

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
YREKA HELD IN SAID CITY ON OCTOBER 4, 2018

On the 4TH day of October 2018, the City Council of the City of Yreka met in the City Council Chambers of said City in regular session, and upon roll call, the following were present: Deborah Baird, Robert Bicego, Joan Smith Freeman, Duane Kegg, and Norman Shaskey
Absent - None.

Mayor Freeman announced that the Closed Session has been pulled from the agenda.

Consent Calendar: Mayor Freeman 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:

- a. Approval/ratification of payments issued from September 20, through October 4, 2018.
- b. Approval of Minutes of the meeting held September 20, 2018.
- c. Adopt Resolution Recognizing the City of Yreka's 2019 Contribution to Employees Healthcare Costs through the IRS Section 125 Cafeteria Plan.
- d. Approval of July Treasurer's Report on Cash and Budget to Actual.

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

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

Mayor Freeman thereupon declared the motion carried.

Discuss request from Beacon of Hope and provide direction to staff on what to bring back to a future meeting.

City Manager Steve Baker reported that the Beacon of Hope provided a letter to the City regarding sheltering the homeless during the winter. They are requesting permission from the City Council to allow the Beacon of Hope to open a shelter at the Yreka Community Resource Center at 201 South Broadway. Their proposal would be to open the shelter when the projected outside temperature is below 20 degrees Fahrenheit or during inclement weather. The shelter would be open between November 1, 2018 through March 31, 2019 on nights that meet the weather conditions.

This request raises a few issues. The first is that the City has specifically allowed, as required by state law, emergency shelters to locate within the light industrial zone. The Yreka Community Resource Center is not within a zone that allows for an emergency shelter.

After the City Manager submitted his staff report he then asked the City Attorney to comment. The City Attorney indicated that this matter had been previously before the City Council and that

the Resource Center was given a Notice of Violation for allowing the emergency shelter activity in the past. At the City Manger's request, the City Attorney indicated he performed further legal research and forwarded an appellate court case to the City Manager which clearly defined the City Council's discretion in zoning matters. Unless the zoning code either expressly permits the activity or it is otherwise specifically written into the code that the City has the right to allow the requested use through a conditional use permit or a variance, that the City Council has no discretion to permit the activity. City staff examined the relevant zoning code for a C-2 zone and the requested use is not permitted expressly, or by way of a conditional use permit or a variance, Thus, although homelessness has been a high priority amongst the Council for some time, unfortunately, the City Council has no discretion to grant the Beacon of Hope's request under the current zoning code.

John Krueger, Michelle O'Gorman and Ben Woodruff all spoke as proponents to the request to allow a temporary shelter at the Yreka Community Resource Center.

Sandy Harms, owner/operator of the Broadway Furniture Gallery, which is located across the street from the Yreka Community Resource Center, submitted a letter to the Council in opposition to the request to allow a temporary shelter at that location.

Following Council discussion, Councilmember Bicego moved to table this item.

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

Mayor Freeman thereupon declared the motion carried

Schedule a Stakeholders' Group meeting to discuss Ringe Pool options.

Director of Public Works Matt Bray reported that at the Council meeting held September 20, 2018, staff presented the Ringe Pool Facility Condition Assessment created by McClelland Architecture and Planning. Following discussion of the assessment Council requested that City staff schedule and coordinate a meeting of pool stakeholders. A partial list of potential stakeholder includes Yreka Splash, Siskiyou Family YMCA, City staff, Yreka High School and Jackson Street School, College of the Siskiyou's Yreka campus, the Karuk Tribe, Fairchild Medical Center and other members of the medical community. Staff has tentatively reserved the meeting room at the Siskiyou County Transit Center from 5:30 to 7 p.m. on Tuesday, October 23, to expedite meeting planning.

Following Council discussion, Councilmember Kegg moved to schedule a Special Meeting to conduct a Workshop on October 23, 2018 @ 5:30 p.m. at the Siskiyou County Transit Center.

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

Mayor Freeman thereupon declared the motion carried

Adopt Resolution # 2018-42 consenting to an increase of Residential Rates for the Collection of Garbage in the City of Yreka.

City Manager Baker reported Yreka Transfer, by Franchise Agreement, is required to submit requests for residential service increases for approval by the City Council. Yreka Transfer has submitted a request for an increase as follows:

32 gallon cart from \$17.75 to \$20.25 per month
 64 gallon cart from \$22.25 to \$25.25 per month
 96 gallon cart from \$27.25 to 30.75 per month
 Each additional customer owned can from \$7.00 to \$8.00

1-32 gallon cans 50 pounds or less from \$18.00 to \$21.00 per month
 2-32 gallon cans 50 pounds or less from \$25.00 to \$29.00 per month, each additional can will stay at \$8.00.

The rate increases vary based on the size of the can or cart. Calculated from the last increase in August of 2014, these rates represent an increase by 3% to 4% compound per year.

The current franchise agreement was entered into on December 17, 2015. The agreement has a term of five (5) years through October 31, 2020.

Fiscal Impact:

In accordance with the Franchise Agreement, the City currently receives a sum equal to 3.50% of monthly gross receipts of Yreka Transfer. Per the terms of the Franchise Agreement, this rate is scheduled to be increased to 3.75% effective November 1, 2018, and 4.00% effective November 1, 2019.

Following Council discussion, Councilmember Bicego moved to adopt the Resolution as submitted.

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

Mayor Freeman thereupon declared the motion carried

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

Attest:

 Joan Smith Freeman, Mayor
 Minutes approved by Council
 Motion October 18, 2018

 Elizabeth E. Casson, City Clerk