

MINUTES

CITY OF CLEARLAKE CITY COUNCIL & REDEVELOPMENT SUCCESSOR AGENCY REGULAR MEETING JANUARY 14, 2016

CALL TO ORDER CLOSED SESSION CITY COUNCIL MEETING: 5: 15 P.M.

Roll Call.	Present:	Russell Perdock, Mayor Gina Fortino Dickson, Vice Mayor Denise Loustalot, Councilmember Joyce Overton, Councilmember Bruno Sabatier, Councilmember
	Staff:	Greg Folsom, City Manager Ryan R. Jones, City Attorney

(1) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:

(Government Code Paragraph (1) of subdivision (d) of Section 54956.9) Name of case: John Leroy Clemons v. Don Anderson et al; Civil Action No.: C-15-2966 NJV

(2) CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION

(Government Code Paragraph (1) of subdivision (d) of Section 54956.9) Name of case: Anthony Spittler, Jeri Spittler, and Robin Farnham v. City of Clearlake Civil Action No.: CV 414715

(3) CONFERENCE WITH REAL PROPERTY NEGOTIATOR:

Property: Owned by Tim Yarbrough; Location: 2185 Ogulin Canyon Road; City negotiator: City Manager Greg Folsom; Negotiating party: Richard Derum; Under negotiation: Price and Terms of Payment.

(4) CONFERENCE WITH REAL PROPERTY NEGOTIATOR:

Property: Owned by David Wildhagen; Location: 2560 State Highway 53; City negotiator: City Manager Greg Folsom; Negotiating party: David Wildhagen; Under negotiation: Price and Terms of Payment.

(5) CONFERENCE WITH REAL PROPERTY NEGOTIATOR: Property: Owned by Michael Voorhees and Richard Holm; Location: 14060 Olympic Drive; City negotiator: City Manager Greg Folsom; Negotiating party: Michael Vorhees and Richard Holm; Under negotiation: Price and Terms of Payment.

(6) CONFERENCE WITH REAL PROPERTY NEGOTIATOR:

Property: Represented by Chatoff Properties; Location: 14111 Lakeshore Drive; City negotiator: City Manager, Greg Folsom; Negotiating party: Colleen Chatoff; Under negotiation: Price and Terms of Payment.

(7) CONFERENCE WITH REAL PROPERTY NEGOTIATOR:

Property: Represented by Chatoff Properties; Location: 14113 and 14115 Lakeshore Drive; City negotiator: City Manager, Greg Folsom; Negotiating party: Colleen Chatoff; Under negotiation: Price and Terms of Payment.

(8) CONFERENCE WITH REAL PROPERTY NEGOTIATOR:

Property: Represented by Monica Weltz; Location: 14150 Olympic Drive; City negotiator: City Manager, Greg Folsom; Negotiating party: Monica Weltz; Under negotiation: Price and Terms of Payment.

(9) CONFERENCE WITH REAL PROPERTY NEGOTIATOR:

Property: Owner represented by Attorney, Maxwell B. Glasson, Esq. Location: 14440 and 14448 Olympic Dr.; Agency negotiator: City Manager Greg Folsom; Negotiating party: Maxwell B. Glasson, Esq.; Under negotiation: Price and Terms of Payment.

Closed Session was adjourned at 5:55 P.M. with no reportable action.

CALL TO ORDER REGULAR CITY COUNCIL MEETING: 6:00 P.M.

Roll Call.

Present:

Russell Perdock, Mayor
Gina Fortino Dickson, Vice Mayor
Denise Loustalot, Councilmember
Joyce Overton, Councilmember
Bruno Sabatier, Councilmember

Staff:

Greg Folsom, City Manager
Tim Celli, Police Lieutenant
Chris Becnel, Director of Finance
Ryan R. Jones, City Attorney
Gary Price, Contract Planner
Doug Herren, Director of Public Works

ACTION: It was moved by Vice Mayor Fortino Dickson and seconded by Councilmember Sabatier to appoint City Manager Folsom to act as City Clerk for the duration of the meeting due to the illness and absence of the City Clerk and Deputy City Clerk. The motion passed with a unanimous voice vote.

INVOCATION/MOMENT OF SILENCE

Mayor Perdock led a moment of silence.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

City Manager Folsom asked that Item #7 be deleted from the agenda.

ACTION: It was moved by Vice Mayor Fortino Dickson and seconded by Councilmember Loustalot to approve the agenda as amended. The motion passed with a unanimous roll call vote.

PRESENTATION

Presentation by Lt. Celli of a Commendation, Introduction of New Police Officers, and Retirement of Police K9 Officers

PUBLIC COMMENT –

There was no public comment

Consent Items

Recommended Action

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| 1. Warrant Registers | Receive and file |
| 2. Minutes of the November 12, November 17, December 10, and December 15, 2015 meetings | Receive and file |
| 3. Receipt of the League of California Cities Final Report on Resolutions of September 2015 | Receive and file |
| 4. Approval of the Fair Political Practices Form 806 Reporting Public Official Appointments | Approve Form 806 as presented |
| 5. Offer of Donation of Land to the City of Clearlake for the Lot Located at 14150 Olympic Drive | Adopt resolution to accept the offer of donation for the property located at 14150 Olympic Drive and authorize the City Manager to take whatever actions are necessary to complete the transaction |
| 6. Consideration of Second Reading and Adoption of Ordinance No. 179-2015, an Ordinance of the City Council of the City of Clearlake Adding Section 5-10.1(a) of Chapter V, Police Regulations, to the Clearlake Municipal Code, Relating to Conduct in the Public Parks and Beaches | Hold the second reading of the ordinance, read it by title only, waive further reading and adopt Ordinance No. 179-2015 |
| 7. Consideration of Second Reading and Adoption | Hold the second reading of the ordinance, |

of Ordinance No. 180-2015, An Ordinance of the City of Clearlake Requiring Dogs to be Leashed and Owners to Pick Up Dog Waste

read it by title only, waive further reading and adopt Ordinance No. 180-2015

8. Amend Contract for General Plan Update for Air Quality Technical Review and Supplemental Planning Work to Complete the General Plan Update

1. Adopt Resolution 2016-02 to fund this Air Quality Technical Review and supplemental planning work using Fund 243 Bond Series B for Low and Moderate Income Housing
2. Authorize the City Manager to execute an amendment to the agreement with Price Consulting Services, the City's Contract Planner, to expand scope of work to include air quality technical review and supplemental planning work to complete the 2040 General Plan Update

9. Award of Contract for Grant Writing and Administration Services for the City of Clearlake's Community Development Block Grant (CDBG)

Authorize the City Manager to execute a contract with Adams Ashby Group for grant writing and administration services for City housing and Community Development Block Grant Programs for a not to exceed amount of \$90,680 on the City's CDBG Grant

Item #7 was deleted from the agenda.

ACTION: It was moved by Councilmember Loustalot and seconded by Councilmember Overton to accept the Consent Calendar as presented. The motion passed with a unanimous roll call vote.

PUBLIC HEARING:

10. Introduction and First reading of Ordinance No. 181-2016, An Ordinance of the City Council of the City of Clearlake Adding Chapter 18-8 to the Clearlake Municipal Code (Marijuana Cultivation) and Repealing Section 10-7 (Commercial Medical Marijuana Cultivation and Cultivation on Vacant Properties, and Limiting Cultivation Amounts)

City Manager Folsom gave the staff report.

Public Hearing:

Michael Green spoke against the ordinance.

Earl Richardson spoke against the ordinance.

Vince Metzger spoke in favor of the ordinance.

ACTION: It was the consensus of the Council to make the following changes to the proposed ordinance:

18-8.130: A second violation of the ordinance was proposed to result in a permanent growing ban (individual and property). That has been changed to a five year ban.

18-8.80(f): The setbacks have been changed to 5 feet from the property line to adhere to the City's zoning code.

18-11.02(b): The administrative penalties procedures established will not include criminal remedies.

ACTION: It was moved by Vice Mayor Fortino Dickson and seconded by Councilmember Loustalot to introduce Ordinance No. 181-2016 by title only as amended above, and waive further reading. The motion passed with a unanimous roll call vote.

BUSINESS

11. Consideration of Appointing Councilmembers as Representatives to the League of California Cities Redwood Empire Division, Resolution No. 2016-01: A Resolution of the City Council of the City of Clearlake Appointing Representatives to Represent and Vote on Behalf of the City at the League of California Cities, Redwood Empire Division Business Meetings and Represent the City and Vote at the Division Legislative Committee Meetings

City Manager Folsom gave the staff report.

ACTION: It was moved by Councilmember Sabatier and seconded by Councilmember Loustalot to approve Mayor Perdock's appointment as the primary and Vice Mayor Fortino Dickson's appointment as alternate representatives to the Redwood Empire Division and adopt Resolution No. 2016-01.

12. Mayor's Appointments for 2016

Mayor Perdock announced one change to the Mayoral appointments, and that was to appoint himself to the Clearlake Redevelopment Oversight Board in the place of Councilmember Sabatier.

ACTION: It was moved by Councilmember Sabatier and seconded by Councilmember Overton to accept the Mayor's appointments for 2016. The motion passed with a unanimous roll call vote.

CITY MANAGER AND COUNCILMEMBER REPORTS

FUTURE AGENDA ITEMS

ADJOURNMENT

There being no further business of the Council, the meeting was adjourned at 7:30 p.m.

Melissa Swanson, City Clerk