



# AGENDA

## 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**

**See Teleconferencing Instructions Below**

**If you cannot attend in person, and would like to speak on an agenda item, you can access the **Zoom** meeting remotely:**

Join from a PC, Mac, iPad, iPhone or Android device:

Please click this URL to join. <https://zoom.us/j/97368201787?pwd=a2NvVnN6MEFjQ2Exc2pTZkpldU1sQT09>

Passcode: 477973

Or join by phone:

Dial (for higher quality, dial a number based on your current location):

US: +1 669 900 9128 or +1 346 248 7799 or +1 253 215 8782 or +1 646 558 8656 or +1 301 715 8592 or +1 312 626 6799

Webinar ID: 973 6820 1787

Passcode: 477973

International numbers available: <https://zoom.us/u/abNyiaqY1I>

The City wants you to know that you can also submit your comments by email to [virtualhost@cityoflakeport.com](mailto:virtualhost@cityoflakeport.com).

To give the City Clerk adequate time to print out your comments for consideration at the meeting, please submit your written comments prior to **3:30 p.m. on Tuesday, April 4, 2023.**

Please indicate in the email Subject Line "FOR PUBLIC COMMENT" and list the item number you wish to comment on.

Comments that you want read to the Council will be subject to the three minute time limitation (approximately 350 words).

Written comments that are only to be provided to Council and not read at the meeting will be distributed to the Council prior to the meeting.

The City of Lakeport thanks you in advance for taking all precautions to prevent spreading the COVID-19 virus.



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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.**

Reception with City Council Members and members of the various City of Lakeport Committees and Commissions.

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

6:00 p.m.

**II. PLEDGE OF ALLEGIANCE:**

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

Move to accept agenda as posted or move to add or delete items.

*To add item, Council is required to make a majority decision that an urgency exists (as defined in the Brown Act) and a 2/3rds determination that the need to take action arose subsequent to the agenda being 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.

**V. PUBLIC PRESENTATIONS/REQUESTS:**

A. Public Input:

*Any person may speak for 3 minutes about any subject within the authority of the City Council, provided that the subject is not already on tonight's agenda. Per Government Code §54954.3(a), the City Council cannot take action or express a consensus of approval or disapproval on any public comments regarding matters which do not appear on the printed agenda.*

B. Proclamation:

Mayor to read a proclamation designating April 2023 as Child Abuse Prevention Month.

C. Proclamation:

Mayor to read a proclamation designating April 2023 Sexual Assault Awareness Month.

D. Proclamation:

Mayor to read a proclamation designating April 2023 Arts, Culture & Creativity Month.

E. Proclamation:

Mayor to read a proclamation honoring City of Lakeport Committee and Commission members.

F. Presentation:

Presentation by the Lakeport Economic Development Advisory Committee (LEDAC) on the 2022 Business Walks

**VI. PUBLIC HEARINGS:**

- A. Martin Street Phase III
  - Hold a public hearing and
    - 1. 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. 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. 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: Receive 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: 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: Receive and file the FY 2022/23 2nd quarter update.

Public Works Director
- D.
  - 1. Bid Award: 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:

**IX. CLOSED SESSION:**

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

**X. ADJOURNMENT:**

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office at 225 Park Street, Lakeport, California, during normal business hours. Such documents are also available on the City of Lakeport's website, [www.cityoflakeport.com](http://www.cityoflakeport.com), subject to staff's ability to post the documents before the meeting.

The City of Lakeport, in complying with the *Americans with Disabilities Act (ADA)*, requests individuals who require special accommodations to access, attend and/or participate in the City meeting due to disability, to please contact the City Clerk's Office, (707) 263-5615, 72 hours prior to the scheduled meeting to ensure reasonable accommodations are provided.

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Hilary Britton, Deputy City Clerk