

## MINUTES

### CITY OF CLEARLAKE CITY COUNCIL & REDEVELOPMENT SUCCESSOR AGENCY REGULAR MEETING JANUARY 10, 2019

#### **CALL TO ORDER CLOSED SESSION:** 5:00 P.M.

Roll Call. Present: Nick Bennett, Mayor  
Russ Cremer, Vice Mayor  
Phil Harris, Councilmember  
Joyce Overton, Councilmember  
Dirk Slooten, Councilmember

Staff: Ryan Jones, City Attorney  
Greg Folsom, City Manager  
Alan Flora, Assistant City Manager

**(1) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:** pursuant to Government Code §54956.9 – Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: 1 potential case.

**(2) CONFERENCE WITH REAL PROPERTY NEGOTIATOR:** Pursuant to Government Code Section 54956.8: Property: Owned by Victor Hunt; Location: 14130 Tuli Lane, Clearlake; City negotiator: City Manager Greg Folsom; Negotiating party: Victor Hunt; Under negotiation: Price and Terms of Payment.

**(3) CONFERENCE WITH LABOR NEGOTIATORS:** Pursuant to Government Code Section 54957.6: Agency Designated Representative: City Manager Greg Folsom; Employee Organization: Clearlake Police Officer Association, Clearlake Municipal Employees Association and Clearlake Middle Management Association.

**(4) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:** Initiation of Litigation Pursuant to Government Code Section 54956.9 (c).

There was no reportable action taken in closed session.

#### **CALL TO ORDER REGULAR CITY COUNCIL MEETING:** 6:00 P.M.

Roll Call. Present: Nick Bennett, Mayor  
Russ Cremer, Vice Mayor  
Phil Harris, Councilmember  
Joyce Overton, Councilmember  
Dirk Slooten, Councilmember

Staff: Greg Folsom, City Manager  
Alan Flora, Assistant City Manager  
Ryan Jones, City Attorney  
Andrew White, Chief of Police  
Melissa Swanson, City Clerk

## **INVOCATION**

Dale Rogers gave the invocation.

## **ADOPTION OF THE AGENDA**

City Manager Folsom asked the Council to delete Item #5, Minutes of the November 8, November 19, December 3, December 6 and December 13, 2018 Meetings.

## **PRESENTATION**

1. Presentation by Kin Ong, Deputy General Manager of the Public Agency Risk Sharing Authority of California (PARSAC)
2. Presentation of Council Norms and Procedures

## **PUBLIC COMMENT**

There was no public comment.

### **Consent Items**

### **Recommended Action**

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| 3. Warrant Registers   | Receive and file  |
| 4. Continuation of Local Emergency Issued on October 9, 2017 and Ratified by Council Action October 12, 2017   | By motion keep declaration of emergency active and set next review for the next Council meeting         |
| 5. Minutes of the November 8, November 19, December 3, December 6 and December 13, 2018 Meetings   | Receive and file  |
| 6. Reappointment of Planning Commissioner Antus to a Second Four-Year Term   | Approve reappointment   |
| 7. Approve Amended Agreement for Planning Services with Price Consulting Services  | Approve amended agreement with Price Consulting Services  |
| 8. Second Reading and Adoption of Ordinance No. 216-2019: An Ordinance Amending Section 6-4 of the Clearlake Municipal Code Regulating Sidewalk Vendor and Door-to-Door Sales Activity and Amending Sections 6-1 and 6-9 of the Clearlake Municipal Code Regulating Itinerant Businesses | Hold second reading of Ordinance No. 216-2019 by title only, waive further reading, and adopt ordinance |
| 9. Second Reading and Adoption of Ordinance No. 217-2019; An Uncodified Ordinance of the City Council of the City of Clearlake   | Hold second reading of Ordinance No. 217-2019 by title only, waive further reading, and adopt ordinance |

- Approving a Development Agreement with Justin Jones for Property Located at 14935 Olympic Drive, Units C/D and E/F
10. Second Reading and Adoption of Ordinance No. 218-2019; An Uncodified Ordinance of the City Council of the City of Clearlake Approving a Development Agreement with Steven Malone for Property Located at 14935 Olympic Drive, Units A and B2 Hold second reading of Ordinance No. 218-2019 by title only, waive further reading, and adopt ordinance
  11. Annual Calendar of Meetings Approve calendar
  12. Approval of the Fair Political Practices Form 806 Reporting Public Official Appointments Adopt Form 806 as presented

**ACTION: It was moved by Vice Mayor Harris and seconded by Councilmember Cremer to approve the Consent Calendar as amended. The motion passed with a unanimous voice vote.**

**PUBLIC HEARING:**

13. Public Hearing to Consider Development Agreement with Brian Galperin for Cannabis Manufacturing Operations; Ordinance No. 219-2019

Assistant City Manager Flora gave the staff report.

Mayor Bennett opened the public hearing at 6:27 p.m.

There was no public comment. The applicant, Brian Galperin, spoke on the project. Corey Smith, Lake County Fire Protection District, answered questions from the Council on upcoming regulations from the fire department on commercial cannabis manufacturing.

**ACTION: It was moved by Councilmember Overton and seconded by Vice Mayor Cremer to hold public hearing, hold first reading of Ordinance No. 219-2019 by title only, waive further reading, and set second reading and adoption for January 24, 2019. The motion passed with a unanimous roll call vote.**

**BUSINESS:**

13. Clearlake Redevelopment Successor Agency Consideration of Adoption of the ROPS; Resolution No. SA-2019-01

Assistant City Manager Flora gave the staff report.

**ACTION: Member Harris moved and Member Overton seconded to adopt Resolution No. SA-2019-01. The motion passed with a unanimous roll call vote.**

14. Update on the Collection of Transient Occupancy Tax and Tourism Improvement District Assessments for 2019

Assistant City Manager Flora gave the staff report.

There was no action taken by Council on this item.

- 15.** Council Direction Regarding Offer in Compromise to Satisfy Abatement Lien on 3800 Howard Avenue, Clearlake, CA

City Attorney Jones gave the staff report.

**ACTION: Vice Mayor Cremer moved and Councilmember Harris seconded to Reject the Offer in Compromise. The motion passed with a unanimous voice vote.**

- 16.** Mayor's Appointments for 2019

**ACTION:** Councilmember Slooten moved and Councilmember Harris seconded to confirm the Mayor's appointments. The motion passed with a unanimous voice vote.

- 17.** Consideration of Appointing Councilmembers as Representatives to the League of California Cities Redwood Empire Division, Resolution No. 2019-01

**ACTION:** It was moved by Councilmember Harris and seconded by Councilmember Slooten to confirm Mayor Bennett's appointment of Councilmember Overton as primary and Vice Mayor Cremer as alternate to the Redwood Empire Division and adopt Resolution No. 2019-01. The motion passed with a unanimous roll call vote.

- 18.** Consideration of Appointment to the Measure V Oversight Committee

**ACTION:** It was moved by Councilmember Overton and seconded by Vice Mayor Cremer to approve Vice Mayor Cremer's appointment of Sheryl Almon and Councilmember Slooten's appointment of Bruno Sabatier to the Committee and adopt Resolution No. 2019-02. The motion passed with a unanimous roll call vote.

## **CITY MANAGER AND COUNCILMEMBER REPORTS**

### **FUTURE AGENDA ITEMS:**

### **ADJOURNMENT**

There being no further business of the Council, the meeting was adjourned at 8:04 p.m.

Melissa Swanson, City Clerk