



CITY COUNCIL REGULAR MEETING

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

Thursday, October 03, 2024

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 will not be allowed to provide verbal comment during the meeting if attending via Zoom. The public can submit comments in writing for City Council consideration by commenting via the Q&A function in the Zoom platform or by sending comments to the Administrative Services Director/City Clerk at mSwanson@clearlake.ca.us. To give the City Council adequate time to review your comments, you must submit your written emailed 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.*

Pursuant to Senate Bill 1100 and the City Council Norms and Procedures, any member of the public making personal, impertinent, and/or slanderous or profane remarks, or who becomes boisterous or belligerent while addressing the City Council, staff or general public, or while attending the City Council meeting and refuses to come to order at the direction of the Mayor/Presiding Officer, shall be removed from the Council Chambers or the Zoom by the sergeant-at-arms or the City Clerk and may be barred from further attendance before the Council during that meeting. Unauthorized remarks from the audience, stamping of feet, whistles, yells, and similar demonstrations shall not be permitted by the Mayor/Presiding Officer. The Mayor/Presiding Officer may direct the sergeant-at-arms to remove such offenders from the room.

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:

Join from a PC, Mac, iPad, iPhone or Android device:

Please click this URL to join.

<https://clearlakeca.zoom.us/j/84336631409?pwd=S44mMzS2aTTw7aOnpmHzadKyBpECtQ.1>

Passcode: 879061

Or One tap mobile:

+16694449171,,84336631409# US

+12532158782,,84336631409# US (Tacoma)

Or join by phone:

Dial(for higher quality, dial a number based on your current location):

US: +1 669 444 9171 or +1 253 215 8782 or +1 346 248 7799 or +1 719 359 4580 or +1 720 707 2699 or +1 253 205 0468 or +1 312 626 6799 or +1 360 209 5623 or +1 386 347 5053 or +1 507 473 4847 or +1 564 217 2000 or +1 646 558 8656 or +1 646 931 3860 or +1 689 278 1000 or +1 301 715 8592 or +1 305 224 1968 or +1 309 205 3325

Webinar ID: 843 3663 1409

International numbers available: <https://clearlakeca.zoom.us/j/84336631409?pwd=S44mMzS2aTTw7aOnpmHzadKyBpECtQ.1>

A. ROLL CALL**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.

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

E. PRESENTATIONS

1. Presentation of October's Adoptable Dogs

2. Presentation of a Proclamation Declaring October 2024 as Domestic Violence Awareness Month

3. Presentation of a Proclamation Declaring October 2024 as Breast Cancer Awareness Month

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.*

4. Minutes
Recommended Action: Receive and file

5. Road closure for the 2024 Robert Viramontes Memorial Soap Box Derby to be held on October 19, 2024.
Recommended action: Approve Resolution number 2024-40 approving the road Closure on October 19, 2024 for the Robert Viramontes Memorial Soap Box Derby.

6. Road closure for the 2024 Trunk or Treat Event to be held on October 31, 2024.
Recommended action: Approve Resolution number 2024-41 approving the road Closure on October 31, 2024 for the Trunk or Treat Event.

7. Authorization of an Amendment of Contract with Square Signs LLC for the Digital Marquee Signs Project
Recommended Action: Move to amend the contract with Square Signs LLC in the amount of \$109,852.50.

- 8. Continuation of Director of Emergency Services/City Manager Proclamation Declaring a Local Emergency for Winter Storms
Recommended Action: Continue declaration of emergency
- 9. Warrants
Recommended Action: Receive and file
- 10. Adopt Resolution 2024-43 Renewing Ordinance 261-2022 and Approval of the Clearlake Police Department Military Equipment Report
- 11. Minutes
Recommended Action: Receive and file

H. BUSINESS

- 12. Discussion and Consideration of Resolution 2024-42 Granting Consent to the County of Lake to Establish the Lake County Hospital Improvement District
Recommended Action: Adopt Resolution 2024-42
- 13. Update on the Boyles Fire
Recommended Action: Direction to Staff

I. CITY MANAGER AND COUNCILMEMBER REPORTS

J. FUTURE AGENDA ITEMS

K. CLOSED SESSION

- (14)** Conference with Legal Counsel: Existing Litigation: Pursuant to Government Code Section 54956.9(d)(1): Case No. CV-425596: City of Clearlake v. Highlands Mutual Water Company, et al., Lake County Superior Court

L. ANNOUNCEMENT OF ACTION FROM CLOSED SESSION

M. ADJOURNMENT

POSTED: September 30, 2024

BY:



Melissa Swanson, Administrative Services Director/City Clerk



Domestic Violence Awareness Month October 2024

WHEREAS, Domestic Violence impacts, women, children and men of all racial, cultural and economic backgrounds; and

WHEREAS, emotional and physical scars resulting from Domestic Violence are often severe and long lasting; and

WHEREAS, in the past 12 months, Lake County Law Enforcement responded to over 480 incidents of Domestic Violence, including men, women and children. In the past 12 months the Victim Witness Division of the District Attorney's office has served 405 victims of Domestic Violence, and the District Attorney's Office has prosecuted 243 felonies and misdemeanor acts of Domestic Violence. Lake Family Resource Center responded to 935 crisis line calls, served victims, and additionally sheltered 127 domestic violence victims and their children for a total of 4,429 bed nights.

WHEREAS, it is crucially important to hold perpetrators responsible for assault and to prevent Domestic Violence at every opportunity; and

WHEREAS, family violence is a community problem, stopping the cycle requires not only the strength and courage of survivors, but also the support and involvement of all members of the community; and

WHEREAS, many organizations such as the District Attorney's Office, Sheriff's Office, Lakeport Police Department, Clearlake Police Department and Lake Family Resource Center are committed to ending Domestic Violence in Lake County and provide essential crisis intervention and prevention services to all members of our community.

NOW, THEREFORE, BE IT PROCLAIMED that the month of October 2024 is designated as Domestic Violence Awareness Month in the City of Clearlake and our community is urged to support the efforts of the agencies assisting victims of domestic violence and to increase their involvement in efforts to prevent domestic violence, thereby strengthening our community and creating an environment which honors, nurtures and protects all members of every family.

Dated this 3rd day of October, 2024

David Claffey, Mayor



Breast Cancer Awareness Month October 2024

WHEREAS, while considerable progress has been made in the fight against breast cancer, it remains the most commonly diagnosed cancer and the second leading cause of death among women in the United States; and

WHEREAS, each year it is estimated that more than 220,000 women in the United States will be diagnosed with breast cancer and more than 40,000 will die as a result of the disease; and

WHEREAS, October is Breast Cancer Awareness Month, an annual campaign to increase awareness about the disease; and

WHEREAS, during this month, we reaffirm our commitment to support breast cancer research and to educate all citizens about its risk factors, detection and treatment; and

WHEREAS, as we display pink ribbons and wear pink clothing to raise awareness, we also support those courageously fighting breast cancer and honor the lives lost to the disease; and

WHEREAS, this October, we recognize breast cancer survivors, those battling the disease, their families and friends who are a tireless source of love and encouragement, and applaud the efforts of our medical professionals and researchers working to find a cure for this deadly disease; and

WHEREAS, Breast Cancer Awareness Month is an opportunity to unite all citizens in our community to prevent breast cancer deaths through increased education and regular screening.

NOW, THEREFORE, the City Council of the City of Clearlake does hereby proclaim October 2024, as "Breast Cancer Awareness Month" in Clearlake.

Dated this 3rd day of October, 2024

David Claffey, Mayor



CITY COUNCIL REGULAR MEETING

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

Thursday, August 15, 2024

Regular Meeting 6:00 PM

MINUTES

A. ROLL CALL

PRESENT

Mayor David Claffey

Council Member Russ Cremer

Council Member Russ Perdock

Council Member Dirk Slooten

ABSENT

Vice Mayor Joyce Overton

B. PLEDGE OF ALLEGIANCE

C. INVOCATION/MOMENT OF SILENCE

D. ADOPTION OF THE AGENDA

City Manager Flora asked to remove Item #12 from the agenda.

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

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

E. PRESENTATIONS

1. Presentation of August's Adoptable Dogs
2. Presentation by Lake County Economic Development Corporation of the Lake County Comprehensive Economic Development Strategy
3. Presentation by the Lower Lake High School Future Farmers of America

F. PUBLIC COMMENT

Leslie Sheridan spoke regarding criminal activity in her neighborhood.

Frank Costner spoke regarding the sound system in the Council Chambers.

Margaret Garcia spoke regarding the algae in the lake.

G. CONSENT AGENDA

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

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

- 4. Authorization of an Amendment of Contract with California Engineering for the Clean California Project
Recommended Action: Move to amend the on-call contract with California Engineering Company in the amount of \$ 82,669.10
- 5. Award of Contract for Engineering Design Services for the Rumsey/Turner Road Rehabilitation Project
Recommended Action: Move to award the contract with California Engineering in the amount of \$134,075.21.
- 6. Adoption of Resolution 2024-35, the 1st Amendment to the FY 2024-25 Budget (Resolution 2024-30), Adjusting Revenues and Appropriations
Recommended Action: Adopt Resolution 2024-35
- 7. Minutes
Recommended Action: Receive and file
- 8. Continuation of Director of Emergency Services/City Manager Proclamation Declaring a Local Emergency for Winter Storms
Recommended Action: Continue declaration of emergency
- 9. Warrants
Recommended Action: Receive and file
- 10. Acceptance for Filing the 2024 Local Agency Biennial Notice Regarding Amendments to the Conflict of Interest Code
Recommended Action: Accept for filing and authorize the City Manager to sign

H. BUSINESS

- 11. Presentation and Discussion of Case Study of Water District Consolidation in the Ukiah Valley
Recommended Action: Direction to Staff

City Manager Flora gave the staff report.

There was no action taken on this item.

- 12. Discussion and Consideration of Adoption of City Guidelines for Tribal Consultation
Recommended Action: Adopt Guidelines

This item was removed from the agenda.

- 13. Discussion and Consideration of Resolution SA 2024-02 Amending Resolution 2021-04 Approving a Name Change Related to the Purchase and Sale Agreement for Property at 2890 Old Highway 53, Clearlake to Danco Homes, LLC
Recommended Action: Approve Resolution SA 2024-02

Executive Director Flora gave the staff report. Representatives from Danco Homes, LLC were present to answer questions. The Council heard this item as the Clearlake Redevelopment Successor Agency.

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

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

I. CITY MANAGER AND COUNCILMEMBER REPORTS

J. FUTURE AGENDA ITEMS

K. CLOSED SESSION

- (14) Conference with Legal Counsel: Existing Litigation: Pursuant to Government Code Section 54956.9(d)(1): Case No. CV-425596: City of Clearlake v. Highlands Mutual Water Company, et al., Lake County Superior Court

L. ANNOUNCEMENT OF ACTION FROM CLOSED SESSION

There was no action taken by Council in closed session.

M. ADJOURNMENT

The meeting was adjourned at 8:12 p.m.



Melissa Swanson, Administrative Services Director/City Clerk



CITY COUNCIL SPECIAL MEETING

Clearlake City Hall Council Chambers

14050 Olympic Dr, Clearlake, CA

Thursday, September 05, 2024

Regular Meeting 5:30 PM

MINUTES

A. ROLL CALL

PRESENT

Mayor David Claffey

Vice Mayor Joyce Overton

Council Member Russ Cremer

Council Member Russ Perdock

Council Member Dirk Slooten

B. PLEDGE OF ALLEGIANCE

C. ADOPTION OF THE AGENDA

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

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

D. CONSENT AGENDA

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

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

1. Award of Contract for the Gateway Signage Project

Recommended Action: Move to approve the contract with Express Sign and Neon in the amount of \$169,772.75 and authorize the City Manager to approve up to 10% for additional unforeseen contract amendments.

2. Road closure for the 2024 Robert Viramontes Memorial Soap Box Derby to be held on October 19, 2024.

Recommended action: Approve Resolution number 2024-40 approving the road Closure on October 19, 2024 for the Robert Viramontes Memorial Soap Box Derby.

E. ADJOURNMENT

The meeting was adjourned at 5:32 p.m.



Melissa Swanson, Administrative Services Director/City Clerk



CITY COUNCIL REGULAR MEETING

Clearlake City Hall Council Chambers

14050 Olympic Dr, Clearlake, CA

Thursday, September 05, 2024

Regular Meeting 6:00 PM

MINUTES

A. ROLL CALL

PRESENT

Mayor David Claffey

Vice Mayor Joyce Overton

Council Member Russ Cremer

Council Member Russ Perdock

Council Member Dirk Slooten

B. PLEDGE OF ALLEGIANCE

C. INVOCATION/MOMENT OF SILENCE

D. ADOPTION OF THE AGENDA

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

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

E. PRESENTATIONS

1. Presentation from Adventist Health Clear Lake Regarding Development of a Business Improvement District
2. Presentation of a Proclamation Declaring September 2024 as Senior Center Month
3. Presentation by the Recreation and Events Division

F. PUBLIC COMMENT

Mark Illia asked questions regarding public comments and asked about the guidelines for rudeness or speculations.

Alice Reece spoke regarding an issue with a business in her neighborhood. She stated that there are several illegal details about the business and asked for a meeting with members of the Council.

Mike Weber spoke regarding issues with the same business. He stated there was loud music and fights at the business.

G. CONSENT AGENDA

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

- 4. Continuation of Director of Emergency Services/City Manager Proclamation Declaring a Local Emergency for Winter Storms
Recommended Action: Continue declaration of emergency
- 5. Minutes
Recommended Action: Receive and file
- 6. Warrants
Recommended Action: Receive and file
- 7. Minutes of the July 10, 2024 Lake County Vector Control District Board Meeting
Recommended Action: Receive and file

H. BUSINESS

- 8. Presentation and Discussion Regarding Setting Water Rates
Recommended Action: Direction to Staff

City Manager Flora gave the staff report. He introduced Mark Hildebrand and Rob Roscoe.

It was the consensus of the Council to direct staff to continue to work on ways to consolidate the water companies under the City's oversight.

- 9. Consideration of Response to 2023-24 Grand Jury Report on City of Clearlake Animal Shelter
Recommended Action: Approve Response

Chief Hobbs gave the staff report.

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

I. CITY MANAGER AND COUNCILMEMBER REPORTS

J. FUTURE AGENDA ITEMS

K. CLOSED SESSION

- (10) Conference with Legal Counsel: Existing Litigation: Pursuant to Government Code Section 54956.9(d)(1): Case No. CV-425596: City of Clearlake v. Highlands Mutual Water Company, et al., Lake County Superior Court
- (11) Conference with Legal Counsel: Existing Litigation: Pursuant to Government Code Section 54956.9(d)(1): Case No. A169438; Koi Nation of Northern California v. City of Clearlake, et al., California Court of Appeal
- (12) Pursuant to Government Code Section 54957: PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Title: City Manager
- (13) CONFERENCE WITH LEGAL COUNSEL – LIABILITY CLAIMS - Claimant: Barbara Dryden; Agency Claimed Against: City of Clearlake
- (14) CONFERENCE WITH LEGAL COUNSEL – LIABILITY CLAIMS - Claimant: Andrew Hulett and Bailey Hulett; Agency Claimed Against: City of Clearlake

L. ANNOUNCEMENT OF ACTION FROM CLOSED SESSION

It was moved by Council Member Perdock and seconded by Council Member Claffey to reject the claim of Jeffrey Dryden. The motion passed with a unanimous roll call vote.

It was moved by Council Member Cremer and seconded by Council Member Slooten to reject the claim of Andrew and Bailey Hulett. The motion passed with a unanimous roll call vote.

M. ADJOURNMENT

The meeting was adjourned at 8:47 p.m.



Melissa Swanson, Administrative Services Director/City Clerk



CITY COUNCIL SPECIAL MEETING

Clearlake City Hall Council Chambers

14050 Olympic Dr, Clearlake, CA

Thursday, September 12, 2024

Special Meeting 3:30 PM

MINUTES

A. ROLL CALL

PRESENT

Mayor David Claffey

Vice Mayor Joyce Overton

Council Member Russ Cremer

Council Member Russ Perdock

Council Member Dirk Slooten

B. PLEDGE OF ALLEGIANCE

C. BUSINESS

1. Consideration of Road Closure of Golf Avenue During the Local Assistance Center Hours; Resolution No. 2024-37

Recommended Action: Adopt resolution

Director Swanson gave the staff report.

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

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

2. Ratification of the Declaration of Local Emergency by the Director of Emergency Services and Request to the Governor to Proclaim a State of Emergency Due to the Boyles Fire; Resolution No. 2024-38

Recommended Action: Adopt resolution

City Manager Flora gave the staff report.

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

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

D. ADJOURNMENT

Councilmember Perdock asked for and received consensus for a discussion of the emergency evacuation process.

The meeting was adjourned at 3:57 p.m.



Melissa Swanson, Administrative Services Director/City Clerk



CITY COUNCIL REGULAR MEETING

Clearlake City Hall Council Chambers

14050 Olympic Dr, Clearlake, CA

Thursday, September 19, 2024

Regular Meeting 6:00 PM

MINUTES

A. ROLL CALL

PRESENT

Mayor David Claffey

Vice Mayor Joyce Overton

Council Member Russ Cremer

Council Member Russ Perdock

Council Member Dirk Slooten

B. PLEDGE OF ALLEGIANCE

C. INVOCATION/MOMENT OF SILENCE

D. ADOPTION OF THE AGENDA

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

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

E. PRESENTATIONS

1. Presentation of September's Adoptable Dogs

2. Presentation of a Proclamation Declaring September 27, 2024 as Native American Day

F. PUBLIC COMMENT

Marietta O'Connell asked about the road projects and how they are funded.

A woman stated there are people living in RVs in her neighborhood.

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.*

City Manager Flora pulled Item #3.

- 3. Award of Contract for Gateway Monument Sign Project
Recommended Action: Award contract to Express Signs and Neon and authorize the City Manager to amend the contract up to 10%.

This item was pulled from the agenda.

- 4. Minutes of the August 14, 2024 Lake County Vector Control District Board Meeting
Recommended Action: Receive and file
- 5. Approval of an Agreement with PCD, Inc. for City Council Chambers Sound System Replacement; Resolution No. 2024-39
Recommended Action: Approve agreement and authorize the City Manager to sign
- 6. Continuation of Director of Emergency Services/City Manager Proclamation Declaring a Local Emergency for Winter Storms
Recommended Action: Continue declaration of emergency
- 7. Warrants
Recommended Action: Receive and file

H. BUSINESS

- 8. Update on the Boyles Fire
Recommended Action: Direction to Staff

City Manager Flora gave the staff report.

No action was taken by Council on this item.

- 9. Discussion Regarding Water Service in the City
Recommended Action: Direction to Staff

City Manager Flora gave the staff report.

There was no action taken on this item by Council.

I. CITY MANAGER AND COUNCILMEMBER REPORTS

J. FUTURE AGENDA ITEMS

K. CLOSED SESSION

- (10) Conference with Legal Counsel: Existing Litigation: Pursuant to Government Code Section 54956.9(d)(1): Case No. CV-425596: City of Clearlake v. Highlands Mutual Water Company, et al., Lake County Superior Court

L. ANNOUNCEMENT OF ACTION FROM CLOSED SESSION

There was no action taken by Council in closed session.

M. ADJOURNMENT

The meeting was adjourned at 8:40 p.m.



Melissa Swanson, Administrative Services Director/City Clerk

CITY OF CLEARLAKE

City Council



STAFF REPORT	
SUBJECT: Road Closure – Robert Viramontes Memorial Soap Box Derby Resolution No. 2024-40	MEETING DATE: October 3, 2024
SUBMITTED BY: Tina Viramontes – Recreation Coordinator II	
PURPOSE OF REPORT: <input type="checkbox"/> Information only <input type="checkbox"/> Discussion <input checked="" type="checkbox"/> Action Item	

WHAT IS BEING ASKED OF THE CITY COUNCIL/BOARD:

The City Council is being asked to Consider the Resolution No 2024-40, A Resolution of the City of Clearlake, approving a temporary street closure for the Soap Box Derby Race.

BACKGROUND/DISCUSSION:

The Robert Viramontes Memorial Soap Box Derby event is a City of Clearlake Sponsored event. The event will be held on Saturday October 19, 2024. It is proposed that the roads be closed as follows:

- a) Dam Rd. Ext. at the College access road from 6:30am – 5:00pm on the day of the event.
- b) Dam Rd. Ext. at 18th Avenue from 6:30am – 5:00pm.

The Soap Box Derby will be a fun event for the entire family. It will have three (3) different age divisions and an Art Division. There will be a vendor area as well at the event.

The application and permitting process includes provisions for the sponsor to assume the responsibility for placement and removal of physical barricades as per California Motor Vehicle Code Section 21103 and requires \$1,000,000 in liability insurance coverage naming the City of Clearlake additional insured, along with other insurance and indemnification provisions.

OPTIONS:

- 1. Move
- 2. Move to
- 3. Direct staff to
- 4. Other direction Move to approve Resolution 2024-40 for the temporary road closure on October 19, 2024.

FISCAL IMPACT:

None \$ Budgeted Item? Yes No

Budget Adjustment Needed? Yes No If yes, amount of appropriation increase: \$

Affected fund(s): General Fund Measure P Fund Measure V Fund Other:

Comments:

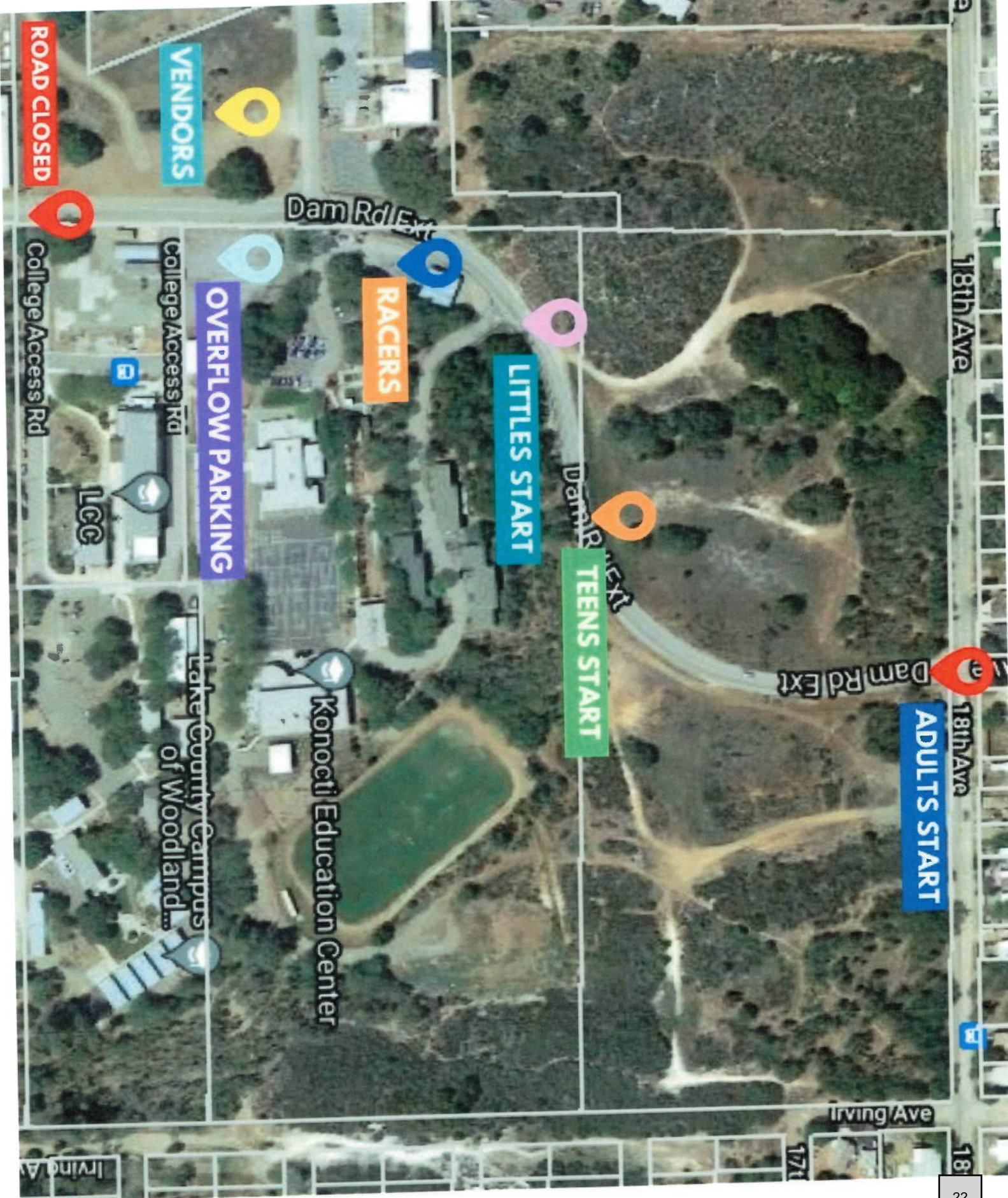
STRATEGIC PLAN IMPACT:

- Goal #1: Make Clearlake a Visibly Cleaner City
- Goal #2: Make Clearlake a Statistically Safer City
- Goal #3: Improve the Quality of Life in Clearlake with Improved Public Facilities
- Goal #4: Improve the Image of Clearlake
- Goal #5: Ensure Fiscal Sustainability of City
- Goal #6: Update Policies and Procedures to Current Government Standards
- Goal #7: Support Economic Development

SUGGESTED MOTIONS:

Move to approve Resolution No. 2024-40 for the 2024 Soap Box Derby.

- Attachments:**
 - 1) Event Map
 - 2) Resolution 2024-40
 - 3) Event Map



RESOLUTION NO. 2024-40
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLEARLAKE
AUTHORIZING TEMPORARY CLOSURE OF DAM ROAD EXT. AT 18TH AVE. AND
DAM ROAD EXT. AT COLLEGE ACCESS ROAD FOR THE PURPOSE OF THE
ROBERT VIRAMONTES MEMORIAL SOAP BOX DERBY.

WHEREAS, the City of Clearlake has requested permission from the City Council to temporarily close a portion of Dam Road Ext. in the City of Clearlake on October 19, 2024 for the purpose of conducting the Robert Viramontes Memorial Soap Box Derby Race Event,

WHEREAS, the City Council of the City of Clearlake deems such closure necessary for the safety of persons using that portion of Dam Road Ext. for said activities pursuant to Section 21101 of the Vehicle Code; and

NOW, THEREFORE, the City Council of the City of Clearlake hereby authorizes the temporary street closure of a portion of Dam Road Ext. as follows:

- a) Dam Road Ext. at the College access road from 6:30am-5:00pm
- b) Dam Road Ext. at 18th Avenue from 6:30am- 5:00pm

PASSED AND ADOPTED on _____ by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor, City of Clearlake

ATTEST:

City Clerk, City of Clearlake

CITY OF CLEARLAKE

City Council



STAFF REPORT	
SUBJECT: Consideration of Resolution No 2024-41, A Resolution of the City of Clearlake, approving a temporary street closure for the Annual Trunk of Treat on October 31, 2022.	MEETING DATE: October 3, 2024
SUBMITTED BY: Tina Viramontes –Recreation and Events Coordinator II	
PURPOSE OF REPORT: <input type="checkbox"/> Information only <input type="checkbox"/> Discussion <input checked="" type="checkbox"/> Action Item	

WHAT IS BEING ASKED OF THE CITY COUNCIL/BOARD:

The City Council is being asked to approve the temporary street closure for the Annual Trunk or Treat.

BACKGROUND/DISCUSSION:

The City of Clearlake Recreation and Events Department has requested a temporary road closure for the Annual Trunk or Treat on October 31, 2024. This is an annual event in which residents decorate the trunks of their vehicles and hand out candy to the children of our community. Last year over 1200 children and teenagers attended. The Recreation and Events Department is requesting the street closure as follows:

- A) Golf Avenue between Lakeshore Drive and Ballpark Avenue between the hours of 1:00pm and 8:00pm.

OPTIONS:

- 1. Move to approve the acceptance of Resolution No. 2024-41 and approve the temporary street closure.
- 2. Other direction

FISCAL IMPACT:

None Budgeted Item? Yes No

Budget Adjustment Needed? Yes No If yes, amount of appropriation increase: \$

Affected fund(s): General Fund Measure P Fund Measure V Fund Other:

Comments:

STRATEGIC PLAN IMPACT:

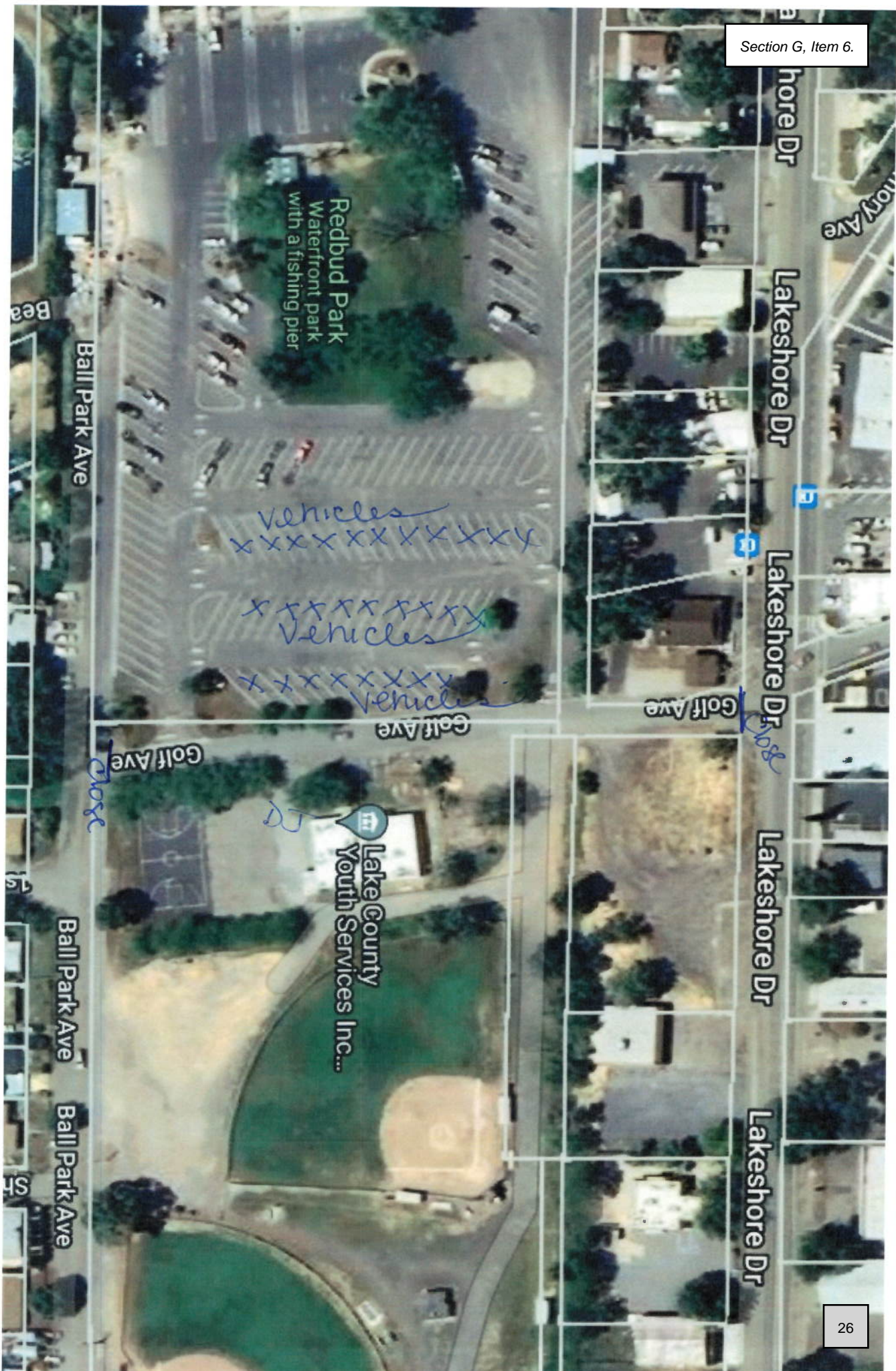
- Goal #1: Make Clearlake a Visibly Cleaner City
- Goal #2: Make Clearlake a Statistically Safer City
- Goal #3: Improve the Quality of Life in Clearlake with Improved Public Facilities
- Goal #4: Improve the Image of Clearlake

- Goal #5: Ensure Fiscal Sustainability of City
- Goal #6: Update Policies and Procedures to Current Government Standards
- Goal #7: Support Economic Development

SUGGESTED MOTIONS:

Move to approve Resolution 2024-41 and approve the temporary road closure for the Trunk or Treat Event.

- Attachments:**
 - 1) Resolution No. 2024-41
 - 2) Event Map



RESOLUTION NO. 2024-41
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLEARLAKE
AUTHORIZING TEMPORARY CLOSURE OF A PORTION OF GOLF AVENUE FOR
THE PURPOSE OF CONDUCTING THE ANNUAL TRUNK OR TREAT

WHEREAS, the City of Clearlake has requested permission from the City Council to temporarily close a portion of Golf Avenue in the City of Clearlake on October 31, 2024, for the purpose of conducting Annual Trunk or Treat.

WHEREAS, the City Council of the City of Clearlake deems such closure necessary for the safety of persons using that portion of Golf Drive for said activities pursuant to Section 21101 of the Vehicle Code; and

NOW, THEREFORE, the City Council of the City of Clearlake hereby authorizes the temporary street closure of a portion of Golf Avenue as follows:

Golf Avenue between Lakeshore Drive and Ballpark Avenue between the hours of
1:00pm-9:00pm

PASSED AND ADOPTED on October 3, 2024 by the following vote:

- AYES:

- NOES:
- ABSTAIN:
- ABSENT:

Mayor, City of Clearlake

ATTEST:

City Clerk, City of Clearlake



CITY OF CLEARLAKE

City Council

STAFF REPORT	
SUBJECT: Authorization of an Amendment of Contract with Square Signs LLC for the Digital Marquee Signs Project	MEETING DATE: October 3, 2024
SUBMITTED BY: Trystan Hayes	
PURPOSE OF REPORT: <input type="checkbox"/> Information only <input type="checkbox"/> Discussion <input checked="" type="checkbox"/> Action Item	

WHAT IS BEING ASKED OF THE CITY COUNCIL/BOARD:

The City Council is being asked to approve an amendment to the current contract with Square Signs LLC for \$109,852.50.

BACKGROUND/DISCUSSION:

The City executed a contract with Square Signs LLC to install 3 Digital Marquee Signs at the Youth Center, Senior Center, and City Hall. The City has a grant through Clean California to improve signage around the City. Staff would like to use excess grant funds to add signage at Redbud Park, Highlands Park, and Austin Park. The cost to include the park signs exceeds the initial 10% contingency budget. Staff requests approval to authorize a change order in the amount of \$109,852.50.

OPTIONS:

- 1. Move to amend the contract with Square Signs LLC in the amount of \$109,852.50.
- 2. Other direction

FISCAL IMPACT:

None \$109,852.50 Budgeted Item? Yes No

Budget Adjustment Needed? Yes No If yes, amount of appropriation increase: \$

Affected fund(s): General Fund Measure P Fund Measure V Fund Other: Clean CA Grant Funding

Comments:

STRATEGIC PLAN IMPACT:

- Goal #1: Make Clearlake a Visibly Cleaner City
- Goal #2: Make Clearlake a Statistically Safer City
- Goal #3: Improve the Quality of Life in Clearlake with Improved Public Facilities
- Goal #4: Improve the Image of Clearlake

- Goal #5: Ensure Fiscal Sustainability of City
- Goal #6: Update Policies and Procedures to Current Government Standards
- Goal #7: Support Economic Development

SUGGESTED MOTIONS:

- 1. Move to amend the contract with Square Signs LLC in the amount of \$109,852.50.


- Attachments:**
 - 1. Park Signage Designs

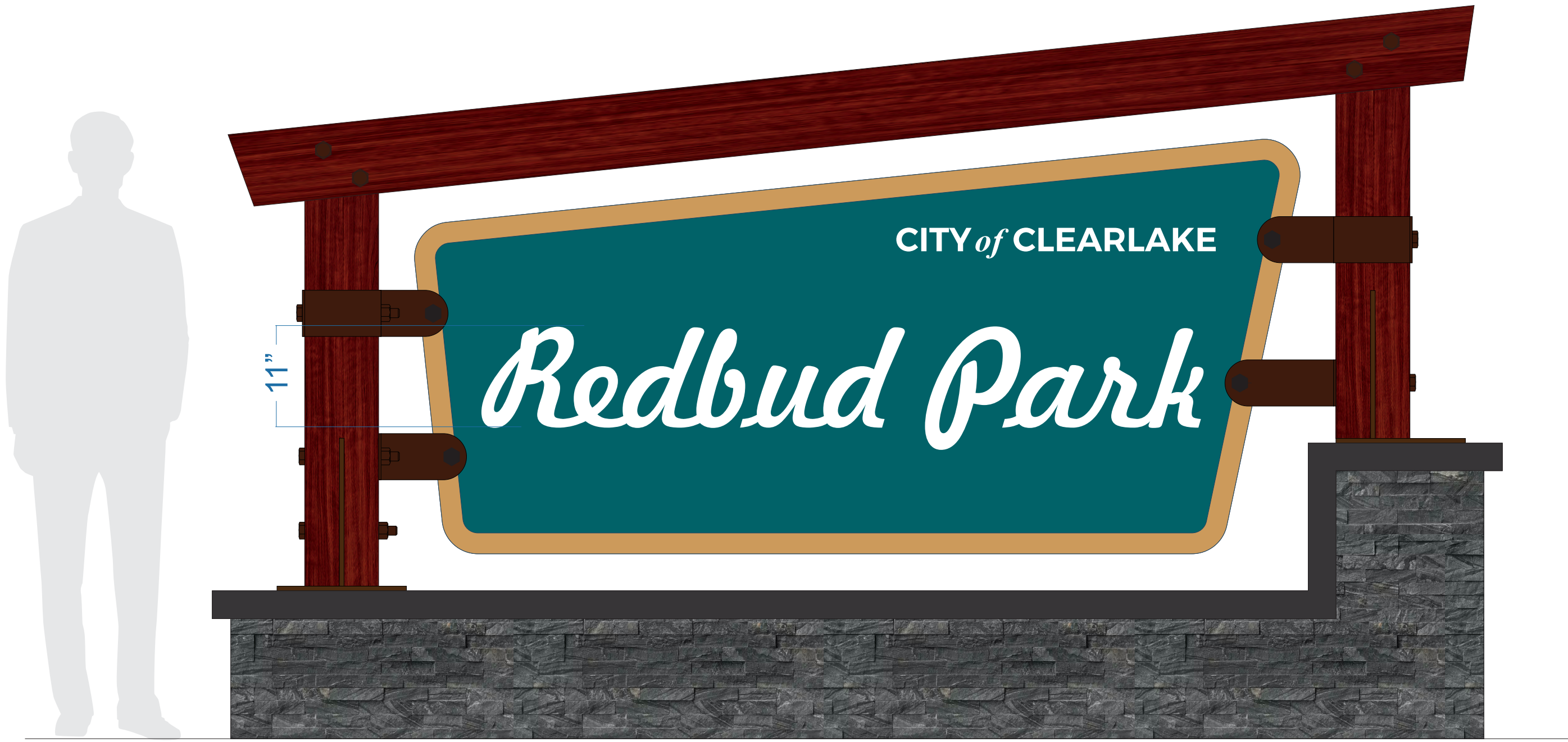
1


SINGLE SIDED MONUMENT SIGN 14365 Lakeshore Dr., Clearlake, California




NOTE: ANTI-GRAFFITI COATING FOR ALL WOOD AND PAINT SURFACES

	PROJECT NAME CITY OF CLEARLAKE NON ILLUMINATED MONUMENT SIGN			
	APPROVED	PROJ. START DATE: 08.20.2024	DATE LAST REVISED:	REV. NO. R 2 0
CHECKED			30	
DRAWN BY Square Signs LLC DBA FrontSigns				



		PROJECT NAME		
		CITY OF CLEARLAKE NON ILLUMINATED MONUMENT SIGN		
APPROVED	PROJ. START DATE:	DATE LAST REVISED:	REV. NO.	31
CHECKED	08.20.2024		2	0
DRAWN BY Square Signs LLC DBA FrontSigns				



		PROJECT NAME		
		CITY OF CLEARLAKE NON ILLUMINATED MONUMENT SIGN		
APPROVED	PROJ. START DATE:	DATE LAST REVISED:	REV. NO.	REV. DATE
CHECKED	08.20.2024		2	0
DRAWN BY Square Signs LLC DBA FrontSigns				32



STAFF REPORT	
SUBJECT: Continuation of Director of Emergency Services/City Manager Proclamation Declaring a Local Emergency for Winter Storms	
SUBMITTED BY: Melissa Swanson, Administrative Services Director/City Clerk	
PURPOSE OF REPORT: <input type="checkbox"/> Information only <input type="checkbox"/> Discussion <input checked="" type="checkbox"/> Action Item	

WHAT IS BEING ASKED OF THE CITY COUNCIL:

On February 9, 2024, the Director of Emergency Services/City Manager issued a Proclamation of Local Emergency due to winter storms (attached), which was ratified by the City Council on February 15, 2024.

Pursuant to Section 2-11.6.a.6.a of the Clearlake Municipal Code, the Director is empowered to make and issue rules and regulation on matters reasonably related to the protection of life and property as affected by such emergency; provide, however such rules and regulations must be confirmed at the earliest practical time by the City Council. Thereafter, the emergency declaration must be continued by affirmation of the Council every 30 days.

Staff believe there is still a need to continue the local emergency order and it is in the best interests of the City to have the Council ratify and continue this order until the state of emergency can be lifted.

OPTIONS:

- 1. Continue to ratify order.

FISCAL IMPACT:

None Budgeted Item? Yes No

Budget Adjustment Needed? Yes No If yes, amount of appropriation increase: \$

Affected fund(s): General Fund Measure P Fund Measure V Fund Other:

Comments:

STRATEGIC PLAN IMPACT:

- Goal #1: Make Clearlake a Visibly Cleaner City
- Goal #2: Make Clearlake a Statistically Safer City
- Goal #3: Improve the Quality of Life in Clearlake with Improved Public Facilities
- Goal #4: Improve the Image of Clearlake

- Goal #5: Ensure Fiscal Sustainability of City
- Goal #6: Update Policies and Procedures to Current Government Standards
- Goal #7: Support Economic Development

SUGGESTED MOTIONS:

- Attachments:** 1) Proclamation Declaring a Local Emergency for Winter Storms



City of Clearlake

14050 Olympic Drive, Clearlake, California 95422
(707) 994-8201 Fax (707) 995-2653

PROCLAMATION BY THE CITY OF CLEARLAKE DIRECTOR OF EMERGENCY SERVICES DECLARING A LOCAL EMERGENCY FOR WINTER STORMS

WHEREAS, City of Clearlake Municipal Code Section 2-11.6 empowers the Director of Emergency Services (City Manager) to proclaim the existence or threatened existence of a local emergency when the city is affected or likely to be affected by a public calamity and the City Council is not in session; and

WHEREAS, Government Code Section 8550 et seq., including Section 8558(c), authorize the City Manager to proclaim a local emergency when the City is threatened by conditions of disaster or extreme peril to the safety of persons and property within the City that are likely to be beyond the control of the services, personnel, equipment, and facilities of the City; and

WHEREAS, starting on February 2, 2024 a winter storm resulted in high winds and heavy rain; and

WHEREAS, these conditions have caused a loss of stability to trees and hillsides, including significant damage to property, infrastructure and public safety within the city limits; and

WHEREAS, the mobilization of local resources, ability to coordinate interagency response, accelerate procurement of vital supplies, use mutual aid, and allow for future reimbursement by the state and federal governments will be critical to successfully responding to the impacts of the winter storms; and

WHEREAS, the City Manager, as the City's Director of Emergency Services, has the power to declare a local emergency as authorized by Government Code section 8630 and Clearlake Municipal Code section 2-11.6.

NOW, THEREFORE, IT IS PROCLAIMED AND ORDERED by the City Manager of the City of Clearlake as follows:

- A. A local emergency exists based on the existence of conditions of disaster or of extreme peril to the safety of persons and property, as detailed in the recitals set forth above.
- B. The area within the City which is endangered and/or imperiled.
- C. During the existence of this local emergency, the powers, functions, and duties of the emergency organization of this City shall be those prescribed by state law and by ordinances, resolutions, and orders of this City, including but not limited to the City of Clearlake Emergency Operations Plan.
- D. The City Council shall review and ratify this proclamation within seven (7) days as required by state law, and if ratified, shall continue to exist until the City Council proclaims the termination of this local emergency. The City Council shall review the need for continuing the local emergency as required by state law until it terminates the local emergency, and shall terminate the local emergency at the earliest possible date that conditions warrant.
- E. That a copy of this proclamation be forwarded to the Director of California Governor’s Office of Emergency Services requesting that the Director find it acceptable in accordance with State Law; that the Governor of California, pursuant to the Emergency Services Act, issue a proclamation declaring an emergency in the City of Clearlake; that the Governor waive regulations that may hinder response and recovery efforts; that recovery assistance be made available under the California Disaster Assistance Act; and that the State expedite access to State and Federal resources and any other appropriate federal disaster relief programs.

DATED: February 9, 2024



Alan D. Flora
Director of Emergency Services



Clearlake, CA

Check Register

Packet: APPKT03309 - 9/18/24 AP CHECK RUN AA

By Check Number

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: AP-Accounts Payable						
002162	CALIFORNIA ENGINEERING	09/18/2024	Regular	0.00	6,000.13	17695
000207	CHAMBER OF COMMERCE	09/18/2024	Regular	0.00	2,500.00	17696
VEN01568	CLEARLAKE POLICE K-9 ASSOCIATION	09/18/2024	Regular	0.00	400.00	17697
002261	COUNTY OF LAKE CHAMBER	09/18/2024	Regular	0.00	1,500.00	17698
001744	DC ELECTRIC	09/18/2024	Regular	0.00	2,062.28	17699
000120	FED EX	09/18/2024	Regular	0.00	53.73	17700
000108	LAKE COUNTY RECORD BEE	09/18/2024	Regular	0.00	185.38	17701
001392	OFFICE DEPOT	09/18/2024	Regular	0.00	80.42	17702
VEN01464	THE LINCOLN NATIONAL LIFE INSUR	09/18/2024	Regular	0.00	1,603.16	17703

Bank Code AP Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	12	9	0.00	14,385.10
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	0	0	0.00	0.00
EFT's	0	0	0.00	0.00
	12	9	0.00	14,385.10

Fund Summary

Fund	Name	Period	Amount
999	Pooled Cash	9/2024	14,385.10
			<hr/>
			14,385.10



Clearlake, CA

Section G, Item 9.

Check Register

Packet: APPKT03304 - 9/17/24 AP CHECK RUN AA

By Check Number

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: AP-Accounts Payable						
001911	ADAMS ASHBY GROUP INC	09/17/2024	Regular	0.00	8,889.00	17657
001138	ADVENTIST HEALTH	09/17/2024	Regular	0.00	59.00	17658
002331	AFLAC	09/17/2024	Regular	0.00	183.34	17659
001897	AIRMEDCARE NETWORK	09/17/2024	Regular	0.00	32.00	17660
002398	AMIE M AVILA	09/17/2024	Regular	0.00	17.39	17661
001435	ARGONAUT CONSTRUCTORS	09/17/2024	Regular	0.00	262,065.38	17662
001397	AT&T CALNET 3	09/17/2024	Regular	0.00	56.63	17663
001397	AT&T CALNET 3	09/17/2024	Regular	0.00	56.63	17664
001397	AT&T CALNET 3	09/17/2024	Regular	0.00	31.63	17665
VEN01351	BKF ENGINEERS	09/17/2024	Regular	0.00	37,838.00	17666
000068	BOB'S JANITORIAL	09/17/2024	Regular	0.00	308.83	17667
002162	CALIFORNIA ENGINEERING	09/17/2024	Regular	0.00	32,774.44	17668
000902	CALIFORNIA SURVEYING - DRAFTING	09/17/2024	Regular	0.00	326.25	17669
VEN01312	CAPITOL BARRICADE, INC.	09/17/2024	Regular	0.00	3,760.47	17670
000914	CATERPILLAR FINANCIAL SERVICES	09/17/2024	Regular	0.00	58,679.30	17671
000024	CLEARLAKE POLICE ASSOCIATION	09/17/2024	Regular	0.00	1,679.00	17672
002291	CRAFCO INC	09/17/2024	Regular	0.00	5,940.47	17673
VEN01241	E4 UTILITY DESIGN	09/17/2024	Regular	0.00	1,500.00	17674
000073	EASTLAKE SANITARY LANDFILL	09/17/2024	Regular	0.00	43.31	17675
VEN01239	FELIPE FERNANDEZ	09/17/2024	Regular	0.00	150.00	17676
001732	GARY PRICE CONSULTING SERVICES	09/17/2024	Regular	0.00	18,350.00	17677
VEN01515	LSW ARCHITECTS, P.C.	09/17/2024	Regular	0.00	5,050.00	17678
VEN01380	MARK ROBERTS	09/17/2024	Regular	0.00	109.11	17679
VEN01549	MARTRANO ENTERPRISES LLC-GATE	09/17/2024	Regular	0.00	8,687.25	17680
000793	MEDIACOM	09/17/2024	Regular	0.00	364.50	17681
VEN01240	MIDDLETOWN COPY & PRINT - JESSI	09/17/2024	Regular	0.00	64.35	17682
000009	OPERATING ENGINEERS LOCAL 3	09/17/2024	Regular	0.00	486.00	17683
001843	PG&E CFM	09/17/2024	Regular	0.00	1,414.27	17684
001843	PG&E CFM	09/17/2024	Regular	0.00	113.12	17685
001843	PG&E CFM	09/17/2024	Regular	0.00	26.28	17686
001843	PG&E CFM	09/17/2024	Regular	0.00	1,294.56	17687
VEN01371	R.E.Y. ENGINEERS, INC.	09/17/2024	Regular	0.00	6,019.50	17688
002031	REDWOOD COAST PETROLEUM & N	09/17/2024	Regular	0.00	1,024.70	17689
VEN01567	ROBERT VANDER WOUDE	09/17/2024	Regular	0.00	918.12	17690
VEN01336	SSA LANDSCAPE ARCHITECTS, INC.	09/17/2024	Regular	0.00	63,906.30	17691
001934	TINA VIRAMONTES	09/17/2024	Regular	0.00	241.20	17692
000708	VALIC LOCKBOX	09/17/2024	Regular	0.00	470.00	17693
002304	VISIT LAKE COUNTY CALIFORNIA	09/17/2024	Regular	0.00	12,692.52	17694

Bank Code AP Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	57	38	0.00	535,622.85
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	0	0	0.00	0.00
EFT's	0	0	0.00	0.00
	57	38	0.00	535,622.85

Fund Summary

Fund	Name	Period	Amount
999	Pooled Cash	9/2024	535,622.85
			<hr/> 535,622.85



Clearlake, CA

By Check Number

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: AP-Accounts Payable						
000591	ACTION SANITARY	09/26/2024	Regular	0.00	1,051.50	17704
VEN01531	ALL-AMERICAN CONSTRUCTION, INC	09/26/2024	Regular	0.00	373,984.98	17705
001397	AT&T CALNET 3	09/26/2024	Regular	0.00	68.27	17706
001397	AT&T CALNET 3	09/26/2024	Regular	0.00	220.72	17707
001397	AT&T CALNET 3	09/26/2024	Regular	0.00	629.07	17708
001397	AT&T CALNET 3	09/26/2024	Regular	0.00	145.89	17709
001397	AT&T CALNET 3	09/26/2024	Regular	0.00	30.42	17710
001397	AT&T CALNET 3	09/26/2024	Regular	0.00	59.29	17711
002133	CHRIS KELLEHER	09/26/2024	Regular	0.00	158.73	17712
VEN01569	CIRCUS ROYAL SPECTACULAR CORP.	09/26/2024	Regular	0.00	819.00	17713
000548	COMPUTER LOGISTICS	09/26/2024	Regular	0.00	1,995.00	17714
002392	DE LAGE LANDEN PUBLIC FINANCE	09/26/2024	Regular	0.00	1,462.90	17715
002285	DELL FINANCIAL SERVICES LLC	09/26/2024	Regular	0.00	1,031.00	17716
000160	DEPT OF JUSTICE	09/26/2024	Regular	0.00	1,421.00	17717
000073	EASTLAKE SANITARY LANDFILL	09/26/2024	Regular	0.00	286.56	17718
000120	FED EX	09/26/2024	Regular	0.00	73.19	17719
000495	FRANK HAAS	09/26/2024	Regular	0.00	50.00	17720
VEN01460	HIDDEN VALLEY LAKE ASSOCIATION	09/26/2024	Regular	0.00	7,359.17	17721
000108	LAKE COUNTY RECORD BEE	09/26/2024	Regular	0.00	1,223.90	17722
002169	LOS CARNEROS INVESTIGATIVE SVC	09/26/2024	Regular	0.00	400.00	17723
VEN01515	LSW ARCHITECTS, P.C.	09/26/2024	Regular	0.00	58,600.00	17724
VEN01491	MEDEIROS EQUIPMENT LLC	09/26/2024	Regular	0.00	1,396.56	17725
VEN01344	MICHAEL PESONEN - COMFORTABLE	09/26/2024	Regular	0.00	1,350.00	17726
001489	NAPA AUTO PARTS	09/26/2024	Regular	0.00	420.69	17727
001392	OFFICE DEPOT	09/26/2024	Regular	0.00	392.01	17728
000130	PITNEY BOWES	09/26/2024	Regular	0.00	617.05	17729
002061	PLEXUS GLOBAL LLC	09/26/2024	Regular	0.00	34.00	17730
002031	REDWOOD COAST PETROLEUM & N	09/26/2024	Regular	0.00	1,903.12	17731
VEN01255	REDWOOD EMPIRE MUNICIPAL INSU	09/26/2024	Regular	0.00	352.16	17732
VEN01336	SSA LANDSCAPE ARCHITECTS, INC.	09/26/2024	Regular	0.00	28,818.50	17733
001559	ULINE SHIPPING SUPPLIES	09/26/2024	Regular	0.00	881.75	17734
000085	VESTIS GROUP, INC. (F/K/A ARAMAR	09/26/2024	Regular	0.00	98.62	17735
VEN01221	WINE COUNTRY VENTURES, INC VAN	09/26/2024	Regular	0.00	1,190.00	17736

Bank Code AP Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	54	33	0.00	488,525.05
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	0	0	0.00	0.00
EFT's	0	0	0.00	0.00
	54	33	0.00	488,525.05

Fund Summary

Fund	Name	Period	Amount
999	Pooled Cash	9/2024	488,525.05
			<hr/> 488,525.05

CITY OF CLEARLAKE

City Council



STAFF REPORT	
SUBJECT: Adopt Resolution 2024-43 Renewing Ordinance 261-2022 and Approval of the Clearlake Police Department Military Equipment Report	MEETING DATE: October 3, 2024
SUBMITTED BY: Tim Hobbs, Chief of Police	
PURPOSE OF REPORT: <input type="checkbox"/> Information only <input type="checkbox"/> Discussion <input checked="" type="checkbox"/> Action Item	

WHAT IS BEING ASKED OF THE CITY COUNCIL/BOARD:

The City Council is being asked to adopt resolution 2023-39, renewing Military Equipment Policy Ordinance 261-2022 and approve the Clearlake Police Department Annual Military Equipment Report in accordance with state law requirements as set forth in Assembly Bill No. 481.

BACKGROUND/DISCUSSION:

On September 30, 2021, Governor Gavin Newsom signed into law Assembly Bill 481 (“AB 481”), adding Chapter 12.8, “Funding, Acquisition and Use of Military Equipment”, to Division 7 of Title 1 of the Government Code (sections 7070 – 7075), relating to the use of military equipment by California law enforcement. The law requires that agencies utilizing or seeking to acquire military equipment, as defined, must have a policy approved by the City Council by ordinance and review it annually thereafter.

The police department does not utilize former military equipment; however, the law’s definition of “military equipment” is comprehensive and includes many items commonly used in law enforcement. The proposed policy identifies one item already owned by the City, a mobile command unit, and one item we intend to seek in the future, an unmanned aerial system (drone).

1. The mobile command unit, a converted ambulance, is used as a field command post for major incidents in the city. In recent years, these incidents have primarily been fires.
2. A drone would be utilized to enhance the Department's mission of protecting lives and property when other means and resources are not available or are less effective. Uses may include but are not limited to search and rescue, suspect apprehension, crime scene documentation, tactical operations, scene security, hazard monitoring, identification and mitigation, response to emergency calls, crisis communications and legally authorized surveillance.

The Department currently utilizes mutual aid to obtain special weapons and tactics (SWAT) resources. Given the variety of agencies that could potentially respond, the proposed policy provides that those agencies are required to comply with their respective military equipment use policies. Determining what resources they may bring to a particular incident is impractical; restricting them in advance would unnecessarily jeopardize public safety.

The Department posted the Military Equipment Use Policy on its internet website in July of 2024 and the annual military equipment report in August of 2024. A public meeting was held on September 12, 2024, at City Hall to gather public input on the policy and the annual report.

OPTIONS:

- 1. Adopt Resolution 2024-43 and approve the 2023-24 Military Equipment Annual Report
- 2. Other direction

FISCAL IMPACT:

None \$ Budgeted Item? Yes No

Budget Adjustment Needed? Yes No If yes, amount of appropriation increase: \$

Affected fund(s): General Fund Measure P Fund Measure V Fund Other:

Comments:

STRATEGIC PLAN IMPACT:

- Goal #1: Make Clearlake a Visibly Cleaner City
- Goal #2: Make Clearlake a Statistically Safer City
- Goal #3: Improve the Quality of Life in Clearlake with Improved Public Facilities
- Goal #4: Improve the Image of Clearlake
- Goal #5: Ensure Fiscal Sustainability of City
- Goal #6: Update Policies and Procedures to Current Government Standards
- Goal #7: Support Economic Development

SUGGESTED MOTIONS:

- 1. Adopt Resolution 2024-43: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLEARLAKE RENEWING ITS MILITARY EQUIPMENT POLICY
- 2. Approve the 2023-24 Military Equipment Annual Report

- Attachments:**
 - 1) Resolution 2024-43
 - 2) 2023-24 Military Equipment Annual Report

RESOLUTION NO. 2024-43

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLEARLAKE
RENEWING ITS MILITARY EQUIPMENT POLICY**

WHEREAS, on September 30, 2021, Governor Gavin Newsom signed into law Assembly Bill 481 (“AB 481”), adding Chapter 12.8, “Funding, Acquisition and Use of Military Equipment”, to Division 7 of Title 1 of the Government Code (sections 7070 – 7075), relating to the use of military equipment by California law enforcement agencies; and

WHEREAS, AB 481 seeks to provide transparency, oversight, and an opportunity for meaningful public input on decisions regarding whether and how military equipment is funded, acquired, or used; and

WHEREAS, AB 481 requires, inter alia, the Police Department submit to the City Council an annual military equipment report for each type of military equipment approved by the City Council; and

WHEREAS, The City Council shall review its Ordinance approving the funding, acquisition, or use of military equipment at least annually and vote on whether to renew the Ordinance at a regular meeting; and

WHEREAS, The City Council shall determine, based on the annual military equipment report submitted, whether each type of military equipment identified in that report has complied with the standards for approval set forth in its Ordinance; and

WHEREAS, The City Council has reviewed the annual military report submitted by the Police Department and determined the military equipment has complied with the standards for approval set forth in its Ordinance; and

WHEREAS, The City Council voted to renew Ordinance No. 261-2022 by resolution of the City Council set forth below.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CLEARLAKE, CALIFORNIA, DOES RESOLVE AS FOLLOWS:

SECTION 1. The above recitals are true and correct and are a substantial part of this resolution.

SECTION 2. City of Clearlake Ordinance No. 261-2022 is hereby renewed.

SECTION 3. The City Clerk shall certify to passage and adoption thereof.

PASSED AND ADOPTED by the City Council of the City of Clearlake, County of Lake, State of California, on this 3rd day of October 2024, by the following vote:

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:

ATTEST: _____
City Clerk

Mayor

AB 481 Annual Report

AB 481 requires law enforcement agencies to obtain the approval of its governing body to enact a military equipment use policy before purchasing, raising funds for, or acquiring military equipment. This initial policy must be passed via ordinance and renewed by a vote of the Council each year. AB 481 provides an expansive definition of "military equipment" that includes many items which law enforcement agencies use, deploy, and obtain on a regular basis. The law enforcement agency is required to return annually to provide an Annual Report to the governing body and the public at large. The agency is also required to host a community engagement session for members of the public to attend.

On May 5, 2022, the City Council for the City of Clearlake adopted Ordinance 261-2022 adopting a Military Equipment Use Policy governing the law enforcement's use of items that are deemed "military equipment" under AB 481. Since then, Clearlake Police Department (CPD) has successfully maintained the military equipment in accordance with the policy. This Annual Report will provide a summary as required by Government Code section 7072(a). The CPD will host a community engagement session on September 7, 2023, at 2 pm.

The following constitutes the CPD's Annual Report:

- (a) **Mobile Command Unit - CA Gov't Code §7070(c)(5)**
1. **Use of Equipment:** During the year the mobile command unit was used for the following events, 4th of July, Lakeshore Parade, Lower Lake Parade, traffic collision investigations and crime scene investigations.
 2. **Concerns and Complaints Received:** None received.
 3. **Internal Audit Results and Response:**
 4. **Total Annual Cost:** \$271.00
 - a. **Acquisition:** \$0.00
 - b. **Personnel:** \$0.00
 - c. **Training:** \$0.00
 - d. **Transportation:** \$271.00 (Fuel)
 - e. **Maintenance:** \$0.00
 - f. **Storage:** \$0.00
 - g. **Upgrade:** \$0.00
 - h. **Other ongoing costs:** \$0.00
 5. **Quantity:** 1
 6. **Future Acquisition Plans:** None currently.

(b) **Unmanned Aircraft System (UAS/Drones) - CA Gov't Code §7070(c)(1)**

1. **Use of Equipment:** No uses as the item has not yet been purchased.
2. **Concerns and Complaints Received:** None.
3. **Internal Audit Results and Response:** N/A
4. **Total Annual Cost:** \$0.00
 - a. **Acquisition:** \$0.00
 - b. **Personnel:** \$0.00
 - c. **Training:** \$0.00
 - d. **Transportation:** \$0.00
 - e. **Maintenance:** \$0.00
 - f. **Storage:** \$0.00
 - g. **Upgrade:** \$0.00
 - h. **Other ongoing costs:** \$0.00
5. **Quantity:** 0
6. **Future Acquisition Plans:** 1

Military Equipment

706.1 PURPOSE AND SCOPE

The purpose of this policy is to provide guidelines for the approval, acquisition, and reporting requirements of military equipment (Government Code § 7070; Government Code § 7071; Government Code § 7072).

706.1.1 DEFINITIONS

Definitions related to this policy include (Government Code § 7070):

Governing body – The elected or appointed body that oversees the Department.

Military equipment – Includes but is not limited to the following:

- Unmanned, remotely piloted, powered aerial or ground vehicles.
- Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers.
- High mobility multipurpose wheeled vehicles (HMMWV), two-and-one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached.
- Tracked armored vehicles that provide ballistic protection to their occupants.
- Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units.
- Weaponized aircraft, vessels, or vehicles of any kind.
- Battering rams, slugs, and breaching apparatuses that are explosive in nature. This does not include a handheld, one-person ram.
- Firearms and ammunition of .50 caliber or greater, excluding standard-issue shotguns and standard-issue shotgun ammunition.
- Specialized firearms and ammunition of less than .50 caliber, including firearms and accessories identified as assault weapons in Penal Code § 30510 and Penal Code § 30515, with the exception of standard-issue firearms.
- Any firearm or firearm accessory that is designed to launch explosive projectiles.
- Noise-flash diversionary devices and explosive breaching tools.
- Munitions containing tear gas or OC, excluding standard, service-issued handheld pepper spray.
- TASER® Shockwave, microwave weapons, water cannons, and long-range acoustic devices (LRADs).
- Kinetic energy weapons and munitions.
- Any other equipment as determined by a governing body or a state agency to require additional oversight.

Military Equipment

706.2 POLICY

It is the policy of the Clearlake Police Department that members of this department comply with the provisions of Government Code § 7071 with respect to military equipment.

706.3 MILITARY EQUIPMENT COORDINATOR

The Chief of Police should designate a member of this department to act as the military equipment coordinator. The responsibilities of the military equipment coordinator include but are not limited to:

- (a) Acting as liaison to the governing body for matters related to the requirements of this policy.
- (b) Identifying department equipment that qualifies as military equipment in the current possession of the Department, or the equipment the Department intends to acquire that requires approval by the governing body.
- (c) Conducting an inventory of all military equipment at least annually.
- (d) Collaborating with any allied agency that may use military equipment within the jurisdiction of Clearlake Police Department (Government Code § 7071).
- (e) Preparing for, scheduling, and coordinating the annual community engagement meeting to include:
 1. Publicizing the details of the meeting.
 2. Preparing for public questions regarding the department's funding, acquisition, and use of equipment.
- (f) Preparing the annual military equipment report for submission to the Chief of Police and ensuring that the report is made available on the department website (Government Code § 7072).
- (g) Establishing the procedure for a person to register a complaint or concern, or how that person may submit a question about the use of a type of military equipment, and how the Department will respond in a timely manner.

706.4 MILITARY EQUIPMENT INVENTORY

The following constitutes a list of qualifying equipment for the Department:

- (a) **Unmanned Aircraft System (UAS/Drones) - CA Gov't Code §7070(c)(1)**
 1. **Quantity Sought:** 1
 2. **Lifespan:** Approx 5 years
 3. **Equipment Capabilities:** Remotely piloted aerial vehicles capable of providing live and recorded video images captured from aerial positions, including images enhanced by Forward Looking Infrared (FLIR) and optical zoom lenses.
 4. **Manufacturer Product Description:** The Mavic 2 Enterprise Advanced features omnidirectional Vision Systems and Infrared Sensing Systems, and comes with a fully stabilized 3-axis gimbal camera that includes a thermal camera and a visual camera, providing both infrared and visual images simultaneously. DJI's Obstacle Sensing technology helps users to fly safely so

Military Equipment

they can capture complex shots while DJI AirSense provides awareness of the surrounding airspace and password protection ensures access to the aircraft and all data is secure. The Mavic 2 Enterprise Advanced boasts a maximum flight speed of 44.7 mph (72 kph) and a maximum flight time of 31 minutes.

5. **Purpose/Authorized Uses:** UAS/Drones may be utilized to enhance the Department's mission of protecting lives and property when other means and resources are not available or are less effective. Uses may include but are not limited to: search and rescue; suspect apprehension; crime scene documentation; tactical operations; scene security; hazard monitoring, identification and mitigation; response to emergency calls; crisis communications; legally authorized surveillance.
 6. **Fiscal Impacts:** The initial cost of equipment, licensing, software and training is approximately \$15,000. The ongoing costs associated with operation and maintenance are estimated to be approximately \$3,000 - \$5,000 per year.
 7. **Legal/Procedural Rules Governing Use:** It is the policy of the CPD to utilize UAS only for official law enforcement purposes, and in a manner that respects the privacy of our community, pursuant to State and Federal law, including all Federal Aviation Administration (FAA) requirements and regulations.
 8. **Training Required:** Prior to piloting a department UAS/Drone, members must secure an FAA Remote Pilot License.
- (b) **Mobile Command Unit - CA Gov't Code §7070(c)(5)**
1. **Quantity Owned:** 1
 2. **Lifespan:** Approx 10 years+
 3. **Equipment Capabilities:** Converted former ambulance utilized as a field command post complete with radio communication and mobile dispatching capabilities. The vehicle also stores a variety of equipment utilized during incident management and in support of evidence collection and crime scene processing.
 4. **Manufacturer Product Description:** N/A. This unit was converted by the agency.
 5. **Purpose/Authorized Uses:** The mobile command unit is utilized primarily as a field incident command post and mobile dispatch center. The unit has primarily been utilized for fire incidents in the city where unified command is established between the police and fire department. Other types of incidents the unit is used at includes community events, warrant service, response to emergency/tactical situations and in support of crime scene documentation and evidence collection.
 6. **Fiscal Impacts:** The initial cost of the vehicle was \$1 from the Fire Department. The ongoing costs association with the unit depend on usage and can vary significantly year to year.
 7. **Legal/Procedural Rules Governing Use:** It is the policy of the Department to use the Mobile Command Unit only for official law enforcement or public safety

Military Equipment

purposes, and in accordance with California State law regarding the operation of motor vehicles.

8. **Training Required:** Operators are provided hands-on training regarding use of the vehicle and locations where items are stored.

706.5 APPROVAL

The Chief of Police or the authorized designee shall obtain approval from the governing body by way of an ordinance adopting the military equipment policy. As part of the approval process, the Chief of Police or the authorized designee shall ensure the proposed military equipment policy is submitted to the governing body and is available on the department website at least 30 days prior to any public hearing concerning the military equipment at issue (Government Code § 7071). The military equipment policy must be approved by the governing body prior to engaging in any of the following (Government Code § 7071):

- (a) Requesting military equipment made available pursuant to 10 USC § 2576a.
- (b) Seeking funds for military equipment, including but not limited to applying for a grant, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers.
- (c) Acquiring military equipment either permanently or temporarily, including by borrowing or leasing.
- (d) Collaborating with another law enforcement agency in the deployment or other use of military equipment within the jurisdiction of this department.
- (e) Using any new or existing military equipment for a purpose, in a manner, or by a person not previously approved by the governing body.
- (f) Soliciting or responding to a proposal for, or entering into an agreement with, any other person or entity to seek funds for, apply to receive, acquire, use, or collaborate in the use of military equipment.
- (g) Acquiring military equipment through any means not provided above.

706.6 COORDINATION WITH OTHER JURISDICTIONS

Military equipment used by any member of this jurisdiction shall be approved for use and in accordance with this Department policy. Military equipment used by other jurisdictions that are providing mutual aid to this jurisdiction shall comply with their respective military equipment use policies in rendering mutual aid.

Situations may arise where the Department may deploy or use military equipment, as defined, owned by other law enforcement agencies.

The Department hereby adopts the military equipment use policy as is approved, and may be amended from time to time, under Government Code section 7070 et seq., for jurisdictions that the Department may engage with to provide mutual aid. This section is in no way a limitation to the ability of the Department to deploy or use the military equipment of another jurisdiction.

Military Equipment

706.7 ANNUAL REPORT

Upon approval of a military equipment policy, the Chief of Police or the authorized designee should submit a military equipment report to the governing body for each type of military equipment approved within one year of approval, and annually thereafter for as long as the military equipment is available for use (Government Code § 7072).

The Chief of Police or the authorized designee should also make each annual military equipment report publicly available on the department website for as long as the military equipment is available for use. The report shall include all information required by Government Code § 7072 for the preceding calendar year for each type of military equipment in department inventory.

706.8 COMMUNITY ENGAGEMENT

Within 30 days of submitting and publicly releasing the annual report, the Department shall hold at least one well-publicized and conveniently located community engagement meeting, at which the Department should discuss the report and respond to public questions regarding the funding, acquisition, or use of military equipment.

706.9 COMPLIANCE PROCEDURE

This procedure is to ensure compliance with the military equipment use policy. All complaints, concerns, or questions submitted regarding this policy will be handled pursuant to the Department's normal complaint process and in a timely manner.

AB 481 Annual Report
September 12, 2024 2:00PM
MINUTES

AB 481 requires law enforcement agencies to obtain the approval of its governing body to enact a military equipment use policy before purchasing, raising funds for, or acquiring military equipment. This initial policy must be passed via ordinance and renewed by a vote of the Council each year. AB 481 provides an expansive definition of "military equipment" that includes many items which law enforcement agencies use, deploy, and obtain on a regular basis. The law enforcement agency is required to return annually to provide an Annual Report to the governing body and the public at large. The agency is also required to host a community engagement session for members of the public to attend.

On May 5, 2022, the City Council for the City of Clearlake adopted Ordinance 261-2022 adopting a Military Equipment Use Policy governing the law enforcement's use of items that are deemed "military equipment" under AB 481. Since then, Clearlake Police Department (CPD) has successfully maintained the military equipment in accordance with the policy. This Annual Report will provide a summary as required by Government Code section 7072(a). The CPD will host a community engagement session on September 12, 2024, at 2 pm.

The following constitutes the CPD's Annual Report:

(a) **Mobile Command Unit - CA Gov't Code §7070(c)(5)**

1. **Use of Equipment:** During the year the mobile command unit was used for the following events, 4th of July, Lakeshore Parade, Lower Lake Parade, traffic collision investigations and crime scene investigations.

Chief Hobbs gave the staff report.

2. **Concerns and Complaints Received:**

No concerns or complaints were received.

3. **Internal Audit Results and Response:**

None.

4. **Total Annual Cost:** \$0.00
 - a. Acquisition: \$0.00
 - b. Personnel: \$0.00
 - c. Training: \$0.00
 - d. Transportation: \$0.00 (Fuel)
 - e. Maintenance: \$0.00
 - f. Storage: \$0.00

- g. Upgrade: \$0.00
- h. Other ongoing costs: \$0.00
- 5. **Quantity**: 1
- 6. **Future Acquisition Plans**: 1

(b) **Unmanned Aircraft System (UAS/Drones) - CA Gov't Code §7070(c)(1)**

- 1. **Use of Equipment**:
No uses as the item has not yet been purchased.
- 2. **Concerns and Complaints Received**:
No concerns or complaints were received.
- 3. **Internal Audit Results and Response**:
None.
- 4. **Total Annual Cost**: \$0.00
 - a. Acquisition: \$0.00
 - b. Personnel: \$0.00
 - c. Training: \$0.00
 - d. Transportation: \$0.00
 - e. Maintenance: \$0.00
 - f. Storage: \$0.00
 - g. Upgrade: \$0.00
 - h. Other ongoing costs: \$0.00
- 5. **Quantity**: 0
- 6. **Future Acquisition Plans**: 1

Adjournment: Meeting adjourned at 2:15PM

AB 481 – Annual Report FY 2023-24



CITY COUNCIL REGULAR MEETING

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

Thursday, August 15, 2024

Regular Meeting 6:00 PM

MINUTES

A. ROLL CALL

PRESENT

Mayor David Claffey
Council Member Russ Cremer
Council Member Russ Perdock
Council Member Dirk Slooten

ABSENT

Vice Mayor Joyce Overton

B. PLEDGE OF ALLEGIANCE

C. INVOCATION/MOMENT OF SILENCE

D. ADOPTION OF THE AGENDA

City Manager Flora asked to remove Item #12 from the agenda.

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

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

E. PRESENTATIONS

1. Presentation of August's Adoptable Dogs
2. Presentation by Lake County Economic Development Corporation of the Lake County Comprehensive Economic Development Strategy
3. Presentation by the Lower Lake High School Future Farmers of America

F. PUBLIC COMMENT

Leslie Sheridan spoke regarding criminal activity in her neighborhood.

Frank Costner spoke regarding the sound system in the Council Chambers.

Margaret Garcia spoke regarding the algae in the lake.

G. CONSENT AGENDA

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

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

4. Authorization of an Amendment of Contract with California Engineering for the Clean California Project
Recommended Action: Move to amend the on-call contract with California Engineering Company in the amount of \$ 82,669.10
5. Award of Contract for Engineering Design Services for the Rumsey/Turner Road Rehabilitation Project
Recommended Action: Move to award the contract with California Engineering in the amount of \$134,075.21.
6. Adoption of Resolution 2024-35, the 1st Amendment to the FY 2024-25 Budget (Resolution 2024-30), Adjusting Revenues and Appropriations
Recommended Action: Adopt Resolution 2024-35
7. Minutes
Recommended Action: Receive and file
8. Continuation of Director of Emergency Services/City Manager Proclamation Declaring a Local Emergency for Winter Storms
Recommended Action: Continue declaration of emergency
9. Warrants
Recommended Action: Receive and file
10. Acceptance for Filing the 2024 Local Agency Biennial Notice Regarding Amendments to the Conflict of Interest Code
Recommended Action: Accept for filing and authorize the City Manager to sign

H. BUSINESS

11. Presentation and Discussion of Case Study of Water District Consolidation in the Ukiah Valley
Recommended Action: Direction to Staff

City Manager Flora gave the staff report.

There was no action taken on this item.

- 12. Discussion and Consideration of Adoption of City Guidelines for Tribal Consultation
Recommended Action: Adopt Guidelines

This item was removed from the agenda.

- 13. Discussion and Consideration of Resolution SA 2024-02 Amending Resolution 2021-04 Approving a Name Change Related to the Purchase and Sale Agreement for Property at 2890 Old Highway 53, Clearlake to Danco Homes, LLC
Recommended Action: Approve Resolution SA 2024-02

Executive Director Flora gave the staff report. Representatives from Danco Homes, LLC were present to answer questions. The Council heard this item as the Clearlake Redevelopment Successor Agency.

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

I. CITY MANAGER AND COUNCILMEMBER REPORTS

J. FUTURE AGENDA ITEMS

K. CLOSED SESSION

(14) Conference with Legal Counsel: Existing Litigation: Pursuant to Government Code Section 54956.9(d)(1): Case No. CV-425596: City of Clearlake v. Highlands Mutual Water Company, et al., Lake County Superior Court

L. ANNOUNCEMENT OF ACTION FROM CLOSED SESSION

There was no action taken by Council in closed session.

M. ADJOURNMENT

The meeting was adjourned at 8:12 p.m.



Melissa Swanson, Administrative Services Director/City Clerk



CITY COUNCIL SPECIAL MEETING

Clearlake City Hall Council Chambers

14050 Olympic Dr, Clearlake, CA

Thursday, September 05, 2024

Regular Meeting 5:30 PM

MINUTES

A. ROLL CALL

PRESENT

Mayor David Claffey

Vice Mayor Joyce Overton

Council Member Russ Cremer

Council Member Russ Perdock

Council Member Dirk Slooten

B. PLEDGE OF ALLEGIANCE

C. ADOPTION OF THE AGENDA

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

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

D. CONSENT AGENDA

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

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

1. Award of Contract for the Gateway Signage Project

Recommended Action: Move to approve the contract with Express Sign and Neon in the amount of \$169,772.75 and authorize the City Manager to approve up to 10% for additional unforeseen contract amendments.

2. Road closure for the 2024 Robert Viramontes Memorial Soap Box Derby to be held on October 19, 2024.

Recommended action: Approve Resolution number 2024-40 approving the road Closure on October 19, 2024 for the Robert Viramontes Memorial Soap Box Derby.

E. ADJOURNMENT

The meeting was adjourned at 5:32 p.m.

A handwritten signature in blue ink that reads "Melissa Swanson". The signature is written in a cursive style with a large initial 'M'.

Melissa Swanson, Administrative Services Director/City Clerk



CITY COUNCIL REGULAR MEETING

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

Thursday, September 05, 2024

Regular Meeting 6:00 PM

MINUTES

A. ROLL CALL

PRESENT
Mayor David Claffey
Vice Mayor Joyce Overton
Council Member Russ Cremer
Council Member Russ Perdock
Council Member Dirk Slooten

B. PLEDGE OF ALLEGIANCE

C. INVOCATION/MOMENT OF SILENCE

D. ADOPTION OF THE AGENDA

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

E. PRESENTATIONS

1. Presentation from Adventist Health Clear Lake Regarding Development of a Business Improvement District
2. Presentation of a Proclamation Declaring September 2024 as Senior Center Month
3. Presentation by the Recreation and Events Division

F. PUBLIC COMMENT

Mark Illia asked questions regarding public comments and asked about the guidelines for rudeness or speculations.

Alice Reece spoke regarding an issue with a business in her neighborhood. She stated that there are several illegal details about the business and asked for a meeting with members of the Council.

Mike Weber spoke regarding issues with the same business. He stated there was loud music and fights at the business.

G. CONSENT AGENDA

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

- 4. Continuation of Director of Emergency Services/City Manager Proclamation Declaring a Local Emergency for Winter Storms
Recommended Action: Continue declaration of emergency
- 5. Minutes
Recommended Action: Receive and file
- 6. Warrants
Recommended Action: Receive and file
- 7. Minutes of the July 10, 2024 Lake County Vector Control District Board Meeting
Recommended Action: Receive and file

H. BUSINESS

- 8. Presentation and Discussion Regarding Setting Water Rates
Recommended Action: Direction to Staff

City Manager Flora gave the staff report. He introduced Mark Hildebrand and Rob Roscoe.

It was the consensus of the Council to direct staff to continue to work on ways to consolidate the water companies under the City's oversight.

- 9. Consideration of Response to 2023-24 Grand Jury Report on City of Clearlake Animal Shelter
Recommended Action: Approve Response

Chief Hobbs gave the staff report.

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

I. CITY MANAGER AND COUNCILMEMBER REPORTS

J. FUTURE AGENDA ITEMS

K. CLOSED SESSION

- (10) Conference with Legal Counsel: Existing Litigation: Pursuant to Government Code Section 54956.9(d)(1): Case No. CV-425596: City of Clearlake v. Highlands Mutual Water Company, et al., Lake County Superior Court
- (11) Conference with Legal Counsel: Existing Litigation: Pursuant to Government Code Section 54956.9(d)(1): Case No. A169438; Koi Nation of Northern California v. City of Clearlake, et al., California Court of Appeal
- (12) Pursuant to Government Code Section 54957: PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Title: City Manager
- (13) CONFERENCE WITH LEGAL COUNSEL – LIABILITY CLAIMS - Claimant: Barbara Dryden; Agency Claimed Against: City of Clearlake
- (14) CONFERENCE WITH LEGAL COUNSEL – LIABILITY CLAIMS - Claimant: Andrew Hulett and Bailey Hulett; Agency Claimed Against: City of Clearlake

L. ANNOUNCEMENT OF ACTION FROM CLOSED SESSION

It was moved by Council Member Perdock and seconded by Council Member Claffey to reject the claim of Jeffrey Dryden. The motion passed with a unanimous roll call vote.

It was moved by Council Member Cremer and seconded by Council Member Slooten to reject the claim of Andrew and Bailey Hulett. The motion passed with a unanimous roll call vote.

M. ADJOURNMENT

The meeting was adjourned at 8:47 p.m.



Melissa Swanson, Administrative Services Director/City Clerk



CITY COUNCIL SPECIAL MEETING

Clearlake City Hall Council Chambers

14050 Olympic Dr, Clearlake, CA

Thursday, September 12, 2024

Special Meeting 3:30 PM

MINUTES

A. ROLL CALL

PRESENT

Mayor David Claffey

Vice Mayor Joyce Overton

Council Member Russ Cremer

Council Member Russ Perdock

Council Member Dirk Slooten

B. PLEDGE OF ALLEGIANCE

C. BUSINESS

1. Consideration of Road Closure of Golf Avenue During the Local Assistance Center Hours; Resolution No. 2024-37
Recommended Action: Adopt resolution

Director Swanson gave the staff report.

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

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

2. Ratification of the Declaration of Local Emergency by the Director of Emergency Services and Request to the Governor to Proclaim a State of Emergency Due to the Boyles Fire; Resolution No. 2024-38
Recommended Action: Adopt resolution

City Manager Flora gave the staff report.

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

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

D. ADJOURNMENT

Councilmember Perdock asked for and received consensus for a discussion of the emergency evacuation process.

The meeting was adjourned at 3:57 p.m.

A handwritten signature in blue ink that reads "Melissa Swanson". The signature is written in a cursive style with a horizontal line underneath the name.

Melissa Swanson, Administrative Services Director/City Clerk



CITY COUNCIL REGULAR MEETING

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

Thursday, September 19, 2024

Regular Meeting 6:00 PM

MINUTES

A. ROLL CALL

- PRESENT
- Mayor David Claffey
- Vice Mayor Joyce Overton
- Council Member Russ Cremer
- Council Member Russ Perdock
- Council Member Dirk Slooten

B. PLEDGE OF ALLEGIANCE

C. INVOCATION/MOMENT OF SILENCE

D. ADOPTION OF THE AGENDA

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

E. PRESENTATIONS

1. Presentation of September's Adoptable Dogs
2. Presentation of a Proclamation Declaring September 27, 2024 as Native American Day

F. PUBLIC COMMENT

Marietta O'Connell asked about the road projects and how they are funded.

A woman stated there are people living in RVs in her neighborhood.

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.*

City Manager Flora pulled Item #3.

- 3. Award of Contract for Gateway Monument Sign Project
Recommended Action: Award contract to Express Signs and Neon and authorize the City Manager to amend the contract up to 10%.

This item was pulled from the agenda.

- 4. Minutes of the August 14, 2024 Lake County Vector Control District Board Meeting
Recommended Action: Receive and file
- 5. Approval of an Agreement with PCD, Inc. for City Council Chambers Sound System Replacement; Resolution No. 2024-39
Recommended Action: Approve agreement and authorize the City Manager to sign
- 6. Continuation of Director of Emergency Services/City Manager Proclamation Declaring a Local Emergency for Winter Storms
Recommended Action: Continue declaration of emergency
- 7. Warrants
Recommended Action: Receive and file

H. BUSINESS

- 8. Update on the Boyles Fire
Recommended Action: Direction to Staff

City Manager Flora gave the staff report.

No action was taken by Council on this item.

- 9. Discussion Regarding Water Service in the City
Recommended Action: Direction to Staff

City Manager Flora gave the staff report.

There was no action taken on this item by Council.

I. CITY MANAGER AND COUNCILMEMBER REPORTS

J. FUTURE AGENDA ITEMS

K. CLOSED SESSION

- (10) Conference with Legal Counsel: Existing Litigation: Pursuant to Government Code Section 54956.9(d)(1): Case No. CV-425596: City of Clearlake v. Highlands Mutual Water Company, et al., Lake County Superior Court

L. ANNOUNCEMENT OF ACTION FROM CLOSED SESSION

There was no action taken by Council in closed session.

M. ADJOURNMENT

The meeting was adjourned at 8:40 p.m.



Melissa Swanson, Administrative Services Director/City Clerk

CITY OF CLEARLAKE

Successor Agency



STAFF REPORT	
SUBJECT: Discussion and Consideration of Resolution 2024-42 Granting Consent to the County of Lake to Establish the Lake County Hospital Improvement District	MEETING DATE: Oct. 3, 2024
SUBMITTED BY: Alan D. Flora, City Manager	
PURPOSE OF REPORT: <input type="checkbox"/> Information only <input checked="" type="checkbox"/> Discussion <input checked="" type="checkbox"/> Action Item	

WHAT IS BEING ASKED OF THE CITY COUNCIL:

The City Council is being asked to consider granting consent to the County to establish the Lake County Hospital Improvement District, which would benefit Adventist Health Clear Lake and Sutter Lakeside Hospital.

BACKGROUND/DISCUSSION:

On September 9th the City Council heard a presentation from Adventist Health Clear Lake about the possibility of establishing a Hospital District within Lake County. The District would establish a fee, paid by the two hospitals with the county, Adventist Health Clear Lake and Sutter Lakeside. The fee would be paid to the state and increase the federal reimbursement rate for the two hospitals.

The District is similar to the Lake County Tourism Improvement District that created an assessment on lodging operators for marketing of Lake County as a tourism destination. The responsibility to establish this type of district falls on the Lake County Board of Supervisors, who adopted a resolution requesting the City of Clearlake’s consent on September 10th. After the two cities consent to the establishment, the Board will take final action to establish the District.

OPTIONS:

1. Adopt Resolution 2024-42 Granting Consent to the County of Lake to Establish the Lake County Hospital Improvement District.
2. Provide Direction to Staff.

FISCAL IMPACT:

None \$ Budgeted Item? Yes No

Budget Adjustment Needed? Yes No If yes, amount of appropriation increase: \$

Affected fund(s): General Fund Measure P Fund Measure V Fund Other: Fund 599 RDA

Comments: No financial impact to the City.

STRATEGIC PLAN IMPACT:

- Goal #1: Make Clearlake a Visibly Cleaner City
- Goal #2: Make Clearlake a Statistically Safer City
- Goal #3: Improve the Quality of Life in Clearlake with Improved Public Facilities
- Goal #4: Improve the Image of Clearlake
- Goal #5: Ensure Fiscal Sustainability of City
- Goal #6: Update Policies and Procedures to Current Government Standards
- Goal #7: Support Economic Development

SUGGESTED MOTIONS:

- Attachments:**
 1. Resolution 2024-42
 2. BOS Resolution
 3. LCHID Management Plan

RESOLUTION NO. 2024-42

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLEARLAKE, STATE OF CALIFORNIA, GRANTING CONSENT TO THE COUNTY OF LAKE TO ESTABLISH THE LAKE COUNTY HOSPITAL IMPROVEMENT DISTRICT.

WHEREAS, the County of Lake is beginning the process to establish the Lake County Hospital Improvement District (LCHID) pursuant to the Property and Business Improvement District Law of 1994, Streets and Highways Code section 36600 et seq., to promote the economic stability of acute care hospitals in Lake County; including the cities of Clearlake and Lakeport; and

WHEREAS, the Board of Supervisors of the County of Lake has requested consent to establish the LCHID in the City of Clearlake with adoption of County of Lake Board of Supervisors Resolution No. 2024- __, dated _____, 2024.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the City Council of the City of Clearlake, that:

Section 1:
The above recitals are true and correct.

Section 2:
The City Council consents to the County of Lake establishing the LCHID, which District shall include the City of Clearlake.

Section 3:
The City Clerk is hereby directed to transmit a certified copy of this Resolution to the Lake County Clerk of the Board.

Section 4:
This Resolution is effective upon its adoption.

The foregoing Resolution was passed and adopted at a regular meeting of the City Council of the City of Clearlake, State of California, on the 3rd day of October, 2024, by the following vote:

- AYES:
- NOES:
- ABSTAINING:
- ABSENT:

David Claffey, Mayor

ATTEST:

Melissa Swanson, City Clerk

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**BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA
RESOLUTION NO. 2024-94**

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF LAKE
DECLARING ITS INTENTION TO FORM THE LAKE COUNTY HOSPITAL
IMPROVEMENT DISTRICT AND SETTING THE DATE AND TIME FOR A PUBLIC
HEARING AND GIVING NOTICE THEREFOR.**

WHEREAS, the Property and Business Improvement Law of 1994, Streets and Highways Code § 36600 et seq. ("District Law"), authorizes Lake County ("County") to establish business improvement districts; and

WHEREAS, the proposed district will provide specific benefits to assessed businesses located in the County and licensed as general acute care hospitals by the California Department of Public Health; and

WHEREAS, Sutter Lakeside Hospital and Adventist Health Clear Lake (Hospitals) are non-profit hospitals that provides a substantial amount of unreimbursed care, including inpatient treatment and services, to Medi-Cal patients in Lake County; and

WHEREAS, the Property and Business Improvement District Law of 1994, California Streets and Highways Code sections 36600-36671 (PBID Law), authorizes the County to establish a property and business improvement district for the purpose of specific benefits to the Hospitals by providing additional resources to support the Hospital's provision of healthcare services to low-income and needy members of the community; and

WHEREAS, the California Medicaid program is funded jointly by the federal and state governments; the federal portion, also referred to as Federal Financial Participation (FFP), is calculated on the basis of a formula specified in the Social Security Act; and

WHEREAS, subject to federal requirements, the State of California Department of Health Care Services (DHCS) may use "broad based health care- related taxes," sometimes referred to as "provider taxes," to cover the non-federal share of Medicaid expenditures, which is then used to calculate the FFP; and

WHEREAS, qualifying funds from public agencies, such as the County of Lake, that are paid to the DHCS may be considered in calculating the non-federal share in claiming FFP; and

WHEREAS, increasing the FFP will increase the total amount available for Medi-Cal reimbursement to the Hospitals; the resulting Medi-Cal reimbursement amount

1 is expected to be twice greater than the Lake County Hospital Improvement
2 District itself; and

3 WHEREAS, owners of the Hospitals that will pay one hundred percent
4 (100%) of the assessment under the district supported this action by signing
5 petitions in favor of the formation of the district by the Board for a five-year term
6 beginning on July 1, 2024 and ending on June 30, 2029; and

7 WHEREAS, the County has prepared a draft Management District Plan
8 ("Plan"), which sets forth the boundary of the proposed district, a service plan
9 and budget, and a proposed means of direct governance by the County's
10 Board of Supervisors ("Board"); and

11 WHEREAS, the total amount of the proposed assessment for the District's initial year
12 (2024) is approximately \$15,300,000.00 based on a 6% assessment on Medi-Cal net
13 patient revenue at Sutter Lakeside Hospital and Clear Lake Adventist Health; and

14 WHEREAS, the boundary of the proposed district encompasses the city of
15 Clearlake; and

16 WHEREAS, the County will request consent from the city of Clearlake to form
17 the proposed district that encompass its respective jurisdiction, as required
18 by § 36620.5 of the District Law; and

19 WHEREAS, the County will mail notices on or before October 25, 2024 regarding the
20 upcoming public meeting, which will not be held until at least ten (10) days
21 after the notice is mailed, during which owners of the Hospitals can comment;
22 and

23 WHEREAS, the County will hold a public hearing at least forty-five (45) days after
24 the County mails notice; and

25 WHEREAS, if the Board finds that there is not a majority protest against
26 formation of the proposed district, the Board may adopt a Resolution of
27 Formation after concluding the public hearing;

28 **NOW, THEREFORE BE IT RESOLVED** by the Board of Supervisors, County of Lake, State
of California That:

The Board finds that the Hospitals that will pay one hundred percent (100%) of the
assessment proposed in the Plan have signed and submitted petitions in support of
the formation of the district.

1 The Board accepts the petitions and adopts this Resolution of Intention to
2 establish the district and to levy an assessment on Hospitals in accordance with
the District Law.

3 The Board finds that the Plan satisfies all requirements of§ 36622 of the District Law.

4
5 The Board declares its intention to establish the district and to levy and collect
6 assessments on the Hospitals pursuant to the District Law under the following
terms:

7 The district shall include all Hospitals located within the County, and the
8 boundary of the district shall be coextensive with the boundary of the County, as
shown in the map attached as Exhibit A.

9
10 The name of the district shall be Lake County Hospital Improvement District
("LCHID").

11 The County will set an annual assessment rate.
12 The assessments levied for the LCHID shall be applied toward providing
13 additional resources to support the hospitals' provision of healthcare services to
low-income and needy members of the community, as described in the Plan.

14 Funds remaining at the end of any year may be returned to the businesses
15 assessed under the LCHID or used in subsequent years in which LCHID
16 assessments are levied as long as they are used consistent with the requirements
of this resolution and the Plan.

17 The proposed LCHID will have a five- (5-) year term, beginning July 1, 2024,
18 through June 30, 2029, unless renewed pursuant to Streets and Highways
Code§ 36660.

19
20 Bonds shall not be issued.

21 The time and place for the public meeting to hear testimony on establishing the
22 LCHID and levying assessments are set for November 5, 2024, at or as soon
thereafter as the matter may be heard, at the County Board Chambers located at
23 255 North Forbes Street, Lakeport, CA 95453.

24 The time and place for the public hearing to establish the LCHID and levy of
25 assessments are set for, 11/5, at _____, or as soon thereafter as the matter may be
26 heard at the Board Chambers located at 255 North Forbes Street, Lakeport, CA
95453.

27
28

1 The Clerk of the Board is directed to provide written notice to the Hospitals of the
2 date and time of the meeting and hearing, and to provide that notice as required by
3 Streets and Highways Code § 36623, no later than October 25, 2024

4 At the public meeting and hearing the testimony of all interested persons for or
5 against the establishment of the LCHID may be received.

6 If at the conclusion of the public hearing, there are of record written protests by the
7 owners of the Hospitals that will pay more than fifty percent (50%) of the estimated total
8 assessment of the entire LCHID, no further proceedings to establish the LCHID shall
9 occur for a period of one year.

10 The complete Plan is on file with the Clerk of the Board and may be reviewed upon
11 request.

12 This resolution shall take effect immediately upon its adoption by the Board of
13 Supervisors.

14 THIS RESOLUTION WAS PASSED and ADOPTED by the Board of Supervisors of the
15 County of Lake at a regular meeting thereof on September 10, 2024, by
16 the following vote:

17 AYES: Supervisors Simon, Crandell, Pyska, and Sabatier

18 NOES: Supervisor Green

19 ABSENT OR NOT VOTING: None

20 ATTEST: Susan Parker
21 Clerk of the Board

22 By: Johanna Delong
23 Johanna Delong (Sep 11, 2024 17:04 PDT)
24 Deputy

25 Bruno Sabatier
26 Bruno Sabatier (Sep 11, 2024 19:59 PDT)
27 Chair of the Board of Supervisors

28 APPROVED AS TO FORM:
LLOYD GUINTIVANO
County Counsel



AUDITOR REVIEW:
JENAVIVE HERRINGTON
Auditor-Controller

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**LAKE COUNTY HOSPITAL IMPROVEMENT
DISTRICT**

**MANAGEMENT DISTRICT PLAN
2024**

*Prepared pursuant to the Property and Business Improvement District Law of 1994, Streets
and Highway Code, § 36600 et seq.*

LAKE COUNTY HOSPITAL IMPROVEMENT
DISTRICT

MANAGEMENT DISTRICT PLAN
2024

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Background

The Property and Business Improvement District Law of 1994 ("1994 Law"), included as Appendix A, recognizes that it is in the public interest to promote the economic stability of businesses operating in disadvantaged communities within the state. To further this end, the 1994 Law allows for the creation of business or property districts to assess certain businesses within the district "to fund business related improvements, maintenance, and activities ... upon the businesses or real property that receive benefits from those improvements."ⁱ The 1994 Law is premised on an overarching idea that the benefits that assessed business receive ultimately aid in wider economic growth, jobs creation, and businesses attraction.ⁱⁱ While these outcomes indirectly benefit the public generally, the 1994 Law distinguishes that the assessed businesses must retain a specific and direct benefit above and beyond the general benefit received by the public.ⁱⁱⁱ

To establish a business improvement district ("BID"), business owners in the proposed district submit a written petition expressing their desire to form a district. As part of this petition, the affected business owners must first create a plan for the BID, called the management district plan ("Plan"). Receipt by the locality triggers the initiation of proceedings to establish the BID.

In alignment with the 1994 Law, hospitals in Lake County seek to form a BID to fund business-related improvements, maintenance, and activities that will provide specific benefits to the hospitals assessed in the form of increased reimbursement attributable to providing care to low-income members of the community.

Lake County is a rural county with 17.1% of all residents living in poverty.^{iv} Lake County's poverty rate is significantly higher than both national and California poverty rates (11.5% and 12.1%, respectively).^v The acute care hospitals within Lake County provide essential health care services to the community at large, treating the vast majority of patients and shouldering the financial burden of caring for economically disadvantaged residents. At the same time, Lake County acute care hospitals are experiencing hardships common among other rural California hospitals, such as inadequate reimbursement for services provided to economically disadvantaged residents, increased labor costs, amplified patient acuity, substantial upticks in overall expenses due to inflation, supply chain disruptions, and increased drug expenses.^{vi} In the face of these economic challenges, the improvements, maintenance, and activities funded by the BID will be instrumental in ensuring that the hospitals are able to continue providing high quality health care to Lake County's residents.

This Plan has been created as part of the hospitals' petition to form a BID for the benefit of acute care hospitals within Lake County.

Description of the District

The proposed hospital BID will be formed as a "business-based" BID (in contrast to a "property-based" BID under the 1994 Law), through which the County will levy a broad-based and uniform assessment on all acute care hospitals licensed by the California Department of Public Health within the boundaries of Lake County ("Hospitals"), the proceeds of which will be used to specifically and directly benefit the Hospitals.

Name: The name of the proposed District will be the "Lake County Hospital Improvement District" ("LCHID").

Assessment Basis: The LCHID will levy business-based assessments on the Hospitals.

Duration: The LCHID will have a five- (5-) year term, beginning July 1, 2024 and expiring June 30, 2029, unless renewed consistent with the 1994 Law.vii

Bond Statement: The operation of the LCHID will not require the issuance of any bonds and no bonds will be issued to finance any improvements, maintenance, or activities to be provided by the LCHID.

Boundaries: The LCHID boundary will be coextensive with the boundary of Lake County and is described more fully in the following section.

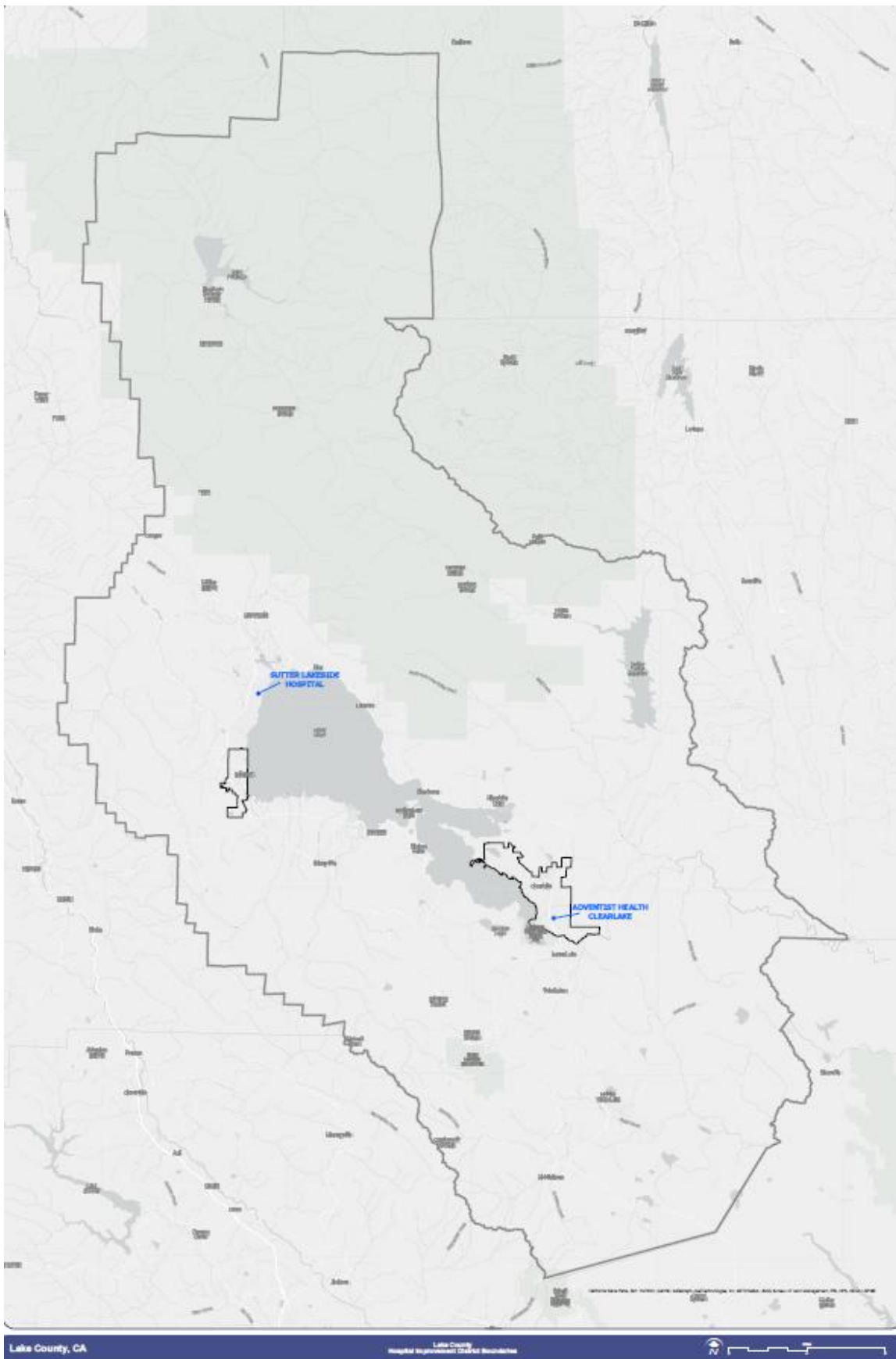
Boundary and Assessed Businesses

This LCHID boundary includes two Hospitals:

- (1) Adventist Health Clear Lake
15630 18th Ave,
Clearlake, CA 95422; and
- (2) Sutter Lakeside Hospital
5176 Hill Rd E,
Lakeport, CA 95453.

The 1994 Law prohibits a county forming a BID within the territorial jurisdiction of an incorporated city without the consent of that incorporated city's city council. The boundary of the LCHID encompasses the incorporated city of Clearlake. Therefore, resolutions from the city of Clearlake granting consent to the formation of the LCHID will be included as appendices to this Plan.viii.

The following map delineates the boundary of the LCHID and identifies the location of the Hospitals.



Purpose of the LCHID

The Hospitals comprise the foundation of the community's healthcare safety net. Though more than half of Lake County's residents rely on Medi-Cal to cover their healthcare needs, Medi-Cal currently reimburses the Hospitals below their costs incurred for providing Medi-Cal services. Absent a mechanism to access this additional Medi-Cal entitlement, the Hospitals will continue to struggle to provide care for this population. The assessments levied for the LCHID will be used to increase the resources available for the Hospitals to continue providing high-quality care to these vulnerable Lake County residents.

Specific Benefit to Assessed Facilities

The 1994 Law, together with applicable provisions of the State Constitution, require that assessments levied for the purpose of conferring a specific benefit upon the businesses in a BID not benefit the general public or implementing locality (beyond reimbursing the locality for its reasonable costs of administering the BID), even if property, businesses, or persons not assessed receive incidental or collateral effects that benefit them.

Consistent with this legal requirement, the improvements, maintenance, and activities supported by this Plan are designed to provide specific, targeted benefits directly to the Hospitals and are intended only to provide benefit directly to those Hospitals. These services are tailored not to serve the general public, businesses in general, or parcels of land, but rather to serve the Hospitals. The activities described herein are narrowly tailored to, and specifically targeted to benefit, the Hospitals by increasing reimbursement and reducing costs associated with the Hospitals' provision of services to low-income and needy individuals. By reducing the Hospitals' unreimbursed costs, the LCHID helps ensure that the Hospitals can continue to offer essential healthcare services in Lake County and that low-income and needy patients have unfettered access to health care. This incidental benefit does not preclude the improvements, maintenance, and activities derived by the Hospitals from being considered a specific benefit under the 1994 Law or State Constitution.

Improvements, Maintenance, and Activities to be Provided by the LCHID

Currently, the Hospitals are paid below cost for any low-income and needy patients they treat. Providing services below cost for some patients puts significant pressure on the Hospitals' ability to ensure access to high quality care for the entire community. Many of the patients the Hospitals treat and receive reimbursement for below the Hospitals' costs are Medi-Cal patients. Medi-Cal is a joint federal-state program where the State's public funds are matched by federal dollars. Federal law permits states' use of local hospital assessments to generate the State or "non-federal" share eligible for federal match payments. The intent of the LCHID is to operationalize such a local hospital assessment using an existing authority under State law (i.e. the 1994 Law authorizing the formation of BIDs).

Once in place, Lake County will collect and transfer the proceeds of the LCHID assessment to the State for use as the State share for new Medi-Cal reimbursement programs that benefit the Hospitals. The intended goal is to reduce the unreimbursed costs incurred by the Hospitals for treating the more than half of Lake County residents that rely on Medi-Cal for access to healthcare services. If any LCHID assessment proceeds cannot be deployed to the

Hospitals' benefit consistent with this intent, the County will refund the Hospitals' assessments consistent with the procedures herein.

Funds remaining at the end of a LCHID fiscal year may be used in any subsequent years in which the LCHID assessments are levied, so long as they are used consistent with the requirements of the adopted resolution of formation and this Plan.

Total Annual Amount Proposed to Be Expended for the Operation of the LCHID

The total LCHID annual budget for its five (5) year initial term is expected to be six percent (6%) of the Hospitals' net patient revenue, which would currently generate approximately \$15,300,000 in assessment proceeds annually based on recently available net patient revenue figures.

The total five (5) year initial term budget is projected at an annual average of \$16,900,000, or \$84,600,000 over the duration of the initial term. This amount may fluctuate as the net patient revenue of the Hospitals increases or decreases each year, but is not expected to change significantly over the initial term. To calculate the annual average and total initial term budget, and in an effort to plan conservatively, LCHID assumes that no new Hospitals will open during the initial term and that the Hospitals' net patient revenue will grow by 5% each year.

Governance and Collection

The LCHID will be governed directly by the Lake County Board of Supervisors. The LCHID will be implemented beginning July 1, 2024 and will continue for five (5) years through June 30, 2029. The County will be responsible for collecting the assessment from the Hospitals and will take all reasonable efforts to do so. The County will update the assessment using the net patient revenue from the Hospitals' Medicare cost reports.

The 1994 Law and State Constitution permit the County to recover its reasonable costs of operating the LCHID from the assessment proceeds, which the County will effectuate by invoicing each of the Hospitals directly for such costs, pro rata, based on the most recent assessment amounts collected. If any LCHID assessment proceeds cannot be deployed to the Hospitals' benefit, the County will, upon the written request of the Hospitals, refund any balance of assessment proceeds in the LCHID accounts to the Hospitals, pro rata, based on the most recent assessment amounts collected.

Implementation and Completion Timeline

This Plan is complete as presented, and the County may levy the LCHID assessments after effectuating the formalities required by the 1994 Law.

Proposed Rules and Regulations Applicable to LCHID

The County shall create an account specific to the LCHID as a depository for the assessments received. The County may withdraw or use money in the account only for a purpose authorized in this Plan. Funds in the account may not be commingled with other funds of

Lake County, or the city of Clearlake. All LCHID assessment funds collected, and any earnings thereon, are irrevocably dedicated to the purposes described in this Plan. Any amount that is not spent in any fiscal year shall remain dedicated to such purposes.

The Hospitals may not pass through to patients any portion of the assessment expense required pursuant to the LCHID. The Hospitals agree to this prohibition as documented by their submission of signed petitions to the County requesting the establishment of the LCHID under this Plan.

-
- i Cal. Sts. & Hy. Code § 36601(c).
 - ii Cal. Sts. & Hy. Code § 36601(e).
 - iii Cal. Sts. & Hy. Code § 36601(h)(2)
 - iv *QuickFacts Lake County California*, U.S.CENSUS BUREAU, available at <https://www.census.gov/quickfacts/lakecountycalifornia>.
https://www.ers.usda.gov/webdocs/DataFiles/53180/25559_CA.pdf?v=0
 - v *National Poverty in America Awareness Month: January 2024*, U.S.CENSUS BUREAU, available at <https://www.census.gov/newsroom/stories/poverty-awareness-month.html#:~:text=Official%20Poverty%20Measure,decreased%20between%202021%20and%202022>; *QuickFacts California*, U.S.CENSUS BUREAU, available at <https://www.census.gov/quickfacts/fact/table/CA/PST045223>; [_2](#).
 - vi See AHA, "The Financial Stability of America's Hospitals and Health Systems Is at Risk as the Costs of Caring Continue to Rise," (Apr. 2023), available at <https://www.aha.org/costsofcaring>; Hopps, et al., "Building Resilience into the Nation's Medical Product Supply Chains," (March 2022), available at <https://nap.nationalacademies.org/read/26420/chapter/1>; AHA, "The Financial Stability of America's Hospitals and Health Systems Is at Risk as the Costs of Caring Continue to Rise," (Apr. 2023), available at <https://www.aha.org/costsofcaring>; Office of the Assistant Secretary for Planning and Evaluation, "Price Increases for Prescription Drugs, 2016-2022," (Sept. 2022), available at <https://aspe.hhs.gov/index.php/reports/prescription-drug-price-increases>; KaufmanHall, "National Hospital Flash Report," available at https://www.kaufmanhall.com/sites/default/files/2023-08/KH-NHFR_2023-08.pdf.
 - vii Cal. Sts. & High. Code § 36622(h).
 - viii Cal. Sts. & High. Code § 36620.5.

Appendix A: Property and Business Improvement District Law of 1994

West's Ann.Cal.Str. & H.Code § 36600
§ 36600. Short title

This part shall be known and may be cited as the "Property and Business Improvement District Law of 1994."

West's Ann.Cal.Str. & H.Code § 36601
§ 36601. Legislative findings and declarations

The Legislature finds and declares all of the following:

- (a) Businesses located and operating within business districts in some of this state's communities are economically disadvantaged, are underutilized, and are unable to attract customers due to inadequate facilities, services, and activities in the business districts.
- (b) It is in the public interest to promote the economic revitalization and physical maintenance of business districts in order to create jobs, attract new businesses, and prevent the erosion of the business districts.
- (c) It is of particular local benefit to allow business districts to fund business related improvements, maintenance, and activities through the levy of assessments upon the businesses or real property that receive benefits from those improvements.
- (d) Assessments levied for the purpose of conferring special benefit upon the real property or a specific benefit upon the businesses in a business district are not taxes for the general benefit of a city, even if property, businesses, or persons not assessed receive incidental or collateral effects that benefit them.
- (e) Property and business improvement districts formed throughout this state have conferred special benefits upon properties and businesses within their districts and have made those properties and businesses more useful by providing the following benefits:
 - (1) Crime reduction. A study by the Rand Corporation has confirmed a 12-percent reduction in the incidence of robbery and an 8-percent reduction in the total incidence of violent crimes within the 30 districts studied.
 - (2) Job creation.
 - (3) Business attraction.
 - (4) Business retention.
 - (5) Economic growth.
 - (6) New investments.

(f) With the dissolution of redevelopment agencies throughout the state, property and business improvement districts have become even more important tools with which communities can combat blight, promote economic opportunities, and create a clean and safe environment.

(g) Since the enactment of this act, the people of California have adopted Proposition 218, which added Article XIII D to the Constitution in order to place certain requirements and restrictions on the formation of, and activities, expenditures, and assessments by property-based districts. Article XIII D of the Constitution provides that property-based districts may only levy assessments for special benefits.

(h) The act¹ amending this section is intended to provide the Legislature's guidance with regard to this act, its interaction with the provisions of Article XIII D of the Constitution, and the determination of special benefits in property-based districts. •

(1) The lack of legislative guidance has resulted in uncertainty and inconsistent application of this act, which discourages the use of assessments to fund needed improvements, maintenance, and activities in property-based districts, contributing to blight and other underutilization of property.

(2) Activities undertaken for the purpose of conferring special benefits upon property to be assessed inherently produce incidental or collateral effects that benefit property or persons not assessed. Therefore, for special benefits to exist as a separate and distinct category from general benefits, the incidental or collateral effects of those special benefits are inherently part of those special benefits. The mere fact that special benefits produce incidental or collateral effects that benefit property or persons not assessed does not convert any portion of those special benefits or their incidental or collateral effects into general benefits.

(3) It is of the utmost importance that property-based districts created under this act have clarity regarding restrictions on assessments they may levy and the proper determination of special benefits. Legislative clarity with regard to this act will provide districts with clear instructions and courts with legislative intent regarding restrictions on property-based assessments, and the manner in which special benefits should be determined.

West's Ann.Cal.Str. & H.Code § 36602
§ 36602. Purpose of part

The purpose of this part is to supplement previously enacted provisions of law that authorize cities to levy assessments within property and business improvement districts, to ensure that those assessments conform to all constitutional requirements and are determined and assessed in accordance with the guidance set forth in this act. This part does not affect or limit any other provisions of law authorizing or providing for the furnishing of improvements or activities or the raising of revenue for these purposes.

West's Ann.Cal.Str. & H.Code § 36603
§ 36603. Preemption of charter city authority; exemption

Nothing in this part is intended to preempt the authority of a charter city to adopt ordinances providing for a different method of levying assessments for similar or additional purposes

from those set forth in this part. A property and business improvement district created pursuant to this part is expressly exempt from the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 (Division 4 (commencing with Section 2800)).

West's Ann.Cal.Str. & H.Code § 36603.5
§ 36603.5. Conflicts of law

Any provision of this part that conflicts with any other provision of law shall prevail over the other provision of law, as to districts created under this part.

West's Ann.Cal.Str. & H.Code § 36604
§ 36604. Construction of part; severability

This part is intended to be construed liberally and, if any provision is held invalid, the remaining provisions shall remain in full force and effect. Assessments levied under this part are not special taxes.

West's Ann.Cal.Str. & H.Code § 36606
§ 36606. Activities

"Activities" means, but is not limited to, all of the following that benefit businesses or real property in the district:

- (a) Promotion of public events.
- (b) Furnishing of music in any public place.
- (c) Promotion of tourism **within** the district.
- (d) Marketing and economic development, including retail retention and recruitment.
- (e) Providing security, sanitation, graffiti removal, street and sidewalk cleaning, and other municipal services supplemental to those normally provided by the municipality.
- (f) Other services provided for the purpose of conferring special benefit upon assessed real property or specific benefits upon assessed businesses located **in** the district.

West's Ann.Cal.Str. & H.Code § 36606.5
§ 36606.5. Assessment

"Assessment" means a levy for the purpose of acquiring, constructing, installing, or maintaining improvements and providing activities that will provide certain benefits to properties or businesses located within a property and business improvement district.

West's Ann.Cal.Str. & H.Code § 36607
§ 36607. Business

"Business" means all types of businesses and includes financial institutions and professions.

West's Ann.Cal.Str. & H.Code § 36608
§ 36608. City

"City" means a city, county, city and county, or an agency or entity created pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 of Title 1 of the Government Code, the public member agencies of which includes only cities, counties, or a city and county, or the State of California.

West's Ann.Cal.Str. & H.Code § 36609
§ 36609. City council

"City council" means the city council of a city or the board of supervisors of a county, or the agency, commission, or board created pursuant to a joint powers agreement and which is a city within the meaning of this part.

West's Ann.Cal.Str. & H.Code § 36609.4
§ 36609.4. Clerk

"Clerk" means the clerk of the legislative body.

West's Ann.Cal.Str. & H.Code § 36609.5
§ 36609.5. General benefit

"General benefit" means, for purposes of a property-based district, any benefit that is not a "special benefit" as defined in Section 36615.5.

West's Ann.Cal.Str. & H.Code § 36610
§ 36610. Improvement

"Improvement" means the acquisition, construction, installation, or maintenance of any tangible property with an estimated useful life of five years or more including, but not limited to, the following:

- (a) Parking facilities.
- (b) Benches, booths, kiosks, display cases, pedestrian shelters and signs.
- (c) Trash receptacles and public restrooms.
- (d) Lighting and heating facilities.
- (e) Decorations.

- (f) Parks.
- (g) Fountains.
- (h) Planting areas.
- (i) Closing, opening, widening, or narrowing of existing streets.
- G) Facilities or equipment, or both, to enhance security of persons and property within the district.
- (k) Ramps, sidewalks, plazas, and pedestrian malls.
- (l) Rehabilitation or removal of existing structures.

West's Ann.Cal.Str. & H.Code § 36611
§ 36611. Management district plan; plan

"Management district plan" or "plan" means a proposal as defined in [Section 36622](#).

West's Ann.Cal.Str. & H.Code § 36612
§ 36612. Owners' association

"Owners' association" means a private nonprofit entity that is under contract with a city to administer or implement improvements, maintenance, and activities specified in the management district plan. An owners' association may be an existing nonprofit entity or a newly formed nonprofit entity. An owners' association is a private entity and may not be considered a public entity for any purpose, nor may its board members or staff be considered to be public officials for any purpose. Notwithstanding this section, an owners' association shall comply with the Ralph M. Brown Act (Chapter 9 (commencing with [Section 54950](#)) of Part 1 of Division 2 of Title 5 of the Government Code), at all times when matters within the subject matter of the district are heard, discussed, or deliberated, and with the California Public Records Act (Division 10 (commencing with [Section 7920.000](#)) of Title 1 of the Government Code), for all records relating to activities of the district.

West's Ann.Cal.Str. & H.Code § 36614
§ 36614. Property

"Property" means real property situated within a district.

West's Ann.Cal.Str. & H.Code § 36614.5
§ 36614.5. Property and business improvement district; district

"Property and business improvement district," or "district," means a property and business improvement district established pursuant to this part.

West's Ann.Cal.Str. & H.Code § 36614.6
§ 36614.6. Property-based assessment

"Property-based assessment" means any assessment made pursuant to this part upon real property.

West's Ann.Cal.Str. & H.Code § 36614.7
§ 36614.7. Property-based district

"Property-based district" means any district in which a city levies a property-based assessment.

West's Ann.Cal.Str. & H.Code § 36615
§ 36615. Property owner; business owner; owner

"Property owner" means any person shown as the owner of land on the last equalized assessment roll or otherwise known to be the owner of land by the city council. "Business owner" means any person recognized by the city as the owner of the business. "Owner" means either a business owner or a property owner. The city council has no obligation to obtain other information as to the ownership of land or businesses, and its determination of ownership shall be final and conclusive for the purposes of this part. Wherever this part requires the signature of the property owner, the signature of the authorized agent of the property owner shall be sufficient. Wherever this part requires the signature of the business owner, the signature of the authorized agent of the business owner shall be sufficient.

West's Ann.Cal.Str. & H.Code § 36615.5
§ 36615.5. Special benefit

(a) "Special benefit" means, for purposes of a property-based district, a particular and distinct benefit over and above general benefits conferred on real property located in a district or to the public at large. Special benefit includes incidental or collateral effects that arise from the improvements, maintenance, or activities of property-based districts even if those incidental or collateral effects benefit property or persons not assessed. Special benefit excludes general enhancement of property value.

(b) "Special benefit" also includes, for purposes of a property-based district, a particular and distinct benefit provided directly to each assessed parcel within the district. Merely because parcels throughout an assessment district share the same special benefits does not make the benefits general.

West's Ann.Cal.Str. & H.Code § 36616
§ 36616. Tenant

"Tenant" means an occupant pursuant to a lease of commercial space or a dwelling unit, other than an owner.

West's Ann.Cal.Str. & H.Code § 36617
§ 36617. Alternative financing method; effect of part

This part provides an alternative method of financing certain improvements and activities. The provisions of this part shall not affect or limit any other provisions of law authorizing or providing for the furnishing of improvements or activities or the raising of revenue for these purposes. Every improvement area established pursuant to the Parking and Business Improvement Area Law of 1989 (Part 6 (commencing with Section 36500) of this division) is valid and effective and is unaffected by this part.

West's Ann.Cal.Str. & H.Code § 36620
§ 36620. Property and business improvement district

A property and business improvement district may be established as provided in this chapter.

West's Ann.Cal.Str. & H.Code § 36620.5
§ 36620.5. Formation within territory of another city or county

A county may not form a district within the territorial jurisdiction of a city without the consent of the city council of that city. A city may not form a district within the unincorporated territory of a county without the consent of the board of supervisors of that county. A city may not form a district within the territorial jurisdiction of another city without the consent of the city council of the other city.

West's Ann.Cal.Str. & H.Code § 36621
§ 36621. Initiation of proceeding to form district; petition by property or business owners; resolution of intention

(a) Upon the submission of a written petition, signed by the property or business owners in the proposed district who will pay more than 50 percent of the assessments proposed to be levied, the city council may initiate proceedings to form a district by the adoption of a resolution expressing its intention to form a district. The amount of assessment attributable to property or a business owned by the same property or business owner that is in excess of 40 percent of the amount of all assessments proposed to be levied, shall not be included in determining whether the petition is signed by property or business owners who will pay more than 50 percent of the total amount of assessments proposed to be levied.

(b) The petition of property or business owners required under subdivision (a) shall include a summary of the management district plan. That summary shall include all of the following:

(1) A map showing the boundaries of the district.

(2) Information specifying where the complete management district plan can be obtained.

(3) Information specifying that the complete management district plan shall be furnished upon request.

(c) The resolution of intention described in subdivision (a) shall contain all of the following:

(1) A brief description of the proposed improvements, maintenance, and activities, the amount of the proposed assessment, a statement as to whether the assessment will be levied on property or businesses within the district, a statement as to whether bonds will be issued, and a description of the exterior boundaries of the proposed district, which may be made by reference to any plan or map that is on file with the clerk. The descriptions and statements do not need to be detailed and shall be sufficient if they enable an owner to generally identify the nature and extent of the improvements, maintenance, and activities, and the location and extent of the proposed district.

(2) A time and place for a public hearing on the establishment of the property and business improvement district and the levy of assessments, which shall be consistent with the requirements of [Section 36623](#).

West's Ann.Cal.Str. & H.Code § 36622
§ 36622. Management district plan; contents

The management district plan shall include, but is not limited to, all of the following:

(a) If the assessment will be levied on property, a map of the district in sufficient detail to locate each parcel of property and, if businesses are to be assessed, each business within the district. If the assessment will be levied on businesses, a map that identifies the district boundaries in sufficient detail to allow a business owner to reasonably determine whether a business is located within the district boundaries. If the assessment will be levied on property and businesses, a map of the district in sufficient detail to locate each parcel of property and to allow a business owner to reasonably determine whether a business is located within the district boundaries.

(b) The name of the proposed district.

(c) A description of the boundaries of the district, including the boundaries of benefit zones, proposed for establishment or extension in a manner sufficient to identify the affected property and businesses included, which may be made by reference to any plan or map that is on file with the clerk. The boundaries of a proposed property assessment district shall not overlap with the boundaries of another existing property assessment district created pursuant to this part. This part does not prohibit the boundaries of a district created pursuant to this part to overlap with other assessment districts established pursuant to other provisions of law, including, but not limited to, the Parking and Business Improvement Area Law of 1989 (Part 6 (commencing with [Section 36500](#))). This part does not prohibit the boundaries of a business assessment district created pursuant to this part to overlap with another business assessment district created pursuant to this part. This part does not prohibit the boundaries of a business assessment district created pursuant to this part to overlap with a property assessment district created pursuant to this part.

(d) The improvements, maintenance, and activities proposed for each year of operation of the district and the estimated cost thereof. If the improvements, maintenance, and activities proposed for each year of operation are the same, a description of the first year's proposed improvements, maintenance, and activities and a statement that the same improvements, maintenance, and activities are proposed for subsequent years shall satisfy the requirements of this subdivision.

(e) The total annual amount proposed to be expended for improvements, maintenance, or activities, and debt service in each year of operation of the district. If the assessment is levied on businesses, this amount may be estimated based upon the assessment rate. If the total annual amount proposed to be expended in each year of operation of the district is not significantly different, the amount proposed to be expended in the initial year and a statement that a similar amount applies to subsequent years shall satisfy the requirements of this subdivision.

(f) The proposed source or sources of financing, including the proposed method and basis of levying the assessment in sufficient detail to allow each property or business owner to calculate the amount of the assessment to be levied against their property or business. The plan also shall state whether bonds will be issued to finance improvements.

(g) The time and manner of collecting the assessments.

(h) The specific number of years in which assessments will be levied. In a new district, the maximum number of years shall be five. Upon renewal, a district shall have a term not to exceed 10 years. Notwithstanding these limitations, a district created pursuant to this part to finance capital improvements with bonds may levy assessments until the maximum maturity of the bonds. The management district plan may set forth specific increases in assessments for each year of operation of the district.

(i) The proposed time for implementation and completion of the management district plan.

(j) Any proposed rules and regulations to be applicable to the district.

(k)(1) A list of the properties or businesses to be assessed, including the assessor's parcel numbers for properties to be assessed, and a statement of the method or methods by which the expenses of a district will be imposed upon benefited real property or businesses, in proportion to the benefit received by the property or business, to defray the cost thereof.

(2) In a property-based district, the proportionate special benefit derived by each identified parcel shall be determined exclusively in relationship to the entirety of the capital cost of a public improvement, the maintenance and operation expenses of a public improvement, or the cost of the activities. An assessment shall not be imposed on any parcel that exceeds the reasonable cost of the proportional special benefit conferred on that parcel. Only special benefits are assessable, and a property-based district shall separate the general benefits, if any, from the special benefits conferred on a parcel. Parcels within a property-based district that are owned or used by any city, public agency, the State of California, or the United States shall not be exempt from assessment unless the governmental entity can demonstrate by clear and convincing evidence that those publicly owned parcels in fact receive no special benefit. The value of any incidental, secondary, or collateral effects that arise from the improvements, maintenance, or activities of a property-based district and that benefit property or persons not assessed shall not be deducted from the entirety of the cost of any special benefit or affect the proportionate special benefit derived by each identified parcel.

(3) In a property-based district, properties throughout the district may share the same special benefits. In a district with boundaries that define which parcels are to receive improvements, maintenance, or activities over and above those services provided by the city, the improvements, maintenance, or activities themselves may constitute a special benefit. The

city may impose assessments that are less than the proportional special benefit conferred, but shall not impose assessments that exceed the reasonable costs of the proportional special benefit conferred. Because one or more parcels pay less than the special benefit conferred does not necessarily mean that other parcels are assessed more than the reasonable cost of their special benefit.

(l) In a property-based district, a detailed engineer's report prepared by a registered professional engineer certified by the State of California supporting all assessments contemplated by the management district plan.

(m) Any other item or matter required to be incorporated therein by the city council.

West's Ann.Cal.Str. & H.Code § 36623

§ 36623. Proposals to levy new or increased assessments; notice, protest, and hearing; single proceeding to levy both new or increased property assessment and business assessment

(a) If a city council proposes to levy a new or increased property assessment, the notice and protest and hearing procedure shall comply with [Section 53753 of the Government Code](#).

(b) If a city council proposes to levy a new or increased business assessment, the notice and protest and hearing procedure shall comply with [Section 54954.6 of the Government Code](#), except that notice shall be mailed to the owners of the businesses proposed to be assessed. A protest may be made orally or in writing by any interested person. Every written protest shall be filed with the clerk at or before the time fixed for the public hearing. The city council may waive any irregularity in the form or content of any written protest. A written protest may be withdrawn in writing at any time before the conclusion of the public hearing. Each written protest shall contain a description of the business in which the person subscribing the protest is interested sufficient to identify the business and, if a person subscribing is not shown on the official records of the city as the owner of the business, the protest shall contain or be accompanied by written evidence that the person subscribing is the owner of the business or the authorized representative. A written protest that does not comply with this section shall not be counted in determining a majority protest. If written protests are received from the owners or authorized representatives of businesses in the proposed district that will pay 50 percent or more of the assessments proposed to be levied and protests are not withdrawn so as to reduce the protests to less than 50 percent, no further proceedings to levy the proposed assessment against such businesses, as contained in the resolution of intention, shall be taken for a period of one year from the date of the finding of a majority protest by the city council.

(c) If a city council proposes to conduct a single proceeding to levy both a new or increased property assessment and a new or increased business assessment, the notice and protest and hearing procedure for the property assessment shall comply with subdivision (a), and the notice and protest and hearing procedure for the business assessment shall comply with subdivision (b). If a majority protest is received from either the property or business owners, that respective portion of the assessment shall not be levied. The remaining portion of the assessment may be levied unless the improvement or other special benefit was proposed to be funded by assessing both property and business owners.

West's Ann.Cal.Str. & H.Code § 36624

§ 36624. Adoption or modification of proposed assessment or types of improvements, maintenance, and activities

At the conclusion of the public hearing to establish the district, the city council may adopt, revise, change, reduce, or modify the proposed assessment or the type or types of improvements, maintenance, and activities to be funded with the revenues from the assessments. Proposed assessments may only be revised by reducing any or all of them. At the public hearing, the city council may only make changes in, to, or from the boundaries of the proposed property and business improvement district that will exclude territory that will not benefit from the proposed improvements, maintenance, and activities. Any modifications, revisions, reductions, or changes to the proposed assessment district shall be reflected in the notice and map recorded pursuant to [Section 36627](#).

West's Ann.Cal.Str. & H.Code § 36625

§ 36625. Adoption of resolution of formation; contents; resolution adoption as levy of assessment

(a) If the city council, following the public hearing, decides to establish a proposed property and business improvement district, the city council shall adopt a resolution of formation that shall include, but is not limited to, all of the following:

(1) A brief description of the proposed improvements, maintenance, and activities, the amount of the proposed assessment, a statement as to whether the assessment will be levied on property, businesses, or both within the district, a statement on whether bonds will be issued, and a description of the exterior boundaries of the proposed district, which may be made by reference to any plan or map that is on file with the clerk. The descriptions and statements need not be detailed and shall be sufficient if they enable an owner to generally identify the nature and extent of the improvements, maintenance, and activities and the location and extent of the proposed district.

(2) The number, date of adoption, and title of the resolution of intention.

(3) The time and place where the public hearing was held concerning the establishment of the district.

(4) A determination regarding any protests received. The city shall not establish the district or levy assessments if a majority protest was received.

(5) A statement that the properties, businesses, or properties and businesses in the district established by the resolution shall be subject to any amendments to this part.

(6) A statement that the improvements, maintenance, and activities to be conferred on businesses and properties in the district will be funded by the levy of the assessments. The revenue from the levy of assessments within a district shall not be used to provide improvements, maintenance, or activities outside the district or for any purpose other than the purposes specified in the resolution of intention, as modified by the city council at the hearing concerning establishment of the district. Notwithstanding the foregoing, improvements and activities that must be provided outside the district boundaries to create

a special or specific benefit to the assessed parcels or businesses may be provided, but shall be limited to marketing or signage pointing to the district.

(7) A finding that the property or businesses within the area of the property and business improvement district will be benefited by the improvements, maintenance, and activities funded by the proposed assessments, and, for a property-based district, that property within the district will receive a special benefit.

(8) In a property-based district, the total amount of all special benefits to be conferred on the properties within the property-based district.

(b) The adoption of the resolution of formation and, if required, recordation of the notice and map pursuant to Section 36627 shall constitute the levy of an assessment in each of the fiscal years referred to in the management district plan.

West's Ann.Cal.Str. & H.Code § 36627

§ 36627. Record of notice and assessment diagram; provisions applicable to assessment districts

Following adoption of the resolution establishing district assessments on properties pursuant to Section 36625, the clerk shall record a notice and an assessment diagram pursuant to Section 3114. No other provision of Division 4.5 (commencing with Section 3100) applies to an assessment district created pursuant to this part.

West's Ann.Cal.Str. & H.Code § 36628

§ 36628. Establishment of separate benefit zones; imposition of different assessments; categories of businesses

The city council may establish one or more separate benefit zones within the district based upon the degree of benefit derived from the improvements or activities to be provided within the benefit zone and may impose a different assessment within each benefit zone. If the assessment is to be levied on businesses, the city council may also define categories of businesses based upon the degree of benefit that each will derive from the improvements or activities to be provided within the district and may impose a different assessment or rate of assessment on each category of business, or on each category of business within each zone.

West's Ann.Cal.Str. & H.Code § 36628.5

§ 36628.5. Structure of assessments on businesses or property owners

The city council may levy assessments on businesses or on property owners, or a combination of the two, pursuant to this part. The city council shall structure the assessments in whatever manner it determines corresponds with the distribution of benefits from the proposed improvements, maintenance, and activities, provided that any property-based assessment conforms with the requirements set forth in paragraph (2) of subdivision (k) of Section 36622.

West's Ann.Cal.Str. & H.Code § 36629

§ 36629. Provisions applicable to benefit zones or categories of business

All provisions of this part applicable to the establishment, modification, or disestablishment of a property and business improvement district apply to the establishment, modification, or disestablishment of benefit zones or categories of business. The city council shall, to establish, modify, or disestablish a benefit zone or category of business, follow the procedure to establish, modify, or disestablish a property and business improvement district.

West's Ann.Cal.Str. & H.Code § 36630

§ 36630. Expiration of district due to time limit; creation of new management district plan and district renewed

If a property and business improvement district expires due to the time limit set pursuant to subdivision (h) of Section 36622, a new management district plan may be created and the district may be renewed pursuant to this part.

West's Ann.Cal.Str. & H.Code § 36631

§ 36631. Collection of assessments

The collection of the assessments levied pursuant to this part shall be made at the time and in the manner set forth by the city council in the resolution levying the assessment. Assessments levied on real property may be collected at the same time and in the same manner as for the ad valorem property tax, and may provide for the same lien priority and penalties for delinquent payment. All delinquent payments for assessments levied pursuant to this part may be charged interest and penalties.

West's Ann.Cal.Str. & H.Code § 36632

§ 36632. Basis of assessments

(a) The assessments levied on real property pursuant to this part shall be levied on the basis of the estimated benefit to the real property within the property and business improvement district. The city council may classify properties for purposes of determining the benefit to property of the improvements and activities provided pursuant to this part.

(b) Assessments levied on businesses pursuant to this part shall be levied on the basis of the estimated benefit to the businesses within the property and business improvement district. The city council may classify businesses for purposes of determining the benefit to the businesses of the improvements and activities provided pursuant to this part.

(c) Properties zoned solely for residential use, or that are zoned for agricultural use, are conclusively presumed not to benefit from the improvements and service funded through these assessments, and shall not be subject to any assessment pursuant to this part.

West's Ann.Cal.Str. & H.Code § 36633
§ 36633. Validity of assessments

The validity of an assessment levied under this part shall not be contested in an action or proceeding unless the action or proceeding is commenced within 30 days after the resolution levying the assessment is adopted pursuant to Section 36625. An appeal from a final judgment in an action or proceeding shall be perfected within 30 days after the entry of judgment.

West's Ann.Cal.Str. & H.Code § 36634
§ 36634. Baseline service contracts

The city council may execute baseline service contracts that would establish levels of city services that would continue after a property and business improvement district has been formed.

West's Ann.Cal.Str. & H.Code § 36635
§ 36635. Requests for modification of management district plan

The owners' association may, at any time, request that the city council modify the management district plan. Any modification of the management district plan shall be made pursuant to this chapter.

West's Ann.Cal.Str. & H.Code § 36636
§ 36636. Modification of management district plans; notice and hearings

(a) Upon the written request of the owners' association, the city council may modify the management district plan after conducting one public hearing on the proposed modifications. The city council may modify the improvements and activities to be funded with the revenue derived from the levy of the assessments by adopting a resolution determining to make the modifications after holding a public hearing on the proposed modifications. If the modification includes the levy of a new or increased assessment, the city council shall comply with Section 36623. Notice of all other public hearings pursuant to this section shall comply with both of the following:

(1) The resolution of intention shall be published in a newspaper of general circulation in the city once at least seven days before the public hearing.

(2) A complete copy of the resolution of intention shall be mailed by first class mail, at least 10 days before the public hearing, to each business owner or property owner affected by the proposed modification.

(b) The city council shall adopt a resolution of intention which states the proposed modification prior to the public hearing required by this section. The public hearing shall be held not more than 90 days after the adoption of the resolution of intention.

West's Ann.Cal.Str. & H.Code § 36637
§ 36637. Subsequent modifications of management district plans

Any subsequent modification of the resolution shall be reflected in subsequent notices and maps recorded pursuant to Division 4.5 (commencing with Section 3100), in a manner consistent with the provisions of Section 36627.

West's Ann.Cal.Str. & H.Code § 36640
§ 36640. Determination and declaration of bonds to finance estimated cost of proposed improvements; resolutions; reduction or termination of assessments

(a) The city council may, by resolution, determine and declare that bonds shall be issued to finance the estimated cost of some or all of the proposed improvements described in the resolution of formation adopted pursuant to Section 36625, if the resolution of formation adopted pursuant to that section provides for the issuance of bonds, under the Improvement Bond Act of 1915 (Division 10 (commencing with Section 8500)) or in conjunction with Marks-Roos Local Bond Pooling Act of 1985 (Article 4 (commencing with Section 6584) of Chapter 5 of Division 7 of Title 1 of the Government Code). Either act, as the case may be, shall govern the proceedings relating to the issuance of bonds, although proceedings under the Bond Act of 1915 may be modified by the city council as necessary to accommodate assessments levied upon business pursuant to this part.

(b) The resolution adopted pursuant to subdivision (a) shall generally describe the proposed improvements specified in the resolution of formation adopted pursuant to Section 36625, set forth the estimated cost of those improvements, specify the number of annual installments and the fiscal years during which they are to be collected. The amount of debt service to retire the bonds shall not exceed the amount of revenue estimated to be raised from assessments over 30 years.

(c) Notwithstanding any other provision of this part, assessments levied to pay the principal and interest on any bond issued pursuant to this section shall not be reduced or terminated if doing so would interfere with the timely retirement of the debt.

West's Ann.Cal.Str. & H.Code § 36650
§ 36650. Report by owners' association

(a) The owners' association shall cause to be prepared a report for each fiscal year, except the first year, for which assessments are to be levied and collected to pay the costs of the improvements, maintenance, and activities described in the report. The owners' association's first report shall be due after the first year of operation of the district. The report may propose changes, including, but not limited to, the boundaries of the property and business improvement district or any benefit zones within the district, the basis and method of levying the assessments, and any changes in the classification of property, including any categories of business, if a classification is used.

(b) The report shall be filed with the clerk and shall refer to the property and business improvement district by name, specify the fiscal year to which the report applies, and, with respect to that fiscal year, shall contain all of the following information:

- (1) Any proposed changes in the boundaries of the property and business improvement district or in any benefit zones or classification of property or businesses within the district.
 - (2) The improvements, maintenance, and activities to be provided for that fiscal year.
 - (3) An estimate of the cost of providing the improvements, maintenance, and activities for that fiscal year.
 - (4) The method and basis of levying the assessment in sufficient detail to allow each real property or business owner, as appropriate, to estimate the amount of the assessment to be levied against his or her property or business for that fiscal year.
 - (5) The estimated amount of any surplus or deficit revenues to be carried over from a previous fiscal year.
 - (6) The estimated amount of any contributions to be made from sources other than assessments levied pursuant to this part.
- (c) The city council may approve the report as filed by the owners' association or may modify any particular contained in the report and approve it as modified. Any modification shall be made pursuant to Sections 36635 and 36636.

The city council shall not approve a change in the basis and method of levying assessments that would impair an authorized or executed contract to be paid from the revenues derived from the levy of assessments, including any commitment to pay principal and interest on any bonds issued on behalf of the district.

West's Ann.Cal.Str. & H.Code § 36651
§ 36651. Improvements, maintenance, and activities described in plan

The management district plan may, but is not required to, state that an owners' association will provide the improvements, maintenance, and activities described in the management district plan. If the management district plan designates an owners' association, the city shall contract with the designated nonprofit corporation to provide services.

West's Ann.Cal.Str. & H.Code § 36660
§ 36660. Procedures for renewal; transfer or refund of revenues; term upon renewal

- (a) Any district previously established whose term has expired, or will expire, may be renewed by following the procedures for establishment as provided in this chapter.
- (b) Upon renewal, any remaining revenues derived from the levy of assessments, or any revenues derived from the sale of assets acquired with the revenues, shall be transferred to the renewed district. If the renewed district includes additional parcels or businesses not included in the prior district, the remaining revenues shall be spent to benefit only the parcels or businesses in the prior district. If the renewed district does not include parcels or businesses included in the prior district, the remaining revenues attributable to these parcels shall be refunded to the owners of these parcels or businesses.

(c) Upon renewal, a district shall have a term not to exceed 10 years, or, if the district is authorized to issue bonds, until the maximum maturity of those bonds. There is no requirement that the boundaries, assessments, improvements, or activities of a renewed district be the same as the original or prior district.

West's Ann.Cal.Str. & H.Code § 36670
§ 36670. Procedures for disestablishment

(a) Any district established or extended pursuant to the provisions of this part, where there is no indebtedness, outstanding and unpaid, incurred to accomplish any of the purposes of the district, may be disestablished by resolution by the city council in either of the following circumstances:

(1) If the city council finds there has been misappropriation of funds, malfeasance, or a violation of law in connection with the management of the district, it shall notice a hearing on disestablishment.

(2) During the operation of the district, there shall be a 30-day period each year in which assesses may request disestablishment of the district. The first such period shall begin one year after the date of establishment of the district and shall continue for 30 days. The next such 30-day period shall begin two years after the date of the establishment of the district. Each successive year of operation of the district shall have such a 30-day period. Upon the written petition of the owners or authorized representatives of real property or the owners or authorized representatives of businesses in the district who pay 50 percent or more of the assessments levied, the city council shall pass a resolution of intention to disestablish the district. The city council shall notice a hearing on disestablishment.

(b) The city council shall adopt a resolution of intention to disestablish the district prior to the public hearing required by this section. The resolution shall state the reason for the disestablishment, shall state the time and place of the public hearing, and shall contain a proposal to dispose of any assets acquired with the revenues of the assessments levied within the property and business improvement district. The notice of the hearing on disestablishment required by this section shall be given by mail to the property owner of each parcel or to the owner of each business subject to assessment in the district, as appropriate. The city shall conduct the public hearing not less than 30 days after mailing the notice to the property or business owners. The public hearing shall be held not more than 60 days after the adoption of the resolution of intention.

West's Ann.Cal.Str. & H.Code § 36671
§ 36671. Disestablishment or expiration without renewal; disposition of remaining revenues

(a) Upon the disestablishment or expiration without renewal of a district, any remaining revenues, after all outstanding debts are paid, derived from the levy of assessments, or derived from the sale of assets acquired with the revenues, or from bond reserve or construction funds, shall be refunded to the owners of the property or businesses then located and operating within the district in which assessments were levied by applying the same

method and basis that was used to calculate the assessments levied **in** the fiscal year in which the district is disestablished or expires. All outstanding assessment revenue collected after disestablishment shall be spent on improvements and activities specified in the management district plan.

(b) If the disestablishment occurs before an assessment is levied for the fiscal year, the method and basis that was used to calculate the assessments levied **in** the immediate prior fiscal year shall be used to calculate the amount of any refund.

Appendix B: Resolution of Consent from the City of Clearlake

[Insert Upon Passage]

Exhibit A: County of Lake Resolution of Intention

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**BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA
RESOLUTION NO. 2024-_____**

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF LAKE
DECLARING ITS INTENTION TO FORM THE LAKE COUNTY HOSPITAL
IMPROVEMENT DISTRICT AND SETTING THE DATE AND TIME FOR A PUBLIC
HEARING AND GIVING NOTICE THEREFOR.**

WHEREAS, the Property and Business Improvement Law of 1994, Streets and Highways Code § 36600 et seq. ("District Law"), authorizes Lake County ("County") to establish business improvement districts; and

WHEREAS, the proposed district will provide specific benefits to assessed businesses located in the County and licensed as general acute care hospitals by the California Department of Public Health; and

WHEREAS, Sutter Lakeside Hospital and Adventist Health Clear Lake (Hospitals) are non-profit hospitals that provides a substantial amount of unreimbursed care, including inpatient treatment and services, to Medi-Cal patients in Lake County; and

WHEREAS, the Property and Business Improvement District Law of 1994, California Streets and Highways Code sections 36600-36671 (PBID Law), authorizes the County to establish a property and business improvement district for the purpose of specific benefits to the Hospitals by providing additional resources to support the Hospital's provision of healthcare services to low-income and needy members of the community; and

WHEREAS, the California Medicaid program is funded jointly by the federal and state governments; the federal portion, also referred to as Federal Financial Participation (FFP), is calculated on the basis of a formula specified in the Social Security Act; and

WHEREAS, subject to federal requirements, the State of California Department of Health Care Services (DHCS) may use "broad based health care- related taxes," sometimes referred to as "provider taxes," to cover the non-federal share of Medicaid expenditures, which is then used to calculate the FFP; and

WHEREAS, qualifying funds from public agencies, such as the County of Lake, that are paid to the DHCS may be considered in calculating the non-federal share in claiming FFP; and

WHEREAS, increasing the FFP will increase the total amount available for Medi-Cal reimbursement to the Hospitals; the resulting Medi-Cal reimbursement amount

1 is expected to be twice greater than the Lake County Hospital Improvement
2 District itself; and

3 WHEREAS, owners of the Hospitals that will pay one hundred percent
4 (100%) of the assessment under the district supported this action by signing
5 petitions in favor of the formation of the district by the Board for a five-year term
6 beginning on July 1, 2024 and ending on June 30, 2029; and

7 WHEREAS, the County has prepared a draft Management District Plan
8 ("Plan"), which sets forth the boundary of the proposed district, a service plan
9 and budget, and a proposed means of direct governance by the County's
10 Board of Supervisors ("Board"); and

11 WHEREAS, the total amount of the proposed assessment for the District's initial year
12 (2024) is approximately \$15,300,000.00 based on a 6% assessment on Medi-Cal net
13 patient revenue at Sutter Lakeside Hospital and Clear Lake Adventist Health; and

14 WHEREAS, the boundary of the proposed district encompasses the city of
15 Clearlake; and

16 WHEREAS, the County will request consent from the city of Clearlake to form
17 the proposed district that encompass its respective jurisdiction, as required
18 by § 36620.5 of the District Law; and

19 WHEREAS, the County will mail notices on or before _____ regarding the
20 upcoming public meeting, which will not be held until at least ten (10) days
21 after the notice is mailed, during which owners of the Hospitals can comment;
22 and

23 WHEREAS, the County will hold a public hearing at least forty-five (45) days after
24 the County mails notice; and

25 WHEREAS, if the Board finds that there is not a majority protest against
26 formation of the proposed district, the Board may adopt a Resolution of
27 Formation after concluding the public hearing;

28 NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors, County of Lake, State
of California That:

The Board finds that the Hospitals that will pay one hundred percent (100%) of the
assessment proposed in the Plan have signed and submitted petitions in support of
the formation of the district.

1 The Board accepts the petitions and adopts this Resolution of Intention to
2 establish the district and to levy an assessment on Hospitals in accordance with
3 the District Law.

4 The Board finds that the Plan satisfies all requirements of § 36622 of the District Law.

5 The Board declares its intention to establish the district and to levy and collect
6 assessments on the Hospitals pursuant to the District Law under the following
7 terms:

8 The district shall include all Hospitals located within the County, and the
9 boundary of the district shall be coextensive with the boundary of the County, as
10 shown in the map attached as Exhibit A.

11 The name of the district shall be Lake County Hospital Improvement District
12 ("LCHID").

13 The County will set an annual assessment rate.

14 The assessments levied for the LCHID shall be applied toward providing
15 additional resources to support the hospitals' provision of healthcare services to
16 low-income and needy members of the community, as described in the Plan.

17 Funds remaining at the end of any year may be returned to the businesses
18 assessed under the LCHID or used in subsequent years in which LCHID
19 assessments are levied as long as they are used consistent with the requirements
20 of this resolution and the Plan.

21 The proposed LCHID will have a five- (5-) year term, beginning July 1, 2024,
22 through June 30, 2029, unless renewed pursuant to Streets and Highways
23 Code § 36660.

24 Bonds shall not be issued.

25 The time and place for the public meeting to hear testimony on establishing the
26 LCHID and levying assessments are set for _____, at or as soon
27 thereafter as the matter may be heard, at the County Board Chambers located at
28 255 North Forbes Street, Lakeport, CA 95453.

The time and place for the public hearing to establish the LCHID and levy of
assessments are set for _____, at _____, or as soon thereafter as the matter may be
heard at the Board Chambers located at 255 North Forbes Street, Lakeport, CA
95453.

1 The Clerk of the Board is directed to provide written notice to the Hospitals of the
2 date and time of the meeting and hearing, and to provide that notice as required by
3 Streets and Highways Code § 36623, no later than _____.

4 At the public meeting and hearing the testimony of all interested persons for or
5 against the establishment of the LCHID may be received.

6 If at the conclusion of the public hearing, there are of record written protests by the
7 owners of the Hospitals that will pay more than fifty percent (50%) of the estimated total
8 assessment of the entire LCHID, no further proceedings to establish the LCHID shall
9 occur for a period of one year.

10 The complete Plan is on file with the Clerk of the Board and may be reviewed upon
11 request.

12 This resolution shall take effect immediately upon its adoption by the Board of
13 Supervisors.

14 THIS RESOLUTION WAS PASSED and ADOPTED by the Board of Supervisors of the
15 County of Lake at a regular meeting thereof on _____, 2024, by
16 the following vote:

- 17 AYES:
- 18 NOES:
- 19 ABSENT OR NOT VOTING:

20 ATTEST: Susan Parker
21 Clerk of the Board

22 By: _____
23 Deputy

Chair of the Board of Supervisors

24 APPROVED AS TO FORM:
25 LLOYD GUINTIVANO
26 County Counsel

AUDITOR REVIEW:
JENAVIVE HERRINGTON
Auditor-Controller

27 _____
28 

