



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*

Tuesday, October 11, 2016

6:00 PM

Town Hall, 363 N. Main Street

MEETING CALLED TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

- 1A. [16-405](#) Introduction of Fort Bragg Police Department's New Police Canine,
Takoda
- 1B. [16-418](#) Receive Demonstration from Finance Technician Jenny Hanzlik
Showing How to Use the City's Website to Review Up to 10 Years of
Past Water Usage Data for a Customer Account

2. STAFF COMMENTS

3. MATTERS FROM COUNCILMEMBERS

4A. PUBLIC COMMENTS ON NON-AGENDA, CONSENT CALENDAR & CLOSED SESSION ITEMS (30 Minutes)

MANNER OF ADDRESSING THE CITY COUNCIL: Any member of the public desiring to address the City Council shall submit a "Speaker Card" to the City Clerk and proceed to the podium after being recognized by the Presiding Officer. Speakers will be called up in the order the Speaker Cards are received. All remarks and questions shall be addressed to the City Council and no discussion or action shall be taken on any requests, in accordance with Brown Act Requirements. No person shall enter into any discussion without being recognized by the Mayor or acting Mayor.

IF AGENDA PERMITS: A maximum of thirty (30) minutes shall be allotted to receiving public comments at the initial public comment period and, if necessary, an additional 30 minutes shall be allotted to public comments prior to action on the Consent Calendar. 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.

5. 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.

6. CONDUCT OF BUSINESS

- 6A. [16-407](#)** Receive Annual Report from Mendocino Coast Humane Society Executive Director Chuck Tourtillott Regarding Animal Shelter Operations

Attachments: [10112016 Oral Report MC Humane Society Annual Report](#)
[MCHS City Council Presentation](#)

- 6B. [16-410](#)** Receive Report and Consider Adoption of City Council Resolution Endorsing Measures AA and AB to Increase Fort Bragg's Transient Occupancy Tax

Attachments: [10112016 Resolution in Support of Measures AA and AB -TOT Increase](#)
[Attachment 1 - RESO Endorsing Measure AA and AB](#)
[Attachment 2 - Ballot Measures and Argument in Support of Measure AA](#)

- 6C. [16-411](#)** Receive Report Regarding Possible Modifications to the Order of City Council Agendas and Provide Direction to Staff

Attachments: [10112016 Agenda Order Staff Report](#)
[Attachment 1 - RESO 3556-2012](#)
[Public Comments](#)

- 6D. [16-406](#) Receive Report Regarding Draft Ordinance to Modify Chapter 6.14 [Licensing of Tobacco Sellers] and Chapter 6.18 [Smoking Pollution Control and Health Protection Regulations] of the Fort Bragg Municipal Code and Provide Direction to Staff

Attachments: [10112016 Tobacco Ordinance Staff Report](#)
[Attachment 1 - Draft ORD#926 Tobacco Ordinance](#)
[Attachment 2 - TERO Position on E-Cig Use](#)
[Attachment 3 - Retailer Letter New Tobacco Laws 6-6-16](#)

- 6E. [16-385](#) Receive Report and Provide Direction to Staff Regarding Proposed Amendments to Article 2 and Article 10 of the Fort Bragg Municipal Code Title 18, Inland Land Use and Development Code (ILUDC)

Attachments: [10112016 Inland Land Use and Development Code Update](#)
[Attachment 1 - ILUDC Article 2 - 2016](#)
[Attachment 2 - ILUDC Article 10 - 2016](#)
[Attachment 3 - Zoning Map](#)
[Attachment 4 - Correspondence Received](#)
[Attachment 5 - Disability Rights California Letter re: ADA](#)
[Public Comment](#)

4B. PUBLIC COMMENTS ON NON-AGENDA, CONSENT CALENDAR & CLOSED SESSION ITEMS (30 Minutes, If Necessary)

See 4A. above.

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

- 7A. [16-414](#) Adopt City Council Resolution Modifying Authorized Positions in FY 2016/17 Budget to Remove Water Projects Coordinator Position and Add Associate City Engineer Position

Attachments: [RESO Authorizing Hiring Associate City Engineer](#)

- 7B. [16-408](#) Adopt by Title Only and Waive Reading of Ordinance No. 925-2016 Authorizing the Implementation of a Community Choice Aggregation Program

Attachments: [ORD#925 Sonoma Clean Power Ordinance 2016-09-26](#)

- 7C. [16-399](#) Approve Minutes of Special Meeting of September 12, 2016

Attachments: [CCM2016-09-12 Special](#)

- 7D. [16-415](#) Approve Minutes of September 12, 2016

Attachments: [CCM2016-09-12](#)

- 7E. [16-401](#) Approve Minutes of Special Meeting of September 19, 2016

Attachments: [CCM2016-09-19_Special](#)

- 7F. [16-404](#) Approve Minutes of September 26, 2016

Attachments: [CCM2016-09-26](#)

8. CLOSED SESSION

- A. [16-417](#) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION; Initiation of litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9; Number of potential cases: One (1)

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, OCTOBER 24, 2016

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 6, 2016.

Brenda Jourdain, Administrative Assistant

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.*

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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 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 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).