

# MINUTES

## CITY OF CLEARLAKE CITY COUNCIL

### REGULAR MEETING

APRIL 12, 2012

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

|            |          |                                                                                                                                |
|------------|----------|--------------------------------------------------------------------------------------------------------------------------------|
| Roll Call. | Present: | Joey Luiz, Mayor<br>Jeri Spittler, Vice Mayor<br>Judy Thein, Councilmember<br>Joyce Overton, Councilmember                     |
|            | Absent:  | Curt Giambruno, Councilmember                                                                                                  |
|            | Staff:   | Joan Phillipe, Interim City Administrator<br>Sandra Sato, Interim Director of Finance<br>Doug Herren, Director of Public Works |

#### AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

There were no additions or deletions from the agenda.

#### PRESENTATION

Mayor Luiz presented a Proclamation Declaring April 2012 as Child Abuse Prevention Month to Gina Fortino-Dixon of the Lake County Office of Education.

Vice Mayor Spittler presented a Proclamation of an Act of Heroism to Lee Buckmaster and Rhonda Straub.

#### PUBLIC COMMENT –

Gina Fortino-Dixon spoke regarding the need to reduce panhandling in the city.

#### CONSENT CALENDAR

1. Warrant Registers – Ratification and Approval of Warrants and Expenditures Certified by the Director of Finance as Conforming with the Adopted Budget Pursuant to Government Code section 37208.

|            |                  |            |
|------------|------------------|------------|
| 03/22/2012 | Warrant Register | \$1,469.93 |
| 03/29/2012 | Warrant Register | 30,146.21  |
| 03/29/2012 | Warrant Register | 35,697.32  |

- |                                       |                  |
|---------------------------------------|------------------|
| 2. Building Department Monthly Report | Receive and file |
| 3. City Clerk Monthly Report          | Receive and file |
| 4. Finance Department Monthly Report  | Receive and file |
| 5. Police Department Monthly Report   | Receive and file |

6. Consideration of Approval of Contracts for Service and Repair of City Owned Vehicles
7. Receipt of Letter Sent to State Controllers Office Indicating City's Exemption from Filing A Single Audit Report for the Year Ending 2009

Motion to approve staff's recommendation and authorize the Interim City Administrator to execute the contracts for service and repair to city owned vehicles  
Receive and file

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

### **BUSINESS**

8. Discussion on Banning Smoking in City Parks

Staff report was given by Joan Phillipe. Vice Mayor Spittler gave a PowerPoint presentation.

**ACTION: It was the consensus of the Council to table this item until the Chief of Police is present.**

9. Public Works Department Monthly Report

Staff report was given by Doug Herren. There was no action by the Council on this item.

10. Decision by State Department of Finance on the \$2.4 million in Loans Between the City and the Former RDA Listed on the ROPS

Staff report was given by Sandra Sato.

**ACTION: It was moved by Council Member Overton and seconded by Vice Mayor Spittler to recommend to the Oversight Board to further consider the approved Recognized Obligation Payment Schedule based on the disqualification of loans between the City and former Redevelopment Agency by the State Department of Finance. The motion passed with a voice vote of 4-0-1, with Council Member Giambruno absent.**

### **CITY ADMINISTRATOR'S REPORT**

### **COUNCIL MEMBERS CALENDAR, TRAVEL AND REPORTS**

### **CLOSED SESSION**

**The Council entered Closed Session at 8:03 p.m.**

- a. Conference with Labor Negotiators pursuant to Gov. Code 54957.6  
Agency Designated Representatives: Mayor Luiz and Councilmember Overton  
Unrepresented Employee: Interim City Administrator

The Council adjourned Closed Session at 8:07 p.m. with no reportable action.

## **BUSINESS (CONTINUED)**

11. Consideration of Resolution No. 2012-13, A Resolution of the City Council of the City of Clearlake Approving and Authorizing the Mayor to Execute an Employment Agreement with City Manager (Joan Phillipe)

**ACTION: It was moved by Council Member Overton and seconded by Vice Mayor Spittler to adopt Resolution No. 2012-13, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLEARLAKE APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN EMPLOYMENT AGREEMENT WITH CITY MANAGER (JOAN PHILLIPE), and read it by title only. The motion passed with a 4-0-1 voice vote, with Council Member Giambruno absent.**

## **ADJOURNMENT**

There being no further business to conduct, the meeting was adjourned at 8:10 P.M.

Melissa Swanson  
City Clerk