



CITY COUNCIL REGULAR MEETING

Clearlake City Hall Council Chambers

14050 Olympic Dr, Clearlake, CA

Thursday, September 16, 2021

Workshop 5:30 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/84700174234>

A. ROLL CALL

B. WORKSHOP

1. **5:30 P.M.** Presentation of MuniCode Agenda Management Processes for City Council Members

C. PLEDGE OF ALLEGIANCE

- D. 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.*

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

F. PRESENTATIONS

2. Presentation of September's Adoptable Dogs
3. Swearing In of New and Promoted Police Department Employees
4. Presentation of a Proclamation Declaring September 24, 2021 as Native American Day

- G. 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.*

- H. 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. 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

6. 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

7. Continuation of Declaration of Local Emergency Issued on August 18, 2021 and Ratified by Council Action on August 19, 2021

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

8. Warrants

Recommended Action: Receive and file

9. Minutes of the August 11, 2021 Lake County Vector Control District Board Meeting

Recommended Action: Receive and file

10. Solar Powered Lighting Purchase for Austin Park Promenade

Recommended Action: Authorize purchase

I. PUBLIC HEARING

11. Consideration of Appeal application AP 2021-03 in regards to the Planning Commission's denial of companion application AP 2021-02 following the Director's determination of Administrative Use Permit application AUP 2021-07, authorizing a drive-through/walk up coffee shop with limited outdoor seating located at 14760 Olympic Drive, further described as APN 039-570-18.

Recommended Action: Make a finding either to deny or approve Appeal application AP 2021-03 via the associated Resolution No. 2021-46 in reconsideration of Administrative Use Permit AUP 2021-07

J. BUSINESS

12. Update and Discussion on the Cache Fire

Recommended Action: Provide Direction to Staff

13. Award of Contract for the Sulphur Fire Disaster Roadway Improvement Project

Recommended Action: Authorize City Manager to enter into a contract with Argonaut Constructors for the Sulphur Fire Disaster Roadway Improvement Project in the amount of \$6,494,914.00 and authorize the City Manager to approve up to 10% for additional unforeseen contract amendments.

14. Award of contract for Inspection and Materials Testing for the Sulphur Fire Roadway Disaster Repair Project

Recommended Action: Authorize City Manager to enter into contract with Green Valley

Consulting Engineers for the total amount of \$227,360.00 and authorize the City Manager to approve up to 10% for additional unforeseen contract amendments.

15. Consideration of Extending Temporary Agreements with North Bay Animal Services for Animal Control Officer and Kennel Technician Services

Recommended Action: Approve continuation of agreements and waive competitive bidding.

16. Consideration of Response to the 2020-21 Lake County Civil Grand Jury Report

Recommended Action: Approve Letter in Response and Authorize the Mayor to Sign.

17. Discussion and Possible Action Regarding California's Redistricting Process

Recommended Action: Adopt Resolution

K. CITY MANAGER AND COUNCILMEMBER REPORTS

L. FUTURE AGENDA ITEMS

M. CLOSED SESSION

(18) 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

(19) Conference with Legal Counsel- Liability Claims- Pursuant to Government Code 54961: Claimant: Benjamin Finneston; Agency Claimed Against: City of Clearlake

N. ANNOUNCEMENT OF ACTION FROM CLOSED SESSION

O. ADJOURNMENT

POSTED: September 10, 2021

BY:



Melissa Swanson, Administrative Services Director/City Clerk