



# 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 FORMER LAKEPORT REDEVELOPMENT AGENCY)\*

Tuesday, April 4, 2023, 5:30 p.m.

City Council Chambers, 225 Park Street, Lakeport, California 95453

*\*All references to "City Council" include those other agencies which are listed above*

*The City Council may discuss and/or take action on any or all of the items listed on the agenda irrespective of how the agenda items are described. The council may establish and make appointments to a Council committee (made up of two Councilmembers) with respect to any item appearing on this agenda.*

**RECEPTION:**

**5:30 p.m.**

A reception with City Council Members and members of the various City of Lakeport Committees and Commissions was observed.

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

Mayor Mattina called the meeting to order at 6:05 p.m., with Council Members Costa, Disney, Froio, Parlet, and Mayor Mattina present.

**II. PLEDGE OF ALLEGIANCE:**

The Pledge of Allegiance was led by Jeff Warrenburg.

**III. ACCEPTANCE OF AGENDA/ URGENCY ITEMS:**

A motion was made by Council Member Parlet, seconded by Council Member Disney, and unanimously carried by voice vote 5-0-0-0 to accept the agenda as posted.

**IV. CONSENT AGENDA:**

*The following Consent Agenda items are expected to be routine and noncontroversial. They will be acted upon by the Council at one time without any discussion. Any Council Member may request that any item be removed from the Consent Agenda for discussion under the regular Agenda. Removed items will be considered following the Consent Calendar portion of this 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 City Council regular meeting of March 21, 2023.

C. Application 2023-009:

Approve application 2023-009, with staff recommendations, for the 2023 Bicoastal Media Summer Concerts in the Park.

D. Out of State Travel:

Authorize Out-of-State Travel for (3) utility staff members to attend the California Rural Water Association (CRWA) Expo.

Vote on Consent Agenda:

Council member Parlet recused himself from vote on item 4.C, Bicoastal Media Summer Concerts in the Park, due to a potential conflict of interest since Council member Parlet's catering business caters for the Bicoastal Media during the concert series. A motion was made by Council Member Froio, seconded by Council Member Disney, and unanimously carried by voice vote 5-0-0-0 to accept the Consent Agenda, Items A-D, with Council Member Parlet recused from item 4.C.

**V. PUBLIC PRESENTATIONS/REQUESTS:**

A. Public Input:

There was no input offered by the public.

B. Proclamation:

Mayor Mattina presented a proclamation designating April 2023 as Child Abuse Prevention Month to staff from the Lake Family Resource Center. Carrie Bridges and Sherry de la Torre from Lake County Child Welfare Department commented on Child Abuse Prevention Month.

C. Proclamation:

Mayor Mattina presented a proclamation designating April 2023 Sexual Assault Awareness Month to staff from the Lake Family Resource Center.

- D. Proclamation: Mayor Mattina presented a proclamation designating April 2023 Arts, Culture & Creativity Month to Barbara Clark of the Lake County Arts Council.
- E. Proclamation: Mayor Mattina presented proclamations honoring City of Lakeport Committee and Commission members including the Lakeport Planning Commission, the Lakeport Fire Protection District Board, the Vector Control Board, the Measure Z Advisory Committee and the Lakeport Economic Development Advisory Committee.
- F. Presentation: Denise Combs, William Eaton and Pamela Harpster of the Lakeport Economic Development Advisory Committee (LEDAC) gave a presentation on the 2022 Business Walks.

**VI. PUBLIC HEARINGS:**

- A. Martin Street Phase III The staff report was presented by Associate Planner Fernandez.
- Mayor Mattina opened the Public Hearing at 7:22 p.m.
- Nancy Weir spoke in opposition of the project.  
Ariana Marcus sited safety and access concerns during construction.  
Jacob from AMG & Associates stated the project would include mature vegetation for screening and that access concerns have been addressed with the contractor.

Mayor Mattina closed the Public Hearing at 7:30 p.m.

1. A motion was made by Council Member Froio, seconded by Council Member Costa, and unanimously carried by voice vote 5-0-0-0 to adopt the draft Resolution making findings to approve a Mitigated Negative Declaration for the Martin Street Phase III Project General Plan Amendment and Zone Change (App 2021-25) project based on the information and findings contained in the Initial Study/Environmental Review and dated December 2022 and associated Mitigation Monitoring and Reporting Program.
2. A motion was made by Council Member Disney, seconded by Council Member Parlet, and unanimously carried by voice vote 5-0-0-0 to adopt the draft Resolution to approve the proposed General Plan Amendment revising the existing Residential general plan land use designation to High Density Residential with the findings contained in the draft Resolution.
3. A motion was made by Council Member Disney, seconded by Council Member Parlet, and unanimously carried by voice vote 5-0-0-0 to approve the draft Ordinance of the City Council of the City of Lakeport Amending the City of Lakeport Zoning Map(s) for APN 025-431-41 known as Martin Street Phase III to realign the existing R-1, Low Density Residential base zoning district to R-3, High Density Residential.

**VII. COUNCIL BUSINESS:**

- A. City Attorney
1. Opioid Litigation Update: City Attorney Ruderman gave a presentation on the national opioid litigation, including the City's involvement and status of prior settlements with three Distributors and Janssen, and proposed settlements with Teva, Allergan, Walgreens, Walmart and CVS.
- B. City Manager

- 1. Congressional FY 2024 Community Project Funding:
  - The staff report was presented by City Manager Ingram
  - A motion was made by Council Member Parlet, seconded by Council Member Froio, and unanimously carried by voice vote 5-0-0-0 to adopt a resolution to submit the Recreation/Community Center project for consideration as a community project funding proposal.
- C. Assistant City Manager
  - 1. 2<sup>nd</sup> Quarter Financial Update
    - The staff report was presented by Assistant City Manager Walker
    - A motion was made by Council Member Parlet, seconded by Council Member Disney, and unanimously carried by voice vote 5-0-0-0 to receive and file the FY 2022/23 2nd quarter update.
- D. Public Works Director
  - 1. Bid Award:
    - The staff report was presented by Public Works Director Ladd. Elizabeth Larson asked if the building was part of the Lakefront Park Project.
    - A motion was made by Council Member Froio, seconded by Council Member Costa, and unanimously carried by voice vote 5-0-0-0 to award a construction contract to Unlimited Environmental, Inc. for the Natural High Demolition and authorize the City Manager to execute the construction contract for the bid amount.

**VIII. CITY COUNCIL COMMUNICATIONS:**

- A. Travel, Calendar, and Miscellaneous Reports, if any:
  - City Attorney Ruderman gave no report.
  - City Manager Ingram gave no report.
  - Police Chief Rasmussen reported that a team of instructors will be training 60 officers in active shooter response this week.
  - Utilities Director Harris gave no report.
  - Public Works Director Ladd gave no report.
  - Administrative Services Director gave no report.
  - Assistant City Manager Walker gave no report.
  - Council Member Disney reported that he and Mayor Mattina attended the first meeting of the Lake County Recreation Agency
  - Council Member Froio attended Calcities Redwood Empire Division meeting last Friday.
  - Council Member Parlet commented that he would like to see some conversations with state officials regarding overhauling some Prevailing Wage requirements for smaller, rural agencies.
  - Council Member Costa commented on the importance of agencies such as Child Welfare to do public outreach to explain the agencies' mission.
  - Mayor Mattina reported that she attended a meeting with Senator McGuire, along with other officials from around the County regarding regional concerns.

**IX. CLOSED SESSION:**

- Mayor Mattina adjourned the meeting to closed session at 8:39 p.m., to discuss the following:
  - 1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov. Code § 54956.8)  
Property Addresses: 026-052-28; 026-052-36; 026-251-06; 026-122-06;

025-036-04; 025-036-03

Agency Negotiator: City Manager

Negotiating Parties: Lake County Tax Collector

Under Negotiation: Price and Terms of Payment

- 2. Conference with Legal Counsel; Existing Litigation (Gov. Code § 54956.9(d)(1))

The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the local agency in the litigation.

Name of Case: *City of Lakeport, California et al v. Amerisourcebergen Drug Corporation et al.*

Names of Parties: Plaintiff City of Lakeport. Amerisourcebergen Drug Corporation et al. Full list of Defendants available upon request with the City Clerk

Case No.: NDO MDL 1:20-op-45242-DAP

**Report out of Closed Session:**

Mayor Mattina reconvened to open session at 9:33 p.m.

There was no reportable action.

**X. ADJOURNMENT:**

Mayor Mattina adjourned the meeting at 9:33 p.m.

*Stacey Mattina*  
Stacey Mattina (Apr 20, 2023 11:06 PDT)

Stacey Mattina, Mayor

Attest:

*Kelly Buendia*  
Kelly Buendia (Apr 20, 2023 11:08 PDT)

Kelly Buendia, City Clerk