



City of Fort Bragg

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

Meeting Minutes 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, March 12, 2018

6:00 PM

Town Hall, 363 N. Main Street

AMENDED

CALL TO ORDER

Mayor Peters called the meeting to order at 6:00 PM.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: 5 - Mayor Lindy Peters, Vice Mayor Will Lee, Councilmember Michael Cimolino, Councilmember Bernie Norvell and Councilmember Dave Turner

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

1A. [18-073](#) Conduct Ceremonial Oath of Office for City Manager, Tabatha Miller

Mayor Peters introduced and conducted a ceremonial Oath of Office for the new City Manager, Tabatha Miller. City Manager Miller expressed gratitude and enthusiasm for being chosen to serve as the City Manager for the City of Fort Bragg.

1B. [18-078](#) Appoint Ad Hoc Committee to Investigate, Review and Consider Making Recommendation to City Council Regarding Potential New Revenue Sources for the City of Fort Bragg

Mayor Peters announced the appointment of a new ad hoc committee to discuss potential new revenue sources for the City and offer recommendations to Council. The committee will consist of Councilmembers Cimolino and Turner.

2A. PUBLIC COMMENTS ON: (1) NON-AGENDA, (2) CONSENT CALENDAR & (3) CLOSED SESSION ITEMS (30 Minutes)

(1) Non-Agenda Items: None.

(2) Consent Calendar Items:

- Ann Rennacker, Jacob Patterson, Linda Jupiter, Rex Gressett, and Simon Smith spoke on Item 5E. All are opposed to the City doing business with Wells Fargo and requested that Council consider banking with a local credit union.

(3) Closed Session Items: None.

3. STAFF COMMENTS

City Manager Miller announced that City Hall will be closed until 10AM on Wednesday, March 14 for an all-staff meeting. Chief Lizarraga gave an update regarding recent gang activity and stated that a peaceful protest against the NRA occurred without incident. Community Development Director Jones announced that the Draft Environmental Impact Report (EIR) for the Hare Creek Center development will be made available to the public on March 22 on the City's website, in City Hall and at the local library. A community meeting on the project will take place on April 19 in Town Hall to discuss the EIR; public comment on the EIR will be taken through May 7.

4. MATTERS FROM COUNCILMEMBERS

Mayor Peters reported on a recent League of California Cities meeting which included topics of off-shore oil drilling and the State's consideration of not allowing individual cities to increase taxes. Councilmember Norvell provided an update and statistics regarding the Emergency Weather Shelter for the months of December through February. Councilmember Turner reported that Mendocino Solid Waste Management Authority is changing its name to Mendo Recycle. Mendo Recycle will begin serving the coast from Mendocino to Westport on a weekly basis to conduct large item pick-ups. All Councilmembers expressed a warm welcome to the new City Manager.

5. CONSENT CALENDAR

Mayor Peters removed Item 5E from the Consent Calendar for further discussion.

Approval of the Consent Calendar

A motion was made by Councilmember Turner, seconded by Vice Mayor Lee, to approve the Consent Calendar with the exception of Item 5E. The motion carried by the following vote:

Aye: 5 - Mayor Peters, Vice Mayor Lee, Councilmember Cimolino, Councilmember Norvell and Councilmember Turner

- 5A. [18-010](#)** Adopt City Council Resolution to Join the California Enterprise Development Authority (CEDA) as an Associate Member and to Authorize CEDA, through Figtree Financing, to Offer their Property Assessed Clean Energy (PACE) Program and Levy Assessments within the City of Fort Bragg

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4072-2018

- 5B. [18-076](#)** Adopt City Council Resolution Establishing a City of Fort Bragg Master Salary Rate Compensation Plan Confirming the Pay Rates/Ranges for All City of Fort Bragg Established Classifications

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4073-2018

- 5C. [18-077](#)** Adopt City Council Resolution Amending the FY 2017-18 Budget to Appropriate \$21,407 from the Fire Equipment Fund to Cover the City's

Share of the Purchase Cost of a New Self Contained Breathing Apparatus (SCBA) Fill Trailer (Budget Amendment #2018-17; Amount Not to Exceed 21,407; Account No. 280-4860-0619)

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4074-2018

- 5D. [18-079](#) Adopt City Council Resolution Authorizing City Manager to Execute United States Department of Agriculture Water and Waste System Grant Agreement in the Amount of \$2,254,000.00 for a Portion of the Cost of the Wastewater Treatment Plant Upgrade Project, City Project No. 2018-01

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4075-2018

- 5F. [18-069](#) Adopt Joint City Council/Improvement District/Redevelopment Successor Agency Resolution Approving First Amendment to the Professional Services Agreement with JJACPA, Inc. for Financial Auditing Services and Authorizing City Manager to Execute Same (Amount Not to Exceed \$41,750 in FY 2017/18, Split Among the Agencies)

This Resolution was adopted on the Consent Calendar.

Enactment No: RES 4077-2018 / RES ID 400-2018 / RES RS 19-2018

- 5G. [18-067](#) Accept Certificate of Completion for Wastewater Outfall Repair Project, City Project No. 2017-07, and Direct City Clerk to File Notice of Completion

This Certificate of Completion was accepted on the Consent Calendar.

- 5H. [18-068](#) Approve Minutes of February 26, 2018

These Minutes were approved on the Consent Calendar.

ITEMS REMOVED FROM CONSENT CALENDAR

- 5E. [18-081](#) Adopt City Council Resolution Approving Agreement for Banking Services with Wells Fargo and Authorizing City Manager to Execute Same

City Manager Miller and Finance Director Damiani provided background behind the recommendation to sign a one-year contract with Wells Fargo. Councilmembers asked clarifying questions and expressed an interest in exploring the local Credit Union and possibly outsourcing many services filled by Wells Fargo to a private company.

A motion was made by Councilmember Norvell, seconded by Councilmember Cimolino, that this Resolution be adopted. The motion carried by the following vote:

Aye: 5 - Mayor Peters, Vice Mayor Lee, Councilmember Cimolino, Councilmember Norvell and Councilmember Turner

Enactment No: RES 4076-2018

6. PUBLIC HEARING

- 6A. [18-075](#)** Receive Report, Conduct Public Hearing and Consider Appeal of Gabriel Quinn Maroney of Planning Commission Approval of Coastal Development Permit 11-12/17 (CDP 11-12/17) Authorizing the Demolition of Dry Shed 4

Mayor Peters opened the public hearing at 6:37 PM.

Community Development Director Jones presented the agenda summary report, noting the history of Coastal Development Permit 11-12/17 (CDP 11-12/17) and sequence of the seven recent public meetings on the topic. Council asked clarifying questions of staff before inviting the appellant to address the Council.

- Appellant Gabriel Quinn Maroney asserted the significance and relevance of Dry Shed 4 as an asset to the community, made the case that Dry Shed 4 should be protected, and requested that Council deny CDP 11-12/17.

Mayor Peters recessed the meeting at 7:52 PM; the meeting reconvened at 8:00 PM.

- George Reinhardt, Ann Rennacker, John Fletcher, Rex Gressett, Eric Dwyer, Bob Burns and Jacob Patterson spoke in support of the Maroney appeal and protection of Dry Shed 4.

Mayor Peters closed the public hearing at 8:18 PM.

Councilmembers deliberated and it became apparent that views on this matter were split.

A motion was made by Councilmember Turner, seconded by Mayor Peters, that this matter be continued and a decision withheld until all Councilmembers have an opportunity to view Dry Shed 4 in person. The motion failed by the following vote:

Aye: 2 - Mayor Peters and Councilmember Turner

No: 3 - Vice Mayor Lee, Councilmember Cimolino and Councilmember Norvell

A motion was made by Councilmember Turner, seconded by Mayor Peters, to approve the appeal of Gabriel Quinn Maroney. The motion failed by the following vote:

Aye: 2 - Mayor Peters and Councilmember Turner

No: 3 - Vice Mayor Lee, Councilmember Cimolino and Councilmember Norvell

A motion was made by Vice Mayor Lee, seconded by Councilmember Turner, that the appeal of Gabriel Quinn Maroney be denied and CDP 11-12/17 be approved with the following Special Conditions: (1) Removal of the foundation be required; and (2) Native American monitoring by the Pomo Band of Indians during all ground disturbing activities be required. The motion carried by the following vote:

Aye: 3 - Vice Mayor Lee, Councilmember Cimolino and Councilmember Norvell

No: 2 - Mayor Peters and Councilmember Turner

7. CONDUCT OF BUSINESS

2B. PUBLIC COMMENTS ON: (1) NON-AGENDA, (2) CONSENT CALENDAR & (3) CLOSED SESSION ITEMS (30 Minutes, If Necessary)

8. CLOSED SESSION

Mayor Peters recessed the meeting at 8:47 PM. The meeting reconvened to Closed Session at 8:54 PM.

8A. [18-080](#)

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION;
Anticipated Litigation Under Government Code Section 54956.9(d)(4);
Number of Potential Cases: One (1)

Mayor Peters reconvened the meeting to Open Session at 9:04 PM and reported that no reportable action was taken in Closed Session.

ADJOURNMENT

Mayor Peters adjourned the meeting at 9:04 PM.

LINDY PETERS, MAYOR

Sarah Million McCormick, Assistant Planner

IMAGED (_____)