



**City of Eureka, CA
City Council Regular Meeting
Tuesday, January 07, 2020
6:00 PM**

COUNCIL CHAMBERS, 531 K STREET EUREKA, CA 95501

AGENDA

ELECTED OFFICIALS

*Mayor Susan Seaman
Councilmember Leslie Castellano, Ward 1
Councilmember Heidi Messner, Ward 2
Councilmember Natalie Arroyo, Ward 3
Councilmember Austin Allison, Ward 4
Councilmember Kim Bergel, Ward 5*

PUBLIC COMMENT

(Limited to 3 minutes each speaker on Closed Session items only)

CLOSED SESSION - 5:00 P.M.

If closed session items cannot be completed by 5:55 P.M., they will be continued at the conclusion of the regular agenda, provided there is time. If time does not allow then those closed session items will be continued to the next regular meeting.

Conference with legal counsel – existing litigation
Oscar Leatherman and Kelly Pifferini v. City of Eureka, et al.
United States District Court Northern District of California Case No. 4:17-cv-05610-HSG
Pursuant to Section 54956.9 California Government Code

Conference with Legal Counsel - Anticipated Litigation
Significant exposure to litigation
Pursuant to § 54956.9(d) California Government Code (3 Cases)

REGULAR SESSION – 6:00 P.M.

ROLL CALL

PLEDGE OF ALLEGIANCE

REPORT OUT OF CLOSED SESSION

MAYOR'S ANNOUNCEMENTS

Administer Oath of Office - Dean R. Lotter
National Mentoring Month

PRESENTATIONS

DHHS "Helping Humboldt" Presentation

BOARD/COMMISSION REPORTS

PUBLIC COMMENT PERIOD

This is the time for members of the public who wish to be heard on matters that do not appear on the Agenda. City Council policy is to limit each speaker to three (3) minutes. Such time allotment or portion thereof shall not be transferred to other speakers. Members of the Public wishing to address the Council may submit a Speaker Card to the City Clerk and proceed to the podium after being recognized. Speakers will be called up in the order the Speaker Cards are received. Those who have not filled out a Speaker Card will be given an opportunity to speak after all those who have completed Speaker Cards have spoken. The public will be allowed to speak concurrently with the calling of an agenda item following the staff presentation of that item. Pursuant to the Brown Act, the City Council may not take action on an item that does not appear on the Agenda.

TIME ALLOTMENT FOR PUBLIC COMMENT ON NON-AGENDA ITEMS: A maximum of thirty (30) minutes shall be allotted to receiving public comments at the initial public comment period. If necessary, an additional period shall be allotted to public comments after City Manager Reports, but only if the first 30-minute Public Comment period was not sufficient to allow all those who wished to speak to do so.

A. PUBLIC HEARINGS

Public Hearings are scheduled for a time certain of 6:00 P.M. unless noticed otherwise, or as soon thereafter as possible.

- A.1. "Q" Qualified Combining Zone District Text and Local Coastal Program Amendment
Recommendation: Hold a Public Hearing;
Waive reading, read by title only, and introduce Bill No. 975-C.S., approving the Text and Local Coastal Program Amendment adding a "Q" Qualified Combining Zone District to Title 10 Chapter 5 of the Eureka Municipal Code.
- A.2. Text and Local Coastal Program (LCP) Amendment to raise the building height limit from 35 feet to 55 feet within the Coastal Service Commercial (CS) Zone District
Recommendation: Hold a Public Hearing; and

Waive reading, read by title only and introduce Bill No.976 -C.S., an Ordinance of the City Council of the City of Eureka amending the Implementation Plan portion of the Local Coastal Program to increase the building height limit from 35 feet to 55 feet within the Coastal Service Commercial (CS) Zone District.

A.3. Crowley Site Local Coastal Program Amendment

Recommendation: Hold a Public Hearing; and

Waive reading, read by title only and introduce Bill No. 972-C.S., an Ordinance of the City Council of the City of Eureka amending the Land Use Plan Map and the Implementation Plan Map of the Local Coastal Program (LCP) to cause parcel 019-271-004 to be zoned Service Commercial (CS) and have a land use designation of General Service Commercial (GSC), and to add a Qualified (Q) combining district designation. The “Q” designation will specify the principally allowed uses and limitations on uses for the site.

A.4. 2019-2020 Fee Schedule update

Recommendation: Hold a Public Hearing; and

Adopt a Resolution of the City Council of City of Eureka establishing various fees and service charges within the City of Eureka

B. CONSENT CALENDAR

Notice to the Public: All matters listed under this category are considered to be routine by the City Council and will be enacted by one motion. Pursuant to City Council Resolution 2011-22, if a member of the public would like an item on the Consent Calendar pulled and discussed separately, the request shall be made to a Councilmember prior to the meeting. Unless a specific request is made by a Councilmember, the Consent Calendar will not be read. There will be no separate discussion of these items.

B.1. Council Meeting Minutes

Recommendation: Approve the minutes of the regular Council meeting minutes from the December 17, 2019 as submitted.

B.2. Mayor's Appointments to Boards and Commissions

Recommendation: Approve the Mayor’s Appointments to Boards and Commissions.

C. ORDINANCES/RESOLUTIONS

C.1. Obstructive and Aggressive Conduct Ordinance

Recommendation: Waive reading, read by title only and Introduce Bill No. 969-C.S. an Ordinance of the City of Eureka Repealing Section 130.06 of the Eureka Municipal Code regarding Solicitation and adding Section 130.11 to prohibit Aggressive and Obstructive Conduct.

D. REPORTS/ACTION ITEMS

D.1. Mayor Pro-Tem

Recommendation: Elect a Mayor Pro-Tem to serve for 2020.

E. CITY MANAGER REPORTS

E.1. CSET Report

COUNCIL REPORTS / CITY-RELATED TRAVEL REPORTS

ADJOURNMENT

If open session items cannot be completed by 9:30 P.M., the meeting may be adjourned to the next regular meeting or Council may vote to extend the meeting.

NOTICES

The numerical order of items on this agenda is for convenience of reference. Items may be taken out of order upon the request and consensus of the Mayor and Council.

Any writing that is a public record not exempt from public disclosure and relating to an agenda item for open session of the City Council is available for public inspection at the Office of the City Clerk, 531 K Street, Eureka, CA 95501.

The meeting rooms are ADA accessible. Accommodations and access to City meetings for people with special needs must be requested of the City Clerk at 441-4175 72 hours in advance of the meeting. This agenda and other materials are available in alternate formats upon request.

All persons in attendance at public meetings are requested to observe the following rules of civil debate:

- 1. We may disagree, but we will be respectful of one another.*
- 2. All comments will be directed to the issue at hand.*
- 3. Personal attacks are unacceptable*
- 4. Applauding or other displays of approval/disapproval are discouraged.*

Regular City Council meetings are broadcast live by Humboldt Access on Cable Channel 10 and live streamed on the City's web site at [www. ci.eureka.ca.gov](http://www.ci.eureka.ca.gov).

To minimize distractions, please be sure all personal communications devices are on silent mode.

Questions? Please e-mail cityclerk@ci.eureka.ca.gov or contact the City Clerk's office at (707) 441-4175.