

**CITY OF ARCATA
CITY COUNCIL MEETING**

COUNCIL CHAMBER

SEPTEMBER 18, 2019

A regular meeting of the City Council of the City of Arcata was held on the above date at 6:01 p.m. with Mayor Watson presiding. Notice of this meeting was posted on September 13, 2019.

PRESENT: Watson, Winkler, Ornelas, Pereira. ABSENT: Pitino STAFF PRESENT: City Manager Diemer, City Attorney Diamond, Chief of Police Ahearn, Director of Community Development Loya, Director of Environmental Services André, Finance Director Starzhevskiy, City Clerk Dory.

FLAG SALUTE

Mayor Watson led the audience in the Pledge of Allegiance.

CEREMONIAL MATTERS

A. Certificate of Recognition Presented to Nancy Starck for Her Service on the Parks and Recreation Committee.

Mayor Watson read the Certificate of Recognition and presented it to Nancy Starck who thanked the Council for affording her the opportunity to serve her community. She thanked City staff for their long hours of work, and encouraged everyone to consider volunteering time on a City committee.

B. Certificate of Recognition Presented to Kristen Orth-Gordinier for Her Service on the Planning Commission.

Mayor Watson read the Certificate of Recognition and presented it to Kristen Orth-Gordinier for her service on the Planning Commission.

C. Proclamation Recognizing September 21, 2019, as the International Day of Peace.

Councilmember Ornelas read the proclamation and presented it to Andy Sehic and the Raging Grannies who sang a song to the tune of *When the Saints Go Marching In*. Ms. Sehic spoke about actions that could be taken toward peace. She announced the Climate Strike for Peace March would take place in Arcata on Friday, September 20, 2019, at 1:00 p.m., at the Plaza.

D. Proclamation Recognizing September 2019 as CommUnity Pride and Peace Month.

Councilmember Pereira read the proclamation and presented it to Ken Hamik, Board Member of CommUnity Pride and Peace, who announced that they had shifted their work at this time from the Plaza to the Valley West area.

E. Proclamation in Honor of North Coast Stand Down, October 3-5, 2019.

Councilmember Winkler read the proclamation and presented it to Ann Poole, President of North Coast Stand Down, who said this was the 16th year and that they served all veterans and their families. She listed some of the services that would be available on that weekend.

EARLY ORAL COMMUNICATIONS

Mayor Watson invited public comment.

Jessica appeared before the Council and inquired about the National Police Foundation's report.

Richard Koslow appeared before the Council and said he had learned that the D Street Neighborhood Center had been rented to an organization whose guest speaker, Stephen Broden, had a record of speaking out against the LGBTQ community.

Meg Stofsky appeared before the Council and inquired about the National Police Foundation's report. She requested the Council write to the Department of Justice asking them to prosecute the David Josiah Lawson homicide case. She, too, commented about Stephen Broden being a speaker at the D Street Neighborhood Center.

Kathleen Lowder appeared before the Council and expressed her concern about Stephen Broden giving a speech at the D Street community Center, and inquired about the National Police Foundation's report.

Joanne McGarry appeared before the Council and rallied for a new Arcata Peace and Justice Center. She also asked the Council to rename the Plaza the Peace Plaza.

Harriet Ann Burr appeared before the Council and commented on the importance of the North Coast Stand Down.

Mayor Watson closed Early Oral Communications.

CONSENT CALENDAR

Councilmember Winkler requested item H be removed from the Consent Calendar for further discussion.

Mayor Watson invited public comment.

Joanne McGarry requested item H be removed from the Consent Calendar for further discussion.

Mayor Watson closed the public comment period.

ON MOTION BY ORNELAS, SECONDED BY PEREIRA, AND WITH A FOUR-TO-ZERO VOICE VOTE WITH ONE ABSENCE, THE COUNCIL ADOPTED THE CONSENT CALENDAR FOR SEPTEMBER 18, 2019, WITH THE EXCEPTION OF ITEM H. CONSIDER ADOPTING RESOLUTION NO. 190-21 SUPPORTING A DECLARATION OF CLIMATE EMERGENCY. AYES: WATSON, WINKLER, ORNELAS, PEREIRA. NOES: NONE. ABSENT: PITINO. ABSTENTIONS; NONE.

- A. Approve the Minutes of the City Council Meeting of September 4, 2019.**
- B. Bi-Weekly Report on General Warrants.**
- C. Reappoint Gwelen Paliaga and Jim Zoellick to the Energy Committee for Three-Year Terms Expiring September 30, 2022.**
- D. Reappoint Jill MacDonald and Donald Tuttle to the Historic Landmarks Committee for Three-Year Terms Expiring September 30, 2022.**

- E. (1) Adopt Resolution No. 190-18, A Resolution of the City Council of the City of Arcata Establishing and Authorizing Supplemental Compensation and Benefits for Management and Confidential Employees [to Reflect Revisions and Additions]; (2) Adopt Resolution No. 190-19, A Resolution of the City Council of the City of Arcata Amending the Class and Pay Resolution—Management, Mid-Management, Confidential & Appointed Employees [to Reflect a One Percent (1.0%) Salary Increase Effective Retroactively to the Pay Period That Includes July 1, 2019].**
- F. Amend the Construction Contract for the South Jacoby Creek Wetland Enhancement and Restoration Project by \$40,000 and Authorize the City Manager to Execute All Applicable Documents.**
- G. Authorize the Mayor to Sign a Letter in Support of SB 451 Which Would Create a State Tax Incentive Program for Historic Structure Rehabilitation and Amend the Council's Legislative Platform to include Support for Historic Preservation Legislation.**
- H. Item VII-H was moved to Items Removed from Consent Calendar.**
- I. Accept a Donation in the Amount of \$796.24 from Rotary Club of Arcata Sunrise to Purchase a Bicycle Repair Station.**
- J. Authorize the City Manager to Enter into Real Property Negotiations with Humboldt State University Real Estate Holdings for All or a Portion of Assessor's Parcel No. 505-251-011 Adjacent to the Arcata Marsh and Wildlife Sanctuary.**
- K. Adopt Resolution No. 190-20, A Resolution of the City Council of the City of Arcata Approving the Disposition of City-Owned Real Property Located at 250 E Street (Assessor's Parcel No. 021-122-009).**

ITEMS REMOVED FROM CONSENT CALENDAR

- H. Consider Adopting Resolution No. 190-21 Supporting a Declaration of Climate Emergency.**

Joanne McGarry appeared before the Council and read portions of Resolution No. 190-21.

ON MOTION BY WINKLER, SECONDED BY PEREIRA, AND WITH A FOUR-TO-ZERO VOICE VOTE WITH ONE ABSENCE, THE COUNCIL ADOPTED RESOLUTION NO. 190-21, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARCATA DECLARING A CLIMATE EMERGENCY AND ENDORSING EMERGENCY MOBILIZATION EFFORTS TO RESTORE A SAFE AND STABLE CLIMATE. AYES: WATSON, WINKLER, ORNELAS, PEREIRA. NOES: NONE. ABSENT: PITINO. ABSTENTIONS: NONE.

OLD BUSINESS

- A. Receive an Update on the Old Arcata Road Improvements Project.**

Interim City Engineer Khatri gave an overview of the Old Arcata Road Rehabilitation Project to the Council. He said the total cost of the project was estimated to be \$4.1 million with 2.4 million coming from State Transportation Improvement Program funds, another possible \$841,000 from Highway Infrastructure Program funds, and the balance to come from Arcata's Measure G funds. He pointed out that in the area of Jacoby Creek Road and Old Arcata Road, there were currently approximately 79 parking stalls, and after the improvements there would be 70 stalls. He said staff

was still working on the design to try to make more parking stalls available. He also noted that half of the roundabout was in the County's right-of-way.

Mayor Watson invited public comment.

Written comments opposed to the project were received from Kiriki Silkiss-Delany, Linda Palmrose, and Friends of Bayside Corners citing their opposition to the project as planned and specifically to the roundabout.

Gordon Inkeles, a resident of Hyland Street, appeared before the Council and stated that the project was beautiful and perfect.

Greta Montagne appeared before the Council and said she was pleased to see this project moving forward. She suggested a sign be placed at the intersection of Old Arcata Road and Jacoby Creek Road saying "Welcome to Arcata." She asked about a bus stop. She expressed concerns about drainage and also asked if PG&E had been contacted about possible undergrounding of utilities.

Bob McPherson appeared before the Council and said he wanted the road to remain in its present condition. He noted that there were parking problems that had not been addressed.

Kathleen Stanton appeared before the Council and presented a letter with 37 signatures from Friends of Bayside Corners in opposition to the project. She spoke of how the roundabout would eliminate much-needed parking in front of Mistwood School. She said the proposed crosswalk in front of the Post Office would be dangerous. She called for preparation of an Environmental Impact Report and recommended a smaller roundabout.

Jude Power, a resident of Hyland Street, appeared before the Council and said she was happy with the project. She noted that parking was a problem and a solution would have to evolve over time.

Maggie Gainer, a Bayside resident, appeared before the Council and urged it to seriously consider the impact the project would have on the community of Bayside. She spoke of the narrow vision to help move vehicles which would have unintended consequences. She said this was an opportunity to achieve improved traffic safety and walkability which was good for the community. She recommended a possible sign say "Welcome to Bayside."

Robert Bronkall, Deputy Director of Public Works for the County of Humboldt, appeared before the Council and said the County had reviewed the latest set of plans, offered comments and suggestions, and was looking forward to issuing the encroachment permit and to the commencement of work.

Mayor Watson closed the public comment period.

Councilmember Pereira expressed her support for the project and cautioned against compromising the sidewalk space to make more parking.

Councilmember Winkler said this was a positive proposal. He asked two questions: 1. What was the criteria used to choose between a Mitigated Negative Declaration and an Environmental Impact Report; 2. Was it feasible to move the pedestrian crossing?

Interim City Engineer Khatri explained that crosswalks in roundabouts typically were located in the leg and drivers anticipated that. He also said the location of the sidewalk had appropriate sight distance.

City Attorney Diamond explained that the project was being analyzed under an Initial Study which would determine if a Mitigated Negative Declaration or Environmental Impact Report would be prepared. She noted that a Mitigated Negative Declaration would state that there were significant impacts from the project, but that they could be mitigated to become non-significant impacts.

Councilmember Ornelas expressed her concern about parking in the bike lanes during events. She asked about making the roundabout smaller.

Interim City Engineer Khatri replied that a smaller roundabout would encroach more on Mistwood School and the City would have to purchase property from the school which, due to the federal funding, would delay the project by about three years. Also, a smaller roundabout would not result in more parking stalls. He said there was space north of the pump station where a bus stop could be placed in the future if there was a bus route in that area. Regarding undergrounding, he said staff did meet with PG&E and the cost for undergrounding of utilities was prohibitive. He said the project included landscaping and there would be an opportunity to install a welcome sign. Also, the project included drainage improvements.

On inquiry by Mayor Watson, Interim City Engineer Khatri said the project would not generate additional traffic trips, so a full traffic study was not done. However, the consulting traffic engineers had prepared a traffic memorandum for the project.

RECESS: The Council recessed from 7:45 to 7:54 p.m.

B. Provide Direction Regarding the Mobilehome Exclusive Combining Zone.

Director of Community Development Loya explained that staff and the Planning Commission were seeking direction from the Council regarding the creation of a mobilehome park combining zone. He said that at its meeting of September 10, 2019, when it was considering the draft mobilehome park combining zone ordinance, the Planning Commission raised two issues: 1) The existing proposed ordinance did not include the Arcata Trailer Court (ATC) as property to be protected, and 2) the City should consider adopting a senior mobilehome park combining zone as well. He said the Planning Commission also asked for an explanation as to why staff was leaving the ATC out of the ordinance. He explained that the ATC was in the Arcata Gateway Corridor and it was staff's opinion that there could be a higher and better use for the property in terms of higher density housing. He relayed that the Planning Commission had questions and wanted more information, which information would take staff many months or even years to develop. He said he felt the Council's direction had been to get an ordinance adopted as soon as possible. So, he asked for clarification as to where the Council wanted staff to focus.

Mayor Watson invited public comment.

Written correspondence was received from Don Bowlus and Suzanne Catiglione, and Linda and Jan Derksen urging the Council to establish a Senior Mobilehome Park Combining Zone and include the Arcata Trailer Court in the list of properties covered by the zone.

Linda Derksen appeared before the Council and addressed the inclusion of the ATC in this ordinance. She quoted from the County of Santa Cruz's ordinance the seven-step conditional test that must be passed before approval of a park conversion. She addressed the topic of affordable housing loss in case of conversion and quoted attorney William Constantine who said that conversion of a park must not violate the local housing element's goal of preserving affordable housing. She asked that Santa Cruz's conditional test be included in Arcata's ordinance. She also said it was imperative that the closure and conversion and mobilehome park combining zone ordinances be considered together, first at the Planning Commission and then by the City Council. Finally, she asked the Council to please include a senior mobilehome park combining zone for the Lazy J Mobilehome Park.

Lynn Matthews, a resident of the Lazy J, appeared before the Council and voiced her concerns about not including the ATC in a mobilehome park combining zone.

Mary Ella Anderson, a resident of the Lazy J, appeared before the Council and explained why the residents wanted their park to have a senior mobilehome park combining zone overlay. She, too, expressed concern about the ATC not being included in the draft ordinance.

Hillary Moser, Regional Manager for the Golden State Manufactured Homeowners' League, appeared before the Council and pointed out how fortunate Arcata was to have Linda and Jan Derksen doing so much research and giving so much input regarding the proposed ordinances. She asked the Council to please follow the Derksens' direction.

Linda Medoff, a resident of the Lazy J, appeared before the Council and inquired about the Gateway Project asking if the benefits outweighed the impacts. She said that if the closure and conversion ordinance was in place, it would give some protection to the residents of the ATC. She said that most cities had separate senior and general mobilehome park combining zones, and she asked that the Council not make the senior one a low priority.

Mayor Watson closed the public comment period.

ON MOTION BY ORNELAS, SECONDED BY PEREIRA, AND WITH A THREE-TO-ONE VOICE VOTE WITH ONE ABSENCE, THE COUNCIL DIRECTED COMMUNITY DEVELOPMENT STAFF TO FIRST PRIORITIZE THE MOBILEHOME PARK COMBINING ZONE ORDINANCE, SUPPORT THE SENIOR MOBILEHOME PARK COMBINING ZONE ORDINANCE SPECIFICALLY LOOKING AT LAZY J MOBILEHOME PARK AS A SECONDARY ITEM, REVIEW THE 15 PERCENT REPLACEMENT AS A SECONDARY ITEM AS WELL, AND CONTINUE TO LEAVE THE ARCATA TRAILER COURT OUT OF THE MOBILEHOME PARK COMBINING ZONE. AYES: WATSON, ORNELAS, PEREIRA. NOES: WINKLER. ABSENT: PITINO. ABSTENTIONS: NONE.

C. Consider Assigning One Additional Councilmember to the Homeless Support Services Working Group.

ORNELAS MOVED AND PEREIRA SECONDED TO APPOINT MAYOR WATSON TO SERVE ON THE HOMELESSNESS SUPPORT SERVICES WORKING GROUP ALONG WITH COUNCILMEMBER PITINO, AND APPOINT COUNCILMEMBER WINKLER TO SERVE AS AN ALTERNATE.

Mayor Watson invited public comment. No one came forward to speak. Mayor Watson closed the public comment period.

THE MOTION PASSED ON A FOUR-TO-ZERO VOICE VOTE WITH ONE ABSENCE. AYES: WATSON, WINKLER, ORNELAS, PEREIRA. NOES: NONE. ABSENT: PITINO. ABSTENTIONS: NONE.

NEW BUSINESS

A. Approve an Agreement with Bartle Wells Associates for a Wastewater/Water Rate Study in the Amount of \$49,765 and Authorize the City Manager to Execute All Applicable Documents.

Director of Environmental Services André recommended the Council approve an agreement with Bartle Wells Associates in the amount of \$49,765 to perform a wastewater/water rate study. He said the study was necessary for a comprehensive review of the enterprise funds, historical data, etc. He noted that the rate structure would provide the foundation of the wastewater and water rates in the next five-year period. He highlighted the scope of work in the agreement.

Mayor Watson invited public comment. No one came forward to speak. Mayor Watson closed the public comment period.

ON MOTION BY PEREIRA, SECONDED BY WINKLER, AND WITH A FOUR-TO-ZERO VOICE VOTE WITH ONE ABSENCE, THE COUNCIL APPROVED AN AGREEMENT WITH BARTLE WELLS ASSOCIATES FOR A WASTEWATER/WATER RATE STUDY IN THE AMOUNT OF \$49,765 AND AUTHORIZED THE CITY MANAGER TO EXECUTE ALL APPLICABLE DOCUMENTS.

ORAL AND WRITTEN COMMUNICATIONS

Mayor Watson invited public comment. No one came forward to speak. Mayor Watson closed Oral and Written Communications.

COUNCIL AND STAFF REPORTS

A. Confirm October 16, 2019, to Receive a Report on Revenue Generation Ideas.

BY GENERAL CONSENSUS, THE COUNCILMEMBERS PRESENT CONFIRMED THEY WOULD BE PRESENT AT THE OCTOBER 16, 2019, REGULAR CITY COUNCIL MEETING TO RECEIVE A REPORT ON REVENUE GENERATION.

B. Other Council and Staff Reports.

City Manager Diemer announced the Arcata Housing Workshop would take place on Monday, September 23, 2019, from 6 to 8 p.m., at the Community Center.

Councilmember Pereira reported on her attendance at a meeting of the Governor's Council of Regional Homeless Advisors, and a meeting of the Board of Directors of the Humboldt Waste Management Authority.

Councilmember Ornelas reported on the clean-up of invasive plants in Sunny Brae Park and invited the public to come look at the park. She reported on her attendance at a meeting of the Sister City Committee, and a Chamber of Commerce mixer at Plaza Shoe Shop, and said that on Thursday she would be attending a meeting of the Board of Directors of the Humboldt County Association of Governments. She reminded people about the North Country Fair taking place Saturday and Sunday, September 21 and 22, 2019, on the Plaza.

Councilmember Winkler reported on his attendance at the Chamber of Commerce Mixer, Humboldt State University's (HSU) Downtown Block Party, meetings of Arcata Main Street, a meeting of the Board of Directors of Redwood Coast Energy Authority and a meeting of the Homelessness Support Services Working Group.

Mayor Watson reported on a meeting with the City Manager and a Board Member of Arcata House Partnership. He said he attended the City/HSU Liaisons meeting, attended a 9/11 Patriot Day Ceremony hosted by local veterans, met with Mary Lou Lowry to talk about how she could beautify areas of the city, met with Sharon Ferrett regarding parking and homelessness issues, attended a welcome reception for HSU President Jackson, volunteered in the Court Appoint Special Advocates (CASA) booth at a Eureka Friday Night Market, spoke to an HSU Masters of Business Administration class, attended a meeting with a dog park representative, attended a meeting of the Redwood Region Economic Development Commission loan committee meeting, gave a presentation at a Rotaract Club meeting, and met with Pastor Alex Joslin at Campbell Creek Connexion.

City Manager Diemer said the National Police Foundation was continuing to work on its report and was in regular and active communication with City staff. She said she did not have a date for receipt of the report.

ADJOURNMENT

The meeting was adjourned at 9:06 p.m.

Respectfully submitted,

Bridget Dory
City Clerk