Minutes of the Fortuna City Council
Regular Meeting
Monday, March 7, 2016 - 6:00 p.m., Fortuna City Hall

I. CALL TO ORDER:
Mayor Long called the Public Session to order at 6:00 PM

FLAG SALUTE:
Mayor Long led the salute to the flag.

II. ROLL CALL

<table>
<thead>
<tr>
<th>Council</th>
<th>Staff</th>
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<tbody>
<tr>
<td>Council Member Linda Gardner</td>
<td>City Manager Regan Candelario</td>
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<td>Council Member Douglas Strehl</td>
<td>City Attorney Dave Tranberg</td>
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<td>Mayor Pro Tem Tami Trent</td>
<td>City Clerk/HR Manager Linda McGill</td>
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<td>Mayor Sue Long</td>
<td>Deputy Director of Community Development Liz Shorey</td>
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<td>Absent</td>
<td>Police Chief Bill Dobberstein</td>
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<td>Council Member Tiara Brown</td>
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III. NEW EMPLOYEE
- Dennis Stevens & James Jengeleski, Police Officers and Kaitlyn Teasley, Dispatcher – Introduced by Police Chief Bill Dobberstein

IV. PROCLAMATION
- Library Day – Presented to Carol Kinser of Friends of the Fortuna Library
- March for Meals – Presented to Barbara Walser of the Humboldt Senior Resource Center

V. ORAL COMMENTS FROM THE PUBLIC
There being no comment, Mayor Long closed this public comment section.

VI. CONSENT CALENDAR

1. City Council Minutes – January 13, 2016 (Special Meeting), February 9, 2016 (Special Meeting), February 16, 2016 (Regular Meeting) MO-2016-34
3. Update on Delinquent Utility Bill Notice Process MO-2016-36
4. 2015 3rd Quarter Sales Tax Report for the City of Fortuna MO-2016-37
5. Quarterly Sales Tax Reports for the City of Fortuna for the 2nd – 4th Quarters of 2014 MO-2016-38
6. Cal Card Repayment MO-2016-39
7. Objection to inclusion of 935 14th Street in Fortuna as part of the County of Humboldt Public Auction of Tax-Defaulted Properties MO-2016-40
8. Consideration of a Memorandum of Understanding (MOU) Between The City of Fortuna and the Fortuna Fire Protection District Delegating Authority to Administer a Disaster Service Worker Volunteer Program (DSWVP) MO-2016-41

CITY COUNCIL ACTION: Approve Consent Calendar Items 1, 2, 4, 5, 7, 8
Mayor Pro Tem Trent moved, seconded by Council Member Gardner. Voice Vote.

AYES: Council Member Gardner, Strehl, Mayor Pro Tem Trent, Mayor Long
NOES: None
ABSENT: Council Member Brown
ABSTAIN: None
Motion Carried 4-0
PULLED CONSENT CALENDAR ITEMS

Item # 3 Mayor Long commented on the change from door hangars to mailing of delinquent notices and that it has been a cost savings.

Item # 6 Mayor requested to table this item to a future meeting. Council Agreed.

CITY COUNCIL ACTION: Consent Calendar Item 3
Council Member Gardner moved, seconded by Mayor Pro Tem Trent. Voice Vote.

AYES: Council Member Gardner, Strehl, Mayor Pro Tem Trent, Mayor Long
NOES: None
ABSENT: Council Member Brown
ABSTAIN: None
Motion Carried 4-0

VII. BUSINESS

A. CONTINUED PUBLIC HEARING: HOLD THE FIRST READING OF AN ORDINANCE TO REPLACE CHAPTER 8.28 OF TITLE 8 OF THE FORTUNA MUNICIPAL CODE RELATING TO NONSMOKING REGULATIONS; ORDINANCE 2016-720

STAFF RECOMMENDATION:
Continue the public hearing from February 16, 2016 and hold the first reading of Ordinance 2016-720 to replace Chapter 8.28, Nonsmoking Regulations, in its entirety.

STAFF REPORT:
The City Council received a written and oral report from City Manager Candelario

CONTINUED PUBLIC HEARING:
Jay McCovry thanked the council for the proposed changes in the ordinance being presented. Dr. Donald Baird spoke in support of the ordinance and expressed the importance of including e-cigarettes. Sylvia Jutila commented that e-cigarettes were never recommended to help people stop smoking. Jo Anne Center spoke in concern about the number of smoke shops in Fortuna. She also expressed concern about having any cultivation or dispensaries of Marijuana in Fortuna. Kathryn McHue spoke of the good air quality in the area and is in support of this ordinance. There being no further comment Mayor Long closed this public hearing section.

CITY COUNCIL ACTION:
Mayor Pro Tem Trent moved, seconded by Council Member Strehl to hold first reading of Ordinance 2016-720, An Ordinance Of The City Council Of The City Of Fortuna Replacing Chapter 8.28; of Title 8, Of The Fortuna Municipal Code, Relating to Nonsmoking Regulations, with the deletion of Item G. under Section 8.28.080; Penalties and Enforcement, and read by title only. Roll call vote.

AYES: Council Member Gardner, Strehl, Mayor Pro Tem Trent, Mayor Long
NOES: None
ABSENT: Council Member Brown
ABSTAIN: None
Motion Carried 4-0 by First Reading of Ordinance 2016-720
VIII. CITY MANAGER REPORT, PENDING LEGISLATION AND CALENDAR OF EVENTS

IX. FUTURE AGENDA ITEMS
Mayor Pro Tem Trent asked if Council could look at the new panhandling ordnance passed by Eureka.

X. CITY COUNCIL REPORTS AND COMMENTS
- Council Member Tiara Brown - Parks & Recreation Commission, Redwood Coast Energy Authority
- Council Member Linda Gardner - Historical Commission
- Council Member Doug Strehl - Humboldt County Association of Governments
- Mayor Pro Tem Tami Trent - Humboldt Transit Authority, Fortuna Business Improvement District, League of California Cities Employer Relations Policy Committee, Indian Gaming Committee
- Mayor Sue Long - Redwood Region Economic Development Commission, Fortuna Oversight Board, Local Agency Formation Commission, League of California Cities Legislative Committee

XI. ORAL COMMENTS FROM THE PUBLIC
There being no comment Mayor Long closed this public comment section.

XII. ADJOURN TO CLOSED SESSION
Council Member Gardner moved, seconded by Council Member Strehl to adjourn to closed session at 7:02PM. Voice Vote. Motion Carried 4-0

1. CONFERENCE WITH LABOR NEGOTIATORS, City Negotiator: City Manager Regan Candelario, Employee Organizations: Fortuna Police Employees Association, Fortuna Employees Association, and the Unrepresented/Management group in accordance with Section 54957.6 of the Government Code.

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, Initiation of litigation pursuant to paragraph (4) of subdivision (d) of section 54956.9: 1 Case

3. PUBLIC EMPLOYEE DISCIPLINE – in accordance with Section 54957 of the Government Code.

4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, Significant Exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of section 54956.9: 1 Case

XIII. REPORT OUT AND ADJOURN

1. No Reportable Action
2. No Reportable Action
3. No Reportable Action
4. No Reportable Action

Mayor Pro Tem Trent moved, seconded by Council Member Strehl to adjourn at 8:09PM. Voice Vote. Motion Carried 4-0

Respectfully submitted by
Linda McGill CMC, City Clerk