

MINUTES
LAKEPORT CITY COUNCIL
REGULAR MEETING
November 21, 2006

- I. **CALL TO ORDER:**
ROLL CALL: Mayor Mandrones called the regular meeting of the City Council of the City of Lakeport to order at 6:00 p.m. with Council Members Buzz Bruns, Bill Knoll, Bob Rumpfelt, and Roy Parmentier present.
- II. **PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance was led by Chief Burke.
- III. **ACCEPTANCE OF AGENDA:** A motion was made, seconded, and unanimously carried by voice vote to accept the agenda as presented, with the exception of changing the date of the last meeting's Minutes to November 7, 2006.
- IV. **COMMUNICATIONS:**
- A. **Citizen Input:**
- Robert Bridges discussed the change in green waste pick up to once a month from January to April. He said the City Council approved this reduction without noticing the public, and he would like the matter agendized for a future meeting so that he can come and speak on the matter and it can be reconsidered. He said the Council is here to represent the citizens, not an out-of-town garbage company.
- Robert Bridges also spoke about his concerns regarding the proposal to sell the City's disposal facilities so a golf course can be developed. He is concerned that tertiary treatment is really expensive. An in-depth fiscal analysis needs to be completed for the project.
- B. **Correspondence**
1. Hospice Services of Lake County
- Marlene Kurowski was present representing Hospice Service of Lake County. She indicated they are looking for a donation of City-owned land of at least five acres, properly zoned, with sewer and water, and good highway access. Their present facility is inadequate. She said they need a 6,000 square foot facility, and rental and remodel costs are prohibitive. They much prefer to put their funds into the construction of a building.
- They would alter their plan and try to get by on whatever size the City could donate. Ms. Kurowski said that Richard Knoll has given her a list of City-owned property. Richard Knoll said there is a two-acre site by Tribal Health that is under consideration to be traded with the Fire District.
- Council Member Bruns and Mayor Mandrones complimented Hospice Services, and said they are both in favor of a land donation. Council Member Rumpfelt asked if this would be considered a gift of public funds. Council Member Bruns suggested instead of a deed, there could be a long-term lease. Ms. Kurowski said Hospice could get financing with a long-term lease. Richard Knoll said he defers to the City Attorney on these questions. He also said the matter might be handled through a Redevelopment loan, or some other method.
- V. **CONSENT CALENDAR:**
- A. **Ordinances:** Waive reading except by title, of any ordinances under consideration at this meeting for either introduction or passage per *Government Code* §36934.
- B. **Warrants:** Approve warrants as listed on Warrant Registered dated November 21, 2006.
- C. **Minutes:** Approve minutes of the regular City Council meetings of November 7, 2006, and the special City Council meeting of November 1, 2006.
- D. **Building Permit Report** Receive and file Monthly Building Permit Report for October, 2006.
- E. **Ordinance No. 851** Adopt Ordinance No. 851 (2006) rezoning APNs 026-122-22 and 026-122-23 known as the lands of Rodriguez from R-1 Low Density Residential to R-2 Medium Density Residential.

- F. Resolution No. 2280 (2006)** Adopt Resolution No. 2280 (2006) accepting the Grant Deed for property per the Right of Way Acquisition Agreement approved by the City Council May 2, 2006, and authorize the City Clerk to execute a Certificate of Acceptance and record the deed with the County Recorders Office.
- Accept Grant Deed**
1726 Mellor Drive

Vote on Consent Agenda: A motion was made by Council Member Rumpfelt, seconded by Council Member Bruns, and unanimously carried by voice vote to approve the Consent Calendar, Items A through G, as posted and authorize the Mayor to sign any appropriate documents.

VI. PUBLIC HEARING:

- A. Ordinance No. 859 (2006)** A public hearing was opened at 6:18 p.m. There was no public input, and the hearing was closed at 6:18 p.m.
- Regarding a particular business on Main Street that has patrons smoking on the sidewalk and the littering taking place there, Council Member Bruns suggested, and Police Chief Burke agreed, that a letter be written to the business owner requesting she attempt to get her patrons under control. If that does not solve the problem, then the ABC is to be contacted about the problem.
- A motion was made by Council Member Bruns, seconded by Council Member Rumpfelt, and unanimously carried by voice vote to adopt Ordinance No. 859 (2006) to add Chapter 8.40 to the *Lakeport Municipal Code* regulating smoking in parks and certain public places.
- B. Ordinance No. 860 (2006)** A public hearing was open at 6:25 p.m. There was no public input, and the hearing was closed at 6:25 p.m. A motion was made by Council Member Knoll, seconded by Council Member Rumpfelt, and unanimously carried by voice vote to adopt Ordinance No. 860 (2006) to amend Section 6.04.030 and add Chapter 6.35 to the *Lakeport Municipal Code* regarding feeding of ducks and other waterfowl on public properties.
- Police Chief Burke recommended appropriate signage be installed in the parklands, regarding the no-smoking/no alcohol/no feeding waterfowl requirements. City Attorney Brookes said media exposure could be a help.

VII. ADJOURN TO CITY OF LAKEPORT MUNICIPAL SEWER DISTRICT

- A. Call to Order:** Chairman Mandrones called the meeting of Lakeport Municipal Sewer District to order at 6:27 p.m. with Board Members Buzz Bruns, Bill Knoll, Bob Rumpfelt, and Roy Parmentier present.
- Roll Call:**
- B. Utilities Superintendent:**
1. Grant Application A motion was made by Council Member Knoll, seconded by Council Member Rumpfelt, and unanimously carried by voice vote to adopt Resolution No. 2281 (2006) to authorize the State Water Resource Control Board Water Recycling Facilities Planning Grant Application.
- C. Adjourn from CLMSD:** The meeting was adjourned from CLMSD and reconvened as City Council.

VIII. ADMINISTRATIVE COMMUNICATIONS:

- A. Utilities Superintendent:**
1. Survey of Sewer Manholes A motion was made by Council Member Bruns, seconded by Council Member Knoll, and unanimously carried by voice vote to authorize an Engineering Agreement with PACE Civil to provide surveying services at \$5,500 plus a contingency of an additional two days of surveying at a cost of \$4,000, for a total authorization cost not to exceed \$9,500 to be charged to Account 602-930 (sewer reserve).
- B. Police Chief:**
1. Records Management Software A motion was made by Council Member Bruns, seconded by Council Member Rumpfelt, and unanimously carried by voice vote to authorize purchase of the RiMS software at the current price of \$52,945.00, with funding to be charged to Police 2010-970 (Capital Outlay), and additional funds to be allocated from the General Fund Reserve.

C. City Engineer:

1. Westside Park Road Culvert

A motion was made by Council Member Bruns, seconded by Council Member Rumpfelt, and unanimously carried by voice vote to authorize payment of Invoice 43413 received from Jackson Equipment Company for work performed on Westside Park Road with the funding to be provided out of Measure I proceeds.

D. Acting City Manager:

1. Lakeport Main Street Association Funding Request

A motion was made by Council Member Rumpfelt, seconded by Council Member Knoll, and carried by voice vote, with Council Member Bruns abstaining, to approve the request of the Lakeport Main Street Association for annual funding of \$15,000 from City Council budget 1010-930 with the \$5,000 increase to be allocated from General Fund reserves. Mayor Mandrones thanked Mr. and Mrs. Bruns and the Lakeport Main Street Association for the Main Street decorations.

2. Wienke/JT Meadows Subdivision

Don Farris was present and said he owns 15 acres to the south of this proposed subdivision. He has written to staff and he was told that he will have adequate street access to his property if it is developed in the future. He believes that his 50 year old fence may be encroaching on the Wienke property.

A motion was made by Council Member Rumpfelt, seconded by Council Member Bruns, and unanimously carried by voice vote to receive and file the report from the Planning Commission, with no review by the City Council.

3. Amendment of Subdivision Ordinance

The following persons gave input on this matter: Chairman Mark Spillman of the Lakeport Planning Commission, Planning Commissioner John Marino, Co-Chairman Ron Raetz of the Westside Park Recreation Committee, Don Farris; and developer Glenn Wienke.

A motion was made by Council Member Parmentier, seconded by Council Member Rumpfelt, and carried by voice vote, with Mayor Mandrones voting no, to not amend the Subdivision Ordinance regarding payment of parkland dedication fees.

IX. CITY COUNCIL COMMUNICATIONS:**A. Miscellaneous Reports:**

City Engineer Scott Harter updated the Council on the Westshore Pool and Vista Point Parcel Map matters.

Council Member Knoll said several months ago he was assigned to research prices on a staff car, and has spoken with Kathy Fowler Chevrolet/Pontiac who recommended waiting until the new models come out. He said he should have a ballpark figure for the next meeting - probably about \$20,000 for a year old Malibu.

Council Member Rumpfelt reminded the Council and staff about the Employees' Recognition luncheon scheduled for November 29 at Carlos & Vinny's. Richard Knoll said he plans to close City Hall and other City facilities for this luncheon. Signs will be put up ahead of time.

X. CLOSED SESSION:

At 7:26 p.m. the meeting was recessed to a closed session pursuant to *Government Code* §54956.9(b), Anticipated Litigation, one case.

XI. REPORT FROM CLOSED SESSION:

At 7:49 p.m. the meeting was reconvened in open session. Mayor Mandrones reported that staff had been given direction with regards to the anticipated litigation.

XII. ADJOURNMENT:

There being no further business, Mayor Mandrones adjourned the meeting at 7:50 p.m.

ATTEST

APPROVED

 TRISHA FRANCO, Deputy City Clerk

 TED MANDRONES, Mayor