



MINUTES OF
EUREKA CITY COUNCIL

August 1, 2023

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.

CLOSED SESSION - 5:00 P.M.

Conference with legal counsel - existing litigation
ESKO HAYNES-TOLLEY, a minor, by and through his Guardian ad Litem, MATT TOLLEY and MONICA HAYNES, an individual, v. City of Eureka, Does 1 through 50, inclusive
Humboldt County Superior Court Case No. CV2201580

Conference with legal counsel - existing litigation
Citizens for a Better Eureka vs. City of Eureka City Council, Does 1 to 10
Humboldt County Superior Court Case No. CV2300565

Conference with legal counsel - existing litigation
Citizens for a Better Eureka vs. City of Eureka City Council, Does 1 to 10
Humboldt County Superior Court Case No. CV2300712

REGULAR SESSION – 6:00 P.M.

ROLL CALL:

PRESENT:

Kim Bergel
Leslie Castellano
G. Mario Fernandez
Scott Bauer
Renee Contreras-DeLoach

ABSENT: Kati Moulton

PLEDGE OF ALLEGIANCE

REPORT OUT OF CLOSED SESSION: No report out of closed session.

A) MAYOR'S ANNOUNCEMENTS

A.1 Coast Guard Month – Mayor Bergel presented a Proclamation.

Mayor Bergel reminded people that the Eureka Street Art Festival currently taking place. With a party under the Samoa Bridge on Aug 5th, Zootini will take place Aug 11th, she attended Get Out & Play Day.

Recognized Pam Powell for 30 years of service with the City.

B) PRESENTATIONS: None

C) BOARD/COMMISSION REPORTS: None

D) PUBLIC COMMENT PERIOD:

Steve Parr

James Graham

Kelsey Gomez

Teri Vroman-Little

Cornelius Lowenstein

Harry Wilcox

Moulton

Robert Tule

Mike

Althea Christensen

Ash Teeter

E) PUBLIC HEARINGS

E.1 5th and Myrtle Rights-of-Way Vacation and Surplus Property

Senior Planner Savage provided a report. The Public Hearing Opened at 6:52 PM. The following members of the public addressed the Council on this matter:

Aaron Ostrom

The Public Hearing was closed at 6:54 PM.

Leslie Castellano moved, seconded by G. Mario Fernandez, Adopt Resolution 2023-41 of the City Council finding the summary vacation of the 5th Street and Myrtle Avenue rights-of-way is exempt from CEQA, and ordering the summary vacation; and Adopt 2023-43 a Resolution of the City Council finding the surplus of City-owned land formerly

known as the 5th Street and Myrtle Avenue rights-of-way is exempt from CEQA, and declaring the land surplus property, motion Carried

Ayes: Leslie Castellano, G. Mario Fernandez, Scott Bauer, Renee Contreras-DeLoach
Noes: None
Absent: Kati Moulton

F) CONSENT CALENDAR - G. Mario Fernandez moved, seconded by Scott Bauer, to approve the Consent Calendar, motion Carried

Ayes: Leslie Castellano, G. Mario Fernandez, Scott Bauer, Renee Contreras-DeLoach
Noes: None
Absent: Kati Moulton

- F.1 Council Minutes – Approve the minutes of regular Council Meeting July 18, 2023
- F.2 Wharfinger Parking Lot Stormwater Modifications Project - Accept Wharfinger Parking Lot Stormwater Modifications Project, Bid No. 2023-11; and authorize the filing of a “Notice of Completion” at the Office of the County Recorder.
- F.3 Pavement Rehabilitation 2023 Bid No. 2023-05 – Additional PG&E Funds - Authorize staff to execute a change order to increase the contract with Mercer Fraser Company from \$2,386,000 to \$2,795,665 to include additional work to repair streets impacted by PG&E Maintenance Projects.
- F.4 Highland Park Restroom/Concession Building Procurement - Award to Romtec as vendor for the new restroom/concession building at Highland Park; and authorize City Manager to execute a contract in an amount not to exceed \$170,000.

G) LEGISLATIVE ACTION CORRESPONDENCE: None

H) ORDINANCES/RESOLUTIONS

- H.1 Parking Improvements 2023 - Amendment to the Eureka Municipal Code Chapters 70 and 72 – Traffic Code – Public Works Director Brian Gerving provided a report. The following individual addressed the Council regarding this subject matter:

Althea Christensen

Scott Bauer moved, seconded by Renee Contreras-DeLoach, Adopt Bill No. 1028-C.S., Ordinance No. 947-C.S. an ordinance of the City of Eureka amending Eureka Municipal

Code Title 7, Chapters 70 and 72 pertaining to parking; and adopt Resolution No 2023-42 of the City Council adopting the Parking Time Limits Map, motion Carried.

Ayes: Leslie Castellano, Scott Bauer, Renee Contreras-DeLoach

Noes: G. Mario Fernandez

Absent: Kati Moulton

I) REPORTS/ACTION ITEMS

- I.1 Diversity Equity & Inclusion Plan - Final Report – Human Resources Director Will Folger along with Shanti Brien and Berke Brown of Fogbreak presented a report. The following member of the public addressed the Council regarding this subject matter:

Ash Teeter

Council received the report.

- I.2 Waterfront Eureka Plan Public Review Draft - Senior Planner Caitlyn Castellano provided a report. The following member of the public addressed the Council:

Ash Teeter

Council received the report.

- I.3 Neighbor Privacy Concerns and Accessory Dwelling Units – Development Services Director Cristin Kenyon provided a report.

By consensus Council moved the discussion of this item to the August 15, 2023 meeting.

- I.4 League of California Cities Voting Delegate – Assistant City Manager Pam Powell provided a report. No one from the public addressed the Council regarding this subject matter. .

Leslie Castellano moved, seconded by Renee Contreras-DeLoach, to appoint Councilmember Bauer as the voting delegate for the League of California Cities Business Meeting to be held at the LOCC Annual Conference in Sacramento 20-22, 2023, motion Carried

Ayes: Leslie Castellano, G. Mario Fernandez, Scott Bauer, Renee Contreras-DeLoach

Noes: None

Absent: Kati Moulton

Renee Contreras-DeLoach moved, seconded by Scott Bauer, to appoint Councilmember Castellano as the alternate for the League of California Cities Business Meeting to be held at the LOCC Annual Conference in Sacramento 20-22, 2023, motion Carried

Ayes: Leslie Castellano, G. Mario Fernandez, Scott Bauer, Renee Contreras-DeLoach

Noes: None

Absent: Kati Moulton

J) FUTURE AGENDA ITEMS:

Councilmember Castellano requested an update on tiny house and camping projects with regards to winter. By consensus Council approved that staff provide an update.

K) CITY MANAGER REPORTS

K.1 Construction Report – Public Works Director Brian Gerving provided an update on current construction projects.

City Manager Slattery thanked all staff who worked on Get Out & Play Day.

L) PUBLIC COMMENT CONTINUED

M) COUNCIL REPORTS / CITY-RELATED TRAVEL REPORTS

Councilmember Contreras-DeLoach, attended JPA with HBF, attended walking audit, met with constituents, wants to acknowledge food insecurity for local individuals. Advanced Native Political Leadership

Councilmember Castellano, met with constituents about housing, met with Assembly member Wood, met with City Manager Slattery about next year's Kite Festival, attended walking audit meeting.

Councilmember Fernandez, attended walking audit, meeting Planning Director Kenyon, would like to explore bike patrols for Old Town, and DEI Trainings for Councilmembers.

Councilmember Bauer, attended GOPD, skateboard competition, attended RCEA meeting with regards to renewable energy, attended two CalCities meeting recently specifically building housing in California as well as issue of fentanyl. Senate Bill 18?? may pass

ADJOURNMENT: 8:56 PM

APPROVED:

Kim Bergel
Mayor

Attest:

Shannon Fazio
Deputy City Clerk