

MINUTES

REGULAR MEETING OF THE LAKEPORT CITY COUNCIL

(ALSO MEETS AS THE CITY OF LAKEPORT MUNICIPAL SEWER DISTRICT, THE LAKEPORT INDUSTRIAL DEVELOPMENT AUTHORITY, THE MUNICIPAL FINANCING AGENCY OF LAKEPORT and THE SUCCESSION AGENCY TO THE FORMER LAKEPORT REDEVELOPMENT AGENCY)

Tuesday, July 17, 2018

City Council Chambers, 225 Park Street, Lakeport, California 95453

CLOSED SESSION:

Mayor Turner called the meeting to order at 5:16 p.m.
Nancy Ruzicka spoke in opposition to the property negotiation for 800 N. Main Street.

Mayor Turner adjourned the meeting to Closed Session at 5:19 p.m to discuss the following:

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov. Code § 54956.8)
800 N. Main Street, APN 025-601-07
Agency Negotiator: City Manager Silveira
Negotiating Party: Lakeport Unified School District
Under Negotiation: Price and Terms of Payment
2. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code § 54957.6)
Name of City Negotiator to Attend Closed Session: Margaret Long and Administrative Services Director Kelly Buendia
Employee Organizations: Lakeport Police Officers Association

I. CALL TO ORDER & ROLL CALL:

Mayor Turner called the meeting to order at 6:00 p.m. with Council Member Barnes, Council Member Mattina, Council Member Spurr, Council Member Parlet, and Mayor Turner present.

REPORT OUT OF CLOSED SESSION:

There was no reportable action taken in Closed Session.

II. PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Augustin Merodio.

III. ACCEPTANCE OF AGENDA/ URGENCY ITEMS:

There were no Urgency Items.

A motion was made by Council Member Mattina, seconded by Council Member Parlet, and unanimously carried by voice vote to accept the agenda as posted.

IV. CONSENT AGENDA:

- 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. Minutes: Approve minutes of the City Council regular meeting of June 19, 2018, and the special meeting of June 26, 2018.
- C. Warrants: Approve the warrant register of July 10, 2018.
- D. Claim: Reject Claim No. 2018-005, filed by Mario and Lyann Williams, as recommended by REMIF.
- E. Polestar Information Technology Agreement: Approve and authorize the City Manager to execute a professional services agreement with Polestar Computers for the provision of IT support services.
- F. JJACPA Auditing Services Agreement: Approve and authorize the City Manager to execute the Professional Services Agreement with JJACPA for independent auditing services.

- G. Contract Award: Dam Inundation Mapping: Authorize the City Manager to sign a contract with West Consultants, Inc. not to exceed \$35,541 for the preparation of reservoir inundation maps and an EAP for the dam serving CLMSD's wastewater reservoir.
- H. Delinquent Utilities Accounts: Adopt the proposed resolution electing to have delinquent water and sewer user charges, fees, and penalties for fiscal year 2017–2018 collected on the tax roll, and set a public hearing for August 7, 2018 at 5:15 p.m.
- Vote on Consent Agenda: Mayor Turner requested to pull item IV.E. to correct an error and remove item IV.H.
- A motion was made by Council Member Parlet, seconded by Council Member Barnes, and unanimously carried by voice vote to Approve the Consent Agenda, Items A-D and F-G.
- Finance Director Walker advised that Exhibit B of the Polestar contract was revised to reflect that the rate covered no more than eight (8) hours.
- A motion was made by Council Member Mattina, seconded by Council Member Barnes, and unanimously carried by voice vote to approve and authorize the City Manager to execute a professional services agreement with Polestar Computers for the provision of IT support services.

V. PUBLIC PRESENTATIONS/REQUESTS:

- A. Citizen Input: Val McMurtie, Tom Wakeman, and Verna Schaeffer the Esplanade Neighborhood Watch praised the efforts of the Lakeport Police Department and recommended a 20% wage increase for the Lakeport Police Officers Association to aid in retention efforts.
- Barbara Clark and Tiffany Horris of the cast of "As You Like It" thanked the Council for their support for the Shakespeare at the Lake performance to be held in Library Park on July 28th and 29th at 6:30 pm. They also performed a short skit from the play.
- B. Presentation: Fireworks Donation Melissa Fulton presented a donation by the Lake County Chamber of Commerce for the Annual Fireworks Show in Library Park. The money was raised from Chamber members and the Add-a-Dollar campaign. \$9,372.63,

VI. PUBLIC HEARINGS:

- A. Hazardous Weeds: The staff report was presented by Community Development Director Ingram.
- Mayor Turner opened the Public Hearing at 6:28 p.m.
- Mayor Turner closed the Public Hearing at 6:28 p.m.
- A motion was made by Council Member Parlet, seconded by Council Member Mattina, and unanimously carried by voice vote to adopt a resolution ordering the community development director to abate said nuisances by having the weeds, rubbish, refuse and dirt referred to be removed from the properties listed and for which objections were not allowed, and order that his assistants or deputies are authorized to enter upon those private properties for that purpose.
- B. Zone Change Ordinance: The staff report was presented by Community Development Director Ingram.
- Mayor Turner opened the Public Hearing at 6:33 p.m.
- Mayor Turner closed the Public Hearing at 6:33 p.m.

A motion was made by Council Member Parlet, seconded by Council Member Barnes, and unanimously carried by voice vote to:

1. Adopt a Mitigated Negative Declaration for the Pacific West Communities General Plan Amendment (GPA 17-01) and Zone Change (ZC 17-02) project based on the information and findings contained in the Initial Study/Environmental Review (ER 17-01) and dated April 17, 2018.

A motion was made by Council Member Barnes, seconded by Council Member Mattina, and unanimously carried by voice vote to:

2. Adopt a Resolution for the proposed General Plan Amendment revising the existing land use classification to match the proposed parcel boundaries associated with tentative Parcel Map (PM 17-01) with Parcels 1 and 2 being designated *High Density Residential* and Parcel 3 being designated *Residential* with the findings contained in Resolution for GPA 17-01.

A motion was made by Council Member Mattina, seconded by Council Member Spurr, and unanimously carried by voice vote to:

3. Adopt the proposed Zone Change Ordinance revising the base zoning district of the subject property to match the proposed parcel boundaries associated with tentative Parcel Map (PM 17-01) with Parcels 1 and 2 being zoned *R-3, High Density Residential* and Parcel 3 being zoned *R-1, Low Density Residential* with the findings contained in the Ordinance for ZC 17-02.

VII. COUNCIL BUSINESS:

A. City Clerk

1. Fireworks Ban:

The staff report was presented by City Clerk Buendia, with additional information provided by Chief Rasmussen and Community Development Director Ingram.

Mayor Turner advised the audience that input should be limited to the question of whether or not to place the question on the ballot.

Public Comments:

Supervisor Scott explained that she declined to sign the BOS letter in support of the ban. She is in favor of putting the ballot measure to the voters. She is opposed to the fireworks ban.

Speaking in opposition to placing the measure on the ballot were members of the non-profit organizations that sell fireworks, Jen Hanson, Augustin Merodio, Brian Williams, Nancy Ruzica, Dennis Revell, Mark Ruzicka, Dan Camacho, Rachael Harmon, Michael Green, Wayne Yahnke, John Sparks, and Amy Williams.

Lakeport resident Stan Jones was in favor putting the measure on the ballot.

A motion was made by Council Member Parlet, seconded by Council Member Barnes, and unanimously carried by voice vote to not put a resolution calling for, providing for, and giving notice of the general municipal election to be held in the City of Lakeport on the 6th day of November, 2018, for the purpose of submitting to the voters one question to prohibit the use, discharge and explosion of all fireworks, including the "safe and sane" fireworks, establishing deadlines for direct and rebuttal arguments, providing for the preparation of an impartial analysis, and requesting approval of the Lake County Board of Supervisors for

consolidation of this election with the statewide general elections to be held on that date, and requesting election services to be provided by the County Elections Official.

B. Community Development Director

1. Tourist Improvement District (TID):

Community Development Director Ingram presented the staff report with additional information provided by Michelle Scully, Deputy Administrative Office for the County of Lake.

Wilda Shock and Melissa Fulton spoke in favor of the proposed District.

A motion was made by Council Member Mattina, seconded by Council Member Parlet, and unanimously carried by voice vote to adopt the resolution granting consent to the County of Lake to establish the Lake County Tourism Improvement District.

C. Finance Director

1. Lake County Broadband Solutions:

Finance Director Walker presented the staff report with additional information provided by Andrew Nestor from Lake County Broadband Solutions.

A motion was made by Council Member Parlet, seconded by Council Member Mattina, and unanimously carried by voice vote to authorize the City Manager to enter into an agreement with Lake County Broadband Solutions for the Library Park and Downtown Wi-Fi Project.

D. Police Chief

1. National Night Out:

The staff report was presented by Chief Rasmussen.

A motion was made by Council Member Barnes, seconded by Council Member Spurr, and unanimously carried by voice vote to authorize staff to conditionally cancel the regular City Council meeting on August 7, 2018, and approve the participation of the City of Lakeport in the National Night Out event, with street closures and the Gazebo reserved for the event.

VIII. CITY COUNCIL COMMUNICATIONS:

A. Miscellaneous Reports, if any:

City Manager Silveira reported that the City has been awarded a CDBG grant for \$400,000 for business loans, as well as \$100,000 planning grant for a study of the Forbes Creek neighborhood.

Community Development Director Ingram reported that there will be street closures the next 2 Mondays for the chip seal and subsequent micro surfacing projects on 11th Street and on South Main Street.

City Attorney Ruderman had no report.

Utilities Superintendent Harris had no report.

Finance Director Walker reported there would be a bond pricing teleconference regarding the solar bonds and invited Council member to listen in.

Police Chief Rasmussen reported that the LPD organized and brought the ALERT active shooter training to 7 agencies in Lake County and trained approximately 60 law enforcement officers.

Administrative Services Director/City Clerk Buendia had no report

Council Member Spurr attended the 4th of July celebrations and commended police for their coverage. He also announced that the Vector Control District will come out to residences, upon request, to remove yellow jackets nests in ground only.

Council Member Parlet had no report.

Council Member Mattina had no report.

Council Member Barnes had no report.

Mayor Turner had no report.

Mayor Turner adjourned the meeting at 8:10 p.m.

IX. ADJOURNMENT:

Mireya G. Turner, Mayor

Attest:

Hilary Britton, Deputy City Clerk