

MINUTES

CITY OF CLEARLAKE CITY COUNCIL & REDEVELOPMENT SUCCESSOR AGENCY REGULAR MEETING APRIL 16, 2020

The virtual meeting was held via Zoom in accordance with Governor Newsom's Executive Order N-25-20 and Executive Order N-29-20.

CALL TO ORDER CLOSED SESSION CITY COUNCIL MEETING: 5:00 P.M.

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

Staff: Alan Flora, City Manager
Ryan Jones, City Attorney

- (1) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:** Initiation of Litigation pursuant to Government Code Section 54956.9: One potential case
- (2) PUBLIC EMPLOYEE PERFORMANCE EVALUATION:** (Pursuant to Government Code § 54957):
Title: City Manager
- (3) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:** (Government Code 54956.9)
– City of Clearlake v. PG&E Corporation, et al., Case No. CV 1:17-CV-419398, Lake County Superior Court

There was no action taken in closed session.

CALL TO ORDER REGULAR CITY COUNCIL MEETING: 6:02 P.M.

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

Staff: Alan Flora, City Manager
Andrew White, Police Chief
Ryan Jones, City Attorney
Melissa Swanson, Administrative Services Director/City Clerk
Dale Goodman, Public Works Director

INVOCATION

Councilmember Perdock gave the invocation.

ADOPTION OF THE AGENDA

City Manager Flora asked to hear Item #9 Discussion and Consideration of Approval of Memorandum of Understanding (MOU) Between the City of Clearlake, Adventist Health Clear Lake and Hope Rising Lake County for the Hope Center Project and Adopt Resolution 2020-17 Amending the Fiscal Year 2019-20 Budget to Allocate \$500,000 for the Hope Center Project, as the first item of Business on the agenda.

ACTION: It was moved by Councilmember Perdock and seconded by Councilmember Harris to adopt the agenda as amended. The motion passed with a unanimous roll call vote.

PRESENTATIONS:

1. Presentation of April's Adoptable Dogs
2. Proclamation Declaring April 12 – 18, 2020 as Public Safety Telecommunicators Week

PUBLIC COMMENT:

Administrative Services Director/City Clerk read a public comment from an anonymous citizen who stated citizens should be allowed to interact with the Council.

Consent Items

Recommended Action

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| 3. Warrant Registers | Receive and file |
| 4. Consideration of Continuation of Declaration 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. Consideration of Approval of Leave of Absence Without Pay for Marcia Taylor | Approve leave of absence without pay for Ms. Taylor through April 30, 2020 |

ACTION: It was moved by Councilmember Perdock and seconded by Councilmember Overton to accept the Consent Calendar as presented. The motion passed with a unanimous roll call vote.

BUSINESS:

6. Award of Construction Contract for the Animal Control Facility Improvement Project

Chief White gave the staff report.

ACTION: It was moved by Councilmember Harris and seconded by Councilmember Overton to authorize City Manager to enter into a contract with R & R Pacific Construction for construction of the Animal Control Facility Improvement Project in the amount of \$180,000 and authorize the

City Manager to approve up to 10% for additional unforeseen contract amendments. The motion passed with a unanimous roll call vote.

7. Adopt Emergency Ordinance No. 241-2020 Establishing a 45-Moratorium on Industrial Hemp Cultivation in the City

City Attorney Jones gave the staff report.

ACTION: It was moved by Councilmember Harris and seconded by Councilmember Perdock to adopt Emergency Ordinance No. 241-2020: An Urgency Ordinance Establishing a 45-Moratorium on Industrial Hemp Cultivation in the City. The motion passed with a unanimous roll call vote.

8. Consideration of Establishment of an Industrial Hemp Cultivation Ad hoc Committee

City Manager Flora gave the staff report. Mayor Cremer appointed himself, Vice Mayor Slooten, Planning Commissioner Bean, Planning Commissioner Appointee McCarrick, Dan Griffin, Dave Hughes and Natasha Sokoloski to the committee.

ACTION: It was moved by Councilmember Overton and seconded by Councilmember Perdock to approve formation of and ratify Mayor Cremer's appointments to an industrial hemp ad hoc committee. The motion passed with a unanimous roll call vote.

9. Discussion and Consideration of Approval of Memorandum of Understanding (MOU) Between the City of Clearlake, Adventist Health Clear Lake and Hope Rising Lake County for the Hope Center Project and Adopt Resolution 2020-17 Amending the Fiscal Year 2019-20 Budget to Allocate \$500,000 for the Hope Center Project

This item was taken as the first Item of Business. Councilmember Perdock recused himself from the Item as it relates to his employment with Adventist Health. He left the dais and the Council Chambers at 6:20 p.m. After the item, he returned to the dais at 7:00 p.m.

City Manager Flora gave the staff report.

ACTION: It was moved by Councilmember Harris and seconded by Vice Mayor Slooten to adopt Resolution 2020-17 Amending the 2019-20 Fiscal Year Budget to Allocate \$500,000 for the Hope Center Project and Approve Memorandum of Understanding Between the City of Clearlake, Adventist Health Clear Lake and Hope Rising Lake County, and Authorize the Mayor to Sign. The motion passed with a unanimous roll call vote with Councilmember Perdock absent.

10. Consideration of Resolution 2020 - 16 to adopt a list of approved projects for submission to California Transportation Committee (CTC) for funding pursuant to SB1

City Manager Flora gave the staff report.

ACTION: It was moved by Vice Mayor Slooten and seconded by Councilmember Overton to adopt Resolution 2020 – 16, a Resolution of the City Council of the City of Clearlake Adopting a

project list for submission to the California Transportation Committee for funding under the provisions of SB1. The motion passed with a unanimous roll call vote.

- 11. First Reading of Ordinance No. 240-2020, Commercial Cannabis Regulatory Permit Suspension/Revocation and Appeal Process and Corrections to Ordinance No. 229-2019**

City Attorney Jones gave the staff report.

ACTION: It was moved by Councilmember Harris and seconded by Vice Mayor Slooten to hold First Reading of Ordinance No. 240-2020, AN ORDINANCE AMENDING CHAPTER 5, SECTION 5-25 OF THE CLEARLAKE MUNICIPAL CODE RELATING TO COMMERCIAL CANNABIS REGULATORY PERMITS AND ESTABLISHING AN APPEAL PROCESS FOR SUSPENSION OR REVOCATION OF A PERMIT AND AMENDING A TYPOGRAPHICAL ERROR IN ORDINANCE NO. 229-2019, read it by title only, waive further reading and set second reading and adoption for the May 7, 2020 Council meeting. The motion passed with a unanimous roll call vote.

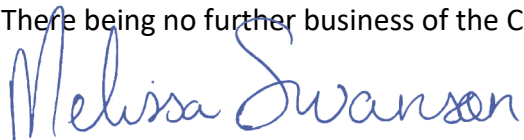
CITY MANAGER AND COUNCILMEMBER REPORTS

FUTURE AGENDA ITEMS

Vice Mayor Slooten asked for and received consensus of the Council to bring forward a report from the Measure V Oversight Committee.

ADJOURNMENT

There being no further business of the Council, the meeting was adjourned at 8:10 p.m.



Melissa Swanson, City Clerk