



City of Fort Bragg

416 N Franklin Street
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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 13, 2024

6:00 PM

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

COUNCILMEMBERS PLEASE TAKE NOTICE

Councilmembers are reminded that pursuant to the Council policy regarding use of electronic devices during public meetings adopted on November 28, 2022, all cell phones are to be turned off and there shall be no electronic communications during the meeting. All e-communications such as texts or emails from members of the public received during a meeting are to be forwarded to the City Clerk after the meeting is adjourned.

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 13, 2024 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/89252810601>

*Or Telephone: +1 669 444 9171 US (*6 mute/unmute, *9 raise hand)*

Webinar ID: 892 5281 0601

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.

CLOSED SESSION REPORT

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

1A. [24-742](#) Proclamation National Police Week and Peace Officer's Memorial Day

Attachments: [21-NAT POLICE WEEK PEACE OFFICERS MEM DAY](#)

1B. [24-736](#) Proclamation Asian American, Native Hawaiian, and Pacific Islander Heritage Month

Attachments: [20- Asian American, Hawaiian, Pacific Islander Month](#)

1C. [24-691](#) Water Safety Month Proclamation

Attachments: [10-Water Safety Month Proclamation](#)

[CV Starr Video](#)

2. PUBLIC COMMENTS ON: (1) NON-AGENDA, (2) CONSENT CALENDAR

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 Diana Sanchez, dsanchez@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. [24-698](#)** (1) Adopt by Title Only, and Waive Further Reading of Ordinance 994-2024 Repealing and Replacing Chapter 15.04 (Construction Codes - Adopted By Reference) and Chapter 15.05 (California Fire Code) of Title 15 (Buildings And Construction) of The Fort Bragg Municipal Code; Adopting and Incorporating The 2022 California Administrative Code, California Building Code, California Residential Code, California Electrical Code, California Mechanical Code, California Plumbing Code, California Energy Code, California Historical Building Code, California Existing Building Code, California Green Building Standards Code, California Referenced Standards Code and California Fire Code; Adopting Local Findings; and Making Other Technical And Administrative Revisions To Title 15; Common Sense Exemption; and (2) Adopt by Title Only, and Waive Further Reading of Ordinance 990-2024 Amending Chapter 15.06 of the Fort Bragg Municipal Code to Require Sprinkler Installation in Buildings with Building Permits with a Cumulative Valuation of \$120,000 or More, Over a Three-Year Period; Common Sense Exemption.

Attachments: [Ord 994 Update to 2022 CA Building Code](#)
[Ord 990 Fire Sprinkler Revision](#)

- 5B. [24-699](#)** Adopt by Title Only, and Waive Further Reading of Ordinance 988-2024 Amending Chapter 18.42.165 - Restaurants of Division 18 of the Fort Bragg Municipal Code to Establish Regulations and Standards for Outdoor Dining.

Attachments: [ORD 988 Outdoor Dining Revision 4-9-2024](#)

- 5C. [24-700](#)** Adopt by Title Only, and Waive Further Reading of, Ordinance 989-2024 Amending Chapter 18.71.090 - Planned Development Permit of Division 18 of the Fort Bragg Municipal Code to Allow Planned Unit Development Permits on Parcels of One Acre or More, Subject to Previously Approved Mitigated Negative Declaration.

Attachments: [ORD 989 PUD](#)

- 5D. [24-701](#)** Adopt by Title Only, and Waive Further Reading of Ordinance 991-2024, Amending Division 18 of the Fort Bragg Municipal Code and Parking Standards Established for the Central Business District- Categorically Exempt from CEQA.

Attachments: [Ordinance 991 Parking Standards](#)

- 5E. [24-722](#)** Adopt City Council Resolution Identifying Priority Projects for Funding by SB 1 Road Maintenance and Rehabilitation Account for the 2024-2025 Fiscal Year

Attachments: [RESO FY 2024-25 LSR Project List](#)

- 5F. [24-724](#)** Approve Purchase Order for Gym Equipment and Free Weights for the CV Starr Center from Opti-Fit Fitness Solutions

Attachments: [Opti-Fit Gym Equipment](#)

- 5G. [24-739](#) Adopt City Council Resolution Amending the Water Capacity Fees; Categorical Exemption
Attachments: [RESO Water Capacity Fees Update](#)
[Exhibit A Water Capacity Fees](#)
- 5H. [24-723](#) Adopt City Council Resolution to Oppose Initiative No. 21-0042A1, The Taxpayer Protection and Government Accountability Act
Attachments: [Staff Report](#)
[Resolution](#)
[Att. 2 - Letter Opposing Initiative No. 21-0042A1](#)
- 5I. [24-725](#) Receive and File Minutes of the January 30, 2024 Community Development Committee Meeting
Attachments: [01302024 CDC Minutes](#)
- 5J. [24-726](#) Receive and File Minutes of the March 26, 2024 Community Development Committee Meeting
Attachments: [03262024 CDC Minutes](#)
- 5K. [24-734](#) Approve Minutes of April 22, 2024
Attachments: [CC2024-04-22 City Council](#)
- 5L. [24-735](#) Approve Minutes of Special Closed Session of April 29, 2024
Attachments: [CC2024-04-29 Special Closed Session](#)

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. [24-702](#) Conduct Public Hearing and (1) Introduce, by Title Only, and Waive Further Reading of Ordinance xxx-2024 Amending Chapter 18.42.175 - "Tiny Homes", of Division 18 of the Fort Bragg Municipal Code to Modify Regulations and Standards for Tiny Homes; Subject to Previously Approved MND; and (2) Adopt a Resolution xxx-2024 approving a Local Coastal Plan Amendment Application (LCP 4-23) to the Coastal Commission to Amend Chapter 17.42.175 - "Tiny Homes", of Division 17 of the Fort Bragg Municipal Code, to Modify Regulations and Standards for Tiny Homes; Categorical Exemption.

Attachments: [Tiny Homes Staff Report 5-13-2024](#)
[Attachment 1 - CC Tiny Home Ordinance ILUDC 5-13-2024](#)
[Attachment 2 - CC LCP Reso Tiny Homes CLUDC 5-13-2024](#)
[Attachment 3 - PC Reso Tiny Home ILUDC 4-10-2024](#)
[Attachment 4 - PC Reso Tiny Home CLUDC 4-10-2024](#)
[Attachment 5 - Tiny Home Consistency Analysis 10-31-2023](#)
[Attachment 6 - Track Changes New Compared with Existing Ordinance](#)
[Attachment 7 - Appendix Q of the UBC - Tiny Houses](#)
[05132024 Public Hearing Notice Tiny Homes](#)

- 7B. [24-704](#) Conduct Public Hearing and (1) Introduce, by Title Only, and Waive Further Reading of Ordinance xxx-2024 Amending Chapter 18.42.110 "Mobile Home Parks" of Division 18 of the Fort Bragg Municipal Code and Replace it with Chapter 18.42.110 "Tiny Home & Manufactured Home Communities" to Establish Standards for Tiny Home Communities; and (2) Adopt Resolution xxx-2024 approving a Local Coastal Plan Amendment Application (LCP 5-23) to the Coastal Commission to Amend Chapter 17.42.110 "Mobile Home Parks" of Division 17 of the Fort Bragg Municipal Code and Replace it with Chapter 17.42.110 "Tiny Home & Manufactured Home Communities" to Establish Standards for Tiny Home Communities

Attachments: [Tiny Home Communities Staff Report 5-13-2024](#)
[Attachment 1 - Tiny Home Community Ordinance ILUDC 5-13-2024](#)
[Attachment 2 - Tiny Home Community LCP Resolution CLUDC 5-13-2024](#)
[Attachment 3 - PC Recommend Tiny Home Community Reso CLUDC 4-10-2024](#)
[Attachment 4 - PC Recommend Tiny Home Community Reso ILUDC 4-10-2024](#)
[Attachment 5 - Consistency Analysis 10-31-2023](#)
[Attachment 6 - Photo Illustrations](#)
[05132024 Public Hearing Notice Tiny Home Communities](#)

- 7C. [24-730](#) Receive Report and Conduct Public Hearing for Disclosure of Accomplishments and Closeout of Activities Funded by Community Development Block Grant (CDBG) 20-CDBG-12043

Attachments: [05132024 Report 20-CDBG-12043](#)
[05132024 PH Notice Closeout CE english](#)
[05132024 PH Notice Closeout CE spanish](#)
[05132024 CE Closeout Presentation](#)

8. CONDUCT OF BUSINESS

- 8A. [24-731](#) Receive Report and Provide Direction Regarding Potential Application for Funding from Permanent Local Housing Allocation (PLHA) Program 2023 Non-Entitlement Local Government Competitive Notice of Funding Availability (NOFA)

Attachments: [05132024 Report PLHA App Direction](#)
[plha-competitive-nofa-2023-final](#)
[05132024 CPLHA Presentation](#)

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., TUESDAY, MAY 28, 2024**

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 8, 2024.

Diana Sanchez
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).