



CITY COUNCIL REGULAR MEETING

Clearlake City Hall Council Chambers

14050 Olympic Dr, Clearlake, CA

Thursday, December 01, 2022

Closed Session 5:00 PM

Regular Meeting 6:00 PM

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.

A. ROLL CALL

B. 5:00 PM CLOSED SESSION

- (1) Public Employee Appointment Pursuant to Government Code Section 54957
Title: Police Chief

Regular Meeting 6:00 PM

Zoom Link: <https://clearlakeca.zoom.us/j/84740363148>

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 invocational 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 a Proclamation in Remembrance of Retired Judge Richard Freeborn
3. Presentation to City Employees and Volunteers in Recognition of Their Service
4. Presentation on Public Works Maintenance Projects

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. Adoption of the 2022 California Building Standard Codes (CBSC), the 2021 Uniform Swimming Pool, Spa/Hot Tub Codes, the 2021 Uniform Solar, Hydronics & Geothermal Codes, the 2021 International Building Codes (IBC); the 2021 International Residential Codes (IRC) and the 2021

International Fire Codes (IFC); Resolution No. 2022-69; Ordinance No. 267-2023
Recommended Action: Adopt Resolution 2022-69; hold first reading of Ordinance No. 267-2023 and set second reading and adoption for the January 5, 2023 meeting.

6. Authorization of Maintenance Worker III Position
Recommended Action: Move to approve the reorganization of a Maintenance Worker II position to a Maintenance Worker III.
7. Consider renaming Communications Officer job to Communications and Records Supervisor and adopting changes to the job description
Recommended Action: Adopt Resolution No 2022-67
8. Authorization for Purchase of K-Rails for the Public Works Yard
Recommended Action: Move to approve the purchase with Eiffel Trading in the amount of \$33,930.
9. Award of Contract for Electrical Services related to the Public Works Yard Project
Recommended Action: Move to approve the contract with DC Electric in the amount of \$59,715.00 and authorize the City Manager to approve up to 10% for additional unforeseen contract amendments.
10. Consider Adoption of 2nd Amendment to the FY 2022-23 Budget (Resolution 2022-43) Adjusting Appropriations and Transfers
Recommended Action: Adopt Resolution No. 2022-69
11. Consideration of Acceptance of the Property Located at 3332 6th Street Clearlake CA 95422
Recommended Action: Authorize City Manager to sign the Certificate of Acceptance.
12. Authorization of an Amendment of Contract with the Koi Nation for Tribal Monitoring Contract on the Austin Park Splash Pad Project
Recommended Action: Move to amend the contract with the Koi Nation in the amount of \$5,000.
13. Approve Amendment to Regional Government Services Authority Consultant Contract
Recommended Action: Authorize the City Manager to Execute the Amendment
14. Minutes of the November Meeting
Recommended Action: Receive and file
15. Minutes of the October 12, 2022 Lake County Vector Control District Board Meeting
Recommended Action: Receive and file
16. Warrants
Recommended Action: Receive and file
17. Appointment of City Treasurer for the Unexpired Term Ending November 2026
Recommended Action: Appoint City Manager as Acting City Treasurer

18. Adoption of the 2022 Conflict of Interest Code; Resolution No. 2022-71
Recommended Action: Adopt resolution
19. Annual Calendar of Meetings for 2023
Recommended Action: Approve proposed calendar
20. Continuation of Authorization to Implement and Utilize Teleconference Accessibility to Conduct Public Meetings Pursuant to Assembly Bill 361
Recommended Action: Adopt Resolution
21. Memo Regarding Holiday Closure of City Hall Administration Offices

I. PUBLIC HEARING

22. Confirm assessment(s) in the total amount of \$29,383.90 for City funded abatements, in accordance with Clearlake Municipal Code Chapter 10

J. BUSINESS

23. Discussion and Direction Regarding Legal Non-conforming Status of Residences in the Sulphur Fire Area
Recommended Action: Provide Direction to Staff Allowing the Community Development Director to review projects within the Sulphur Fire area for legal non-conforming status and approve permits consistent with previous development if they do not hinder the general health and welfare of the community.
24. Consider Approving Resolution 2022-68 Which Extends the Term of the Existing Commercial Cannabis Development Agreements and Temporarily Reduces the Production Fee
Recommended Action: Adopt Resolution 2022-68
25. Consideration of Resolution of Intent to Amend the Clearlake Sphere of Influence, Amend the Clearlake General Plan, Adopt Pre-Zoning Designations, Prepare an Environmental Analysis (CEQA Initial Study), and Initiate Lake LAFCO proceedings for the parcels located at 2050 and 2122 Ogulin Canyon Road, Assessor Parcel Numbers (APNs) 010-053-010-000 and 010-053-020-000; Resolution No. 2022-70
Recommended Action: Adopt Resolution

K. CITY MANAGER AND COUNCILMEMBER REPORTS

L. FUTURE AGENDA ITEMS

M. CLOSED SESSION

- (26) Conference with Real Property Negotiators: Pursuant to Government Code Section 54956.8. Property Address: 6885 Old Highway 53, Clearlake; Agency Negotiation: City Manager Alan Flora; Under Negotiation: Price and terms of payment.

N. ANNOUNCEMENT OF ACTION FROM CLOSED SESSION

O. ADJOURNMENT

POSTED: November 23, 2022

BY:



Melissa Swanson, Administrative Services Director/City Clerk