



City of Fort Bragg

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Meeting Minutes City Council

*THE FORT BRAGG CITY COUNCIL MEETS CONCURRENTLY
AS THE FORT BRAGG MUNICIPAL IMPROVEMENT DISTRICT
NO. 1 AND THE FORT BRAGG REDEVELOPMENT
SUCCESSOR AGENCY*

Monday, September 9, 2024

6:00 PM Town Hall, 363 N. Main Street and Via Video Conference

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: 5 - Mayor Bernie Norvell, Vice Mayor Jason Godeke, Councilmember Tess Albin-Smith, Councilmember Lindy Peters and Councilmember Marcia Rafanan

CLOSED SESSION REPORT

City Attorney Baron Bettenhausen announced that while direction was given during the Closed Session, no final action was taken on any of the items discussed.

AGENDA REVIEW

Mayor Norvell moved item 8B from Conduct of Business to Consent Calendar due to a clerical error.

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

1A. [24-939](#) Proclamation Latino Heritage Month

Mayor Norvell read the Proclamation recognizing September 15 - October 15, 2024 as Latino Heritage Month. City Clerk Diana Sanchez accepted the Proclamation and expressed her gratitude to the City Council for acknowledging her heritage, as well as that of many community members.

1B. [24-912](#) Nature Conservancy Presentation

Tristin Anoush McHugh of the Nature Conservancy presented on this item.

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

- (1) None.
- (2) Shelley Green, Jenny.

3. STAFF COMMENTS

City Manager Isaac Whippy announced several upcoming events: Oktoberfest on October 5, 2024, from 12 to 5 PM, with tickets available on Eventbrite; Fiesta Latina on September 22, 2024, from 2 to 6 PM at Bainbridge Park; and the Noyo Harbor Festival on September 21, 2024, from 12 to 6 PM. He also extended congratulations to Police Chief Neil Cervenka for receiving his Executive Certificate from the Commission on Peace Officers Standards and Training, expressing gratitude for his dedication to the department and community. Additionally, he congratulated CRU member Hannah Nanez on earning her Bachelor of Science in Psychology from California Coast University.

City Clerk Diana Sanchez reminded the community that the deadline to register to vote for the November 5, 2024 election is October 21, 2024. Voter registration forms are available at City Hall and online.

Police Chief Neil Cervenka announced that the department received a mutual aid request from Lake County to assist with the Boyles Fire in Clearlake. Two officers volunteered and are already on-site. As this is a mutual aid request, all overtime expenses will be reimbursed by FEMA.

4. MATTERS FROM COUNCILMEMBERS

Vice Mayor Godeke shared his experience attending the Fort Bragg Middle School's Student Council Assembly, noting his admiration for the impressive student speakers and the respectful behavior of the audience.

Councilmember Albin-Smith announced that Adventist Health is partnering with Soroptimist Noyo Sunrise for Breast Cancer Awareness Month in October. An event is scheduled for October 12th from 12 to 2:30 PM. Additionally, Symphony of the Redwoods will be hosting a fundraiser on September 27th; tickets can be purchased online by searching for Symphony of the Redwoods.org.

Councilmember Peters highlighted additional community events, including Paul Bunyan Days and the high school football games. He expressed hope for even more events in the future.

5. CONSENT CALENDAR

Mayor Norvell moved item 8B from Conduct of Business to Consent Calendar due to a clerical error.

Vice Mayor Godeke pulled item 5H for discussion.

Moved by Councilmember Peters, seconded by Councilmember Rafanan, that the Consent Calendar be approved with the exception of 5H pulled by the Vice Mayor for discussion and the addition of 8B due to a clerical input error. The motion carried by the following vote:

Aye: 5 - Mayor Norvell, Vice Mayor Godeke, Councilmember Albin-Smith, Councilmember Peters and Councilmember Rafanan

5A. [24-909](#)

Adopt by Title Only, and Waive Further Reading of Ordinance 996-2024 an Ordinance of the City of Fort Bragg Amending Chapter 3.20 (Purchasing, Procurement, and Leasing) of the Fort Bragg Municipal Code

This Ordinance was adopted on the Consent Calendar.

- 5B.** [24-895](#) Resolution of the Fort Bragg City Council Accepting the Results of the Ordinance 672 Salary Survey and Approving Changes to the City of Fort Bragg Salary Rate Compensation Plan
This Resolution was adopted on the Consent Calendar.
- 5C.** [24-911](#) Adopt City Council Resolution Approving Budget Amendment 2024/25-1 for the Facilities Solar Project and Amending Fiscal Year 2024-25 Budget (Amount Not To Exceed \$7,955,000)
This Resolution was adopted on the Consent Calendar.
- 5D.** [24-921](#) Adopt City Council Resolution Confirming the City of Fort Bragg Conflict of Interest Code
This Resolution was adopted on the Consent Calendar.
- 5E.** [24-922](#) Adopt City Council Resolution Approving Professional Services Agreement with Creative Thinking, Inc., DBA The Idea Cooperative for Strategic and Creative Marketing Services for Visit Fort Bragg and Authorizing the City Manager to Execute Contract (Amount Not to Exceed \$180,000.00; Account No. 110-4321-0319)
This Resolution was on the Consent Calendar.
- 5F.** [24-928](#) Adopt City Council Resolution Authorizing the City Manager to Execute the Acceptance of Offers of Public Water Line Easements for the Raw Water Line Replacement Project (WTR-00016)
This Resolution was adopted on the Consent Calendar.
- 5G.** [24-934](#) Resolution of the Fort Bragg City Council Approving and Authorizing the City Manager to Execute a Contract with the City of Ukiah, for Public Safety Dispatch Services.
This Resolution was adopted on the Consent Calendar.
- 5I.** [24-932](#) Resolution of the Fort Bragg City Council Approving a Professional Services Agreement with Mendocino Coast Humane Society for Provision of Animal Care and Shelter Services and Dog Licensing Program and Authorizing City Manager to Execute Same (Amount Not to Exceed \$63,000 in FY 2024-2025)
This Resolution was adopted on the Consent Calendar.
- 5J.** [24-938](#) Approve Purchase from GovConnections, Inc. of Servers for Network Security Monitoring and Read-Only Domain Controllers (amount not to exceed \$33,488.46)
This item was approved on the Consent Calendar.

- 5K.** [24-941](#) Approve First Amendment with NHA Advisors, LLC. for Consulting, Disclosure Reporting, and Annual Debt Reporting Services
This amendment was approved on the Consent Calendar.
- 5L.** [24-937](#) Approval of Final Strategic Planning Report 2024-2028
This Report was approved on the Consent Calendar.
- 5M.** [24-910](#) Approve Minutes of City Council - Special Closed Session of August 15, 2024
These Minutes were approved on the Consent Calendar.
- 8B.** [24-931](#) Receive, Approve, and File the 2024 Local Road Safety/Action Plan (LRSAP) Report from TJKM
This Report was accepted on the Consent Calendar.

ITEMS REMOVED FROM CONSENT CALENDAR

- 5H.** [24-935](#) Resolution of the Fort Bragg City Council in Support of Proposition 36: The Homelessness, Drug Addiction, and Theft Reduction Act

Vice Mayor Godeke pulled this item for discussion. Police Chief Neil Cervenka provided clarification on this item.

Public Comment: Jacob Patterson, Jenny.

Discussion: After much discussion by council this item failed for lack of second.

This Resolution was not acted on for lack of second.

6. DISCLOSURE OF EX PARTE COMMUNICATIONS ON AGENDA ITEMS

None.

8. CONDUCT OF BUSINESS

Conduct of Business Item 8A was moved to position 7 as both Mayor Norvell and Councilmember Rafanan will be recusing from item 7A.

- 8A.** [24-923](#) Receive Report and Provide Direction Regarding Preferred Method for Collecting Business License Gross Receipts Tax from Contractors.

Consultant Marie Jones presented on this item.

Public Comment: None.

Discussion: The Council decided to proceed with Option B, which involves collecting business tax through the building permit process, and directed staff to move forward with the next steps.

7. PUBLIC HEARING

- 7A. [24-908](#)** Conduct a Public Hearing and (1) Adopt Resolution xxx-2024 Submitting a Local Coastal Plan Amendment Application (LCP 1-24) to the Coastal Commission to a) Amend Map LU-4 of the Coastal General Plan to add a Third Plan Area; and b) Amend Table 2-10 of the CLUDC to Allow a Science Center with a Use Permit in the Public Facilities Zoning District; and c) Amend the General Plan Land Use Map and the Zoning Map to: i) Rezone the Noyo Center Parcel to Public Facilities Zoning District, and ii) Rezone the Coastal Trail Parcels to Parks & Recreation Zoning District and iii) Rezone the Sherwood Valley Band of Pomo (SVBP) Parcels as Low or Medium Density Residential Zoning; and (2) Adopt Resolution XXX-2024 Approving Design Review 3-24 (DR 3-24), Use Permit 7-24 (UP 7-24), Coastal Development Permit 4-24 (CDP 4-24), and Sign Permit 12-24 (SP 12-24) to Construct a 2,400-Square-Foot Warehouse/Workshop, and Associated Access Road, Sewer and Water Lines, and Parking at 331 Jere Melo Road; Categorically Exempt 15303 and 15265.

Consultant Marie Jones presented on this item.

Public Comment: Jacob Patterson, Sheila Semans, Bernadette Rafanan, Donna Worster, Linda Ruffing, Wendy Felsen, Paul Clark, Jenny, Deb Jensen, Gabriel Quinn Maroney, Michelle Blackwell

Discussion: Consultant Jones provided clarification regarding communication with the Sherwood Valley Band of Pomo property. She noted that she had discussions with the Tribal Monitor, who agreed to present the matter to the Tribal Council. Marie also spoke with the Tribal Cultural Resources Representative.

A motion was made by Councilmember Peters, seconded by Councilmember Albin-Smith, that the Resolution be adopted. The motion carried by the following vote:

Aye: 3 - Vice Mayor Godeke, Councilmember Albin-Smith and Councilmember Peters

Recuse: 2 - Mayor Norvell and Councilmember Rafanan

9. CLOSED SESSION

None.

ADJOURNMENT

Vice Mayor Godeke adjourned the meeting at 8:18 PM.

BERNIE NORVELL, MAYOR

Diana Sanchez, City Clerk

IMAGED (_____)