



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, May 10, 2021

6:00 PM

Town Hall, 363 N. Main Street

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

PLEASE TAKE NOTICE

Tonight's City Council meeting is presented in a hybrid format, both in-person at Town Hall and virtually via Zoom. The Governor's Executive Orders N-25-20 and N-29-20 suspend certain requirements of the Brown Act, and City Councilmembers and staff may choose to participate in person or by video conference.

The meeting will be live-streamed on the City's website at <https://city.fortbragg.com/> and on Channel 3. Public comments regarding matters on the agenda may be made in person at Town Hall or by joining the Zoom video conference and using the Raise Hand feature when the Mayor or Acting Mayor calls for public comment. Any written public comments received after agenda publication will be forwarded to the Councilmembers as soon as possible after receipt. All comments on agenda matters will become a permanent part of the agenda packet on the day after the meeting or as soon thereafter as possible. Public comments may be submitted to City Clerk June Lemos at jlemos@fortbragg.com.

ZOOM WEBINAR INVITATION

*You are invited to a Zoom webinar.
When: May 10, 2021 06:00 PM Pacific Time (US and Canada)
Topic: City Council Meeting*

Please click the link below to join the webinar:

<https://zoom.us/j/94257520821>

Or Telephone:

Dial (for higher quality, dial a number based on your current location): US: +1 669 900 9128

Webinar ID: 942 5752 0821

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.

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

- 1A. [21-159](#) Presentation by Tim Karas, Ed.D, President/Superintendent of Mendocino-Lake Community College District

Attachments: [Mendocion College PPT](#)

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

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.

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. [21-209](#) Amend City Council Resolution 4365-2021 Approving a Professional Services Agreement with Parker Lucas & Associates DBA Community Development Services for Community Development Block Grant (CDBG) Funded Business Loan Services and Authorizing City Manager to Execute Same (Amount Not to Exceed \$105,774; Account No. 331-5035-0630)

Attachments: [RESO 4365-2021 \(as amended\)](#)
[RESO 4365-2021 \(as adopted\)](#)
[Community Development Services Contract](#)
[E&O Insurance Quote](#)

- 5B. [21-129](#) Adopt City Council Resolution Approving Parcel Map for Minor Division 1-20 (DIV 1-20); Carlos and Heather Franco (owner/applicant); Minor Subdivision of a 22,989 Square Foot Parcel Into Three Parcels of 7,515, 7,793, and 7,681 Square Feet and Accepting the 10 Foot Wide Public

Utility Easement as Shown on the Parcel Map

Attachments: [RESO Approve DIV 1-20](#)
[Parcel Map DIV 1-20](#)
[Easement and Maintenance Agreement](#)

- 5C. [21-183](#) Adopt City Council Resolution Authorizing the City Manager to Execute the Acceptance of an Offer of a 15-foot wide Public Right of Way dedication for South Sanderson Way from Robert L. Habekoss and Rosemary E. Habekoss

Attachments: [RESO Habekoss Right of Way](#)

- 5D. [21-208](#) Adopt City Council Resolution Approving an Increase in Compensation for Seasonal/Temporary Classifications and the Police Services Transporter Classification

Attachments: [RESO Approve Temp-Seasonal Classifications Wage Increase](#)

- 5E. [21-210](#) Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg

Attachments: [RESO Declaring Continuing Local Emergency](#)

- 5F. [21-213](#) Adopt City Council Resolution Cancelling the Regularly Scheduled City Council Meeting of August 23, 2021 to Accommodate Summer Vacation Schedules

Attachments: [RESO Cancelling August 23 Council Meeting](#)

- 5G. [21-206](#) Receive and File Minutes of the March 17, 2021 Special Public Safety Committee Meeting

Attachments: [PSCM Special 2021-03-17.pdf](#)

- 5H. [21-212](#) Approve Minutes of April 26, 2021

Attachments: [CCM2021-04-26](#)

- 5I. [21-218](#) Approve Minutes of Special Closed Session of April 30, 2021

Attachments: [CCM2021-04-30_Closed](#)

- 5J. [21-219](#) Approve Minutes of Special Meeting of May 3, 2021

Attachments: [CCM2021-05-03_Special](#)

- 5K. [21-223](#) Approve Minutes of Special Closed Session of May 4, 2021

Attachments: [CCM2021-05-04_Closed](#)

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.

8. CONDUCT OF BUSINESS

- 8A. [21-220](#)** Receive Report and Consider Introducing by Title Only and Waiving the First Reading of Ordinance 966-2021 Amending Chapter 9.30 (Cannabis Businesses) of Title 9 (Public Peace, Safety and Morals) of the Fort Bragg Municipal Code

Attachments: [05102021 Ordinance Amending Chapter 9.30](#)
[ATT 1- Proposed Ordinance on Cannabis Cultivation](#)
[Public Comment 8A](#)

- 8B. [21-217](#)** Receive Report and Consider Two Requests for a Waiver of the Fee to Appeal a Planning Commission Decision to the City Council

Attachments: [05102021 Appeal Fee Waiver](#)
[Att. 1 - Ferris Request](#)
[Public Comment 8B](#)

- 8C. [21-216](#)** Receive Report and Consider Adoption of Municipal Improvement District Resolution Approving Budget Amendment No. 2021-10 Adjusting Selected Expenditure and Revenue Budgets

Attachments: [05102021 Biosolids Dryer Staff Report](#)
[Att. 1 Resolution](#)
[Att. 2 Exhibit A Budget Amendments](#)
[Att. 3 Dryer Proposals](#)
[Att. 4 Sodium Hypochlorite quote](#)

- 8D. [21-225](#)** Receive Report and Consider Adoption of City Council Resolution Recommending and Encouraging Voluntary Implementation of Stage 1 Water Conservation Measures in Fort Bragg

Attachments: [05102021 Stage 1 Water Conservation Measures](#)
[Att 1 - RESO Voluntary Stage 1 Water Conservation](#)
[Att 2 - NoyoFlows](#)
[Public Comment 8D](#)

- 8E. [21-222](#)** City Council Report on Actions Following Adoption of Interim Urgency Ordinance Placing a 45-day Moratorium on the Approval of Applications and Permits for Formula Businesses in the Inland Zoning Area

Attachments: [05102021 Moratorium Council Report](#)
[Att 1 - Council Moratorium Report](#)

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, MAY 24, 2021**

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 6, 2021.

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 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).