



MINUTES OF
EUREKA CITY COUNCIL

September 15, 2020

The City Council of the City of Eureka met in REGULAR Session on the above date, 5:00 P.M. Closed Session, 6:00 P.M. Open Session, at the Eureka City Hall, Council Chambers, 531 "K" Street, Eureka.

Public Comment: None

CLOSED SESSION - 5:00 P.M.

Conference with labor negotiators

Agency designated representatives: Will Folger for City of Eureka

Employee organization: Eureka City Employees Association (ECEA)

Pursuant to California Government Code Section 54957.6

Conference with legal counsel – existing litigation

Oscar Leatherman and Kelly Pifferini v. City of Eureka, et al.

Northern District of California Case No. 4:17-cv-05610-HSG

Pursuant to Section 54956.9 California Government Code

Conference with Legal Counsel - Initiation of Litigation (1 Case)

Pursuant to California Government Code paragraph (4) of Subdivision (d) of section 54956.9

REGULAR SESSION – 6:00 P.M.

ROLL CALL:

PRESENT: Susan Seaman
Leslie Castellano
Heidi Messner
Natalie Arroyo
Austin Allison

Kim Bergel

ABSENT: None

PLEDGE OF ALLEGIANCE

REPORT OUT OF CLOSED SESSION: No reportable actions.

MAYOR'S ANNOUNCEMENTS:

Councilmember Arroyo presented a proclamation for National Hispanic Month.

Councilmember Castellano presented a proclamation for Good Neighbor Week

Councilmember Messner presented a proclamation for Charles "Tiny" Hubler

PRESENTATIONS:

Youth Council Report – This item was pulled from the agenda and not discussed.

BOARD/COMMISSION REPORTS: None

PUBLIC COMMENT PERIOD: No public comment.

A) PUBLIC HEARINGS

B) CONSENT CALENDAR - Kim Bergel moved, seconded by Heidi Messner, to approve the Consent Calendar, motion Carried

Ayes: Leslie Castellano, Heidi Messner, Natalie Arroyo, Austin Allison, Kim Bergel

Noes: None

Absent: None

- B.1 Council Meeting Minutes – Approved the regular Council meeting minutes of September 1, 2020 as submitted.
- B.2 Eureka Flood Reduction and Sea Level Rise Project - Consultant Service Contract Award - Declare GHD the selected consulting firm of the Eureka Flood Reduction and Sea Level Rise project RFQ; and Award a contract to GHD for the phase I - environmental and preliminary design services and phase II - final design, permitting and construction services.
- B.3 Biosolids Disposal Project 2020/22 – Declare Synagro-WWT, Inc., the preferred bidder on Biosolids Disposal Project 2020-22; and award Bid

No. 2020-17 to Synagro-WWT, Inc., authorizing a (2) two-year contract, with a potential to extend the contract for (1) one year; with an annual not to exceed amount of \$314,000.

- B.4 Policy No. 3.75 - Vehicle Use Policy - Adopt update Policy 3.75 - Vehicle Use
- B.5 Procurement Policy Update - Amend Policy 2.00 – Procurement to allow for cooperative bidding of Public Works projects

C) ORDINANCES/RESOLUTIONS

- C.1 Eureka CARES Restaurant, Bar & Retailer Relief Program - Economic Development Manager Swan Asbury provided a report and Emily Kirsch provided information. The following individual addressed the Council regarding this subject matter:

Colin Fiske

Heidi Messner moved, seconded by Austin Allison, to adopt Resolution No. 2020-55 of the City Council to establish the Eureka CARES Restaurant, Bar & Retail Support Program that includes temporary parklets, expansion of sidewalk and parking lot uses, outdoor dining food courts, and a #DineOutEureka social media campaign in an effort to support Eureka businesses affected by COVID-19, motion Carried

Ayes: Leslie Castellano, Heidi Messner, Natalie Arroyo, Austin Allison, Kim Bergel
Noes: None
Absent: None

Leslie Castellano moved, seconded by Kim Bergel, to adopt Resolution No. 2020-56 of the City Council extending the continuance of the Declaration of Local Emergency to include a cap on delivery application fees, motion Carried

Ayes: Leslie Castellano, Heidi Messner, Natalie Arroyo, Austin Allison, Kim Bergel
Noes: None
Absent: None

- C.2 Syringe Exchange Program Resolution - HACHR Executive Director Lasarra Allen and City Manager Miles Slattery provided a report. The following individuals addressed the Council regarding this subject matter:

Gary Lewis
Judy Sousa
Bonnie Pinckney
Jasmine Guerra
Susanna Gibson
Nezzie Wade
Brandy Lara

Tia Bartelle
Gabrielle Kelly
Matt Curtis
Sabrina Miller
James Kloor
Robin Baker
Jenna Catsos
Amy Mathison
Andrew Reynolds
Ann Lindsay
Brian Olson
Erin Kelly
Raymond Courtemanche

Kim Bergel moved, seconded by Austin Allison, to repeal Resolution No. 2016-13A "Supporting the Establishment of a Syringe Exchange Program by Humboldt Area Center for Harm Reduction in Eureka", motion Carried

Ayes: Heidi Messner, Natalie Arroyo, Austin Allison, Kim Bergel
Noes: Leslie Castellano
Absent: None
Abstain: None

Natalie Arroyo moved, seconded by Heidi Messner, to Adopt Resolution No. 2020-57 of the City Council "Supporting the Establishment of A Syringe Exchange Program in Eureka" without reference to mobile distribution, motion Carried

Ayes: Leslie Castellano, Heidi Messner, Natalie Arroyo, Austin Allison, Kim Bergel
Noes: None
Absent: None

Council provided direction to staff to hold facilitated mediation regarding neighborhood impacts, shared goals with public health and mobile SEPs.

C.3 Bill 985-C.S - Chapter 150 Building Regulations Unsafe Structures; Abatement of Nuisances of the Eureka Municipal Code - Public Works
Director Brian Gerving provided a report. No one from the public addressed the Council regarding this subject matter.

Natalie Arroyo moved, seconded by Leslie Castellano, Waive reading, read by Title only and introduce Bill No. 985-C.S., an Ordinance of the City of Eureka amending Chapter 150, Sections 150.140 thru 150.190 Building Regulations Unsafe Structures; Abatement of Nuisances of the Eureka Municipal Code, motion Carried

Ayes: Leslie Castellano, Heidi Messner, Natalie Arroyo, Austin Allison, Kim Bergel
Noes: None
Absent: None

C.4 Coastal Sign Text and Local Coast Program Amendment - Principal Planner Kristen Goetz provided a report.

Kim Bergel moved, seconded by Heidi Messner, Waive reading, read by title only, and adopt Bill No. 984-C.S., Ordinance No. 903-C.S. to repeal and replace Eureka Municipal Code Title 10 Chapter 5 Article 17 with the Coastal Sign ordinance and amend Article 1 General, Article 18 Site Plan Review and Architectural Review, Article 22 Nonconforming Uses, Structures, and Signs, Article 26 Zoning Permits and Certificates of Occupancy, and Article 29 Coastal Development Permit Procedures pertaining to signs; and adopt Resolution No. 2020-58“A Resolution of Transmittal of the City Council of the City of Eureka Transmitting to the California Coastal Commission for certification an Amendment to the Implementation Plan portion of the Adopted and Certified City of Eureka Local Coastal Program pertaining to Coastal Signs” and direct staff to submit the Local Coastal Program Amendment to the California Coastal Commission for certification, motion Carried

Ayes: Leslie Castellano, Heidi Messner, Natalie Arroyo, Austin Allison, Kim Bergel

Noes: None

Absent: None

D) REPORTS/ACTION ITEMS

D.1 Neighborhood Investment Mini Grant Program - Economic Development Coordinator Christine Tyson presented a report.

D.2 California Department of Public Health Letter - HACHR Boardmember Jessica Smith and City Manager Miles Slattery provided a report.

Austin Allison moved, seconded by Natalie Arroyo, extend to 10:30, motion Carried

Ayes: Leslie Castellano, Heidi Messner, Natalie Arroyo, Austin Allison, Kim Bergel

Noes: None

Absent: None

The following individuals addressed the Council regarding this subject matter:

Blake Bachelor

Gary Lewis

Judy

Bonnie Pinckney

Sarah Kerr

Nezzie Wade

Bill Taylor

Glen Hays

Nancy Brockington

Dr. Anne Lindsay

Kim Bergel moved, seconded by Austin Allison, Authorize the Mayor to sign a letter to the California Department of Public Health concerning the Humboldt Area Center for Harm Reduction, motion Carried

Ayes: Leslie Castellano, Heidi Messner, Austin Allison, Kim Bergel
Noes: Natalie Arroyo
Absent: None

- D.3 Martin Slough Enhancement Project Procurement – City Manager Miles Slattery provided a report. Councilmember Natalie Arroyo declared a conflict and left the meeting. No one from the public addressed the Council regarding this subject matter.

Austin Allison moved, seconded by Heidi Messner, Award to Figas Construction as contractor for the Martin Slough Enhancement Project; and Authorize City Manager to execute a contract in an amount not to exceed \$315,000, motion Carried

Ayes: Leslie Castellano, Heidi Messner, Austin Allison, Kim Bergel
Noes: None
Absent: Natalie Arroyo

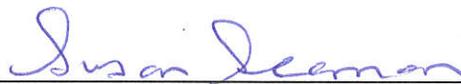
- D.4 League of California Cities Voting Delegate – Councilmember Heidi Messner was designated by consensus of Council.

E) CITY MANAGER REPORTS: None

COUNCIL REPORTS / CITY-RELATED TRAVEL REPORTS:

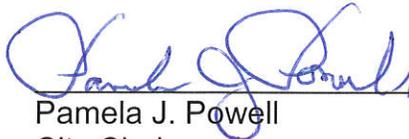
ADJOURNMENT: 10:49 PM

APPROVED:



Susan Seaman
Mayor

Attest:



Pamela J. Powell
City Clerk