

# MINUTES

## REGULAR MEETING OF THE LAKEPORT CITY COUNCIL

(ALSO MEETS AS THE CITY OF LAKEPORT MUNICIPAL SEWER DISTRICT, THE LAKEPORT INDUSTRIAL DEVELOPMENT AUTHORITY, THE MUNICIPAL FINANCING AGENCY OF LAKEPORT and THE SUCCESSOR AGENCY TO THE LAKEPORT REDEVELOPMENT AGENCY)

Tuesday, June 7, 2016

### CLOSED SESSION:

Mayor Spillman called the meeting to order at 5:30 p.m., and adjourned to closed session for the following items:

1. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code § 54957.6): Name of City Negotiator to Attend Closed Session: Rick Haeg and Administrative Services Director Kelly Buendia; Employee Organization: All units.
2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov. Code § 54956.8): Property Address: Utility Easement concerning 818 Lakeport Blvd, Lakeport (APN 025-472-05); Agency Negotiator: Margaret Silveira, City Manager; Negotiating Parties: City of Lakeport and Matt Riveras; Under Negotiation: Price and Terms of Payment

### REPORT OUT OF CLOSED SESSION:

Mayor Spillman advised there was no reportable action out of closed session.

### I. CALL TO ORDER & ROLL CALL:

Mayor Spillman called the regular meeting of the City Council of the City of Lakeport to order at 6:05 p.m. p.m. with Council Member Turner, Council Member Parlet, Council Member Mattina and Council Member Scheel present.

### II. PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Councilmember Scheel.

### III. ACCEPTANCE OF AGENDA:

A motion was made by Council Member Scheel, seconded by Council Member Mattina, and unanimously carried by voice vote, to accept the agenda as posted.

Urgency Items:

There were no urgency items.

### IV. CONSENT AGENDA:

A. Ordinances:

Waive reading except by title, of any ordinances under consideration at this meeting for either introduction or passage per *Government Code* Section 36934.

B. Minutes:

Approve minutes of the regular City Council meeting of May 17, 2016.

C. Warrants:

Approve the warrant register of May 25, 2016.

D. Application 2016-015:

Approve Application No. 2016-015 with staff recommendations for the Lake County Arts Council and the Main Street Art Gallery for the Spring Bazaar to be held in and around the Yacht Club on June 11, 2016.

E. Traffic Safety Advisory Committee:

Adopt a Resolution of the Lakeport City Council setting forth the terms of the Traffic Safety Advisory Committee.

F. Ordinance Introductions: Delinquent Utility Accounts:

Sitting as the Lakeport City Council, initiate proceedings and set a public hearing date for June 21, 2016 for the consideration of:

1. A proposed ordinance amending Section 13.04.060 of Chapter 13.04 of Title 13 of the Lakeport Municipal Code regarding delinquent water charges.

Sitting as the Board of Directors of the CLMSD, initiate proceedings and set a public hearing date for June 21, 2016 for the consideration of:

1. A proposed ordinance amending Section 13.20.360 of Chapter 13.20 of Title 13 of the Lakeport Municipal Code regarding delinquent sewer charges.

Vote on Consent Agenda:

A motion was made by Council Member Scheel, seconded by Council Member Turner, and unanimously carried by voice vote, to accept items A, C, D, E, F on the consent agenda.

Due to his absence from the meeting of May 17, 2016, Mayor Spillman abstained from the vote on item B. A motion was made by Council Member Mattina, seconded by Council Member Parlet, and unanimously carried by voice vote, with Mayor Spillman abstaining, to accept item B Minutes of May 17, 2016.

**V. PUBLIC PRESENTATIONS/REQUESTS:**

A. Citizen Input:

Melissa Fulton thanked staff and the City Council for their assistance with the Memorial Day Parade. Ms. Fulton also explained the Kiss My Clear Lake Bass fundraiser with Martin Scheel as a candidate to kiss a bass.

Carole Brown spoke about a drainage issue at 455 First Street and requested that the city allocate funds to add storm drain pipe at the corner. Community Development Director advised that he had spoken with Public Works staff and that they will be cleaning out the ditch and bringing it back to its optimal working condition, so the flow should be improved.

Dale Minjack spoke about the flyer distributed by Lakeport Disposal regarding the surcharge for overfilled garbage cans. He requested more oversight of Lakeport Disposal.

Jeff Ott spoke against the three minute limitation on public speaking.

**VI. PUBLIC HEARING:**

A. Solicitation Ordinance:

The staff report was presented by Chief Rasmussen.

Mayor Spillman opened the Public Hearing at 6:29 p.m.

Richard Grahn and Frank Dollosso spoke in favor of the ordinance and permitting process.

Nathan Maxman, Gary Munch, Jeff Markham, David Howard, Reverend Shannon Kimbell-Auth, Taylor Johnson, Meg Harper, Pastor Randy Brehms, Mary Kay Hauptman, Jeannie Markham, Jo Gossett, James Kuzyk, David Howard, Kirsten Barquist, and Jeff Ott spoke in opposition of the proposed ordinance.

Mayor Spillman closed the Public Hearing at 7:45 p.m.

Council Member Turner suggested to amend section 5.24.070 Term of Permit to read "the city manager may issue a permit valid for more than 30 calendar days, but in no event shall a permit be valid for more than a year."

A motion was made by Council Member Turner, seconded by Council Member Mattina, and unanimously carried by voice vote, to adopt the proposed Ordinance adding Chapter 5.24 of Title 5 of the Lakeport Municipal Code regulating solicitation as amended.

B. CDBG Program Income Use:

The staff report was presented by City Manager Silveira.

Mayor Spillman opened the Public Hearing at 8:39 p.m.

No comment was offered from the public.

Mayor Spillman closed the Public Hearing at 8:39 p.m.

A motion was made by Council Member Mattina, seconded by Council Member Scheel, and unanimously carried by voice vote, to adopt the proposed resolution approving the additional Supplemental Activity to the 2014-CDBG-9883 grant for the use of additional business assistance loan funds.

**VII. COUNCIL BUSINESS:**

A. City Clerk:

1. Resolution Calling for General Municipal Election and Requesting Approval for Election Services

The staff report was presented by City Clerk Buendia.

A motion was made by Council Member Scheel, seconded by Council Member Mattina, and unanimously carried by voice vote, to adopt a Resolution calling for and providing for, and giving notice of the General Municipal Election to be held

in the City of Lakeport, County of Lake, State of California, on the 8th Day of November, 2016, for the purpose of electing three (3) City Council Members, each to hold office for a term of four years, or until their successors are elected and qualified, requesting consolidation of that election with the State General Election and requesting approval of the Lake County Board of Supervisors for election services to be provided by the County Elections Official.

B. City Manager

1. Sales Tax Measure:

The staff report was presented by City Manager Silveira. Miranda Everett from FM3 presented survey results.

A motion was made by Council Member Parlet, seconded by Council Member Mattina, and unanimously carried by voice vote, to authorize staff to move forward with vendor selection and work on a public education and outreach project, and authorize an increased budget appropriation from the general fund reserve in the amount of \$25,000.00 to fund it.

**VIII. CITY COUNCIL COMMUNICATIONS:**

A. Miscellaneous Reports, if any:

City Manager Silveira stated that Granite Construction is donating two large banners stating that businesses are open during the downtown project.

City Attorney Ruderman reported he will not be attending the next Council meeting.

Finance Director Buffalo announced the budget will be presented at the next meeting.

Chief Rasmussen invited the Council to attend a swearing in on Monday at 9:00 a.m.

Community Development Director Ingram reported the downtown construction project is underway and that staff has not received any complaints.

City Clerk Buendia had no report.

Council Member Turner had no report.

Council Member Mattina had no report.

Council Member Parlet had no report.

Council Member Scheel had no report.

Mayor Spillman thanked Council Member Turner for her work at Westside Park.

**IX. ADJOURNMENT:**

Mayor Spillman adjourned the meeting at 9:11 p.m.

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Marc Spillman, Mayor

Attest:

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Kelly Buendia, City Clerk