

MINUTES
LAKEPORT CITY COUNCIL
REGULAR MEETING
January 20, 2009

- I. **WORKSHOP:** The workshop began at 5:01 p.m.
- A. Business Plan Update This item is removed from the agenda due to the Finance Director's absence due to illness.
- B. Mid-Year Budget Review The audit has been completed. Discussion was held about the City's expenditures to date. The workshop recessed at 5:49 p.m.
- II. **CALL TO ORDER:** Mayor Bertsch called the regular meeting of the City Council of the City of Lakeport to order at 6:00 p.m. with Council Members, Roy Parmentier, Bob Rumpfelt, Jim Irwin, and Suzanne Lyons present.
- ROLL CALL:**
- III. **PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance was led by Redevelopment Director Knoll.
- IV. **ACCEPTANCE OF AGENDA:** A motion was made by Council Member Irwin, seconded by Council Member Parmentier, and unanimously carried by voice vote to accept the agenda as posted.
- V. **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. Warrants This item was pulled from the consent agenda for discussion.
- C. Minutes Approve minutes of the regular City Council meeting of January 6, 2009.
- D. Building Permit Report Receive and file Building Permit Report for December, 2008.
- E. Reject Application for Leave to Present a Late Claim Reject Application for Leave to Present a Late Claim from Glen Gillham.
- F. Resolution No. 2341 (2009) Adopt Resolution No. 2341 (2009) providing a rate or range of pay for each class within the position classification Plan and rescinding a portion of Resolution No. 2312 (2008).
- Vote on Consent Agenda A motion was made by Council Member Parmentier, seconded by Council Member Rumpfelt, and unanimously carried by voice vote to approve the Consent Agenda without Item B.
- B. Warrants A motion was made by Council Member Irwin, seconded by Council Member Parmentier, and unanimously carried by voice vote to approve the warrants with the exception of the legal billing from McDonough, Holland & Allen.
- VI. **PUBLIC PRESENTATIONS/ REQUESTS:**
- A. Citizen Input Wendy Moore addressed the Council regarding questions about the Vista Point lawsuit and the golf course.
- VII. **PUBLIC HEARING:**
- A. Appeal of Planning Commission Decision-Parkside Subdivision Planning Manager Andrew Britton presented the staff report. The public hearing was opened at 6:06 p.m. Betsy Cawn indicated that there are no elderberry beetles in Lake County. She also serves on the Fire Safe Council and feels this could be a fire suppression issue if there is a cul-de-sac. Ross Kauper said that there was insignificant documentation provided to the Planning Commission. Scott Schellinger addressed the Council on behalf of the applicant.
- Fire Chief Ken Wells indicated that in looking at the area, he has no problems with the cul-de-sac because of the width of Westside. He also would like to see Craig Avenue left alone so that it would be easy

to evacuate the rest home on Craig Avenue without additional traffic on Craig Avenue. Police Chief Burke said that having a cul-de-sac would make the area easy to lock down.

The public hearing was closed at 6:13 p.m. A motion was made by Council Member Parmentier, seconded by Council Member Rumpfelt, and unanimously carried by voice vote to approve the appeal request to allow the proposed revision to the Parkside Subdivision Project with the finding that it is in conformance with the applicable criteria set forth in the City's Municipal Code. The City Council's approval is based on the following: a) the information and documentation submitted by the project proponent; (b) the information and documentation contained in the December 10, 2008, Staff Report on the project; c) the information and facts received at the public hearings on December 10, 2008, and January 20, 2009; and d) the fact that there is general conformance with the applicable criteria and standards specified in the Lakeport Municipal Code. The City Council's approval of the revised project shall be subject to the conditions of approval set forth in the December 10, 2008, Staff Report and/or as amended by the City Council at the public hearing.

VIII. CONVENE JOINT MEETING OF THE LAKEPORT CITY COUNCIL AND LAKEPORT REDEVELOPMENT AGENCY

- A. Call to Order and Roll Call: Chairman Bertsch called the regular meeting of the Redevelopment Agency to order at 6:22 p.m. with Agency Members Roy Parmentier, Bob Rumpfelt, Jim Irwin, and Suzanne Lyons present.
- B. Minutes A motion was made by Agency Member Parmentier, seconded by Agency Member Rumpfelt, and unanimously carried by voice vote to approve the minutes of November 18, 2008.
- C. Annual Report-Audit-SCO Report-HCD Report and Proposed Five-Year Implementation Plan Redevelopment Director Knoll presented the annual report for the Lakeport Redevelopment Agency and presented a draft Five-Year Implementation Plan. A motion was made by Agency Member Rumpfelt, seconded by Agency Member Parmentier, and unanimously carried by voice vote to accept and file the 2008 RHED Department Annual Reports and direct staff to publish a Notice of Public Hearing for the Five-Year Implementation Plan for February 17, 2009.
- D. Acquisition of City-Owned Property A motion was made by Agency Member Rumpfelt, seconded by Agency Member Parmentier, and carried by voice vote, with Agency Members Irwin and Lyons opposed, to direct staff to proceed in the sale of non-performing and/or under-performing City properties to the Redevelopment Agency and adopt the Business Stabilization Loan Program Guidelines, capitalize the BSLP Program proceeds from sale of non-performing properties at a level to be determined by the City Council. The following addressed the Council regarding this item: Pete McCrae, Paul Breunig, Jo Gossett, Barbara Breunig, George Spurr, and Amanda Lyons.
- E. Avalon Cottages Redevelopment Director Knoll gave a status report on the Avalon Cottages project. He will meet with the project developer to discuss Agency concerns and ask for a total project breakdown.
- F. Sampson Project Dr. Sampson addressed the Council regarding a project he wishes to do on Eleventh Street. The Redevelopment Director will follow up with potential loan resources.
- G. Adjourn The Redevelopment Agency meeting was adjourned at 8:44 p.m.

IX. COUNCIL BUSINESS:

A. Community Development Director:

1. TMDL Monitoring and Implementation Plan and MOU Betsy Cawn addressed the Council regarding this item. A motion was made by Council Member Lyons, seconded by Council Member

Rumfelt, and carried by voice vote, with Council Member Parmentier voting no, to approve the TMDL MOU with the County of Lake and authorize the Mayor to sign and to adopt the Mercury and Nutrient TMDL Monitoring and Implementation Plan.

B. City Engineer:

1. Transportation Impact Fees

Brent Siemer will make a presentation on the restructured Traffic Impact Fee Program for the February 3, 2009, Council meeting.

C. City Attorney

1. MOU for Golden Handshake

2. Brown Act Workshop

A motion was made by Council Member Irwin, seconded by Council Member Lyons, and unanimously carried by voice vote to approve the MOU as modified and authorize City negotiators to execute same.

A Brown Act workshop will be held on Tuesday, February 3, 2009, at 5:00 p.m.

D. Interim City Manager

1. Resolution No. 2342 (2009)

A motion was made by Council Member Rumfelt, seconded by Council Member Parmentier, and unanimously carried by voice vote to adopt Resolution No. 2342 (2009) allocating funds from the Supplemental Law Enforcement Services Funds (SLESF) pursuant to a written request from the Police Chief.

X. CITY COUNCIL COMMUNICATIONS:

- A. Committee Formation and Appointments

The Mayor will serve on a Senior Advisory Committee. Roy Parmentier will head a Student Liaison Committee. He will also work on putting together a committee to address Measure J issues.

- B. Miscellaneous Reports:

Council Member Lyons would like to agendize rescinding the vote that was taken on January 6, 2009. She will follow up with the City Attorney on this.

Council Member Rumfelt will be attending a public policy meeting in Sacramento tomorrow, so he will not be able to attend the LAFCO meeting.

Mayor Bertsch attended the Mayor Select Committee. He will serve as an alternate on the Airport Land Commission.

Mayor Bertsch attended the Fire Board meeting and the Lakeport Main Street Association meeting. He also attended a meeting with the Senior Advisory Committee.

XI. CLOSED SESSION:

The meeting was adjourned to a closed session at 9:40 p.m., to discuss Public Employee Performance Evaluation pursuant to *Government Code* §54571: Title: City Manager

Pursuant to *Government Code* Section 54957 (Employee Discipline/Dismissal/Release).

Pursuant to *Government Code* Section 54956.8 (Property Negotiations): 1473 Martin Street (APN 005-030-20).

XII. REPORT FROM CLOSED SESSION:

The meeting reconvened to open session at 10:30 p.m. Staff was given direction.

XIII. ADJOURNMENT:

Mayor Bertsch adjourned the meeting at 10:31 p.m.

ATTEST

APPROVED

JANEL M. CHAPMAN, City Clerk

RONALD BERTSCH, Mayor