

MINUTES
LAKEPORT CITY COUNCIL
REGULAR MEETING
January 9, 2007

- I. **CALL TO ORDER:**
ROLL CALL: Mayor Parmentier 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, Bob Rumpfelt, Jim Irwin, and Ron Bertsch present.
- II. **PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance was led by Council Member Bruns.
- III. **ACCEPTANCE OF AGENDA:** A motion was made by Council Member Rumpfelt, seconded by Council Member Bruns, and unanimously carried by voice vote to accept the agenda as presented.
- IV. **COMMUNICATIONS:**
- A. **Citizen Input:** John Thompson asked that dogs on a leash be allowed in the City Parks. The Parks and Recreation Commission is looking into this matter.
- Debbe Blake addressed the Council regarding the Dutch Harbor property. She does not want to see this property developed as a hotel.
- B. **Staff Recognition:**
1. Tom Carlton Tom Carlton was congratulated on his California Building Official and California Code Enforcement Credentials and continuing education training. A motion was made by Council Member Bruns, seconded by Council Member Bertsch, and unanimously carried by voice vote receive and file copies of the credentials in his personnel file.
- C. **Applications:**
1. Application No. 2006-16
No Name Car Club Wayne Ferguson, President of the No Name Car Club was present. A motion was made by Council Member Bruns, seconded by Council Member Rumpfelt, and unanimously carried by voice vote to approve Application No. 2006-16 for the No Name Car Club to hold its 16th annual car show to benefit local charities on Saturday, July 21, 2007, from 4:30 a.m. to 4:30 p.m. Request includes closure of Park Street, Second Street from Forbes to Park Street, and Main Street from First to Third Street.
- D. **Correspondence:**
1. National Self-Help
Law Project A hearing regarding a request for a reduction in billing for Water Account No. 20478, 568 Lakeport Boulevard was held. Steve Elias and Catherine Elias-Jermay were present to discuss this matter. They would like to see notification to a customer when a meter read is excessively high. This bill will be paid as billed.
2. Stan Jones Stan Jones was present and is requesting a reduction of water services charges for period from March 27, 2006, through October 30, 2006, when the water had been turned off by the City. A motion was made by Council Member Rumpfelt, seconded by Council Member Bruns, and unanimously carried by voice vote to lock meters when they are turned off and to approve the request for reduction in water services charges.
- 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* Section 36934.
- B. **Warrants:** Approve warrants as listed on Warrant Register dated January 9, 2007.
- C. **Minutes:** Approve minutes of the regular City Council meeting of December 19, 2006.

- D Sales Tax Audit Progress Report:** Receive and file Sales Tax Audit Progress Report from MBIA for tax quarter ending June 30, 2006.
- E. LEA MOU** This item was pulled from the Consent Calendar for discussion.
- F. Resolution No. 2288** Adopt Resolution No. 2288 (2007), accepting the grant deed and conveyance of property located at 1675 South Main Street.
- G. Resolution No. 2290** Adopt Resolution No. 2290 (2007) ordering the summary vacation of public service easements on Assessors Parcel Numbers 026-461-24, 026-461-25, 026-461-39, and 026-461-40

Vote on Consent Agenda:

A motion was made by Council Member Rumfelt, seconded by Council Member Bertsch, and unanimously carried by voice vote to approve the Consent Calendar, Items A through G, as posted, with Item E pulled for discussion, and authorize the Mayor to sign any appropriate documents.

E. LEA MOU

City Attorney Brookes went through the MOU and informed the Council of changes that had been made. A motion was made by Council Member Bertsch seconded by Council Member Rumfelt, and carried by voice vote, with Council Member Irwin abstaining, to adopt the MOU between the City of Lakeport and the Lakeport Employees Association.

VI. CONVENE JOINT MEETING OF THE CITY COUNCIL AND LAKEPORT REDEVELOPMENT AGENCY:

- A. Call to Order (LRA):** Chairman Parmentier called the meeting of the Lakeport Redevelopment Agency to order at 6:50 p.m. with Agency Members Buzz Bruns, Bob Rumfelt, Jim Irwin, and Ron Bertsch present.
- B. Roll Call (LRA):**
- C. Minutes (LRA)** A motion was made by Agency Member Bruns, seconded by Agency Member Bertsch, and unanimously carried by voice vote to approve the Minutes of the October 3, 2006, November 7, 2006, and December 14, 2006, Redevelopment Agency meetings. Agency Member Irwin abstained from voting on the minutes of October 3 and November 7, 2006.
- D. Citizen Input:** *Any person may speak for 3 minutes about any subject within the authority of the Lakeport Redevelopment Agency, provided that the subject is not already on tonight's agenda. Persons wishing to address the Lakeport Redevelopment Agency are required to complete a Citizen's Input form and submit it to the City Clerk prior to the meeting being called to order. While not required, please state your name and address for the record.*
- E. Acting Executive Director:**
1. Amendment to Lakeport Redevelopment Plan Discussion was held regarding amendment of the Lakeport Redevelopment Plan to include a provision for the use of eminent domain. Acting City Manager Knoll gave a staff report. Also speaking to this item were Lonnie McDougal, Debbe Blake, Suzanne Lyons, Karan Mackey, Bob Weiss, John Jensen, Sherrie Holden, Melissa Fulton, and Nancy Ruzicka. The City's redevelopment attorney will be asked to address the Council at a future meeting regarding its options.
- F. Adjourn (LRA):** The Redevelopment Agency meeting was adjourned at 7:45 p.m.

VII. ADMINISTRATIVE COMMUNICATIONS:

- A. City Attorney**
1. City Manager Recruitment Discussion was held regarding the selection process for the City Manager. The Council has received a copy of the short list of potential candidates. The recruiting firm will meet with the Council at 4:00 p.m. on January 30.
- B. Acting City Manager:**

1. High Street Gas Station
Nancy Ruzicka addressed the Council and gave a status report regarding the 1801 High Street Gasoline Station. They filed a claim with the California UST Cleanup Fund for assistance with funding for cleanup of the gas station. The claim was denied and is currently in the appeal process. As far as other things happening at the shopping center property, the Porter Street Station Barbeque hopes to open up in the restaurant by March 1. Nancy would like to have a drive-through bank and quality market on the property.
2. CDBG Planning and Technical Assistance Grant
Gloria Flaherty is requesting the City's support of the Lake County Family Resource Center in an application for a planning grant from CDBG for the construction of a domestic violence shelter. A motion was made by Council Member Bruns, seconded by Council Member Rumfelt, and unanimously carried by voice vote to direct staff to conduct a Program Design hearing and formulate a specific recommendation for applications to be submitted to the Department of Housing and Community Development by the March 1, 2007, deadline.
3. Resolution No. 2289 and Agreement for Property Tax Exchange
Council Member Irwin would like to see the formula for property tax exchange for annexations reviewed. A motion was made by Council Member Rumfelt, seconded by Council Member Irwin, and unanimously carried by voice vote to authorize the Mayor to executed the agreement between the County of Lake and City of Lakeport for Property Tax Exchange pertaining to the Adamson/Parallel Drive Annexation, and to adopt Resolution No. 2289 (2007) determining the amount of tax to be exchanged, and to review the rates with the County for future tax exchange agreements.
4. Right-of-Way Improvement Ordinance
A motion was made by Council Member Irwin, seconded by Council Member Rumfelt, and unanimously carried by voice vote to deny the request to amend the Right-of-Way Improvement Ordinance for an exemption for energy saving improvements/alternative energy systems.
5. School Resource Officer
Erin Hagberg was present on behalf of the Lakeport Unified School District. A motion was made by Council Member Rumfelt, seconded by Council Member Bruns, and unanimously carried by voice vote to approve the draft agreement between the City of Lakeport and the Lakeport Unified School District for the provision of a part-time City Police Officer/School Resource Officer for the remainder of Fiscal year 2006/07, with the modification that Paragraph 1 be changed to "a minimum of 3 hours per day."
6. Marijuana Ordinance
A motion was made by Council Member Rumfelt, seconded by Council Member Bruns, and unanimously carried by voice vote to modify the proposed ordinance regarding the cultivation of medical marijuana to address the staff concerns.
7. ESPN Bass Tournament
Melissa Fulton gave a presentation regarding the proposed ESPN Bass Tournament to be held in March.
8. Lake County/City Area Planning Council
A motion was made by Council Member Irwin, seconded by Council Member Bruns, and unanimously carried by voice vote to accept staff suggestions for the 2007/08 APC Work Program but to move the number one item to number four and move the other three up. Public Works Superintendent Grider has received a letter regarding funding that may be available for design of the Lakeport Boulevard and South Main Street intersection.

VIII. CITY COUNCIL COMMUNICATIONS:

- A. City Manager Ordinance
Council Member Rumfelt would like to see some changes in the City Manager Ordinance. This will be agendized for the next regular meeting.
- B. Golf Course
Dale Nieman gave a report regarding the status report on the golf course project. The committee is trying to determine if the project is financially viable.

C. Miscellaneous Reports, if any:

Council Member Rumfelt would like to allocate a certain amount of money towards our emergency plan. Police Chief Burke feels there should be a group training on SIMS/NIMS, and he will look into this.

Council Member Irwin spoke with Richard Persons, the CEO of the Lake County Fair, who is still interested in the fairgrounds relocation study.

Council Member Bertsch will be attending a League of California Cities meeting this week.

City Engineer Harter gave an update on the Vista Point Shopping Center property.

IX. **CLOSED SESSION:**

The meeting was adjourned to a closed session at 9:58 p.m. pursuant to *Government Code §54956.9(b)*, *Major v. City of Lakeport*, Lake County Superior Court Case No. CV402520

X. **REPORT FROM CLOSED SESSION;**

At 10:17 p.m. the meeting was convened in open session, and Mayor Parmentier reported that staff had been given direction.

XI. **ADJOURNMENT:**

There being no further business, Mayor Parmentier adjourned the meeting at 10:18 p.m.

ATTEST

APPROVED

JANEL M. CHAPMAN, City Clerk

ROY PARMENTIER, Mayor