC

The ERC commends the City of Fort Bragg for adopting several great policies in their settlement agreement. These and other measures will better ensure fair voting happens in our community. The ERC recommends as follows:

1. **Maintain the Current “At Large” Voting System**: The ERC recommends the City Council **not** change the current “at large” voting system at this time. It has been shown that the City of Fort Bragg population cannot be divided evenly to create even one majority Hispanic voting bloc out of five potential districts. And in fact, forming districts may exacerbate voting fairness by limiting voter choices to one council seat. The ERC recognizes there are many more factors influencing voter choices than race, color, or language, and the City should continue to give voters five choices instead of one.
2. **Maintain the “Plurality” Vote Counting Method Unless Voters Elect to Change**: A new vote counting system would not satisfy the CVRA and two ballot initiatives would have to pass; first to change Fort Bragg to a Charter City, and second to adopt a new voting system (e.g., Cumulative or Ranked Choice Voting). So unless the City Council wants to change for a reason *other* than to satisfy the CVRA, the Council should decline the option to change voting systems and employ more immediate measures to enfranchise Hispanic voters (such as described below).
3. **Periodically Contract with a Demographer**: A professional demographer looked for signs of racially polarized voting in past elections. A new census is planned in 2020. The ERC recommends the City contract with a demographer next year and again at least every 10 years with the U.S. Census. The City should remain vigilant and watch for warning signs of racially polarized voting.
4. **Advertise the New Policy of No Candidate Statement Fees for City Council Candidates**: The ERC acknowledges this will be a **huge step** in leveling the playing field for future City Council candidates in all socio-economic categories. By reducing the fundraising burden for candidates, the

City may draw out more of the population who are without the means to run for office. The ERC recommends this policy be advertised in election years.

5. **Commit to More Public Outreach for Inclusion of All Voters:** The City has agreed to provide more types of forms, publications, and notices in two languages, to increase awareness of City government. This is a great idea toward inclusion and ensures that everyone has the fundamental right to enjoy a fair election process.
 - a. The ERC recommends the best way to empower Latinos to be interested in voting and running for office, is to register more eligible Latino **VOTERS**.
 - The ERC recommends the City Council pursue an agenda to increase local Latino involvement in City elections. Possible activities include setting up a voter registration booth at all Latino public events, reaching out to the Latino Coalition and adding a link to their webpage on the City website during election years, and other outreach measures.

Lemos, June

From: Scott Menzies <scott.m.menzies@gmail.com>
Sent: Friday, October 23, 2020 1:50 PM
To: Lemos, June
Cc: Morsell-Haye, Jessica; Albin-Smith, Tess
Subject: Comment: Consent Calendar 5B: ESRC Resolution
Attachments: image20201023_125212596.jpg; Eureka Reporter Article_2005-05-1_1_Header.jpg; Eureka Reporter Article_2005-05-1_2_Article Body.jpg

Dear Mayor Lee and the members of the Fort Bragg City Council,
While I appreciate the removal of the financial barrier to running for City Council (which, were it not for COVID, would have resulted in more candidates this election, not fewer), this resolution is not enough.

1. As far as I understand, this resolution still does not shield the City from any further lawsuits based on the California Voting Rights Act. Has any municipality, as of this date, yet been successful fighting a CVRA lawsuit?
2. This resolution does not address the Throwaway Lukewarm Upset phenomenon for which our current voting system is at high risk, and which can turn the will of the voters right on its head (see attachment). I, in the first iteration of the ESRC, brought evidence of this phenomenon (see the first attachment) to be part of the discussion. Unfortunately, the final report makes no mention of this very serious issue. And because we don't check our system with local exit polls, we have no idea how many times democratically unrepresentative upsets by lukewarm candidates have occurred.

In other words, our system still has serious problems. The ESRC should have analyzed and addressed ALL issues and proposed the best all around voting system for Fort Bragg. It should have addressed, as the report states (and as I attempted to do while on it), the "desire to establish a more democratic and fair voting method" as part of its efforts, rather than punting that idea to the indefinite future. Genuine support by the Mayor and full City council for an authentic analysis beyond the CVRA lawsuit would have been helpful to that end.

The report is also incomplete in its statement that the implementation of RCV would "cost an estimated \$300,000". We have the legal right to hand-count our votes, and organizations like Californians for Election Reform (cfer.org) will send volunteers to help. So while the County may threaten to charge \$300,000 for RCV as a way to stonewall our right to accurate representation, Don Rowe (of CfER, who presented to the ESRC) and myself stated that we could hand-count for free. This should have been included in the report.

That said, how much is your vote being accurately represented worth? Can you really put a cost on that? I can't. Regardless, cost is still used to force us to compromise our most precious piece of political capital: our vote.

I also want to share that I recently learned that, in June, the [Eureka City Council voted unanimously \(5-0\) to put Ranked Choice Voting on the November ballot](#). I guess the seeds I planted in 2005 finally paid off (see attached article on our Town Hall, co-hosted by Democrat and Republican Council members). I, of course, hope that it wins:

https://www.fairvote.org/eureka_ca_city_council_votes_to_put_ranked_choice_voting_on_november_ballot

And Albany, CA is working to pass Proportional Representation RCV (<https://www.voterchoicealbany.org/>). If it does, it will join Cambridge, MA, which has used it successfully for 80 years. On the topic of minority representation: The other cities that used Proportional Representation RCV historically with Cambridge repealed it because women and black folk were running *and getting elected* - i.e., **it was working**. Cambridge

was the only city to hold out against the racist/sexist backlash (<https://www.fairvote.org/a-brief-history-of-ranked-choice-voting>).

For a small town like Fort Bragg, Proportional Representation RCV is the best option: It would eliminate issues with vote-splitting and issues with Throwaway Lukewarm Upsets. It would bring under-represented groups together as a bloc (like the Latinos spread across Fort Bragg), who could then vote as such and gain their rightful proportional representation. It would allow people to vote authentically instead of strategically, increasing voter engagement. It, with the numerous other towns using or proposing RCV, would be setting the stage for reforms to our state and federal systems (like has happened in Maine). And for a town our size hand-counting would not be difficult, so "cost" is moot.

And if bodies like this Council wrote letters to state officials in support of allowing alternative voting systems to fulfil CVRA requirements, RCV could even shield us from another CVRA lawsuit.

Summary: Our local voting system, with its non-majority winners, vote-splits, confounding/combining multiple seats' votes, and Throwaway Lukewarm Upsets, is a problem. The ESRC should have addressed these realities in their report and proposed the best voting system for Fort Bragg, not just the "preferred" one (whatever that means), regardless of cost (especially, again, because it's moot if we hand-count). So, again, while I believe the ending of the filing fees is huge, and I appreciate the time and energy put in by the members of the ESRC, this is a missed opportunity to work toward a voting system that more reliably reflects the will of Fort Bragg's voters.

In the meantime, there needs to be an effort towards exit or similar polls that can give us a way of confirming/elucidating our final election results. Back in 2005, my group ran "Parallel Elections" (as an exit poll) in Arcata using RCV. It made for an interesting comparison. I'm exploring options for this in Fort Bragg and would be happy to talk to any of you about it.

Also, if you need some help interpreting the worksheet I attached, I'm happy to talk about it with any of you. At the very least, just note that *each system used comes up with a different result*, which means we really should understand how these systems work. I believe all candidates elected under our system should know how to hand-count the most common systems used in this country and worldwide. It's the foundation of our voting Democracy.

Thanks for your work,
Scott Menzies

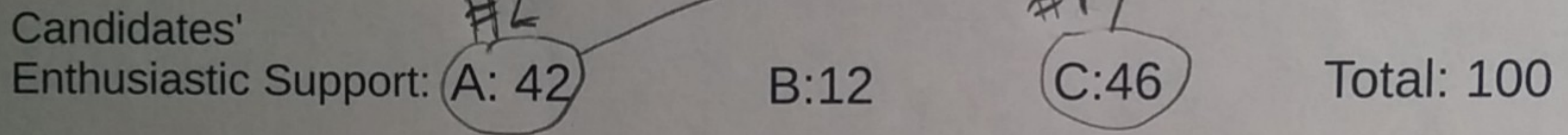
Scott Menzies, M.A. (Environment & Community)
Instructor/Proprietor
Perfect Circle T'ai Chi Martial Arts
P.O. Box 1243
530-410-3333 (cell)
707-962-3009 (studio - ringer always off)

Comparison of Voting System Results

Voter Behavior Premises: Candidates A and C are polar political opposites. Voters will not vote for both. Candidate B is a lukewarm second choice candidate acceptable to both sides, so gets all of A and C's second votes/ranks. Candidate B has instructed their enthusiastic supporters to vote for candidate A, so A gets all B's second votes/ranks.

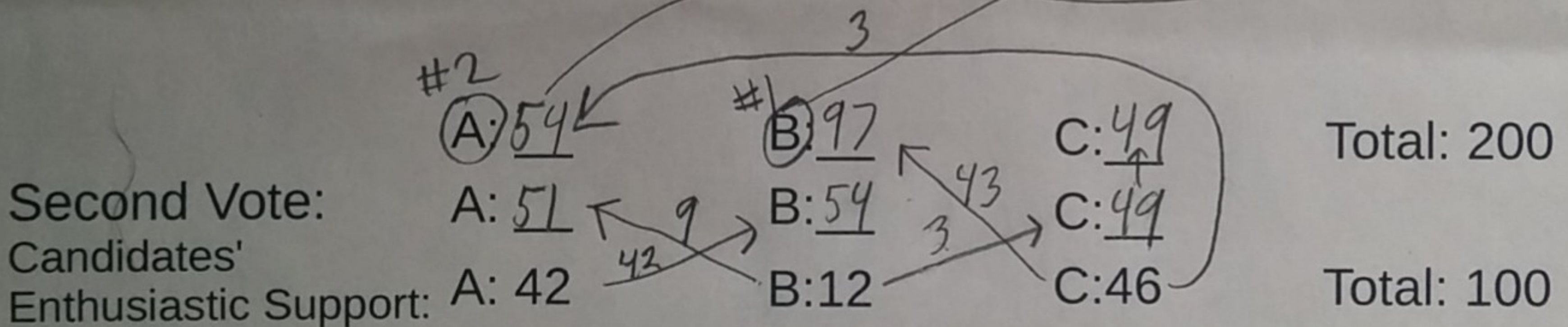
Limited Voting, At-Large

Votes fewer than seats (one vote per voter in this case).
Top votes wins, with or without majority.



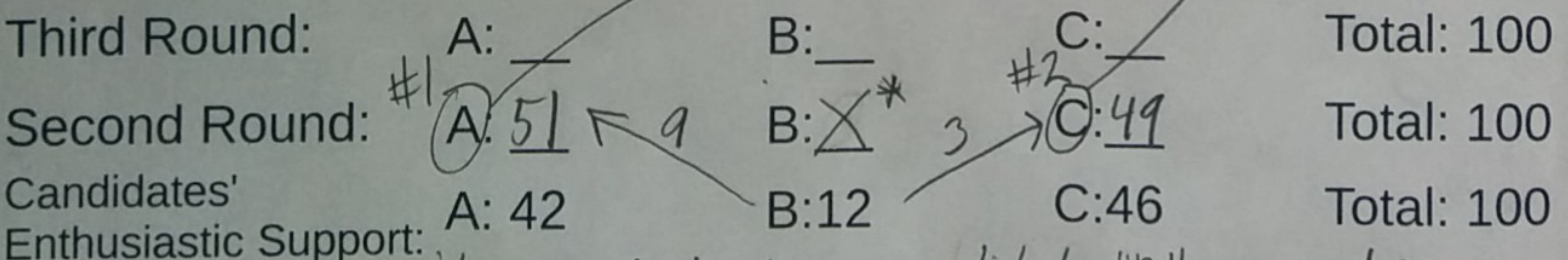
Plurality Voting, At-Large

Votes equal to number of open seats (two votes per voter in this case). Top votes wins, with or without majority.



Proportional Representation Voting, At-Large

One Ranked-Choice Voting ballot. Everyone may rank as many candidates as they wish. In this case: 1, 2, 3. If no majority the candidate with the least votes is removed and another "instant runoff" election is held. 50% takes an open seat. Further rounds as necessary.



* no majority, so last place candidate "B" removed from runoff.



THE EUREKA R

Sunday, May 1, 2005

www.eurekareporter.com

SEN. MCCLINTOCK TO V

RANKED-CHOICE

VOTING

IN EUREKA?

Eureka councilmembers, voter committee
present educational forum

By WENDY BUTLER, THE EUREKA REPORTER

Eureka councilmembers, voter committee present educational forum

By Wendy Butler, THE EUREKA REPORTER

Betty Boop garnered the most votes, but overall Yogi Bear garnered the majority of support and he won.

This was the Voter Confidence Committee's lighthearted way of educating those attending its Thursday night forum about ranked-choice voting, also known as instant runoff voting, which was held in Eureka's Wharfinger Building.

Ranked-choice voting is designed to give voters the option of ranking candidates in order of preference, instead of placing one candidate on a ballot.

First choices are tallied. If no candidate has received a majority of support — 50 percent-plus-one — the candidate with the least number of votes is eliminated. Then a second round of counting takes place, with the votes of supporters of the eliminated candidate now counting for each voter's second-choice candidate.

The tallying goes on until, ideally, one candidate garners enough votes to qualify as one who has received more than 50 percent, said committee member Scott Menzies.

Eureka City Councilmen Mike Jones and Chris Kerrigan introduced the forum, which included a PowerPoint Presentation delivered by Menzies.

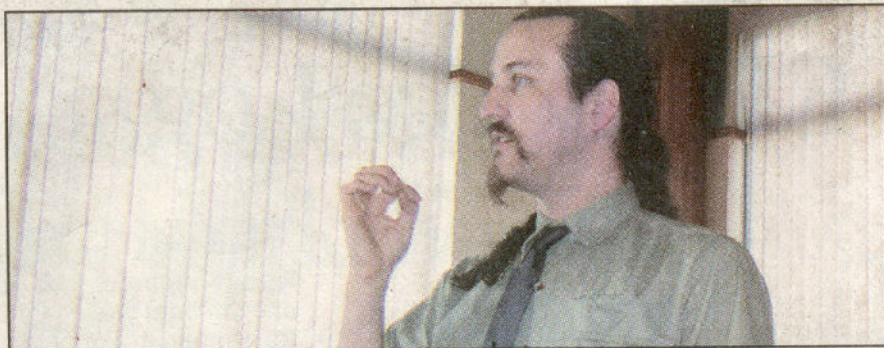
Before the presentation, Menzies and his fellow committee members distributed ranked-choice ballots, on which attendees were to vote for the "Mayor of Cartoonland."

In the committee's opinion, no vote is wasted with ranked-choice voting.

"Your opinions about all the candidates reflect your opinions about the issues the candidates stand for," Menzies said.



It's time to stand up for your votes, and for your chocolate. Voting forum attendees line up to vote for their favorite ice-cream flavor. Wendy Butler/The Eureka Reporter



The goal is to be "explicitly clear" with one's voting, said Scott Menzies of the Voter Confidence Committee, during his committee's PowerPoint presentation and community discussion. Wendy Butler/The Eureka Reporter

Menzies said that Eureka is an example of a city with a "plurality" system — the candidate with the most votes wins. He used as an example the last city mayoral election which Mayor Peter La Vallee won with 38.65 percent of the vote.

"What about the other 61 percent?" Menzies said. "What were they thinking? What were they feeling?"

Menzies said not only do the voters feel satisfied but so do the candidates if they win through the ranked-choice system.

"Well, I would feel pretty good, because I know the candidate that is in office has demonstrated majority support," he said.

He also said that the system has a "track record."

It is used from Major League Baseball to the Academy Awards to the American Political Science Association. He added that the San Francisco Board of Supervisors introduced it

into its elections last year.

Following the PowerPoint show, attendees were asked to participate in another activity to demonstrate ranking voting. They were told to take their places in line to vote for their favorite flavor of ice cream.

Chocolate won.

Attendees inquired about why it is necessary to change a system that already works.

"Some people think it doesn't," Menzies said. "Part of what we want to do is encourage voters to get involved and count."

Other attendees said ranked-choice voting did not make sense, if a third-choice candidate could win an election.

"It allows it to be a true reflection of what people feel," Menzies said. "The majority of people actually preferred Yogi, if you go through the (ranked-choice) processes. ... How much is your vote worth?"



City of Fort Bragg

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

Text File

File Number: 20-896

Agenda Date: 10/26/2020

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: 5C.

Adopt City Council Resolution Approving the Side Letter Agreement Between the City of Fort Bragg and the Fort Bragg Employee Organization and Authorizing the City Manager to Execute the Same

In response to a question about how to treat compensation (subject to pension contributions or not) for an FBEO SEIU employee who worked on a holiday, staff reached out to the California Public Employees' Retirement System. CalPERS staff reviewed the language of the City's Memorandum of Understanding (MOU) for the FBEO SEIU, both current and historical, and advised the City to clarify compensation paid to FBEO SEIU employees who work holidays. The City and SEIU met and conferred on the language and agreed to the modification provided in Exhibit A (Side Letter) to the Resolution.

RESOLUTION NO. ____-2020

**RESOLUTION OF THE FORT BRAGG CITY COUNCIL
APPROVING THE SIDE LETTER AGREEMENT BETWEEN THE CITY OF
FORT BRAGG AND THE FORT BRAGG EMPLOYEE ORGANIZATION AND
SERVICE EMPLOYEES INTERNATIONAL UNION AND AUTHORIZING CITY
MANAGER TO EXECUTE SAME**

WHEREAS, the Memorandum of Understanding is the collective bargaining agreement between the City of Fort Bragg and the Fort Bragg Employee Organization and Service Employees International Union, Local 1021 (SEIU); and

WHEREAS, the City of Fort Bragg and the SEIU executed the Memorandum of Understanding between the City of Fort Bragg and the Fort Bragg Employee Organization (SEIU MOU) effective: July 1, 2007 through June 30, 2011; July 1, 2011 through June 30, 2014; July 13, 2014 through June 30, 2017; October 23, 2017 through June 30, 2019; and July 1, 2019 through June 30, 2022; and

WHEREAS, the SEIU MOU ARTICLE 12-OVERTIME sets forth how overtime will be calculated for employees in certain departments and ARTICLE 19-HOLIDAYS establishes holiday pay but didn't fully clarify how employees who work full or partial shifts on a holiday will be compensated; and

WHEREAS, the City of Fort Bragg was notified by CalPERS that ARTICLE 12-OVERTIME and ARTICLE 19-HOLIDAYS do not meet the California Government Code Sections 20636 and 7522.34(c)(5) requirements for "pensionable compensation;" and

WHEREAS, a Side Letter is required to clearly indicate how employees who may be required to work the holiday will be compensated and how certain department employees will be selected to work the holidays; and

WHEREAS, The City of Fort Bragg and the SEIU have met and conferred in good faith; and

WHEREAS, a Side Letter agreement between the City of Fort Bragg and the SEIU has been created and incorporates the information required by the California Code of Regulations; and

WHEREAS, the changes incorporated are reflective of previous and current practice; and

WHEREAS, based on all the evidence presented, the City Council finds as follows:

1. That by incorporating into the Side Letter agreement the information required by the California Code of Regulations, the City of Fort Bragg will be in compliance with California Public Employees Retirement Law.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby approve the Side Letter, attached hereto as Exhibit A, and authorizes the City Manager to execute the same.

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 26th day of October, 2020, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSED:

WILLIAM V. LEE
Mayor

ATTEST:

June Lemos, CMC
City Clerk

**SIDE LETTER TO CLARIFY HOLIDAY PREMIUM PAY
OCTOBER ____, 2020**

ARTICLE 12– OVERTIME

The City has the right to assign and schedule overtime for represented employees. Departmental practices in effect as of July 1, 2007 shall be maintained as follows:

1. Water/Wastewater Treatment
 - a. Overtime required to complete tasks in progress is assigned to the involved employees as required for continuation of effort.
 - b. Call outs are prioritized by seniority within the classification.
 - c. Any situation not covered by items a and b is offered by seniority within classification starting with the most senior employee. If no employee desires the overtime, overtime is assigned by seniority within the classification starting with the least senior employee.
2. Streets and Maintenance
 - a. Overtime required to complete tasks in progress is assigned to the involved employees as required for continuation of effort.
 - b. Call outs and any other situation requiring overtime are offered by seniority within classification starting with the most senior employee. If no employee desires the overtime, overtime is assigned by seniority within the classification starting with the least senior employee.
3. Other Employees
 - a. For employees not within the Public Works Department (Water/Wastewater Treatment and Streets and Maintenance) required overtime happens infrequently and will be assigned in advance when practical with no established policies in place. The Department Manager assigns and approves overtime on an as-needed basis.
4. For employees covered by this Agreement, hours worked beyond eight hours per day and/or forty hours per week shall be calculated to the nearest quarter hour worked and shall be compensated at one- and one-half times the employee's hourly rate of pay.
5. In lieu of cash payment for overtime worked, employees may choose to "bank" any overtime hours (credited at one- and one-half times the actual overtime hours worked) for later use as compensatory time off (CTO). CTO may be accumulated to a maximum

of one hundred and four (104) hours. CTO use must be pre-approved by immediate supervisor.

Employees may request, at time of submission of any time sheet during the year, payout of any or all of accumulated CTO. Each December 31 the City may, at its option, pay off all accumulated CTO to each employee at the employee's current salary rate.

6. For the purpose of defining "hours worked", the following shall apply:
 - a. Hours worked shall include all actual hours worked.
 - b. Hours worked shall also include all paid leave hours, except compensatory time off. This means that hours worked includes medical leave, family leave, bereavement leave, vacation time, holiday leave, or any other form of paid leave, except compensatory time off.

ARTICLE 19– HOLIDAYS

1. All full-time probationary and permanent employees shall receive their regular pay for the following holidays:

January 1
3rd Monday in January (Martin Luther King Jr. Day)
3rd Monday in February (Presidents' Day)
Last Monday in May (Memorial Day)
July 4
1st Monday in September (Labor Day)
2nd Monday in October (Columbus Day)
November 11
4th Thursday in November (Thanksgiving)
Friday after Thanksgiving
December 24
December 25

And every day proclaimed by the Governor and recognized by the City Council as a public holiday, day of mourning or day of thanksgiving.

2. In addition to the above, employees shall receive two (2) floating holidays per year.

A floating holiday may be taken as time off only, with advance approval by the Department Head or City Manager and scheduled with due regard to the wishes of the employee and convenience of the City. Floating holidays, defined as eight hours, may not be carried forward from one fiscal year to the next and must be used no later than the last regularly scheduled pay date prior to June 30th of each fiscal year. Unused floating holidays are deemed to be lost, if not used, at the end of each fiscal year or upon termination of employment. A new employee hired after January 1st in any fiscal year shall be entitled to not more than half of the applicable floating holiday entitlement for the balance of the fiscal year. Floating holiday time may not be exchanged for actual compensation under any circumstances.

3. Holiday leave shall be administered as provided for in Section 15 of the Personnel Rules.
4. Whenever employees are required to work on a City recognized holiday, the employees shall be paid at one and a half times their hourly rate in addition to receiving their regular pay for the holiday.
5. Holiday Scheduling for Water/Waste Water Treatment
 - i) Assigned on voluntary basis;
 - ii) Employee working the Sunday through Thursday shift works Monday holidays;
 - iii) Employee working Tuesday through Saturday shift works Thursday or Friday holidays;
 - iv) Assigned to lowest seniority employee in any other cases.
 - v) Hours worked on a holiday not in excess of eight hours in a day or forty hours in a week shall not be considered overtime but will be paid at the holiday premium rate.

For the CITY OF FORT BRAGG	DATE	For the UNION	DATE
		For the UNION	DATE
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City of Fort Bragg

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

Text File

File Number: 20-898

Agenda Date: 10/26/2020

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Committee Minutes

Agenda Number: 5D.

Receive and File Minutes of the April 13, 2020 Community Development Committee Special Meeting



City of Fort Bragg

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

Meeting Minutes Community Development Committee

Monday, April 13, 2020

3:00 PM

Town Hall, 363 N. Main Street

Special Meeting

MEETING CALLED TO ORDER

Committee Member Norvell called the meeting to order at 3:00 PM.

ROLL CALL

Present: 2 - Bernie Norvell and Jessica Morsell-Haye

1. PUBLIC COMMENTS ON NON-AGENDA ITEMS

None.

2. CONDUCT OF BUSINESS

- 2A. [20-693](#)** Receive Report and Direct Staff Regarding Implementation of a Landlord Relief Fund Program in Response to COVID-19

Housing and Economic Development Coordinator McCormick and City Manager Miller presented the prepared report to the Committee.

Discussion:

Committee Member Norvell would like to know how residency would be verified, City Manager Miller suggests using the zip code of 95437. An applicant would be ineligible if they do not have a 95437 zip code. A statement of need and a copy of the mortgage statement and expenses would be required.

Committee Member Morsell-Haye asked about the time frame for payment from the City. City Manager Miller stated payments would be disbursed weekly.

The Committee agrees that the program should be on a first come first serve basis and the program will run until the funding runs out.

The dis-qualifiers would be not having a 95437 zip code, lack of documentation to show need or if the property owner owns more than four (4) properties.

This item was recommended for approval by the City Council

4. MATTERS FROM COMMITTEE / STAFF

Economic Development and Housing Coordinator McCormick states that the homeless that live in there cars are having a hard time with sheltering in place and the state has mandated that the City implement a safe parking pilot program. McCormick inquired if there was interest from the Committee that the City apply for funding to make City Hall parking lot

a safe parking place for people who live in their cars. Morsell-Haye stated she is in favor of the application for the COC funds for the safe parking. Norvell stated he is reluctant to make a decision without first seeing a plan. City Manager Miller indicated this would be an opportunity to have a pilot program. City Manager Miller stated that this was not an agenda item and staff was looking for feed back to bring it back on a future agenda.

ADJOURNMENT

Committee Member Norvell adjourned the meeting at 3:26 PM.



City of Fort Bragg

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

Text File

File Number: 20-899

Agenda Date: 10/26/2020

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Committee Minutes

Agenda Number: 5E.

Receive and File Minutes of the September 8, 2020 Community Development Committee
Special Meeting



City of Fort Bragg

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

Meeting Minutes Community Development Committee

Tuesday, September 8, 2020

3:00 PM

Via Video Conference

Special Meeting

MEETING CALLED TO ORDER

Committee Member Norvell called the meeting to order at 3:30 PM.

ROLL CALL

Present: 2 - Bernie Norvell and Jessica Morsell-Haye

PLEASE TAKE NOTICE

ZOOM WEBINAR INVITATION

1. APPROVAL OF MINUTES

1A. [20-842](#) Approve the Minutes of April 13, 2020

This Committee Minutes were approved for Council review

2. PUBLIC COMMENTS ON NON-AGENDA ITEMS

None.

3. CONDUCT OF BUSINESS

3A. [20-839](#) Receive Report and Make Recommendation to City Council to Update Building Permit Fees

Assistant Director, Chantell O'Neal presented the report to the Committee.

Committee Member Norvell and Moresell-Haye were both in favor of bringing this item to the whole council and commended staff for trying the current fee structure a whole year and researching thoroughly prior to seeking a recommendation to council.

No verbal public comments received, written comments were attached to the agenda and reviewed by the Committee prior to the meeting.

This Staff Report was recommended for approval

4. MATTERS FROM COMMITTEE / STAFF

Committee member Norvell asked City Manager Miller if she had any updates on the current evacuation order. Miller states that there is a website to track the fires and view additional evacuation orders. Miller reports that the City has provided 2 officers and 2 vehicles to assist in evacuations and this will most likely continue through out the week.

ADJOURNMENT

Committee Member Norvell adjourned the meeting at 3:26 PM.



City of Fort Bragg

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

Text File

File Number: 20-892

Agenda Date: 10/26/2020

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Minutes

Agenda Number: 5F.

Approve Minutes of October 13, 2020



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*

Tuesday, October 13, 2020

6:00 PM

Via Video Conference

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.** [20-869](#) Presentation of Proclamation Recognizing October as Domestic Violence Awareness Month

Mayor Lee read a Proclamation Recognizing Domestic Violence Awareness Month. Lia Holbrook of Project Sanctuary accepted the proclamation and gave the Council a short slide show presentation on the Project Sanctuary Campaign 20 for 2020.

- 1B.** [20-873](#) Presentation of Proclamation Recognizing City Clerk June Lemos for Seven Years of Service with the City of Fort Bragg

Mayor Lee presented a Proclamation to City Clerk June Lemos recognizing her for her years of service to the City.

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

- (1) Non-Agenda Items: Comments from Paul Clark regarding the City renaming Columbus Day as Indigenous Peoples' Day were read into the record by the City Clerk. Speaking via Zoom, Annemarie Weibel commented on formula businesses and Crystal Prairie commented on the City Clerk's proclamation.
- (2) Consent Calendar Items: None.
- (3) Closed Session Items: None.

3. STAFF COMMENTS

City Manager Miller spoke about the upcoming Trunk or Treat Halloween event. She noted that Colin McHugh is graduating from the Police Academy in Santa Rosa. The Planning Commission is meeting tomorrow regarding a proposed formula business ordinance. Mendocino Coast Dog Owners Group did some improvements to the CV Starr dog park. Water use remains steady over the last couple of weeks, but water may soon be utilized from the Summers Lane Reservoir. Work on the Main Street/Highway 1 Emergency Sewer Line Repair will begin next Tuesday. Tomorrow is California Shake Out 2020 to prepare for future earthquakes. Miller made a public statement about a conflict of interest regarding Councilmember Jessica Morsell-Haye who is the landlord for some tenants who have applied for rental assistance under the Tenant Based Rental Assistance program. This conflict requires public notification. The City Clerk gave an update on Noyo Harbor Commission applications and provided information on election ballot collection and security.

4. MATTERS FROM COUNCILMEMBERS

Vice Mayor Norvell commented on recent issues reported to the Homeless Ad Hoc Committee regarding transients, trash and drug paraphernalia on Redwood Avenue. These issues will be discussed at 3PM tomorrow in a meeting with the ad hoc committee, City Manager and Public Works Director. Councilmember Morsell-Haye reported that the Citizens Commission met again and Vice Mayor Norvell has agreed to stay on the committee and continue participating going forward. Councilmember Albin-Smith spoke about Domestic Violence Awareness Month and Breast Cancer Awareness Month. Councilmember Peters spoke about lack of garbage receptacles causing garbage to mount up, especially in the alley behind Hospitality House.

5. CONSENT CALENDAR

Approval of the Consent Calendar

A motion was made by Councilmember Albin-Smith, 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. [20-866](#) Adopt City Council Resolution Temporarily Waiving the City of Fort Bragg General Plan Maintenance Fee

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4314-2020

5B. [20-867](#) Adopt City Council Resolution Approving a Side Letter Agreement with the Fort Bragg Police Association and Authorizing City Manager to Execute the Same

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4315-2020

- 5C. [20-868](#) Adopt City Council Resolution Approving a Side Letter Agreement Between the City of Fort Bragg and the Fort Bragg Police Association and Authorizing the City Manager to Execute Same

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4316-2020

- 5D. [20-872](#) Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4317-2020

- 5E. [20-870](#) Approve Minutes of September 28, 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. [20-871](#) Receive Report and Community Development Committee Recommendations and Provide Direction to Staff Regarding the Scope of Work in a Request for Proposals for Professional Services to Prepare a Commercial Cannabis Cultivation Ordinance for the Inland Area of Fort Bragg

Housing and Economic Development Coordinator McCormick presented the staff report on this agenda item and responded to questions from Councilmembers.

Public Comments from Jacob Patterson and Evan Mills were read into the record by the City Clerk. Zoom comments were received from Jamie Peters, Jon McColley and Michael Strupp.

Discussion: The Council discussed issues concerning indoor vs. outdoor cannabis cultivation, water usage, and taxation of cannabis businesses. Council accepted the Community Development Committee's recommendation to proceed with a commercial cannabis cultivation ordinance based on the scope of work attached to this agenda item. Staff was directed to draft an ordinance for presentation to the Planning Commission. The proposed ordinance and any recommendation from the Planning Commission will then be brought back before the City Council for possible introduction and adoption.

This Staff Report was referred to staff.

- 8B. [20-874](#) Receive Report and Consider Adoption of Joint City Council/Municipal Improvement District Resolution Approving Budget Amendment 2021-05 Adjusting Selected Expenditures and Revenue Budgets

City Manager Miller summarized the staff report on this agenda item and responded to questions regarding the school playing fields, Noyo Center for Marine Science, and Community Garden contributions.

Public Comment: The City Clerk read comments from Nancy Bennett into the record. Zoom viewers Sheila Semans, Dave Turner and Peter O'Donohue provided public comments.

Discussion: After discussing the matter, the Council consensus was to approve the budget amendment as presented. Council directed staff to return with an item regarding providing funds for school athletic fields and the two proposed new positions, Police Department Captain and Administrative Services/Finance Director.

A motion was made by Councilmember Peters, seconded by Councilmember Albin-Smith, that this 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 4318-2020 / RES ID 436-2020

9. CLOSED SESSION

Mayor Lee recessed the meeting at 8:21 PM. The meeting reconvened to Closed Session at 8:37 PM.

9A. [20-875](#)

CONFERENCE WITH REAL PROPERTY NEGOTIATORS FOR POSSIBLE ACQUISITION OF REAL PROPERTY, Pursuant to Government Code Section §54956.8: Real Property: APN 018-430-22-00, 90 W Redwood Ave., 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

Mayor Lee reconvened the meeting to Open Session at 8:58 PM and reported that no reportable action was taken on the Closed Session item.

ADJOURNMENT

Mayor Lee adjourned the meeting at 8:58 PM.

WILLIAM V. LEE, MAYOR

June Lemos, CMC, City Clerk

IMAGED (_____)



City of Fort Bragg

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

File Number: 20-890

Agenda Date: 10/26/2020

Version: 1

Status: Business

In Control: City Council

File Type: Appointment

Agenda Number: 8A.

Interview Applicants for Noyo Harbor Commission Appointments



AGENCY: City Council
MEETING DATE: October 26, 2020
DEPARTMENT: Administrative Services
PRESENTED BY: J. Lemos
EMAIL ADDRESS: jlemos@fortbragg.com

AGENDA ITEM SUMMARY

TITLE:
INTERVIEW APPLICANTS FOR NOYO HARBOR COMMISSION APPOINTMENTS

ISSUE:
 The Noyo Harbor Commission, consisting of five members, is the governing body of the Noyo Harbor District. As of October 31, 2020, one of the two City-appointed positions on the Commission will become vacant and must be filled, and the position of Chair appointed jointly with the Board of Supervisors will also become vacant and must be filled.

ANALYSIS:
 The Fort Bragg City Council appoints two Commissioners to serve on the Noyo Harbor Commission; the County of Mendocino appoints two Commissioners; and the City and County jointly appoint the Chair. This Commission oversees operations of Noyo Harbor. Appointees to the Harbor Commission must reside within the Noyo Harbor District boundaries and serve for a four-year term.

On October 24, 2016, the City Council appointed William Forkner as Noyo Harbor Commissioner. Mr. Forkner’s term will expire on October 31, 2020. The Council must now select an appointee to serve for the next four years on the Noyo Harbor Commission.

Also on October 24, 2016, the City Council and Board of Supervisors jointly appointed Joe Caito as Chair of the Harbor Commission. Mr. Caito’s term expires on October 31, 2020 and he has informed the City Clerk that he will not be seeking another term on the Noyo Harbor Commission. The City Council in conjunction with the Mendocino County Board of Supervisors must appoint a new Harbor Commission Chair.

In a September 30, 2020 press release, the City announced that applications were being accepted for appointees to the Noyo Harbor Commission. Five timely applications were received, from Douglas Paul Albin, Bill Forkner, Jim Hurst, Tara N. Larson and Gabriel Quinn Maroney. Applicants were asked if they would be willing to serve as Chair, Commissioner or either of those positions if appointed. The responses were as follows:

Name of Applicant	Chair	Comm.	Either
Douglas Paul Albin		X	
Bill Forkner			X
Jim Hurst	X		
Tara N. Larson		X	
Gabriel Quinn Maroney			X

The Council may pose questions to the applicants. Proposed questions are attached for Council’s use if desired. Council can conduct interviews, deliberate, and select an appointee to the Noyo Harbor Commission. Alternatively, staff can be directed to recruit for additional applications prior to an appointment.

Staff has been informed that the Mendocino County Board of Supervisors has appointed an ad hoc committee for selection of the Noyo Harbor Commission Chair, consisting of Supervisors Dan Gjerde and Ted Williams. The Council and ad hoc committee can jointly select an appointee for the Chair position on the Harbor Commission.

RECOMMENDED ACTION:

Conduct interviews of applicants and appoint a Noyo Harbor Commissioner. In conjunction with the Board of Supervisors ad hoc committee, jointly appoint a Chair to the Noyo Harbor Commission.

ALTERNATIVE ACTION(S):

1. The City Council can decline to take action and direct staff to provide more information.
2. The City Council can appoint an ad hoc committee to collect additional applications and conduct further interviews.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

GREENHOUSE GAS EMISSIONS IMPACT:

The appointment of commissioners by itself does not impact greenhouse gas emissions.

IMPLEMENTATION/TIMEFRAMES:

Following Council appointment, the appointees' terms will start immediately upon being sworn in and will continue until October 31, 2024.

CONSISTENCY:

The appointments are consistent with California Harbors and Navigation Code Section 6240.

ATTACHMENTS:

1. Press Release of September 1, 2020
2. Proposed List of Questions for Applicants
3. Application of Douglas Paul Albin
4. Application of Bill Forkner
5. Application of Jim Hurst
6. Application of Tara N. Larson
7. Application of Gabriel Quinn Maroney

NOTIFICATION:

1. Douglas Paul Albin
2. Bill Forkner
3. Jim Hurst
4. Tara N. Larson
5. Gabriel Quinn Maroney
6. Mendocino County Supervisor Dan Gjerde
7. Mendocino County Supervisor Ted Williams
8. Carla Slaven, Secretary/Treasurer, Noyo Harbor District



CITY OF FORT BRAGG

News Release

SEPTEMBER 30, 2020

FOR IMMEDIATE RELEASE

CITY SEEKS APPLICANTS FOR APPOINTEES TO SERVE ON THE NOYO HARBOR COMMISSION

Applications are being accepted by the City of Fort Bragg from persons interested in serving as appointee to the Noyo Harbor District Board of Commissioners (Noyo Harbor Commission). Two positions (one City and one City/County) are eligible for four-year appointments which will run from October 31, 2020 to October 31, 2024. One of these positions is a City-appointed position. The other is a joint City/County appointed position and this appointee will serve as the Chair of the Noyo Harbor Commission.

The Fort Bragg City Council appoints two of the five members of the Commission; the County of Mendocino appoints two of the five members; and the Mendocino County Board of Supervisors and City Council jointly appoint the Chair. Terms on the Commission are for a four-year period.

To be eligible for appointment to the Noyo Harbor Commission, you must reside within the boundaries of the Noyo Harbor District. The Harbor District's boundary encompasses 43 square miles and extends from the community of Cleone on the north to the community of Caspar on the south. It includes all of the land within the City of Fort Bragg and extends inland approximately four miles. Persons interested in appointment are urged to contact City Clerk June Lemos at 961-1694 to obtain an application form.

Applications are due no later than Friday, October 16, 2020 by 5:00 p.m. Depending on the number of applications, the City Council may choose to interview applicants at a special meeting or at the regular City Council meeting on October 26, 2020.

More information regarding the Noyo Harbor District and Commission is available on their website at: <http://www.noyoharbordistrict.org/about/>

Questions regarding this information should be directed to June Lemos, CMC, City Clerk, at (707) 961-1694.

PROPOSED LIST OF QUESTIONS FOR APPLICANTS
TO THE NOYO HARBOR COMMISSION

1. Why are you interested in serving on the Noyo Harbor Commission?
2. Describe your involvement in community activities in Fort Bragg or elsewhere.
3. What qualifications, background, experience, and expertise would you bring to the Harbor Commission?
4. What activities and issues do you believe the Commission should focus on?
5. What do you believe are the most important issues facing Noyo Harbor?
6. Do you have any commitments which would limit your availability for regular Harbor Commission meetings?
7. Do you have any questions or information you would like to add?

NOYO HARBOR COMMISSION

APPLICATION FOR APPOINTMENT

INFORMATION:

The Noyo Harbor Commission, consisting of five members, is the governing body of the Noyo Harbor District; a special public district and political subdivision of the State of California organized under §6200, et seq. of the California Harbors and Navigation Code. The Commission has the ultimate authority of and directs all phases of operations of the Noyo Mooring Basin at Noyo Harbor; plans for the future use and development of Harbor District property and facilities; represents the Noyo Harbor District in contacts with Federal, State, County, City and other public and private agencies; supervises the preparation of and adopts the annual budget. The Commissioners are not compensated for their service to the Harbor District. The Commission meets regularly on the second Thursday of the month.

INSTRUCTIONS:

Please provide the information requested and any additional information you feel would be useful to the City Council in making their selection.

NAME: Douglas Paul Albin

RESIDENT ADDRESS: [REDACTED]

MAILING ADDRESS: Same

HOME PHONE: [REDACTED] CELL PHONE: [REDACTED]

BUSINESS ADDRESS: None

OCCUPATION: Retired Fisheries Scientist; Now part-time School Bus Driver and Wine Tour Guide

E-MAIL ADDRESS: [REDACTED]

Brief statement:

1. Why are you interested in serving as one of the two City of Fort Bragg representatives on the Noyo Harbor District Board?

Noyo Harbor is a very special place, with the mix of businesses and people it brings, the scenery, and access to ocean fishing. The Harbor is also subject to challenges in maintaining the aging mooring basin and other infrastructure. I believe my experience with grants and permits can help improve Noyo Harbor. I want to help create more jobs and revenue, to help restore marine vessel services badly needed by our commercial and sport fishing industries.

2. List property owned, businesses owned or other financial interest you may have in the Noyo Harbor District area.

1. Home in Fort Bragg. 2. Fishing boat berthed in Noyo Harbor mooring basin.

NOTE: If appointed, commissioners are required to complete Fair Political Practices Commission (FPPC) financial disclosure forms.

COMPLETED APPLICATIONS SHOULD BE RETURNED BY 5:00 PM, October 16, 2020 TO:

**June Lemos, CMC, City Clerk
CITY OF FORT BRAGG
416 North Franklin Street
Fort Bragg, California 95437**



RECEIVED

OCT 13 2020

**CITY OF FORT BRAGG
CITY CLERK**

EDUCATION AND TRAINING

HIGH SCHOOL	LOCATION
Skyline High School	Oakland CA

COLLEGES/UNIVERSITIES ATTENDED	Dates Attended	Course of Study/Major	Degree Awarded	Type of Degree	Date Degree Completed
1. Laney College	1968-1970	Science	yes	Associate	1970
2. UC Berkeley	1970-1972	Zoology	yes	Bachelors	1972
3. Humboldt State University	1975-1978	Fisheries	yes	Masters	1978

OTHER RELEVANT COURSES AND TRAINING	Names/Locations of Institution	Length of Course	Date
1. Grant management	CA Dept Fish and Wildlife	On job + training	1991-2013
2. Streambed alteration permits	CA Dept Fish and Wildlife	On job + training	1991-2013
3. Hydrology, water quality, water rights	CA Water Resources Board	On job + training	1982-1991
4. Environmental impact documents	All above	On job + training	All above
5. Digital database management and analysis	All above	On job + training	All above

PROFESSIONAL LICENSE(S) OR CERTIFICATE(S)	Serial No.	Date Issued	Expiration Date
1.			
2.			
3.			

COMMUNITY SERVICE/ORGANIZATION(S):
1. Coast Youth Soccer League—Volunteer coach of youth soccer teams (about 10 years)
2. Salmon Restoration Association—Volunteer at annual Salmon Barbecue
3. CalFire—Member of Jackson Demonstration State Forest Advisory Committee (appointed by Calfire Director)
4. Symphony of the Redwoods—Volunteer at fund raising events and concerts
5. Gloriana Musical Theater—Holiday caroler singing to raise funds for community scholarships
6. Mendocino Film Festival--Volunteer

EMPLOYMENT HISTORY (You may wish to attach a resume or other relevant documents to further describe your qualifications.)			
Mo. Yr.	TO: Mo. Yr.	Employer (Business or Agency Name)	Title of your position
		See attached resume	
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position			
Mo. Yr.	TO: Mo. Yr.	Employer (Business or Agency Name)	Title of your position
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position			
Mo. Yr.	TO: Mo. Yr.	Employer (Business or Agency Name)	Title of your position
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position			
Mo. Yr.	TO: Mo. Yr.	Employer (Business or Agency Name)	Title of your position
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position			

If appointed, I will serve as Commissioner, not Chair

Douglas P. Albin

Education

M.S. Fisheries, Humboldt State University, Arcata CA, 1978
A.B. Zoology, University of California, Berkeley CA, 1972

Experience

3/03 – 12/13 (full time)
Staff Environmental Scientist
Calif. Department of Fish and Game
32330 North Harbor Drive.
Fort Bragg CA 95437

Watershed and stream restoration of coastal anadromous salmonid habitat. Watershed planning for instream and upslope improvement projects. Compile and analyze watershed data on past and present geology, vegetation, land use, fish habitat quality, and fish distribution. Determine most cost-effective restoration projects. Promote critical projects to landowners and consultants. Manage restoration project grants. Lead stream habitat assessment crews. Sample fish species composition in stream and estuarine habitats.

4/98 - 3/03 (full time)
Associate Biologist (Marine/Fisheries)
Calif. Department of Fish and Game
1031A South Main St.
Fort Bragg CA 95437

Contract manager for DFG Fisheries Restoration Grants Program. Promote critical projects to landowners and consultants. Administer restoration project grant contracts. Lead stream habitat assessment crews. Prepare streambed alteration agreements for grant projects.

7/91 - 4/98 (full time)
Marine Biologist
Calif. Department of Fish and Game
19160 South Harbor Dr.
Fort Bragg CA 95437

Management of northern California marine nearshore reef fish (lingcod, rockfish). Collect and analyze fishery data from creel census and field tag and recapture programs. Develop fishery management recommendations. Prepare and edit project reports and newsletters. Develop reef fish study field sampling protocols. Create and manage relational databases. Direct field technicians. Prepare CEQA documents for fishing regulations and marine reserves.

1/91 - 6/91 (part time)
Instructor
College of the Redwoods
1211 Del Mar Dr.
Fort Bragg CA 95437

Fishery biology instruction. Develop and instruct new course on California's marine and anadromous fishes. Focus on locally important species including coho salmon, steelhead and rockfish. Instruct laboratory and field techniques including scale and otolith aging, electrofishing, stream flow, and stream habitat evaluation.

10/84 - 10/90 (full time)
Environmental Specialist IV
Division of Water Rights
State Water Resources Control Board
901 P St.
Sacramento CA 95814

Environmental assessment of water diversions, specializing on instream flow needs of fish. Serve as staff expert on instream flow needs. Mediate disputes among water diverters, agencies, and public. Lead public and agency meetings. Direct preparation of CEQA documents. Prepare CEQA documents and evidentiary hearing analyses. Review and comment on CEQA and FERC environmental documents. Recommend minimum instream flows and other environmental mitigations to the Board. Testify as expert witness before the Board and in court reference proceedings.

3/82 - 9/84 (full time)
Environmental Specialist III
State Water Resources Control Board
901 P St.
Sacramento CA 95814

Environmental assessment of effects of pesticides on aquatic organisms and effects of water diversions on instream uses. Research case studies of water pollution by pesticides. Prepare staff reports and CEQA documents on findings. Review and comment on environmental documents.

8/79 - 2/82 (full time)
Fisheries Biologist
Jones and Stokes Associates
2321 P St.
Sacramento CA 95816

Consulting aquatic biology. Assess effects of proposed development projects (mainly water diversions, pollutant discharges, and nonpoint source pollutants) on fisheries and water quality. Direct field technicians. Prepare fisheries and water quality sections of CEQA, NEPA and FERC documents.

Selected Professional Documents

- Albin, D. and P. Law. 2006. Assessment of environmental effects on salmonids, with emphasis on habitat restoration for coho salmon, in the Mendocino Coast Hydrologic Unit. April 2006. California Department of Fish and Game, Central Coast Region, Fort Bragg.
- Albin, D. 2006. Assessment of stream habitat conditions and recommendations for improvement, in the Noyo River Hydrologic Sub-Area. April 2006. California Department of Fish and Game, Central Coast Region, Fort Bragg.
- Albin, D. and K.A. Karpov. 1998. Mortality of lingcod, *Ophiodon elongatus*, related to capture by hook and line. Marine Fisheries Review 60(3): 29-34.
- Albin, D.P. 1997. Sport fishing the northern and central California coast. Outdoor California 58(1): 10-13.
- Karpov, K.A., D.P. Albin, and W.H. Van Buskirk. 1995. The marine recreational fishery in northern and central California. Calif. Dep. Fish and Game Fish Bull. 176. 192 p.
- California Department of Fish and Game. 1995. Report to the California Legislature on the northern and central California nearshore commercial hook-and-line fishery. 48 p.+app. (Author)
- Albin, D.P., K.A. Karpov, and W.H. Van Buskirk. 1993. Effort and catch estimates for northern and central California marine recreational fisheries, 1981-1986. Calif. Dep. Fish and Game Marine Resources Div. Admin. Rep. 93-3. 307 p.
- State Water Resources Control Board. 1988. Report of referee - lower American River court reference (Environmental Defense Fund v. East Bay Municipal Utility District). State Water Resources Control Board, Sacramento CA. 6 volumes. (Co-author)
- Albin, D.P. 1984. Recommended instream use allocation flows for the San Gregorio Creek adjudication. State Water Resources Control Board, Sacramento CA. Staff Report.
- Albin, D.P. 1982. Water quality guidelines for herbicides used on water hyacinth in the Sacramento-San Joaquin Delta. Toxic Substances Control Program, State Water Resources Control Board, Sacramento, CA.
- Jones & Stokes Associates. 1982. Environmental impact report, Cache Creek Hydroelectric Projects (FERC Nos. 4063 and 4065). Yolo County Flood Control and Water Conservation District. 150 p. (Co-author)
- Jones & Stokes Associates. 1981. An ecological characterization of the central and northern California coastal region. US Fish & Wildlife Serv., Wash. DC. FWS/OBS-80/45-48. 4 volumes. (Co-author)
- US Environmental Protection Agency. 1981. Environmental impact statement for wastewater management for Boise, Eagle, and Ada County, Idaho. US EPA 910/9-81-084. 2 volumes. (Co-author)
- US Environmental Protection Agency. 1980. Environmental impact statement for wastewater management plan for the Lake Washington/Green River basins. US EPA 910/9-80-077. (Co-author)
- US Bureau of Reclamation, California Department of Water Resources, and California State Water Resources Control Board. 1979. Agricultural drainage and salt management in the San Joaquin Valley. (Co-author)
- Albin, D.P. 1979. Fire and stream ecology in some Yellowstone Lake tributaries. Calif. Fish and Game 65(4): 216-238.
- Albin, D.P. 1978. The fisheries and fish habitat of the Gulkana River, Alaska. U.S. Bureau of Land Management, Anchorage AK. 57 p.

**NOYO HARBOR COMMISSION
APPLICATION FOR APPOINTMENT**

INFORMATION:

The Noyo Harbor Commission, consisting of five members, is the governing body of the Noyo Harbor District; a special public district and political subdivision of the State of California organized under §6200, et seq. of the California Harbors and Navigation Code. The Commission has the ultimate authority of and directs all phases of operations of the Noyo Mooring Basin at Noyo Harbor; plans for the future use and development of Harbor District property and facilities; represents the Noyo Harbor District in contacts with Federal, State, County, City and other public and private agencies; supervises the preparation of and adopts the annual budget. The Commissioners are not compensated for their service to the Harbor District. The Commission meets regularly on the second Thursday of the month.

INSTRUCTIONS:

Please provide the information requested and any additional information you feel would be useful to the City Council in making their selection.

NAME: Bill Forkner
RESIDENT ADDRESS: [REDACTED]
MAILING ADDRESS: SAME
HOME PHONE: [REDACTED] BUSINESS PHONE: [REDACTED]
BUSINESS ADDRESS: SAME
OCCUPATION: COMMERCIAL FISHERMAN
E-MAIL ADDRESS: [REDACTED]

Brief statement:

- Why are you interested in serving as one of the two City of Fort Bragg representatives on the Noyo Harbor District Board?
I have served the last 4 years on the Commission and during this time we have made great headway in the upgrades and rebuilding of our harbor. I would like to stay around to help to complete these projects.
- List property owned, businesses owned or other financial interest you may have in the Noyo Harbor District area.
F/V Shirley

NOTE: If appointed, commissioners are required to complete Fair Political Practices Commission (FPPC) financial disclosure forms.

COMPLETED APPLICATIONS SHOULD BE RETURNED BY 5:00 PM, October 16, 2020 TO:

June Lemos, CMC, City Clerk
CITY OF FORT BRAGG
416 North Franklin Street
Fort Bragg, California 95437



RECEIVED
OCT 13 2020
CITY OF FORT BRAGG
CITY CLERK

EDUCATION AND TRAINING

HIGH SCHOOL	LOCATION
<i>Fort Bragg High</i>	<i>Fort Bragg</i>

COLLEGES/UNIVERSITIES ATTENDED	Dates Attended	Course of Study/Major	Degree Awarded	Type of Degree	Date Degree Completed
1.					
2.					
3.					

OTHER RELEVANT COURSES AND TRAINING	Names/Locations of Institution	Length of Course	Date
1.			
2.			
3.			
4.			

PROFESSIONAL LICENSE(S) OR CERTIFICATE(S)	Serial No.	Date Issued	Expiration Date
1.			
2.			
3.			

COMMUNITY SERVICE/ORGANIZATION(S):
1.
2.
3.
4.
5.

EMPLOYMENT HISTORY (You may wish to attach a resume or other relevant documents to further describe your qualifications.)			
Mo. Yr.	TO: Mo. Yr.	Employer (Business or Agency Name)	Title of your position
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position		<i>BEEN A COMMERCIAL FISHER MY WHOLE LIFE OUT OF NOYO - OWNER - OP. F/V Shirley</i>	
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position			
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position			
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position			

Please indicate if you are willing to serve on the Noyo Harbor Commission as Chair, Commissioner, or either one:

If appointed, I will serve as: Chair Commissioner Either Chair or Commissioner

**NOYO HARBOR COMMISSION
APPLICATION FOR APPOINTMENT**

INFORMATION:

The Noyo Harbor Commission, consisting of five members, is the governing body of the Noyo Harbor District; a special public district and political subdivision of the State of California organized under §6200, et seq. of the California Harbors and Navigation Code. The Commission has the ultimate authority of and directs all phases of operations of the Noyo Mooring Basin at Noyo Harbor; plans for the future use and development of Harbor District property and facilities; represents the Noyo Harbor District in contacts with Federal, State, County, City and other public and private agencies; supervises the preparation of and adopts the annual budget. The Commissioners are not compensated for their service to the Harbor District. The Commission meets regularly on the second Thursday of the month.

INSTRUCTIONS:

Please provide the information requested and any additional information you feel would be useful to the City Council in making their selection.

NAME: Jim Hurst
 RESIDENT ADDRESS: [REDACTED]
 MAILING ADDRESS: [REDACTED]
 HOME PHONE: [REDACTED] BUSINESS PHONE: [REDACTED]
 BUSINESS ADDRESS: 32260 N. Harbor Drive
 OCCUPATION: Restaurant / Motel owner
 E-MAIL ADDRESS: [REDACTED]

Brief statement:

- Why are you interested in serving as one of the two City of Fort Bragg representatives on the Noyo Harbor District Board?
I AM CURRENTLY SERVING AS VICE CHAIR OF NHD (4 years)
I HAVE BEEN A COUNTY APPOINTED COMMISSIONER FOR 10 YEARS
- List property owned, businesses owned or other financial interest you may have in the Noyo Harbor District area.
Silver's at the Wharf Restaurant
Anchor Lodge Motel
Harbor Lite Lodge (NOT IN HARBOR BUT ON HILL ABOVE)

NOTE: If appointed, commissioners are required to complete Fair Political Practices Commission (FPPC) financial disclosure forms.

COMPLETED APPLICATIONS SHOULD BE RETURNED BY 5:00 PM, October 16, 2020 TO:

**June Lemos, CMC, City Clerk
CITY OF FORT BRAGG
416 North Franklin Street
Fort Bragg, California 95437**



EDUCATION AND TRAINING

HIGH SCHOOL	LOCATION
REDONDO UNION High School	REDONDO Beach CA

COLLEGES/UNIVERSITIES ATTENDED	Dates Attended	Course of Study/Major	Degree Awarded	Type of Degree	Date Degree Completed
1. Chico State College	1954-63	Bus Ad	BS	BS	6/63
2. COO FOUNDATION Public Affairs	1963-64	Public Aff		Fellowship	6/64
3. Golden Gate University	1972-74	Public Ad	MA	MA Public Ad	6/74

OTHER RELEVANT COURSES AND TRAINING	Names/Locations of Institution	Length of Course	Date
1. GRADUATE Studies in Political Science	Michigan State Univ	2 years	1965-67
2.			
3.			
4.			

PROFESSIONAL LICENSE(S) OR CERTIFICATE(S)	Serial No.	Date Issued	Expiration Date
1.			
2. NONE			
3.			

COMMUNITY SERVICE/ORGANIZATION(S):			
1. Mendocino Recreation AND Park District	1978-80 BOARD	2010-11	EXECUTIVE DIR
2. FORT BRAGG Unified School District	1981-1999		
3. Mendocino Coast Lodging Association	2003-2006 County Advisory Bd Comm	2006-2014	
4. Mendocino Coast District Hospital Measure C Committee		2018-Present	
5. Adventist Mendocino Hospital Community Board		2020 to Present	

EMPLOYMENT HISTORY (You may wish to attach a resume or other relevant documents to further describe your qualifications.)			
Mo. Yr.	TO: Mo. Yr.	Employer (Business or Agency Name)	Title of your position
4-2005	Present	Silver's et the Wharf / Anchor Lodge	GM- Co Owner
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position		Present in Noyo Harbor Daily for 15.5 years Interaction with fisherman, charter boat operators and other business people for last 15.5 years	
6 1975	1, 1978	CALIFORNIA STATE Assembly	DIRECTOR OF Research
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position		Knowledge of State Government AND Elected Officials	
Mo. Yr.	TO: Mo. Yr.	Employer (Business or Agency Name)	Title of your position
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position		See attached Resume	
Mo. Yr.	TO: Mo. Yr.	Employer (Business or Agency Name)	Title of your position
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position		See attached Resume	

Please indicate if you are willing to serve on the Noyo Harbor Commission as Chair, Commissioner, or either one:

If appointed, I will serve as: Chair Commissioner Either Chair or Commissioner

JIM HURST BIO

Jim and his wife Barbara have resided in Fort Bragg since 1978 when they returned to assist Barbara's mother Gladys Johnson and sister Judie Moilinen in the operation of the Harbor Lite Lodge. They have two children, Erik who lives in Tahoe City and Jason who lives in Fort Bragg with his wife and two daughters. Jason manages the Harbor Lite Lodge. Barbara was born and raised in Fort Bragg.

Jim worked in healthcare and child care businesses in Michigan before moving to Fort Bragg and was Director of Research for the California State Assembly from 1974 to 1978. He graduated from Chico State in 1963 and the Coro Foundation for Public Affairs in 1964. He earned a Masters of Public Administration from Golden Gate University in 1974. Jim and Barbara were born in 1941.

Community involvement has been a significant part of Jim's work on the Mendocino Coast including co-founding the Coast Youth Soccer League, the Botanical Gardens Preservation Corporation, and the Hospital Foundation. He served on the Mendocino Coast Recreation District Board for 3 years and the Fort Bragg School District Board for 18. He managed the Recreation District and Starr Center in 2010 and 2011 as a volunteer and was directly involved in the passage of the sales tax to support the Starr Center operation. He has served on numerous bond campaigns for the School District over the past 40 years. Jim currently serves as a Noyo Harbor Commissioner and is a member of the Hospital Measure C Oversight Committee.

On the business side Jim was the Fort Bragg representative on the Mendocino County Lodging Association for 3 years and served as President in 2005. In addition to owning the Harbor Lite Lodge, Jim and Barbara are partners with the Canul family in Silver's at The Wharf and Anchor Lodge in Noyo Harbor.



NOYO HARBOR COMMISSION

APPLICATION FOR APPOINTMENT

INFORMATION:

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INSTRUCTIONS:

Please provide the information requested and any additional information you feel would be useful to the City Council in making their selection.

NAME: Tara W. Larson
RESIDENT ADDRESS: [REDACTED]
MAILING ADDRESS: [REDACTED]
HOME PHONE: [REDACTED] BUSINESS PHONE: [REDACTED]
BUSINESS ADDRESS: 300 Dana Street FB, CA 95437
OCCUPATION: Teacher
E-MAIL ADDRESS: [REDACTED]

Brief statement:

1. Why are you interested in serving as one of the two City of Fort Bragg representatives on the Noyo Harbor District Board?
Im interested in this position because I want to help make a difference in the Noyo Harbor District. I have a vision for growth and opportunity, as well as a desire to keep the fishing infrastructure and industry productive.
2. List property owned, businesses owned or other financial interest you may have in the Noyo Harbor District area.
My family owns Trailer Cove Trailer Park, which sits above the North Harbor. My grandparents built the park. I don't hold any financial interest.

NOTE: If appointed, commissioners are required to complete Fair Political Practices Commission (FPPC) financial disclosure forms.

COMPLETED APPLICATIONS SHOULD BE RETURNED BY 5:00 PM, October 16, 2020 TO:

June Lemos, CMC, City Clerk
CITY OF FORT BRAGG
416 North Franklin Street
Fort Bragg, California 95437



RECEIVED

OCT 15 2020

CITY OF FORT BRAGG
CITY CLERK

EDUCATION AND TRAINING

HIGH SCHOOL	LOCATION
Fort Bragg High School 1989	Fort Bragg, CA

COLLEGES/UNIVERSITIES ATTENDED	Dates Attended	Course of Study/Major	Degree Awarded	Type of Degree	Date Degree Completed
1. College of the Redwoods	1996	Liberal Studies AA	AA	AA	1997
2. CSUS	1999-2001	English	English	BA	2001
3. National University	2006/7	English	English	MA	2007

OTHER RELEVANT COURSES AND TRAINING	Names/Locations of Institution	Length of Course	Date
1.			
2.			
3.			
4.			

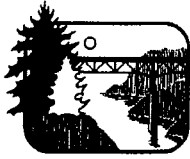
PROFESSIONAL LICENSE(S) OR CERTIFICATE(S)	Serial No.	Date Issued	Expiration Date
1.			
2.			
3.			

COMMUNITY SERVICE/ORGANIZATION(s):
1. Track Coach
2. Native Daughters of the Golden West
3. Mendocino Coast Sports Foundation
4. Citizens Commission
5. Numerous Volunteer events

EMPLOYMENT HISTORY (You may wish to attach a resume or other relevant documents to further describe your qualifications.)			
Mo. Yr.	TO: Mo. Yr.	Employer (Business or Agency Name)	Title of your position
1985	1990-98	Cap'n Flints	Busser/Waitress
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position		Serving people, cleaning, etc	
1992	1998	Dr. Young	
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position			
1999/2000	2014	San Juan Unified	Teacher
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position		Substitute Teacher Full Time Teacher	
2014	Present	Fort Bragg Unified	Teacher/Coach
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position		Teacher Coach	

Please indicate if you are willing to serve on the Noyo Harbor Commission as Chair, Commissioner, or either one:

If appointed, I will serve as: Chair Commissioner Either Chair or Commissioner



FORT BRAGG UNIFIED SCHOOL DISTRICT

Mark Cimolino, Assistant Principal

Fort Bragg Middle School

500 N. Harold Street, Fort Bragg, California 95437-3397 Telephone (707) 961-2870 Fax (707) 964-9416

To The City of Fort Bragg and Mendocino County,

It is with great pleasure and respect that I write this letter recommending Tara Larson for the Harbor Commission position. I have known Tara for over ten years and have worked alongside her for five years and she is one of the most kind hearted, energetic, passionate, diligent, mindful, and trustworthy people I have ever met. Her work ethic is impeccable and her willingness to give herself to the greater cause is unfathomable. Whether it is coaching track, cross country, organizing fundraisers, helping students, or being an active community member, she is constantly volunteering her time to help benefit the people around her.

Tara is no stranger to Fort Bragg, being a 5th generational "Fort Bragger", she possesses countless knowledge about our city and community that you cannot find elsewhere. The greatest attribute of being 5th generation to Fort Bragg is that Tara understands the people in this community and values and exemplifies what being a citizen in our small town really means. She takes pride in living in Fort Bragg and wants to make a long lasting positive impact on our wonderful city.

Tara is an extremely thoughtful thinker. She thinks and acts with a purpose. She would be the quintessential person for the Harbor Commission because her family lineage takes her right down to the very docs she will be overseeing. Her grandfather was a commercial fisherman in Fort Bragg and she feels that being a member of the Harbor Commission is a great opportunity to maintain the fishing infrastructure along with improving our harbor to better serve our community. Tara has the vision of growth and opportunity for our harbor and would take an active role in making these visions come true. That is what makes Tara so special and a great person for this job, she is a doer, when she sets her mind to something, it will get done.

In summary, I highly recommend Tara Larson for the position of Harbor Commission, there is nobody else that will work harder and dedicate so much to the betterment of the harbor than her. She is the best candidate for this position and she will make a difference in our community if appointed.

Sincerely,

Mark Cimolino

Mark Cimolino

Fort Bragg Community Member

Assistant Principal, Fort Bragg Middle School

Lemos, June

From: Toni Jardstrom <tjard@sbcglobal.net>
Sent: Wednesday, October 14, 2020 3:22 PM
To: Lemos, June
Subject: Noyo Harbor Commission

October 14, 2020

Attn: June Lemos

I am recommending Tara Larsen to the Noyo Harbor Commission. I have known Tara since she was a teenager and believe that she would be an outstanding member for the Noyo Harbor Commission Her grandfather, Frank Hahn was a commercial fisherman.

Tara has her roots in Fort Bragg and is a 5th generation. She cares about the community and the Harbor. She wants to maintain the fishing infrastructure while working to improve its surroundings. She sees a vision of growth and opportunity to have a welcoming harbor.

I highly recommend Tara and believe she would be an asset to the Commission. Tara has a lot of energy. She is very smart and responsible and dedicated in whatever she is inspired to do. Please consider this young woman to fill the vacancy.

Sincerely,

Toni Jardstrom
320 Nancy Way
Fort Bragg, California 95437
(707) 964-3340

Lemos, June

From: Tina Rose <trose502@gmail.com>
Sent: Thursday, October 15, 2020 2:36 PM
To: Lemos, June
Cc: Tara Larson
Subject: Letter of Recommendation for Tara Larson

October 15th, 2020

To Whom it may concern,

I would like to recommend Tara Larson as a candidate for commissioner to serve on the Noyo Harbor District Commission.

Tara was born and raised in Fort Bragg. She is a 5th generation resident with very strong deep ties to the community. She has a deep love for this area that is her home and deep love for its residents. She currently teaches and mentors the youth of our community by being an educator and coach in our local schools. Her grandfather was a commercial fisherman in Noyo Harbor.

Tara is the perfect candidate for this position. Her family background and local history bring a lot to the table. Her love of the community, desire to improve our harbor and district, and vision of betterment are hard to come by and should not be passed up. She is and would be a huge asset to anything that she puts her heart and mind to.

Please consider Tara Larson as an exemplary candidate for the Noyo Harbor District Commission.

Most Sincerely,
Tina Rose
Mendocino, CA



10/15/2020

To The City of Fort Bragg and Mendocino County

Re: Tara Larson

I Scott Hockett, Commercial Fisherman and Owner of Noyo Fish Company, support Tara Larson for the Harbor Commission Seat.

Mrs. Larson is very qualified to represent our Community. She understands the needs of the harbor and has visions of growth and improvement which would greatly benefit our community. Her vision would include maintaining fishing infrastructure while working to improve the harbor.

Mrs. Larson has been a positive member of our community and cares about the well-being of the harbor. Her grandfather was a commercial fisherman so she understands the importance of the industry and the impact it has on our community.

I fully support Tara Larson and respectfully request that you appoint Mrs. Larson to the Noyo Harbor Commission.

Thank you,

Scott Hockett
Noyo Fish Company

NOYO HARBOR COMMISSION

APPLICATION FOR APPOINTMENT

INFORMATION:

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INSTRUCTIONS:

Please provide the information requested and any additional information you feel would be useful to the City Council in making their selection.

NAME: Gabriel Quinn Maroneu
RESIDENT ADDRESS: [REDACTED]
MAILING ADDRESS: [REDACTED]
HOME PHONE: [REDACTED] BUSINESS PHONE: NA
BUSINESS ADDRESS: NA
OCCUPATION: NA / Disabled / Natural Products Development, Public Health
E-MAIL ADDRESS: [REDACTED]

Brief statement:

1. Why are you interested in serving as one of the two City of Fort Bragg representatives on the Noyo Harbor District Board?

I am interested in serving the Noyo Harbor District as I recognize a tremendous value to our region the Harbor serves within venues of economy, historic infrastructure, cultural, and health. I am passionate in advocacy for the fishing and other related communities and also maintain a clear yet dynamic vision towards practical constructive enhancements &

2. List property owned, businesses owned or other financial interest you may have in the Noyo Harbor District area.

NA / None

NOTE: If appointed, commissioners are required to complete Fair Political Practices Commission (FPPC) financial disclosure forms.

COMPLETED APPLICATIONS SHOULD BE RETURNED BY 5:00 PM, October 16, 2020 TO:

June Lemos, CMC, City Clerk
CITY OF FORT BRAGG
416 North Franklin Street
Fort Bragg, California 95437



RECEIVED

OCT 16 2020

CITY OF FORT BRAGG
CITY CLERK

positive noteworthy transformation.

EDUCATION AND TRAINING

HIGH SCHOOL	LOCATION
Burlingame High School	Burlingame, CA 94010 (1 Mangini Way)
Orange Glen High School	Escandido, CA 92027 (2200 Glendora Rd)

COLLEGES/UNIVERSITIES ATTENDED	Dates Attended	Course of Study/Major	Degree Awarded	Type of Degree	Date Degree Completed
1. The National University of Natural Medicine	2014-2015	Global Health	MS	Global Health	06/28/2015
2. College of the Redwoods	2008-2011	Natural History	Certificate	Certificate	05/2011
3. Bastyr University	2006-2008	Herbal Studies	BS	Diploma	06/21/2008

OTHER RELEVANT COURSES AND TRAINING	Names/Locations of Institution	Length of Course	Date
1. Research development & publications	United States Dept. of Agriculture	three months	2005
2. Marine & Ecology Courses	College of the Redwoods	Semester	2010
3. Herbarium Apprenticeship	University of Cal. Berkeley	semester	2005
4.			

PROFESSIONAL LICENSE(S) OR CERTIFICATE(S)	Serial No.	Date Issued	Expiration Date
1. Clinical Herbolgy	3710431	01/05/2005	NA
2. Hypnotherapy		07/26/1998	NA
3. Hypno-Anesthesia Therapist	199910	05/03/2000	NA

COMMUNITY SERVICE/ORGANIZATION(s):
1. Fort Bragg Community Name Change Committee / City Council Ad Hoc
2. Historic Preservation (Dry Shed #4) / Eighth Agency
3. Old Mill Site Sustainability economic development vision / HUDG intern
4. Board Member / International Alchemy Guild
5. Community Herbalist Apprenticeship / Christopher Hobbs
6. Marine Life Protection Act participation and advocacy of local fishers/natives.

EMPLOYMENT HISTORY (You may wish to attach a resume or other relevant documents to further describe your qualifications.)			
Mo. Yr.	TO: Mo. Yr.	Employer (Business or Agency Name)	Title of your position
2001	2003	Borders Bookstore	Special Operations Team
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position		I was on a special operations team that to multitask, research, ordering, surveillance & maintenance across all operations.	
Mo. Yr.	TO: Mo. Yr.	Employer (Business or Agency Name)	Title of your position
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position			
Mo. Yr.	TO: Mo. Yr.	Employer (Business or Agency Name)	Title of your position
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position			
Mo. Yr.	TO: Mo. Yr.	Employer (Business or Agency Name)	Title of your position
Describe the responsibilities you performed and/or the skills you acquired which may relate to this Committee or Board position			

Please indicate if you are willing to serve on the Noyo Harbor Commission as Chair, Commissioner, or either one:

If appointed, I will serve as: Chair Commissioner Either Chair or Commissioner

Letter of Intent and Experience

Greetings to the Honorable: Fort Bragg City Council & Mendocino County Supervisors,

As you may know, I have submitted an application to serve on the Noyo Harbor District Commission. I wanted to reach out with this brief letter and other potential communications to help elucidate my vision and related experience that could, if selected, enhance the Commission's successful dynamics and also support engendering a team capable of continued adaptation to rapidly changing challenges and opportunities. Furthermore, my application particulars, qualification, and training are somewhat unorthodox, thus I would like to provide expanded details.

Certainly I am not a fisherman or boater by trade; despite this, I became a fierce advocate for both the local fisheries and native tribal members during the Marine Life Protection act process that unfolded in Fort Bragg (2010). My successful participation promoted a guardianship of local rights and coastal ecosystems. Although I am honored to have participated in such a complex and sometimes stressful political process, bonding with people such as fishing families, seaweed harvesters, scientists, and tribal practitioners that cherish our coastal waters, became my privilege. The given experience is noteworthy as it illustrates my passion to not only champion the invaluable ecosphere, but also acknowledge humanities time honored cultural heritage roles of marine interactions towards health and prosperity.

On my application under occupation I wrote: "NA/Disabled/Natural Products Development, Public Health;" this is because I sustained an injury many years back to my spine in a car accident that disables me from some work, yet would not restrict any foreseen Noyo Harbor Commissioner duties. I currently do not have an operating business, however my projects and expertise are in the venue of Natural Products, Research, and Public Health.

I have been fortunate enough to live in some of the gem communities of the western states. I grew up in the San Francisco bay area and then moved to an excellent town in Southern California named Escondido to finish up high school, graduating in 1996. While in southern California I trained, developed, practiced with dedication, and was schooled in the areas of martial arts, hypnotherapy, herbalism, distillation, yoga, Tai Chi, philosophy, gemology, and many other arcane subjects while also attending one of the nationally top ranked community colleges (Palomar). I moved back to the Bay Area to finish up some prerequisites for school and had the pleasure of interning with very talented and noteworthy researchers like Gary Takeoka, a research chemist at the U. S. Department of Agriculture. **Because of much of my scientific training I have learned not to assume, but instead investigate in depth and complete due diligence as my mode of operation.** I also volunteered during this time at the university of California, Berkeley Jepson Herbarium. My family purchased a house in Fort Bragg in 2004 and land in Cleone to Build a our dream house. I moved to Fort Bragg permanently after finishing

my Bachelors of Science in Herbal Sciences at Bastyr University by Seattle in Washington State. During my time at BU, I innovated and completed a unique research curriculum track and also organized a Conference with speakers from around the world. After graduating in 2008 I moved to the Mendocino Coast and worked to get a Natural History certificate from the College of the Redwoods. My certificate helped me to perform local surveys of the bishop pine disease process and state which aided in shedding light on the dire challenges facing one of our local species. I completed my Masters Degree in Science (Global Health) in 2015; while attending University, my thesis focused on three key developments of health, economy, and political agency within our bioregion of the Mendocino Coast. I also interned with Noyo Headlands Unified Design Group as they pushed for proper cleanup of the Old Mill Site and a sustainable regenerative local economy. Some hobbies such as drone operator and licensed HAM radio practitioner might also at some point benefit in the event of being selected to serve. **I continue to work to develop a diverse economy on our coast and advocate strongly for what I call an “Emerald Renaissance” that would bring forward a robust boom in science, art, culture, technology, health, education, and balanced relationship with our environment.**

I attended the most recent Noyo Harbor Commission online meetings (10/22/2020), and was glad I did because it was Bill Forkner’s last meeting and I gained some important insights. I had to request documents before hand because much of it was not posted. The secretary and treasure (Carla Slaven) was very helpful as I was quickly given the documents and asked if I need any other help. During the meeting there was some back and forth (semi-hostile nature) regarding what was required to give to the public for transparency and multiple times the commission voted before hearing input from the public. Sarah (not listed as staff on site) seemed to be a newer higher that has been successful at retrieving grant dollars for projects. Commissioner Norvell was very detailed, investigative, and positive throughout the meeting. My assessment is that the District Commission has a lot going for it, yet there are multiple issues of political hygiene that should be addressed. Increased transparency and more public participation is an important goal currently.

Vision:

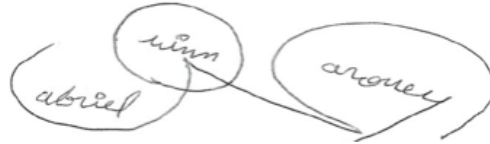
The Noyo Harbor has a tremendous potential to be even more of a force multiplier towards full spectrum aggrandizement as infrastructure to our legendary marine doorway and surrounding bodies. Its facilities and elements should be brought up to date with proper funding acquired. Various aspects could make the Harbor more visitor friends, such as a flow through road and attention to esthetics. Current zoning limitations could be looked at to potentially free markets and propel financial growth. Often when visiting the Harbor, I think it could make an excellent movie set, which local history shows has been done in multitude. “Out of the box” thinking and new fresh ideas of marine industry could be discovered such as research centers and marine pharmacognosy product industry potential. A review and potential protection of historic resources might also be done. I see each commissioner of the Noyo Harbor to have the potential to be an Ambassador to the nexus of city, state, federal, and public at large and believe now more than ever the district needs to be advocated for. Public outreach is extremely important and it could take the initiative of some very simple solutions to provide more transparency and healthy

participation from our community. Fulfillment of many of the Community Sustainability Plan elements to serve the interests of the local commercial fishing industry (Cultural heritage) are important goals to execute on (Fuel station/Ice house) There are some issues of procedural governance hygiene that should be addressed and expansion on media development. Along with that there really should be contact information listed for Commissioners and Staff.

I would imagine serving as commission makes more sense, given I have never served on the Noyo Harbor Commission previous, however I would rise to the occasion if called upon to act as Chair (which is why I selected the either category on application). Who ever you select, please look for someone that can make both an outreaching diplomate AND protective watchdog.

Thank you for your time and I look forward to the interview. Also please be on a lookout for letters of support.

Essentially,
Gabriel Quinn Maroney



My Cell Phone (707) 357-4732

Lemos, June

From: George <george@mcn.org>
Sent: Friday, October 23, 2020 2:25 PM
To: Lemos, June
Cc: Gabriel Maroney
Subject: Gabriel Maroney for Noyo Harbor District Board.

Honorable Fort BraggCity Council,

I write to you in support of Gabriel Maroney for one of Fort Bragg's representatives to the Noyo Harbor District Board. He is a hard working, committed and far sighted member of our coastal community. Gabriel has a vision for fulfillment of many of the listed goals already spelled out in their Community Sustainability Plan.

Gabriel would like to facilitate more community participation and encourage awareness of this important resource to our region. Protection and declaration of historic resources is important to him.

Gabriel is aware there are many infrastructure projects that need attention, like gaining an on site fueling station and improving upkeep or systems for making ice. He sees an opportunity in exploring zoning changes to enhance economic opportunities. His vision is one of enhancement and improved community engagement. There are cultural and economic venues and opportunities for transformation of the Harbor's identity towards markets of sustainability and job creation. Marine based Pharmacology, Eco-tourism, Native Tribal participation, Movie production, and Scientific Research to name some of the expandable elements.

Gabriel feels that now, more than ever, the Harbor district has the potential to be a powerful generator of health, wealth, and education.

And finally, he sees many opportunities to strengthen the communication and activities between the city, county, state, and even country, in coordination of responsibilities and opportunities.

Many thanks for your attention to this important task.

George Reinhardt

David Gurney
P.O. Box 2150
Fort Bragg, CA 95437

June Lemos, CMC
City Clerk
City of Fort Bragg
416 N. Franklin St.
Fort Bragg, CA 95437

Oct. 26, 2020

To Whom It May Concern,

I have known Gabriel Maroney for the past twelve years through his active involvement in the Marine Life Protection Act and numerous other state and local issues facing the Fort Bragg area. Throughout this past decade, Mr. Maroney has maintained regular attendance at Fort Bragg City Council and Planning Commission meetings, often offering pertinent, enlightening and inspiring public comment for whatever the issue at hand. He has been actively involved in the Mill Site re-development plans and was instrumental in saving the massive dry-sheds for their inherent historical and practical value for the City.

Mr. Maroney has consistently displayed a calm and respectful demeanor throughout these numerous public meetings, no matter how controversial, and he is a good listener and negotiator. His educated insight and dedicated public service have been a great asset to the Fort Bragg community, and I can think of no better person to serve on the Noyo Harbor Commission.

Sincerely,

David R. Gurney

Lemos, June

From: noreply@granicusideas.com
Sent: Monday, October 26, 2020 1:55 PM
To: Lemos, June
Subject: New eComment for City Council - Via Video Conference



New eComment for City Council - Via Video Conference

Jacob Patterson submitted a new eComment.

Meeting: City Council - Via Video Conference

Item: 8A. 20-890 Interview Applicants for Noyo Harbor Commission Appointments

eComment: Of all applicants, Gabriel Quinn Maroney is the most consistent participant in City meetings, which demonstrates his civic commitment and effort to understand local issues. His experience and personal interest in planning and development topics will be particularly useful for the Harbor District's long-term planning projects, which includes cooperating with the City and County in a potential update to the County's Local Coastal Program concerning Noyo Harbor. He also has no conflicts-of-interest

[View and Analyze eComments](#)

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City of Fort Bragg

416 N Franklin Street
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Receive Report and Provide Direction to Staff on Benefits and Costs of Approving Police Captain and Finance/Administrative Services Director Positions



AGENCY: City Council
MEETING DATE: October 26, 2020
DEPARTMENT: City Manager
PRESENTED BY: Tabatha Miller
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AGENDA ITEM SUMMARY

TITLE:

Receive Report and Provide Direction to Staff on Benefits and Costs of Approving Police Captain and Finance/Administrative Services Director Positions

ISSUE:

At the October 13, 2020 City Council meeting, the Council reviewed and approved the fifth budget amendment for FY 2020-21. In the staff report supporting that amendment was the suggestion that City Council consider adding funding for two additional staff positions – an Administrative Services/Finance Director and a Police Department Captain.

Both positions provide for a level of succession planning that does not exist with the current staffing levels. An Administrative Services/Finance Director would replace two open but unbudgeted director positions with one and is a position that could serve as Acting City Manager and potentially a replacement City Manager, if needed. The Captain position provides a higher level of support to the Interim Police Chief and could provide an in-house candidate when a recruitment is necessary to permanently fill the Chief position.

ANALYSIS:

Over the last two and half years, the City has continued to reduce staffing levels in order to balance the City's General Fund Budget. Slow growth in sales tax and Transient Occupancy Tax (TOT) has not kept pace with the double digit increases in CalPERS pension costs, insurance costs, cost of living and salary increases for Fort Bragg Police Association employees and cost of living increases for Fort Bragg Employee Organization employees. The following positions have been eliminated or frozen in that time period:

Frozen and Eliminated positions include:

- Fifth Sergeant Position, that had been added to cover extended medical leave
- Community Safety Officer, upon promotion to Police Officer
- Finance Director, upon resignation
- Systems Analyst – Lead, upon resignation
- Community Development Director
- Assistant Public Works Director
- Administrative Services Director
- Police Department Lieutenant
- Police Department Administrative Supervisor
- Two (2) Maintenance Worker I positions
- All seasonal positions

While all departments have been impacted by the reductions, management positions as a percent of total labor have been impacted more than non-management positions. These

positions are typically higher paid and therefore have a bigger impact on the budget. Up to a point, management positions typically have less of an impact on direct services to the public but created less opportunities for succession planning and growth or promotional opportunities for staff going forward.

Overall, the Citywide staffing levels have decreased by 17% in the last two and half years, City Hall staffing levels are down 24% and the Police Department is down 10%, which includes a current open position of one Police Officer, which we anticipate will be filled with a Community Services Officer (CSO) who we anticipate will be attending the next available police academy. This will in turn create an opening for a CSO.

The chart below compares the additional annual costs to fund a Finance/Administrative Services Director and a new Police Captain.

Position	Wages	Benefits*	Pension Regular**	Unfunded Pension**	Total
Finance/Administrative Services Director	\$ 128,072	\$ 37,365	\$ 11,345	\$ 12,291	\$ 189,072
Police Captain (add position)	\$ 130,807	\$ 46,871	\$ 22,219	\$ 24,944	\$ 224,840
Police Captain (replace one Sergeant)	\$ 14,519	\$ 8,475	\$ 3,966	\$ 8,390	\$ 35,350

*Assumes full family health insurance benefits.

** Pension costs assume that position filled by vested Classic employee and that 1/3 of unfunded pension costs will become a city liability for current service.

If the Council provides direction to hire a Finance/Administrative Services Director and to add a new Police Captain position, the annual impact to the General Fund budget is just under \$414k. This scenario assumes that the positions are filled with experienced candidates, who qualify for family health insurance and the more expensive Classic Miscellaneous or Classic Safety pension plans. The unfunded pension liability is an aggregate amount calculated by an actuarial. The estimate here makes the assumption that an experienced employee comes to the City about two-thirds of the way through their work career and spends the final third of their career working for Fort Bragg. These figures are conservative and assume the costliest benefits packages.

The second alternative and likely the one that fits within the City’s existing budget constraints would allow for hiring a Finance/Administrative Services Director and replacing one of the current Sergeant positions with a Captain position. The total annual cost of this option is \$224k. One additional cost consideration is that once a permanent Police Chief is hired, the City will need to increase the budget to account for benefits paid on behalf of the Police Chief. Chief Naulty’s status as a CalPERS retired annuitant provides that we only pay him an hourly wage consistent with that established for the permanent position. Health insurance, pension contributions and paid time off in the form of vacation and sick time are not included in his compensation. The estimated annual cost of these benefits is \$94k.

If the City Council provides direction to approve and fund the positions during the current FY 2020-21 budget year, the estimated cost (prorated six months) of the additional positions with a hire date of January 1, 2021 is provided on the next page:

Position	Total Prorata Cost
Finance/Administrative Services Director	\$ 94,536
Police Captain (add position)	\$ 112,420
Police Captain (replace one Sergeant)	\$ 17,675

The City's current General Fund projected surplus is \$360,000. If the City Council provides direction to hire the Finance/Administrative Services Director and add the Police Captain position the impact on the budget is an increase of \$207k. This would reduce the projected surplus to \$153k. If the second option, to hire the Finance/Administrative Services Director and replace one Sergeant with a Police Captain, is the direction provided, the impact to the budget is a total of \$112k, resulting in a projected surplus of \$247k for FY 20-21.

RECOMMENDED ACTION:

Staff recommends that City Council provide direction to fund a Finance/Administrative Services Director and replace one Sergeant with a Police Captain with a projected hire date of January 1, 2021.

ALTERNATIVE ACTION(S):

1. City Council could provide direction to add the Police Captain and Finance/Administrative Services Director positions.
2. City Council could propose alternative hire dates for any of the three possible positions, including postponing the hires until the new fiscal year (July 1, 2021) or contingent on a certain set of financial conditions, such as revenues meeting FY 2018-19 or higher levels.
3. City Council could choose not to approve any or all of the proposed positions.

FISCAL IMPACT:

Each hiring scenario will have a separate fiscal impact to the current FY 2020-21 budget and the ongoing budgets as outlined below:

Position	FY 20-21 Impact	Annualized Impact
Finance/Administrative Services Director	\$ 94,536	\$ 189,072
Police Captain (add position)	\$ 112,420	\$ 224,840
Police Captain (replace one Sergeant)	\$ 17,675	\$ 35,350

GREENHOUSE GAS EMISSIONS IMPACT:

Hiring staff positions by itself will not impact greenhouse gas emissions.

CONSISTENCY:

The proposed budget amendment is consistent with City Council direction to maintain an operating surplus in the General Fund at least in the current year. If the option to add the Police Captain and the Finance/Administrative Services Director is selected, it may have negative budget consequences on future budget years, especially when the additional costs to fund a permanent Police Chief are factored in.

IMPLEMENTATION/TIMEFRAMES:

The staff recommendation is to target a hiring date of January 1, 2021 but the City Council may provide alternative direction.

ATTACHMENTS:

N/A

NOTIFICATION:

N/A

From: [Jenny Shattuck](#)
To: [Lemos, June](#)
Subject: Public comment 8B
Date: Monday, October 26, 2020 6:01:45 PM

With projected additional revenue it seems one of the most important positions to fill would be the eliminated position of community development director. Having seen what is now being put through to the planning commission for baseless reasons that seem to contradict our housing element plan, forcing property owners to go through expensive and ridiculous reviews for things like minor subdivisions when housing is in a critical shortage, makes one wonder whats going on in that department. This would have never happened under in previous years. Having a knowledgeable community development director should be at the top of the list compared to other vacant positions.

Before we talk about expanding positions we should also be talking about paying down the unfunded pension liability, having a cushion in the reserves for the future unknowns, which we seemed to have exhausted this past year.

Since the Lt. Position was eliminated, I support a captain in place of the open Sergeant position.

Jenny Shattuck