



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
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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, January 13, 2020

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. [20-562](#) Introduction of Mendocino County Sheriff Matt Kendall

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.

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. [19-540](#) Adopt Resolution of the Fort Bragg Redevelopment Successor Agency Approving Recognized Obligation Payment Schedule (ROPS) 20-21 (FY 20/21; July 1, 2020 - June 30, 2021) Pursuant to Health and Safety Code Section 34177(l)

Attachments: [RS RESO2020- ROPS 20-21](#)
[EX A - COFB ROPS 20-21](#)

- 5B. [19-541](#) Receive Municipal Improvement District No. 1 Basic Financial Statements for the Fiscal Year ended June 30, 2019

Attachments: [MID Final 12.16.19](#)

- 5C. [19-542](#) Receive C.V. Starr Center Basic Financial Statements for the Fiscal Year Ended June 30, 2019

Attachments: [CV Starr Financial Statements 2019](#)

- 5D. [19-543](#) Adopt City Council Resolution Adopting Regulations for Candidates for Elective Office Pertaining to Candidate Statements Submitted to the Voters at an Election

Attachments: [RESO Candidate Statement Policy](#)

- 5E. [19-544](#) Adopt by Title Only and Waive the Second Reading of Ordinance No. 957-2019 Repealing and Replacing Chapter 15.06 (Automatic Fire Sprinkler and Alarm Systems) of Title 15 (Buildings and Construction) of the Fort Bragg Municipal Code

Attachments: [ORD#957 Sprinkler Update to 2019 CA Code](#)

- 5F. [20-552](#) Adopt Resolution Extending the Temporary Waiver of the Parking In-Lieu Fee for Changes of Use in the Central Business District

Attachments: [RESO Parking in Lieu Fee Waiver](#)

- 5G. [20-547](#) Approve Minutes of December 9, 2019

Attachments: [CCM2019-12-09](#)

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. [19-501](#) Receive Report, Conduct Public Hearing and Consider Appeal of Planning Commission Decision by Mitch Bramlitt Regarding Denial of Coastal Development Permit 9-18 (CDP 9-18), Design Review 3-18 (DR 3-18), Minor Subdivision 1-18 (DIV 1-18) for a Proposed AutoZone Retail Store at 1151 S Main Street (APN 018-440-58)

Attachments: [20200113 Staff Report - AutoZone Appeal](#)

[Att 1 - Appeal Letter](#)

[Att 2 - Planning Commission Staff Report](#)

[Att 3 - Resolution PC08-2019](#)

[Att 4 - Written and Oral Comments Received](#)

[Att 5 - MND with attachments](#)

[Att 6 - PH Notice - AutoZone Appeal](#)

[Att 7 - AutoZone - Fort Bragg MarketStudy 1.9.20](#)

- 7B. [19-545](#) Receive Report, Conduct Public Hearing, and Consider Adopting by Title Only and Waiving the Second Reading of Ordinance No. 956-2019 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

Attachments: [01132020 Construction Code Public Hearing](#)

[Att 1 - ORD#956 Update to 2019 CA Building Codes](#)

[Att 2 - PH Notice ORD 956-2019](#)

8. CONDUCT OF BUSINESS

- 8A. [20-546](#) Receive Report and Consider Adoption of City Council Resolution Approving Water Department Shutoff Policy in Compliance with Senate Bill 998

Attachments: [2020-01-13 Water Department Shutoff Policy Staff Report](#)

[Att 1 - RESO Water Department Shutoff Policy](#)

[Att 2 - Draft Shutoff Policy \(RESO Ex. A\)](#)

[Att 3 - SB998 Full Text](#)

- 8B. [20-548](#) Receive Report and Consider Introducing by Title Only and Waiving the First Reading of Ordinance No. 958-2020 Repealing and Replacing Chapter 14.04 (Water Department and Regulations) of Title 14 (Water and Sewers) of the Fort Bragg Municipal Code to Remove Water Department Shut-Off Requirements in Preparation for Implementation of Senate Bill 998

Attachments: [01132020 Ordinance 958 Staff Report](#)

[Att 1 - ORD#958 SB 998 Implementation](#)

- 8C. [20-550](#) Receive Fiscal Year 2019-20 First Quarter Financial Report

Attachments: [Q1 Financial Results Staff Report](#)
[Q1 Financial Results FY 19-20](#)

8D. [20-558](#) Receive Report and Consider Adoption of City Council Resolution Approving Execution of a Service Agreement between Fort Bragg and the County of Mendocino Relating to Administration and Distribution of Homeless Emergency Aid Program (HEAP) Funds Allocated Through the Mendocino County Homeless Services Continuum of Care (MCHSCoC)

Attachments: [01132020 HEAP Contract](#)
[Att. 1 - Resolution](#)
[Att. 2 - Contract](#)

8E. [20-586](#) Receive Report and Consider Approval of Letter of Support for Microgrid in the City of Fort Bragg [Non-agendized item added on January 13, 2020 pursuant to Government Code Section 54954.2(b)(2) and unanimously approved by Council]

Attachments: [Microgrid support letter](#)

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, JANUARY 27, 2020.**

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 6, 2020.

 June Lemos, CMC, 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 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).