



## CITY COUNCIL REGULAR MEETING

Clearlake City Hall Council Chambers

14050 Olympic Dr, Clearlake, CA

Thursday, May 04, 2023

Closed Session 6:00 PM

Regular Meeting 6:00 PM

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### MINUTES

**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](mailto: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](http://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](http://www.clearlake.ca.us).

**Zoom Link:** <https://clearlakeca.zoom.us/j/81520531246>

#### A. ROLL CALL

PRESENT

Mayor Russ Perdock

Vice Mayor David Claffey

Council Member Russ Cremer

Council Member Joyce Overton

Council Member Dirk Slooten

#### 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 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 [mwsanson@clearlake.ca.us](mailto:mwsanson@clearlake.ca.us).*

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

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

**E. PRESENTATIONS**

1. Presentation on Shakespeare at the Lake 2023
2. Proclamation Declaring May 2023 as Military Appreciation Month
3. Presentation by Chief Hobbs on the Clearlake Police Department Safety Education Loan Forgiveness Program
4. Proclamation Declaring May 14 - 20, 2023 as Police Week
5. Proclamation Declaring May 7 - May 13, 2023 as Public Service Appreciation Week

**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.*

Leslie Sheridan spoke regarding dogs barking at her neighbor's house. She stated that she has not gotten resolution from animal control and the police department.

Jean Yanich spoke regarding code enforcement issues with her neighbor, including abandoned vehicles and transients on her property. She stated she has not received resolution from code enforcement or the police department.

Kay Lopez spoke regarding concerns with the animal control department. She stated that the dogs in the shelter are not being properly cared for.

Margaret Garcia spoke in favor of what Ms. Lopez stated and asked if there were actions the Council could take to help the animals in the shelter.

- 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.*

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

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

6. Authorization for Purchase of a Wood Chipper  
Recommended Action: Move to approve the purchase with Cal-Line Equipment in the amount of \$65,353.53
7. Warrants  
Recommended Action: Receive and file
8. Review of the 2022 Annual Housing Element Progress Report  
Recommend Action: Accept Report and File

#### **H. BUSINESS**

9. Discussion and Consideration of Amendment to MOU with Adventist Health Clear Lake for Operation of the Hope Center  
Recommended Action: Approve the Amendment and Authorize the City Manager to Sign

City Manager Flora gave the staff report.

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

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

10. Discussion and Consideration of Interim Policies and Procedures Manual for Tribal Consultation  
Recommended Action: Adopt Volume 1: Interim Tribal Consultation Standard Operating Procedures Manual & Tribal Consultation and Monitoring Rate Policy

City Manager Flora gave the staff report.

Administrative Director/City Clerk Swanson read public comment into the record by Erin McCarrick. It was also noted that an email from the Koi Nation of Northern California with comments was forwarded to the entire Council.

Motion made by Council Member Slooten, Seconded by Vice Mayor Claffey.

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

**I. CITY MANAGER AND COUNCILMEMBER REPORTS**

**J. FUTURE AGENDA ITEMS**

**K. CLOSED SESSION**

(11) Conference with Labor Negotiators: Pursuant to Government Code Section 54957.6: Agency designated representatives: City Manager Flora, Finance Director Wells, Administrative Services Director Swanson; Employee Organization: Clearlake Middle Management Association

(12) Liability Claims: Claimant: Jeffrey Dryden; Agency Claimed Against: City of Clearlake

Motion to deny:

(13) Conference with Legal Counsel: Existing Litigation: Pursuant to Government Code Section 54956.9(d)(1): Case No. CV-423786; Koi Nation of Northern California v. City of Clearlake, et al., Lake County Superior Court

(14) Conference with Legal Counsel: Anticipated Litigation: Significant exposure to litigation pursuant to Government Code Section 54956.9(b): One (1) potential case

**L. ANNOUNCEMENT OF ACTION FROM CLOSED SESSION**

Motion to deny the claim of Jeffrey Dryden.

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

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

**M. ADJOURNMENT**

The meeting was adjourned at 8:37.

POSTED: April 28, 2023

BY:

Melissa Swanson

Melissa Swanson, Administrative Services Director/City Clerk