



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

MINUTES

Zoom Link: <https://clearlakeca.zoom.us/j/84700174234>

A. ROLL CALL

PRESENT

Mayor Dirk Slooten

Vice Mayor Russ Perdock

Council Member David Claffey

Council Member Russ Cremer

Council Member Joyce Overton

B. PRESENTATIONS

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

C. PLEDGE OF ALLEGIANCE

D. INVOCATION/MOMENT OF SILENCE

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

City Manager Flora asked to delete #3 from the agenda.

Motion made by Council Member Overton, Seconded by Vice Mayor Perdock.

Voting Yea: Mayor Slooten, Vice Mayor Perdock, Council Member Claffey, Council Member Cremer, Council Member Overton

F. PRESENTATIONS

- 2.** Presentation of September's Adoptable Dogs

- 3.** Swearing In of New and Promoted Police Department Employees

This item was deleted from the agenda.

4. Presentation of a Proclamation Declaring September 24, 2021 as Native American Day

G. PUBLIC COMMENT

Sheryl Almon spoke regarding the Lake County Continuum of Care Community Survey.

H. CONSENT AGENDA

Motion made by Council Member Cremer, Seconded by Council Member Claffey.

Voting Yea: Mayor Slooten, Vice Mayor Perdock, Council Member Claffey, Council Member Cremer, Council Member Overton

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

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

City Manager Flora gave the staff report.

Appellant Diana Drake spoke regarding the appeal.

The owners of Mudslingers provided a rebuttal to the appeal.

Mayor Slooten opened the Public Hearing at 6:28 p.m.

Dave Hughes spoke in favor of granting the appeal.

Sheryl Almon spoke against granting the appeal.

Lori (no last name given) spoke against granting the appeal.

The appellant gave final remarks to the Council.

Mayor Slooten closed the public hearing at 6:42 p.m.

Move to adopt Resolution No. 2021-46, A Resolution of the City Council of the City of Clearlake Denying Appeal Application AP 2021-03, upholding the Director's approval of Administrative Use Permit 2021-07 and Categorical Exemption, CE 2021-06, authorizing the installation of drive-through/walk-up coffee shop with limited outdoor seating located at 14760 Olympic Drive, further described as Assessor Parcel Number (APN) 039-570-18 when located in the Mixed Use (MUX) Zoning District.

Motion made by Council Member Cremer, Seconded by Council Member Claffey.

Voting Yea: Mayor Slooten, Vice Mayor Perdock, Council Member Claffey, Council Member Cremer, Council Member Overton

J. BUSINESS

12. Update and Discussion on the Cache Fire

Recommended Action: Provide Direction to Staff

City Manager Flora gave an update on the Cache Fire actions.

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.

City Manager Flora gave the staff report.

Motion made by Council Member Overton, Seconded by Vice Mayor Perdock.

Voting Yea: Mayor Slooten, Vice Mayor Perdock, Council Member Claffey, Council Member Cremer, Council Member Overton

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.

City Manager Flora gave the staff report. He asked for authorization to add additional tasks to the contract for performance that the current contract city engineer is unable to complete at a cost of \$59,600.

Motion made by Council Member Cremer, Seconded by Vice Mayor Perdock.

Voting Yea: Mayor Slooten, Vice Mayor Perdock, Council Member Claffey, Council Member Cremer, Council Member Overton

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.

Chief White gave the staff report.

Motion made by Council Member Cremer, Seconded by Council Member Overton.

Voting Yea: Mayor Slooten, Vice Mayor Perdock, Council Member Claffey, Council Member Cremer, Council Member Overton

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.

City Manager Flora gave the staff report.

Motion by Council Member Overton, Seconded by Council Member Cremer.

Voting Yea: Mayor Slooten, Vice Mayor Perdock, Council Member Claffey, Council Member Cremer, Council Member Overton

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

Recommended Action: Adopt Resolution

City Manager Flora gave the staff report.

It was the consensus of the Council to direct staff to send a letter to the Lake County Board of Supervisors to consider an additional response to the Redistricting Commission to state the entirety of Lake County should be within one district.

Motion to adopt Resolution 2021-47:

Motion made by Council Member Cremer, Seconded by Council Member Claffey.
Voting Yea: Mayor Slooten, Vice Mayor Perdock, Council Member Claffey, Council Member Cremer, Council Member Overton

K. CITY MANAGER AND COUNCILMEMBER REPORTS

L. FUTURE AGENDA ITEMS

Vice Mayor Perdock asked for consensus of the Council to discuss burned structures within the City, other than those affected by the Cache Fire, with a plan to abate.

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

The Council voted in Closed Session to reject the Claim of Benjamin M. Finneston.

Motion made by Council Member Cremer, Seconded by Vice Mayor Perdock.
Voting Yea: Mayor Slooten, Vice Mayor Perdock, Council Member Claffey, Council Member Cremer, Council Member Overton

There was no further action taken in Closed Session.

O. ADJOURNMENT

The meeting was adjourned at 7:52 p.m.

BY:



Melissa Swanson, Administrative Services Director/City Clerk