

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF  
YREKA HELD IN SAID CITY ON JUNE 3, 2010

On the 3rd day of June 2010, 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: Tom Amaral, Jason Darrow, Jim Griffin, Rory McNeil and David Simmen. Absent – None.

Consent Calendar: Mayor Amaral 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 or audience wishes to remove an item for discussion. The reading of the full text of all Resolutions will be waived unless a Council Member requests otherwise:

Consent Calendar:

- a. Approval of Minutes of the meeting held May 20, 2010.
- b. Adopt Resolution No. 2856 amending Resolution No. 2840 approving requests associated with the Yreka Chamber of Commerce Sponsored Special Event known as the Ride in the Light Motorcycle Rally to be held July 10, 2010.
- c. Approval of budget to actual and Treasurer's Report for the month of April 2010.

Following Council discussion, Council Member McNeil moved to approve the items on the consent calendar as submitted.

Council Member Griffin seconded the motion, and upon roll call, the following voted YEA: Amaral, Darrow, Griffin, McNeil & Simmen.

Mayor Amaral thereupon declared the motion carried.

Creation of a temporary committee to aid and facilitate the removal of the Black's Building, the creation of a basic breezeway and the development of permanent parking including signage.  
Council Member Simmen.

Following Council discussion, Council Member Amaral moved to direct the City Manager to work with Council Member Simmen to outline the roles and responsibilities of the proposed committee and to report back to Council with their recommendations.

Council Member Simmen seconded the motion, and upon roll call, the following voted YEA: Amaral, Darrow, Griffin, McNeil & Simmen.

Mayor Amaral thereupon declared the motion carried.

Adopt Resolution No. 2857 Authorizing City Manager to award and execute a construction contract for the Barham Basin Storm Drain Outfall Project.

Following Council discussion, Council Member Simmen moved to adopt Resolution No. 2857 as submitted.

Council Member McNeil seconded the motion, and upon roll call, the following voted YEA: Amaral, Darrow, Griffin, McNeil & Simmen.

Mayor Amaral thereupon declared the motion carried.

Following Council discussion, it was the consensus of the Council to direct the City Manager to install the appropriate safety fencing around the construction project.

Adopt Resolution No. 2855 Adopting Conflict of Interest procedures regarding CDBG Grant No. 08-EDEF-5874. Council Members Griffin and Darrow are recused on this matter pursuant to public disclosure of Conflict of Interest made on May 20, 2010.

Council Members Darrow and Griffin recused themselves left the Council Chamber.

Following Council discussion, Council Member McNeil moved to adopt Resolution No. 2855 as submitted.

Council Member Simmen seconded the motion, and upon roll call, the following voted YEA: Amaral, McNeil & Simmen.

Mayor Amaral thereupon declared the motion carried.

Adopt Resolution No. 2852 approving an amendment to the Community Development Block Grant Agreement No. 08-EDEF-5874. Council members Griffin and Darrow are recused on this matter pursuant to public disclosure of Conflict of Interest made on May 20, 2010.

Following Council discussion, Council Member McNeil moved to adopt Resolution No. 2852 as submitted.

Council Member Simmen seconded the motion, and upon roll call, the following voted YEA: Amaral, McNeil & Simmen.

Mayor Amaral thereupon declared the motion carried.

Council Member Griffin returned to his seat at the Council table.

Approval of Warrants issued from May 21 thru June 3, 2010.

Following Council discussion, Council Member Griffin moved to approve the warrants as submitted.

Council Member McNeil seconded the motion, and upon roll call, the following voted YEA: Amaral, Griffin, McNeil & Simmen.

Mayor Amaral thereupon declared the motion carried.

Council Member Darrow returned to his seat at the Council table.

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. 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 be 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.
2. Pending litigation. Gov Code Section 54956.9(a) to confer with counsel on a matter of existing litigation, namely: Tulelake Irrigation District v. All Persons Interested, Superior Court, State of California, County of Siskiyou, Case numbered SCCVCV 10-463.

**RETURN TO OPEN SESSION:** Upon return to open session, City Attorney Mary Frances McHugh reported that there was no reportable action.

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

Attest:

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Tom Amaral, Mayor  
Minutes approved by Council  
Motion June 17, 2010

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Elizabeth E. Casson, City Clerk