



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, February 24, 2014

6:00 PM

Town Hall, 363 N. Main Street

MEETING CALLED TO ORDER

The Fort Bragg City Council meets concurrently as the Fort Bragg Municipal Improvement District No. 1 and the Fort Bragg Redevelopment Successor Agency.

PLEDGE OF ALLEGIANCE

ROLL CALL

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

- A. [14-034](#) Recognition of City Clerk Cindy VanWormer for 25 Years of Service to the City of Fort Bragg
- B. [14-048](#) Presentation of Proclamation Recognizing Gabriel Hernandez as Soccer Player of the Year and Danny Arreguin as Soccer Coach of the Year from the All-Empire Small School Boys Soccer League

Attachments: [01-2014 Gabriel Hernandez Danny Arriguin Proclamation](#)

2. STAFF COMMENTS

3. MATTERS FROM COUNCILMEMBERS

4. 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.

5. CONDUCT OF BUSINESS

- A. [14-025](#) Receive Presentation by Moss, Levy & Hartzheim on the Comprehensive Annual Financial Report (CAFR) for the Year Ended June 30, 2013, for the City of Fort Bragg and Fort Bragg Municipal Improvement District No. 1 and Consider Accepting the CAFR as Presented

Attachments: [02242014 Audit Presentation](#)

[Attachment 1 - City of Fort Bragg CAFR 2013 FINAL](#)

[Attachment 2 - Fort Bragg MID 2013 2nd DRAFT 2-21-14](#)

[Attachment 3 - Fort Bragg Management Report 2013 FINAL 2-17-14](#)

- B. [14-023](#) Receive Report and Consider Adoption of City Council Resolution (1) Upholding an Appeal by Walnut Main Group of the Planning Commission's December 18, 2013 Decision to Deny Permits for Conversion of Existing Office Building to Retail Use/Dollar Tree (CDP 5-2013, DR 5-2013, UP 4-2013, and LLA 1-2013); (2) Adopting Mitigated Negative Declaration; and (3) Approving CDP 5-2013, DR 5-2013, UP 4-2013, and LLA 1-2013 (825 and 845 South Franklin Street)

Attachments: [02242014 Appeal of PC Denial of Dollar Tree](#)

[Attachment 1 - RESO Dollar Tree Overturn of PC Denial 2014-02-21 edit #2](#)

[Attachment 2 - Mitigated Negative Declaration](#)

[Late Attachment 1 - Fort Bragg City Council Ltr](#)

[Late Attachment 2 -Title Report](#)

- C. [14-036](#) Receive Report and Provide Direction to Staff Regarding 2014 Community Development Block Grant Super-NOFA Grant Application

Attachments: [02242014 CDBG SuperNOFA Applic Direction](#)

[Attachment 1 - CDBG NOFA Funds-Activ Limits Chart.pdf](#)

- D. [14-033](#) Receive Update Regarding Main Street Merge Lane Relocation Project and Provide Direction to Staff

Attachments: [02242014 Main Street Merge](#)

[Attachment 1 - Main St Merge Layout Shts](#)

6. PUBLIC COMMENTS ON NON-AGENDA, CONSENT CALENDAR & CLOSED SESSION ITEMS

MANNER OF ADDRESSING THE CITY COUNCIL: Any member of the public desiring to address the City Council shall proceed to the podium and wait to be recognized by the Presiding Officer. All remarks and questions shall be addressed to the Mayor or acting Mayor and not to any individual Councilmember, staff member or other person. No person shall enter into any discussion without being recognized by the Mayor or acting Mayor.

TIME LIMITATION: 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 but not limited to, the number of persons wishing to speak on a particular topic or at a particular meeting, 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: Pursuant to the Brown Act the Council cannot discuss issues or take action on any requests during this comment period.

7. 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

- A. [14-054](#) Approve Letter of Opposition to House Resolution (HR) 29 (Gomez):
Pledges Affecting Future Legislation

Attachments: [02242014 Opposition of HR 29](#)

- B. [14-030](#) Approve Minutes of February 10, 2014

Attachments: [CCM2014-02-10](#)

8. CLOSED SESSION

- A. [14-055](#) **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION,**
Pursuant to California Government Code Section 54956.9(a):
Georgia-Pacific LLC v. OfficeMax Incorporated and Boise Cascade,
LLC, and related cross-claims; U.S. District Court, Northern District of
California, Case No. 12-02797-RS

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, MARCH 10, 2014

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 February 20, 2014.

Cynthia M. VanWormer, 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 in the lobby of City Hall at 416 N. Franklin Street during normal business hours.*
- *Such documents are also available on the City of Fort Bragg's website at <http://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.

The Council Chamber is equipped with a Recoton Wireless Stereo Headphone unit for use by the hearing impaired. The unit operates in conjunction with the Chamber's sound system. You may request the Recoton Wireless Stereo Headphone unit from the City Clerk for personal use during the Council meetings. This notice is in compliance with the Americans with Disabilities Act (28 CFR, 35.102-35.104 ADA Title II).