



CITY COUNCIL REGULAR MEETING

Clearlake City Hall Council Chambers
14050 Olympic Dr, Clearlake, CA

Thursday, July 15, 2021

Workshop 5:00 PM

Regular Meeting 6:00 PM

On March 12, 2020, Governor Newsom issued Executive Order N-25-20, which allows Council Members to attend City Council meetings telephonically. On June 11, 2021, Governor Newsom extended this Order through September 30, 2021. Please be advised that some, or all, of the Clearlake City Council Members may attend this meeting telephonically.

The City Council meetings are viewable in person in the Council Chambers, via livestreaming on the City's YouTube Channel (https://www.youtube.com/channel/UCTyifT_nKS-3woxEu1ilBXA) or "Lake County PEG TV Live Stream" at <https://www.youtube.com/user/LakeCountyPegTV/featured> and the public may participate through Zoom at the link listed below. The public can submit comments and questions in writing for City Council consideration by sending them to the Administrative Services Director/City Clerk at mswanson@clearlake.ca.us. To give the City Council adequate time to review your questions and comments, please submit your written comments prior to 4:00 p.m. on the day of the meeting.

AGENDA

MEETING PROCEDURES: *All items on agenda will be open for public comments before final action is taken. Citizens wishing to introduce written material into the record at the public meeting on any item are requested to provide a copy of the written material to the Administrative Services Director/City Clerk prior to the meeting date so that the material may be distributed to the City Council prior to the meeting. Speakers must restrict comments to the item as it appears on the agenda and stay within a three minutes time limit. The Mayor has the discretion of limiting the total discussion time for an item.*

AMERICANS WITH DISABILITY ACT (ADA) REQUESTS

If you need disability related modification, including auxiliary aids or services, to participate in this meeting, please contact Melissa Swanson, Administrative Services Director/City Clerk at the Clearlake City Hall, 14050 Olympic Drive, Clearlake, California 95422, phone (707) 994-8201, ext 106, or via email at mswanson@clearlake.ca.us at least 72 hours prior to the meeting, to allow time to provide for special accommodations.

AGENDA REPORTS

Staff reports for each agenda item are available for review at www.clearlake.ca.us. Any writings or documents pertaining to an open session item provided to a majority of the City Council less than 72 hours prior to the meeting, shall be made available for public inspection on the City's website at www.clearlake.ca.us.

Zoom Link: <https://clearlakeca.zoom.us/j/89552720387>

A. ROLL CALL

1. **5:00 PM** Burns Valley Development Project Workshop

B. PLEDGE OF ALLEGIANCE

- C. INVOCATION/MOMENT OF SILENCE:** *The City Council invites members of the clergy, as well as interested members of the public in the City of Clearlake, to voluntarily offer an invocation before the beginning of its meetings for the benefit and blessing of the City Council. This opportunity is voluntary and invocations are to be less than three minutes, offered in a solemn and respectful tone, and directed at the City Council. Invocational speakers who do not abide by these simple rules of respect and brevity shall be given a warning and/or not invited back to provide a subsequent invocation for a reasonable period of time, as determined appropriate by the City. This policy is not intended, and shall not be implemented or construed in any way, to affiliate the City Council with, nor express the City Council's preference for, any faith or religious denomination. Rather, this policy is intended to acknowledge and express the City Council's respect for the diversity of religious denominations and faith represented and practiced among the citizens of Clearlake. If a scheduled invitational speaker does not appear at the scheduled meeting, the Mayor will ask that the City Council observe a moment of silence in lieu of the invocation. More information about the City's invocation policy is available upon request by contacting the Administrative Services Director/City Clerk at (707) 994-8201x106 or via email at mswanson@clearlake.ca.us.*

- D. ADOPTION OF THE AGENDA** *(This is the time for agenda modifications.)*

E. PRESENTATIONS

2. Presentation of July's Adoptable Dogs
3. Presentation of the Regional Transportation Plan
4. Presentation by the Cyanobacteria Outreach Workgroup

- F. PUBLIC COMMENT:** *This is the time for any member of the public to address the City Council on any matter not on the agenda that is within the subject matter jurisdiction of the City. **The Brown Act, with limited exceptions, does not allow the Council or staff to discuss issues brought forth under Public Comment.** The Council cannot take action on non-agenda items. Concerns may be referred to staff or placed on the next available agenda. Please note that comments from the public will also be taken on each agenda item. Comments shall be limited to three (3) minutes per person.*

- G. CONSENT AGENDA:** *All items listed under the Consent Agenda are considered to be routine in nature and will be approved by one motion. There will be no separate discussion of these items unless a member of the Council requests otherwise, or if staff has requested a change under Adoption of the Agenda, in which case the item will be removed for separate consideration. Any item so removed will be taken up following the motion to approve the Consent Agenda.*

5. Warrants
Recommended Action: Receive and file
6. Award of Contract for the Design Services for Phase 1 of the Burns Valley Development Project.

Recommended Action: Authorize City Manager to enter into a contract with California Engineering Company for Design Services for Phase 1 of the Burns Valley Development Project.

7. Award of Contract for the Design Services for the Dam Road Extension and South Center Drive Project.

Recommended Action: Authorize City Manager to enter into a contract with California Engineering Company for Design Services for the Dam Road Extension and South Center Drive Project.

8. Award of Contract for the Design Services for the 2nd and Modoc Road Rehabilitation Project.

Recommended Action: Authorize City Manager to enter into a contract with California Engineering Company for Design Services for the 2nd and Modoc Road Rehabilitation Project.

9. Notification of Expiring Committee Appointments

Recommended Action: Receive and file

10. Continuation of Declaration of Local Emergency Issued on March 14, 2020 and Ratified by Council Action on March 19, 2020

Recommended Action: By motion keep declaration of emergency active and set next review in sixty days

11. Continuation of Declaration of Local Emergency Issued on October 9, 2017 and Ratified by Council Action October 12, 2017

Recommended Action: By motion keep declaration of emergency active and set next review in 30 days

12. Approval of the Sole Source Purchase of a Seat Wall from Universal Precast

Recommended Action: Adoption of Resolution 2021-36 and Approval of Sole Source Purchase of a Seat Wall from Universal Precast

13. License Agreement with Pacific Gas and Electric Company (PG&E) for Use of the Clearlake Community Senior Center as a Customer Resource Center

Recommended Action: Approve agreement and authorize City Manager to sign

14. Minutes of the June Meetings

Recommended Action: Receive and file

H. PUBLIC HEARING

15. Public Hearing to consider Resolution No.2021-38, A Resolution of the City of Clearlake, Approving Restricted Access to the Segment of Burns Valley Rd, between Arrowhead and Acacia, in the Effort to Reduce Illegal Dumping

Recommended Action: Hold Public Hearing and adopt Resolution

I. BUSINESS

16. Presentation and Acceptance of the Annual Financial Report for Fiscal Year 2018-19;
Resolution No. 2021-35
Recommended Action: Adopt resolution
17. Award of contract for Demolition of Structures located at 14525 Lakeshore Drive Clearlake, CA 95422
Recommended Action: Authorize the City Manager to execute a contract with Chernoh Excavating Inc. in the amount of \$55,000.00
18. Discussion Regarding the Sale of Property Located at 6356 Armijo Avenue, Clearlake to MLI Associates, LLC for development of a Hotel
Recommended Action: Authorize the City Manager to Execute the Purchase and Sale Agreement with MLI Associates, LLC for Sale of Property at 6356 Armijo Avenue, Clearlake.
19. Award of Construction Contract for the 2021 Measure V Pavement Rehabilitation Project
Recommended Action: Authorize City Manager to enter into contract with Granite Construction for construction of the 2021 Measure V Pavement Rehabilitation Project base bid and additive alternates for the total amount of \$2,023,121.50 and authorize the City Manager to approve up to 10% for additional unforeseen contract amendments.
20. Adoption of the 1st Amendment to the FY 2021-22 Budget (Resolution 2021-33) Appropriating CalTrans Local Roadway Safety Plan Grant Funding and Measure V Project Funding; Resolution No. 2021-37
Recommended Action: Adopt resolution 2021-37
21. Consideration of a Memorandum of Understanding between the City of Clearlake and the Clearlake Miscellaneous Employees Association for the period July 1, 2021 to June 30, 2022
Recommended Action: Adopt Memorandum of Understanding between the City of Clearlake and Clearlake Miscellaneous Employees Association and authorize the City Manager to sign.
22. Consideration of a Memorandum of Understanding between the City of Clearlake and the Clearlake Police Officers Association for the period July 1, 2021 to June 30, 2022
Recommended Action: Adopt Memorandum of Understanding between the City of Clearlake and Clearlake Police Officers Association and authorize the City Manager to sign.
23. Consideration of a Memorandum of Understanding between the City of Clearlake and the Clearlake Middle Management Association for the period July 1, 2021 to June 30, 2023
Recommended Action: Adopt Memorandum of Understanding between the City of Clearlake and Clearlake Middle Management Association and authorize the City Manager to sign.
24. Consideration of Updates to Management Classification and Benefits Plan and City Salary Schedule
Recommended Action: Adopt CPI Adjustment for Management Employees per the Management Benefit Plan

25. Consideration of Designation of Voting Delegates and Alternate(s) For the League of California Cities Annual Conference in September

Recommended Action: Motion to designate voting delegate and alternate(s)

J. CITY MANAGER AND COUNCILMEMBER REPORTS

K. FUTURE AGENDA ITEMS

L. CLOSED SESSION

26. Conference with Legal Counsel- Existing Litigation: Pursuant to Government Code Section 54956.9: Case No. CV-421149; Name of Case: City of Clearlake v. County of Lake, a political subdivision of the State of California; Board of Supervisors of the County of Lake, a public body of the County of Lake; Barbara C. Ringen, in her official capacity as the Treasurer-Tax Collector of the County of Lake; and Does 1 through 30, inclusive

27. Conference with Legal Counsel - Existing Litigation: Pursuant to Government Code 54956.9 - City of Clearlake vs. Amerisourcebergen Drug Corporation, et al. Case No. 1:20-cv-06212

M. ANNOUNCEMENT OF ACTION FROM CLOSED SESSION

N. ADJOURNMENT

POSTED: July 9, 2021

BY:



Melissa Swanson, Administrative Services Director/City Clerk