

Study Session: Present at the study session were City Councilmembers Ken Mierzwa, John Maxwell, Niels Lorenzen and Stuart Titus; Manhard representatives David Reuter, Kent Hanford and Praj White; Staff City Manager Jay Parrish, Financial Manager Deb Austrus and Chief Plant Operator Doug Culbert. The study session proceeded with Manhard discussing the need for and the cost of Change Order #3. Hanford presented the USDA Contract Change Order information. The study session ended about 6:40pm.

Mayor Jeffrey Farley called the regular City Council meeting to order at 7 p.m. Also present were Councilmen Mierzwa, Maxwell, Lorenzen and Titus as well as City Manager Parrish, City Clerk Kaytis-Slocum, Chief Smith and Manhard representatives Praj White, David Reuter and Kent Hanford, as well as Consultant Elizabeth Conner. Those present pledged allegiance to the flag.

The City Clerk read a Proclamation for Engineer's Week – February 20 – 26, 2011. Mayor Farley presented the Proclamation to Mr. Praj White, who thanked the council for their support. Councilman Lorenzen asked for a copy of the Proclamation.

Modifications to the Agenda: City Manager Parrish asked that 11e be moved to the front of the Business section.

Consent Calendar: MOTION: (Titus/Mierzwa) Accept Accounts Payable and Approve the minutes for January 6, 2011. Unanimous vote 4-0 (Councilman Lorenzen abstained which is not counted as a vote, according to the Rosenberg's Rules of Order).

Presentation: Tony Smithers, Director of the Humboldt Convention and Visitors Bureau spoke on tourism in Humboldt County as well as the proposed organization of the Humboldt Tourism Business Improvement District.

State Video Service Franchises Ordinance: Mr. Sean McLaughlin spoke to the council on the Cable Franchise, which we passed just before the state passed a Video Services Franchise law. Although our original ordinance is grandfathered in, this Ordinance will protect us, as much as possible, for the remainder of our franchise agreement. MOTION: (Maxwell/Titus) Approve the first reading of Ordinance 2011-02, State Video Service Franchises Ordinance by title only and direct staff to bring it to the Council for a second reading and possible adoption during the March, 2011 City Council Meeting. Motion passed unanimously 5-0.

Pay Request for Management and Construction Related Costs for the WWTP. Kent Hanford spoke about the progress of the Wastewater Treatment Plant, which is about 35% complete. MOTION: (Mierzwa/Maxwell) Approve Resolution 2011-07 Approval of 6th Progress Pay Request for Management and Construction Related Costs for the WWTP. Motion passed unanimously 5-0.

Wastewater Treatment Plant (WWTP) Change Order #3. Councilmen Maxwell and Mierzwa thanked Manhard for the study session which helped them to understand the construction process. MOTION: (Maxwell/Titus) Approve WWTP Change Order 3. Motion passed unanimously 5-0.

Extend contract with Elizabeth Conner, Ferndale/Navy Housing Consultant: The first year of the contract was covered by a Lytel Grant for \$25,000. At the beginning of the second year, the council approved \$35,000, which lasted about a year. This project has taken longer than anticipated, through no fault of the City. The Navy has cited an environmental holdup. Staff is asking the Council to extend Ms. Conner's contract to help us through the conveyance and rehabilitation of the property. The Council asked that a monetary amount along with a time limit be part of the resolution. MOTION: (Titus/Maxwell) Approve Resolution 2011-09 Extending contract with Ferndale/Navy Housing Consultant Elizabeth Conner for \$15,000 or one year, whichever comes first. Motion carried 4-1, with Lorenzen voting no.

Building Inspector – codes and standards Ordinance: MOTION: (Maxwell/Titus) Approve the 2nd reading of and adopt Ordinance 2011-01, "An Ordinance of the City of Ferndale Creating the Office of Building Inspector; Adopting Construction Codes and Standards; Providing Penalties for Violation; Establishing Fees for Permits and Inspections and Repealing Ordinances 226, 255, 257, 99-03 and 05-03" with suggested changes by title only. Motion carried 4-1, with Lorenzen voting no.

Rosenberg's Rules of Order: MOTION: (Mierzwa/Maxwell) Approve Resolution 2011-08 Accepting and Adopting the use of the amended Rosenberg's Rules of Order. Motion passed unanimously.

Staff Report and Community Events: City Manager Parrish noted that the interior City Hall upgrade by the Village Club through a grant from the Lytel Foundation had been completed including painting, floor refinishing, new carpet and Lounge furniture refurbishing. Also, the city has an anonymous benefactor who is donating trees and landscaping for the city hall green, including a total of 14 new trees and six new benches. This same benefactor will also lease for \$1 a year a new police car, which at the end of 25,000 miles will be returned and replaced with another new police car.

The City Clerk pointed out that the Design Review Committee meets as needed during the month to deal with design review applications that come in.

Councilman Lorenzen asked about the Fresnel Lens – Councilman Titus reported that plans are moving forward to reach an agreement to relocate the lens to the Ferndale Museum. We do not yet have the approval of the Coast Guard.

Special Meeting: The Council decided to meet on February 17 at 5:30 pm at Ferndale City Hall to go over the Market Study for the Navy / Ferndale Housing. John Maxwell may not be able to attend. At this point in the meeting Councilman Lorenzen left.

Closed Session: Pursuant to Government Code 54954.5, Public Employee Performance Evaluation Continuation, City Manager, the council went into closed session at 8:30 pm. The Council evaluated the City Manager.

The Council came out of closed session at 9:00 pm with nothing to report. The meeting was adjourned at 9:01 pm. The next regular council meeting will be March 3, 2011.

Respectfully Submitted:

Nancy Kaytis-Slocum

City Clerk