

YREKA CITY COUNCIL
AGENDA
November 4, 2010 – 6:30 P.M.
Yreka City Council Chamber 701 Fourth Street, Yreka, CA

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS: This is an opportunity for members of the public to address the Council on subjects within its jurisdiction, whether or not on the agenda for this meeting. The Council has the right to reasonably limit the length of individual comments. Pursuant to Yreka Municipal Code Section 1.24.170 those addressing the Council shall limit their remarks to five minutes. For items, which are on this agenda, speakers may request that their comments be heard instead at the time the item is to be acted upon by the Council. The Council may ask questions, but may take no action during the Public Comment portion of the meeting, except to direct staff to prepare a report, or to place an item on a future agenda.

SPEAKERS: Please state your name and mailing address so that City Staff can respond to you in regard to your comments, or provide you with information, if appropriate. You are not required to state your name and address if you do not desire to do so.

1. Discussion/Possible Action - Consent Calendar: 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. The City Manager recommends approval of the following consent calendar items:
 - a. Approval of Minutes of the meeting held October 21, 2010.
 - b. Approval of Warrants issued from October 22 thru November 4, 2010.
 - c. Adopt Resolution No. 2887 approving execution of Memorandum of Understanding signed by the Yreka City Employees Association for term from July 1 2010 to June 30, 2011.
 - d. Approval of budget to actual and Treasurers Report for the month of September 2010.
 - e. Approval of Treasurers Quarterly report dated September 30, 2010.
 - f. Adopt Resolution No. 2889 approving and authorizing City Manager to execute Contract of Purchase of Real Property by the City of Yreka for 116 S. West Street, Yreka, from the Estate of John A. Martin, deceased and appropriating the sum of \$80,000 for the purchase price.
2. Discussion/Possible Action – Reject bids for Greenhorn Road and Oregon Street 2010 Bike Lane Project.
3. Interim Ordinance of the City of Yreka Extending Ordinance 816, Adopting a Moratorium on Medical Marijuana Dispensaries, for twelve months, pursuant to Government Code Section 65858:
 - Public Hearing to consider the proposed adoption of Ordinance No. 823 Extending Ordinance 816, adopting a Moratorium on Medical Marijuana Dispensaries, for twelve months.
 - Adopt Report and Interim Ordinance No. 823 Extending Ordinance 816, adopting a Moratorium on Medical Marijuana Dispensaries, for twelve months.
 - Direction to staff regarding action to take in the event proposition 19 has passed at the November 2, 2010 general election.

4. Discussion/Possible Action - Introduce Ordinance No. 821 amending Title 11, Buildings and Construction, Chapter 38 Water Efficient Landscaping adopting the Department of Water Resources Model Efficient Landscape Ordinance by amending Sections 11.38.010 and 11.38.020 and repealing Sections 11.38.030 through 11.38.070.
5. Discussion/Possible Action - Adopt Resolution No. 2888 approving Agreement with Yreka Transfer for the collection of solid waste within the City of Yreka.

City Manager Report

Council Statements and Requests: Members of the Council may make brief announcements or reports or request staff to report to Council on any matter at a subsequent meeting.

CLOSED SESSION:

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

Property:	APN# 053-672-500 & 510 (1391 Montague Rd)
City Negotiators:	City Manager and City Attorney
Third Party Negotiator:	Gary and Danna Truttman
Under Negotiation:	Possible purchase including price, terms of payment, or both.

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

Property:	Assessor Parcel No 053-681-070; 053-681-060
Third Party Negotiator:	Phillipe Lane Industrial Park, Inc., and Jim Freeze and Linda Freeze
Property:	Assessor Parcel No. 013-100-140 & 013-110-130
Third Party Negotiator:	Hi-Ridge Lumber Company
City Negotiators:	City Manager and City Attorney
Under Negotiation:	Possible Purchase - including purchase price and terms.

3. Anticipated Litigation. Government Code Section 54956.9(b)(3)(E) and (c). Conference with Legal Counsel, a point has been reached where, in the opinion of the Council on the advice of its legal counsel, based on existing facts and circumstances, there is significant exposure to litigation against the City and the Council is deciding or will decide whether to initiate litigation, due to a statement threatening litigation made outside an open and public meeting on a specific matter within the responsibility of the Council. One case – names of parties are not disclosed since it is believed the facts which may result in litigation are not yet known to the potential litigant(s), which facts need not be disclosed, and, to do so would jeopardize City’s ability to effectuate service of process upon one or more unserved parties.

4. Anticipated Litigation. Government Code Section 54956.9(b)(3)(E) and (c). Conference with Legal Counsel, a point has been reached where, in the opinion of the Council on the advice of its legal counsel, based on existing facts and circumstances, there is significant exposure to litigation against the City and the Council is deciding or will decide whether to initiate litigation, due to a statement threatening litigation made outside an open and public meeting on a specific matter within the responsibility of the Council. One case – names of parties are not disclosed since it is believed the facts which may result in litigation are not yet known to the potential litigant(s), which facts need not be disclosed, and, to do so would jeopardize City’s ability to conclude existing settlement negotiations to its advantage.

RETURN TO OPEN SESSION: Announcement of any action taken by the City Council in Closed Session required by the Ralph M. Brown Act. (Government Code Section 54950 et. seq.)

Adjournment.

In compliance with the requirements of the Brown Act, notice of this meeting has been posted in a public accessible place, 72 hours in advance of the meeting.

All documents produced by the City which are related to an open session agenda item and distributed to the City Council are made available for public inspection in the City Clerk's Office during normal business hours.