

**CITY OF ARCATA
CITY COUNCIL MEETING**

COUNCIL CHAMBER
736 F Street, Arcata

JULY 27, 2020
Monday, 2:00 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.

**PUBLIC ADVISORY: THE CITY COUNCIL CHAMBER IN CITY HALL
WILL NOT BE OPEN TO THE PUBLIC**

COVID-19 NOTICE

Consistent with Executive Orders N-25-20 and N-29-20 from the Executive Department of the State of California and the Humboldt County Public Health Officer's March 19, 2020, Shelter-in-Place Order, the City Council meeting location will not be physically open to the public and City Councilmembers will be teleconferencing into the meeting via Zoom Video Communications.

How to Observe the Meeting:

To maximize public safety while still maintaining transparency and public access, members of the public can observe the meeting by visiting www.cityofarcata.org and clicking on the See Live Meetings, Agendas, and Archives button on the home page, or on the City's YouTube channel at https://www.youtube.com/channel/UCJYGp9zDPdWMGtA0BtfFX_A

How to Submit Public Comment:

Members of the public may provide public comment before and during the meeting by sending comments to the Clerk by email at pc@cityofarcata.org. Such email comments must identify the agenda item number in the subject line of the email. The comments will be read into the record, with a maximum allowance of three minutes (approximately 500 words) per individual comment, subject to the Mayor's discretion. If a comment is received after the agenda item is

heard, but before the close of the meeting, the comment will still be included as a part of the written record of the meeting but will not be read into the record during the meeting.

Americans with Disabilities Act Accommodations:

Any member of the public who needs accommodations should email the City Clerk at bdory@cityofarcata.org or by calling (707) 822-5953. The City Clerk will use their best efforts to provide reasonable accommodations to provide as much accessibility as possible while maintaining public safety.

SPECIAL MEETING

I. ROLL CALL

II. CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION Pursuant to Government Code Section 54956.9(d)(1): Lawson v. City of Arcata, et al., U.S. District Court, Northern District of California, Oakland Division, Case No. 3:18-cv-07238-YGR; Zoellner v. City of Arcata, et al., U.S. District Court, Northern District of California, San Francisco Division, Case No. 3:18:04471-EMC.**

III. CLOSED SESSION REPORTS

- A. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION Pursuant to Government Code Section 54956.9(d)(1): Lawson v. City of Arcata, et al., U.S. District Court, Northern District of California, Oakland Division, Case No. 3:18-cv-07238-YGR; Zoellner v. City of Arcata, et al., U.S. District Court, Northern District of California, San Francisco Division, Case No. 3:18:04471-EMC.**

IV. PUBLIC COMMENT

V. ADJOURNMENT

SPECIAL MEETING

Immediately after the Closed Session

- I. ROLL CALL**
- II. PUBLIC COMMENT**
- III. 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. Declare a Continuation of the Local Emergency Related to the Coronavirus Pandemic.**

California Government Code section 8630 and Title II, Chapter 6, Emergency Operations and Functions, of the City of Arcata Municipal Code, sets forth the procedures to proclaim the existence or threatened existence of a local emergency when circumstances described therein exist. On April 1, 2020, the City Council adopted a resolution confirming the existence of a local emergency caused by the Coronavirus (COVID-19). The Arcata Municipal Code Title II, Chapter 6, requires the City Council to review and affirm the continuation of the Emergency proclamation every 14 days after the initial declaration.

RECOMMENDATION:

It is recommended that the Council continue the Local Emergency related to the Coronavirus (COVID-19) pandemic and direct staff to continue to take actions as necessary to respond to the public health and safety emergency.

- IV. OLD BUSINESS**

- A. Approve Language of Rebuttal Argument in Favor of Measure A—Open Space, Parks and Trails Special Tax.**

At its July 1, 2020, regular meeting, the City Council approved language for a primary argument in favor of Measure A—Open Space, Trails and Parks Special Tax. Because an argument against Measure A was filed, the Council now has an opportunity to file a rebuttal argument in favor of Measure A. Due to time constraints, the argument is not included in the Council packet, but will be made available for review before the July 27 meeting.

RECOMMENDATION:

It is recommended that the Council review, edit and approve language for a rebuttal

argument in favor of Measure A—Open Space, Trails and Parks Special Tax for the November 3, 2020, general municipal election.

V. NEW BUSINESS

VI. DATES OF FUTURE MEETINGS

A. Special Meeting, August 10, 2020, at 12:00 p.m., via Teleconference.

VII. ADJOURNMENT



STAFF REPORT – CITY COUNCIL MEETING

July 27, 2020

TO: Honorable Mayor and City Council Members

FROM: Karen T. Diemer, City Manager

PREPARER: Karen T. Diemer, City Manager

DATE: July 22, 2020

TITLE: **Declare a Continuation of the Local Emergency Related to the Coronavirus Pandemic.**

RECOMMENDATION:

It is recommended that the Council continue the Local Emergency related to the Coronavirus (COVID-19) pandemic and direct staff to continue to take actions as necessary to respond to the public health and safety emergency.

INTRODUCTION:

California Government Code section 8630 and Title II, Chapter 6, Emergency Operations and Functions, of the City of Arcata Municipal Code, sets forth the procedures to proclaim the existence or threatened existence of a local emergency when circumstances described therein exist. On April 1, 2020, the City Council adopted a resolution confirming the existence of a local emergency caused by the Coronavirus (COVID-19). The Arcata Municipal Code Title II, Chapter 6, requires the City Council to review and affirm the continuation of the Emergency proclamation every 14 days after the initial declaration.

BACKGROUND/DISCUSSION:

The Humboldt County Health Officer's and the California Governor's Shelter in Place Order is still in place. Local testing efforts have been steadily increasing and while Humboldt County has experienced several days with no new reported cases there is still a significant threat to our community from the emergency.

The City may require additional assistance, and a formal declaration of emergency allows additional resources to flow to the City in a timely fashion. The declaration of emergency also allows needed flexibility in staffing decisions and steps needed to continue to deliver essential services and to protect the City's residents. The declaration enables the City to more effectively respond to the outbreak, and potentially obtain reimbursement for the response.

POLICY IMPLICATIONS:

This action is consistent with Arcata Municipal Code Title II, Chapter 6.

BUDGET/FISCAL IMPACT:

While there will be costs associated with City's emergency response to COVID-19, continuation of the proclamation of a Local Emergency by the City Council has no direct cost impact. However, it may enable potential external sources for reimbursement to costs associated with the City's emergency response.



STAFF REPORT – CITY COUNCIL MEETING

July 27, 2020

TO: Honorable Mayor and City Council Members

FROM: Bridget Dory, City Clerk

PREPARER: Bridget Dory, City Clerk

DATE: July 22, 2020

TITLE: **Approve Language of Rebuttal Argument in Favor of Measure A—Open Space, Parks and Trails Special Tax.**

RECOMMENDATION:

It is recommended that the Council review, edit and approve language for a rebuttal argument in favor of Measure A—Open Space, Trails and Parks Special Tax for the November 3, 2020, general municipal election.

INTRODUCTION:

At its July 1, 2020, regular meeting, the City Council approved language for a primary argument in favor of Measure A—Open Space, Trails and Parks Special Tax. Because an argument against Measure A was filed, the Council now has an opportunity to file a rebuttal argument in favor of Measure A. Due to time constraints, the argument is not included in the Council packet, but will be made available for review before the July 27 meeting.

BACKGROUND:

The City Council has authorized two ballot measures to be put forth to the voters at the November 2020 general municipal election. One ballot measure is for an open space, parks and trails special tax (Measure A) and the other is a proposal to increase the Article XXXIV limitation on government-assisted affordable housing (Measure B).

DISCUSSION:

On July 13, 2020, the City Council filed an Argument in Favor of Measure A. On July 16, 2020, an Argument against Measure A was filed. Pursuant to Elections Code section 9285, the City Council now has an opportunity to file a Rebuttal Argument in Favor of Measure A, and the authors of the Argument against Measure A may file a rebuttal argument. Rebuttal arguments are limited to 250 words and primary and rebuttal arguments will be printed in the Voter Information Guide mailed out to each registered voter within the City of Arcata. If the City Council wishes to file a Rebuttal Argument in Favor of Measure A, it should approve the language of that rebuttal argument at this meeting.

Written rebuttal arguments for or against Measure A must be submitted to the City Clerk by noon on Tuesday, July 28, 2020, at 5:00 p.m. After that date, no rebuttal arguments for or against the Measure A may be submitted.

BUDGET/FISCAL IMPACT:

None with this action. Increased costs for the election due to printing costs associated with the Voter Information Guide.