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.

ROLL CALL

<table>
<thead>
<tr>
<th>Council</th>
<th>Staff</th>
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<tbody>
<tr>
<td>Council Member Brown</td>
<td>City Manager Regan Candelario</td>
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<td>Council Member Gardner</td>
<td>City Attorney David Tranberg</td>
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<td>Council Member Douglas Strehl</td>
<td>City Clerk/HR Manager Linda McGill</td>
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<td>Mayor Pro Tem Tami Trent</td>
<td>Police Chief Bill Dobberstein</td>
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<tr>
<td>Mayor Sue Long</td>
<td>Deputy Director of Community Development Liz Shorey</td>
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<td>Deputy Director of Public Works Kevin Carter</td>
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II. PROCLAMATION
- National Bike Month & National Bike to School Day presented to students from Toddy Thomas; Kaitlin Thomas and Hayley Green presented by Council Member Tiara Brown
- Older Americans Month presented to Suzy Fregeau presented by Council Member Linda Gardner
- National Police Week and Police Officer’s Memorial Day presented to Police Chief Dobberstein presented by Mayor Pro Tem Tami Trent

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

IV. CONSENT CALENDAR

1. City Council Minutes – April 18, 2016 (Regular Meeting) MO-2016-69
2. Report of Disbursements for April 18, 2016 MO-2016-70

CITY COUNCIL ACTION: Approve Consent Calendar Items 1 & 2
Council Member Brown moved, seconded by Council Member Gardner. Voice Vote.

AYES: Council Member Brown, Gardner, Strehl, Mayor Pro Tem Trent, Mayor Long
NOES: None
ABSENT: None
ABSTAIN: None
Motion Carried 5-0

V. BUSINESS

A. SPECIAL COUNCIL WORKSHOP AGENDA DISCUSSION – ESSENTIAL SERVICES BALLOT MEASURE COMMUNITY MEETING TO BE HELD MAY 10, 2016 AT RIVER LODGE CONFERENCE CENTER

STAFF RECOMMENDATION:
Receive a presentation from Staff and discuss the proposed community meeting agenda for the Essential Services Ballot Measure for the City Council Workshop scheduled for Tuesday May 10 at 6:00 p.m. at the River Lodge Conference Center.
STAFF REPORT:
The City Council received a written and oral report from City Manager Candelario

PUBLIC COMMENT:
There being no comment Mayor Long closed this public comment section.

CITY COUNCIL ACTION:
No Action Required

B. APPROVAL OF EXTENSION OF THE 2016/2017 MEMORANDUM OF UNDERSTANDING (MOU) CONCERNING WORKING CONDITIONS, WAGES AND BENEFITS WITH THE FORTUNA EMPLOYEES ASSOCIATION (FEA)

STAFF RECOMMENDATION:
Approve the extension of the MOU with the FEA for the term, July 1, 2016 – June 30, 2017, and authorize the City Manager to continue to work with the association in negotiations for subsequent fiscal years.

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

PUBLIC COMMENT:
There being no comment Mayor Long closed this public comment section.

CITY COUNCIL ACTION:
Council Member Brown moved, seconded by Council Member Gardner to approve the extension of the Memorandum of Understanding (MOU) between the City and the FEA for the term July 1, 2016 through June 30, 2017; Voice Vote.

AYES: Council Member Brown, Gardner, Strehl, Mayor Pro Tem Trent, Mayor Long
NOES: None
ABSENT: None
ABSTAIN: None
Motion Carried 5-0 by MO-2016-71

C. COUNCIL REVIEW AND DISCUSSION OF COMMISSION APPLICATION AND MAYOR’S APPOINTMENT OF PARKS & RECREATION COMMISSION SEAT

STAFF RECOMMENDATION:
Review application for the Parks & Recreation Commission, and make Appointment.

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

PUBLIC COMMENT:
There being no comment Mayor Long closed this public comment section.

CITY COUNCIL ACTION:
Mayor Pro Tem Trent moved, seconded by Council Member Brown to approve Mayors’ appointment of Jose Garcinuno to the Parks & Recreation Commission. Roll call vote.

AYES: Council Member Brown, Gardner, Strehl, Mayor Pro Tem Trent, Mayor Long
NOES: None
ABSENT: None  
ABSTAIN: None  
Motion Carried 5-0 by MO-2016-72

D. APPROVAL OF EXPANSION OF THE 12TH STREET UTILITY UNDERGROUNDING DISTRICT BOUNDARY  
STAFF RECOMMENDATION: 
Approve the expansion of the 12th Street Utility Underground District Boundary.  

STAFF REPORT:  
The City Council received a written and oral report from Deputy Director of Public Works Carter  

PUBLIC COMMENT: 
There being no comment Mayor Long closed this public comment section.  

CITY COUNCIL ACTION:  
Mayor Pro Tem Trent moved, seconded by Council Member Brown to approve the updated 12th Street Undergrounding District Boundary; Voice vote;  

AYES: Council Member Brown, Gardner, Strehl, Mayor Pro Tem Trent, Mayor Long  
NOES: None  
ABSENT: None  
ABSTAIN: None  
Motion Carried 5-0 by MO-2016-73

E. APPROVAL OF BUDGET ADJUSTMENT FROM THE 2015/2016 GENERAL FUND TO THE RIVER LODGE FOR CARPET REPLACEMENT AT THE RIVER LODGE CONFERENCE CENTER  
This Item was originally listed as Item “J” and was moved by consensus of Council to Item “E”  

STAFF RECOMMENDATION:  
That the City Council accepts and adopts the following budget adjustment:  

Requested Adjustment Amount from General Fund $33,201.61  

To: River Lodge Budget – Capital Outlay  
Steelhead & Chinook Room (Tile) $21,943.11  
Coho Room (Tile) $ 7,295.09  
Fireside Room (Roll) $ 2,089.41  
Office (Roll) $ 1,274.00  
Total Project Cost $32,601.61  

STAFF REPORT:  
The City Council received a written and oral report from City Manager Candelario and Deputy Director of Public Works Carter  

PUBLIC COMMENT:  
Walt Wilson asked whether the River Lodge was self-sustaining. The City Manager answered that it was not. Conference Center Manager Joanna Miranda said that the numbers are lower but it is not yet in the black. Jasmine from the California Conservation Corp recommended electronically tinted windows for the River Lodge. She said that they would be more environmentally friendly
and help with the electric bills. There being no further comment Mayor Long closed this public comment section.

CITY COUNCIL ACTION:
Council Member Strehl moved, seconded by Council Member Gardner to defer this item to a budget workshop and have it moved up in priority for fiscal year 16/17. Roll call vote.

AYES: Council Member Brown, Gardner, Strehl, Mayor Long
NOES: Mayor Pro Tem Trent
ABSENT: None
ABSTAIN: None
Motion Carried 4-1(Trent) by MO-2016-76

F. AN ORDINANCE OF THE CITY OF FORTUNA ADDING CHAPTER 9.28 TO TITLE 9 OF THE FORTUNA MUNICIPAL CODE TO PROHIBIT AGGRESSIVE AND INTRUSIVE SOLICITATION. SECOND READING AND ADOPTION OF ORDINANCE 2016-723

STAFF RECOMMENDATION:
Hold the second reading and adopt Ordinance 2016-723 adding chapter 9.28 to Title 9 of the Fortuna Municipal Code to prohibit aggressive and intrusive solicitation.

STAFF REPORT:
The City Council received a written and oral report from City Attorney Tranberg, City Clerk McGill, and City Manager Candelario.

PUBLIC HEARING:
Jose Garcinuno asked why the areas prohibited are being segregated to only certain areas. Donna Matthews thanked the Council for addressing the issue and people’s concerns. She also questioned the definition of “Aggressive manner” and mentioned it may infringe on free speech. She mentioned Item B under findings and purpose and said it disturbs her. She said it is a hard pill to swallow to think about keeping people out of sight. Sandi Peterson applauded the council for taking this step and said that it is working in Eureka. She said she feels many citizens will be happy when this passes. There being no further comment Mayor Long closed this public hearing section.

CITY COUNCIL ACTION:
Council Member Brown moved, seconded by Mayor Pro Tem Trent to hold the second reading and adopt Ordinance 2016-723, An Ordinance Of The City Council of the City Of Fortuna Adding Chapter 9.28 To Title 9 Of The Fortuna Municipal Code To Prohibit Aggressive And Intrusive Solicitation, and read by title only. Roll call vote.

AYES: Council Member Brown, Gardner, Strehl, Mayor Pro Tem Trent, Mayor Long
NOES: None
ABSENT: None
ABSTAIN: None
Motion Carried 5-0 by Second Reading and Adoption Ordinance 2016-723

STAFF RECOMMENDATION:

STAFF REPORT:
The City Council received a written and oral report from City Attorney Tranberg, City Clerk McGill, and City Manager Candelario.

PUBLIC HEARING:
Walt Wilson asked why legally parked vehicles are exempt. City Attorney explained the ordinances are not meant to prohibit panhandling totally. Donna Matthews said she thought there was an alternative to fines with community service. She asked if community service could be added to the penalty for homeless people. Pam Ingram asked if the City will be handing out information pamphlets and whether they would provide the information, they need. Sandi Peterson thanked the Council for this additional ordinance. She feels it is a positive step. Jose Garcinuno asked whether the pamphlets would have a map showing people where to go. Police Chief Dobberstein said no but he thought a map is a good idea. There being no further comment Mayor Long closed this public hearing section.

CITY COUNCIL ACTION:
Mayor Pro Tem Trent moved, seconded by Council Member Brown to hold the first reading of Ordinance 2016-724, An Ordinance Of The City Council Of The City Of Fortuna Adding Section 9.28.035 And Amending Sections 9.28.040 And 9.28.050 Of Chapter 9.28 Of Title 9 Of The Fortuna Municipal Code Regarding Unlawful Solicitation, and read by title only. Roll call vote.

AYES: Council Member Brown, Gardner, Strehl, Mayor Pro Tem Trent, Mayor Long
NOES: None
ABSENT: None
ABSTAIN: None
Motion Carried 5-0 by First Reading of Ordinance 2016-724

II. PUBLIC HEARING: CONSIDER AMENDMENTS TO THE FORTUNA MUNICIPAL CODE TITLE 5, CHAPTER 5.36 TAXICABS AND VEHICLES FOR HIRE; SECOND READING AND ADOPTION OF ORDINANCE 2016-722

STAFF RECOMMENDATION:
The first reading of Ordinance 2016-722 was held at the April 18, 2016 regular City Council meeting. Conduct a public hearing and hold the second reading and adoption of Ordinance 2016-722 amending the Fortuna Municipal code to update the process and procedures related to Taxicabs and vehicles for hire.

STAFF REPORT:
The City Council received a written and oral report from City Clerk McGill, and City Manager Candelario.

PUBLIC HEARING:
Donna Matthews asked about the phrase “Moral Turpitude” and asked that it be replaced with a more clear definition. A member of the public asked about the “Uber Situation”. Donna Matthews asked about another section referring to the Police being able to search a Taxi vehicle at any time. She said that they should not be able to do that, and that it concerns her. Dobberstein answered that it does not mean searching the vehicle but that it means to check the vehicle for safety and lawful operation. Jose Garcinuno mentioned a problem in Chile similar to Uber in this country. There being no further comment Mayor Long closed this public hearing section.
CITY COUNCIL ACTION:
Council Member Brown moved, seconded by Mayor Pro Tem Trent to hold the second reading and adopt Ordinance 2016-722, *An Ordinance Of The City Council Of The City Of Fortuna Amending Title 5, Chapter 5.36; Taxicabs And For-Hire Vehicles, Of The Fortuna Municipal Code*, and read by title only. Roll call vote.

AYES: Council Member Brown, Strehl, Mayor Pro Tem Trent, Mayor Long
NOES: Council Member Gardner
ABSENT: None
ABSTAIN: None
Motion Carried 4-1(Gardner) by **Second Reading and Adoption Ordinance 2016-722**

I. **2015 FOURTH QUARTER SALES TAX REPORT**

STAFF RECOMMENDATION:
Receive 2015 4th quarter sales tax report as an informational item.

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

PUBLIC COMMENT:
There being no comment Mayor Long closed this public comment section.

CITY COUNCIL ACTION:
Council Member Brown moved, seconded by Council Member Gardner to Receive 2015 Fourth Quarter Sales Tax Report; Voice vote;

AYES: Council Member Brown, Gardner, Strehl, Mayor Pro Tem Trent, Mayor Long
NOES: None
ABSENT: None
ABSTAIN: None
Motion Carried 5-0 by **MO-2016-74**

J. **COUNCIL DISCUSSION AND APPOINTMENT OF A COUNCIL MEMBER AND/OR THEIR DESIGNEE TO APPROVE AND SIGN LEAGUE OF CALIFORNIA CITIES (LOCC) OPPOSITION AND SUPPORT LETTERS**

STAFF RECOMMENDATION:
Discuss appointment of a Council member and/or their designee to approve and sign various LOCC support and/or opposition letters related to matters that may affect the City.

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

PUBLIC COMMENT:
There being no comment Mayor Long closed this public comment section.

CITY COUNCIL ACTION:
Council Member Gardner moved, seconded by Council Member Brown to Appoint Mayor Long and City Manager Candelario Regan Candelario to approve and sign various League of California Cities (LOCC) support and/or opposition letters related to matters that may affect the City. Voice vote
AYES: Council Member Brown, Gardner, Strehl, Mayor Pro Tem Trent, Mayor Long
NOES: None
ABSENT: None
ABSTAIN: None
Motion Carried 5-0 by MO-2016-75

VI. CITY MANAGER REPORT, PENDING LEGISLATION AND CALENDAR OF EVENTS

VII. FUTURE AGENDA ITEMS
None

VIII. 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

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

X. ADJOURN TO CLOSED SESSION
Council Member Brown moved, seconded by Council Member Gardner to adjourn to closed session at 8:17PM. Voice Vote. Motion Carried 5-0

1. PUBLIC EMPLOYEE DISCIPLINE – in accordance with Section 54957 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. CONFERENCE WITH LABOR NEGOTIATOR- City Negotiator: City Manager Regan Candelario, Employee Organizations: Fortuna Police Employees Association

XI. REPORT OUT AND ADJOURN

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

Mayor Pro Tem Trent moved, seconded by Council Member Gardner to adjourn at 10:00PM. Voice Vote. Motion Carried 5-0

Respectfully submitted by
Linda McGill, CMC
City Clerk