



RIO DELL CITY COUNCIL  
**VIRTUAL MEETING AGENDA**  
**REGULAR MEETING - 6:30 P.M.**  
**TUESDAY, JULY 6, 2021**  
CITY COUNCIL CHAMBERS  
675 WILDWOOD AVENUE, RIO DELL

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***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](http://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 are 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](mailto: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. PLEDGE OF ALLEGIANCE
- D. CEREMONIAL MATTERS
- E. 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.*

F. 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) 2021/0706.01 - Approve Minutes of the June 15, 2021 Regular Meeting  
**(ACTION)** 1
- 2) 2021/0706.02 - Approve Minutes of the June 22, 2021 Special Meeting  
**(ACTION)** 8
- 3) 2021/0706.03 - Approve Resolution No. 1494-2021 Authorizing City  
Manager to Execute Purchase Agreement with Superior  
Tank Company to Expand the Dinsmore Water Tank from  
100,000 gallons to 200,000 **(ACTION)** 13
- 4) 2021/0706.04 - Approve Purchase of Services for Annual Inspection of  
Biosolids Dryer Boiler **(ACTION)** 18
- 5) 2021/0706.05 - Approve Resolution No. 1495-2021 Adopting the Gann  
Appropriations Limit for FY 2021-22 **(ACTION)** 20
- 6) 2021/0706.06 - Approve Recommended Selection of Lechowicz & Tseng  
(L&T) Municipal Consultants and authorize City Manager  
to execute Agreement for Development of a Water and  
Wastewater Rate Study **(ACTION)** 23

7) 2021/0706.07 - Authorize Mayor to Sign Letter of Support Related to the Extension of SB 1383 Implementation Timeline <b>(ACTION)</b>	25
8) 2021/0716.08 - Authorize Mayor to Sign Letter Related to State Funding for the Implementation of SB 1383 Mandatory Organics Recycling <b>(ACTION)</b>	28
G. ITEMS REMOVED FROM THE CONSENT CALENDAR	
H. REPORTS/STAFF COMMUNICATIONS	
1) 2021/0706.09 - City Manager/Staff Update <b>(RECEIVE &amp; FILE)</b>	31
I. SPECIAL PRESENTATIONS/STUDY SESSIONS	
J. SPECIAL CALL ITEMS/COMMUNITY AFFAIRS/PUBLIC HEARINGS	
1) 2021/0706.10 - Discussion on Placement of Flags Along Wildwood Ave. <b>(DISCUSSION/POSSIBLE ACTION)</b>	37
K. ORDINANCES/SPECIAL RESOLUTIONS/PUBLIC HEARINGS	
L. COUNCIL REPORTS/COMMUNICATIONS	
M. ADJOURNMENT	

*The next regular City Council meeting is scheduled for  
Tuesday, July 20, 2021 at 6:30 p.m.*

**RIO DELL CITY COUNCIL  
REGULAR MEETING MINUTES  
JUNE 15, 2021**

The regular “virtual” meeting of the Rio Dell City Council was called to order at 6:30 p.m. by Mayor Garnes.

ROLL CALL:            Present:    Mayor Garnes, Mayor Pro Tem Johnson, Councilmembers Carter, Wilson and Woodall

                             Others Present:    City Manager Knopp, Finance Director Dillingham, Water/Roadways Superintendent Jensen, Wastewater Superintendent Taylor, and City Clerk Dunham

                             Absent:        Chief of Police Conner (arrived at 7:25 p.m.) and Community Development Director Caldwell

**PUBLIC PRESENTATIONS**

Mayor Garnes asked if there were any public comments received. No public comment was received at this time.

**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 Carter/Woodall to approve the Consent Calendar including approval of minutes of the June 1, 2021 regular meeting, approval of minutes of the May 8, 2021 special meeting, authorizing the City Manager to accept, sign and submit Request for American Recovery Plan Act Funds, authorizing the Finance Director to sign and submit the City’s Annual Regional Surface Transportation Program (RSTP) Claim for FY 2020-21, approval of Employment Agreement with City Manager, Kyle Knopp and authorizing the Mayor to sign, to receive and file Check Register for May 2021, and approving ratification of letter related to FY 2021-22 State Budget. Motion carried 5-0.

**REPORTS/STAFF COMMUNICATIONS**

City Manager/Staff Update

City Manager Knopp provided an update on the latest COVID-19 regulations related to the return of live City Council meetings and said that staff was in the process of setting up the Council Chambers for hybrid meetings and working out some of the technology issues. He said that things were scheduled to fully open on June 15th then on Thursday, the CalOSHA Standards Board retracted the tentative guidelines and reverted back to the 2020 rules by default. They were scheduled to meet again on June 17<sup>th</sup> with the directive to align their regulations with the current CDC/CDPH guidance. He noted that staff had a target date of

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of July 6, 2021 for live meetings and agreed to keep the Council updated on the progress.

Mayor Pro Tem Johnson referred to the City Clerk Staff Update related to the Building Permit for 27 greenhouses on Dinsmore Ranch Road and asked what the square footage was of the greenhouses.

City Clerk Dunham explained that the Building Permit in question was processed but not yet issued pending further permit requirements and that she believed that each of the greenhouses would include approximately 5,000 sq. ft. of cannabis cultivation (canopy area).

Councilmember Wilson had a question for Chief Conner related to Stop Data by Gender as submitted in the Police Staff Update.

City Manager Knopp commented that Chief Conner was not able to join the meeting as he had an earlier meeting but may be on the call later.

Councilmember Carter thanked Chief Conner for the amusing kitten story and asked about the status of the water related meetings.

City Manager Knopp noted that staff had no update at this time but hoped that the recent rains helped to provide increased water flows in the river.

Mayor Garnes commented that she saw Marion Brady at the Rio Dell sign and asked for an update on the sign project.

City Manager Knopp reported that a proposal was received and the work was expected to be completed by the end of June or first part of July.

Mayor Garnes then asked for an update on the Streets paving project.

City Manager Knopp reported that the paving was scheduled to begin next week and that the contractor was completing the prep work with some minor amendments to the original contract.

**SPECIAL PRESENTATIONS/STUDY SESSIONS**

Presentation and Update on Public Safety Power Shutoffs from Pacific Gas & Electric (PG&E)

Alison Talbott from PG&E provided an update to the Council on Public Safety Power Shutoffs for 2021. She began by providing a Power Point Presentation on *Community Wildfire Safety Program*. The presentation included safety tips for reducing fire risk, a map designating areas in Humboldt County that are most at risk for wildfire, a Community Wildfire Safety

Program, plans in 2021 to reduce wildfire risks, overview of customer support efforts, explanation of what a Public Safety Power Shutoff (PSPS) is, conditions that could lead to a PSPS event, process for customer notifications, reconfiguring of the Humboldt Bay Generating Station to allow for “islanding” allowing portions of Humboldt, Mendocino and Trinity counties to be separated from the larger electric grid, and resources available for customer preparedness.

Alison Talbott urged customers to visit [pge.com/wildfiresafety](http://pge.com/wildfiresafety) for additional information.

Councilmember Wilson thanked Alison for the presentation and thanked PG&E for their thoroughness and aggressiveness with regard to “islanding.”

Update on Universal Collection

City Manager Knopp provided a short update on Universal Collection and explained that because Rio Dell’s customer base is relatively small, the best way in moving forward is to implement Universal Collection regionally with Fortuna and Ferndale.

He noted that he had met earlier with the City Manager of Fortuna and Recology Eel River staff to discuss the latest developments and said that the overall timeline is still in place with implementation of universal collection on January 1, 2023 and implementation of the new rates in July 2023.

City Manager Knopp said that Fortuna has some work to do as they are significantly under more pressure regarding SB 1383. The region itself does not have an organics recycling facility so there is a lot that goes into this that Fortuna is considering. They will be having another meeting on Monday to discuss some of the details and staff will be updating the Council as the process moves forward. The draft ordinance will be available shortly for review by staff and the City Attorney. He commented that staff would bring back an amended calendar for the Council at the July 6, 2021 regular meeting.

Linda Wise, General Manager of Recology Eel River added that she was glad to see things moving forward and to see that Rio Dell and Ferndale are able to take on the benefit along with Fortuna to have the package put together in a cost-favorable way.

Councilmember Wilson asked for clarification that the City of Fortuna had not yet made an official decision on universal collection.

Linda said that as of yet, Fortuna had not made an official decision and that they are taking on some advice from the State Cal Recycle to clarify some items before moving forward. Just this week, Recology Eel River completed a draft of a new franchise agreement that includes AB 1383 which will likely be the same contract they will have for Rio Dell which they will be reviewing over the next week or so.

Mayor Pro Tem Johnson referred to the proposed rate schedule and pointed out that the weekly rate for a 20-gallon can is only \$5.23. His hope was that when the City gets to mandatory collection and switches to a 96-gallon can, that the rates for those that generate a small amount of garbage won't go up and those customers are continued to be treated fairly since they don't generate much in the way of garbage.

Councilmember Woodall asked for confirmation that the rates would not change until July 2023.

City Manager Knopp said that with the exception of the annual CPI adjustment, the rates would not change until mid- 2023, after implementation of universal collection.

Mayor Garnes called for public comment. No public comment was received.

### **SPECIAL CALL ITEMS/COMMUNITY AFFAIRS/PUBLIC HEARINGS**

#### Approve Annual Rate Adjustment with Recology Eel River and Accept it as an Amendment to the Solid Waste and Recycling Franchise Agreement

City Manager Knopp provided a brief staff report and explained that this is the annual Consumer Price Index (CPI) rate increase with Recology Eel River. He then turned it over to Linda Wise, General Manager of Recology Eel River.

Linda explained that the rate increases this year represents the CPI which is applied to the cost of operating the collection portion of the contract and the separate portion of the contract that deals with the cost for disposal. A third portion that was added is the recycling processing fee which affects the rates as the recycling fees go up and down. In the City of Rio Dell, the recycling processing fee affects less than 5% of what the increases are. This year the average rate increase is about 2.5% to all the rate bases because the rate bases are determined by the size of the cans. This includes the CPI adjustment and any increase in the recycling processing fee.

City Manager Knopp further explained that the solid waste fees as presented are broken out based on rates related to the franchise holder, rates related to the Humboldt Waste Management Authority, of which Rio Dell is a member, and any other fee associated with solid waste collection in the City. He said that recycling rates have been going up over the past few years noting that under Eel River Disposal, recycling actually generated revenue for the franchise hauler which is no longer the case as some of the recycling requirements and standards have increased in terms of what is exported outside of the United States.

Mayor Garnes called for public comment. No public comment was received.

Motion was made by Johnson/Carter to approve the proposed annual rate adjustment with Recology Eel River and accept it as an amendment to the Solid Waste and Recycling

Franchise Agreement effective July 1, 2021. Motion carried 5-0.

## **ORDINANCES/SPECIAL RESOLUTIONS/PUBLIC HEARINGS**

### Second Reading (by title only) and Adoption of Ordinance No. 389-2021 Amending Chapter 2.55 of the Rio Dell Municipal Code, Commissions, Boards, Agencies and Task Forces, to Create the Beautification, Walkability and Pride Committee

City Manager Knopp provided a staff report and said that the ordinance was introduced at the June 1, 2021 regular meeting creating the Beautification, Walkability and Pride Committee. On May 4, 2021, the City Council adopted the *Goals and Actions to Achieve Economic Development in Rio Dell*, including the *Immediate Action Plan (IAP)*. The plan was developed by an ad hoc committee of Mayor Garnes and Mayor Pro Tem Johnson in consultation with state and local experts. Key advice included a visioning process to “become the city that businesses want to invest in.” The need to improve upon and capitalize upon the community’s natural beauty became an important element of the plan.

The Council has been working toward code enforcement and nuisance abatement in order to clean up trash and improve conditions. However, the Ad Hoc Committee identified the need to create a committee and involve community members to develop and plan specific projects towards the creation of beautification and improved walkability. The appointments to the committee were scheduled to be made once the ordinance becomes effective 30 days after its final adoption.

Mayor Garnes called for public comment. No public comment was received.

Motion was made by Carter/Johnson to approve the second reading (by title only) and adoption of Ordinance No. 389-2021 Amending Chapter 2.55 of the Rio Dell Municipal Code to Create the Beautification, Walkability and Pride Committee. Motion carried 5-0.

## **COUNCIL REPORTS/COMMUNICATIONS**

Mayor Pro Tem Johnson reported on the last HCAOG meeting in May and said that they received an update on the speed zone between Eureka and Arcata that was established nearly 20 years ago with the 50 MPH zone. He said that in recent years there have been a series of five contracts that Caltrans has or will be administering with acceleration/deceleration lanes installed in 2020, median barrier installed in 2020, drainage work, bridge rail replacement and bridge replacement currently ongoing and expected to be completed this year. Probably the most exciting of all this work is the big project that HCAOG is partially funding to put in the Indianola under crossing and a signal for southbound traffic. He said the total of all of these projects is estimated to be in the range of \$72 million and when completed in 2024 or 2025, the initial speed limit will be set at 50 MPH pending a traffic survey. He added that he knows that this is something near and dear to Councilmember Wilson and his family.



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Councilmember Wilson thanked Mayor Pro Tem Johnson and Caltrans for all the work done to make this happen. He pointed out that more and more under crossings are seen throughout the county and this under crossing will make this area safer to drive. It's been a long time coming and is very near and dear to his family to see this happening. He asked Mayor Pro Johnson to pass onto HCAOG his thanks for a job well done.

Mayor Pro Tem Johnson added that in May, HCAOG advertised the Indianola Under Crossing Project and next month they will have the bid opening and hopefully the work will begin late this summer or next year which explains the variable date of 2024-2025 for completion.

Councilmember Carter reported on her attendance at the Cal Cities Transportation, Communications and Public Works Policy Committee meeting on June 4, 2021. She said that the most contentious topic of discussion was AB 122 which deals with required stops on bicycles and whether that should be mandatory.

Councilmember Wilson said that Mayor Garnes informed him that the bill (AB 1139) that he reported on at the last meeting related to solar regulations that the State was trying to put through has been tabled for at least this year.

He also reported that HWMA is moving forward on a deal with a company in Crescent City that does CRV buyback and are looking to secure a site in Arcata as a buyback facility. One of the contingencies that they are asking is that HWMA gives them a moratorium on other buyback facilities. They are hoping to establish a 2-month time frame for people to be able to take CRV items to Arcata rather than Crescent City for redemption.

City Manager Knopp said that Chief Conner had joined the meeting, giving councilmembers the opportunity to ask him questions at this time.

Councilmember Wilson repeated his earlier question related to the Police Department Update, specifically the Stop Data by Gender and asked what constitutes non-binary.

Chief Conner explained that non-binary is someone that has not determined whether they are male or female. He noted that to his knowledge, there has not been anyone that has been determined as non-binary although they do have one individual that they have contact with some frequency that is trans-gender and they know that this person is trans-gender and once you know this, that person gets counted as such.

Councilmember Woodall reported that she attended a Fire Department Board meeting last week and was excited to report that they contracted with City Ambulance to have an ambulance service in Scotia which was about a month out. She also reported that they had 64 calls for service in May and to date have responded to 325 calls, commending them for all that they do.

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She also announced that there would be a Nuisance Advisory Committee meeting tomorrow at 3:00 p.m. and anyone interested in attending could call City Hall for the Zoom information.

Mayor Garnes reported on her attendance at the Cal Cities Environmental Quality and Community Services Policy Committee meeting and as Councilmember Wilson mentioned, they tabled the one bill related to solar regulations.

She expressed special thanks to Councilmember Woodall for planting and watering the beautiful flowers around town.

**ADJOURNMENT**

Motion was made by Johnson/Garnes to adjourn the meeting at 7:30 p.m. to the July 6, 2021 2021 regular meeting. Motion carried 5-0.

\_\_\_\_\_  
Debra Garnes, Mayor

Attest:

\_\_\_\_\_  
Karen Dunham, City Clerk

**RIO DELL CITY COUNCIL  
SPECIAL MEETING MINUTES  
JUNE 22, 2021**

Mayor Pro Tem Johnson called the Special "Virtual" Meeting of the Rio Dell City Council to order at 4:00 p.m.

**ROLL CALL:** Present: Mayor Pro Tem Johnson, Councilmembers Carter, Wilson and Woodall

Absent: Mayor Garnes (excused)

Others Present: City Manager Knopp, Finance Director Dillingham, Wastewater Superintendent Taylor, and City Clerk Dunham

**PUBLIC PRESENTATIONS**

Mayor Pro Tem Johnson called for public comments on matters not on the agenda. No public comments were received.

**SPECIAL MEETING MATTERS**

Adopt Resolution No. 1493-2021 Declaring the Existence of a Local Drought Emergency and Approving Update of the Water Shortage Contingency Plan

City Manager Knopp provided a staff report and said that the purpose of the special meeting is to declare a drought related state of emergency and to update the City's Water Shortage Contingency Plan.

He said that not surprisingly, the drought situation has begun to ramp up on this end of the Eel River. Staff has been doing some monitoring of the flow at the Scotia gauge which is adjacent to the city's infiltration gallery. He shared a graph of "Scotia Water Gauge Discharge Comparison" which indicated that the current year represents a significantly drier weather pattern than the 2014 drought period. The trend lines between April and May showed that the river level was actually below the river level at the same time in 2014. He said as of today, the river level is at 200 cubic feet per second (cfs) and in 2014, it was 185 cfs. He said that the rains that occurred last week helped to bump up the river a little bit but we are basically seeing a trend line that follows the 2014 drought which is obviously troubling.

He explained that the good news is that the City is much better prepared for the drought than it was in 2014 because of the emergency backup water source supplied by the Metropolitan Wells. The plan is to augment the City's water supply with water from the wells thus reducing pull from the river.

Next was review of the Draft Water Shortage Contingency Plan including the various stages of conservation measures.

The following action stages were developed to implement the plan:

- **Stage 1 – Voluntary Conservation Measures.** Voluntary compliance with conservation measures and groundwater augmentation.
- **Stage 2 – Mandatory Conservation Measures.** Mandatory implementation of conservation measures with increased augmentation.
- **Stage 3 – Serious Water Shortage. Mandatory Reduction.** Increased mandatory water conservation and augmentation.
- **Stage 4 – Disaster Shortage/Rationing.** Major catastrophe or contamination of the water supply. Priorities for all water use will for human consumption, sanitation and fire protection.

City Manager Knopp explained that Stage 1 is declared when the river reaches 200 cfs (cubic feet per second) or below which is where the river is today. Under Stage 1, the City will activate the Metropolitan Wells with a daily goal to diversify the City's water supply by no less than 20% groundwater and reduce the use of the Eel River Infiltration Gallery by the same percentage. In addition, the City will initiate a water conservation program to provide public information on ways to reduce water use.

On a voluntary basis, customers are encouraged to reduce water usage by taking certain conservation measures including such things as refraining from landscape watering between the hours of 10:00 am and 6:00 pm; restrict outdoor water usage to an odd-even water conservation plan; refrain from allowing water runoff; refrain from hosing or washing sidewalks or driveways; refrain from washing vehicles; and to repair all leaks.

He commented that based on 2014 numbers, staff anticipates the City will hit Stage 2 Conservation Measures by August, noting that Stage 2 has a 30 cfs threshold.

He said that Stage 3 has a 25 cfs threshold or lower and that the City only saw this stage for a very short period of time in 2014, but without the wells as a backup water source to help supplement the water supply.

The City is required to have an outline of a plan even with two diverse water systems. The Metropolitan Wells were brought online in 2018 as an emergency backup water supply and are capable of providing 300 gpm (gallons per minute) and derives water from the Eel River Groundwater Basin aquifer. In addition, the City's wastewater operations dispose of 45.053 mg of treated wastewater to the irrigation field located downstream from the Metropolitan Well site. Approximately 40.458 mg is returned to the aquifer annually through this method.

Councilmember Carter referred to the graph provided in the Water Shortage Contingency Plan and asked if the graph could be included in a citywide newsletter as part of the education efforts. She also requested a tour of the Metropolitan Wells sometime.

Councilmember Woodall said if the river is at 200 cfs now, at what point will the City turn the wells on and will the two sources mix.

City Manager Knopp explained that the wells were activated today and the goal is to diversify the City's water supply by pulling 80,000 gallons from the wells thus reducing the use of the Eel River Infiltration Gallery by 80,000.

Councilmember Woodall asked if there would be a noticeable difference in the quality of the water.

City Manager Knopp indicated that there would probably be no difference in the water quality and pointed out that the wells were activated for weeks at a time with no notable change. He said that with the extensive filtration system on the wells, residents will now be able to use bleach in their laundry without experiencing the high levels of manganese and iron unlike before the wells were rehabilitated.

Councilmember Woodall asked if more water could be pulled from the wells in the event it becomes necessary.

City Manager Knopp explained that Stage 1 is about eliminating water waste on a voluntary basis and as we move forward with each stage of the drought, the plan is to pull more out of the wells to supplement and to ease the pressure off the infiltration gallery.

Councilmember Woodall asked if the wells could supply water for the entire city without the use of the infiltration gallery.

City Manager Knopp said that the wells probably could supply enough water for the entire city however, the caveat of that is that the wells have not been used for that purpose in a long time so we don't know the effects of running the wells more than a 2-3-week period. He added that the wells should be able to provide plenty of water with conservation efforts in place.

Councilmember Wilson referred to Stage 4 "Disaster/Shortage/Rationing" and said that customers would be notified via news media and other methods of this stage of water emergency in addition to fines and penalties in accordance with City Ordinances. He asked which ordinance provides for fines and penalties.

City Manager Knopp explained that if and when the City should get closer to implementation of Stage 4 restrictions, the Council could pass an urgency ordinance to reflect those fines and penalties although getting to Stage 4 would be highly unlikely because of the two water sources.

Councilmember Wilson commented that the possibility of imposing fines and penalties during the 2014 drought was discussed and the Council decided not to impose fines because of the diligence of the community with regard to voluntary compliance.

Councilmember Wilson reiterated that during the 2014 drought, the community came together and acted responsibly and people volunteered to provide water for their neighbor's gardens as well as the streetscape. He thanked staff for approaching the drought situation pro-actively.

Mayor Pro Tem Johnson agreed with Councilmember Wilson and said that the Water Shortage Contingency Plan is a good plan and hopefully the City won't get to a point where the community is adversely affected by the drought.

Mayor Pro Tem Johnson called for public comment.

Larry Arsenault addressed the Council and asked if it would be possible to get an assessment of what each water source provides on a quarterly basis.

City Manager Knopp said that he could email him a spreadsheet that shows where the City's water came from in 2020. He said that in addition, the Water Shortage Contingency Plan outlines annual customer water usage and the amount derived from each of the two water sources. He said that in 2020, nearly 98% was derived from the City's infiltration gallery located in the Eel River, and the remaining 2% from the City's backup water supply at the Metropolitan Wells. Since the wells came online in 2018, their primary use has been to rely on them during storm events so this is the first time they will be activated for actual drought relief.

Larry Arsenault said that he read where the annual water usage in the City is 510 million gallons and that it would be nice to know what each source is capable of providing.

City Manager Knopp clarified that the total annual water usage for 2020 was just under 90 million gallons.

City Manager Knopp said that another important point is the City's wastewater treatment plant which is one of the most environmentally friendly plants around. The wastewater operations dispose of 45.053 mg of treated wastewater in an irrigation field located west of the Metropolitan Well site with approximately 90% returned back into the groundwater system. He added that there are a lot of advantages the way the system is set up.

He pointed out that the City has a quite robust system and is equipped to take on a drought with the addition of the wells which he noted was 95% funded by grants.

Larry Arsenault asked if the treated wastewater could be used for agricultural purposes.

City Manager Knopp said that the treated wastewater goes to the irrigation field which cultivates alfalfa for the farmers.

Larry asked if it could be used for the City's agricultural purposes as well.

City Manager Knopp said to redistribute that water it would require another \$5 million investment for new pipes.

Sharon Wolfe addressed the Council and said with the large amount of commercial cannabis grows being approved up on the Dinsmore Plateau as well as commercial operations at the Humboldt Rio Dell Business Park, wondered if there are any considerations in approving those operations since there is a limited water supply.

City Manager Knopp explained that each cannabis cultivator is required to have onsite water storage and the wells are also a tool that could be employed so the water that is pulled out could also be applied toward those purposes.

Motion was made by Woodall/Carter to adopt Resolution No. 1493-2021 Declaring a Drought Related State of Emergency and Updating the City of Rio Dell Water Shortage Contingency Plan. Motion carried 4-0.

#### **ADJOURNMENT**

Motion was made by Woodall/Carter to adjourn the meeting at 4:35 p.m. to the July 6, 2021 regular meeting.

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Gordon Johnson, Mayor Pro Tem

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Karen Dunham, City Clerk

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



For Meeting of: July 6, 2021

Consent Item;  Public Hearing Item

To: City Council

From: Kevin Caldwell, Community Development Director



Through: Kyle Knopp, City Manager

Date: June 28, 2021

Subject: Expansion of the Dinsmore Water Tank

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**Recommendation:**

That the City Council:

1. Approve Resolution No. 1494-2021 authorizing the City Manager to execute the purchase agreement with Superior Tank Company to expand the Dinsmore Water Tank from 100,000 gallons to 200,000 gallons.

**Discussion**

In 2006 the City replaced the old 16,000 gallon redwood water tank with an expandable 100,000 gallon bolted steel tank in anticipation of potential development on the Dinsmore Plateau. The tank was purchased and installed by Superior Tanks out of Bakersfield. The City had the foresight to not only purchase an expandable tank, but also to design and building the foundation to accommodate another 100,000 gallons.



Old Water Tank



As the Council is aware, in 2019 the City expanded the Commercial Cannabis program to allow cultivation up on the Dinsmore Plateau. There are currently three approved farms (Rio's Diamond Farms, 32,000 square feet and Sweet Grass farms, 32,000 square feet) and Dinsmore Plateau Farms, 135,000 square feet on the Plateau. In addition, Mr. Cortazar is in the process of preparing an application for another subdivision to create four to six additional parcels up on the Plateau.



100,000 Gallon Steel Bolted Tank

Although each farmer has or has proposed on-site water storage (Rio's Diamond Farms 30,000 gallons, Sweet Grass 100,000 gallons and Dinsmore Plateau Farms 155,000 gallons), with the increased demand for water, staff is recommending that the City expand the tank from 100,000 gallons to 200,000 gallons.

Not only does the City receive \$2.00 per square foot in tax revenue for cultivation activities, the General Plan, Public Services Policy P2.2.3-4 states the following:

***GP Policy Public Services P2.2.3-4; "Encourage new development to contribute its fair share of infrastructure improvements to serve the proposed development."***

Staff has been conditioned a number of projects to require that applicants financially contribute to their fair share of the expansion of the Dinsmore water tank and associated infrastructure. The fair share contribution is based on the City's average water bill, estimated water use and the current cost of access to the water system, which is \$0.055 a gallon. To date projects have been conditioned projects to contribute approximately \$70,000. Approximately \$53,700 has been paid.

The cost of expanding the tank to 200,000 gallons is approximately \$94,000. See Attachment 1. In addition, the City ultimately plans to upgrades the Douglas Street pumps and transmission line to the Dinsmore Tank site. These additional costs will eventually be paid by the developers based on General Plan Policy P2.2.3-4.

**Attachments:**

Attachment 1: Superior Tank Company Quote dated May 26, 2021.

Attachment 2: Resolution No. 1494-2021 authorizing the City Manager to execute the contract with Superior tank.



May 24, 2021

Quotation No.: LAM-5663

Company: City of Rio Dell  
Attention: Kevin Caldwell  
Fax No.: Email

Reference: Rio Dell Water Storage Tank Repairs

Gentlemen:

Bid Item 1: To furnish labor, materials & equipment necessary to remove deck & rafters of existing 30' dia. x 16' ht. bolted steel tank, fabricate, deliver & install (2) new powder epoxy factory coated rings of steel, (40) new staves, & re-install existing roof & rafters, all with new, encapsulated hardware. Price includes new coated center-pole & (1) 12" shell nozzle (Valve Not Included).

Selling Price Including Sales Tax:.....\$ 74,986.00

Bid Item 2: To perform above mentioned work using prevailing Wage rates:  
Please Add To Above Amount:.....\$ 8,986.00

**Interior Coating (For Top 2-Rings Only):** Fusion Bonded Baked-On Powder Epoxy 5 Mils  
Min. D.F.T. (N. S. F. 61 Approved) Axalta Tank Tan

**Exterior Coating (For Top 2-Rings Only):** Fusion Bonded Baked-On Powder Polyester 5 Mils  
Min. D.F.T. Axalta Superior Sand

**Delivery Time:**

2 – 3 Weeks For Materials  
1 – 2 Weeks to Perform the Work

**Terms:**

35% Upon Receipt of Order  
65% Upon Tank Work Completed

Thank you for the opportunity to be of service. If you have any questions, or need additional information, please give me a call at 661-392-0188.

Sincerely;

*Lewis Marquez*

Lewis A. Marquez  
Bolted Tank Area Supervisor

**RESOLUTION NO. 1494-2021**



**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIO DELL  
AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT WITH SUPERIOR TANK  
FOR THE EXPANSION OF THE DINSMORE WATER TANK:**

**WHEREAS** in 2006 the City replaced the old 16,000-gallon redwood water tank with an expandable 100,000-gallon bolted steel tank in anticipation of potential development on the Dinsmore Plateau; and

**WHEREAS** the tank was purchased and installed by Superior Tanks out of Bakersfield; and

**WHEREAS** the City had the foresight to not only purchase an expandable tank, but also to design and building the foundation to accommodate another 100,000 gallons; and

**WHEREAS** in 2019 the City expanded the Commercial Cannabis program to allow cultivation up on the Dinsmore Plateau; and

**WHEREAS** there are currently three approved farms (Rio's Diamond Farms, 32,000 square feet and Sweet Grass farms, 32,000 square feet) and Dinsmore Plateau Farms, 135,000 square feet on the Plateau; and

**WHEREAS** Mr. Cortazar is in the process of preparing an application for another subdivision to create four to six additional parcels up on the Plateau; and

**WHEREAS** although each farm has or has proposed on-site water storage (Rio's Diamond Farms 30,000 gallons, Sweet Grass 100,000 gallons and Dinsmore Plateau Farms 155,000 gallons), with the increased demand for water, staff is recommending that the City expand the tank from 100,000 gallons to 200,000 gallons; and

**WHEREAS** not only does the City receive \$2.00 per square foot in tax revenue for cultivation activities, the General Plan, Public Services Policy P2.2.3-4 encourages new development to contribute its fair share of infrastructure improvements to serve the proposed development; and

**WHEREAS** staff has been conditioned a number of projects to require that applicants financially contribute to their fair share of the expansion of the Dinsmore water tank and associated infrastructure; and

**WHEREAS** the fair share contribution is based on the City's average water bill, estimated water use and the current cost of access to the water system, which is \$0.055 a gallon; and

**WHEREAS** to date projects have been conditioned projects to contribute approximately \$70,000. Approximately \$53,700 has been paid.

**WHEREAS** the cost of expanding the tank to 200,000 gallons is approximately \$94,000; and

**WHEREAS** the City ultimately plans to upgrades the Douglas Street pumps and transmission line to the Dinsmore Tank site; and

**WHEREAS** Rio Dell Municipal Code Section 3.30.070(2) authorizes the City Manager to identify a bid exception in cases where the equipment is only available through one vendor; and,

**WHEREAS** the City Manager has determined that Superior Tank meets the requirements of RDMC 3.30.070(2); and,

**WHEREAS** these additional costs will eventually be paid by the developers based on General Plan Policy P2.2.3-4.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council authorizes the City Manager to execute the contract with Superior Tank to expand the Dinsmore water tank from 100,000 gallons to 200,000 gallons.

**BE IT FURTHER RESOLVED** that this Resolution shall become effective upon approval and adoption by the City Council.

**I HEREBY CERTIFY** that the forgoing Resolution was PASSED, APPROVED and ADOPTED at a regular meeting of the City Council of the City of Rio Dell on July 6, 2021 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 and foregoing to be a full, true and correct copy of Resolution No. 1494-2021 adopted by the City Council of the City of Rio Dell on July 6, 2021.

\_\_\_\_\_  
Karen Dunham, City Clerk, City of Rio Dell



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

DATE: July 6, 2021

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 Inspection of Biosolids Dryer Boiler

IT IS RECOMMENDED THAT THE CITY COUNCIL:

Approve the purchase of services for an annual inspection of the biosolids dryer boiler from California Boiler.

BACKGROUND AND DISCUSSION

The estimated cost for the annual inspection and service of the biosolids dryer boiler at the City's wastewater facility is \$10,976. There may be additional costs if repairs are needed. Purchases for services over \$10,000 require approval by the City Council per municipal code section 3.30.030 - Purchasing Procedures. It is recommended that the services be purchased from California Boiler because staff has previously worked with them and they are familiar with the City's equipment. The requested service was recommended last year after a service call due to the City's sludge dryer boiler malfunctioning. Funding for this expenditure was anticipated and included in the fiscal year 2021-22 adopted budget.

ATTACHMENTS

Quote



CALIFORNIA BOILER  
SERVICE • PARTS • SALES • RENTALS

Quote Number:  
23888

Work Order Id:

Date:  
04/13/2021  
Expiration Date:

Submitted By:  
justin t  
Page: 1 of 1

Proposal To:  
CITY OF RIO DELL  
675 WILDWOOD AVE  
RIO DELL CA 95562

Service Location:  
CITY OF RIO DELL  
475 HILLTOOP DRIVE  
RIO DEL CA 95562  
9200

California Boiler Inc. is pleased to offer the following proposal for an annual inspection on your Fulton boiler. Our scope is outlined in detail below.

Option # 1

This quote is priced for an Annual inspection on your Fulton boiler. This will include

- arrive on site check in with customer
- grab all material needed to do annual inspection
- lock out tag out all energy sources
- open up boiler to inspect all of inside of boiler
- remove and replace gaskets and ignition rod
- lubricate mod motor arm, gas, exhaust butterfly valve and ball joints
- remove burner and inspect furnace condition
- remove and clean oil strainer-replace with new gasket
- check combustion and adjust as needed,give customer all reports and analyzer paperwork.
- clean up work area and check out with customer

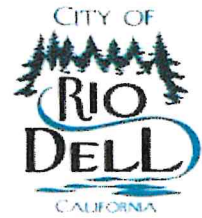
<b>Initial:</b> _____	<b>Total</b>	<b>10,975.70</b>
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Due Net 30  
"OAC"  
Standard Terms And Conditions Apply  
Warranty:  
Warranty begins the day the Unit goes into Full Service.

Notes:  
- Prices are guaranteed for thirty (30) days from the date of this proposal  
- Labor is based on standard working hours from Monday - Friday, 8:00am - 5:00pm, unless specifically stated otherwise.  
- Handling of hazardous materials is not included or anticipated on this project unless specifically addressed in the description of the project.  
- Boiler boil-out, if applicable, by others.  
- Building/Air Quality Permits and Engineering, if required, are not included in this proposal unless specifically addressed in the description of this project.  
NOTE: Boilers are to be cooled no less than 12 hours prior to inspection date. In the event a boiler is not cooled and ready for inspection an additional \$500 fee will be accessed.

Santa Ana, CA | San Diego, CA | Visalia, CA  
Modesto, CA | North Bay, CA | Medford, OR

CA License: 496036



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

DATE: July 6, 2021  
TO: Mayor and Members of the City Council  
FROM: Cheryl Dillingham, Finance Director CD  
THROUGH: Kyle Knopp, City Manager  
SUBJECT: Resolution No. 1495-2021 Adopting the Gann Appropriations Limit for Fiscal Year 2021-22

IT IS RECOMMENDED THAT THE CITY COUNCIL:

Adopt Resolution 1495-2021 establishing the Gann Appropriation Limit for fiscal year 2021-22.

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:

2021-2022 Gann Appropriations Limit:	\$ 1,349,505
<u>City of Rio Dell's Amount Subject to Limit:</u>	<u>1,103,100</u>
Amount Under Limit:	\$ 336,430

A jurisdiction may not exceed the appropriations limit unless the Governor declares an emergency or by majority approval by the voters of a jurisdiction. The override may not exceed four years.

ATTACHMENTS

Resolution 1495-2021 Establishing Gann Limit  
City of Rio Dell 2021-2022 Gann Limit Worksheet



**RESOLUTION NO. 1495-2021  
A RESOLUTION OF THE CITY COUNCIL OF  
THE CITY OF RIO DELL  
ESTABLISHING THE GANN APPROPRIATIONS LIMIT  
FOR FISCAL YEAR 2021-22**

**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 2021-22 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 \$1,439,530 for fiscal year 2021-22 and declares that the applicable appropriations in the Budget for FY 2021-22 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 6<sup>th</sup> day of July by the following vote:

Ayes:  
Noes:  
Abstain:  
Absent:

\_\_\_\_\_  
Debra Garnes, Mayor

ATTEST:

\_\_\_\_\_  
Karen Dunham, City Clerk



**Appropriations Subject to Limitation City of Rio Dell  
2021-2022 Gann Limit Worksheet**

a)	2020-2021 Appropriations Limit		1,349,505
	Calculation of 2021-2022 Appropriations Limit		
	Annual Adjustment Factors:		
b)	Per Capita Personal Income	5.73%	
c)	City of Rio Dell Population Change OR	0.89%	
d)	Humboldt County Population Change (whichever is greater)	-1.43%	
e)	Calculation: $(1 + .0573) \times (1 + .0089) =$		1.0667100
f)	2021-2022 Appropriations Limit (a x e)		1,439,530
g)	2021-22 Estimated Tax Proceeds Subject to Appropriations Limit		
	Property Taxes	138,100	
	Property Tax In Lieu VLF	425,000	
	Sales & Use Taxes	625,000	
	Transient Occupancy Taxes	11,000	
	Transfer Taxes	8,000	
	Business License Taxes	10,000	
	Cannabis Tax	436,000	
	Total Tax Proceeds Subject To Limit (sum of g)		1,653,100
	2021-22 Expenditures Exempt From Limit		
	Capital Streets Project	550,000	
h)	Total Expenditures Exempt From Limit		550,000
i)	2021-22 Appropriations Subject To Limit (g - h)		1,103,100
j)	Under (Over) Limit (f - i)		336,430



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

DATE: July 6, 2021  
TO: Mayor and Members of the City Council  
FROM: Cheryl Dillingham, Finance Director  
THROUGH: Kyle Knopp, City Manager  
SUBJECT: Water and Wastewater Rate Study

IT IS RECOMMENDED THAT THE CITY COUNCIL:

Approve the recommended selection of Lechowicz & Tseng (L&T) Municipal Consultants and authorize the City Manager to execute an agreement for development of a Water and Wastewater Rate Study.

BACKGROUND AND DISCUSSION

On April 20, 2021, the Council approved the distribution of a Request for Proposal (RFP) for a Water and Wastewater Rate Study. The City's current water and wastewater fee structure was last updated in 2015 and 2014 respectively. The primary objective of the rate study is to develop a five-year rate schedule for water and wastewater services that equitably distributes costs to customers and adequately funds operations, debt service, reserves and capital projects. Government Code provides that water and wastewater rate schedules cannot exceed five years. By doing a combined rate study of water and wastewater there is potential for a redistribution of charges to help mitigate any increases.

The City is in receipt of four proposals submitted in response to the Water and Wastewater Rate Study RFP issued in May. The following summarizes the proposals received:

Firm Name	Location	Total Proposed Cost
L&T Municipal Consultants	Oakland	\$ 29,070
NBS	San Francisco	\$ 52,390
Willdan Financial Services	Temecula	\$ 35,785
Bartle Wells Associates	Berkeley	\$ 28,995

The City Manager, Finance Director, Accountant, Water Superintendent and Wastewater Superintendent have reviewed the proposals. Each proposal was evaluated based on the criteria listed in the RFP. Staff recommends that L&T Municipal Consultants be selected to complete the Water and Wastewater Rate Study. L&T is a women-owned firm with over 25 years of experience in municipal consulting and public finance. The firm only works with public agencies located in California and specializes in rate studies for organizations serving smaller populations. They have completed over 100 rate studies compliant with Propositions 218 and 26.

Alternatively, the Council could choose to also have the Utility Rate Study sub-committee review the proposals and make a recommendation.

Funding for the water and wastewater rate study was included in the fiscal year 2021-22 adopted budget. Actual total costs for the study may be higher than what was proposed based on the final scope of work included in the agreement.



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

July 6, 2021

TO: Rio Dell City Council

FROM: Kyle Knopp, City Manager

SUBJECT: Authorization for the Mayor to Sign a Letter of Support Related to the Extension of SB 1383 Implementation Timeline.

IT IS RECOMMENDED THAT THE CITY COUNCIL:

Ratify the letter, or take no action.

BACKGROUND AND DISCUSSION

In November 2020, the California Department of Resources Recycling and Recovery (CalRecycle) finalized its SB 1383 organic waste diversion regulations, which local governments must comply with by January 1, 2022. That provided cities and counties with only 13 months to undertake a host of actions, including adopting ordinances, arranging for appropriate collection services, establishing inspection and enforcement programs, procuring recovered organic waste products, providing education and outreach, developing edible food recovery programs, hiring staff, and reporting to CalRecycle by the January 1, 2022 implementation date.

If a city or county is not in compliance with the regulations by January 1, 2022, CalRecycle can levy fines and penalties, ranging from \$50 to \$10,000 a day, on a jurisdiction. Given the COVID-19 pandemic, and the corresponding loss of time and resources, some cities need additional time to comply with all of the SB 1383 regulations.

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



July 6, 2021

The Honorable John Laird  
California State Senate  
State Capitol, Room 4040  
Sacramento, CA 95814

**RE: SB 619 (Laird) Organic Waste: Reduction Regulations**  
**Notice of SUPPORT** *(As Amended 4/13/21)*

Dear Senator Laird,

The City of Rio Dell would like to express our strong **support** for your SB 619 (Laird), which would help local governments implement SB 1383 (Lara, 2016) and the subsequent CalRecycle regulations by creating a process for cities to work with CalRecycle to delay the imposition of penalties if a local jurisdiction demonstrates reasonable effort.

For the past several years, CalRecycle has been developing sweeping regulations to implement statewide organic waste diversion goals set forth in SB 1383 (Regulations). SB 619 seeks to help local governments implement SB 1383 by allowing for additional time and flexibility to comply with the regulations.

Currently, some local governments have until January 1, 2022, to implement the sweeping requirements outlined in the Regulations. Although the Regulations had been in development for several years, they were not finalized until November 2020, giving local governments just thirteen months to fully implement various facets of the Regulations. Cities need more time to account for the outbreak of COVID-19, and consider the effects the Regulations will have on residents and businesses.

The timelines contemplated in SB 1383 and the Regulations also do not take into account the COVID-19 pandemic and the associated shifting of city staff and resources to protect public health and safety. Cities have been on the front lines, ensuring that our residents are safe and critical city operations continue functioning.

Lastly, given that the Regulations do not have a source of state funding to implement, the burden of paying for the costs associated with implementing the program will fall to our residents and our businesses. With all of the economic hardships facing cities, residents, and businesses, more time and flexibly implementing the Regulations will be needed to soften the blow of increased solid waste rates.

We acknowledge that this legislation is a work in progress, however, cities want to see this legislation move forward to continue the discussions with legislators and all stakeholders to see what solutions can be reached. We applaud Senator Laird for all of his efforts to help local governments get the additional time and flexibility we need to meet the state's ambitious climate and emissions reduction goals.

For these reasons, the City of Rio Dell **Supports** SB 619.

Sincerely,

Debra Garnes, Mayor  
City of Rio Dell

cc: Senator McGuire & Assemblymember Wood  
Sara Sanders, CalCities  
League of California Cities



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

DATE: July 6, 2021

TO: Mayor and Members of the City Council

FROM: Kyle Knopp, City Manager

SUBJECT: Authorization for the Mayor to Sign a Letter Related to State Funding for the Implementation of SB 1383 Mandatory Organics Recycling.

IT IS RECOMMENDED THAT THE CITY COUNCIL:

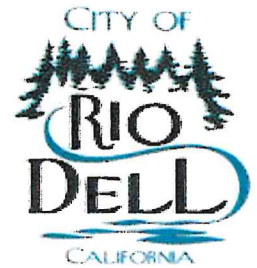
Authorize the Mayor to sign the attached correspondence.

BACKGROUND AND DISCUSSION

Local governments are the backbone for achieving California's solid waste management and recycling goals. CalRecycle's SB 1383 regulations (Regulations), adopted in November of 2020, require local governments to reduce landfill disposal of organic waste by 75 percent by 2025 and to increase edible food waste recovery by 20 percent. The Regulations are the most far-reaching solid waste management changes in decades and CalRecycle has estimated implementation will cost \$20 to \$40 billion over the next decade, including the addition of 50 to 100 new organic waste recycling facilities. State funding is needed to ensure that cities can get their SB 1383 program up and running quickly, but also to soften the rate increases local governments will need to make to pay for the program.

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



July 6, 2021

The Honorable Nancy Skinner  
Chair, Senate Budget and Fiscal Review Committee  
State Capitol, Room 5050  
Sacramento, CA 95814

The Honorable Phil Ting  
Chair, Assembly Budget Committee  
State Capitol, Room 6026  
Sacramento, CA 95814

**RE: Budget Request —\$225 Million: Local Assistance for Organic Waste Recycling Program Development and Implementation**

Dear Assembly Member Ting and Senator Skinner,

The City of Rio Dell supports the League of California Cities (Cal Cities) request for \$225 million in local assistance to help cities and counties develop and begin implementing organic waste recycling programs as required by CalRecycle's new Organic Waste Reduction Regulations (SB 1383 Regulations).

Local governments are the key to achieving California's solid waste management and recycling goals. CalRecycle's new SB 1383 regulations, which were adopted just last November, require local governments to reduce landfill disposal of organic waste by 75% by 2025 and increase edible food waste recovery by 20%. These new SB 1383 Regulations are the most far-reaching solid waste management changes in decades. CalRecycle has estimated implementation will cost \$20 to \$40 billion over the next decade, including the addition of 50 to 100 new organic waste recycling facilities.

The first compliance obligations for local governments begin in early 2022 and local governments are working to develop a comprehensive suite of local collection, enforcement, and funding programs to meet the deadline. These activities include hiring new staff and consultants, adopting ordinances, arranging appropriate collection services, establishing inspection and enforcement programs, procuring recovered organic waste products, providing education and outreach, developing edible food recovery programs, and reporting to CalRecycle.

The City of Rio Dell supports the Cal Cities' budget request of \$225 million for local assistance to cities and counties for local organic waste recycling program development and initial implementation activities. Specifically, the budget request should:

- Require the Controller directly allocate grants to cities and counties as follows:
  - \$72 million to fund minimum payments of \$200,000 to each county and \$125,000 to each city.
  - \$153 million to cities and counties on a per capita basis.



- Allow cities and counties to use these funds to hire the staff and consultants necessary to design and implement SB 1383 organic waste recycling programs, develop the various ordinances, programs, services, education and outreach activities, and organic waste recycling capacity planning requirements and any other requirements imposed under the SB 1383 Regulations.
- Allow cities and counties to use these funds to pay for initial implementation costs.
- Allow cities and counties to pool any or all of their allocations to work together on implementation efforts to maximize efficiency and promote local flexibility.

This funding request alone is not sufficient to achieve the state's organic waste recycling targets, especially in light of the estimated \$20 to \$40 billion anticipated total implementation cost; however, it will go a long way to help local governments and accelerate the development of the programs necessary to achieve those goals and to carry out early implementation activities.

In addition to this request for local program development assistance, the City of Rio Dell recognizes that there is a need to dedicate funding for infrastructure development. California must significantly increase the number of organic waste recycling facilities to achieve the state's goals. We believe there is merit to supplementing this request with an infusion of state funding into CalRecycle's Greenhouse Gas Reduction Grant and Loan Programs to provide financial assistance to develop additional organic waste recycling infrastructure. We believe that some portion of those funds should be targeted to regional organic waste recycling and procurement solutions and to rapidly scale up edible food recovery programs. Finally, we suggest allocating funding to CalRecycle to develop a statewide environmental impact report for the siting and construction of organic waste composting facilities, as such a document could significantly reduce the time necessary to construct new composting facilities.

Developing suitable programs for organics diversion, obtaining the necessary approvals of programs and costs to ratepayers through elected bodies, awarding contracts, and then implementing these programs will take time and resources. This \$225 million allocation will go a long way to helping locals develop and implement effective organic waste recycling programs; however, we also note that further statutory and regulatory changes may be necessary to maximize program effectiveness and efficiency and address challenges that may arise in program implementation.

For these reasons, the City of Rio Dell respectfully requests the Legislature appropriate \$225 million for local assistance as outlined above.

Sincerely,

Debra Garnes, Mayor  
City of Rio Dell

cc: Senator McGuire and Assemblymember Wood  
The Senate Budget Committee  
The Assembly Budget Committee  
Sara Sanders, CalCities  
League of California Cities



## Staff Highlights – 2021-07-06

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### City Council

#### City Manager

Annual meeting with CalRecycle. City in good standing. City Hall facility will implement new pilot project with composting of organic waste (mostly coffee grounds) using a compost bin.

Setup of Council Chambers for hybrid in-person and zoom enabled meetings.

Drought declaration special meeting, press release, mailer and interview with Access Humboldt.

Updated storage for City Hall cameras to be compliant with State law.

Review of water and wastewater rate study proposals.

River cleanup is scheduled for the weekend of August 13<sup>th</sup>. City will provide dumpster at the foot of Edwards Street for the cleanup, through Recology Eel River.

Work with Koff and Associates on the job description for added analyst position.

Asphalt is scheduled to be laid for the 2021 Streets maintenance project through July 16<sup>th</sup>.

Participation in Board of Directors virtual meeting for Small Cities Organized Risk Effort (SCORE).

Work with City Engineer on Dinsmore Zone water system improvements. Discussions on use of federal funds related to outstanding Public Works issues that are currently unfunded (Distribution replacement and collection system upgrades).

#### City Clerk

Processed Seven (7) Building Permits:

483 Second Ave. – Sewer Lateral/Cleanouts

570 First Ave. – PV Solar

775 Pacific Ave. – Roof Repairs

131 A. Wildwood Avenue – Service Panel Upgrade

1375 Northwestern Ave. – Grading

126 Fern St. – Steel Carport

298 Center St. – Re-Roof Residence



Processed one (1) Business License Application:

Pacific Coast Rentals - Rentals

Processed Three (3) Encroachment Permits:

Mr. Rooter – Install Sewer Cleanout in Sidewalk at 483 Second Ave.

James Cortazar – Paving Section of Road to Dinsmore Plateau

AT&T – Remove and Replace Existing Pole and Anchor – 708 Pacific Ave.

Misc:

Participated in PACE (Anthem) Board of Directors Zoom Meeting

Submitted Bureau of Labor Standards Monthly Report for May

Submitted Monthly CHF/CIRB Building Permit Report for May

### **City Attorney**

### **Human Resources, Risk & Training**

### **Finance Department**

### **Public Works Water**

Meter Reading, rereads and zero consumptions.

Installed Water meter for Yama on Dinsmore Plateau.

Mowed Old Ranch Road to expose the Water main

Large water leak on Birch St.

Placed water and sewer plumbing parts from Keenan Supply. (Items will be set up for our new inventory storage system.

Maintenance on WELLS Filter system (stuck air relief valve)

Monthly reporting to SWRCB

Met with Dinsmore Plateau developers to plan for water connections and usage.

### **Public Works Wastewater**

Routine Collection System cleaning with sewer jetter.

Scheduling Annual maintenance on the Sludge Boiler. Pending council approval.



Meeting with GHD staff update on projects such as SSES etc.,

Cut and Baled irrigation field.

End of 2<sup>nd</sup> Quarter Reporting For Resource control.

Repaired Air Relief valve on Effluent -003 discharge line.

Sewer lateral inspections

Meeting and possible site visit with BCR for rotary joint on Sludge Dryer

Submitted OIT application for Andrew Lewis

Tesla Update: Civil work began on Tesla battery backup project. The project ran into a spacing issue with infrastructure being built to close to PG&E site transformer. Tesla and the City is in contact with PG&E requesting a site visit/inspection for a variance or possible restructuring of battery cell layout. The project is currently on hold until further notice. The City has still been receiving equipment and the Batteries are on site awaiting installation.

### **Public Works Streets, Buildings and Grounds**

Weekly safety meeting.

Weed sprayed Wildwood Ave.

Mowed North and South Gateway, Memorial Park, Blue Star Park, Davis Park and Riverside Park.

Refilled dog waste bag dispensers.

Cleared back brush from guardrail on Grayland Heights.

Shut down Irrigation on center islands in the North Gateway.

Compile Street sign list for replacement or install. (Purchase signs from Zumar)

### **Public Works City Engineer**

### **Public Works Capital Projects**

### **Police Department**

The Department had the following statistics for the period of June 9, 2021, to June 29, 2021. This period of time saw an average number of calls for service and a slightly below average number of reports and arrests. I changed from using averages from 2020 to averages from the first half of 2021. This gives a



more somewhat more accurate comparison as we have increased staff towards the end of 2020 and beginning of 2021. 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	34	3	1
Beauchaine	11	1	1
Landry	86	10	4
Mitchell	125	12	5
Burns	53	0	0
Johnson	94	14	8
Felder	6	1	0
Totals	359	41	19
Averages	17.1 per day	13.3 per week	6.3 per week
2021 Yearly Average	17.5 per day	15.4 per week	8.0 per week

**Calls for Service at 355 Center Street**

Type	Date	Time	Location	Primary Unit	Case #
FOOT	06/11/2021	22:10:11	355 CENTER ST	R615	
CITIZEN	06/17/2021	21:01:16	355 CENTER ST	R614	
CUSTODY	06/28/2021	22:12:58	355 CENTER ST	R614	

FOOT – Foot patrol through the facility  
 CITIZEN – Generic request for assistance  
 CUSTODY – Child custody dispute

R614 – Officer Logan Mitchell  
 R615 – Officer Liam Burns

During the period of June 9, to June 29, 2021, there were twelve calls for service related to animal control issues. Three dogs were transported to Miranda’s Rescue. Chief Conner and Officer Landry were able to take the wayward pig from the last report into custody with the assistance of Public Works and their lift gate truck. The pig was transported to Miranda’s Rescue. A woman came in to report the theft of her chicken. Officer Mitchell investigated, but could find no evidence of the missing fowl. However, the woman returned to the station the next day and reported that the chicken had returned to the nest, so to speak, and no crime had been committed.

Sergeant Beauchaine suffered a dislocated shoulder in an off-duty accident and will be off work for an extended period of time.

On June 11, 2021, Officer Landry stopped to chat with a woman who has been having problems with the father of her child. The woman showed Officer Landry text messages from the father that included photos of him posing with a handgun. She also told Officer Landry that she had seen him in Fortuna



with another woman and he had displayed a pistol and told her that he was working. The following day, Officer Landry saw the father driving on Rigby and initiated a traffic stop. A loaded firearm was discovered in the car and the father was arrested for terrorist threats, being a felon in possession of a firearm, and carrying a concealed firearm in a vehicle.

On June 24, 2021, Officers Mitchell and Burns responded to a report of a fight at a homeless camp off of Edwards. The victim was quickly located and was found to have suffered a major injury to his eye when his assailant had inserted his thumb into the eye socket. Officer Mitchell located the suspect in the brush and he was taken into custody. He claimed that he was only defending his girlfriend's honor and had to defend himself then the victim tried to strangle him. He was arrested and transported to the jail on charges of assault causing great bodily injury and being drunk in public.

On June 26, 2021, Officers Mitchell and Johnson were contacted by a witness who claimed to have seen a man being run over on Eeloa. The officers investigated and learned that a man had found his fiancé and her ex-boyfriend in a truck parked near his home. He was talking to the woman when the driver accelerated and pulled into traffic. The truck had oversized tires and the pedestrian was run over by the rear tire, breaking his femur above the knee. The driver turned around and stopped, but elected to continue driving when the injured man asked for help. Instead of calling for law enforcement and medical assistance, the victim was loaded into a car and about forty-five minutes was spent looking for the couple in the truck before he was eventually taken to the hospital. The driver of the truck was cited for felony hit and run. The victim was interviewed in the intensive care unit of St. Joseph's Hospital.

### **Code Enforcement**

During the period June 9 to June 29, 2021, the Department opened three new cases dealing with junk or inoperable vehicles and closed six. Four of the cases were closed when the offending vehicles were towed by the City. The remaining two vehicles were moved by the owner. There were six open cases at the end of this reporting period.

During the period June 9 to June 29, 2021, the Department opened twenty-one new cases and did not close any. Eighteen of the new cases were for excessive vegetation, two were for violations of the building code, and the final was for a zoning violation. There were seventy-one open cases at the end of the reporting period.

### **Community Development Department**

PG&E Zoom meeting regarding substation upgrades

Prepare Dinsmore Plateau Farms Staff Report and Resolution

Rough Electrical Inspection 210 Willow Lane

Maples Solar Inspection 182 Third Avenue

Olea Footings Inspection 162 Grayland Heights



Hurdle Solar Inspection 377 Douglas Street

Journey Church Roof Inspections

Pre-Construction Site Meeting with Tesla

PC Meeting, Dinsmore Plateau Farms, prepare Notice of PC Decision, Notice of Emption. File NOE with OPR and the County Clerk.

Dinsmore Water Tank Expansion Staff Report, Resolution

Review and approve Campos Solar Plans 570 First Avenue

Electrical Inspection 131 Wildwood Avenue

Complete ISO Wildfire Survey

Insulation Inspection 210 Willow Lane

Review Nuefeld ADU Plan Check Comments/Corrections. Forward to applicant.

Attend virtual Climate Action Plan meeting, review recommended Implementation Measures and provide comment.

Prepare Annual Cannabis Activity Fee application. Email to Cannabis operators reminding fee is due.

Review and comment on Schafer Improvement Plans.

Follow-up emails to Appraisers regarding the Todd property.

Prepare a number of inactivity/requests for inspection letters to Permit holders.

### **Intergovernmental**

#### **Humboldt-Rio Dell Business Park**



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

July 6, 2021

TO: Rio Dell City Council

FROM: Kyle Knopp, City Manager

SUBJECT: Discussion on Placement of Flags along Wildwood Avenue

IT IS RECOMMENDED THAT THE CITY COUNCIL:

Provide direction to staff and/or Chamber.

BACKGROUND AND DISCUSSION

The attached correspondence was received from Nick Angeloff, President of the Chamber of Commerce on Wednesday June 30<sup>th</sup>. It was requested that the letter be placed on the agenda for discussion.

At the time of agenda publication, the City Attorney has not reviewed the proposal, nor the City's Risk Management group SCORE.

Some concerns raised by staff include:

- Lack of an overall plan for the gateway: Various small and specific projects implemented on a regular basis over many years with no overall vision.
- Trip hazard: New placements are adjacent to walking paths. Staff believes the City's Risk group will advise for the Chamber to sign a release of liability for the City related to these facilities.
- No flag policy: The City has no policy on the flags, including no policy on authorization, time of placement, type of flag, disputes, removal, maintenance etc.

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*Chamber of Commerce*



To:  
Kyle Knopp, City Manager and Rio Dell City Council  
City of Rio Dell

From:  
Nick Angeloff, President  
Rio Dell Scotia Chamber of Commerce

RE: Placement of additional U.S. Flags

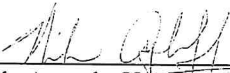
Dear Mr. Knopp and City Council:

The Rio Dell Scotia Chamber of Commerce requests permission to install 64 more flagpole holders along Wildwood Avenue beginning at the junction with Belleview Avenue and continuing south to Blue Star or Triangle Park.

The flagpole holders are proposed to be located on each side of the road between the respective sidewalks and Wildwood Avenue in the grass areas as depicted in the attached map. In addition, three flagpole holders are proposed on City Hall lawn above the area utilized for the veteran's memorial tribute, two at Triangle Park on either side of the Blue Star Memorial, and two at Memorial Park on either side of the large sign.

The Chamber pin flagged these locations two weeks ago and although the flags immediately began to disappear (mostly on the handlebars of children's bicycles which I found endearing), these were intended both to give the council an idea of the locations and Public Works an opportunity to assess the appropriateness of the locations with regard to irrigation systems. Public Works has indicated that the proposed locations are appropriate.

The flagpole holders are proposed to include a 4-inch diameter auger hole, 16" deep, concrete filled with a 2-1/2-inch PVC pipe 1-foot long in the center of the hole; see attached diagram. The concrete and PVC pipe shall be flush with the ground surface (immediately at time of implementation).

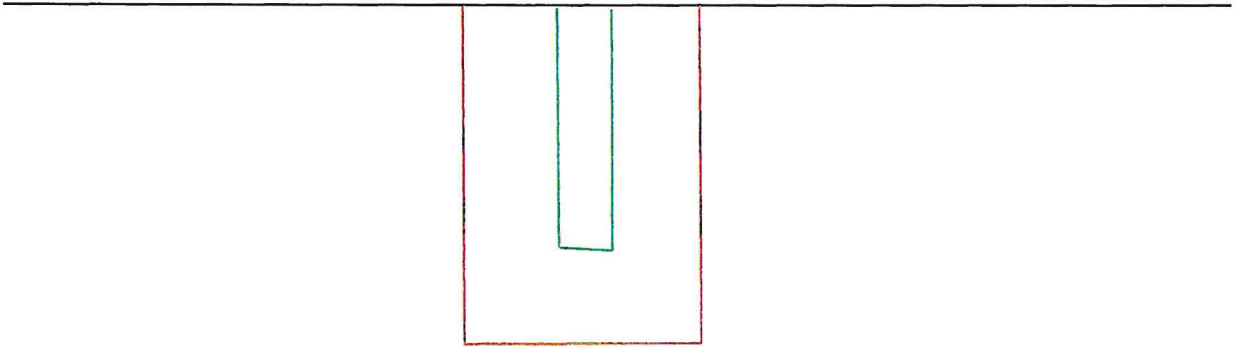
  
\_\_\_\_\_  
Nick Angeloff, President 6/30/2021



0 125 250 500 750 1,000  
Feet

• Flag Pole Locations





Red is auger hole 16" deep by 4" diameter

Green is PVC pipe 12" long 2-1/2" diameter

Black is ground surface