



RIO DELL CITY COUNCIL
CLOSED SESSION– 5:30 P.M.
REGULAR MEETING - 6:30 P.M.
TUESDAY, JUNE 21, 2022
CITY COUNCIL CHAMBERS
675 WILDWOOD AVENUE, RIO DELL

WELCOME - Copies of this agenda, staff reports and other material available to the City Council are available at the City Clerk's office in City Hall, 675 Wildwood Avenue and available on the City's website at cityofriodell.ca.gov. Your City Government welcomes your interest and hopes you will attend and participate in Rio Dell City Council meetings often.

**SPECIAL PUBLIC HEALTH EMERGENCY ALTERATIONS TO MEETING FORMAT
CORONAVIRUS (COVID-19)**

Effective immediately, the City of Rio Dell will reopen City Council meetings held in City Hall Council Chambers to in-person attendance by the public. The public may also attend these meeting virtually through Zoom. The meetings will also be viewable via livestreaming through our partners at Access Humboldt via their YouTube channel or Suddenlink channels on Cable TV.

To maintain safety and minimize the health risks associated with COVID-19, participants may be required to complete an Attestation of Vaccination upon entering the City Council Chambers. Fully vaccinated participants will not be required to wear a mask. Unvaccinated participants must wear face coverings at all times while in the City Hall Council Chambers.

Public Comment by Email:

In balancing the health risks associated with COVID-19 and need to conduct government in an open and transparent manner, public comment on agenda items can be submitted via email at publiccomment@cityofriodell.ca.gov. Please note the agenda item the comment is directed to (example: Public Comments for items not on the agenda) **and email no later than one-hour prior to the start of the Council meeting**. Your comments will be read out loud, for up to three minutes.

Meeting can be viewed on Access Humboldt's website at <https://www.accesshumboldt.net/>. Suddenlink Channels 10, 11 & 12 or Access Humboldt's YouTube Channel at <https://www.youtube.com/user/accesshumboldt>.

Zoom Public Comment:

When the Mayor announces the agenda item that you wish to comment on, call the conference line and turn off your TV or live stream. Please call the toll-free number **1-888-475-4499**, enter meeting **ID 987 154 0944** and press star (*) 9 on your phone – this will raise your hand. You will continue to hear the meeting on the call. When it is time for public comment on the item you wish to speak on, the Clerk will unmute your phone. You will hear a prompt that will indicate your phone is unmuted. Please state your name and begin your comment. You will have 3 minutes to comment.

- A. CALL TO ORDER
- B. ROLL CALL
- C. ANNOUNCEMENT OF ITEMS TO BE DISCUSSED IN CLOSED SESSION

1) 2022/0607.01 - **Conference with Real Property Negotiators:**
Property: 410 Fourth Avenue, Rio Dell, California
City of Rio Dell Negotiator(s): Kyle Knopp, City Manager,
and Russell Gans, City Attorney – Negotiating parties
Negotiating with: Linda Todd and/or agents – Under
Negotiation: Price and Terms of Payment (Pursuant to
Government Code §54956.8

- D. PUBLIC COMMENT REGARDING CLOSED SESSION
- E. RECESS INTO CLOSED SESSION
- F. RECONVENE INTO OPEN SESSION
- G. ORAL ANNOUNCEMENTS REGARDING CLOSED SESSION
- H. PLEDGE OF ALLEGIANCE
- I. CEREMONIAL MATTERS
- J. PUBLIC PRESENTATIONS

This time is for persons who wish to address the Council on any matter not on this agenda and over which the Council has jurisdiction. As such, a dialogue with the Council or staff is not allowed under the Ralph M. Brown Act. Items requiring Council action not listed on this agenda may be placed on the next regular agenda for consideration if the Council directs, unless a finding is made by at least 2/3 of the Council that the item came up after the agenda was posted and is of an urgency nature requiring immediate action. Please limit comments to a maximum of 3 minutes.

- K. CONSENT CALENDAR

The Consent Calendar adopting the printed recommended Council action will be enacted with one vote. The Mayor will first ask the staff, the public, and the Councilmembers if there is anyone who wishes to address any matter on the Consent Calendar. The matters removed from the Consent Calendar will be considered individually following action on the remaining consent calendar items.

- 1) 2022/0621.02 - Approve Minutes of the June 7, 2022 Regular Meeting
(ACTION) 1
- 2) 2022/0621.03 – Approve Resolution No. 1544-2022 Adopting the Gann
Appropriations Limit for FY 2022-23 **(ACTION)** 13
- 3) 2022/0621.04 - Approve Purchase of Services for the Annual Audit for
FY 2021-22 authorizing the City Manager or designee
to sign Letter of Engagement **(ACTION)** 16
- 4) 2022/0621.05 – Approve Extension of Employment Agreement for
Chief of Police and Authorize the City Manager to
Execute Agreement **(ACTION)** 17
- 5) 2022/0621.06 - Approve Summer 2022 Streets Resurfacing Project and
Authorize City Manager to Execute the Project in an
Amount not to \$256,695.10 **(ACTION)** 19
- 6) 2022/0621.07 – Receive and File Check Register for May **(ACTION)** 21

L. ITEMS REMOVED FROM THE CONSENT CALENDAR

M. REPORTS/STAFF COMMUNICATIONS

- 1) 2022/0621.08 - City Manager/Staff Update **(RECEIVE & FILE)** 25

N. SPECIAL PRESENTATIONS/STUDY SESSIONS

- 1) 2022/0621.09 - Presentation – Caltrans – Eel River Seismic Retrofit
Project Update **(RECEIVE & FILE)** 28
- 2) 2022/0621.10 - Presentation – GHD – Rio Dell Sanitary Sewer Evaluation
Study (SSES) Update **(RECEIVE & FILE)** 50

O. SPECIAL CALL ITEMS/COMMUNITY AFFAIRS/PUBLIC HEARINGS

- 1) 2022/0621.11 - Approve Proposed Rate Adjustment with Recology Eel
River and Accept it as an Amendment to the Solid Waste
and Recycling Franchise Agreement Effective July 1, 2022
(DISCUSSION/POSSIBLE ACTION) 66

P. ORDINANCES/SPECIAL RESOLUTIONS/PUBLIC HEARINGS

1) 2022/0621.12 - Second Reading (by title only) and Adoption of Ordinance No. 392-2022 Adopting the Rio Dell Police Department Policy 706 – Military Equipment Use Policy
(DISCUSSION/POSSIBLE ACTION) 77

2) 2022/0607.13 - Second Reading (by title only) and Adoption of Ordinance No. 394-2022 and Approval of Resolution No. 1546-2022 Related to the Extension of Measure J, the 1% Transaction and Use (Sales) Tax for General Purposes **DISCUSSION/POSSIBLE ACTION)** 86

Q. COUNCIL REPORTS/COMMUNICATIONS

R. ADJOURNMENT

*The next regular City Council meeting is scheduled for
Tuesday, July 5, 2022 at 6:30 p.m.*

**RIO DELL CITY COUNCIL
REGULAR MEETING MINUTES
JUNE 7, 2022**

The regular meeting of the Rio Dell City Council was called to order at 5:30 p.m. by Mayor Garnes.

ROLL CALL: Present: (Closed Session): Mayor Garnes, Mayor Pro Tem Johnson, Councilmembers Carter, and Wilson, City Manager Knopp, Wastewater Superintendent Taylor

Absent: Councilmember Woodall (excused)

Present: (Regular Meeting): Mayor Garnes, Mayor Pro Tem Johnson, Councilmembers Carter and Wilson

Absent: Councilmember Woodall (excused)

Others Present: City Manager Knopp, Finance Director Dillingham, Community Development Director Caldwell, Chief of Police Conner, Water/Roadways Superintendent Jensen, Wastewater Superintendent Taylor, Fiscal Assistant II Hamaker, Community Service Officer Clark, and City and Clerk Dunham

Absent: Management Analyst Sanborn (excused)

ANNOUNCEMENT OF ITEMS TO BE DISCUSSED IN CLOSED SESSION

Conference with Legal Counsel – Potential Litigation – Consideration of Possible Initiation of Litigation Pursuant to Government Code §54956.9 (c) or (d) (4) – One Potential Case

The Council recessed into closed session at 5:30 p.m. to discuss the above matter.

The Council reconvened into open session at 6:30 P.M.

Mayor Garnes announced that there was nothing to report out of closed session.

CEREMONIAL MATTERS

Declaring a Moment of Silence for the innocent victims of gun violence perpetrated on Tuesday, May 24, 2022 resulting in the deaths of 19 young students, two teachers and injuries to another 17 people at Robb Elementary School in Uvalde, Texas

Mayor Garnes declared a moment of silence for the victims of the recent gun violence in Texas.

Proclamation Honoring June 2022 as National Alzheimer's and Brain Awareness Month

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Mayor Garnes read the proclamation in recognition and support of June as National Alzheimer's and Brain Awareness Month. John and Terry Schmidt, Fortuna residents and Alzheimer's Association volunteers, were present to accept the proclamation.

John Schmidt thanked the Council for presenting the proclamation and encouraged the Council to wear purple at the next Council meeting to help raise awareness of Alzheimer's and to honor those affected by the disease. He also thanked the Council for its past support by hosting a promise garden with hay bales and flowers which helps raise community awareness of their October Walk to End Alzheimer's Event, with this year's event scheduled for October 8, 2022.

PUBLIC PRESENTATIONS

Mayor Garnes called for public comment on non-agenda items.

City Clerk Dunham read one public comment regarding illegally parked vehicles. (included with these minutes as Attachment 1)

CONSENT CALENDAR

Mayor Garnes asked if any councilmember, staff or member of the public would like to remove any item from the consent calendar for separate discussion. No items were removed.

Motion was made by Johnson/Carter to approve the following consent calendar items:

- 1) Minutes of the May 17, 2022 Regular Meeting;
- 2) Minutes of the June 2, 2022 Special Meeting;
- 3) Resolution No. 1538-2022 Adopting a List of Projects for FY 2022-23 Funding by SB1 – The Road Repair and Accountability Act of 2017;
- 4) Cost Recovery for Abatement of 66 Davis St.;
- 5) Cost Recovery for Abatement of 520 First Ave.;
- 6) Resolution No. 541-2022 Ordering and Calling for a General Municipal Election to fill three Council seats, requesting and consenting to consolidation of the Municipal Election with the General Election to be held on November 8, 2022, requesting the services of the Humboldt County Registrar of Voters, providing for Notice of Election and adopting Uniform Policies pertaining to Candidate Statements and Fees
- 7) City Council Priorities for FY 2022-23

Motion carried 4-0.

REPORTS/STAFF COMMUNICATIONS

City Manager/Staff Update

City Manager Knopp provided highlights of the staff update and said that at the next meeting, GHD would be providing an update on current projects including the Sanitary Sewer Evaluation Study (SSES). In addition, Caltrans representatives will be present to discuss plans for replacement of the Paul Mudgett northbound bridge. He then encouraged councilmembers to take a drive and look at the new paving work done on Riverside Dr. Once that paving is done, the contractor will be paving on Orchard and Cherry Lane.

Mayor Pro Tem Johnson commented that he jogged around Riverside on Friday and rode his bike on Sunday and complimented the contractor for doing a nice job on the paving.

Councilmember Carter said that she also received compliments on the Riverside Dr. paving.

Mayor Garnes announced a slight change in the order of the agenda and said that the special presentation on the FY 2022-23 Recommended Budget would be presented prior to the Regional Climate Action Plan Update.

SPECIAL PRESENTATIONS/STUDY SESSIONS/PUBLIC HEARINGS

Presentation – FY 2022-23 Recommended Budget

Finance Director Dillingham provided a staff report and said that at the May 17, 2022 regular meeting, the Council received a presentation on the recommended budget in which there were no requested modifications at that time. She then reviewed three (3) minor changes to the budget based on additional information received since the last meeting. The following changes were as follows:

- \$55,000 added for the purchase of a replacement Public Works truck that was budgeted but not purchased in FY 2021-22;
- \$10,000 added to the Police Department for a traffic study; and
- \$3,560 adjustment to the Building Department budget for staffing expense transfers.

She continued with a brief power point presentation. The proposed budget total was \$8,953,904; an increase of \$3,284,710 or 57% over last year's adopted budget. The increase was primarily due to additional grant funded capital projects and increases in salaries and benefits.

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At the conclusion of the presentation, staff recommended the Council approve Resolution No. 1539-2022 adopting the FY 2022-23 Operating and Capital Budget and Position Allocation Table, or to provide additional direction and instruct staff to return on June 21, 2022 with adoption of the budget.

Mayor Garnes called for questions or comments from the Council.

There were no comments or recommended modifications to the proposed budget as presented.

The Finance Director and staff were commended for a job well done.

Mayor Garnes called for public comment on the proposed budget; no public comment was received.

Motion was made by Johnson/Carter to approve Resolution No. 1539-2022 adopting the FY 2022-23 Operating and Capital Budget and Position Allocation Table as presented. Motion carried 4-0.

Finance Director Dillingham was excused and left the meeting at this time, 6:50 p.m.

Presentation – Regional Climate Action Plan Update

Community Development Director Caldwell provided a staff report and said that as the Council is aware, staff has been working with the other cities in the County as well as the County of Humboldt and Redwood Coast Energy Authority (RCEA) since 2018 in developing a regional Climate Action Plan (CAP). The draft plan has been completed and the next step in the process is to prepare an Environmental Impact Report (EIR) for the Climate Action Plan. He noted that Michael Richardson was prepared to provide the Council with an update on the plan.

Michael Richardson provided a power point presentation and said as staff mentioned, they are pivoting from developing the Climate Action Plan to evaluating the environmental impacts through an EIR. The purpose of the agenda item tonight is to determine whether the City Council is comfortable with commencing with the environmental review of the draft EIR.

He explained that the goal of a regional Climate Action Plan is to reduce greenhouse gas emissions throughout Humboldt County. He continued with review of the climate action planning steps, and State greenhouse gas targets which included being 40% below 1990 levels in 2030 and to reach statewide carbon neutrality by 2045. The largest goal for greenhouse gas reductions in Humboldt County was electrification of existing infrastructure.

The environmental review process was expected to take approximately one year, with the Council voting on the final Climate Action Plan in the summer of 2023.

He explained that regarding approval by the other jurisdictions to commence with the environmental review process, Blue Lake was also receiving the presentation this evening, Fortuna had not yet commented, and Eureka, Arcata and Ferndale voted to move forward with the EIR.

The Humboldt Prosperity Alliance raised concerns on the public review draft of the Humboldt Regional Climate Action Plan (CAP) as addressed in a letter to the Humboldt County Board of Supervisors. They pointed out that everything with a carbon footprint has the potential to be affected by the CAP. Future environmental review of projects will likely be held to the standards and concepts set forth in the CAP and because this will shape the future, it is essential that the CAP is accurate and appropriate for the rural County of Humboldt.

Community Development Director Caldwell said that the CAP presentation to the Board of Supervisors today was almost 2 hours long and encouraged the Council to listen to that portion of today's board meeting.

Mayor Pro Tem Johnson commented that he read with great interest the presentation by Humboldt Prosperity Alliance and felt that they made some excellent points that need to be considered. Starting right off with, what was the industry in Humboldt County in 1990? We're really missing the game here when we don't include the pulp mills that existed on Humboldt Bay. They were huge polluters and said that the bar is being set arbitrarily way too high by not including them as we rightfully should. I think you're doing a great disservice to all of the people in Humboldt County by willfully taking that out of the equation. Their other points were equally well-made and all of them need to be strongly considered in the EIR presentation.

Councilmember Wilson agreed and pointed out that that the pulp mill was a big polluter.

Motion was made by Johnson/Carter to approve commencing with environmental review of the draft CAP provided the concerns outlined in the letter from the Humboldt Prosperity Alliance are addressed and analyzed in the EIR. Motion carried 4-0.

SPECIAL CALL ITEMS/ COMMUNITY AFFAIRS/PUBLIC HEARINGS

Public Hearing – Cost Recovery for Abatement of 483 Fourth Avenue

Chief Conner provided a staff report and said that this is the public hearing for the cost recovery of the second and third abatements at 483 Fourth Avenue. Staff's recommendation is that the Mayor open the public hearing, receive any testimony relative to the abatements, close the public hearing, discuss the matter, and approve the findings and order confirming accounts and assessments for 483 Fourth Avenue.

Community Service Officer Clark reported that in September, 2020, the City conducted an abatement of the trash and solid waste located at 483 Fourth Ave. The cost recovery for that abatement was approved and a lien was placed on the property. Trash began to

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accumulate again so on March 12, 2021 the City's Public Work's Department assisted with a second abatement, removing the solid waste and trash from the front yard. The City's cost for this abatement was \$790.74. After the second abatement, trash continued to accumulate in the front and side yards of the property so on December 21, 2021 a third abatement warrant was sought from the court due to reoccurring violations on the property. The City's cost for this abatement was \$2,841.40. She noted that both cost assessments were sent via certified mail to the property owner on February 16, 2022 with the property owner making no attempt to pay or to set up a payment arrangement.

Mayor Pro Tem Johnson commented that he happened to jog by 483 Fourth Avenue a couple of days ago and it appears like they are working on a fourth abatement order. He said that it doesn't make sense because abating the property costs probably 20 times more than it would to have Recology Eel River haul off the trash.

Councilmember Carter thanked City staff for their efforts in cleaning up the property and said that the situation makes her sad. She asked what the long-term solution is.

Community Service Officer Clark said that staff can issue an administration citation and take the property owner to Small Claims court if the claim is large enough.

Chief Conner said that as a last resort, the lien could be attached to the property taxes so if the lien is not paid with the taxes, the property can be sold at auction after 6 years.

Councilmember Carter commented that the situation is somewhat of an ethical dilemma.

Mayor Garnes opened a public hearing to receive public input on the abatement. No public comment was received and the public hearing closed.

Motion was made by Johnson/Carter to approve the Findings and Order Confirming Accounts and Assessment for the abatement of 483 Fourth Avenue. Motion carried 4-0.

ORDINANCES/SPECIAL RESOLUTIONS/PUBLIC HEARINGS

Second Reading (by title only) and Adoption of Ordinance No. 391-2022 Amending the City's Zoning Regulations Chapter 17 of the Rio Dell Municipal Code (RDMC) to be Consistent with California Government Code §65650 et. Seq. (State Supportive Housing Law), and 65660 et. seq. (Low Barrier Navigation Centers Law), and 65913.4 (State Streamlined Ministerial Approval Process) by Establishing Procedures for Reviewing Ministerial Approval Applications

Community Development Director Caldwell provided a staff report and explained that this is the second reading of the ordinance related to State mandated amendments to the City's Zoning Regulations to facilitate development of certain housing types. He noted that a lot of the requirements are already being met by the City.

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Mayor Garnes opened the public hearing to receive public comment on the proposed ordinance. There being no public comment, the public hearing was closed.

Motion was made by Johnson/Carter to approve the second reading (by title only) and approve Ordinance No. 391-2022 Amending the City's Zoning Regulations Chapter 17 of the Rio Dell Municipal Code (RDMC) to be Consistent with California Government Code §65650 et. Seq. (State Supportive Housing Law), and 65660 et. seq. (Low Barrier Navigation Centers Law), and 65913.4 (State Streamlined Ministerial Approval Process) by Establishing Procedures for Reviewing Ministerial Approval Applications.
Motion carried 4-0.

Introduction/First Reading (by title only) of Ordinance No. 394-2022 and Approval of Resolution No. 1543-2022 Related to the Extension of Measure J, the 1% Transaction and Use (Sales) Tax for General Purposes

City Manager Knopp provided a staff report and explained that Measure J is a 1% Transactions and Use Tax that was passed by the voters twice; once under Measure U in 2014 and again in 2018 as Measure J. He noted that the tax is set to expire on December 31, 2024. The current ordinance before the Council proposes to reduce the 1% tax by 25% thus making it a 0.75% tax and in effect until repealed by the voters.

In reviewing the City's long-term financial projections, and given that the City does have some additional new revenue sources coming in from cannabis, there is room to reduce the Measure J tax and put it before the voters in November. The 0.75% Transactions and Use Tax was expected to generate \$345,000 in annual revenue.

He noted that the City has been making significant investments related to infrastructure using both City discretionary funds and grant funds, most of which without any match requirements. Some of the other things the City has been able to do with the tax revenue is to invest in public safety including new equipment, new technology and increased staffing levels in the police department.

The recommendation was to introduce the ordinance, open the public hearing and receive public input, close the public hearing, deliberate and continue consideration and adoption of the ordinance to the meeting of June 21, 2022. In addition, to approve Resolution 1543-2022 establishing November 8, 2022 as the date for an election on the proposed ballot measure to extend and reduce the 1% transaction and use tax to 0.75% for general purposes and requesting the County Board of Supervisors to consolidate said election with the statewide General election.

Mayor Garnes commented that the tax has helped make a lot of necessary improvements in the City and it is very important that these investments continue. She also appreciated the reduction of the tax and thanked the citizens of Rio Dell for their support

Mayor Pro Tem Johnson thanked the citizens of Rio Dell for supporting the concept of Measure U and Measure J for close to a decade and said that when the last measure was

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passed, the Council agreed to invest in streets, public safety and economic development. As the City Manager pointed out, the Council has done exactly that and invested the City's money wisely, and put it back into the community. He asked when the tax would go into effect once it passes.

City Manager Knopp said that it would become effective January 1, 2025.

Councilmember Wilson thanked staff for proposing to the Council, and to the Council for accepting prudent measures for spending the money. In the past, citizens were promised different things with the City not following through although that is not the case now. Hopefully the citizens will continue to support the tax measure.

Mayor Garnes called for public comment on the proposed ordinance and resolution. No public comment was received.

Motion was made by Johnson/Carter introduce Ordinance No. 394-2022 amending Chapter 3.11 of the Rio Dell Municipal Code to extend and reduce the one percent (1%) Transaction and Use Tax to 0.75% for general purposes, eliminating the termination date, with the State Board of Equalization continuing to administer the tax and continue consideration and adoption of the ordinance to the meeting of June 21, 2022; and approve Resolution 1543-2022 establishing November 8, 2022 as the date for an election on the proposed ballot measure to extend and reduce the 1% transaction and use tax to 0.75% for general purposes and requesting the County Board of Supervisors to consolidate said election with the statewide general election, and directing the City Clerk to take any and all actions necessary under law to prepare for and conduct the election. Motion carried 4-0.

Adopt Resolution No. 1540-2022 Vacating the Caltrans Give-Back Parcel Located South of Painter Street, East of Ireland Avenue, North of Center Street and West of Highway 101

Community Development Director Caldwell provided a staff report and said that as reported at the May 17, 2022 regular meeting, there is a process requiring a public hearing, posting a notice on site, and noticing all properties within 300 feet of the City's intend to vacate that portion of the Caltrans give-back right-of-way for the development of a dog park which is yet another grant funded project.

He recommended the Council adopt Resolution No 1540-2022 vacating the Caltrans give-back parcel and said that once the resolution is approved and signed, staff will send the resolution to the County Recorder; once it's recorded, the parcel is considered vacated. The Prop 84 grant administrators will then be notified that it has been vacated so the project can move forward.

He noted that staff did not receive any comments from the public however, staff did receive a late notice from PG&E requesting they maintain an easement to an existing power pole located on the southwest corner of the parcels within the proposed vacation area. This will allow PG&E to continue to operate and maintain its facilities installed pursuant to their

franchise agreement. He noted that staff amended the Resolution to incorporate PG&E's request.

Mayor Garnes called for public comment on the proposed resolution. No public comment was received.

Motion was made by Johnson/Carter to approve Resolution No. 1540-2022 vacating the Caltrans give-back parcel located south of Painter Street, East of Ireland Avenue, North of Center Street and West of Highway 101. Motion carried 4-0.

Introduction and First Reading (by title only) of Ordinance No. 393-2022 and Approval of Resolution No. 1542-2022 Amending the Land Use and Housing Elements of the City's Zoning Regulations, Chapter 17 of the Rio Dell Municipal Code (RCMC)

Community Development Director Caldwell provided a staff report and said that this amends the Rio Dell Municipal Code to incorporate definitions of supportive housing, emergency shelters, and low barrier navigation centers. He reviewed the text amendments to the Zoning Regulations and noted that low barrier navigation centers are now principally permitted uses in the Residential Multi-family (RM) zone. In the Town Center (TC), Community Commercial (CC), and Neighborhood Commercial (NC) zones, emergency shelters, supportive and transitional housing projects and low barrier navigation centers are principally permitted on the upper floors of multi-story buildings.

The second element of the project is text amendments to the Housing Element and to the Land Use Element which are approved by Resolution 1542-2022. He referred to Table 1-2 of the *Rio Dell General Plan Land Use Designations* identifying low barrier navigation centers, emergency shelters, supportive and transitional housing projects and low barrier Navigation centers in the appropriate zones as well as identifying density since in the current General Plan, residential densities were not identified.

He commented that Caltrans is very supportive of the recommended changes and identified densities. There is a big movement in the planning world to be supportive of mixed-use housing projects and at higher densities than normal. He pointed out that it doesn't mean that someone is going to come in a build 20 units per acre although they could.

He then referred to Table 27 of the *2019-2027 Housing Element* and said that as far as amendments, the allowable density for the Rural designation was clarified to allow one unit plus an ADU per 5 acres. In the Town Center (TC), Community Commercial (CC), and Neighborhood Commercial (NC) designations, the density was increased to 20 units per acre to accommodate low to moderate incomes.

Next was review of Table 29. *Vacant Residential Sites Inventory*. The Todd property was included, expecting some residential development there, and two parcels on Grayland Heights that were recently brought to staff's attention as buildable lots.

Community Development Director Caldwell noted that the Planning Commission did suggest that addresses be included so geographically members of the community would have an idea of where those sites are located.

Councilmember Wilson asked if the vacant parcel identified on Eeloa Ave. was the Dazzi property. Community Development Director clarified that it was.

Mayor Garnes called for public comment on the proposed ordinance and resolution. No public comment was received.

Motion was made by Johnson/Carter to approve introduction and first reading (by title only) of Ordinance No. 393-2022 and Approval of Resolution No. 1542-2022 Amending the Land Use and Housing Elements of the City's Zoning Regulations, Chapter 17 of the Rio Dell Municipal Code (RDMC) and continue it to the meeting of June 21, 2022 for its second reading and adoption; and to approve Resolution No. 1542-2022 amending the City's Land Use and Housing Elements. Motion carried 4-0.

COUNCIL REPORTS/COMMUNICATIONS

Councilmember Carter reported that she attended the Rio Dell-Scotia Chamber of Commerce meeting on Friday and that they are moving forward on the mural project, and working on installing the kiosks as previously discussed. She also commented on how nice the display of flags looked over the Memorial Day weekend. She said there is a nice video on the City's Instagram page for anyone who would like to view it.

Councilmember Wilson reported on his attendance at the last Redwood Coast Energy Authority (RCEA) meeting and said that the State is trying to change the net metering law and the criteria for having solar panels. He said that the theory is that lower income people are subsidizing the higher income people who can afford to have solar.

He asked staff about the sculpture program and if the current sculptures would be remaining in place.

City Manager Knopp said that he would need to look at the contract to see when the contract expires. He said at the end of the 5-year contract whatever sculptures are in place become the property of the City.

Community Development Director thought the contract was nearing the expiration date and agreed to review the contract and report back to the City Manager.

Mayor Garnes thanked staff for putting together the agenda and thanked the Chamber for the wonderful flag display. She also encouraged anyone that had not yet voted, to get to the polls before they close.

ADJOURNMENT

Motion was made by Johnson/Carter to adjourn the meeting at 7:50 p.m. to the June 21, 2022 regular meeting. Motion carried 4-0.

Attest:

Debra Garnes, Mayor

Karen Dunham, City Clerk

City of Rio Dell:

In your newsletter the last couple of months, you have printed about vehicles parking on the roadway in the opposite direction to which the traffic normally moves.

Apparently its okay for some but not for all. We say you need to remind the Police of the Code Section 22502.

There is a blue house on the north side of Painter St., across from the trailer park that has a blue pickup, a white SUV, a white car, and sometimes a Sheriff's SUV plus some of their company all the time. We guess its okay because of who they are. NOT SO. We will be watching to see if this matter is taken care of, plus we will keep an eye out for the rest of the city.

The Police drive down Painter St. all the time so we know they see it. You need to take care of this matter. We will be watching

Citizens of Painter Street

675 Wildwood Avenue
Rio Dell, CA 95562
(707) 764-3532
(707) 764-5480 (fax)



DATE: June 21, 2022

TO: Mayor and Members of the City Council

FROM: Cheryl Dillingham, Finance Director

THROUGH: Kyle Knopp, City Manager

SUBJECT: Resolution No. 1544-2022 Adopting the Gann Appropriations Limit for Fiscal Year 2022-23

IT IS RECOMMENDED THAT THE CITY COUNCIL:

Adopt Resolution 154-2022 establishing the City of Rio Dell Gann Appropriation Limit for fiscal year (FY) 2022-23.

BACKGROUND AND DISCUSSION

Voters approved Proposition 4, also commonly known as the Gann Initiative, in November of 1979 adding Article XIII B to the California Constitution. The Gann Initiative placed limits on the growth of expenditures for all public agencies. Division 9 of Title 1, Sections 7900-7914 of the Government Code were added to establish the process for calculating state and local agency appropriations limits and appropriations subject to limitation under Article XIII B of the California Constitution. These constitutional and statutory sections explain and define the appropriations limit and appropriations subject to limitation as they apply to state and local agencies and require that each entity of government formally adopt its appropriations limit each fiscal year. The calculations used to determine the City's appropriations limit and the resolution adopting the limit are attached.

The Gann Appropriations Limit for the City of Rio Dell is:

FY 2022-23 Gann Appropriations Limit:	\$ 1,544,654
City of Rio Dell's Amount Subject to Limit:	1,176,500
Amount Under Limit:	\$ 368,154

A jurisdiction may not exceed the appropriations limit unless there is a declared emergency and the funds are used for that purpose. The voters of a jurisdiction may, by majority approval, increase the appropriations limit. The voter approved override may not exceed four years.

ATTACHMENTS

Resolution 1544-2022 Establishing Gann Limit
City of Rio Dell FY 2022-23 Gann Limit Worksheet



RESOLUTION NO. 1544-2022
A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF RIO DELL
ESTABLISHING THE GANN APPROPRIATIONS LIMIT
FOR FISCAL YEAR 2022-23

WHEREAS, the voters of the State of California in November 1979 approved Proposition 4, commonly known as the Gann Initiative, which added Article XIII B to the California Constitution; and

WHEREAS, the provisions of that Article establish maximum appropriation limits, commonly called the “Gann Limits,” for public agencies, including California cities; and

WHEREAS, the City must establish a projected Gann Limit for the 2022-23 fiscal year in accordance with the provisions of Article XIII B and applicable statutory law;

NOW, THEREFORE BE IT RESOLVED, the City Council of the City of Rio Dell hereby adopts the Gann Appropriations limit of \$1,544,654 for fiscal year (FY) 2022-23 and declares that the applicable appropriations in the Budget for FY 2022-23 do not exceed the limit.

I HEREBY CERTIFY that the foregoing Resolution was duly introduced, passed and adopted at a regular meeting of the City Council of the City of Rio Dell, held on the 21st day of June by the following vote:

Ayes:
Noes:
Abstain:
Absent:

Debra Garnes, Mayor

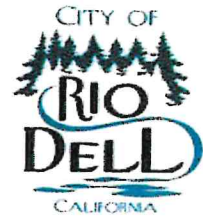
ATTEST:

Karen Dunham, City Clerk

**Appropriations Subject to Limitation City of Rio Dell
FY 2022-23 Gann Limit Worksheet**

a)	FY 2021-22 Appropriations Limit (prior year)		1,439,530
	Calculation of FY 2022-23 Appropriations Limit		
	Annual Adjustment Factors:		
b)	Per Capita Personal Income	7.55%	
c)	City of Rio Dell Population Change OR	-1.12%	
d)	Humboldt County Population Change (whichever is greater)	-0.23%	
e)	Calculation: $(1 + .0755) \times (1 - .0023) =$		1.0730264
f)	FY 2022-23 Appropriations Limit (a x e)		1,544,654
g)	FY 2022-23 Estimated Tax Proceeds Subject to Appropriations Limit		
	Property Taxes	146,160	
	Property Tax In Lieu VLF	456,340	
	Sales & Use Taxes	800,000	
	Transient Occupancy Taxes	20,000	
	Transfer Taxes	8,000	
	Business License Taxes	10,000	
	Cannabis Tax	186,000	
	Total Tax Proceeds Subject To Limit (sum of g)		1,626,500
	FY 2022-23 Expenditures Exempt From Limit		
	Capital Streets Project	450,000	
h)	Total Expenditures Exempt From Limit		450,000
i)	FY 2022-23 Appropriations Subject To Limit (g - h)		1,176,500
j)	Under (Over) Limit (f - i)		368,154

675 Wildwood Avenue
Rio Dell, CA 95562
(707) 764-3532
(707) 764-5480 (fax)



DATE: June 21, 2022

TO: Mayor and Members of the City Council

FROM: Cheryl Dillingham, Finance Director *CD*

THROUGH: Kyle Knopp, City Manager

SUBJECT: Approve Purchase of Services for Annual Audit for Fiscal Year 2021-22

IT IS RECOMMENDED THAT THE CITY COUNCIL:

Approve the purchase of services for the annual audit for fiscal year (FY) 2021-22 and authorize the City Manager or designee to sign the letter of engagement.

BACKGROUND AND DISCUSSION

In 2017 the City of Rio Dell issued a Request for Proposals (RFP) for auditing services for five years beginning with FY 2016-17. JJACPA, Inc. was selected to provide auditing services through June 30, 2021. Government Code 12410.6(b) allows a local agency to use the same accounting firm for audit services for six years. Staff has reached out to JJACPA, Inc. and they have agreed to perform the FY 2021-22 audit for an amount not to exceed \$20,250. It is recommended that JJACPA, Inc. be contracted with to provide audit services to the City for FY 2021-22. Staff will issue an RFP for auditing services for fiscal years 2022-23 through 2026-27.

The estimated cost for the annual audit is \$20,250. Funding for this expenditure was anticipated and included in the FY 2022-23 adopted budget.

ATTACHMENTS

None



*Rio Dell City Hall
675 Wildwood Avenue
Rio Dell, CA 95562
(707) 764-3532
cityofriodell.ca.gov*

June 21, 2022

TO: Rio Dell City Council
FROM: Kyle Knopp, City Manager
SUBJECT: Extension of Employment Agreement for Chief of Police

IT IS RECOMMENDED THAT THE CITY COUNCIL:

Authorize the City Manager to sign the attached extension.

BACKGROUND AND DISCUSSION

The process to hire a new Chief of Police is currently underway and is expected to result in a hire effective on August 1, 2022. The Current Chief of Police's agreement lasts through June. Therefore, a one month extension with Chief Jeff Conner is needed to prevent a gap in services.

///

6/21/22

City of Rio Dell

Addendum to Employment Agreement between Jeff Conner and the City of Rio Dell for Chief of Police, dated June 21, 2022. The following item is agreed to:

- Extension of Employment Agreement for Chief of Police to July 31st 2022.

Signed,

Jeff Conner, Chief of Police

Kyle Knopp, City Manager

*Rio Dell City Hall
675 Wildwood Avenue
Rio Dell, CA 95562
(707) 764-3532
cityofriodell.ca.gov*



June 21, 2022

TO: Rio Dell City Council

FROM: Kyle Knopp, City Manager

SUBJECT: Approval of the Summer 2022 Streets Resurfacing Project and Authorization for the City Manager to Execute the Project in an Amount Not to Exceed \$256,695.10.

IT IS RECOMMENDED THAT THE CITY COUNCIL:

Authorize the City Manager to proceed with the Summer 2022 Slurry Seal Project in an amount not to exceed \$256,695.10, further authorizing the City Manager to execute any necessary forms, payments or correspondence to complete the project.

BACKGROUND AND DISCUSSION

The City of Rio Dell now regularly is involved with a multi-jurisdictional slurry seal project that occurs every one to two years. This year's project was led by the City of Arcata and includes the City of Fortuna, CalPoly Humboldt and the City of Rio Dell. Slurry Sealing work is included in the City Council's 5-year Streets program and is an important low cost method to slow the deterioration of existing road surfaces while the City works on other more challenged streets throughout the community. Prior to this project, the City spent approximately \$100,000 on various patch repairs on many of the streets in preparation for this summer's scheduled for sealing.

The bid for this project was issued by the City of Arcata with DRYCO as the low bidder. DRYCO was the bid winner for the 2020 sealing project. Rio Dell's portion amounts to \$213,916.10, and with a 20% contingency, the project total expenditure could be \$256,695.10. The project is expected to be completed by the end of the summer or early fall of this year. The amount is well within the appropriated streets budget for FY 2022-23 of \$450,000.

Payment for the project will be issued to the City of Arcata upon completion.

///

**2022 Streets Resurfacing Project
Bid No.**

Share of Cost per Agency

Item No.	Description	Quantity	Unit	Rio Dell	
Base Bid				Est. Quantity	Total
1	Mobilization & Demobilization	1	LS	1	\$16,994.44
2	Traffic Control	1	LS	1	\$32,265.49
3	Type II Accelerated Cure Slurry Seal	109640	LS	37,130	\$119,558.60
4	Apply 6" Wide Yellow Centerline Thermostripe w/out Reflectors (Caltrans Detail 1)	7534	SY	4,684	\$4,449.80
5	Apply 6" Wide Solid Double Yellow Thermostripe w/out Reflectors (Caltrans Detail 21)	1460	LF		
6	Apply 6" Wide Solid Double Yellow Thermostripe w/ Reflectors (Caltrans Detail 22)	910	LF	120	\$318.00
7	Apply 6" Wide Yellow Thermoplastic Two-Way Left Turn Lane (Caltrans Detail 32)	970	LF	970	\$4,112.80
8	Apply 8" Wide White Thermoplastic Stripe (Caltrans Detail 38A)	965	LF	190	\$402.80
9	Apply 6" Wide Solid White Thermoplastic Stripe (Caltrans Detail 39)	7305	LF	1,650	\$2,623.50
10	Apply 6" Wide White Thermoplastic Stripe (Caltrans Detail 39A)	780	LF		
11	Apply 4" White Solid Thermoplastic parking lines	1350	LF		
12	Apply White/Yellow Thermoplastic Pavement Markings	4396	SF	1,874	\$19,864.40
13	Remove and Replace Blue Raised Reflective Markers	28	EA	14	\$222.60
14	Remove Thermoplastic Striping and Reflectors	19409	LF	6,529	\$5,157.91
15	Remove Thermoplastic Markings	4396	SF	1,874	\$7,945.76
					\$164,656.17
					\$213,916.10

City of Rio Dell
Check Listing for City Council Meeting

Ref#	Date	Vendor	Description	Amount
10975	5/04/2022	[0576] 101 AUTO PARTS	Synfilm Recip, Alternator, Napa Bar Chain Oil, FL Hose, USS G8	892.26
10976	5/04/2022	[3975] AT&T - 5709	FAX LINE EXPENSES FOR FEBRUARY 2022-PD & CITY HALL	54.01
10977	5/04/2022	[6786] BENNETT, TRAVIS	REFUND DEPOSIT	185.35
10978	5/04/2022	[2293] CITY OF FORTUNA	POLICE DISPATCH SERVICES FOR MAY 2022	5,766.66
10979	5/04/2022	[5940] CLARK, MARY	Travel Expense Reimbursement (75%): CACEO - Module Two Academy (5/9-5/13/22)	511.94
10980	5/04/2022	[2302] CLYDE'S TOWING, INC.	Ford F350 from Pizza Factory to Rocha's	299.99
10981	5/04/2022	[2303] COAST CENTRAL CREDIT UNION	POA Dues for PPE 4/22/2022	120.00
10982	5/04/2022	[2340] DEPT OF JUSTICE ACCT. OFFICE	BLOOD ALCOHOL ANALYSIS FOR MARCH 2022	35.00
10983	5/04/2022	[2405] FORTUNA ACE HARDWARE	Brush Deck	10.84
10984	5/04/2022	[5052] GHD, INC	Professional Services Rendered Through 2/26/2022 - Rio Dell City Engineer Services	2,819.25
10985	5/04/2022	[4922] GRUNDMAN'S SPORTING GOODS INC.	Ammunition & Magazines for Glock	1,593.12
10986	5/04/2022	[6410] HUMBOLDT LODGING ALLIANCE	HCTBID TOT Assessment Tax Fee Report Form Jan-March 2021	201.00
10987	5/04/2022	[2551] MIRANDA'S ANIMAL RESCUE	Animal Control for April 2022	1,900.00
10988	5/04/2022	[3006] MISSION LINEN SUPPLY, INC	MAINTENANCE & LAUNDER UTILITY WORKERS SHIRTS; PAPER TOWELS; CLEAN MOP HEAD, MAINTENANCE & LAUNDER UTILITY WORKERS SHIRTS; CLEAN MOP HEAD	262.86
10989	5/04/2022	[6100] NORTHERN CALIFORNIA GLOVE	Black Nitrile Exam Gloves	275.63
10990	5/04/2022	[2601] PETERSON	Caterpillar Standby Genset	33,075.70
10991	5/04/2022	[6349] RECOLOGY EEL RIVER	Garbage Bags Month of April 2022	84.65
10992	5/04/2022	[4525] SHERLOCK RECORDS MGMT	STORAGE SERVICE FOR MAY 2022	137.60
10993	5/04/2022	[4570] SHRED AWARE	Shredding	72.10
10994	5/04/2022	[7185] STAPLES ADVANTAGE	File Folder Labels and Toner Cartridge, #10 Peel & Seal Standard Envelopes, Full Color, Qty 500, Scotch Packing Tape and Packing Tape w/ Dispensers, Toner Cartridge, Surge Protector Wall, and Outlet Surge Protector, Outlet Surget Protector, Scotch Magic Tape, Tape Dispenser, Wireless Mouse	694.46
10995	5/04/2022	[7295] SUPERIOR TANK CO., INC.	Furnish and Installed: 10 Gauge Dr Staved- Chime on Bottom Chime & 12 Gauge Staves- Flat Panel on Bottom Chime	51,684.60
10996	5/04/2022	[4908] THE MITCHELL LAW FIRM, LLP	LEGAL SERVICES FOR APRIL 2022 & LEGAL SERVICES FOR APRIL 2022	5,813.92
10997	5/04/2022	[2772] WENDT CONSTRUCTION, INC	Guard Rail At Fern St Lift Station	10,408.00
10998	5/04/2022	[5647] WHITCHURCH ENGINEERING, INC.	Provide Engineering Services for Drainage Project Between Ogle and Bellevue Ave	2,810.00
10999	5/11/2022	[5381] ALTERNATIVE BUSINESS CONCEPTS	MONTHLY MAINTENANCE & COPIER CHARGES FOR APRIL 2022	1,036.52
11000	5/11/2022	[4937] CA DEPT OF TRANSPORTATION	SIGNALS & LIGHTING BILLING JAUNUARY 2022 THROUGH MARCH 2022	293.42
11001	5/11/2022	[2303] COAST CENTRAL CREDIT UNION	POA Dues for PPE 9/17/21, 10/1/21, & 10/15/21	450.00
11002	5/11/2022	[2340] DEPT OF JUSTICE ACCT. OFFICE	Fingerprint APPS; Fingerprint - FBI	49.00
11003	5/11/2022	[2386] EUREKA RUBBER STAMP CO.	2x10 Walnut Name Plate & 3/4x3 Glossy Gold Name Plate	26.82
11004	5/11/2022	[2405] FORTUNA ACE HARDWARE	Distilled Water	9.73
11005	5/11/2022	[5052] GHD, INC	Professional Services Rendered Through 4/30/2022 - Rio Dell City Engineer Services	1,820.00
11006	5/11/2022	[2475] HUMBOLDT TOWING, INC.	EVIDENCE STORAGE	100.00

City of Rio Dell
Check Listing for City Council Meeting

Ref#	Date	Vendor	Description	Amount
11007	5/11/2022	[5613] KELLY-O'HERN ASSOCIATES	Dog Park Surveying	2,835.50
11008	5/11/2022	[7203] LECHOWICZ & TSENG MUNICIPAL CONSULTANTS, LLC	Water/Sewer Rate Study - Final Invoice	1,950.00
11009	5/11/2022	[7195] METER, VALVE & CONTROL, Inc	Badger M170 2" Cold Water Meter, Badger M170 2" Cold Water Meter	1,842.40
11010	5/11/2022	[4393] NVLEX.net. Inc.	VGA vable 4', MONTHLY MAINTENANCE FOR MAY 15 THROUGH JUNE 15, 2022; AND SECURITY GATEWAY FOR PD	1,299.56
11011	5/11/2022	[3343] PITNEY BOWES RESERVE ACCOUNT	Postage Purchased for Reserve on 4.6.2022, Postage Purchased for Reserve on 5.10.2022	800.00
11012	5/11/2022	[6825] SUDDENLINK	INTERNET SERVICES MAY 2022	900.00
11013	5/11/2022	[6173] VACMASTERS	Blower Maintenance and Repair	4,510.44
11014	5/18/2022	[6038] ACCURATE TERMITE & PEST SOLUTIONS	RODENT & INSECT CONTROL @ 475 HILLTOP DR	245.00
11015	5/18/2022	[4295] AMBROSINI & SONS ELECTRIC, INC	BI-MONTHLY PEST CONTROL @ 675 WILDWOOD AVE	
11016	5/18/2022	[5940] CLARK, MARY	Install Circuit & Outlets for Water Treatment Controls	546.69
11017	5/18/2022	[2303] COAST CENTRAL CREDIT UNION	Travel Expense Reimbursement (25%): CACEO - Module Two Academy (5/9-5/13/22)	170.65
11018	5/18/2022	[5765] GARNES, DEBRA	POA Dues for PPE 5/6/2022	120.00
11019	5/18/2022	[6486] GREEN TO GOLD ENTERPRISES LLC	CA Cities Leadership Conf. Reimbursement - Wharf Masters Inn (LOCC Division Meeting - Aug 19, 2022)	392.88
11020	5/18/2022	[2457] HUM. COUNTY CLERK-RECORDER	Two Planter Barrels	79.26
11021	5/18/2022	[2501] KEENAN SUPPLY	Copies	4.00
11022	5/18/2022	[7387] METRO UNIFORM MERCED	4x4 STD IMP Steel Nipple	29.55
11023	5/18/2022	[2569] NORTH COAST LABORATORIES, INC.	Razor Body Armor (M. Clark); Traverse Molle	1,109.25
			ACID DIGESTION; AMMONIA NITROGEN UN-IONIZED; AMMONIA NITROGEN W/O DISTILLATION; CONDUCTIVITY; HARDNESS; ICAP METALS; NITRATE/NITRITE; THM by EPA 624; TOTAL DISSOLVED SOLIDS; TOTAL NITROGEN; TOTAL PHOSPHATE PHOSPHORUS; TURBIDITY	895.00
11024	5/18/2022	[6943] PACE SUPPLY CORP	Hinged Saddle, Dinsmore Tank: Limit Rods, Retaining Rings, Expansion Joints, Dinsmore Tank: ELL AC CL, Dinsmore Tank: Ultra Flex CPLG Ford, 12 Ret Dual Wedge Acc PVE/DI/HDPE	4,381.70
11025	5/18/2022	[4338] QUILL CORPORATION	Hammermill Copy Plus Paper	212.00
11026	5/18/2022	[7307] REDWOOD TEEN CHALLENGE	Three people mowed and clean up @ 909 Martin Dr; Dump Receipt from Eel River Recology Ticket #547328	776.00
11027	5/18/2022	[2319] SUDDENLINK COMMUNICATIONS	PUBLIC WORKS INTERNET & CITY HALL/PD/ PW PHONE SERVICES 5/10/22 - 6/9/22	534.28
11028	5/18/2022	[2750] USA BLUEBOOK	MicroLevel Submrs Transmitter, Kimwipes Disposable Wipes, Blue-White Tube Assembly for A-100N Pump; USABB pH Buffer Pack	965.30
11029	5/18/2022	[5647] WHITCHURCH ENGINEERING, INC.	Provide Engineering Services for Drainage Project Between Ogle and Bellevue Ave	6,642.50
11031	5/25/2022	[6786] BENNETT, TRAVIS	REFUND CREDIT- OVERPAYMENT TO CLOSED ACCOUNT	114.65
11032	5/25/2022	[2928] DAN COLLINGS TREE SERVICE	Prune Redwood Limbs Away from Water Tank & Fence	4,000.00

City of Rio Dell

Check Listing for City Council Meeting

Ref#	Date	Vendor	Description	Amount
11033	5/25/2022	[2356] DOWNEY BRAND LLP	For Services Rendered Through April 30, 2022	120.00
11034	5/25/2022	[2385] EUREKA READYMIX	34 Base Class 2 13.38 Ton	198.24
11035	5/25/2022	[5765] GARNES, DEBRA	Reimbursement for Parking fees @ Cal Cities Event 5/10-5/13/2022	105.00
11036	5/25/2022	[6486] GREEN TO GOLD ENTERPRISES LLC	PVC 2" Slip Cap	7.58
11037	5/25/2022	[2452] HORIZON BUSINESS PRODUCTS	1000 #10 Window Return w/ Address Envelopes	372.73
11038	5/25/2022	[2501] KEENAN SUPPLY	Mainline Ball Valve, Brass CPLG Lead Free, Concrete Dual Utility Box, Water Concrete Lid with Hinged Reading Lid, Concrete Electrical Box,	506.93
11039	5/25/2022	[5934] NORTH COAST JOURNAL, INC	Open Positions Help wanted Ads	50.00
11040	5/25/2022	[6806] PINTERMEDIA LLC	Monthly Web Hosting Fee - June 2022	30.00
11041	5/25/2022	[4338] QUILL CORPORATION	1 Hole Punch and Rubber Bands, File Jackets, Calculator Ribbon,	105.27
11042	5/25/2022	[4215] ROCHA'S AUTOMOTIVE, INC.	Oil Change Toyota Tacoma SR '21	290.75
11043	5/25/2022	[2693] SHELTON'S AUTO LUBE	Ford Explorer '21 Oil Change	90.00
11044	5/25/2022	[2719] SWRCB	Drinking Water Treatment Operator Grade T2 Certification Renewal -Lee	60.00
11045	5/25/2022	[6373] THATCHER COMPANY, INC.	Serra Sani-Chlor-330 G Tote, Tote Deposit Reimbursement	2,065.09
11046	5/25/2022	[2754] US CELLULAR	MONTHLY SERVICE FOR SAFETY PHONE 05/08-06/02/2022	62.14
11047	5/25/2022	[6037] WELLS FARGO VENDOR FIN SERV	KYOCERA COPIER PAYMENT FOR JUNE 2022	391.07
Total Checks/Deposits				163,305.84

Ref#	Date	Vendor	Description	Amount
995348	5/02/2022	WITHDRAWAL	DEPOSITED ITEM RETURNED	-321.24
042-592	5/02/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR EDD PAYROLL TAXES FOR PPE 04/22/2022.	-2,952.75
9837127	5/02/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR ALLIED ADMINISTRATORS-DELTA DENTAL ONLINE PAYMENT FOR JUNE 2022.	-2,099.49
291766	5/02/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR EFTPS PAYROLL TAXES FOR PPE 04/22/2022.	-16,381.72
278536	5/03/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR AFLAC INSURANCE ONLINE PAYMENT FOR APRIL 2022	-845.80
743594	5/10/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR MISSIONSQUARE RETIREMENT ONLINE PAYMENT FOR PPE 05/06/2022	-11,039.76
8076009	5/10/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR WEXBANK/SHELL FUEL CO ONLINE PAYMENT FOR APRIL & MAY FY2021-2022.	-3,065.59
689-824	5/16/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR EDD PAYROLL TAXES FOR PPE 05/06/2022.	-2,727.01
5459737	5/16/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR EFTPS PAYROLL TAXES FOR PPE 05/06/2022.	-15,543.00
9837128	5/17/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR PG&E ONLINE PAYMENT FOR APRIL/MAY 2022.	-23,583.48
5172022	5/17/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR BANK OF AMERICA CREDIT CARDS ONLINE PAYMENT FOR APRIL/MAY 2022	-3,904.32
5182022	5/18/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR BENEFIT BRIDGE/PUBLIC AGENCY COALITION ONLINE PAYMENT: JUNE 2022.	-24,590.81
5202022	5/20/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR DEARBORN LIFE INSURANCE ONLINE PAYMENT FOR JUNE 2022.	-382.50
5222022	5/20/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR VSP INSURANCE ONLINE PAYMENT FOR JUNE 2022.	-379.73
9877779	5/23/2022	WITHDRAWAL	BANK ANALYSIS FEE FOR MAY 2022	-286.44
75631	5/25/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR MISSIONSQUARE RETIREMENT ONLINE PAYMENT FOR PPE 05/20/2022	-11,039.76

City of Rio Dell
Check Listing for City Council Meeting

Ref#	Date	Vendor	Description	Amount
065-184	5/31/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR EDD PAYROLL TAXES FOR PPE 05/20/2022.	-2,744.63
2951825	5/31/2022	ELECTRONIC FUNDS TRANSFER	EFT FOR EFTPS PAYROLL TAXES FOR PPE 05/20/2022	-15,523.80
Total EFT's/Bank Withdrawals				-137,411.83

Ref#	Date	Vendor	Description	Amount
TRX TO PR	5/11/2022	TRANSFER FROM CHECK TO PAYROLL ACCOUNT	TRANSFER TO PAYROLL ACCT FOR PPE 05/06/2022	-39,159.48
TRX TO PR	5/26/2022	TRANSFER FROM CHECK TO PAYROLL ACCOUNT	TRANSFER TO PAYROLL ACCT FOR PPE 05/20/2022	-38,646.93
Total Transfer Between Accounts				-77,806.41

Ref#	Date	Vendor	Description	Amount
465828	5/23/2022	WITHDRAWAL	Debit purchase for US Bank Deposit Bags from Guy Brown Management	-32.43
9837130	5/31/2022	WITHDRAWAL	DEBIT FOR POSTAGE TO MAIL U/B BILLS FOR MAY 2022	-444.73
Debit Card Withdrawals				-477.16



Staff Highlights – 2022-06-21

City Council

City Manager

City Clerk

Processed Seven (7) Building Permit Applications:

1014 Riverside Dr. – Re-Roof Garage
87 Berkeley St. – Repairs to Bathroom and Misc.
111 Ogle Ave. – Sewer Lateral
243 Cherry Lane – Pellet Stove Insert
300 Woodland Ave. – Extend wall for wood stove insert
127 Berkeley St. – Accessory Dwelling Unit (ADU)
520 First Ave. – Sewer Lateral

Misc:

Submitted Bureau of Labor Statistics Employment Report for June
Completed Quarterly Building Permit Survey – U.S. Census Bureau

City Attorney

Human Resources, Risk & Training

Finance Department

Public Works Water

Public Works Wastewater

Working on SSMP audit with Larry Walker and associates.

Sewer Code Violation on 520 1st Ave with Code enforcement

Sewer lateral inspection at Post office and 111 ogle Ave

Meeting with GHD about upcoming council meeting presentation on SSES

Scheduling interviews for vacant position in Public works

Routine Sewer collection system cleaning



Discussing and locating Effluent pipe with Caltrans bridge replacement HWY 101 NB

Public Works Streets, Buildings and Grounds

Public Works City Engineer

Public Works Capital Projects

Police Department

The Department had the following statistics for the period of June 1 to June 15, 2022. The summation of Calls for Service may greater than the total as multiple officers can now be assigned to the same call for service. There may also be administrative calls for service that are not documented below.

Officer	Calls for Service	Reports	Arrests
Conner	18	0	0
Beauchaine	12	1	1
Landry	33	7	6
Burns	50	3	0
Johnson	42	8	5
Fielder	10	0	0
Clark	40	0	N/A
Totals	198	19	12
Averages	14.1 per day	9.5 per week	6.0 per week
2021 Yearly Average	15.6 per day	14.2 per week	5.7 per week

Calls for Service at 355 Center Street

Type	Date	Time	Location	Primary Unit	Case #
415N	06/05/2022	14:30:55	355 CENTER ST	6S2	
VI	06/12/2022	19:35:05	355 CENTER ST	R618	

415N – Noise Disturbance

VI – Vehicle investigation

6S2 – Corporal Crystal Landry

R618 – Officer Russell Johnson

During the period of June 1, to June 15, 2022, there were twelve calls for service related to animal control issues. Two kittens, who had been found abandoned on the riverbar, were transported to Miranda's Rescue. One resident called 911 to report a dead racoon in the middle of the road. The caller was advised that this was not an emergency by the dispatcher before relaying the information to Officer Burns. Officer Burns responded and took care of the deceased animal.



On June 1, 2022, Corporal Landry responded to call where a woman in a Subaru had allegedly brandished a firearm at another woman during a discussion about the driver's speed. Corporal Landry located the Subaru a short distance away and order the female driver out of the car at gunpoint. After detaining the driver in the back seat of the patrol car, Corporal Landry searched the Subaru where she located a pellet gun. The driver was cited for brandishing a weapon other than a firearm and released from the scene.

On June 6, 2022, Officer Johnson stopped a car that did not have any license plates. When he ran the vehicle's identification number, he learned that the car had been reported stolen by the Visalia Police Department. The driver was arrested for possession of a stolen vehicle. The passenger was arrested on several warrants. Both men were transported to the jail.

Code Enforcement

During the period of June 1, to June 15, 2022, the Department opened fourteen new cases dealing with inoperable, junk, unregistered, or illegally parked vehicles. In the same time period, the Department closed sixteen such cases. Four of the cars were towed by the City, while the remaining violations were cleared by the vehicle owners. There were twenty open cases as of the end of this reporting period.

During the period of June 1, to June 15, 2022, the Department opened six new code enforcement cases and closed three. Two of the new cases dealt with excessive vegetation, two with solid waste, and two with animal control issues. Of the three closed cases, two dealt with solid waste and the third was for construction without permits. All three cases were abated by the property owners. There were 48 open cases at the end of this reporting period.

Community Development Department

Intergovernmental

Humboldt-Rio Dell Business Park



District 1

1

01-0A111 HUM-101 –R53.7/M54.2
Eel River Bridge Seismic Retrofit



HOUSEKEEPING ITEMS



After tonight's
presentation there
will be an
opportunity for
questions.

District 1

2

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Eel River Bridge Seismic Retrofit



TITLE VI STATEMENT

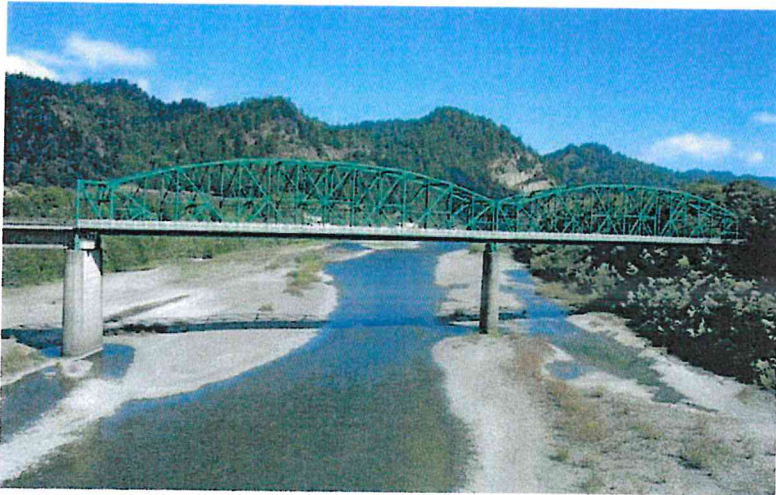
Caltrans ensures that no person in the state of California is excluded from participation in, denied the benefits of, or otherwise subjected to discrimination in Caltrans programs, policies, procedures, activities, and services on the grounds of race, color, national origin, sex, age, or disability.

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Eel River Bridge Seismic Retrofit





Eel River Seismic Retrofit

01-HUM-101 PM R53.7/M54.2

Marie Brady, Project Manager

Daniel Stiles, Project Engineer

Daniel Bornman, Construction Engineer

Zachary Larson, Environmental Coordinator

Michael Bergman, Structures Engineer

District 1

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01-OA111 HUM-101 –R53.7/M54.2
Eel River Bridge Seismic Retrofit



INTRODUCTION

BY: Marie Brady, Project Manager

District 1

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Eel River Bridge Seismic Retrofit



Eel River Seismic Retrofit Project

- **Project Purpose**
 - Perform partial Seismic Retrofit of the North Frame
 - Replace South Frames of the Bridge
- **Project Need**
 - Identified as bridges with seismic vulnerabilities
 - Repair and improve the structural integrity during a seismic event
- **Project Cost**
 - Programmed Construction Cost Currently Approximately \$55 Million

District 1

6

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Eel River Bridge Seismic Retrofit



PROJECT SCHEDULE

- Circulation of Draft Environmental Document for Public Comment. October 2022
- Complete Environmental Phase May 2023
- Begin Advertising for Bids August 2025
- Start of Construction Spring 2026
- Estimated Completion Fall 2028

District 1

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Eel River Bridge Seismic Retrofit



DESIGN

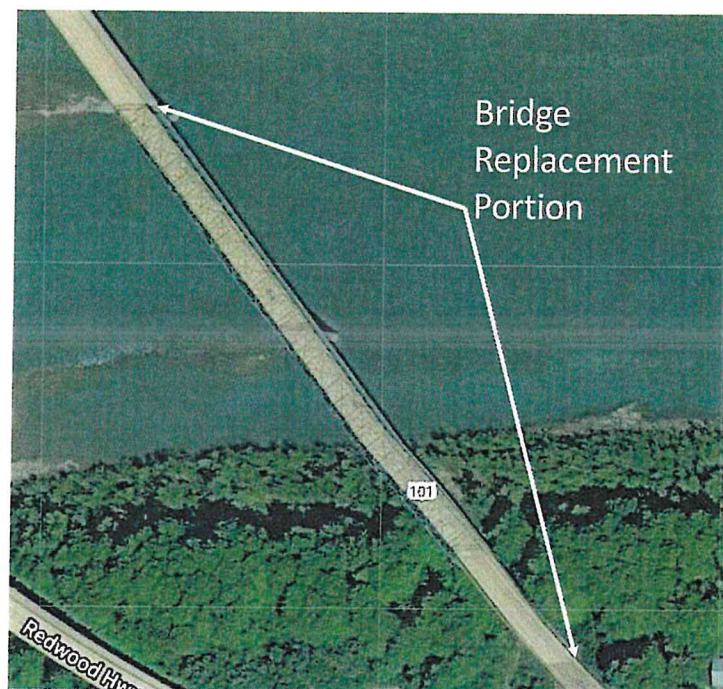
District 1

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Eel River Bridge Seismic Retrofit



Bridge Replacement



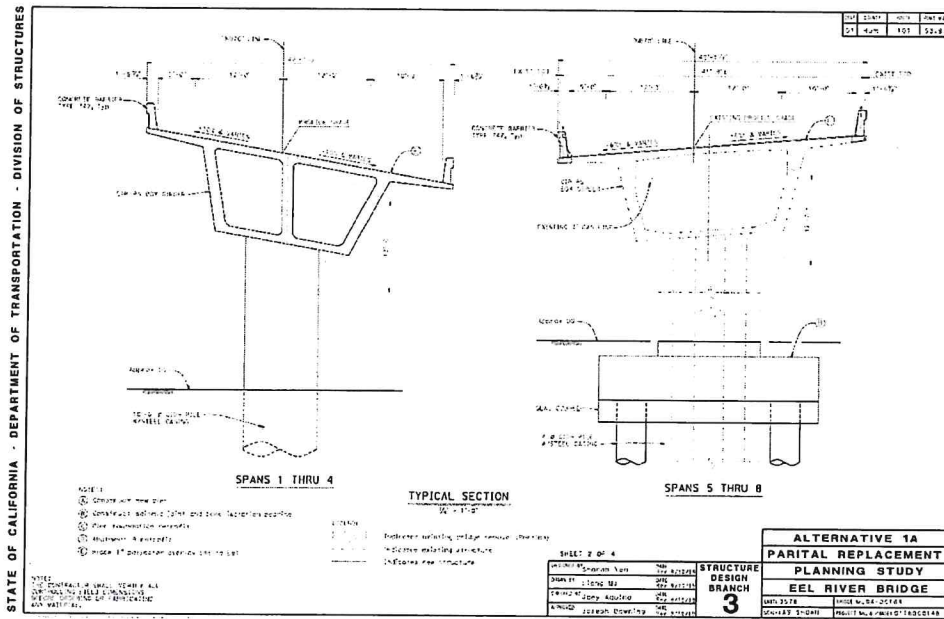
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Eel River Bridge Seismic Retrofit



Conceptual Design Only



District 1

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Eel River Bridge Seismic Retrofit



Bridge Retrofit



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Eel River Bridge Seismic Retrofit



CONSTRUCTION

District 1

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Eel River Bridge Seismic Retrofit



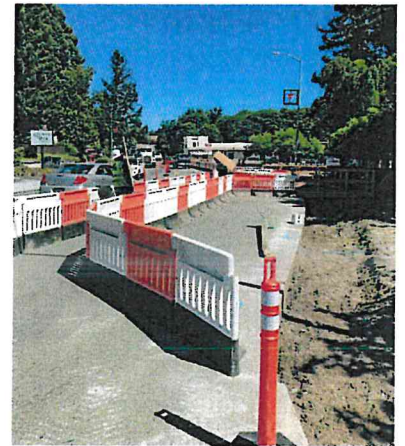
CONSTRUCTION

Challenges

- Community Concern regarding construction impacts

Solutions

- Community Outreach
- Schedule Coordination



District 1

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Eel River Bridge Seismic Retrofit



- Estimated Construction Start: Spring 2026
- Approximate Duration: 3 Years
- Anticipated Traffic Control
 - Detour Traffic on the Parallel Structure



District 1

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Eel River Bridge Seismic Retrofit



COMMUNITY OUTREACH

- During The Draft Environmental Document Process – FALL 2022

Example:

Willits Rehabilitation & Relinquishment of Old Highway 101

NOTICE OF TREE WORK ON MAIN STREET

SUNDAY, JANUARY 21 & 28

Thirteen trees will be removed on Main Street in advance of the sidewalk replacement project to begin May 2018. The trees will be removed over two days with work taking place on two consecutive Sundays, January 21 and 28, to minimize disruption to businesses and residences. Residents will notice tree stumps remaining for a period of time until the actual work on the sidewalk begins.

Caltrans worked collaboratively with the City of Willits in identifying the trees to be removed in advance of the sidewalk and utility phase of the project. Additionally a local nursery owner served on the tree identification team. The trees that were identified were those with structure or health problems sufficient to warrant removal with or without the relinquishment project.

Dusty Oakley, Community Development Director for the City, said: "The removal of the trees is the initiation of the relinquishment project. We are working with Caltrans to ensure construction will assist in the implementation of the Willits Downtown Main Street program that the local residents and businesses worked so hard on to adopt."

For more info: Caltrans,
Cathy McKeon, Project Manager,
(707) 441-5877 or call (707) 502-7628

For more info:
Willits City Hall,
(707) 459-7120

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Eel River Bridge Seismic Retrofit



SCHEDULE COORDINATION

- Interpersonal Relationships & Accountability



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Eel River Bridge Seismic Retrofit



Environmental

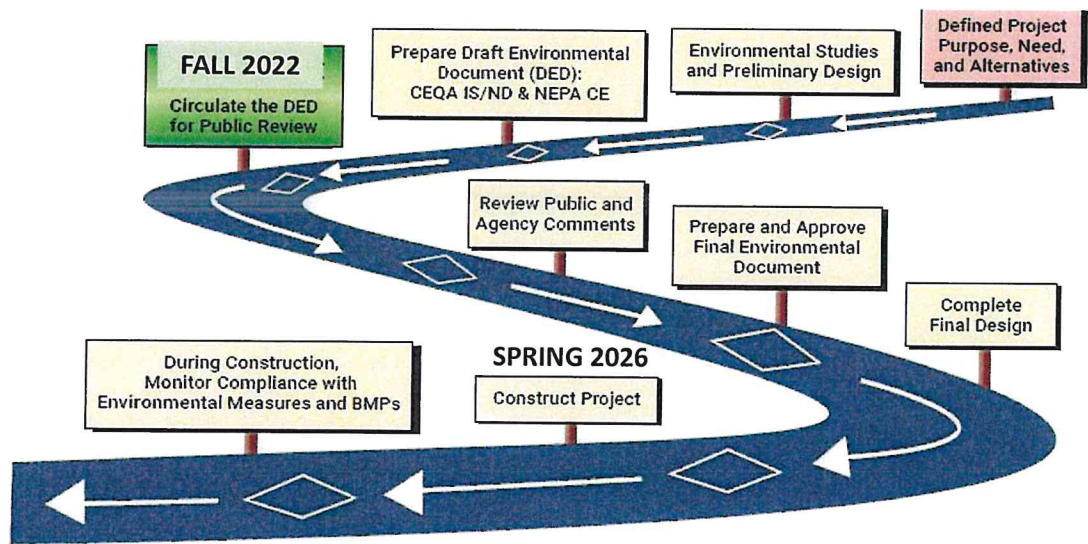
District 1

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Eel River Bridge Seismic Retrofit



ENVIRONMENTAL PROCESS



CEQA – California Environmental Quality Act
NEPA – National Environmental Policy Act

ENVIRONMENTAL REVIEW

- Per CEQA and NEPA, the project must go through an environmental review process to evaluate potential impacts to the environment. The analysis of these impacts is included in the environmental document.
- The type of CEQA document prepared for this project is an Initial Study/Mitigated Negative Declaration (IS/MND).
- The type of NEPA document anticipated for this project is a Categorical Exclusion.
- Potentially significant environmental impacts can be mitigated to less-than significant impacts .

EVALUATION OF ENVIRONMENTAL IMPACTS - CEQA

- Aesthetics
- Agriculture & Forest Resources
- Air Quality
- Biological Resources
- Energy
- Geology & Soils
- Hydrology & Water Quality
- Land Use and Planning
- Mineral Resources
- Noise
- Population & Housing
- Public Services
- Recreation
- Transportation
- Tribal Cultural Resources
- Utilities and Service Systems
- Wildfire
- Cultural Resources
- Greenhouse Gas Emissions
- Hazards & Hazardous Materials



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Eel River Bridge Seismic Retrofit



MORE INFORMATION

- Email questions and/or comments to: myles.cochrane@dot.ca.gov
- (707) 445-6312, TTY 711

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Eel River Bridge Seismic Retrofit



QUESTIONS?

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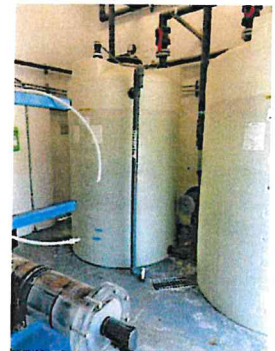
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Eel River Bridge Seismic Retrofit





Rio Dell Sanitary Sewer Evaluation Study Project Update

June 2022



The title of presentation goes here | GHD



What will be Covered



GIS Data Collection and Mapping



Flow Monitoring Results



Painter St Sewer Line Upsizing Grant Application



Disinfection Evaluation



Overall Project Schedule



Next Steps



GIS Data Collection and Mapping

Field Data Collection March 2020

Pandemic

ESRI Atlas Online System deployment – Summer 2021

Inspection Information

Active Map

Sewersheds

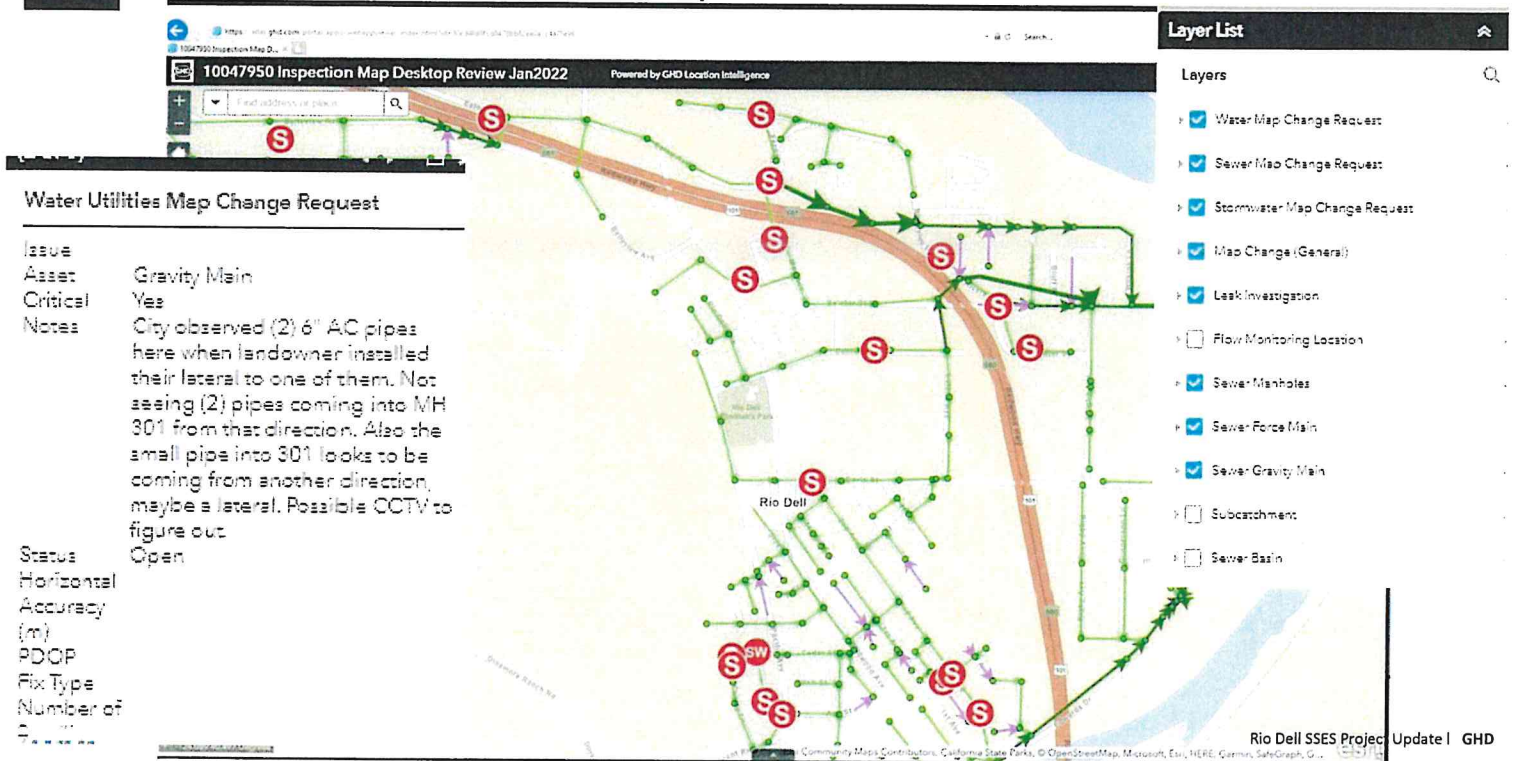
City funded incorporation of Water System Data



Rio Dell SSES Project Update | GHD

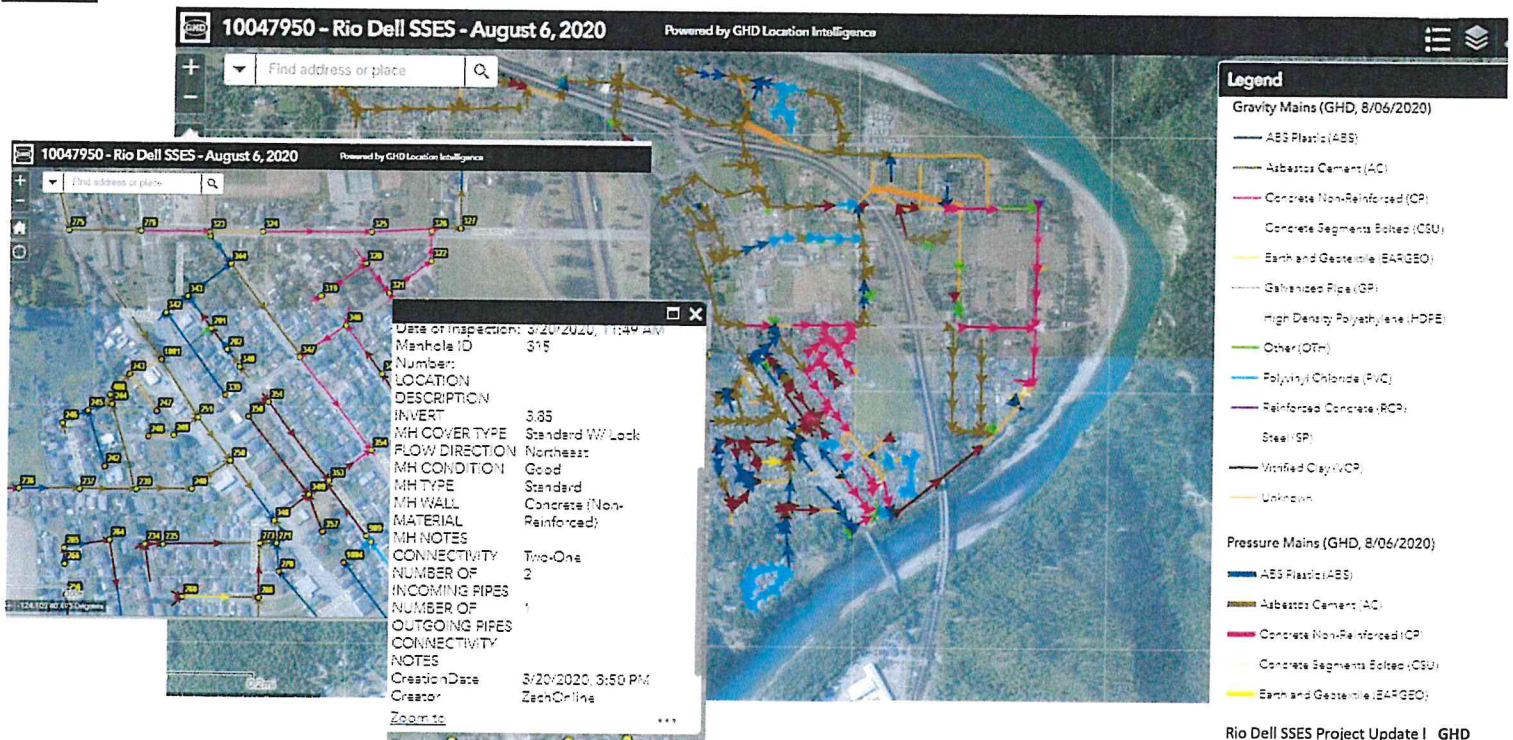


GIS Mapping – Inspection Information

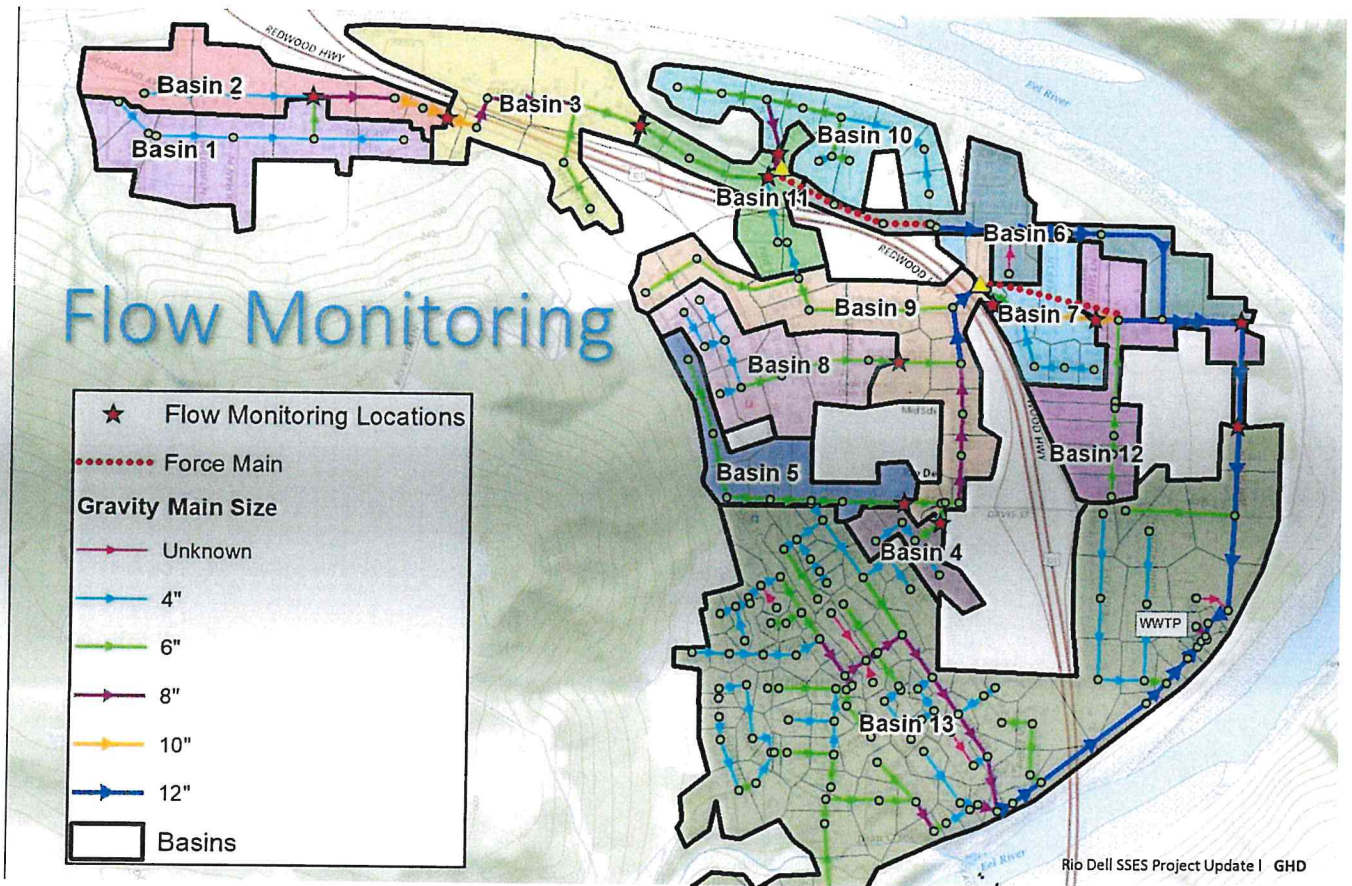




GIS Mapping – ActiveMap

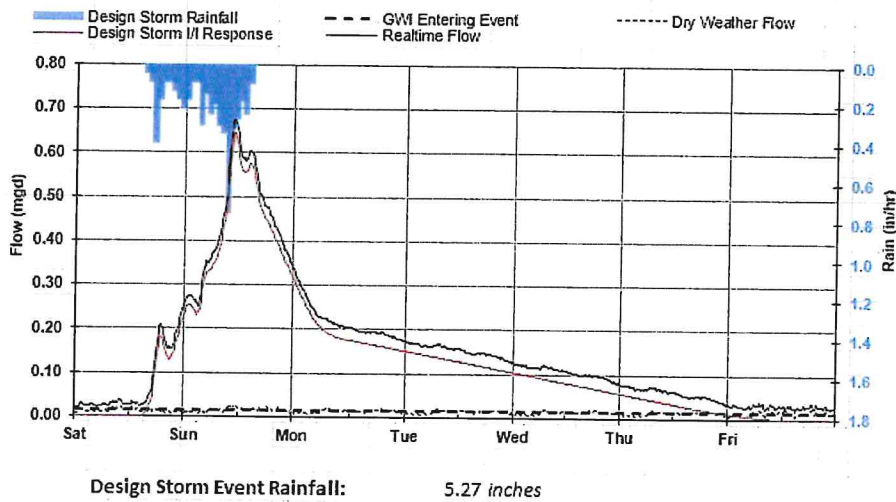


Rio Dell SSES Project Update | GHD





Flow Monitoring Results



Basin	ADWF (mgd)	10-year, 24-hr Design Storm Peak Flow (mgd)	Ratio
1	0.013	0.676	52.0
2	0.003	0.245	81.7
3	0.005	0.186	37.2
4	0.003	0.084	28.0
5	0.004	0.131	32.8
6	0.006	0.561	93.5
7	0.006	0.364	60.7
8	0.009	0.218	24.2
9	0.026	0.588	22.6
10	0.014	0.530	37.9
11	0.015	0.343	22.9
12	0.009	1.286	142.9
13	0.087	2.818	32.4



Painter Street Sewer Rehabilitation Final Design & Construction Project

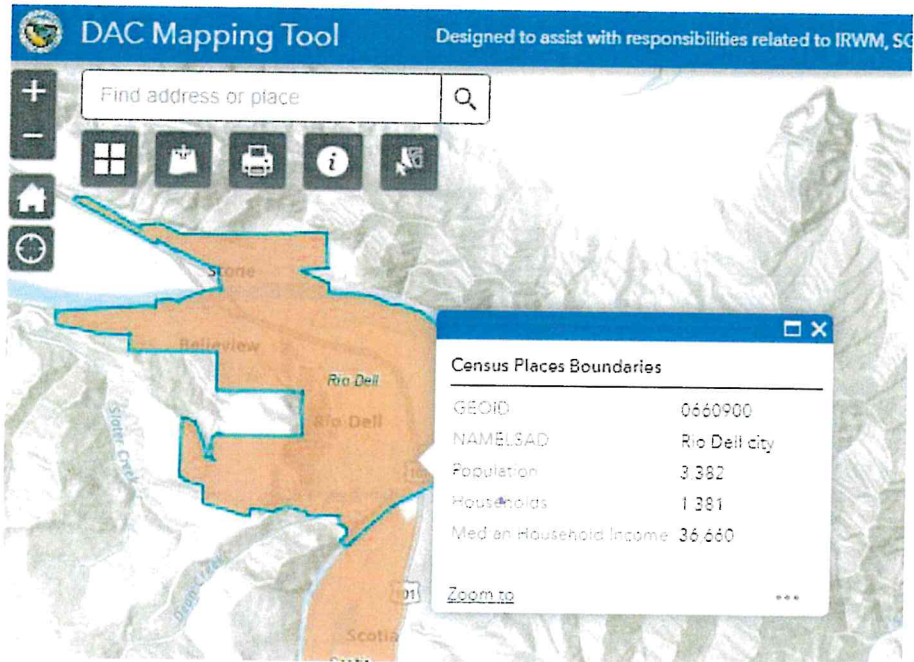
- Legend
- Sanitary Sewer Manholes
 - Streets
 - Sanitary Sewerline
 - Project Boundary
 - Potential Staging Area

- Replacement of the existing 12" sewer line with an 18" line with new manholes and connections to the existing system
- Title reports were obtained to verify easements
- CWSRF Construction grant application was submitted June 3rd

Rio Del SSSES Project Update | GHD



Disadvantaged Community Status

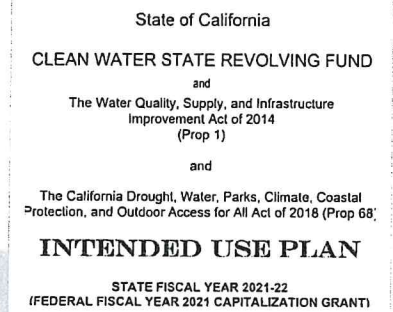


- ☒ Disadvantaged Communities - Census Places (ACS: 2014 - 2018)
- ☒ Census Places Boundaries
- ☐ Data Not Available
- ☐ SDACs (< \$42,737)
- ☐ DACs (\$42,737 - \$56,981)



Clean Water State Revolving Fund Eligibility

Estimated Project Cost, including final survey, easements, final design, bidding, and construction: \$1,490,550



APPENDIX D: SCWW Construction Grant/PF Eligibility Criteria⁴⁰

Eligible Applicants:	Public agencies having jurisdiction over disposal of sewage, industrial wastes, or other wastes, or an Indian tribe or an authorized Indian tribal organization, or a designated and approved management agency under Section 1288 of title 33 of the United States Code ⁴¹			
Affordability Criteria			Grant/PF Amount ⁴²	
Small Community MHI	Wastewater Rates as a Percentage of MHI	Percentage of Total Eligible Project Cost	Maximum Grant/PF Amount Per Project ^{43,44}	Maximum Grant/PF Per Household / Project ⁴⁵
MHI ≤ 100% Statewide MHI	≥4%	50%	\$6 million ⁴⁶	\$30,000 ⁴⁶
DAC = MHI <80% of Statewide MHI	≥1.5%	75% ⁴⁷	Or	Or
SDAC = MHI <60% of Statewide MHI	NA	100%	\$10 million ⁴⁸	\$75,000 ⁴⁸

⁴⁶ A maximum of \$6 million grant/PF or \$30,000 per connection is available for treatment system and/or collection system improvements.

⁴⁸ A maximum of \$10 million grant/PF or \$75,000 per connection is available for septic-to-sewer or regionalization projects. The Deputy Director of DFA may approve up to \$90,000 per connection for good cause.



Disinfection Evaluation

- 2017 Time Schedule Order issued for Exceedances of Disinfection By-Products (DBPs)
- 2017 – 2020 City Staff updated operations procedures and conducted testing. Unfortunately, the system changes implemented did not result in reduction of DBPs to below state standards.
- Evaluation of corrective options added to SSES Funding
- 2020-2021 Evaluation of chloramination disinfection, assessment of surface water ammonia discharge impacts to aquatic species, and development pilot plan
- 2022 Implementation of full scale pilot

Freshwater Mussel Survey in the Eel River

Stillwater Sciences, September 2020

Photo: California floater mussels observed in the study area



Rio Dell SSES Project Update | GHD



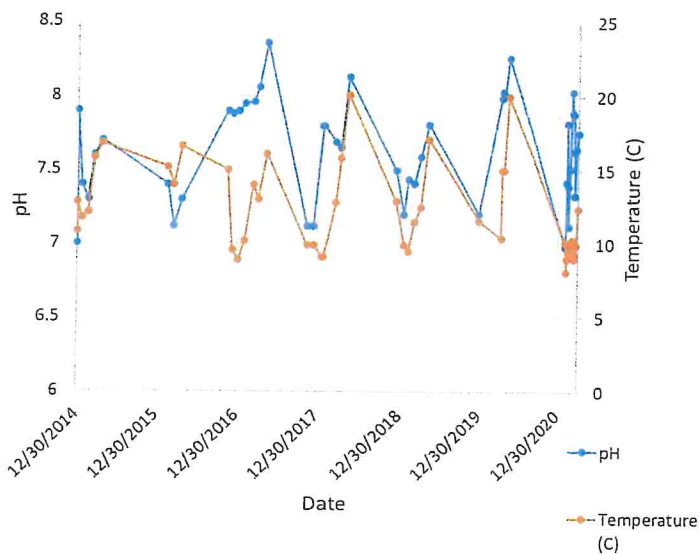
Disinfection Evaluation Bench Test Results

Date	Constituent Tested	Chilled Boosted ²	Chilled Unboosted ¹	Warm Boosted ⁴	Warm Unboosted ³
08.28.20	Chloramines (mg/l)	2.39	1.7	0.5	0.33
	Ammonia (mg/l)	0.794	0.791	0.786	0.805
	Total Cl ₂ (mg/l)	0.48	0.82	0.31	0.22
	Free Cl ₂ (mg/l)	0.01	0.05	0.02	0.01
	Chloramines (mg/l)	3.17	2.2	0.86	0.43
10.13.20	Ammonia (mg/l)	0.559	0.498	0.572	0.578
	Total Cl ₂ (mg/l)	1.54	1.15	0.46	0.25
	Free Cl ₂ (mg/l)	0.009	0	0.02	0.06

- The results showed the highest residual ammonia level the City recorded was approximately 0.8 mg/L.
- The limiting factor to determine if chloramines disinfection is a feasible option is whether disinfection requirements can be met while still being within a proposed ammonia limit.



Ammonia Standards



pH and Temperature of the Eel River During Nov-May 15th when City Discharges to the River

Sample Scenario	Receiving Water pH	Receiving Water Temp (°C)	AMEL Ammonia Standard (mg/L)
Average pH and Temp	7.6	12.2	10.4
Average pH and Temp for April and May	7.9	15.6	6.2
Max pH and Corresponding Temp (5/12/2017)	8.36	16.1	2.5
Max Temp and Corresponding pH (5/9/2017)	8.13	20.1	2.8
Min pH and Corresponding Temp (2/2/2021)	6.98	10.1	22.4
Min Temp and Corresponding pH (2/5/2021)	7.42	8.1	13.6

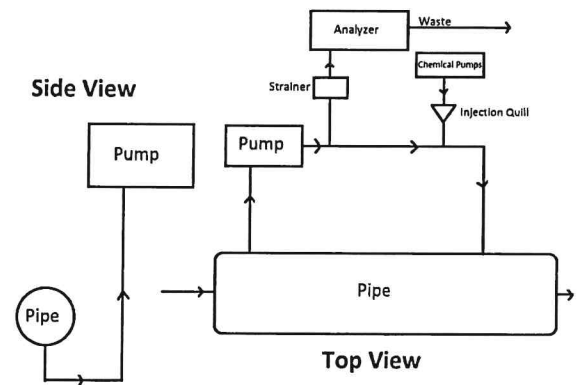
Possible pH and Temperature Combinations and Resulting Ammonia Limits



Full Scale Chloramination Test

- Regional Board has approved completion of full scale test during land application discharge period
- GHD coordinating design for temporary connection of ammonia meters to data capture system for pilot testing period
- City staff to complete most onsite work

Initial Concept of Testing Equipment





Amended Project Schedule

ITEM	DESCRIPTION OF SUBMITTAL	CRITICAL DUE DATE	ESTIMATE DUE DATE
1	Background Research Consultation with City	N/A	N/A
2	Update Collection System Mapping and Analysis <ul style="list-style-type: none"> Draft GIS Files Final GIS Files 	N/A	December 1, 2019 February 29, 2020
3	Painter Street Line Evaluation*	N/A	N/A
4	Pump Station Evaluation*	N/A	N/A
5	Develop and Implement Focused Flow Monitoring Strategy*	N/A	N/A
6	Develop and Implement Focused TV Inspection Strategy*	N/A	N/A
7	Right of Way Analysis*	N/A	N/A
8	Evaluation of Selected Stormwater Management Issues Contributing to I/I*	N/A	N/A
9	Hydraulic Modeling of Selected Collection Segments*	N/A	N/A
10	Consideration of I/I Reduction*	N/A	N/A
11	Development of SSES Report of Findings and Recommendations <ul style="list-style-type: none"> Draft SSES Report of Findings and Recommendations Final SSES Report of Findings and Recommendations 	N/A	March 1, 2021 April 15, 2022 April 15, 2023
12	Evaluation and Technical Memorandum of Disinfection Byproduct Control Alternatives <ul style="list-style-type: none"> Draft Disinfection Byproduct Report of Findings Final Disinfection Byproduct Report of Findings 	N/A	November 15, 2020 January 30, 2021 January 30, 2023
13	Environmental Documentation <ul style="list-style-type: none"> CWSRF-Environmental Informational Package Biological Resources Technical Memorandum Cultural Resources Report 	N/A	June 1, 2022
14	Project Administration & Grant Reporting Assistance <ul style="list-style-type: none"> CWSRF Construction Application (Painter Street Upsizing and Collection System Projects) 	N/A	July 1, 2022 May 30, 2023

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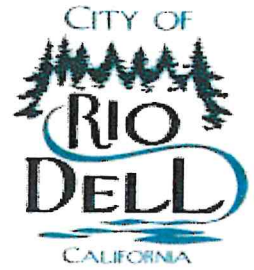


Next Steps

- **Conduct Full Scale Chloramine Disinfection Test**
 - Install temporary ammonia analyzer system and collect and analyze data
 - If successful, develop concept for permanent system and submit permit modification request to the Regional Board
- **Closed Circuit Television Video (CCTV)**
 - Schedule CCTV work during the dry months
 - Incorporate results into GIS data system
- **Finalize Hydraulic Model**
 - Finalize model based on CCTV and other field work
 - Use results to support system improvement projects
- **Final deliverable Sanitary Sewer Evaluation Study**
 - Summary of Findings (GIS, Flow Study, CCTV, Model, Pumps, Disinfection)
 - Prioritized collection system projects with costs and concept designs for high priority projects

Rio Dell SSES Project Update | GHD

*Rio Dell City Hall
675 Wildwood Avenue
Rio Dell, CA 95562
(707) 764-3532
riodelcity.com*



June 21, 2022

TO: Rio Dell City Council

FROM: Kyle Knopp, City Manager

SUBJECT: Annual Adjustment to Solid Waste Franchise Agreement Held by Recology Eel River

IT IS RECOMMENDED THAT THE CITY COUNCIL:

Approve the proposed rate adjustment with Recology Eel River and accept it as an amendment to the Solid Waste and Recycling Franchise Agreement, effective July 1, 2022.

BACKGROUND AND DISCUSSION

The Solid Waste Franchise Agreement with Recology Eel River (RER) (formerly Eel River Disposal) contains a Consumer Price Index (CPI) adjustment in section 2.03.04. As documented in the packet, the new disposal rate per ton is \$114.57, an increase of \$5.47. The CPI rate adjustment has been identified as 7.5%. Last year, there was an increase in the CPI of 1.4%, leading to a \$.54 per ton increase in cost.

Aggregated per ton costs associated with Humboldt Waste Management Authority fees increased by \$4.93 per ton.

Attachments:

Staff Solid Waste Rate Summary

Recology Eel River Cover Letter and Attachments.

///

Solid Waste & Recycling Fees (all) - City of Rio Dell Staff Summary



Effective Date	7/1/2016	7/1/2017	7/1/2018	7/1/2019	7/1/2020	7/1/2021	7/1/2022
FRANCHISE HOLDER FEES							
Franchise Holder	ERD	ERD	RER	RER	RER	RER	RER
Labor Cost (75% of CPI)	\$7.14	\$7.27	\$7.43	\$7.50	\$7.65	\$7.73	\$8.19
Operations (75% of CPI)	\$4.43	\$4.51	\$4.61	\$4.66	\$4.75	\$4.80	\$5.08
Scale Maintenance (75% of CPI)	\$0.78	\$0.80	\$0.81	\$0.82	\$0.84	\$0.84	\$0.90
Haul Cost Avoidance (75% of CPI)	-\$10.82	-\$11.02	-\$11.26	-\$11.37	-\$11.60	-\$11.71	-\$12.42
Capital Cost (fixed fee)	\$5.88	\$5.88	\$5.88	\$5.88	\$5.88	\$5.88	\$5.88
Return on Investment (75% of CPI)	\$6.76	\$6.89	\$7.03	\$7.10	\$7.24	\$7.31	\$7.75
Subtotal	\$14.17	\$14.33	\$14.50	\$14.59	\$14.76	\$14.85	\$15.39
HWMA FEES							
Countywide Program Fees							
Administration	\$1.91	\$1.91	\$0.72	\$1.40	\$1.40	\$0.57	\$0.57
Household Hazardous Waste Program	\$6.43	\$5.15	\$6.73	\$5.86	\$5.87	\$6.22	\$6.36
Cummings Road Landfill Maintenance	\$4.44	\$4.44	\$4.44	\$4.71	\$4.71	\$5.19	\$5.92
Cleanup/Enforcement Programs	\$0.57	\$0.57	\$0.56	\$0.56	\$0.56	\$0.56	\$0.53
Rural Container Program	\$4.68	\$4.81	\$4.81	\$4.81	\$4.81	\$4.81	\$4.84
County/Cities AB939 Programs	\$4.52	\$2.52	\$2.14	\$2.05	\$2.05	\$2.05	\$2.05
Table Bluff Landfill Maintenance	\$0.81	\$0.74	\$0.74	\$0.74	\$0.74	\$0.74	\$0.74
Countywide Enforcement (LEA)	\$3.13	\$3.13	\$3.13	\$3.13	\$3.13	\$3.13	\$3.13
Subtotal	\$26.49	\$23.27	\$23.27	\$23.26	\$23.27	\$23.27	\$24.14
HWMA Base Fees							
Administration	\$4.30	\$4.19	See Subtotal Below	See Subtotal Below	See Subtotal Below	See Subtotal Below	See Subtotal Below
Universal Waste Programs	\$0.89	\$3.51					
Recycling Programs	\$6.38	\$9.20					
Cummings Road Landfill Operations	\$5.50	\$4.00					
Subtotal	\$17.07	\$20.90	\$22.83	\$25.52	\$23.80	\$21.52	\$24.52
Facility Fees							
Operations (Transportation & Disposal)	\$55.01	\$54.40	\$52.47	\$49.79	\$51.49	\$53.78	\$54.84
Indirect	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Capital Expenditures	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Subtotal	\$55.01	\$54.40	\$52.47	\$49.79	\$51.49	\$53.78	\$54.84
OTHER FEES							
Fortuna Host Fee (pass through)	\$1.15	\$1.15	\$1.15	\$1.15	\$1.15	\$1.15	\$1.15
Subtotal	\$1.15	\$1.15	\$1.15	\$1.15	\$1.15	\$1.15	\$1.15
TOTAL FEES							
Total Franchise Holder Fees	\$14.17	\$14.33	\$14.50	\$14.59	\$14.76	\$14.85	\$15.39
Total HWMA Fees	\$98.57	\$98.57	\$98.57	\$98.57	\$98.56	\$98.57	\$103.50
Total Other Fees	\$1.15	\$1.15	\$1.15	\$1.15	\$1.15	\$1.15	\$1.15
Grand Total All Fees	\$113.89	\$114.05	\$114.22	\$114.31	\$114.47	\$114.57	\$120.04



May 16, 2022

Kyle Knopp
City of Rio Dell
675 Wildwood Ave.
Rio Dell, CA 95562

RE: Final Recology Annual Rate Adjustment-July 1, 2022-June 30, 2023-City of Rio Dell
Franchised Waste Collection

Dear Mr. Knopp,

Attached is the 2022-2023 Annual Rate Adjustment Request in accordance with the terms of the franchise collection agreement between the City of Rio Dell and Recology.

Changes to annual rates reflect allowable cost of living adjustments, and disposal and processing fees as pass-through costs. The determination of the disposal and recycling processing fees is made during the Humboldt Waste Management Authority (HWMA) 2022-2023 budget approval process which was completed on May 12, 2022. The HWMA raised their fees by 5%.

For the 2022-2023 Annual Rate Adjustment Package, we are using the Recology proposed 2022-2023 recycling processing fee of \$71.00/ton for 2022-2023, which is approximately an 11% decrease from the previous year and \$104.65/ton for municipal solid waste. The average overall total rate increase is 2.8%.

I am available to meet and go over these rates at anytime and answer any questions.

Very truly yours,

Recology Eel River

A handwritten signature in blue ink, appearing to read 'Linda Wise', written over a light blue circular stamp.

Linda Wise
General Manager

CC: Ed Farewell, Recology w/o attachments
Nikki Burke, Recology

City of Rio Dell
Disposal Rates ^{(1) (2)}
Exhibit A

\$120.04 Per Ton Effective 7-1-22
--

Bag Service **1 Bag**
Regular **\$2.02**

Curbside Recycling **\$0.00**

Green Waste **\$0.00**

Monthly Rate

20-Gallon Can **1 Can**
1xWeekly **\$5.48**

32-Gallon Can	<u>1 Can</u>	<u>2 Cans</u>	<u>3 Cans</u>	<u>4 Cans</u>
1xWeekly	\$8.76	\$17.52	\$26.28	\$35.04
2xWeekly	\$17.52	\$35.04	\$52.56	\$70.09

45-Gallon Can	<u>1 Can</u>	<u>2 Cans</u>	<u>3 Cans</u>	<u>4 Cans</u>
1xWeekly	\$12.32	\$24.64	\$36.96	\$49.28
2xWeekly	\$24.64	\$49.28	\$73.92	\$98.56

Bins No Rental	<u>1 Yard</u>	<u>1.5 Yard</u>	<u>2 Yard</u>	<u>3 Yard</u>	<u>4 Yard</u>	<u>6 Yard</u>	<u>8 Yard</u>
1xWeekly	\$55.30	\$82.95	\$110.61	\$165.91	\$221.21	\$331.82	\$442.42
2xWeekly	\$110.61	\$165.91	\$221.21	\$331.82	\$442.42	\$663.63	\$884.84
3xWeekly	\$165.91	\$248.86	\$331.82	\$497.72	\$663.63	\$995.45	\$1,327.26

(1) 1 lb. per Gallon ;202 lbs. per Cu. Yd.

(2) Franchise fee 5% of gross revenues.

Effective 7/01/2022

Page 1 of 8

City of Rio Dell
Collection Rates
Exhibit B

Bold Numbers
Effective 7-1-22

CPI Change	7.5%
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Bag Service	<u>1 Bag</u>
Regular	\$5.02
	\$5.40

Curbside Recycling	\$6.87
	\$7.38

Green Waste	\$3.17
	\$3.41

Monthly Rate	
20-Gallon Can	<u>1 Can</u>
1xWeekly	\$17.10
	\$18.38

32-Gallon Can	<u>1 Can</u>	<u>2 Cans</u>	<u>3 Cans</u>	<u>4 Cans</u>	<u>Comm'l Recycling</u>
1xWeekly	\$19.56	\$27.41	\$37.96	\$44.72	\$29.45
2xWeekly	\$34.13	\$51.81	\$72.95	\$86.48	
	\$21.02	\$29.46	\$40.80	\$48.06	\$31.65
	\$36.68	\$55.69	\$78.41	\$92.95	

45-Gallon Can	<u>1 Can</u>	<u>2 Cans</u>	<u>3 Cans</u>	<u>4 Cans</u>
1xWeekly	\$22.37	\$31.35	\$43.42	\$51.15
2xWeekly	\$39.04	\$59.26	\$83.44	\$98.93
	\$24.04	\$33.69	\$46.67	\$54.98
	\$41.96	\$63.69	\$89.68	\$106.33

Bins No Rental	<u>1 Yard</u>	<u>1.5 Yard</u>	<u>2 Yard</u>	<u>3 Yard</u>	<u>4 Yard</u>	<u>6 Yard</u>	<u>8 Yard</u>
1xWeekly	\$32.99	\$49.48	\$66.05	\$99.08	\$132.03	\$198.15	\$264.82
2xWeekly	\$58.89	\$98.33	\$131.24	\$196.77	\$262.75	\$393.64	\$524.89
3xWeekly	\$99.68	\$147.59	\$196.77	\$295.32	\$393.64	\$590.41	\$787.70
	\$35.46	\$53.18	\$70.99	\$106.49	\$141.91	\$212.97	\$284.63
	\$63.29	\$105.68	\$141.06	\$211.49	\$282.40	\$423.08	\$564.15
	\$106.49	\$158.63	\$211.49	\$317.41	\$423.08	\$634.57	\$846.62

Bins Rental	<u>1 Yard</u>	<u>1.5 Yard</u>	<u>2 Yard</u>	<u>3 Yard</u>	<u>4 Yard</u>	<u>6 Yard</u>	<u>8 Yard</u>
	\$22.00	\$25.05	\$28.14	\$34.33	\$40.38	\$53.11	\$61.90
	\$23.65	\$26.92	\$30.24	\$36.90	\$43.40	\$57.08	\$66.53

One-Time Rental Rate					
Debris Box Rentals	<u>4 Yard</u>	<u>15 Yard</u>	<u>20 Yard</u>	<u>30 Yard</u>	<u>40 Yard</u>
	(5 Days)	(7 Days)	(7 Days)	(7 Days)	(7 Days)
	\$157.96	\$354.94	\$720.17	\$931.13	\$1,175.35
	\$169.78	\$596.45	\$774.04	\$1,000.78	\$1,263.26

Effective 7/01/2022

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**City of Rio Dell
RCY Processing Rates
Exhibit C**

**Bold Numbers
Effective 7-1-22**

RCY % Other Rev	1.6%
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Bag Service	<u>1 Bag</u>
Regular	\$0.25
	\$0.12

Curbside Recycling	\$0.35
	\$0.12

Green Waste	\$0.15
	\$0.05

Monthly Rate

20-Gallon Can	<u>1 Can</u>
1xWeekly	\$1.15
	\$0.38

32-Gallon Can	<u>1 Can</u>	<u>2 Cans</u>	<u>3 Cans</u>	<u>4 Cans</u>	<u>Comm'l Recycling</u>
1xWeekly	\$1.46	\$2.30	\$3.30	\$4.10	\$1.54
2xWeekly	\$2.66	\$4.45	\$6.45	\$8.03	
	\$0.47	\$0.75	\$1.07	\$1.32	\$0.50
	\$0.86	\$1.44	\$2.08	\$2.59	

45-Gallon Can	<u>1 Can</u>	<u>2 Cans</u>	<u>3 Cans</u>	<u>4 Cans</u>
1xWeekly	\$1.78	\$2.89	\$4.13	\$5.16
2xWeekly	\$3.27	\$5.57	\$8.08	\$10.13
	\$0.58	\$0.93	\$1.33	\$1.66
	\$1.06	\$1.79	\$2.60	\$3.25

Bins No Rental	<u>1 Yard</u>	<u>1.5 Yard</u>	<u>2 Yard</u>	<u>3 Yard</u>	<u>4 Yard</u>	<u>6 Yard</u>	<u>8 Yard</u>
1xWeekly	\$4.55	\$6.80	\$9.07	\$13.62	\$18.15	\$27.22	\$36.35
2xWeekly	\$8.71	\$13.59	\$18.10	\$27.16	\$36.24	\$54.34	\$72.46
3xWeekly	\$13.62	\$20.38	\$27.16	\$40.75	\$54.34	\$81.51	\$108.70
	\$1.44	\$2.16	\$2.88	\$4.33	\$5.77	\$8.65	\$11.55
	\$2.76	\$4.31	\$5.76	\$8.63	\$11.51	\$17.26	\$23.02
	\$4.33	\$6.47	\$8.63	\$12.95	\$17.26	\$25.90	\$34.54

Bins Rental	<u>1 Yard</u>	<u>1.5 Yard</u>	<u>2 Yard</u>	<u>3 Yard</u>	<u>4 Yard</u>	<u>6 Yard</u>	<u>8 Yard</u>
	\$1.14	\$1.27	\$1.44	\$1.77	\$2.07	\$2.72	\$3.18
	\$0.38	\$0.43	\$0.48	\$0.59	\$0.69	\$0.91	\$1.06

One-Time Rental Rate

Debris Box Rentals	<u>4 Yard</u>	<u>15 Yard</u>	<u>20 Yard</u>	<u>30 Yard</u>	<u>40 Yard</u>
	(5 Days)	(7 Days)	(7 Days)	(7 Days)	(7 Days)
	\$7.59	\$28.68	\$34.62	\$44.76	\$56.50
	\$2.70	\$9.48	\$12.30	\$15.90	\$20.07

Effective 7/01/2022

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City of Rio Dell
Combined Rates (including RCY Processing)
Exhibit D

Effective 7-1-22

Bag Service	<u>1 Bag</u>						
Regular	\$7.54						
Curbside Recycling	\$7.50			Green Waste	\$3.41		
Monthly Rate							
20-Gallon Can	<u>1 Can</u>						
1xWeekly	\$24.24						
32-Gallon Can	<u>1 Can</u>	<u>2 Cans</u>	<u>3 Cans</u>	<u>4 Cans</u>		<u>Comm'l Recycling</u>	
1xWeekly	\$30.25	\$47.73	\$68.15	\$84.42		\$32.15	
2xWeekly	\$55.06	\$92.17	\$133.05	\$165.63			
45-Gallon Can	<u>1 Can</u>	<u>2 Cans</u>	<u>3 Cans</u>	<u>4 Cans</u>			
1xWeekly	\$36.94	\$59.26	\$84.96	\$105.92			
2xWeekly	\$67.66	\$114.76	\$166.20	\$208.14			
Bins No Rental	<u>1 Yard</u>	<u>1.5 Yard</u>	<u>2 Yard</u>	<u>3 Yard</u>	<u>4 Yard</u>	<u>6 Yard</u>	<u>8 Yard</u>
1xWeekly	\$92.20	\$138.29	\$184.48	\$276.73	\$368.89	\$553.44	\$738.60
2xWeekly	\$176.66	\$275.90	\$368.03	\$551.94	\$736.33	\$1,103.97	\$1,472.01
3xWeekly	\$276.73	\$413.96	\$551.94	\$828.08	\$1,103.97	\$1,655.92	\$2,208.42
Bins Rental	<u>1 Yard</u>	<u>1.5 Yard</u>	<u>2 Yard</u>	<u>3 Yard</u>	<u>4 Yard</u>	<u>6 Yard</u>	<u>8 Yard</u>
	\$24.03	\$27.35	\$30.72	\$37.49	\$44.09	\$57.99	\$67.59
Per Yard Overloaded							
Overloaded Charges	<u>1 Yard</u>	<u>1.5 Yard</u>	<u>2 Yard</u>	<u>3 Yard</u>	<u>4 Yard</u>	<u>6 Yard</u>	<u>8 Yard</u>
Minimum Cost Per Bin	\$32.28	\$48.42	\$64.56	\$96.84	\$129.12	\$193.68	\$258.25
One-Time Rental Rate							
Debris Box Rentals	<u>4 Yard</u>	<u>15 Yard</u>	<u>20 Yard</u>	<u>30 Yard</u>	<u>40 Yard</u>		
	(5 Days)	(7 Days)	(7 Days)	(7 Days)	(7 Days)		
	\$172.48	\$605.93	\$786.34	\$1,016.68	\$1,283.33		

Rates not listed on Rate Sheets will increase at the following rates

Residential	2.83%
MFD	2.53%
Comm'l	2.53%
Debris Box	4.18%
Service	1.40%
Recycling	3.84%
Green Waste	7.57%

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City of Rio Dell
Disposal Rates per Ton
Exhibit A-1

			2020		2021		2022	
			<u>CPI</u>	<u>\$</u>	<u>CPI</u>	<u>\$</u>	<u>CPI</u>	<u>\$</u>
ERD FEES			2.5%		1.4%		7.5%	
ERD Labor Cost	75% of CPI		\$ 0.15	\$ 7.65	\$ 0.08	\$ 7.73	\$ 0.46	\$ 8.19
ERD Operation	75% of CPI		\$ 0.09	4.75	\$ 0.05	4.80	\$ 0.29	5.08
ERD Scale Maintenance	75% of CPI		\$ 0.02	0.84	\$ 0.01	0.84	\$ 0.05	0.90
ERD Haul Cost Avoidance	75% of CPI		\$ (0.23)	(11.60)	\$ (0.12)	(11.71)	\$ (0.70)	(12.42)
ERD Capital Cost	Pass-Through			5.88		5.88		5.88
ERD Return on Investment	75% of CPI		\$ 0.14	7.24	\$ 0.07	7.31	\$ 0.44	7.75
Total ERD Fees			\$ 0.17	\$ 14.76	\$ 0.09	\$ 14.85	\$ 0.54	\$ 15.39
HWMA FEES ⁽¹⁾								
Operations	Pass-Through			\$ 51.49		\$ 53.78		\$ 54.84
• Payroll	Pass-Through			23.80		21.52		24.52
• HHW Program	Pass-Through			5.87		6.22		6.36
• County/City Recycling Programs	Pass-Through			2.05		2.05		2.05
• Table Bluff Maintenance	Pass-Through			0.74		0.74		0.74
• County LEA	Pass-Through			3.13		3.13		3.13
Cleanup Fees	Pass-Through			0.56		0.56		0.53
Cummings Landfill Maintenance Monitoring	Pass-Through			4.71		5.19		5.92
County Rural Container Subsidy	Pass-Through			4.81		4.81		4.84
• Administration	Pass-Through			1.40		0.57		0.57
• Fortuna Host fee	Pass-Through			1.15		1.15		1.15
Total HWMA Fees				\$ 99.71		\$ 99.72		\$ 104.65
Total Disposal Rate per Ton				\$ 114.47		\$ 114.57		\$ 120.04
				0.14%		0.09%		4.77%

Effective 7/01/2022

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City of Rio Dell CPI Table

CPI-All Urban Consumers (Current Series)
Original Data Value

Series Id: CUUR0000SA0
Not Seasonally Adjusted
Series Title: All items in U.S. city average, all urban
Area: U.S. city average
Item: All items
Base Period: 1982-84=100
Years: 2009-2019

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	HALF1	HALF2	Jan to Jan Change
2009	211.143	212.193	212.709	213.240	213.856	215.693	215.351	215.834	215.969	216.177	216.330	215.949	213.139	215.935	
2010	216.687	216.741	217.631	218.009	218.178	217.965	218.011	218.312	218.439	218.711	218.803	219.179	217.535	218.576	2.6%
2011	220.223	221.309	223.467	224.906	225.964	225.722	225.922	226.545	226.889	226.421	226.230	225.672	223.598	226.280	1.6%
2012	226.665	227.663	229.392	230.085	229.815	229.478	229.104	230.379	231.407	231.317	230.221	229.601	228.850	230.338	2.9%
2013	230.280	232.166	232.773	232.531	232.945	233.504	233.596	233.877	234.149	233.546	233.069	233.049	232.366	233.548	1.6%
2014	233.916	234.781	236.293	237.072	237.900	238.343	238.250	237.852	238.031	237.433	236.151	234.812	236.384	237.088	1.6%
2015	233.707	234.722	236.119	236.599	237.805	238.638	238.654	238.316	237.945	237.838	237.336	236.525	236.265	237.769	-0.1%
2016	236.916	237.111	238.132	239.261	240.229	241.018	240.628	240.849	241.428	241.729	241.353	241.432	238.778	241.237	1.4%
2017	242.839	243.603	243.801	244.524	244.733	244.955	244.786	245.519	246.819	246.663	246.669	246.524	244.076	246.163	2.5%
2018	247.867	248.991	249.554	250.546	251.588	251.989	252.006	252.146	252.439	252.885	252.038	251.233	250.089	252.125	2.1%
2019	251.712	252.776	254.202	255.548	256.092	256.143	256.571	256.558	256.759	257.346	257.208	256.974	254.412	256.903	1.6%
2020	257.971	258.678	258.115	256.389	256.394	257.797	259.101	259.918	260.28	260.388	260.229	260.474	257.557	260.065	2.5%
2021	261.582	263.014	264.877	267.054	269.195	271.696	273.003	273.567	274.31	276.589	277.948	278.802	266.236	275.703	1.4%
2022	281.148	283.716													7.5%

City of Rio Dell
RCY Processing Costs Rate Year 2022-2023
Exhibit C-1

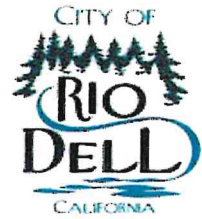
	<u>2020 Actual</u>	<u>2021 Projected</u>	<u>2021 Actual</u>	<u>2022 Projected</u>
RCY Processing Fee	\$ 73.57	\$ 82.68	\$ 82.68	\$ 71.00
Rio Dell Annual RCY Tons	224.70	224.70	192.97	192.97
RCY Charges for Rate Year	\$ 16,531	\$ 18,578	\$ 15,955	\$ 13,701
Franchise Fee	870	978	840	721
Total RCY Charges for Rate Year	\$ 17,401	\$ 19,556	\$ 16,794	\$ 14,422
Less: Collected	(13,615)	NA	(24,907)	NA
Plus: Carry Over	(2,042)	1,744	1,744	(6,369)
Total Owed for Rate Year	\$ 1,744	\$ 21,300	\$ (6,369)	\$ 8,053
 Rio Dell Annual Revenues (before RCY Processing)	 \$ 429,512	 \$ 429,512	 \$ 477,350	 \$ 506,903
Recycling Processing % Revenues		4.96%		1.59%

<u>Size</u>	<u>Ton ⁽¹⁾</u>	<u>Rate</u>	<u>Rate/ container</u>	<u>Monthly Rate</u>	<u>Rate with Franchise Fee ⁽²⁾</u>	<u>Monthly Rate with Franchise Fee ⁽²⁾</u>
20 Gallon	0.0100	\$ 120.04	\$ 1.20	\$ 5.20	\$ 1.26	\$ 5.48
32 Gallon	0.0160	120.04	1.92	8.32	2.02	8.76
40 Gallon	0.0200	120.04	2.40	10.40	2.53	10.95
64 Gallon	0.0320	120.04	3.84	16.64	4.04	17.52
1 Cu. Yd.	0.1010	120.04	12.12	52.53	12.76	55.30
1.5 Cu. Yd.	0.1515	120.04	18.19	78.80	19.15	82.95
2 Cu. Yd.	0.2020	120.04	24.25	105.07	25.53	110.60
3 Cu. Yd.	0.3030	120.04	36.37	157.60	38.28	165.91
4 Cu. Yd.	0.4040	120.04	48.50	210.13	51.05	221.21
6 Cu. Yd.	0.6060	120.04	72.74	315.20	76.57	331.81
8 Cu. Yd.	0.8080	120.04	96.99	420.27	102.09	442.42

(1) 1 lb. per Gallon ;202 lbs. per Cu. Yd.

(2) Franchise fee 5% of gross revenues.

675 Wildwood Avenue
Rio Dell, CA 95562-1597
(707) 764-5642



For Meeting of: June 21, 2022

☐ Consent Item; ☒ Public Hearing Item

To: City Council
From: Jeff Conner, Chief of Police
Through: Kyle Knopp, City Manager
Date: June 16, 2022
Subject: Adoption by Ordinance 392-2022 of the Rio Dell Police Department's Military Equipment Use Policy (Second Reading)

STAFF RECOMMENDATION:

That the City Council

1. Introduce (second reading) Ordinance 392-2022 adopting by reference the Rio Dell Police Department's Military Equipment Use Policy (Policy #706); and
2. Open the public hearing, receive public input, and deliberate; and
3. Close the public hearing; and
4. Approve Ordinance 392-2022 adopting by reference the Rio Dell Police Department's Military Equipment Use Policy (Policy #706).

BACKGROUND and DISCUSSION

On September 30, 2021, Governor Newsom signed into law Assembly Bill 481 ("AB 481"), which among other things, adds Chapter 12.8 to Division 7 of Title 1 to the California Government Code providing certain requirements for the funding, acquisition, and use of military equipment, as that term is defined in AB 481, by the Rio Dell Police Department.

Principally, AB 481 requires the City to adopt a written policy governing the use and acquisition of military equipment as defined in the code. The attached Rio Dell Police Department Policy 706, Military Equipment Use, meets that requirement. It provides information on the Police

Department's current inventory of items that meet that definition of military equipment as outlined in AB 481. These include six patrol rifles, a beanbag shotgun, and the ammunition used by both weapon systems. None of these items were obtained from the military and both patrol rifles and beanbag shotguns are standard police equipment in California and the rest of the nation. The policy further describes how and when these tools may be used and what training is required before they may be put into service.

In addition to an inventory of current equipment and how it may be used, the policy outlines the steps that must be taken before seeking funds for and/or purchasing additional equipment that meets the definitions as outlined in the code. These include public hearings and approval by your Council. It also requires a yearly public discussion of the use of the Department's equipment and a renewal of the policy by your Council.

ATTACHMENTS:

- *Ordinance 392-2022, An Ordinance of the City of Rio Dell Adopting the Rio Dell Police Department Policy 706 – Military Equipment Use Policy*
- *Rio Dell Police Department Policy 706 – Military Equipment Use*

ORDINANCE NO. 392-2022

AN ORDINANCE OF THE CITY OF RIO DELL ADOPTING THE RIO DELL POLICE DEPARTMENT POLICY 706 – MILITARY EQUIPMENT USE POLICY

WHEREAS, On September 30, 2021, Governor Gavin Newsom signed into law Assembly Bill 481, relating to the use of military equipment by law enforcement agencies; and

WHEREAS, Assembly Bill 481, codified at California Government Code Sections 7070 through 7075, requires law enforcement agencies to obtain approval of the governing body, by an ordinance adopting a military equipment use policy at a regular meeting held pursuant to open meeting laws prior to taking certain actions relating to the funding, acquisition, or use of military equipment (as said term is defined in California Government Code Section 7070); and

WHEREAS, Assembly Bill 481 requires the governing body to make specified determinations before it approves the funding, acquisition, or use of military equipment within its jurisdiction; and

WHEREAS, the City of Rio Dell’s proposed military equipment use policy is found within Rio Dell Police Department Policy 706; and

WHEREAS, the Rio Dell Police Department Policy 706 meets the requirements of Government Code Section 7070(d); and

WHEREAS, the City Council has determined with respect to Rio Dell Police Department Policy 706 that: (i) the military equipment is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety; (ii) the proposed military equipment use policy will safeguard the public’s welfare, safety, civil rights, and civil liberties; (iii) the equipment identified in the proposed military equipment use policy is reasonably cost effective compared to available alternatives that can achieve the same objective of officer and civilian safety; and (iv) prior military equipment use complied with the equipment use policy (which included equipment now defined as military equipment) that was in effect at the time, or if prior uses did not comply with the accompanying military equipment use policy, corrective action has been taken to remedy nonconforming uses and unsure future compliance; and

WHEREAS, the proposed Rio Dell Police Department Policy 706 was published on the Rio Dell Police Department’s internet website for a period of at least 30 days prior to the public hearing concerning the military equipment use at issue as required by Government Code Section 7071(b).

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RIO DELL ORDAINS AS FOLLOWS:

Section 1. The Council hereby approves City of Rio Dell Police Department Policy 706 – Military Equipment Use Policy, a copy of which is attached hereto as “Attachment A” and incorporated herein by reference.

Section 2. A copy of the approved City of Rio Dell Police Department Policy 706 shall be made publicly available on the Rio Dell Police Department's internet website for as long as the military equipment is available for use.

Section 3. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

Section 4. The City Council shall review this Ordinance at least annually and vote on whether to renew the ordinance, consistent with the requirements of State Law.

Section 5. This ordinance shall become effective on the thirtieth (30th) day following its passage and adoption hereof.

PASSED AND ADOPTED by the City Council of the City of Rio Dell, State of California, on May _____, 2022, by the following vote:

AYES:

NOES:

ABSENT:

Debra Garnes, Mayor

Attest: _____
Karen Dunham,
Rio Dell City Clerk

EXHIBIT A

Policy 706 – Military Equipment Use Policy

706.1 PURPOSE AND SCOPE

The purpose of this policy is to provide guidelines for the approval, acquisition, and reporting requirements of military equipment (Government Code § 7070; Government Code § 7071; Government Code § 7072).

706.1.1 DEFINITIONS

Definitions related to this policy include (Government Code § 7070):

Governing body – The City Council of the City of Rio Dell.

Military equipment – Includes but is not limited to the following:

- Unmanned, remotely piloted, powered aerial or ground vehicles.
- Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers.
- High mobility multipurpose wheeled vehicles (HMMWV), two-and-one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached.
- Tracked armored vehicles that provide ballistic protection to their occupants.
- Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units.
- Weaponized aircraft, vessels, or vehicles of any kind.
- Battering rams, slugs, and breaching apparatuses that are explosive in nature. This does not include a handheld, one-person ram.
- Firearms and ammunition of .50 caliber or greater, excluding standard-issue shotguns and standard-issue shotgun ammunition.
- Specialized firearms and ammunition of less than .50 caliber, including firearms and accessories identified as assault weapons in Penal Code § 30510 and Penal Code § 30515, with the exception of standard-issue firearms.
- Any firearm or firearm accessory that is designed to launch explosive projectiles.
- Noise-flash diversionary devices and explosive breaching tools.
- Munitions containing tear gas or OC, excluding standard, service-issued handheld pepper spray.
- TASER® Shockwave, microwave weapons, water cannons, and long-range acoustic devices (LRADs).
- Kinetic energy weapons and munitions.
- Any other equipment as determined by a governing body or a state agency to require additional oversight.

706.2 POLICY

It is the policy of the Rio Dell Police Department that members of this Department comply with the provisions of Government Code § 7071 with respect to military equipment.

706.3 MILITARY EQUIPMENT COORDINATOR

The Chief of Police should designate a member of this Department to act as the military equipment coordinator. The Chief of Police may appoint himself/herself to serve in this role. The responsibilities of the military equipment coordinator include but are not limited to:

- a. Acting as liaison to the governing body for matters related to the requirements of this policy.
- b. Identifying department equipment that qualifies as military equipment in the current possession of the Department, or the equipment the Department intends to acquire that requires approval by the governing body.
- c. Conducting an inventory of all military equipment at least annually.
- d. Collaborating with any allied agency that may use military equipment within the jurisdiction of the Rio Dell Police Department (Government Code § 7071).
- e. Preparing for, scheduling, and coordinating the annual community engagement meeting to include:
 1. Publicizing the details of the meeting.
 2. Preparing for public questions regarding the Department's funding, acquisition, and use of equipment.
- f. Preparing the annual military equipment report for submission to the Chief of Police and ensuring that the report is made available on the Department website (Government Code § 7072).
- g. Establishing the procedure for a person to register a complaint or concern, or how that person may submit a question about the use of a type of military equipment, and how the Department will respond in a timely manner.

706.4 MILITARY EQUIPMENT INVENTORY

The following constitutes a list of qualifying equipment for the Department:

Specialized Firearms and Ammunition

Description, Quantity, Capabilities, and Purchase cost

The Carbine Rifle is a firearm capable of accurately stopping an armed subject at various ranges. The Carbine Rifle is a lightweight, air-cooled, gas operated, magazine fed, shoulder fired weapon that fires a single shot with each pull of the trigger. The Carbine Rifle does not have an expiration date and will need to be serviced or replaced when the weapon becomes unserviceable. The .223/5.56mm cartridge is used as a lethal option

designed to stop violent encounters. The projectile is capable of defeating soft body armor being worn by armed and violent subjects

Rock River Arms LAR-15 – Purchase cost: \$1500 – Quantity: 2

Colt M4 Carbine – Purchase cost: \$4000 – Quantity: 4

PMC .223 55 grain ammunition – Purchase cost: \$1150 – Quantity: 2000 rounds

Purpose

To be used as a lethal weapon to address a threat with more precision and/or at greater distances than is possible with a handgun.

Authorized Use

Only Department members that are POST certified and authorized by the Chief may use carbine rifles while on patrol. All other Rio Dell Police Department policies, including but not limited to, Use of Force (RDPD Policy 300) and Firearms (RDPD Policy 306), remain in effect. In addition, Carbine Rifles and the corresponding ammunition may be used in training exercises as authorized by the Chief.

Expected Lifespan:

Carbine Rifles – No expiration

PMC ammunition – No expiration

Fiscal Impact

Carbine Rifles - \$0 - \$1500 annually

PMC .223 55 grain ammunition - \$200 - \$800 annually

Kinetic energy weapons and munitions.

Description, Quantity, Capabilities, and Purchase cost

The Bean Bag Shotgun is a Remington 870 shotgun with an orange stock and forearm. It is used to fire 12-gauge bean bag impact weapons from a safe distance.

Remington 870 Shotgun – Purchase Cost: \$500 – Quantity: 1

CTS Model 2581 Super Sock Bean Bag round – Purchase Cost: \$175 – Quantity: 25

Purpose

To limit the escalation of conflict where employment of lethal force is not allowed or is undesirable.

Authorized Use

The Bean Bag Shotgun is authorized for use in the following situations

Self-destructive, dangerous, and/or combative persons
Riot control and civil unrest incidents
Circumstances where a tactical advantage can be obtained
Potentially vicious animals
Training exercises or approved demonstrations

All other Rio Dell Police Department Policies, including but not limited to, Use of Force (RDPD Policy 300) and Control Devices and Techniques (RDPD Policy 303), remain in effect.

Expected Lifespan

Remington 870 shotgun – No expiration
CTS Model 2581 rounds – 5 years

Fiscal Impact

Remington 870 Shotgun – \$0 to \$500 annually
CTS Model 2581 rounds - \$0 to \$175 annually

706.5 APPROVAL

The Chief of Police or the authorized designee shall obtain approval from the governing body by way of an ordinance adopting the military equipment policy. As part of the approval process, the Chief of Police or the authorized designee shall ensure the proposed military equipment policy is submitted to the governing body and is available on the Department website at least 30 days prior to any public hearing concerning the military equipment at issue (Government Code § 7071). The military equipment policy must be approved by the governing body prior to engaging in any of the following (Government Code § 7071):

- a. Requesting military equipment made available pursuant to 10 USC § 2576a.
- b. Seeking funds for military equipment, including but not limited to applying for a grant, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers.
- c. Acquiring military equipment either permanently or temporarily, including by borrowing or leasing.
- d. Collaborating with another law enforcement agency in the deployment or other use of military equipment within the jurisdiction of this Department.
- e. Using any new or existing military equipment for a purpose, in a manner, or by a person not previously approved by the governing body.

- f. Soliciting or responding to a proposal for, or entering into an agreement with, any other person or entity to seek funds for, apply to receive, acquire, use, or collaborate in the use of military equipment.
- g. Acquiring military equipment through any means not provided above.

706.6 COORDINATION WITH OTHER JURISDICTIONS

Military equipment being used in this jurisdiction by members of the Rio Dell Police Department shall comply with the City of Rio Dell's approved military equipment policy. During times of mutual aid or when utilizing the Humboldt County Regional SWAT Team, allied agencies and their personnel should only use military equipment which is approved for use in the allied agencies' own military equipment policy. This shall not prevent Rio Dell Police Officers who are members of the Humboldt County Regional SWAT Team from deploying military equipment approved by the Humboldt County Sheriff's Department for use by Rio Dell Police Officers who are assigned to the SWAT Team. Nothing in this policy shall prohibit the use of unapproved military equipment by members of the Rio Dell Police Department or its allied agencies during times of exigent circumstances.

706.7 ANNUAL REPORT

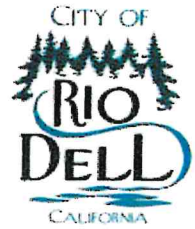
Upon approval of a military equipment policy, the Chief of Police or the authorized designee should submit a military equipment report to the governing body for each type of military equipment approved within one year of approval, and annually thereafter for as long as the military equipment is available for use (Government Code § 7072).

The Chief of Police or the authorized designee should also make each annual military equipment report publicly available on the Department website for as long as the military equipment is available for use. The report shall include all information required by Government Code § 7072 for the preceding calendar year for each type of military equipment in Department inventory.

706.8 COMMUNITY ENGAGEMENT

Within 30 days of submitting and publicly releasing the annual report, the Department shall hold at least one well-publicized and conveniently located community engagement meeting, at which the Department should discuss the report and respond to public questions regarding the funding, acquisition, or use of military equipment.

675 Wildwood Avenue
Rio Dell, CA 95562



TO: Mayor and Members of the City Council

THROUGH: Kyle Knopp, City Manager

FROM: Karen Dunham, City Clerk

DATE: June 21, 2022

SUBJECT: Ordinance No. 394-2022 and Resolution No. 1546-2022
Related to the Extension of Measure J, the 1.00% Transactions and
Use (Sales) Tax for General Purposes

RECOMMENDATION

1. Conduct second reading (by title only) of Ordinance No. 394-2022 amending Chapter 3.11 of the Rio Dell Municipal Code to extend and reduce the one percent (1.00%) Transactions and Use Tax to three quarters of one percent (.075%) for general purposes which will continue to be administered by the State Board of Equalization; and
2. Open the public hearing and receive public input, close the public hearing, deliberate; and adopt Ordinance No. 394-2022; and
3. Approve Resolution No. 1546-2022, repealing Resolution No. 1543-2022, establishing November 8, 2022 as the date for an election on a proposed ballot measure amending Chapter 3.11 of the Rio Dell Municipal Code to extend and reduce the one percent (1.00%) Transaction and Use Tax to (0.75%) for general purposes, eliminating the expiration date; requesting the Board of Supervisors of Humboldt County to consolidate said election with the Statewide General election, and directing the City Clerk to take any and all actions necessary under law to prepare for and conduct the election.

BACKGROUND AND DISCUSSION

Ordinance No. 394-2022 and Resolution 1543-2022 were presented to the Council at June 7, 2022 regular meeting for the first reading of the ordinance and adoption of the resolution. The draft ordinance and the resolution were forwarded to the City Attorney for review and some minor revisions to the resolution were recommended.

Resolution No. 1546-2022 includes the recommended revisions (in blue) and repeals Resolution No. 1543-2022.

Included in this packet is the required Ordinance and amended Resolution to consolidate the City tax measure with the Statewide General Election, to adopt the language of the tax measure, and to authorize the imposition and administration when approved by the voters. The ordinance will become effective immediately after it is approved by the voters per Government Code section 36937, which provides that "an ordinance takes effect immediately, if it is an ordinance: (a) Relating to an election, and (d) Relating to taxes for the usual and current expenses of the city." The council must vote to propose the ordinance to the voters by a two-thirds vote. Since the measure is a general tax for the City, voter approval occurs with a simple majority, or 50% plus 1.

The timeline for preparing and sending the City Attorney's Impartial Analysis of the local Sales Tax Measure is mid-August.

ATTACHMENTS:

Resolution No. 1546-2022

Ordinance No. 394-2022

Notice of Election for Ballot Measure



RESOLUTION NO. 1546-2022

**A RESOLUTION OF THE CITY COUNCIL OF THE RIO DELL ESTABLISHING NOVEMBER 8, 2022 AS THE DATE FOR AN ELECTION ON A PROPOSED BALLOT MEASURE AMENDING CHAPTER 3.11 OF THE RIO DELL MUNICIPAL CODE TO EXTEND AND REDUCE THE ONE PERCENT (1.0%) TRANSACTION AND USE TAX TO (0.75%) FOR GENERAL PURPOSES, ELIMINATING THE EXPIRATION DATE; REQUESTING THE BOARD OF SUPERVISORS OF HUMBOLDT COUNTY TO CONSOLIDATE SAID ELECTION WITH THE STATEWIDE GENERAL ELECTION; AND DIRECTING THE CITY CLERK TO TAKE ANY AND ALL ACTIONS NECESSARY UNDER LAW TO PREPARE FOR AND CONDUCT THE ELECTION AND
REPEALING RESOLUTION NO. 1543-2022**

WHEREAS, a locally-enacted revenue measure would protect and maintain Rio Dell's services because the money is legally required to stay in the City's community and cannot be taken by the State, thereby providing locally controlled funds for local services; and

WHEREAS, on November 6, 2018, the voters of the City of Rio Dell adopted Ordinance No. 368-2018 (Measure J), approving the imposition of a one-percent transaction and use general tax for general purposes;

WHEREAS, the transaction and use tax approved by the voters on November 6, 2018 is scheduled to expire on December 31, 2024 in accordance with Section 3.11.160 of Chapter 3.11 of the Rio Dell Municipal Code, unless an extension is approved by the voters at an election called for that purpose;

WHEREAS, the City Council desires to reduce and extend the transaction and use tax without a termination date;

WHEREAS, the Rio Dell City Council is authorized by California Elections Code Section 9222 to place measures before the voters, and the voters of the City of Rio Dell have the authority under Article XIIC Section 2 of the California Constitution to approve

general tax proposals, including extensions of a previously approved tax, by majority vote;

WHEREAS, the City Council of the City of Rio Dell desires and intends to have the qualified voters of the City vote upon the question of whether to adopt the proposed ordinance, a copy of which is attached hereto as Attachment “1” and is incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIO DELL:

1. Recitals, The foregoing recitals are true and correct and are hereby incorporated by reference.

2. Call Election; Placement of Measure on the Ballot. Pursuant to California Constitution Article XIII C, Section 2; Government Code Section 53724; and Elections Code Section 9222, the City Council of the City of Rio Dell hereby calls an election at which it shall submit to the qualified voters of the City, a measure that, if approved, would extend the currently imposed general transactions and use tax, as authorized by Revenue and Taxation Code Section 7285.9. This measure shall be designated by letter by the Humboldt County Registrar of Voters. Pursuant to Election Code Section 10400 *et seq.*, the election for this measure shall be consolidated with the established election to be conducted on November 8, 2022, and be held and conducted in the manner prescribed by Elections Code Section 10418.

3. Ballot Language. The question to be presented to the voters is as follows:

Shall the City of Rio Dell continue to impose a transaction and use tax at the reduced rate of (0.75%) after expiration of the currently enacted transaction and use tax (which is at 1.00% and set to expire on December 31, 2024) , with all proceeds placed in the City’s General Fund to be used for any governmental purpose? The tax authorized by this Ordinance is expected to generate \$345,000 in annual revenue and, if approved by the voters , will take effect on January 1, 2025, and continue until repealed by the voters.	YES	
	NO	

4. Proposed Ordinance. The ordinance authorizing the general tax to be approved by the voters pursuant to Sections 2 and 3 of the Resolution is as set forth in Attachment 1. The City Council hereby approves the ordinance, and form thereof, and its submission to the voters of the City at the November 8, 2022 election, as required by Revenue and Taxation Code Section 7285.9, subject to the approval of a majority of the voters voting on the measure at the election called by the adoption of this resolution. The entire text of

the ordinance, attached hereto as Attachment “1”, shall be included in the voters’ pamphlet. The ordinance specifies that the rate of the transaction and use tax shall be reduced from one percent (1.00%) to (0.75%), [effective January 1, 2025](#), and [continue thereafter until repealed by the voters](#) and be administered by the State Board of Equalization.

5. Publication of Measure. The City Clerk is hereby directed to cause notice of the measure to be published once in the official newspaper of the City of Rio Dell, in accordance with Section 12111 of the Elections Code and Section 6061 of the Government Code.

6. Request to Consolidate and Conduct Election and Canvass Returns.

- (a) Pursuant to the requirement of Section 10403 of the Elections Code, the Board of Supervisors of the County of Humboldt is hereby requested to consent and agree to the consolidation of a General Municipal Election with the Statewide General Election on Tuesday, November 8, 2022, for the purpose of placing the measure set forth in Sections 3 and 4 on the ballot.
- (b) The County of Humboldt Registrar of Voters is authorized to canvass the returns of the municipal election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.
- (c) The Board of Supervisors is requested to issue instructions to the Humboldt County registrar of voters take any and all steps necessary for the holding of the consolidated election.
- (d) The City of Rio Dell recognizes that additional costs will be incurred by the County of Humboldt by reason of this consolidation and agrees to reimburse the County for any costs.

7. Submission of Ballot Argument and Impartial Analysis.

- (a) The submission of ballot arguments for or against the measure shall be conducted pursuant to Election Code sections 9281 through 9287.
- (b) The last day for submission of direct arguments for or against the measure shall be by 5:00 p.m., August 19, 2022.
- (c) Direct arguments shall not exceed three hundred (300) words and shall be signed by not more than five persons.
- (d) The City Attorney shall prepare an impartial analysis of the measure by 5:00 pm, August 15, 2022.

8. Effective Date. This Resolution shall become effective immediately upon its adoption and the City Clerk is directed to send certified copies of the Resolution to the Humboldt County Board of Supervisors and the Humboldt County Registrar of Voters.

9. CEQA. The approval of this resolution is exempt from the California Environmental Quality Act (Public Resources Code §§ 21000 *et seq.*, “CEQA,” and 14 Cal. Code Reg. §§ 15000 *et seq.*, “CEQA Guidelines”). The transactions and use (sales) tax to be submitted to the voters is a general tax that can be used for any legitimate governmental purpose; it is not a commitment to any particular action. As such, under CEQA Guidelines section 15378(b)(4), the tax is not a project within the meaning of CEQA because it creates a government funding mechanism that does not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment. If revenue from the tax were used for a purpose that would have such effect, the City would undertake the required CEQA review for that particular project. Therefore, under CEQA Guidelines section 15060, review under CEQA is not required.

PASSED AND ADOPTED by the City Council of the City of Rio Dell, State of California, on June 21, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Debra Garnes, Mayor

ATTEST:

I, Karen Dunham, City Clerk for the City of Rio Dell, State of California, hereby certify the above to be a full, true and correct copy of Resolution No. 1546-2022 adopted by the City Council of the City of Rio Dell on June 21, 2022.

Karen Dunham, City Clerk



ORDINANCE NO. 394-2022

AN ORDINANCE OF THE CITY COUNCIL OF THE OF RIO DELL AMENDING CHAPTER 3.11 OF THE RIO DELL MUNICIPAL CODE TO EXTEND AND REDUCE THE ONE PERCENT (1.00%) TRANSACTION AND USE TAX TO THREE QUARTERS OF ONE PERCENT (0.75%) FOR GENERAL PURPOSES WHICH WILL CONTINUE TO BE ADMINISTERED BY THE STATE BOARD OF EQUALIZATION

WHEREAS, a locally-enacted revenue measure would protect and maintain Rio Dell services because the money is legally required to stay in our community and cannot be taken by the State, providing locally controlled funds for local services; and

WHEREAS, on November 8, 2018, the voters of the City of Rio Dell adopted Ordinance No. 368-2018 (Measure J), approving the imposition of a one-percent (1.00%) transaction and use tax for general purposes;

WHEREAS, the transaction and use tax approved by the voters on November 8, 2018 is scheduled to expire on December 31, 2024, in accordance with Section 3.11.160 of Chapter 3.11 of the Rio Dell Municipal Code, unless an extension is approved by the voters at an election called for that purpose;

WHEREAS, an extension of the City of Rio Dell's transaction and use tax will be submitted to the voters to eliminate the "Termination Date" of Section 3.11.160 of Chapter 3.11 of the Rio Dell Municipal Code; and

WHEREAS, approval of this Ordinance by the voters of the City of Rio Dell would not raise taxes but would lower the tax from 1.00% to 0.75% effective January 1, 2025, and continue thereafter until repealed by the voters.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RIO DELL ORDAINS AS FOLLOWS:

Section 1. Authority. The City Council enacts this ordinance in accordance with the authority granted to cities by Article XI, Section 7 of the California Constitution.

Section 2. Amendment. The definition of "termination date" in Chapter 3.11 of the Rio Dell Municipal Code is hereby amended to read as follows:

3.11.160. Termination date.

The authority to levy the tax imposed by this chapter shall have no termination date, unless the Ordinance is extended or repealed by the voters at a subsequent election.

Section 3. Approval by Voters. This Ordinance shall be submitted to the voters at an election to be held on November 8, 2022, and shall take effect only if approved by a majority of the qualified voters voting on the measure. If approved by a majority of the qualified voters of the City of Rio Dell, the Transaction and Use Tax set forth in Chapter 3.11 of the Rio Dell Municipal Code shall be reduced from 1.00% to 0.75% effective January 1, 2025, and shall thereafter continue until subsequently amended or repealed by the voters. The City Clerk is hereby directed to publish this ordinance at least once, within fifteen (15) days of its adoption, in a newspaper of general circulation published and circulated in the City of Rio Dell.

Section 4. Severability. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

PASSED AND ADOPTED by the City Council of the City of Rio Dell, State of California, on June 21, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Debra Garnes, Mayor

ATTEST:

I, Karen Dunham, City Clerk for the City of Rio Dell, State of California, hereby certify the above to be a full, true and correct copy of Ordinance No. 394-2022 adopted by the City Council of the City of Rio Dell on June 21, 2022.

Karen Dunham, City Clerk