

MINUTES

CITY OF CLEARLAKE CITY COUNCIL & REDEVELOPMENT SUCCESSOR AGENCY REGULAR MEETING DECEMBER 13, 2012

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

The Pledge of Allegiance was led by Council Member Giambruno.

Roll Call.	Present:	Joey Luiz, Mayor Jeri Spittler, Vice Mayor Joyce Overton, Councilmember Judy Thein, Councilmember Curt Giambruno, Councilmember
	Staff:	Joan Phillipe, City Manager Craig Clausen, Chief of Police Melissa Swanson, City Clerk Doug Herren, Director of Public Works

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

There were no additions or deletions from the agenda.

PUBLIC COMMENT –

There was no public comment.

CONSENT CALENDAR

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| 1. Receipt of Disbursement List | Approve |
| 2. Minutes of the October 25 and November 8, 2012 Council Meetings | Review and file |
| 3. Consideration of Adoption of the 2012 City of Clearlake Conflict of Interest Code, Resolution No. 2012-37, A Resolution of the City Council of the City of Clearlake Approving and Adopting an Amended Conflict of Interest Code Pursuant to the Political Reform Act of 1974 | By motion, adopt resolution |
| 4. <u>Consideration of Lease Agreement by and between the City and Shomisa Norzei for Public Property to be Used as a Parking Lot at 14962 Lakeshore Drive</u> | By motion, approve Agreement |
| 5. Consideration of Agreement Between the | By motion, rescind approval of prior agreement and |

County of Lake and the City of Clearlake to approved revised agreement
Provide Funding for the Renovation and
Subsequent Operation of a Visitor Information
Center at 14295 Lakeshore Drive, Clearlake,
California

City Manager Joan Phillipe pulled item #5 for discussion and separate action.

ACTION: It was moved by Council Member Overton and seconded by Vice Mayor Spittler to approve the Consent Calendar Items #1 through 4 as presented. The motion passed with a voice vote of 5-0.

Joan Phillipe discussed item #5 with the Council. She asked that the Council approve the agreement and give her the authority to modify language in Section 8 of the agreement “Breach and Default” as that section has not been finalized between the City and the County yet.

ACTION: It was moved by Vice Mayor Spittler and seconded by Council Member Overton to rescind approval of the prior agreement and approve the revised agreement with the City Manager having authority to modify language as stated above. The motion passed with a 5-0 voice vote.

BUSINESS

6. Consideration of Ordinance No. 2012-140: An Ordinance of the City Council of the City of Clearlake Regulating Taxi Cabs and Other Vehicles for Hire

Joan Phillipe gave the staff report.

ACTION: It was the consensus of the Council to bring the ordinance forward to a future Council meeting for a second reading and consideration of adoption.

7. Consideration of Ordinance No. 2012-159: An Ordinance of the City Council of the City of Clearlake Repealing Section 1-8; Section 5-15; and Subsections 18-1.1300 through 18-1.1303 of the Clearlake Municipal Code and Re-Titling and Amending Chapter X of the City of Clearlake Municipal Code in its Entirety, Relating to Code Enforcement and Administrative Citations

Joan Phillipe gave the staff report. The Council approved a change to the ordinance as follows: the removal of the word “firewood” on page six, section 10-1.6(v).

ACTION: It was moved by Council Member Overton and seconded by Vice Mayor Spittler to hold the second reading of Ordinance No. 2012-159 and read it by title only, waive further reading, and adopt the ordinance. The motion passed with a unanimous voice vote of 5-0.

8. Consideration of Acceptance of the 2012 November Election Results; Resolution No. 2012-38

Melissa Swanson gave the staff report.

ACTION: It was moved by Council Member Overton and seconded by Vice Mayor Spittler to adopt Resolution No. 2013-38, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLEARLAKE RECITING THE FACTS OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 6, 2012, DECLARING THE RESULTS AND SUCH OTHER MATTERS AS PROVIDED BY LAW, and read it by title only. The motion passed with a unanimous voice vote of 5-0.

9. Presentation to Outgoing Council Members Thein and Giambruno

Mayor Luiz presented plaques to outgoing Council Members Thein and Giambruno and thanked them for their many years of service to the City of Clearlake.

10. Presentation by Mayor Luiz and Vice Mayor Spittler

Mayor Luiz and Vice Mayor Spittler presented plaques to each other and each thanked the other for their year of service as Mayor and Vice Mayor.

15 MINUTE RECESS

11. Administration of Oaths of Office to Newly Elected Council Members

City Clerk Melissa Swanson administered the oath of office to Joyce Overton, Gina Fortino Dickson, and Denise Loustalot. Each Council Member then took their seat at the dais.

12. Appointment of the 2013 Mayor and Vice Mayor

ACTION: Mayor Luiz asked for nominations for 2013 Mayor and Vice Mayor. Council Member Overton nominated Vice Mayor Spittler for Mayor. Vice Mayor Spittler nominated Council Member Loustalot for Vice Mayor. It was moved by Council Member Overton and seconded by Vice Mayor Spittler to accept appointments as nominated. The motion passed with a voice vote of 5-0.

13. Discussion on Funding New Council Members Attending League of California Cities New Council Member Training in Sacramento January 16-18

Joan Phillipe presented the staff report.

ACTION: It was moved by Council Member Overton and seconded by Vice Mayor Spittler to amend budget to include funds to cover a portion or all of the cost for Council Members Loustalot and Fortino-Dickson to attend training in an amount not to exceed \$2800. The motion passed with a voice vote of 5-0.

14. Discussion on Proceeding with an Ordinance Prohibiting Commercial Medical Marijuana Cultivation and Cultivation on Vacant Properties and Limiting Outdoor Cultivations

Joan Phillipe gave the staff report.

ACTION: It was the consensus of the Council for staff to continue to with development of an ordinance to address marijuana grows in the city limits as a zoning/nuisance abatement issue or to take an alternative approach.

CITY MANAGER'S REPORT

COUNCIL MEMBERS CALENDAR, TRAVEL AND REPORTS

The Council then adjourned to Closed Session at 8:25 p.m.

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS Pursuant to Section 54957.6: Agency designated

representatives: Joan Phillipe, City Manager Employee organization: Clearlake Municipal Employees Association; Clearlake Middle Management Association; Clearlake Police Officers Association; Clearlake Management Employees

There was no reportable action.

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 9:05 P.M.

Melissa Swanson
City Clerk