



# City of Fort Bragg

416 N Franklin Street  
Fort Bragg, CA 95437  
Phone: (707) 961-2823  
Fax: (707) 961-2802

## 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, January 28, 2019

6:00 PM

Town Hall, 363 N. Main Street

---

### CALL TO ORDER

### PLEDGE OF ALLEGIANCE

### ROLL CALL

### AGENDA REVIEW

#### **1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS**

- 1A. [19-052](#) Receive Presentation from Doug Nunn on Climate Change and Sea Level Rise

**Attachments:** [Climate Reality Project Handout](#)

- 1B. [19-050](#) City Councilmember Appointment to the Election System Review Committee

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

*MANNER OF ADDRESSING THE CITY COUNCIL: Any member of the public desiring to address the City Council may 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. Those who have not filled out a Speaker Card will be given an opportunity to speak after all those who have filled out Speaker Cards have spoken. 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. Written comments may be submitted to the City Clerk, 416 N. Franklin Street, Fort Bragg, CA 95437, or emailed to [cityclerk@fortbragg.com](mailto:cityclerk@fortbragg.com).*

*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.*

### **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.** [19-044](#) Adopt City Council Resolution Approving Addition of Section 4.8 and 4.9 to the City of Fort Bragg Personnel Rules and Regulations

**Attachments:** [RESO Police Department Bonuses](#)  
[Exhibit A: PD Signing and Recruitment Bonuses](#)

- 5B.** [19-037](#) Approve Minutes of January 14, 2019

**Attachments:** [CCM2019-01-14](#)

### **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.** [19-043](#) Receive Report, Conduct Public Hearing and Consider Adoption of the Following:
1. City Council Resolution Adopting Updated Fees for Various Planning and Development Services
  2. City Council and Improvement District Resolution Adopting Updated Fees for Miscellaneous City/District Services
  3. City Council Resolution Extending the Waiver of the Parking-In-Lieu Fees for Changes in Use in the Downtown Business District

- Attachments:** [01282019 Fee Schedule Update](#)  
[Att 1: 2017-2018-2019 Fee Increase Comparison Schedule](#)  
[Att 2: RESO Planning & Develop Fees Schedule](#)  
[Exhibit A Reso Planning Fees](#)  
[Att 3: RESO Miscellaneous Fees Schedule](#)  
[Exhibit A Reso Miscellaneous Fees](#)  
[Att 4: RESO Parking in Lieu Fee Waiver](#)  
[Att 5: Survey of California Cities Fees](#)  
[Att 6: Public Hearing Notice](#)  
[Att 7: Public Comment](#)

## **8. CONDUCT OF BUSINESS**

- 8A.** [19-049](#) Receive Report and Consider Adoption of City Council Resolution Approving Waste Management Revised Residential, Commercial and Multifamily, and Rolloff Rate Changes

- Attachments:** [01282019 Waste Management Fee Increase](#)  
[Att 1: RESO Waste Management Fee Adjustment](#)  
[Att 2: Exhibit A: Disposal Rate Increases](#)  
[Att 3: Franchise Agreement](#)

- 8B.** [19-031](#) Receive Report and Consider Adoption of City Council Resolution Approving Amendment No. 6 to the Franchise Agreement with Waste Management

- Attachments:** [01282019 WM Amendment No. 6](#)  
[Att 1: RESO WM Amendment No. 6](#)  
[Att 2: Amendment No. 6 to Franchise Agreement](#)  
[Att 3: WM Requested Rates Sheet](#)  
[Att 4: Smart Truck FAQs](#)

- 8C.** [19-013](#) Receive Report and Consider Adoption of City Resolution Approving Amendment No. 1 to the Agreement Between the City of Fort Bragg and Cold Creek Compost, Inc. for Composting Services

- Attachments:** [01282019 Cold Creek Contract](#)  
[Att 1: RESO Cold Creek Amendment 1](#)  
[Att 2: Cold Creek Amendment 1](#)  
[Att 3: Cold Creek Agreement](#)  
[Att 4: Letter Addressed to Tom Varga](#)

- 8D.** [19-039](#) Receive Presentation From JJACPA, INC. and Finance Director Victor Damiani on the Comprehensive Annual Financial Report (CAFR) for the Year Ended June 30, 2018 for the City of Fort Bragg and Consider

Accepting the CAFR as Presented

**Attachments:** [01282019 CAFR Staff Report](#)

[Att1: City of Fort Bragg CAFR 17-18 Final](#)

[Att 2: Auditor's Communication Letter](#)

[Att 3: Representation Letter](#)

[Att 4: Municipal Improvement District No. 1 Financial Statements](#)

[Att 5: Federal Single Audit](#)

**8E. [19-007](#)**

Receive Report and Finance and Administration Committee Recommendation and Consider Adoption of City Council Resolution to Authorize City Manager to Execute Agreement with Avenu Insights and Analytics (a/k/a Muni Services) to Conduct a Transient Occupancy Tax (TOT ) Audit, Amount Not To Exceed \$30,400 and Approving Budget Amendment No. 2019-05 for Fiscal Year 2018/19 to Reallocate \$30,400 from Measure AA/AB Tax Collections to Account 110-4150-0312

**Attachments:** [01282019 TOT Audit Staff Report](#)

[Att 1: RESO TOT Budget Amendment](#)

[Att 2: Muni Services Proposal](#)

[Att 3: Hdl Proposal](#)

[Att 4: Proposed contract Avenu Insights and Analytics \(aka Muni Services\)](#)

**8F. [19-040](#)**

Receive FY 2018-19 First Quarter Financial Report

**Attachments:** [01282019 Q1 Financial Results Staff Report](#)

[Att 1: FY 2018-19 First Quarter Financial Report](#)

**8G. [19-010](#)**

Receive Report and Consider Introducing by Title Only and Waiving the First Reading of Ordinance No. 944-2019 Adding Section 9.40.030 to Chapter 9.40 Public Drunkenness of Title 9 (Public Peace, Safety and Morals) of the Fort Bragg Municipal Code to Prohibit Possession of Open Containers in Public Places

**Attachments:** [01282019 Public Drunkenness Code Update](#)

[Att 1: ORD #944-2019 Public Drunkenness](#)

[Public Comment](#)

## **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., MONDAY, FEBRUARY 11, 2019**

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 January 23, 2019.

\_\_\_\_\_  
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.*

**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 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).*