



City of Fort Bragg

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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, May 23, 2022

6:00 PM

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

ZOOM WEBINAR INVITATION

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

You are invited to a Zoom webinar.

When: May 23, 2022 06:00 PM Pacific Time (US and Canada)

Topic: City Council Meeting

Please click the link below to join the webinar:

<https://us06web.zoom.us/j/87845248923>

*Or Telephone: +1 253 215 8782 or +1 346 248 7799 (*6 mute/unmute; *9 raise hand)*

Webinar ID: 878 4524 8923

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. Public comments are restricted to three (3) minutes per speaker.

TIME ALLOTMENT FOR PUBLIC COMMENT ON NON-AGENDA ITEMS: Thirty (30) minutes shall be allotted to receiving public comments. If necessary, the Mayor or Acting Mayor may allot an additional 30 minutes to public comments after Conduct of Business to allow those who have not yet spoken to do so. Any citizen, after being recognized by the Mayor or Acting Mayor, may speak on any topic that may be a proper subject for discussion before the City Council for such period of time as the Mayor or Acting Mayor may determine is appropriate under the circumstances of the particular meeting, including number of persons wishing to speak or the complexity of a

particular topic. Time limitations shall be set without regard to a speaker's point of view or the content of the speech, as long as the speaker's comments are not disruptive of the meeting.

BROWN ACT REQUIREMENTS: The Brown Act does not allow action or discussion on items not on the agenda (subject to narrow exceptions). This will limit the Council's response to questions and requests made during this comment period.

WRITTEN PUBLIC COMMENTS: Written public comments received after agenda publication are forwarded to the Councilmembers as soon as possible after receipt and are available for inspection at City Hall, 416 N. Franklin Street, Fort Bragg, during normal business hours. All comments will become a permanent part of the agenda packet on the day after the meeting or as soon thereafter as possible, except comments that are in an unrecognized file type or too large to be uploaded to the City's agenda software application. Public comments may be submitted to City Clerk June Lemos, jlemos@fortbragg.com.

3. STAFF COMMENTS

4. MATTERS FROM COUNCILMEMBERS

5. CONSENT CALENDAR

All items under the Consent Calendar will be acted upon in one motion unless a Councilmember requests that an individual item be taken up under Conduct of Business.

- 5A. [22-233](#)** Adopt City Council Resolution Making the Legally Required Findings to Continue to Authorize the Conduct of Remote "Telephonic" Meetings During the State of Emergency
- Attachments:** [RESO Authorize Continuing Remote Meetings](#)
- 5B. [22-234](#)** Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg
- Attachments:** [RESO Declaring Continuing Local Emergency](#)
- 5C. [22-235](#)** Adopt City Council Resolution Cancelling the Regularly Scheduled City Council Meeting of August 22, 2022 to Accommodate Summer Vacation Schedules
- Attachments:** [RESO Cancelling August 22 Council Meeting](#)
- 5D. [22-240](#)** Receive and File Written Report Pursuant to Government Code Section 65858(d) on Behalf of the City Council Describing the Measures Taken to Date to Alleviate the Condition Which Led to the Adoption of Urgency Ordinance 981-2022
- Attachments:** [05232022 ORD 981-2021 Cannabis Moratorium Report](#)
- 5E. [22-241](#)** Adopt City Council Resolution Establishing a City of Fort Bragg Master Salary Rate Compensation Plan Confirming the Pay Rate/Range for the City Manager Classification
- Attachments:** [RESO Comp Schedule - City Mgr FY2022-23](#)
[Exhibit A](#)
- 5F. [22-243](#)** Approve City Council Letter in Opposition to AB 2011 (Wicks) Affordable

Housing and High Road Jobs Act of 2022

Attachments: [05-23-2022 Oppose AB 2011](#)

[ACTION ALERT AB 2011 \(Wicks\) 05.17.22](#)

[Public Comment 5F](#)

5G. [22-223](#) Approve Minutes of Special Closed Session of May 5, 2022

Attachments: [CCM2022-05-05 Closed Session](#)

5H. [22-232](#) Approve Minutes of May 9, 2022

Attachments: [CCM2022-05-09](#)

6. DISCLOSURE OF EX PARTE COMMUNICATIONS ON AGENDA ITEMS

7. PUBLIC HEARING

When a Public Hearing has been underway for a period of 60 minutes, the Council must vote on whether to continue with the hearing or to continue the hearing to another meeting.

7A. [22-231](#) Conduct Public Hearing, Receive Report and Consider Adoption of City Council Resolution Adopting Mitigated Negative Declaration and Mitigation Monitoring Plan for the Raw Water Line Replacement Project, City Project 2019-02

Attachments: [05232023 Raw Water Line Staff Report](#)

[Att 1 - Project Map](#)

[Att 2 - CEQA IS/MND](#)

[Att 3 - Agency Comments](#)

[Att 4 - Mitigation Monitoring Plan](#)

[Att 5 - RESO Adopting IS/MND](#)

[Att 6 - Public Hearing Notice](#)

[Public Comment 7A](#)

7B. [22-237](#) Conduct Continued Public Hearing, Receive Report, Consider Introducing by Title Only Ordinance 979-2022 Amending Sections 18.22.30, 18.24.30, 18.42.055, 18.42.057, 18.42.059 and 18.100.020 of Title 18 (Inland Land Use and Development Code) of the Fort Bragg Municipal Code, and Consider Adoption of City Council Resolution Certifying the Initial Study/Negative Declaration for Ordinance 979-2022

Attachments: [05232022 Cannabis Ordinance 979-2022](#)[Att 1 - Ordinance 979-2022 - Final](#)[Att 2 - RESO PC05-2022 signed](#)[Att 3 - Draft Cannabis Ordinance - Redline](#)[Att 4 - Initial Study - Negative Declaration](#)[Att 5 - RESO Neg Dec for Cannabis ILUDC Amendment 5-2022](#)[Att 6 - Public Comment on Draft Cannabis IS-ND](#)[Public Comment 7B](#)**8. CONDUCT OF BUSINESS****9. CLOSED SESSION**

- 9A. [22-239](#) PUBLIC EMPLOYEE APPOINTMENT, Pursuant to Government Code Section 54957(b): Title: City Manager

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, JUNE 13, 2022**

STATE OF CALIFORNIA)
)ss.
COUNTY OF MENDOCINO)

I declare, under penalty of perjury, that I am employed by the City of Fort Bragg and that I caused this agenda to be posted in the City Hall notice case on May 18, 2022.

June Lemos, MMC
City Clerk

NOTICE TO THE PUBLIC:**DISTRIBUTION OF ADDITIONAL INFORMATION FOLLOWING AGENDA PACKET DISTRIBUTION:**

- *Materials related to an item on this Agenda submitted to the Council/District/Agency after distribution of the agenda packet are available for public inspection upon making reasonable arrangements with the City Clerk for viewing same during normal business hours.*
- *Such documents are also available on the City of Fort Bragg's website at <https://city.fortbragg.com> subject to staff's ability to post the documents before the meeting.*

ADA NOTICE AND HEARING IMPAIRED PROVISIONS:

It is the policy of the City of Fort Bragg to offer its public programs, services and meetings in a manner that is readily

accessible to everyone, including those with disabilities. Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities.

If you need assistance to ensure your full participation, please contact the City Clerk at (707) 961-2823. Notification 48 hours in advance of any need for assistance will enable the City to make reasonable arrangements to ensure accessibility.

This notice is in compliance with the Americans with Disabilities Act (28 CFR, 35.102-35.104 ADA Title II).