



RIO DELL CITY COUNCIL
CLOSED SESSION - 5:00
REGULAR MEETING - 6:30 P.M.
TUESDAY, AUGUST 2, 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) 2022/0802.01 - **Public Employment**

Title: City Clerk/Assistant City Clerk and Finance Director
Pursuant to Government Code §54957

- D. PUBLIC COMMENT REGARDING CLOSED SESSION
- E. RECESS INTO CLOSED SESSION – 5:00 P.M.
- F. RECONVENE INTO OPEN SESSION – 6:30 P.M.
- G. ORAL ANNOUNCEMENT REGARDING CLOSED SESSION
- H. PLEDGE OF ALLEGIANCE
- I. 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.

J. 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) 2022/0802.03 - Approve Minutes of the July 19, 2022 Regular Meeting
(ACTION) **1**
- 2) 2022/0802.04 - Approve Minutes of the July 21, 2022 Special Meeting
(ACTION) **8**

3) 2022/0802.05 - Approve Resolution No. 1548-2022 Declaring the Need
for Continued In-Person/Hybrid Meetings in Accordance
AB 361 **(ACTION)** **11**

4) 2022/0802.06 - Receive and File Staff Update **(ACTION)** **16**

K. ITEMS REMOVED FROM THE CONSENT CALENDAR

L. CEREMONIAL MATTERS

1) 2022/0802.02 - Swearing in of Newly Appointed Police Chief Greg Allen

M. ADJOURNMENT

1) 2022/0802.07 - Adjourn the meeting to a Meet and Greet Reception for
Chief Allen

*The next regular City Council meeting is scheduled for
Tuesday, August 16, 2022 at 6:30 p.m.*

**RIO DELL CITY COUNCIL
REGULAR MEETING MINUTES
JULY 19, 2022**

The regular 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, Chief of Police Conner, Wastewater Superintendent Taylor, Community Service Officer Clark, Senior Fiscal Assistant Hamaker, and City Clerk Dunham

Absent: Finance Director Dillingham, Community Development Director Caldwell, Water/Roadways Superintendent Jensen, and Management Analyst Sanborn (excused)

PUBLIC PRESENTATIONS

Mayor Garnes called for public comment on non-agenda items. No public comments were received.

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.

Councilmember Wilson removed Item 4, *Cost Recovery for the Abatement of 833 Pacific Ave.*

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

- 1) Minutes of the July 5, 2022 Regular Meeting
- 2) Renewal of College of the Redwoods Firearms Agreement for FY 2022-23
- 3) Authorizing the Finance Director to sign and submit the City's Annual Regional Surface Transportation Program (RSTP) Claim to Humboldt County Association of Governments (HCAOG) for FY 2021-22
- 4) Authorizing the Finance Director to sign and submit the City's Annual Transportation Development Act (TDA) Claim for FY 2022-23
- 5) Receive and File Check Register for June

Motion carried 5-0.

ITEMS REMOVED FROM THE CONSENT CALENDAR

Approve Cost Recovery for the Abatement of 833 Pacific Ave. in the Amount of \$718.45 and Schedule Public Hearing for August 16, 2022

Councilmember Wilson questioned the abatement process and the lack of effort by the property owner to clean up the property. He asked for the name of the property owner for the record and commented that it is a shame that the City has to go through this process.

Chief Conner explained that the property owner, Stuart Cox has made no effort to pay for the abatement so placing a lien on the property is the next step.

Motion was made by Wilson/Carter to approve the cost recovery for the abatement of 833 Pacific Ave. in the amount of \$718.45 and schedule a public hearing for August 16, 2022. Motion carried 5-0.

REPORTS/STAFF COMMUNICATIONS

City Manager/Staff Update

City Manager Knopp provided highlights of the staff update and said that staff met with Civic Plus representatives today, regarding the new City website and discussed the potential add-on of an agenda management program. This would allow councilmembers the option of moving to a paperless agenda format.

He also announced that the street sweeping by the County was conducted on July 15th and rehab of the George Bertain sign was expected to be completed and reinstalled at the City parking lot this week.

In addition, the City will be participating in the 2022 Humboldt County Trails summit on Saturday, September 24th at the Sequoia Conference Center to provide information about the Eel River Trail funded through Clean California. He said if there are any councilmembers that would like to volunteer to help at the event, to let staff know.

Mayor Pro Tem Johnson asked if a date was set for this year's slurry seal project.

City Manager Knopp explained that the contractor would start the work in Arcata and move south so Rio Dell would likely not be done until September.

Councilmember Woodall commented that she was glad to hear that the Bertain sign was nearing completion and would be reinstalled soon.

Councilmember Carter expressed interest in attending the Humboldt County Trails summit in September.

Councilmember Wilson questioned the process for the new agenda management system and asked if councilmembers and others would need to sign up to get paperless agenda packets.

City Manager Knopp explained that the full packet would be available electronically and by accessing the front pages of the agenda you would be able to navigate directly to the individual agenda items.

SPECIAL CALL ITEMS/COMMUNITY AFFAIRS/PUBLIC HEARINGS

Public Hearing – Approve the Findings and Order Confirming Accounts and Assessment for the Abatement of 66 Davis St.

Chief Conner provided a staff report and said that this is a public hearing to establish cost recovery for the abatement that was conducted at 66 Davis St. Staff's recommendation was to open the public hearing, receive any public testimony, close the public hearing and approve the findings and order confirming accounts and assessment for the abatement of 66 Davis St. He noted that Community Service Officer Mary Clark was present to provide oral testimony on the abatement.

Mayor Garnes asked for clarification if this it considered the hearing and meeting.

CSO Clark explained that this is the required public hearing and following this action, the lien can be placed on the property.

Mayor Garnes opened the public hearing to receive public testimony. No public testimony was received and the public hearing was closed.

Motion was made by Johnson/Woodall to approve the findings and order confirming accounts and assessment for the abatement of 66 Davis St. Motion carried 5-0.

Public Hearing – Approve the Findings and Order Confirming Accounts and Assessment for the Abatement of 520 First Ave.

Chief Conner provided a staff report and said that this is the public hearing to establish the cost recovery for the abatement that was conducted at 520 First Ave. Staff's recommendation once again, was to open the public hearing, receive any public testimony, close the public hearing and approve the findings and order confirming accounts and assessment for the abatement of 520 First Ave.

Mayor Garnes opened the public hearing to receive public testimony. No public testimony was received and the public hearing was closed.

Motion was made by Carter/Woodall approving the findings and order confirming accounts and assessment for the abatement of 520 First Ave. Motion carried 5-0.

ORDINANCES/SPECIAL RESOLUTIONS/PUBLIC HEARINGS

Introduction and first reading (by title only) of Ordinance No. 395-2022 – Organics Reduction and Recycling

City Manager Knopp provided a basic overview of SB 1383 and explained that Senate B 1383 was signed by Governor Brown on September 19, 2016 with the final regulation text adopted by Cal Recycle in November of 2020. Jurisdictions are required to begin implementing SB 1383 this year with the legislation targeting statewide emissions reductions for industry sources of essentially methane gases or climate related emissions. Methane gas has been identified by the state as the major contributor to climate change and therefore, the state has targeted SB 1383 as a method to help review those impacts. He noted that by diverting additional material out of the landfill such glass, metal, aluminum and plastics, it is also freeing up landfill space.

He said that Humboldt County Solid Waste Task Force is comprised of representatives from all of the cities and the County with administrative support provided by Humboldt Waste Management Authority (HWMA). The local task force, in conjunction with HWMA has retained a consultant to develop a regional SB 1383 action plan for all of the jurisdictions including Rio Dell. HWMA contracted with Edgar and Associates in December, 2021 to provide consulting services to coordinate on the overall SB 1383 issues.

The City filed and received a five-year waiver from many of SB 1383 requirements. The waiver is for collection related activities and does not waive the jurisdictions from other obligations to comply with SB 1383. Even though the City has a waiver from the main collection processing, it does not have a waiver from some of the other program requirements including education and community outreach, commercial edible food recovery, and building and landscaping codes for new construction.

He noted that the ordinance is also a requirement of SB 1383 and has been modified from the state's model ordinance to account for Rio Dell's waiver requirements. He pointed out that SB 1383 is state law and Rio Dell as a political subdivision of the state of California, is required to enforce the rules and regulations of SB 1383 as they apply to Rio Dell or potentially be subject to fines and penalties for non-compliance.

He further explained that this needs to be done through a regional approach as a coordinated effort to meet all of the requirements of this organics waste system including disposal options and currently there are no options available in Humboldt County.

Since Rio Dell is a member of HWMA and has active memberships with all of the partners of HWMA, the City is able to leverage some of the leadership in this issue shown by Eureka and Arcata that benefits the City. He noted that Rio Dell lacks major organic waste generators so while there are certain requirements in terms of edible food recovery, the City does not have any apparent Tier 1 producers of organic waste. The Rio Dell School is a Tier 2 producer but they fall under the State's jurisdiction. As such, there is not a whole lot to enforce here with the main producers of organic waste being residential uses.

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Councilmember Carter expressed the importance of education and community outreach. She referred to page 2 of the ordinance under section (d) which mentions a specified threshold amount of solid waste, recycling, and organics waste per week and asked how that is decided.

City Manager Knopp explained that it falls under the State's targets for 50% reduction, ultimately up to 75% reduction, similar to recycling where the City is expected to meet diversion targets from landfills.

Councilmember Carter asked for clarification that this doesn't mean that the City will be required to go door-to-door to see how much waste a household or business produces.

City Manager Knopp said that the targets will be geared toward major waste producers and the closest business to get to that is probably CC Market. However, the regulations state that the facility must be 10,000 sq. ft. or larger and CC Market is less than that so the City will not have to go into the individual business and enforce the regulations.

Councilmember Carter then referred to Section 8 (page 21) of the ordinance, *Model Water Efficient Landscaping Ordinance Requirements* and asked if mulching would include using compost generated from a residence.

City Manager Knopp explained that part of the new regulations requires that new landscape areas greater than 500 square feet or rehabilitation of existing landscape areas greater than 2,500 square feet, comply with the ordinance related to the use of compost and mulch.

Councilmember Wilson addressed the issue and commented that this is a big subject on HWMA's radar. They had a regular meeting last week followed by a special meeting yesterday related to the closure of the Hawthorne St. recycling center slated to take place on August 1, 2022. He noted that the current recycling area of approximately 20,000 square feet, will be turned into a pre-sorting area for SB 1383 until they find a suitable location within the County for a new facility.

The consulting firm that was hired is trying to get the process moving forward instead of waiting until the last minute. HWMA is required to be complying by January 2023 and the reason for the special meeting yesterday is because they were told that Recology will not be able to get the trucks they need to haul the waste for a few years because of the lag time. Similarly, it will take 1-2 years to implement universal collection in the City of Rio Dell. He explained that the individual jurisdictions are responsible for implementing the program and the fines for not at least showing an effort could be as much as \$10,000/day. He said that HWMA and the member cities and county are trying and doing everything possible to make this happen. He said that there is a huge aquatic farm going in at Samoa which will consume approximately 25% of the power used by Humboldt County and create 150 jobs. The farm will generate waste which will potentially be turned into compost used locally.

He commented that this is a very serious situation and a work in progress and commended the City for taking the necessary steps to show that Rio Dell is doing its due diligence. He stressed the need for citizens to be responsible in helping to reduce the amount of organic waste that goes into the landfill.

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

She commented that in Santa Cruz and Sacramento counties there are big trucks with multiple bins on the back of the trucks with kitchen counter organic waste containers that they are passing out to residents.

Motion was made by Carter/Wilson to approve the introduction and first reading (by title only) of Ordinance No. 395-2022 – Organics Reduction and Recycling, and continue the item to the August 16, 2022 regular meeting for its second reading and adoption. Motion carried 5-0.

COUNCIL REPORTS/COMMUNICATIONS

Councilmember Woodall thanked the public works department for keeping the Gateway and the downtown area looking nice.

She also mentioned that the Kiwanis Club installed a free library box in the parking lot at the Dollar General and said that it was nice of the business to let them do that.

She then commented that a picture of former Councilmember and Mayor Jack Thompson was added to one of the murals and it was very recognizable. She said that it was so nice to see him added to the mural noting that he has done so much for the community over the years, even before he became an elected official.

She announced that there would be a Nuisance Advisory Committee meeting tomorrow at 3:00 at City Hall.

Councilmember Carter expressed thanks and appreciation to Councilmember Woodall for planting and maintaining the beautiful planters of flowers along Wildwood Ave. She commented that it really elevates the appearance of the City and her hard work does not go unnoticed.

Mayor Garnes reported that she attended the Cal Cities Seismic Commission meeting in Sacramento and met Mark Ghilarducci, the director of emergency services and he was very happy to see someone from Rio Dell representing the City as he and his family have great ties with Rio Dell.

ADJOURNMENT

Motion was made by Johnson/Carter to adjourn the meeting at 7:05 p.m. to the August 2, 2022 regular meeting. Motion carried 5-0.

Debra Garnes, Mayor

Attest:

Karen Dunham, City Clerk

**RIO DELL CITY COUNCIL
SPECIAL MEETING MINUTES
JULY 21, 2022**

The Special meeting of the Rio Dell City Council was called to order at 4:00 p.m. by Mayor Garnes.

ROLL CALL

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

Others present: City Manager Knopp, City Clerk Dunham and Lt. Greg Allen

SPECIAL MEETING MATTERS

Approve Employment Agreement for Chief of Police Greg Allen and Authorize City Manager to Execute the Agreement

City Manager Knopp provided a brief overview of the recruitment process for the Chief of Police and said that the process began in February including the appointment of an Ad Hoc Committee consisting of Mayor Garnes and Councilmember Woodall to screen the applications. The City Council held a closed session to review the Ad Hoc Committee's recommendation and selected Lt. Greg Allen as the new Police Chief for Rio Dell. As required by law, the City engaged into an extensive background investigation, including a physical and psychological examination, all of which came up very good. The next step in the process is for the City Council to approve the Employment Agreement and authorize the City Manager to execute the Agreement.

He noted that the terms of the Employment Agreement have been discussed and reviewed with Mr. Allen and City Attorney Gans has also reviewed and approved the Agreement.

He reviewed the modifications to the Agreement which included the term (August 2, 2022-August 1, 2026), salary to begin at Step B under the current salary schedule, to include all the standard items such as longevity pay, incentive pay for living (or moving to) Rio Dell and 5% bi-lingual pay, POST Certification, and the inclusion of a Legal Defense Fund under Dues and Subscriptions to be paid by the City.

At the August 2, 2022 regular meeting, Chief Allen will be sworn into office, with a reception to follow, with an invitation extended to the community to come and meet Chief Allen.

City Manager Knopp stated that everyone was very excited to have Chief Allen coming on board.

Mayor Pro Tem Johnson asked Chief Allen about his level of POST certification.

He responded that he will be completing his Public Safety Management course in January.

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Councilmember Woodall asked if the Employment Agreement was previously provided to Councilmembers for review. City Manager Knopp said that the Agreement was not available for final review until yesterday.

Councilmember Wilson noted that the Agreement refers to Exhibit "A" which was not included as part of the document.

City Manager Knopp explained that Exhibit "A" is the City's current Salary Schedule which was omitted inadvertently. He agreed to include a copy of the Salary Schedule in City Council's mailboxes.

Councilmember Wilson asked if the Agreement included an annual step increase.

City Manager Knopp noted that the contract provides for annual step increases as set forth for all employees.

City Manager Knopp then provided a brief review of Greg Allen's experience noting that he comes with more than 28 years of law enforcement experience, worked at the Humboldt State University Police Department, the California Department of Corrections and Rehabilitation and the Humboldt County Sheriff's Office where he currently manages the Professional Standards Division and supervises the Crisis Negotiations Team. In addition, he serves as an instructor at the Police Academy at College of the Redwoods and serves as the recruit training officer. He is working on his Master's Degree in Public Safety Leadership and attended Cal Poly Humboldt where he obtained a BA in Social Work with a minor in Ethnic Studies.

He commented that this is a great background to have with regard to where policing is today and the current law enforcement issues that we are facing, not so much in Rio Dell but nationally.

Greg Allen thanked the Council for allowing him this opportunity. He said that when he first began his career 28 years ago, he didn't envision getting into law enforcement. He said that he was able to get into HSU as an athlete and studied Social Work. He said that when you get kicked out of school and your mom tells you better do something or you are going to have problems, your life has to change. He shared that he had a son at the time and had responsibilities so he went to work at the jail which is how he got into law enforcement and was able to get his degree. Doing social work and dealing with sex offenders on parole, allowed him to really get to know people and understand what it takes to be a police officer. He said that rather than looking at a problem and kicking it down the road, officers need to look at the problem all the way through and to provide the necessary services to solve the problem. His primary goals are safety for the community and

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SPECIAL MEETING MINUTES
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ensuring that the officers have the training needed to excel.

Motion was made by Johnson/Woodall to approve the Employment Agreement for Chief of Police Greg Allen and authorize the City Manager to execute the Agreement. Motion carried 5-0.

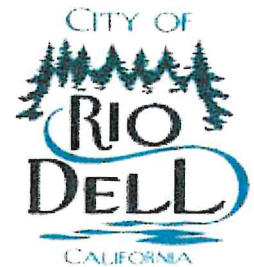
ADJOURNMENT

There being no further items to discuss, the meeting was adjourned at 4:15 p.m. to the August 2, 2022 regular meeting.

Debra Garnes, Mayor

Karen Dunham, City Clerk

675 Wildwood Avenue
Rio Dell, CA 95562



TO: Mayor and Members of the City Council

FROM: Karen Dunham, City Clerk

THROUGH: Kyle Knopp, City Manager

DATE: August 2, 2022

SUBJECT: Resolution Declaring the Need for Continued In-Person/
Hybrid Meetings in Accordance with AB 361

RECOMMENDATION

Adopt Resolution No. 1548-2022 declaring the need for continued in-person/hybrid City Council and Commission meetings during declared State of Emergency pursuant to Gov't Code Section 54953 (AB 361).

BACKGROUND AND DISCUSSION

At the March 1, 2022 regular meeting, the City Council adopted Resolution No. 1528-2022 declaring the need to discontinue virtual meetings and resume with in-person/virtual (hybrid) meetings effective March 1, 2022. Staff is required to return to the Council every 30 days to reconsider the circumstances of the emergency and either vote to continue with in-person/virtual (hybrid) meetings or resume with virtual (Zoom) meetings. At the July 7, 2022 regular meeting, the Council voted to continue with in-person/virtual (hybrid) meetings and to revisit the item at this meeting.

Staff's recommendation is to continue holding in-person/hybrid meetings until such time the need arises to resume with virtual (Zoom) meetings

Under the standard Brown Act Teleconferencing Requirements, during teleconferencing meetings, at least a quorum of the members of the local public agency body must participate from locations within the boundaries of the local jurisdiction. In addition, each teleconference location from which a member will

be participating must be specifically identified in the meeting notice and agenda, including full address with the agenda posted at each location. The meeting and all teleconference locations must also be physically accessible to the public.

Under AB 361, a quorum is not required to be located within the boundaries of the local jurisdiction and the public agency must only give notice and post the agenda in accordance with the Brown Act provisions for in-person meetings.

Continuing with in-person/virtual (hybrid) meetings under AB 361 allows flexibility for Councilmembers, staff or members of the community to attend virtually if they are not able to attend in-person under relaxed Brown Act requirements.

The Humboldt County Public Health Division reported **253 new confirmed cases** for the seven-day period ending July 26, 2022 in Humboldt County. In addition, there was one reported hospitalization of a person in their 80's and no reported deaths.

The latest data (July 27) from the Centers for Disease Control and Prevention (CDC) reported the COVID-19 community levels for Humboldt County as "Medium" risk, which is unchanged from last month.

With passage of Resolution 1548-2022 to continue conducting City Council meetings in-person/virtually, staff will bring the item back at the September 6, 2022 regular meeting to reconsider the circumstances of the emergency and, if appropriate, make findings to continue to hold in-person/virtual (hybrid) meetings, or to resume with virtual (Zoom) meetings.

Attachments:

Resolution No. 1548-2022 - Continuing with In-Person/Virtual Meetings



RESOLUTION NO. 1548-2022

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIO DELL
DECLARING THE NEED TO CONTINUE CONDUCTING CITY
COUNCIL AND COMMISSION MEETINGS IN-PERSON/VIRTUALLY
DURING DECLARED STATE OF EMERGENCY PURSUANT TO
GOVERNMENT CODE SECTION 54953 (AB 361) RESCINDING
RESOLUTION NO. 1537-2022**

WHEREAS, on March 4, 2020, Governor Newsom declared a State of Emergency to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the State prepare for a broader spread of COVID-19; and

WHEREAS, on March 17, 2020, in response to the COVID-19 pandemic, Governor Newsom issued Executive Order N-29-20 suspending certain provisions of the Ralph M. Brown Act in order to allow local legislative bodies to conduct meetings telephonically or by other means; and

WHEREAS, as a result of Executive Order N-29-20, staff set up Zoom meetings for all City Council and Commission meetings; and

WHEREAS, on March 27, 2020, the City Council adopted Resolution No. 1449-2020 declaring a local emergency due to COVID-19; and

WHEREAS, on November 8, 2020, the Humboldt County Health Department extended the order requiring all individuals to wear face coverings when indoors in workplaces and public settings, with limited exceptions; and

WHEREAS, on September 16, 2021 Governor Newsom signed AB 361 which allows cities to continue to meet remotely during proclaimed states of emergency under modified Brown Act requirements that are similar but not identical to the rules and procedures established by the previous Executive Brown Act Orders; and

WHEREAS, on October 5, 2021 the City Council adopted Resolution No. 1505-2021 declaring the need for virtual City Council and Commission meetings

during declared State of Emergency pursuant to Government Code Section 54953 (AB 361) and continued extending the declaration through April 2022; and

WHEREAS, on March 1, 2022 the City Council adopted Resolution No. 1528-2022 declaring the need to discontinue virtual (Zoom) meetings and resume with in-person/virtual (hybrid) meetings effective immediately; and

WHEREAS, the State and the County no longer have social distancing guidance; and

WHEREAS, the latest data from the Centers for Disease Control and Prevention (CDC) reported the COVID-19 community levels for Humboldt County as "Medium" risk which means that people should only wear masks based on personal preference and personal level of risk; and

WHEREAS, the City Council reviewed the findings and determined that the state of local emergency does not continue to directly impact the ability of the City Council and its Commissions, as well as staff and members of the public from meeting safely in person; and

WHEREAS, AB 361 provides that, if the state of emergency remains active for more than 30 days, a local agency must make certain findings by majority vote every 30 days to continue using the bill's exemption to the Brown Act teleconferencing rules; and

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Rio Dell declares the following:

- a. The City Council has reconsidered the circumstances of the state of emergency; and
- b. The state of local emergency does not continue to directly impact the ability of the City Council and its Commissions, as well as staff and members of the public from meeting safely in person; and
- c. The State and County of Humboldt no longer have social distancing guidance but urges all unvaccinated individuals in public spaces to maintain social distancing; and the City can maintain those social distancing requirements for unvaccinated Councilmembers, Commissioners, staff and the public in the meeting spaces.

City Council and Commission meetings will continue as in-person/virtual (hybrid) meetings until such time the order is rescinded, superseded or amended by the Rio Dell City Council.

Debra Garnes, Mayor

ATTEST:

I, Karen Dunham, City Clerk of the City of Rio Dell, certify that the foregoing Resolution was introduced at a regular meeting of the City Council held on August 2, 2022 and was adopted thereafter by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Karen Dunham, City Clerk



Staff Highlights – 2022-08-02

City Council

City Manager

Grant project update: City engineer GHD is undergoing some staffing changes. We are expecting some new staff to be assigned to assist the city with the Eel River Trail in particular and also the Gateway Beautification Project. The City will also be releasing an RFP for architectural services for the Dog Park & Basketball project on Ireland Street.

Community Members have voiced concern about the appearance of sudsy bubbles on the river near Dean Creek. Public Works staff were asked to investigate. The appearance of the bubbles does not appear to be related to Dean Creek, but is from upstream. The bubbles are most likely the result of natural organics in the water being churned up at locations where the river is turbulent. However, a sample of the sudsy water has been taken and will be analyzed at a lab.

The Chamber of commerce is getting close to implementing their 2021 plan to locate kiosks at the Library and Blue Star Park. The project was approved by the Council on March 16, 2022.

The City Hall energy project is nearing completion within the next 2-3 weeks. A natural gas generator will be installed and the battery storage system will be activated. Staff will work with the contractor on a date for the final installation. It is anticipated City Hall's power and natural gas line will need to be shut off for that day.

Work is under way for the replacement of the City Hall website.

City Clerk

Processed Ten (10) Building Permit Applications:

- 582 Wildwood Ave. – Replace existing sign at Shell
- 180 Cedar St. – Replace portion of siding on residence
- 493 Monument Road - Extension of retaining wall
- 765 Pacific Ave. – New 100 amp service panel to shop
- 106 Second Ave. – 100 amp service panel upgrade
- 790 Ireland Ave. – Sewer Lateral
- 775 Pacific Ave. – New furnace
- 358 Second Ave. – Re-roof residence
- 195 Wildwood Ave. 100 amp service panel upgrade
- 115 Wildwood Ave/30 Monument Rd. – Demolition of interior walls



Processed Four (4) Business License Applications:

Humboldt Electric – Non-Resident Contractor
Air Tight Heating – Non-Resident Contractor
Humboldt Dreamworks – 1 Painter St. (Mobile Vendor)
Hooven & Reese – Non-Resident Contractor

Processed One (1) Encroachment Permit Application:

PG&E – Repair of Gas Leak at 220 Cherry Lane

City Attorney

Human Resources, Risk & Training

Finance Department

Public Works Water

Public Works Wastewater

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 July 13 to July 26, 2022. The summation of Calls for Service may be 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 | 26 | 3 | 1 |
| Beauchaine | 0 | 0 | 0 |
| Landry | 23 | 5 | 4 |
| Burns | 57 | 6 | 4 |
| Johnson | 82 | 8 | 2 |
| Fielder | 16 | 2 | 1 |
| Clark | 27 | 0 | N/A |
| Totals | 230 | 24 | 12 |
| Averages | 16.4 per day | 12.0 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 # |
|---------|------------|----------|---------------|--------------|--------|
| WELFARE | 07/14/2022 | 16:22:15 | 355 CENTER ST | R618 | |
| FU | 07/14/2022 | 16:27:11 | 355 CENTER ST | R618 | |
| FU | 07/14/2022 | 22:52:22 | 355 CENTER ST | R615 | |
| OUTHCSO | 07/14/2022 | 23:08:00 | 355 CENTER ST | R615 | |
| 594 | 07/15/2022 | 08:09:08 | 355 CENTER ST | R618 | |
| VI | 07/16/2022 | 01:57:44 | 355 CENTER ST | 6S2 | |
| FU | 07/16/2022 | 11:32:15 | 355 CENTER ST | R618 | |
| 415 | 07/17/2022 | 13:37:13 | 355 CENTER ST | 6A1 | |
| 415 | 07/18/2022 | 10:20:28 | 355 CENTER ST | 6A1 | |
| FU | 07/19/2022 | 13:03:34 | 355 CENTER ST | 6R9 | |
| FU | 07/21/2022 | 11:31:46 | 355 CENTER ST | R618 | |
| 415N | 07/24/2022 | 16:13:41 | 355 CENTER ST | 6A1 | |

FU – Follow up or generic contact

WELFARE – Welfare check on a person or animal

VI – Vehicle investigation

415 – Argument or general disturbance

OUTHCSO – Agency assist for the Sheriff's Department

594 - Vandalism

6A1 – Chief Jeff Conner

R618 – Officer Russell Johnson

R615 – Officer Liam Burns

6S2 – Corporal Crystal Landry

6R9 – Officer Charlie Fielder

During the period of July 13 to July 26, 2022, there were sixteen calls for service related to animal control issues. Four cats, four kittens and one dog were transported to Miranda's Rescue.

Sergeant John Beauchaine is on medical leave recovering from surgery.

Community Services Officer Mary Clark attended the third module of the California Association of Code Enforcement Officers academy in Los Banos. She has one more module to complete before she can take the test to become a certified code enforcement officer.

On July 13 and again on July 21, 2022, Officer Johnson responded to the school for a vandalism case. In both instances, a young man had vandalized the school's security cameras. His appearance had been captured by the cameras first, however. He was identified from video. The school was concerned that this activity might be the precursor to an active shooter situation. This fear was exacerbated when pictures of the young man in possession of firearms were found on his Instagram account. Officers Johnson and Burns used a ruse to take him into custody. As the same man had recently reported his



bike as being stolen, they called him and told him that they had a bike at the station that they thought might be his. When he arrived to look at the phantom bicycle, he was taken into custody. He was booked into the jail on counts of felony vandalism.

Code Enforcement

During the period of July 13 to 25, 2022, the Department opened seven new cases dealing with inoperable, junk, unregistered, or illegally parked vehicles. In the same time period, the Department closed nine such cases. One of the cars was towed by the City, while the remaining violations were cleared by the vehicle owners. There were thirteen open cases as of the end of this reporting period.

During the period of June 29, to July 12, 2022, the Department opened one new code enforcement case and did not close any. The new case dealt with excessive vegetation. There were 44 open cases at the end of this reporting period.

Community Development Department

Intergovernmental

Humboldt-Rio Dell Business Park