

**CITY OF ARCATA
CITY COUNCIL MEETING**

COUNCIL CHAMBER
736 F Street, Arcata

APRIL 05, 2017
Wednesday, 6:00 PM

AGENDA

Special accommodations for the disabled who attend City meetings can be made in advance by contacting the City Clerk at 822-5953. Assistive listening devices are available.

Pursuant to Government Code section 54957.5, all writings or documents relating to any item on this agenda which have been provided to a majority of the City Council, including those received less than 72 hours prior to the City Council meeting, will be made available for public inspection in the agenda binder located on the counter in the lobby at Arcata City Hall, 736 F Street, during normal business hours, and on the City's website at www.cityofarcata.org.

PLEASE NOTE: Speakers wishing to distribute materials to the City Council at the meeting are requested to provide 10 copies to the City Clerk.

SPECIAL MEETING

5:30 p.m.

- 1. ROLL CALL**
- 2. PUBLIC COMMENT**
- 3. CLOSED SESSION**
 - A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION:
Pursuant to Government Code Section 54956.9(a) – Mercer-Fraser v City of Arcata, Case No. CV170147.**
 - B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION -
Pursuant to Government Code Section 54956.9(d)(2) - One Case.**
- 4. CLOSED SESSION REPORTS**
 - A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION:
Pursuant to Government Code Section 54956.9(a) – Mercer-Fraser v City of Arcata, Case No. CV170147.**
 - B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION -
Pursuant to Government Code Section 54956.9(d)(2) - One Case.**

5. ADJOURNMENT

REGULAR MEETING

6:00 p.m.

I. FLAG SALUTE

II. ROLL CALL

III. CEREMONIAL MATTERS

- A. Proclamation in Recognition of *Fair Housing Month*, April 2017.**
- B. Proclamation in Recognition of *The Week of the Young Child*, April 23-29, 2017.**
- C. Proclamation in Recognition of *Sexual Assault Awareness and Child Abuse Prevention Month*, April 2017.**

IV. REPORT BY COMMISSION/COMMITTEE

- A. Annual Report of the Historic Landmarks Committee.**

V. EARLY ORAL COMMUNICATIONS

This 15-minute time period is provided for people to address the Council on matters not on the agenda. At the conclusion of all oral communications the Council may respond to statements. Any request that requires Council action will be set by the Council for a future agenda or referred to staff. Speakers addressing the Council at this time may be limited to two minutes. All other Oral and Written Communications will be heard at this meeting under Agenda Item XI.

VI. N/A

VII. CONSENT CALENDAR

All matters on the Consent Calendar are considered to be routine by the City Council and are enacted in one motion. There is no separate discussion of any of these items. If discussion is required, that item is removed from the Consent Calendar and considered separately. At the end of the reading of the Consent Calendar, Council members or members of the public can request that an item be removed for separate discussion.

- A. Approve Minutes of the March 15, 2017, Regular City Council Meeting.**
- B. Bi-Weekly Report on General Warrants.**
- C. Reject Claim for Money or Damages Against the City of Arcata from Coast Seafoods Company and Refer to City Attorney.**

- D. Approve Figtree Property Assessed Clean Energy (PACE) Financing Program.**
- E. Award a Construction Contract for the 2017 Streets and Utilities Improvements Project to RAO Construction Company in the Amount of \$1,075,126; Authorize the City Engineer to Increase the Contract Amount by Up to \$53,756 (5%, for a Total of \$1,128,882) to Allow for Any Unforeseen Contingencies and Additional Work as Necessary; and Authorize the City Manager to Execute All Applicable Documents.**
- F. Approve the Purchase of Twelve Apex 1000 Motorola Portable Radios to Be Used by Patrol Officers in the Amount of \$25,597.85 from Day Wireless.**
- G. Adopt Resolution No. 167-40 Approving the Grant of Funds from the State Coastal Conservancy for the Explore the Coast--Humboldt Bay Project; and Authorize the City Manager or Her Designee to Execute All Applicable Documents.**
- H. Approve Adding Opposition to Legislation to Defund and Shut Down Planned Parenthood Health Centers to the Arcata Legislative Platform.**

VIII. ITEMS REMOVED FROM CONSENT CALENDAR

Items removed from the Consent Calendar will be heard under this section.

IX. OLD BUSINESS

A. Adopt City of Arcata 2017 Zero Waste Action Plan.

The 2016-2017 City Council Priority Projects included Goal Number 19 – Environmental Services-Community Services: *Support implementation of the Zero Waste Action Plan that includes benchmarks for reduction goals (i.e. 75% diversion by 2020) and outlines both a strategy and action steps (policies, programs, and technologies) to achieve zero waste. Continue to partner with Zero Waste Humboldt/SCRAP to support ongoing and new diversion efforts for food waste, e-waste, construction and demolition waste.*

RECOMMENDATION:

It is recommended that the Council adopt the City of Arcata 2017 Zero Waste Action Plan.

X. NEW BUSINESS

A. Review Potential Amendments to Municipal Code Section 4120 Pertaining to Hunting Within the City Limits and Provide Direction to Staff.

RECOMMENDATION:

It is recommended that the Council: review potential amendments to Municipal Code Section 4120 pertaining to hunting within the city limits and provide direction to staff.

B. Consider Actions to Protect Undocumented Residents.

In an effort to promote public health and safety, some cities have adopted policies to encourage undocumented individuals to access city services and report crimes. The rationale is that the entire community is safer as a result. Such cities sometimes call themselves “sanctuary cities.” The Arcata City Council passed Resolution #167-24 affirming our commitment to the values of the Arcata community. Incorporated into the Motion to approve Resolution 167-24 was direction to schedule time on a future agenda to discuss the specifics of Arcata being considered a Sanctuary City.

RECOMMENDATION:

It is recommended that the City Council consider actions to protect undocumented residents from targeted immigration enforcement safeguarding the civil rights, safety and dignity of all Arcata residents.

Options could include:

1. Passage of a Motion, Resolution or an Ordinance restricting the City’s including the Police Department’s cooperation with immigration enforcement which could include or not include the term Sanctuary City.
2. Providing direction to City Departments including the Police Department to develop specific policies that restrict or prohibit certain levels of immigration enforcement.
3. Consider supporting California Senate Bill 54 designed to prohibit state and local law enforcement agencies from using resources to investigate, interrogate, detain, detect, or arrest persons for immigration enforcement purposes, as specified. SB 54 does not specifically use the word Sanctuary.

C. Adopt Resolution No. 167-42, a Resolution of the City Council of the City of Arcata Approving the Private Sewer Lateral Rehabilitation Loan Program Guidelines, and Authorize Staff to Take Actions Necessary to Implement the Program.

The City’s adoption of Ordinance No. 1461 aiming to reduce inflow and infiltration into the wastewater system, and protect the water quality of local creeks, watersheds and Humboldt Bay, has led to a need for many homeowners to repair and/or replace their private sewer laterals. The City is also planning sewer mainline and public lateral repairs and replacements in areas of the City identified as particularly problematic, and would like to encourage all homeowners in these areas to perform any necessary private lateral replacements. Recognizing that the financial impact of repair work can be a burden for low-income households, and desiring to encourage all homeowners to participate in a program that will benefit the City as a whole, staff have drafted guidelines for a Private Sewer Lateral Rehabilitation Program to provide loans to assist homeowners with the cost of any necessary repair work.

RECOMMENDATION:

It is recommended that the City Council: 1) Adopt Resolution No. 167-42, a Resolution of the City Council of the City of Arcata Approving the Private Sewer Lateral Rehabilitation Loan Program Guidelines; and 2) Authorize staff to take actions necessary to implement the Program.

XI. ORAL AND WRITTEN COMMUNICATIONS

This time is provided for people to address the Council or submit written communications on matters not on the agenda. At the conclusion of all oral and written communications, the Council may respond to statements. Any request that requires Council action will be set by the Council for a future agenda or referred to staff. Speakers addressing the Council may be limited to three minutes, with a maximum of five minutes, and a time limit on the overall length of oral communications may be imposed.

XII. COUNCIL AND STAFF REPORTS

All reports shall be specifically limited to City business and shall not request or lead to action by the Council at this meeting.

XIII. DATES OF FUTURE MEETINGS

A. Special City Council Meeting - Arcata City Council Candidate Forum, Thursday, April 13, 2017, 6:00 p.m. in the Council Chamber.

XIV. CLOSED SESSION

XV. CLOSED SESSION REPORTS

XVI. ADJOURNMENT

Other than items continued or tabled to a date certain, the Council may, by majority vote, continue all matters not completed by 10:30 p.m. to the following Thursday at 6:00 p.m. in the Council Chamber. Should the Council vote to continue the meeting past 10:30 p.m., discussion on an item on the agenda that either requires or allows for public input may not begin without a unanimous vote of the City Council members present. (Closed Session items may begin later.) (Reference: Resolution No. 101-69)