

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
YREKA HELD IN SAID CITY ON JANUARY 5, 2021

On the 5th day of January 2021, the City Council of the City of Yreka met in regular session, and upon roll call, the following were present: Deborah Baird, Joan Smith Freeman, Duane Kegg, Paul McCoy, and Corey Middleton. Absent - None.

Consent Calendar: Mayor Kegg announced that all matters listed under the consent calendar are considered routine and will be enacted by one motion unless any member of the Council wishes to remove an item for discussion or a member of the audience wishes to comment on an item:

1. Discussion/Possible Action - Consent Calendar:

- a. Approval/ratification of payments issued from December 11, 2020 through December 31, 2020.
- b. Approval of Minutes of the meeting held December 17, 2020.
- c. Adopt Resolution extending the suspension of Section 13.76.010 of the Yreka Municipal Code allowing installation of banners on Fairlane Road.
- d. Acceptance of Treasurer's Report and Budget to Actual for the month of November 2020.
- e. Waive Full Text Reading of All Ordinances on the Agenda. Ordinances shall be introduced and adopted by title only.

Following Council discussion, Councilmember McCoy moved to approve the items on the consent calendar as submitted.

Councilmember Freeman seconded the motion, and upon roll call, the following voted YEA: Baird, Freeman, Kegg, McCoy and Middleton.

Mayor Kegg thereupon declared the motion carried.

2. Discussion/Possible Action:

- a. Conduct a public hearing for the adoption of a resolution and introduction of the ordinance and review associated actuarial determined cost relating to modification of the City's retirement contract with CalPERS (CalPERS actuary present) to include PEPR Fire – Safety 2.7% at 57 formula.
- b. Adopt a Resolution of Intention to Amend the City's contract with the California Public Employees Retirement System (hereinafter "CalPERS") to include Fire Safety.
- c. Introduction (first reading) of an Ordinance amending the City's contract with CalPERS to provide retirement benefits to Fire Safety.

Last year the City made the decision to move forward with the recruitment of a career (salaried) fire chief for the City of Yreka's volunteer fire department. The City successfully found a qualified candidate, but was unable to provide fire safety pension benefits for the position without a pension contract amendment.

City staff has been working with CalPERS since to review the job classification of Fire Chief and submitted its application for an actuarial valuation for the impacts of the contract modification. The actions recommended by staff this evening, are required steps for the contractual amendment.

Mr. Nate Jensen, CalPERS Associate Pension Actuary, is also attending the meeting this evening, to discuss the actuarial study and is available for questions, as required by Government Code Section 7507. GC Section 7507 calls for an actuary to be present at the public meeting to provide information if future costs exceed \hat{A} ^{1/2} of 1 % of the future annual costs of the existing benefits. Future annuals costs are defined as normal costs and any change to the accrued liability (UAL).

The proposed contract amendment includes a new category, PEPR (public employee pension reform act) Safety Fire Plan for the City of Yreka. The retirement formula is 2.7%@ 57, with 3-years Final Average Compensation, 100% Prior Service. The PEPR, provides for equal cost sharing of the pension premium between the employee and employer and provides for a earning cap on pension eligible earnings (2020 cap with social security is \$126,291). This PEPR formula is consistent with the PEPR plan offered to the City's Police Safety employees.

The current employer normal rate for fiscal year 2020-21 is 13.044%, and employee rate/cost is 13%. The unfunded accrued liability (UAL) for fiscal year 2021-22 is \$9,292 and projected to be \$9,300 in 2022-23. Also in 2021-22 and 2022-23, the employee rate is 13% and the employer rate is 13.13%. The slight variation between the employee and employer rates is due to a rate change threshold placed on the employee's rate.

This plan's funded status, or present value of projected benefits is \$170,993. This measures the amount that would be needed in current year dollars to fund the plan.

This being the time and date scheduled for the public hearing, Mayor Kegg opened the public hearing. There being no statements or comments received, Mayor Kegg closed the public hearing and opened discussion to the Council.

Adopt a Resolution #2021-1 Resolution of Intention to Amend the City's contract with the California Public Employees Retirement System (hereinafter "CalPERS") to include Fire Safety.

Introduction (first reading) of an Ordinance amending the City's contract with CalPERS to provide retirement benefits to Fire Safety.

Following Council discussion, Councilmember McCoy moved to Adopt Resolution # 2021-1 as submitted, and to Introduce the Ordinance as submitted.

Councilmember Baird seconded the motion, and upon roll call, the following voted YEA: Baird, Freeman, Kegg, McCoy and Middleton.

Mayor Kegg thereupon declared the motion carried.

3. Adopt Resolution #2021-4 of the City Council of the City of Yreka Approving and Adopting a Comprehensive Pay Schedule for All Full Time Employees, Part-Time Employees, and Elected Officials in Accordance with CalPERS Guidelines

The City of Yreka (City) adopted Memorandums of Understanding with its represented employees for the calendar years 2020, 2021 and 2022. The City has also been advised through CalPERS Circular Letter dated January 8, 2020, of the requirement of the City to have the City Council of the City approve and published a comprehensive salary schedule for full-time, contractual and part-time employees, elected officials and stipends paid to volunteers who have an employment relationship with the City.

California Public Employees' Retirement System (CalPERS), pursuant to their interpretation of California Code of Regulations section 570.5, recommends all CalPERS employers maintain their compensation levels in one publicly available document, approved and adopted by the governing body, which must meet all of the following requirements:

- 1) Has been duly approved and adopted by the employer's governing body in accordance with requirements of applicable public meetings laws;
- 2) Identifies the position title for every employee position;
- 3) Shows the pay rate for each identified position, which may be stated as a single amount or as multiple amounts within a range;
- 4) Indicates the time base, including, but not limited to, whether the time base is hourly, daily, bi-weekly, monthly, bi-monthly, or annually;
- 5) Is posted at the office of the employer or immediately accessible and available for public review from the employer during normal business hours or posted on the employer's internet website;
- 6) Indicates an effective date and date of any revisions;
- 7) Is retained by the employer and available for public inspection for not less than five years; and
- 8) Does not reference another document in lieu of disclosing the pay rate.

The purpose of approving this resolution, is to combine the City's various payroll schedules into a single schedule for approval by the City Council. It is staff intent to continue to produce a single schedule going forward for both CalPERS and City purposes at the time any salary schedule is revised.

Following Council discussion, Councilmember McCoy moved to adopt Resolution # 2021-4 as submitted.

Councilmember Middleton seconded the motion, and upon roll call, the following voted YEA: Baird, Freeman, Kegg, McCoy and Middleton.

Mayor Kegg thereupon declared the motion carried.

4. Adopt Resolution #2021-2 Finding Engine 415 of the Yreka Fire Department as Surplus Equipment and Authorizing Sale by the City Manager

In 2008, the Yreka Fire Department took delivery of a Seagrave Type II 4 wheel drive pumper as one of the first purchases after the passing of Measure H in 2006. The engine performed as expected up until approximately the winter of 2018, when electrical issues began appearing, causing numerous safety issues. These issues include but were not limited to intermittent disconnect of main fire pump, loss of headlights during night time responses, malfunction of emergency warning lights and sirens. If it were limited to just one of these issues, the Fleet Manager could likely isolate the trouble and repair accordingly, however, he has spent countless hours trying to correct the problem, including expensive module replacement, sending the engine out for repairs to various shops only to have spent in excess of \$55,000 on said repairs, and additionally having to take the engine out of service. At this juncture, the Fleet Manager and the Department believe the best option is to sell this apparatus at auction as soon as possible and move forward with the purchase of another apparatus.

Following Council discussion, Councilmember McCoy moved to adopt Resolution # 2021-2 as submitted.

Councilmember Freeman seconded the motion, and upon roll call, the following voted YEA: Baird, Freeman, Kegg, McCoy and Middleton.

Mayor Kegg thereupon declared the motion carried.

5. Appointments to Various Committees

Members of the City Council represent the City by serving on various committees. Some are appointed directly by the City Council, while others are appointed by the City Selection Committee, which is comprised of the board members of the City Selection Committee.

The City Council directly appoints members to the:

- Finance Committee.
- Collier Interpretive and Information Center Agency (CIIC)
- Regional Solid Waste JPA

The Mayor serves as the City's representative on the following:

- Siskiyou League of Local Agencies (LOLA)
- Siskiyou Association of Government Entities (SAGE)
- The Mayor also serves as the Alternate for the Finance Committee.
- The Mayor Pro-tempore serves as the Alternate for LOLA and SAGE.

The City Selection Committee (Mayors) appoints representatives to:

- Siskiyou County Local Transportation Commission (L TC)
- Local Agency Formation Commission (LAFCO)

Following Council discussion, Councilmember McCoy moved to approve the appointment of Paul McCoy and Joan Freeman to the Finance Committee, Deborah Baird and Duane Kegg to the Collier Interpretive and Information Center Agency (CIIC), and Paul McCoy and Corey Middleton to the Siskiyou County Regional Solid Waste JPA.

Councilmember Baird seconded the motion, and upon roll call, the following voted YEA: Baird, Freeman, Kegg, McCoy and Middleton.

Mayor Kegg thereupon declared the motion carried.

6. Continuation of Urgency Ordinance #855

The COVID emergency is still continuing (the subject of Urgency Ordinance 855), staff recommends continuation of Ordinance # 855. This Ordinance continues the power to deal with the Coronavirus Pandemic and should continue to stay in effect.

Following Council discussion, Councilmember McCoy moved to continue Urgency Ordinance #855 as adopted.

Councilmember Middleton seconded the motion, and upon roll call, the following voted YEA: Baird, Freeman, Kegg, McCoy and Middleton.

Mayor Kegg thereupon declared the motion carried.

CLOSED SESSION:

1. Conference with Real Property Negotiator (Government Code Section 54956.8)

Property: Fall Creek
Third Party Negotiator: PacifiCorp
City Negotiators: City Manager and City Attorney
Under Negotiation: Possible purchase including price, terms of payment, or both.

2. Conference with Legal Counsel - Anticipated Litigation

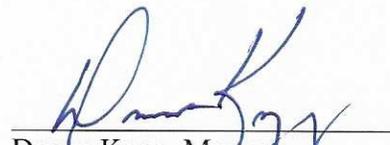
Initiation of litigation pursuant to Subdivision (c) of Section 54956.9 of the Government Code: (Number of cases to be discussed – 1 - The names of the parties are not disclosed, as it is believed that that to do so would jeopardize the City's ability to serve process or to conclude existing settlement negotiations to the City's advantage).

RETURN TO OPEN SESSION: Upon return to open session, City Manager Baker reported that no reportable action was taken in closed session.

ADJOURNMENT There being no further business before the Council the meeting was adjourned.

Attest:


Arthur Boyd, City Clerk


Duane Kegg, Mayor
Minutes approved by Council
Motion January 21, 2021