

YREKA CITY COUNCIL
AGENDA

March 3, 2016 – 6:30 P.M.

Yreka City Council Chamber 701 Fourth Street, Yreka, CA

The full agenda packet can be found on the City's website www.ci.yreka.ca.us/council

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS: This is the time for public comments. Council may ask questions but may take no action during the public comment section of the meeting, except to direct staff to prepare a report or place an item on a future agenda. If you are here to make comments on a specific agenda item, you may speak at that time. If not, this is the time. Please limit your remarks to 5 minutes.

SPEAKERS: Please speak from the podium. 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 February 18, 2016
 - b. Approval/ratification of payments issued from February 19 through March 3, 2016.
 - c. Adopt Resolution authorizing submittal of application to the Department of Resources Recycling and Recovery (CalRecycle) for payment for programs and related authorizations.
 - d. Adopt Resolution authorizing the County of Siskiyou to submit a Used Oil Payment Regional Application on behalf of the County of Siskiyou as Lead Agency and the City of Yreka as one of the participating agencies.
 - e. Acceptance of Treasurer's Report and Budget to Actual for the month of January 2016.
2. Discussion/Possible Action – Adopt Resolution approving street closure associated with events being held by the Etna Brewing Co. Yreka Tap House to be held on March 17, April 15, May 21, and June 4, 2016.

City Manager Report

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

CLOSED SESSION:

1. Personnel pursuant to Government Code §54957, consider public employee performance evaluation for the position of City Manager.

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.

In compliance with the Americans with Disabilities Act, those requiring accommodations for this meeting should notify the City Clerk 48 hours prior to the meeting at (530) 841-2324 or by notifying the Clerk at casson@ci.yreka.ca.us.

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
YREKA HELD IN SAID CITY ON FEBRUARY 18, 2016

On the 18th day of February 2016, 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, Bryan Foster, Joan Smith Freeman, John Mercier and David Simmen Absent - None.

Mayor Mercier announced that the closed session has been pulled from the agenda.

Consent Calendar: Mayor Mercier 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 of Minutes of the meeting held February 4, 2016.
- b. Approval/ratification of payments issued from February 5 through February 18, 2016.
- c. Adopt Resolution approving requests associated with Special Event of the Reenactors of the American Civil War, Inc., to be held May 20 through 22, 2016.

Councilmember Foster requested that item 1c be pulled for discussion.

Following Council discussion, Councilmember Smith moved to approve items 1 a & b on the consent calendar as submitted.

Councilmember Baird seconded the motion, and upon roll call, the following voted YEA: Baird, Foster, Freeman, Mercier and Simmen.

Mayor Mercier thereupon declared the motion carried.

Adopt Resolution #2016-5 approving requests associated with Special Event of the Reenactors of the American Civil War, Inc., to be held May 20 through 22, 2016.

Following Council discussion, Councilmember Foster moved to adopt Resolution No. 2016-5 as submitted.

Councilmember Freeman seconded the motion, and upon roll call, the following voted YEA: Baird, Foster, Freeman, Mercier and Simmen.

Mayor Mercier thereupon declared the motion carried.

Adopt Resolution #2016-6 consenting to Converse Construction's request to withdraw, and authorizing the City Manager to award a construction contract to RTA Construction, Inc., in the amount of \$1,203,500.00 and execute related documents, for the North Street Booster Pump Station and North Well Replacement Project.

City Manager Baker reported that on January 21, 2016, bids were opened for the North Street Booster Pump Station and North Well Replacement project.

This project includes the replacement and upgrade of 60-plus year old facilities, pumps, motors and controls. The project resolves a confined space hazard at the North Street Pump Station, and will increase reliability of the water system as well as mitigate noise in the adjacent residential neighborhood. The replacement pumps will be controlled by Variable Frequency Drives to reduce energy costs. The pump station site will also be made ADA compliant.

Currently, the North Well (infiltration gallery) is the City's only emergency backup water source. The second part of this project will replace aged electrical and mechanical equipment, reducing energy needs, and replacing the control building, which has settled so much that the mortared blocks have pulled apart. These upgrades are necessary in order for the backup well to be sanitary and reliable as an alternate water supply or when needed to augment the existing Fall Creek supply during emergencies.

Converse Construction, Inc. was the apparent low bidder initially with a bid of \$973,75.00, but on January 25, 2016 they submitted a Request to Withdraw pursuant to California Public Contract Code §5100. In accordance with the Public Contract Code, the awarding authority must document the facts for each prescribed element in order to consent to a withdrawal of the low bid.

In considering the project, staff and PACE Engineering recommends that the City award the project to the next lowest responsible, responsive bidder, RTA Construction of Redding in the amount of \$1,203,500.

The fiscal impact of awarding the base bid contract is \$1,203,500.00 plus an estimated \$120,000 for the related costs of inspection, survey, testing and contract administration. The FY 2015/16 water department budget was supplemented for this project on July 18, 2015. Since the work will extend into FY 16/17, staff requests that unspent project funds also carry over into the coming year.

Staff is recommending that the Council adopt the Resolution consenting to Converse Construction's Request to Withdraw, and authorizing the City Manager to award a construction contract to RTA Construction, Inc. in the amount of \$1,203,500.00, and execute related documents, for the North Street Booster Pump Station and North Well Replacement project.

Following Council discussion, Councilmember Foster moved to adopt Resolution No. 2016-6 as submitted.

Councilmember Freeman seconded the motion, and upon roll call, the following voted YEA: Baird, Foster, Freeman, Mercier and Simmen.

Mayor Mercier thereupon declared the motion carried.

City Treasurer's Report: Discussion/Possible Action – Approval of:

- a) Cash Balances Report – December 2015
- b) Quarterly Treasurer's Investment Report – 2nd Quarter Fiscal Year 2015/2016

- c) Budget of Revenue and Expenditures with Year to Date Actuals through December 2015
- d) Quarterly Fiscal Performance Report – 2nd Quarter Fiscal Year 2015/2016

Following Council discussion, Councilmember Simmen moved to accept the Treasurer’s reports as submitted.

Councilmember Foster seconded the motion, and upon roll call, the following voted YEA: Baird, Foster, Freeman, Mercier and Simmen.

Mayor Mercier thereupon declared the motion carried.

Appointment of Liaison the League of California Cities.

Following Council discussion, Councilmember Foster moved appoint Councilmember Joan Smith-Freeman as the City of Yreka’s official Liaison to the League of California Cities.

Councilmember Baird seconded the motion, and upon roll call, the following voted YEA: Baird, Foster, Freeman, Mercier and Simmen.

Mayor Mercier thereupon declared the motion carried.

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

Attest:

 John Mercier, Mayor
 Minutes approved by Council
 Motion March 3, 2016

 Elizabeth E. Casson, City Clerk

Accounts Payable

Computer Check Proof List by Vendor

User: lysandra
 Printed: 02/25/2016 - 1:01PM
 Batch: 00007.02.2016



Invoice No	Description	Amount	Payment Date	Acct Number	Reference
Vendor: 1527 FPA-89830	ACME COMPUTER INV FPA-89830 - MARCH 2016	3,480.00	03/04/2016	Check Sequence: 1 01-050-0000-525-000	ACH Enabled: False
	Check Total:	3,480.00			
Vendor: 1685 17331	AMERICAN INDUSTRIAL DOOR CO INV 17331 - SHOP BAY DOOR (SCORE MINI	3,727.15	03/04/2016	Check Sequence: 2 01-350-0000-521-000	ACH Enabled: False
	Check Total:	3,727.15			
Vendor: 1011 LMED1237370	AMERICAN LINEN INV LMED1237370	26.00	03/04/2016	Check Sequence: 3 01-200-0000-526-000	ACH Enabled: False
	Check Total:	26.00			
Vendor: 1263 TRNG 3/14-17 TRNG 3/14-17	AMERICAN RIVER COLLEGE TRNG 3/14-17 HASEMEYER TRNG 3/14-17 POTTER	92.00 92.00	03/04/2016 03/04/2016	Check Sequence: 4 01-200-6506-513-004 01-200-6506-513-004	ACH Enabled: False
	Check Total:	184.00			
Vendor: 1511 2148	AMERICAN SECURITY EDUCATORS INC INV 2148 - DECALS	516.88	03/04/2016	Check Sequence: 5 01-200-0000-516-000	ACH Enabled: False
	Check Total:	516.88			
Vendor: 1012 108039	AMERICAN VETERINARY HOSPITAL INV 108039 - COLLAR	13.31	03/04/2016	Check Sequence: 6 01-230-0000-416-000	ACH Enabled: False
	Check Total:	13.31			
Vendor: 1080 506-4278394 506-4292845	ARAMARK UNIFORM SERVICES INC INV 506-4278394 - UNIFORM SERVICES (CC INV 506-4292845 - UNIFORM SERVICES (CC	36.29 36.29	03/04/2016 03/04/2016	Check Sequence: 7 01-350-0000-510-000 01-350-0000-510-000	ACH Enabled: False

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
506-4307199	INV 506-4307199 - UNIFORM SERVICES (CC	36.29	03/04/2016	01-350-0000-510-000	
506-4321844	INV 506-4321844 - UNIFORM SERVICES (CC	36.29	03/04/2016	01-350-0000-510-000	
	Check Total:	145.16			
Vendor: 6021	BASIC LABORATORY INC			Check Sequence: 8	ACH Enabled: False
1601528	INV 1601528 - COLILERT BACTI	96.00	03/04/2016	70-500-0000-420-006	
1601771	INV 1601771 - COLILERT BACTI	96.00	03/04/2016	70-500-0000-420-006	
	Check Total:	192.00			
Vendor: 1024	BAY ALARM COMPANY			Check Sequence: 9	ACH Enabled: False
641166 3-6/16	ACCT 641166 3-6/16	90.00	03/04/2016	01-020-0000-517-004	
641266 3-6/16	ACCT 641266 3-6/16	90.00	03/04/2016	01-350-0000-517-004	
	Check Total:	180.00			
Vendor: 1041	RON BLACK			Check Sequence: 10	ACH Enabled: False
03/04/16	MARCH 2016	682.00	03/04/2016	01-200-0000-521-004	
	Check Total:	682.00			
Vendor: 1035	BRIAN BOWLES			Check Sequence: 11	ACH Enabled: False
TRNG 3/13-17	TRNG 3/13-17 ONTARIO	609.07	03/04/2016	01-200-0000-512-000	
	Check Total:	609.07			
Vendor: 1049	CA URBAN WATER CONSERVATION COUN			Check Sequence: 12	ACH Enabled: False
G1-2016-273	INV G1-2016-273 - ANNUAL DUES 2016	2,524.77	03/04/2016	70-520-0000-535-001	
	Check Total:	2,524.77			
Vendor: 2116	DIRECTGOV SOURCE			Check Sequence: 13	ACH Enabled: False
3776	INV 3776 - VEST	1,191.10	03/04/2016	01-200-0000-510-000	
	Check Total:	1,191.10			
Vendor: 2228	KENNETH FRIED			Check Sequence: 14	ACH Enabled: False
572589	INV 572589 - KEYS #201	43.54	03/04/2016	01-350-0000-520-000	
	Check Total:	43.54			
Vendor: 1916	G & G HARDWARE (POLICE)			Check Sequence: 15	ACH Enabled: False
202173	INV 202173 - ANCHORS	7.51	03/04/2016	01-200-0000-516-000	

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
	Check Total:	7.51			
Vendor: 1915	G & G HARDWARE (VEHICLE MAINT)			Check Sequence: 16	ACH Enabled: False
201887	INV 201887 - NYLON CORD #803	10.74	03/04/2016	01-350-0000-520-000	
202137	INV 202137 - BAY DOOR ELECTRICAL SUPI	47.40	03/04/2016	01-350-0000-521-000	
202171	INV 202171 - BAY DOOR ELECTRICAL SUPI	20.26	03/04/2016	01-350-0000-521-000	
	Check Total:	78.40			
Vendor: 7091	GREAT NORTHERN CORPORATION			Check Sequence: 17	ACH Enabled: False
190210-0116	INV 190210-0116	162.50	03/04/2016	65-620-0000-525-000	
	Check Total:	162.50			
Vendor: 1141	KARL GREINER			Check Sequence: 18	ACH Enabled: False
10083	INV 10083 - FEBRUARY 2016	500.00	03/04/2016	01-090-0000-525-000	
	Check Total:	500.00			
Vendor: 1558	KASH HASEMEYER			Check Sequence: 19	ACH Enabled: False
TRNG 3/14-17	TRNG 3/14-17 MCCLELLAN	868.00	03/04/2016	01-200-6506-513-004	
	Check Total:	868.00			
Vendor: 2142	DOHN HENION			Check Sequence: 20	ACH Enabled: False
03/04/16	MARCH 2016	1,250.00	03/04/2016	01-040-0000-525-001	
	Check Total:	1,250.00			
Vendor: 1010	KLAMATH MOTOR LODGE			Check Sequence: 21	ACH Enabled: False
02/12/16	1 HOTEL VOUCHER - 02/12/16	56.00	03/04/2016	02-200-1007-561-020	
	Check Total:	56.00			
Vendor: 2288	LAWRENCE & ASSOCIATES			Check Sequence: 22	ACH Enabled: False
23265	INV 23265 - NEW WELL	1,292.50	03/04/2016	71-510-0000-625-012	
	Check Total:	1,292.50			
Vendor: 1182	LEAGUE OF CA CITIES			Check Sequence: 23	ACH Enabled: False
158633	INV 158633 - 2016 DUES	4,193.28	03/04/2016	01-020-0000-511-000	
	Check Total:	4,193.28			

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
Vendor: 1400 03/04/16	MADRONE HOSPICE MARCH 2016	5,625.00	03/04/2016	Check Sequence: 24 01-090-0000-560-004	ACH Enabled: False
	Check Total:	5,625.00			
Vendor: 1157 JAN 2016	MAGIC RAIN CAR WASH INV JAN 2016	60.00	03/04/2016	Check Sequence: 25 01-200-0000-520-001	ACH Enabled: False
	Check Total:	60.00			
Vendor: 2353 933970	MICHAEL BAKER INTERNATIONAL INC INV 933970 - GENERAL SERVICES	3,000.00	03/04/2016	Check Sequence: 26 01-060-0000-526-000	ACH Enabled: False
	Check Total:	3,000.00			
Vendor: 2241 T35488	MOHAWK RESOURCES LTD INV T35488 - TRANSMISSION JACK (SCORI	1,427.72	03/04/2016	Check Sequence: 27 01-350-0000-450-000	ACH Enabled: False
	Check Total:	1,427.72			
Vendor: 1544 04702374 2/16 04702374 2/16	NEOFUNDS BY NEOPOST 87900044904702374 2/16 87900044904702374 2/16	200.90 444.70	03/04/2016 03/04/2016	Check Sequence: 28 01-230-0000-515-001 01-020-0000-515-001	ACH Enabled: False
	Check Total:	645.60			
Vendor: 22019 823535194001 823535194001 823535194001 823535420001	OFFICE DEPOT INV 823535194001 INV 823535194001 INV 823535194001 INV 823535420001	14.52 3.26 15.46 1.25	03/04/2016 03/04/2016 03/04/2016 03/04/2016	Check Sequence: 29 01-020-0000-515-000 01-030-0000-515-000 01-230-0000-515-000 01-030-0000-515-000	ACH Enabled: False
	Check Total:	34.49			
Vendor: 1467 35300	OWEN EQUIPMENT SALES INV 35300 - SLOT CURTAIN #344	746.58	03/04/2016	Check Sequence: 30 01-350-0000-520-000	ACH Enabled: False
	Check Total:	746.58			
Vendor: 16014 26046	PACE ENGINEERING INC INV 26046 - GENERAL SERVICES	440.50	03/04/2016	Check Sequence: 31 70-300-0000-525-000	ACH Enabled: False
	Check Total:	440.50			
Vendor: 1253	PERFECTION CLEANING INC			Check Sequence: 32	ACH Enabled: False

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
03/04/16	FEBRUARY 2016	450.00	03/04/2016	01-210-0000-526-001	
03/04/16	FEBRUARY 2016	425.00	03/04/2016	01-080-0000-526-001	
03/04/16	FEBRUARY 2016	680.00	03/04/2016	01-200-0000-526-001	
03/04/16	FEBRUARY 2016	400.00	03/04/2016	01-400-0000-426-003	
	Check Total:	1,955.00			
Vendor: 1261	JEREMY POTTER			Check Sequence: 33	ACH Enabled: False
TRNG 3/14-17	TRNG 3/14-17 MCCLELLAN	868.00	03/04/2016	01-200-6506-513-004	
	Check Total:	868.00			
Vendor: 17014	QUILL CORPORATION			Check Sequence: 34	ACH Enabled: False
335074	INV 335074 - MISC OFFICE SUPPLIES	226.53	03/04/2016	01-200-0000-515-000	
	Check Total:	226.53			
Vendor: 2345	ROAD RUNNER TAXI LLC			Check Sequence: 35	ACH Enabled: False
3-456-1	INV 3-456-1 - NOV 2016 LAB SHIPMENTS	40.00	03/04/2016	70-500-0000-420-006	
3-456-1	INV 3-456-1 - DEC 2016 LAB SHIPMENTS	30.00	03/04/2016	70-500-0000-420-006	
	Check Total:	70.00			
Vendor: 1875	SANTA ROSA JUNIOR COLLEGE			Check Sequence: 36	ACH Enabled: False
TRNG 3/14-25	TRNG 3/14-25 WILSON	126.00	03/04/2016	01-230-0000-512-000	
	Check Total:	126.00			
Vendor: 1280	SC AUDITOR			Check Sequence: 37	ACH Enabled: False
FIRE 10/1-12/31	10/01/15-12/31/15 INCIDENTS	1,900.00	03/04/2016	01-210-0000-526-003	
	Check Total:	1,900.00			
Vendor: 1283	SC ECONOMIC DEVELOPMENT COUNCIL			Check Sequence: 38	ACH Enabled: False
03/04/16	MARCH 2016	3,333.33	03/04/2016	01-090-0000-560-001	
	Check Total:	3,333.33			
Vendor: 1525	SCOTT RIVER PUMP & IRRIGATION INC			Check Sequence: 39	ACH Enabled: False
15-42092	INV 15-42092 - BUSHINGS, MESH FILTER	55.28	03/04/2016	70-500-0000-450-515	
	Check Total:	55.28			
Vendor: 25035	MICHAEL SIMAS			Check Sequence: 40	ACH Enabled: False
41434	INV 41434 - LETTERHEAD	687.46	03/04/2016	01-020-0000-515-000	

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
	Check Total:	687.46			
Vendor: 1569 242400-IN	SIRCHIE INV 242400-IN - EVD TUBING	141.25	03/04/2016	01-200-0000-416-000	Check Sequence: 41 ACH Enabled: False
	Check Total:	141.25			
Vendor: 19100 105032-75 1/16 1109529 1/16 8387	SISKIYOU DAILY NEWS ACCT 105032-75 1/16 - CLASSIFIED AD ACCT 1109529 1/16 - CLASSIFIED AD NEWS #8387	414.00 170.07 68.75	03/04/2016 03/04/2016 03/04/2016	01-200-0000-519-000 01-200-0000-519-000 01-060-0000-519-000	Check Sequence: 42 ACH Enabled: False
	Check Total:	652.82			
Vendor: 2352 TRNG 3/14-25	DUSTIN WILSON TRNG 3/14-25 NOVATO	1,788.04	03/04/2016	01-230-0000-512-000	Check Sequence: 43 ACH Enabled: False
	Check Total:	1,788.04			
Vendor: 1374 03/04/16	YREKA CHAMBER OF COMMERCE MARCH 2016	4,750.00	03/04/2016	01-090-0000-560-000	Check Sequence: 44 ACH Enabled: False
	Check Total:	4,750.00			
	Total for Check Run:	50,456.77			
	Total of Number of Checks:	44			



CITY OF YREKA
CITY COUNCIL AGENDA MEMORANDUM

To: Yreka City Council
Prepared by: Steve Baker, City Manager
Agenda title: Adopt Resolution authorizing submittal of application to the Department of Resources Recycling and Recovery (CalRecycle) for payment programs and related authorizations.
Meeting date: March 3, 2016

Discussion:

The Department of Resources Recycling and Recovery (CalRecycle) has allocated \$10,500,000 to eligible cities and counties for beverage container recycling and litter cleanup activities in the form of the City/County Payment Program. Since 2007, the City has collaborated with the County of Siskiyou and received permission from CalRecycle to “pass-thru” the City’s annual allocation of \$5,000 to the County of Siskiyou Department of General Services to augment their existing Beverage Container Recycling Program and to assist with the Mandatory Commercial Recycling (MCR) Plan.

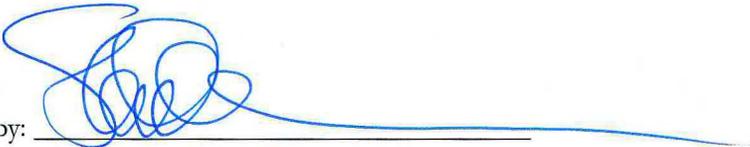
In February of this year, CalRecycle made several changes to the Beverage Container Recycling application process, one of which is the requirement to submit an adopted Resolution from the local governing body authorizing the submittal of an application.

Fiscal Impact:

Due to the new reporting requirements, there will be a cost for staff to prepare and submit the application and various expenditure reports; however, since we “pass-thru” our allocation to the County, they have agreed to supply us with the expenditure report and supporting documentation for the funds expended.

Recommendation and Requested Action:

Adopt the Resolution authorizing the submittal of application to CalRecycle.

Approved by: 
Steven Baker, City Manager

RESOLUTION NO. 2016-7

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YREKA
AUTHORIZING SUBMITTAL OF APPLICATION TO THE DEPARTMENT OF
RESOURCES RECYCLING AND RECOVERY (CalRecycle) FOR PAYMENT
PROGRAMS AND RELATED AUTHORIZATIONS**

WHEREAS, pursuant to Public Resources Code section 48000 et seq. the Department of Resources Recycling and Recovery (CalRecycle) has established various payment programs to make payments to qualifying jurisdictions; and

WHEREAS, in furtherance of this authority CalRecycle is required to establish procedures governing the administration of the payment programs; and

WHEREAS, CalRecycle's procedures for administering payment programs require, among other things, an applicant's governing body to declare by resolution certain authorizations related to the administration of the payment program.

NOW, THEREFORE, BE IT RESOLVED that the City of Yreka is authorized to submit an application to CalRecycle for any and all payment programs offered; and

BE IT FURTHER RESOLVED that the City Manager, or his/her designee, is hereby authorized as Signature Authority to execute all documents necessary to implement and secure payment; and

BE IT FURTHER RESOLVED that this authorization is effective until rescinded by the Signature Authority or this Governing Body.

Passed and adopted this 3rd day of March 2016, by the following vote:

AYES:

NAYS:

ABSENT:

John Mercier, Mayor

Attest:

Elizabeth E. Casson, City Clerk



Beverage Container Recycling Grant and Payment Programs

Notice of Funds Available: City/County Payment Program (FY 2014-15)

The application period for fiscal year (FY) 2014-15 is now closed.

[Awards](#) | [Eligibility](#) | [Funding](#) | [Timeline and Cycle Details](#)

Pursuant to Public Resources Code section 14581(a)(3)(A) of the California Beverage Container Recycling and Litter Reduction Act, the Department of Resources Recycling and Recovery (CalRecycle) is distributing \$10,500,000 in Fiscal Year (FY) 2014–15 to eligible cities and counties specifically for beverage container recycling and litter cleanup activities.

The goal of CalRecycle's beverage container recycling program is to reach and maintain an 80 percent recycling rate for all California Refund Value (CRV) beverage containers - aluminum, glass, plastic and bi-metal. Projects implemented by cities and counties will assist in reaching and maintaining this goal.

Awards

[Approval of Awards, August 31, 2015](#)

Eligibility

New Reporting Requirement **NEW**

Due to a recent audit by the California State Auditor, CalRecycle's own fiduciary responsibility, and to align this program with our other payment programs, this program now requires all participants to report on all expenditures. Beginning with Fiscal Year 2014–15 funding cycle, jurisdictions will have a 24 month term in which to expend funds. Reporting will require submitting back-up documentation, including proof of purchases, for all expenditures. Failure to properly expend or report for CCPP funds may result in becoming ineligible for future CCPP funding.

Applicants

Incorporated cities and counties in California, as identified by the California Department of Finance, are eligible to receive funding under the CCPP. Cities and counties must submit their funding request by the due date identified in the Timeline in order to receive the funding.

Projects

Pursuant to Section 14581(a)(3)(C) of the Public Resources Code, these funds shall not be used for activities unrelated to beverage container recycling or litter abatement. Approved activities are listed in the "Activities" tab, by category, on the Funding Request. An "other" box is provided to allow additional activities to be listed. These are subject to approval by CalRecycle.

Eligible activities include, but are not limited to:

- Supporting new or existing curbside recycling programs.
- Neighborhood drop-off recycling programs.
- Public education promoting beverage container recycling.
- Litter prevention and cleanup where the waste stream includes beverage containers that will be recycled.
- Cooperative regional efforts among two or more cities and counties.
- Other beverage container recycling programs.



**CITY OF YREKA
CITY COUNCIL AGENDA MEMORANDUM**

To: Yreka City Council
Prepared by: Steve Baker, City Manager
Agenda title: Adopt Resolution authorizing the County of Siskiyou to submit a Used Oil Payment Regional Application on behalf of the County of Siskiyou as Lead Agency and the City of Yreka as one of the participating agencies.
Meeting date: March 3, 2016

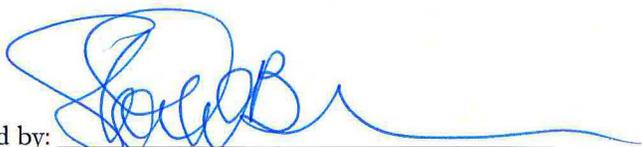
Discussion:

The Department of Resources Recycling and Recovery (CalRecycle) Used Oil Payment Program (OPP) provides, among other things, funding to assist local governments in developing and maintaining on-going used oil and used oil filter collection/recycling programs for their communities. Historically, the local jurisdictions have authorized the County of Siskiyou to submit a Regional grant application each year. In 2010, the City Council adopted Resolution No. 2862, which authorized the participation of the City of Yreka through July 2015.

The Resolution submitted for consideration will authorize the County of Siskiyou to submit a Regional application on behalf of the County of Siskiyou as Lead Agency and the City of Yreka as one of the participating agencies, and authorize the City Manager to execute all necessary documents, until rescinded by the signature authority or the City Council.

Recommendation and Requested Action:

Adopt the Resolution authorizing Siskiyou County to submit a Regional Application on behalf of the County of Siskiyou as Lead Agency and the City of Yreka as one of the participating agencies.

Approved by: 
Steven Baker, City Manager

RESOLUTION NO. 2016-
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YREKA
AUTHORIZING THE COUNTY OF SISKIYOU TO SUBMIT A USED OIL PAYMENT
PROGRAM REGIONAL APPLICATION ON BEHALF OF THE COUNTY OF SISKIYOU
AS LEAD AGENCY AND THE CITY OF YREKA AS ONE OF THE
PARTICIPATING AGENCIES.

WHEREAS, pursuant to Public Resources Code § 48690 the Department of Resources Recycling and Recovery (CalRecycle), formerly known as the California Integrated Waste Management Board, has established the Used Oil Payment Program (OPP) to make payments to qualifying jurisdictions for implementation of their used oil programs; and

WHEREAS, in furtherance of this authority CalRecycle is required to establish procedures governing the administration of the Used Oil Payment Program; and

WHEREAS, the Used Oil Payment Program allows regional participation; and

WHEREAS, CalRecycle's procedures require a letter from the participating agency authorizing the submittal of the regional application and designating a lead agency.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Yreka authorizes the County of Siskiyou to submit a Used Oil Payment Program Regional application on behalf of the County of Siskiyou as Lead Agency and the City of Yreka as one of the participating agencies/ jurisdictions.

BE IT FURTHER RESOLVED that the City Manager, or his/her designee, is hereby authorized and empowered to execute on behalf of City of Yreka all necessary documents, including, but not limited to a letter authorizing the County of Siskiyou to submit to the Department of Resources Recycling and Recovery (CalRecycle) a regional application on behalf of the City of Yreka.

BE IT FURTHER RESOLVED that this authorization is effective until rescinded by the signature authority or this Governing Body.

Passed and adopted this 3rd day of March 2016, by the following vote:

AYES:

NAYS:

ABSENT:

John Mercier, Mayor

Attest:

Elizabeth E. Casson, City Clerk

**2015-2016 Operating Budget of Revenue and Expenditures
with Actual Results
January 31, 2016**

Fund Analysis	Major Grp	Fund	REVENUE			EXPENSE			Excess of Rev over Exp.-Surplus/ (Deficit)			Based on Operating Budget			Current Cash Balance
			Adopted	Operating Budget	Year to Date	Adopted	Operating Budget	Year to Date	Operating Budget	Net Actual Year to Date	Beginning Working Capital	Operating Budget Net Increase / (Decrease)	Ending Working Capital		
	Investment in LAIF	00													
	General Operating	01	4,914,225.50	4,545,003.13	2,576,938.67	4,898,493.61	4,898,493.61	2,591,276.29	(353,490.48)	3,486,120.48	(353,490.48)	3,132,630.00	3,464,770.51		
	General Operating Fund		4,914,225.50	4,545,003.13	2,576,938.67	4,898,493.61	4,898,493.61	2,591,276.29	(353,490.48)	3,486,120.48	(353,490.48)	3,132,630.00	3,464,770.51		
	Gifts Donations	02	500.00	500.00	4,863.23	700.00	700.00	3,666.10	(200.00)	27,849.36	(200.00)	27,649.36	29,066.49		
	YVFD Volunteer Fund	03	11,000.00	11,000.00	507.15	11,000.00	11,000.00	(1,097.76)		57,823.13		57,823.13	59,428.04		
	Trusts - Crandell-Stewart	04	6,000.00	(524,777.63)	(521,924.08)	17,000.00	17,000.00	12,368.06	(541,777.63)	629,229.77	(541,777.63)	87,452.14	102,649.54		
	General Fund Reserves	08	(146,030.50)	(146,030.50)	(54,572.20)	(142,568.75)	(142,568.75)	(56,230.54)	(3,461.75)	599,885.58	(3,461.75)	596,423.83	601,543.92		
	Reserves for Cap. Outlay	09	100,000.00	100,000.00	-	180,958.35	180,958.35	-	(80,958.35)	564,070.67	(80,958.35)	483,112.32	564,070.67		
	Capital Outlay	10	75,500.00	75,500.00	62,922.73	75,500.00	75,500.00	61,512.55	(935,354.76)	945,372.52	(935,354.76)	10,017.76	1,410.18		
	Construction Fund	11	-	900,000.00	534,777.63	-	1,835,354.76	92,200.80		-		-	1,387,449.35		
	Agency Trust - Cash	90	-	-	-	-	-	46,204.86					(56,825.35)		
	General Fund - Restricted or Designated		46,969.50	416,191.87	26,594.46	142,569.60	1,977,944.36	158,624.07	(1,561,752.49)	2,824,231.03	(1,561,752.49)	1,262,478.54	2,688,792.84		
	Total General Fund		4,961,195.00	4,961,195.00	2,603,533.13	5,041,083.21	6,876,437.97	2,749,900.36	(1,915,242.97)	6,310,351.51	(1,915,242.97)	4,396,108.54	6,153,563.35		
	Gas Tax & Traffic Cong.	20	406,897.27	406,897.27	75,599.91	624,708.87	624,708.87	175,907.63	(217,811.60)	0.10	(217,811.60)	(217,811.60)	(100,307.62)		
	Local Transportation	21	200,000.00	233,457.00	(39,474.88)	218,828.00	250,657.00	-	(17,200.00)	339,533.51	(17,200.00)	322,333.51	300,058.63		
	Fines - Traffic Safety	24	76,208.95	76,208.95	11,142.01	76,208.95	76,208.95	25,515.74		86,328.65		86,328.65	71,954.92		
	Road, Street & Transit - Restricted		683,106.22	716,563.22	47,267.04	919,745.82	951,574.82	201,423.37	(235,011.60)	425,862.26	(235,011.60)	190,850.66	271,705.93		
	Total Road, Streets and Transit		683,106.22	716,563.22	47,267.04	919,745.82	951,574.82	201,423.37	(235,011.60)	425,862.26	(235,011.60)	190,850.66	271,705.93		
	Fire Assessment Spec. Rev	30	230,750.00	230,750.00	145,235.98	129,727.69	129,727.69	75,787.08	101,022.31	130,603.78	101,022.31	231,626.09	181,617.11		
	Landfill Access Fee - Debt Service	31	218,000.00	218,000.00	138,055.19	181,224.71	181,224.71	178,785.95	36,775.29	54,346.52	36,775.29	91,121.81	(8,334.94)		
	Developer Impact Fees	32	16,000.00	16,000.00	6,317.60	-	-	-	16,000.00	243,270.21	16,000.00	259,270.21	249,587.81		
	Special Revenue - Restricted		464,750.00	464,750.00	289,608.77	310,952.40	310,952.40	254,573.03	153,797.60	35,035.74	153,797.60	582,018.11	422,869.98		
	Total Special Revenue		464,750.00	464,750.00	289,608.77	310,952.40	310,952.40	254,573.03	153,797.60	35,035.74	153,797.60	582,018.11	422,869.98		
	Spec Grants Capital Outlay	60	2,267,393.35	2,865,301.35	2,508,147.96	2,267,393.35	2,821,281.35	2,297,616.43	44,020.00	161,947.96	44,020.00	205,967.96	(434,704.04)		
	Community Development Grants	65	5,700.00	5,700.00	5,076.55	-	10,750.00	942.68	(5,050.00)	299,175.97	(5,050.00)	294,125.97	311,458.87		
	Special Grants - Capital Projects		2,273,093.35	2,871,001.35	2,513,224.51	2,267,393.35	2,832,031.35	2,298,559.11	38,970.00	461,123.93	38,970.00	500,093.93	(123,245.17)		
	Special Grants - Operating & Capital Projects		2,273,093.35	2,871,001.35	2,513,224.51	2,267,393.35	2,832,031.35	2,298,559.11	38,970.00	461,123.93	38,970.00	500,093.93	(123,245.17)		
	Water Operating	70	1,590,366.41	1,590,366.41	1,335,908.38	1,590,366.41	1,590,366.41	797,676.55	-	-	-	-	429,199.48		
	Water Capital Projects	71	428,000.00	1,723,000.00	10,866.00	428,000.00	1,723,000.00	406,331.79	-	-	-	-	(395,475.79)		
	Water Debt Servicing	72	263,236.00	263,236.00	-	144,236.00	144,236.00	36,393.75	119,000.00	521,781.07	119,000.00	640,781.07	366,387.32		
	Water Reserves	74	476,897.59	(818,102.41)	387,378.89	-	-	-	(818,102.41)	387,378.89	(818,102.41)	4,769,184.56	7,480,620.09		
	Water Enterprise		2,758,500.00	2,758,500.00	1,734,143.27	2,162,602.41	3,457,602.41	1,240,402.09	(699,102.41)	493,741.18	(699,102.41)	5,409,965.63	7,880,731.10		
	Sewer Operating	80	1,632,426.18	1,632,426.18	1,083,706.78	1,632,426.18	1,632,426.18	633,012.46	-	-	-	-	296,796.84		
	Sewer Capital Outlay	81	5,428.00	217,428.00	1,242,800.25	5,428.00	217,428.00	369,624.60	(5,428.00)	100,000.00	(5,428.00)	94,572.00	932,877.58		
	Sewer Debt Servicing	82	278,605.72	278,605.72	(1,049,872.75)	284,033.72	284,033.72	66,389.00	(5,428.00)	100,000.00	(5,428.00)	94,572.00	(100,968.13)		
	Sewer Reserves	84	450,540.10	450,540.10	365,082.04	-	-	-	450,540.10	365,082.04	450,540.10	3,603,708.93	2,284,242.90		
	Sewer Enterprise Fund		2,367,000.00	2,579,000.00	1,641,716.32	1,921,887.90	2,133,887.90	1,069,026.06	445,112.10	3,253,168.83	445,112.10	3,698,280.93	3,412,949.19		
	Total Enterprise Funds		5,125,500.00	5,337,500.00	3,375,859.59	4,084,490.31	5,591,490.31	2,309,428.15	(253,990.31)	9,362,236.87	(253,990.31)	9,108,246.56	11,293,680.29		
	All Funds Combined		13,507,644.57	14,351,009.57	8,829,493.04	12,623,665.09	16,562,486.85	7,813,884.02	(2,211,477.28)	1,015,609.02	(2,211,477.28)	14,776,317.80	18,018,574.38		

Approval: _____ John Mercier, City Mayor

CITY OF YREKA
TREASURER'S REPORT TO THE CITY COUNCIL
Jan-2016

Fund Type	Fund	Fund Description	Previous Balance	Receipts / Debits	Disbursements / Credits	Cash Balance by Fund	
General-Unrestricted	01	General Operating	\$ 2,890,270.39	\$ 791,251.74	\$ 377,210.00	\$ 3,304,312.13	
General-Designated	01	Comm Art	2,772.56	-	-	2,772.56	
General-Designated	01	Fire Museum	3,322.35	-	-	3,322.35	
General-Designated	01	Planning Deposits	-	-	-	0.00	
General-Designated	01	Sidewalk in Lieu	36,228.46	-	-	36,228.46	
General-Designated	01	Parkland Trust	300.00	-	-	300.00	
General-Designated	01	Police Asset Forfeit	6,803.63	-	-	6,803.63	
General-Designated	01	Parking Fees	63,011.04	-	-	63,011.04	
General-Designated	01	Campbell Tract Redemption	48,020.34	-	-	48,020.34	
General-Designated	01	Baker Tract/Lucas	-	-	-	0.00	
General-Designated	02	Gifts Donations	6,394.83	400.00	190.13	6,604.70	
General-Designated	02	K-9 Unit	11,574.81	10.32	-	11,585.13	
General-Designated	02	YPD Donated - Hitson	5,662.58	15.11	-	5,677.69	
General-Designated	02	YPD Donated - Travellers	2,117.38	-	-	2,117.38	
General-Designated	02	YPD Donated - Teen Fund	2,951.59	130.00	-	3,081.59	
General-Designated	02	Greenhorn Park Redevelopment	-	-	-	0.00	
General-Designated	03	YVFD Volunter Fund	57,946.13	1,481.91	-	59,428.04	
General-Restricted	04	Crandell Cash	101,674.80	2,491.06	1,516.32	102,649.54	
General-Designated	08	Grant Projects Reserve	770,728.39	7,874.40	15,420.54	783,182.25	
General-Designated	08	PERS Pension Liability Reserve	(169,512.73)	7,874.40	-	(161,638.33)	
General-Designated	09	Reserves for Cap. Outlay	564,070.67	-	-	564,070.67	
General-Designated	10	Capital Outlay	49,132.17	-	47,721.99	1,410.18	General - All
General-Designated	11	Capital Building Project - YPD	1,419,421.13	500.00	32,471.78	1,387,449.35	\$ 6,210,388.70
Spec. Rev. -Streets	20	Road and Street Funds including HUTA	(73,055.05)	-	27,252.57	(100,307.62)	
Spec. Rev. -Streets	21	Local Transportation	299,767.76	290.87	-	300,058.63	Streets
Spec. Rev. -Streets	24	Fines - Traffic Safety	75,501.86	1,417.77	4,964.71	71,954.92	\$ 271,705.93
Special Revenue	30	Fire Assessment Spec. Rev	174,165.17	18,517.46	11,065.52	181,617.11	
Special Revenue	31	Landfill Access Fee - Debt Service	(25,336.16)	17,558.16	556.94	(8,334.94)	Special Revenues
Special Revenue	32	Developer Impact Fees	249,367.37	220.44	-	249,587.81	\$ 422,869.98
Special Grants	60	Spec Grants Capital Outlay	(365,740.97)	92,433.26	161,396.33	(434,704.04)	Special Grants
Special Grants	65	Community Development Grants	309,925.68	1,533.19	-	311,458.87	\$ (123,245.17)
Water Enterprise	70	Water Operating	402,170.14	163,589.76	136,560.42	429,199.48	
Water Enterprise	71	Water Capital Projects	(382,143.69)	-	13,332.10	(395,475.79)	
Water Enterprise	72	Water Debt Servicing	166,387.32	-	-	166,387.32	
Water Enterprise	72	USDA COPS 2010	200,000.00	-	-	200,000.00	Water Enterprise
Water Enterprise	74	Water Reserves	7,434,681.83	45,938.26	-	7,480,620.09	\$ 7,880,731.10
Sewer Enterprise	80	Sewer Operating	274,008.45	184,093.21	161,304.82	296,796.84	
Sewer Enterprise	81	Sewer Capital Outlay	936,209.73	-	3,332.15	932,877.58	
Sewer Enterprise	82	Sewer Debt Servicing	(67,333.99)	-	133,634.14	(200,968.13)	
Sewer Enterprise	82	USDA COPS 2003	100,000.00	-	-	100,000.00	Enterprise-Sewer
Sewer Enterprise	84	Sewer Reserves	2,229,866.31	54,376.59	-	2,284,242.90	\$ 3,412,949.19
Agency	90	Agency - Cash	59,038.97	358,884.74	474,749.06	(56,825.35)	Agency- Payroll
							\$ (56,825.35)
COLUMN TOTALS			\$17,870,371.25	\$ 1,750,882.65	\$ 1,602,679.52	\$ 18,018,574.38	\$ 18,018,574.38
BANK RECAPITULATION			PER BANK	Market Value	PER LEDGER		
		L.A.I.F. 0.446%	17,532,206.49	17,532,206.49			
		Petty Cash Drawers	1,200.00				
		YVFD Petty Cash	100.00				
		TriCounties YVFD DDA	60,567.86				
		Scott Valley Bank - 01015102	602,366.32				
		TOTAL PER BANK	18,196,440.67				
ADJUSTMENTS							
		Less Outstanding Checks SVB	(176,592.34)				
		Less Outstanding Checks TCB	(1,239.82)				
		SVB DDA Interest 1/29 GL 2/1	(41.95)				
		OS CC GL 1/29 SVB 2/1	788.53				
		FISERV SVB 1/29 GL 2/1	(780.71)				
		TOTAL PER LEDGER	18,018,574.38		18,018,574.38		



Rhetta Hogan, City Treasurer

John Mercier, City Mayor



CITY OF YREKA
CITY COUNCIL AGENDA MEMORANDUM

To: Yreka City Council
Prepared by: Steve Baker, City Manager
Agenda title: Adopt Resolution approving street closure associated with events being held by the Etna Brewing Co. Yreka Tap House to be held on March 17, April 15, May 21, and June 4, 2016.
Meeting date: March 3, 2016

Discussion:

Kit Marshall, Owner/Operator of the Etna Brewing Co Yreka Tap House located at 231 W. Miner Street, has submitted the attached request for closure of a small portion of Fourth Street (approximately 200 feet, from the intersection with Miner Street south to the end of the Tap House Driveway) as depicted on the attached map for music and dinner events to be held March 17, April 15, May 21, and Saturday June 4, 2016.

Fiscal Impact: None anticipated.

Recommendation and Requested Action:

City staff has reviewed the request and recommends that the Council adopt the Resolution approving the request to close a portion of Fourth Street for the events as requested.

Approved by: _____

Steven Baker, City Manager



February 15, 2016

Steve Baker, City Manager

City of Yreka

701 Fourth Street

Yreka, CA 96097

Dear Mr. Baker,

BREWERY

131 Callahan Street
Etna, CA 96027
P/(530) 467-5277

TAP HOUSE

231 W Miner Street
Yreka, CA 96097
P/(530) 841-0370

ETNABREW.COM



The Etna Brewing Co Yreka Tap House respectfully requests adjacent street closure for the following music and dinner events:

- Thursday, March 17, 2016: Rusty Miller and Jason Conley
- Friday, April 15, 2016: The Summit Boys
- Saturday, May 21, 2016: Jason Conley
- Saturday, June 4, 2016: Buckle Rash.

Etna Brewing Co will post “No Parking” signs the day before each event to inform people that the street will be closed and the times involved. We request the use of city barricades from 8:00 AM to 11:00 PM the day of each event in order to give time for setup and take down.

Street closure will be as follows: 4th Street at the intersection to Miner Street and south on 4th Street adjacent to the Yreka Tap House and approximately 200 feet to the end of the Yreka Tap house driveway. The closure will end at the intersection of the east/west alleyway and the east entry to the city parking lot. The City parking lot, the east/west alleyway and Miner Street will not be impinged in any way with the exception of access to or from Miner Street onto 4th Street on the day of each event. Tables, chairs, a small stage and bistro lighting will be installed the day of

event as allowed and as directed by the City and removed at the end of each event. Attached please find a map that shows placement of the barriers for these events. Yreka Tap House has spoken to the Bank personnel, the Sewing Room owner and the professional uniform personnel about the dates and details and has received support and encouragement in each case. These closest surrounding businesses will not be interfered with and customers will not be prevented from accessing any parking lot during the event set up, the event itself and the clean-up following the event.

Applicable ABC Event Law

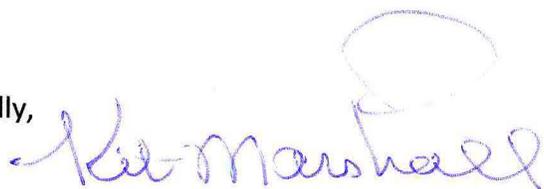
Effective January 1, 2016, AB 776 provides the opportunity for a brewer to host up to 4 events per year at a location adjacent to the brewery premises, provided the manufacturer gains an "Event Permit" from the ABC. In effect the Event Permit allows Etna Brewing Co to host an event (festivals, et all) sponsored by the manufacturer in his parking lot, green belt areas, city approved side street areas, at his brewery location. Etna Brewing co holds a manufacturers license and a Tap House in Yreka which is approved by ABC under a duplicate license. The Yreka Tap House is licensed as a restaurant with all applicable rights and responsibilities. Our plan is to provide BBQ and Smokehouse meals directly from the Tap House and will serve full dinners, Etna Beer and wine provided by our distributors. Applicable AB 776 text is attached to this application.

All food, beer and equipment (with the exception of street closure signs and barricades) will be provided by Etna Brewing Co and its Yreka Tap House.

Yreka Tap House will provide liability insurance in the amount of \$1,000,000 naming the City as additionally insured.

Yreka Tap House will provide the appropriate ABC Event Permit (applied for) to Yreka City prior to the event.

Respectfully,

A handwritten signature in blue ink that reads "Kit Marshall". The signature is written in a cursive style with a large, looped initial "K".

Kit Marshall

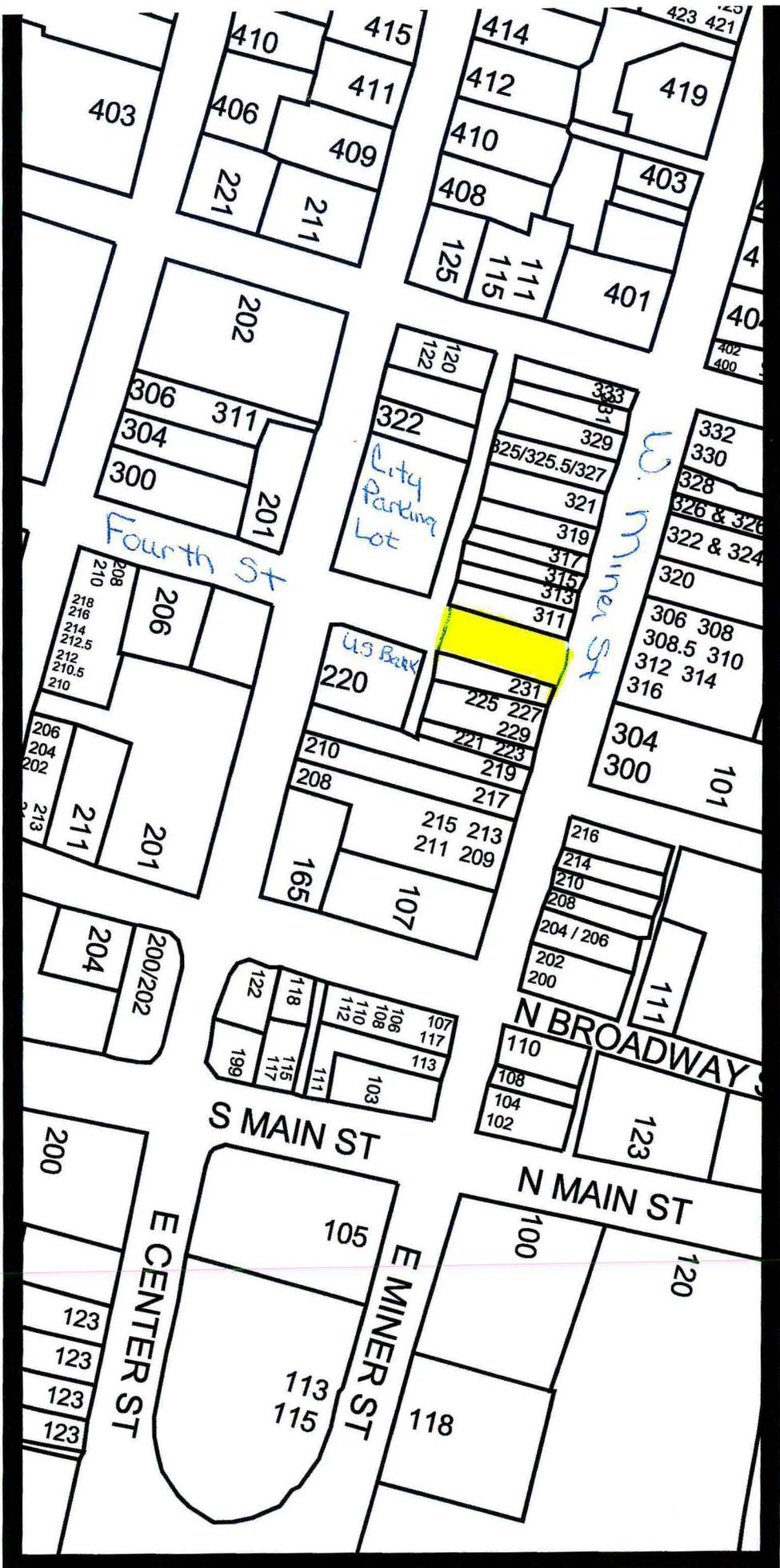
Owner/Operator

Etna Brewing Company

Yreka Tap House

Request to close a portion of Fourth Street
Dates: March 17, April 15, May 21 and June 4, 2016

Times: from 8 a.m. to 11 p.m.





California
LEGISLATIVE INFORMATION

AB-776 Alcoholic beverage control. (2015-2016)

Assembly Bill No. 776

CHAPTER 519

An act to amend Sections 25500 and 25666 of, and to add Sections 23355.3, 23399.65, and 23402.5 to, the Business and Professions Code, relating to alcoholic beverages.

[Approved by Governor October 06, 2015. Filed with Secretary of State
October 06, 2015.]

LEGISLATIVE COUNSEL'S DIGEST

AB 776, Cooper. Alcoholic beverage control.

(1) The Alcoholic Beverage Control Act regulates the application for, the issuance of, the suspension of, and the conditions imposed upon, various alcoholic beverage licenses pursuant to which the licensees may exercise specified privileges in the state.

This bill would authorize licensees to sponsor or otherwise participate in an event conducted by, and for the benefit of, a nonprofit organization subject to specified conditions, including that a nonretail or retail licensee may choose to participate in any level of sponsorship.

(2) The Alcoholic Beverage Control Act authorizes a licensed winegrower to apply to the Department of Alcoholic Beverage Control for a wine sales event permit that allows the sale of bottled wine produced by that winegrower at specified events approved by the department. The act prohibits a wine sales event permit from being used more than 2 times a month at a particular location, and requires the winegrower to pay a fee of \$50 for the permit. The act provides that moneys collected as fees pursuant to the act are to be deposited in the Alcohol Beverage Control Fund. These moneys are generally allocated to the Department of Alcoholic Beverage Control upon appropriation by the Legislature.

 This bill would authorize a licensed beer manufacturer to apply to the department for a brewery event permit that allows the sale of beer produced by that beer manufacturer for consumption on property contiguous and adjacent to the licensed premises of the manufacturer, as provided. The bill would authorize a fee for a brewery event permit of \$110 for the 2016 calendar year, and thereafter as provided, and an event authorization fee of not more than \$25 for each approved event. The bill would allow up to 4 authorized events each calendar year.

(3) Existing law, known as tied-house restrictions, generally prohibits a manufacturer, winegrower, manufacturer's agent, rectifier, California winegrower's agent, distiller, bottler, importer, and wholesaler, and any officer, director, or agent of any of those persons, from having specified relationships with an on-sale alcoholic beverage licensee, with limited exceptions. Existing law specifies that the Alcoholic Beverage Control Act does not prohibit holders of retail on-sale or off-sale licenses from purchasing advertising in any publication by specified alcoholic beverage licensees.

This bill would specify that the act does not prohibit purchasing advertising in a publication published by a nonretail licensee, as defined, and would include Internet Web sites and social media feeds as types of publications for these purposes.

(4) The Alcoholic Beverage Control Act authorizes specified licensees to purchase alcoholic beverages for resale under specified circumstances. The act provides that a person convicted of a violation of its provisions is guilty of a misdemeanor unless another penalty or punishment is specifically provided.

This bill would prohibit a retail licensee from purchasing beer from any beer manufacturer for the purpose of selling or offering to sell that beer under specified circumstances, including where the beer container contains the statement or is marked "Not Packaged for Resale".

By expanding the scope of a crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

(5) Existing law requires the Department of Alcoholic Beverage Control, in any hearing on an accusation charging a licensee with a violation of specified provisions relating to minors, to produce the alleged minor for examination at the hearing unless he or she is unavailable as a witness because he or she is dead or unable to attend the hearing because of a then-existing physical or mental illness or infirmity, or unless the licensee has waived, in writing, the appearance of the minor. Existing law provides that when a minor is absent because of a then-existing physical or mental illness or infirmity, a reasonable continuance shall be granted to allow for the appearance of the minor if the administrative law judge finds that it is reasonably likely that the minor can be produced within a reasonable amount of time.

This bill would state that the above provisions are not intended to preclude the continuance of a hearing because of the unavailability of a minor for any other reason pursuant to a specified provision.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: yes

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 23355.3 is added to the Business and Professions Code, to read:

23355.3. (a) A licensee may sponsor or otherwise participate in an event conducted by, and for the benefit of, a nonprofit organization in which retail and nonretail licensees are involved as sponsors or participants, subject to all of the following conditions:

(1) Except as otherwise provided in this section, any payment of money or other consideration for sponsorship or participation in the event shall be made only to the nonprofit organization conducting the event.

(2) Except as otherwise provided in this section, a nonretail licensee shall not, directly or indirectly, pay money or provide any other thing of value to a permanent retail licensee that is also a sponsor of, or participant in, the event.

(3) A nonretail licensee may donate alcoholic beverages to a nonprofit only as otherwise authorized by Section 25503.9.

(4) Except as otherwise provided by this division, a retail licensee shall not give, sell, or furnish any alcoholic beverages to the temporary licensee.

(5) A nonretail or retail licensee may choose to participate in any level of sponsorship, including at the name or principal sponsor level. A nonprofit organization may choose to have one, or multiple, name or principal sponsors.

(6) (A) A nonretail licensee may advertise or communicate sponsorship or participation in the event. This advertising or communication may include, but is not limited to, initiating, sharing, reposting, or otherwise forwarding a social media post by a permanent retail licensee or a nonretail licensee if the advertisement or communication does not contain the retail price of any alcoholic beverage or otherwise promotes a retail licensee beyond its sponsorship or participation in the event.

(B) A nonretail licensee shall not pay or reimburse a permanent licensee, directly or indirectly, for any advertising services, including by way of social media. Except as otherwise permitted by this section, a permanent retail licensee shall not accept any payment or reimbursement, directly or indirectly, for any advertising services offered by a nonretail licensee.

(C) For the purposes of this subdivision, "social media" means a service, platform, application, or site where users communicate and share media, such as pictures, videos, music, and blogs, with other users.

(7) A nonretail licensee shall not require, directly or indirectly, as a condition of sponsorship or participation in any event under this section, that its products be sold or served exclusively at the event. A retail licensee shall not receive, directly or indirectly, any advertising, sale, or promotional benefit from any permanent retail licensee in connection with the sponsorship or participation. A permanent retail licensee shall not offer or provide a nonretail licensee any advertising, sale, or promotional benefit in connection with the sponsorship or participation.

(b) This section does not authorize a nonretail licensee to pay, in whole or in part, any costs, including the cost of sponsorship, of any retail licensee that is sponsoring or participating in a nonprofit event.

(c) A licensee that sponsors or participates in a nonprofit event under this section shall keep detailed records of its sponsorship or participation and shall maintain those records for a period of at least three years. These records shall be provided to the department upon request.

(d) Nothing in this section shall be deemed to exempt the nonprofit organization from obtaining any licenses or permits as may be required to conduct the event.

SEC. 2. Section 23399.65 is added to the Business and Professions Code, to read:

23399.65. (a) A licensed beer manufacturer may apply to the department for a brewery event permit. A brewery event permit shall authorize the sale of beer produced by the licensee pursuant to Section 23357 for consumption on property contiguous and adjacent to the licensed premises owned or under the control of the licensee. The property shall be secured and controlled by the licensee.

(b) (1) The fee for a brewery event permit for a licensed beer manufacturer shall be one hundred ten dollars (\$110) for a permit issued during the 2016 calendar year, and for a permit issued during the years thereafter, the annual fee shall be calculated pursuant to subdivisions (b) and (c) of Section 23320. The permit may be renewed annually at the same time as the licensee's license. A brewery event permit shall be transferable as a part of the license.

(2) For each brewery event, consent for the sale of beer pursuant to subdivision (a) at the brewery event shall be first obtained by the licensee from the department in the form of an event authorization issued by the department. An event authorization shall be subject to approval by the appropriate local law enforcement agency. The fee for each event authorization shall not exceed twenty-five dollars (\$25). The number of events authorized by a brewery event permit shall not exceed four in any calendar year.

(3) All moneys collected as fees pursuant to this subdivision shall be deposited in the Alcohol Beverage Control Fund, as described in Section 25761, for allocation, upon appropriation by the Legislature, as provided in subdivision (d) of that section.

(c) At all approved events, the licensee may exercise only those privileges authorized by the licensee's license and shall comply with all provisions of the act pertaining to the conduct of on-sale premises, and violation of those provisions may be grounds for suspension or revocation of the licensee's license or permit, or both, as though the violation occurred on the licensed premises.

(d) The department may adopt any regulations it determines to be necessary for the administration of this section.

SEC. 3. Section 23402.5 is added to the Business and Professions Code, to read:

23402.5. (a) A retail licensee shall not sell or offer for sale any beer that is purchased from a beer manufacturer at the beer manufacturer's licensed premises under any of the following circumstances:

(1) The beer manufacturer from which the beer is purchased has not filed a price schedule pursuant to Chapter 12 (commencing with Section 25000) for the sale of that beer in the county in which the retail licensee's premises at which the beer is being sold or offered for sale is located.

(2) The price at which the retailer purchases the beer is different from the price in the price schedule filed by the beer manufacturer pursuant to Chapter 12 (commencing with Section 25000) from which the beer is purchased.

(3) The beer container contains the statement or is marked "Not Packaged for Resale".

(b) Nothing in this section creates any exception to the requirements of Chapter 12 (commencing with Section 25000).

SEC. 4. Section 25500 of the Business and Professions Code is amended to read:

25500. (a) No manufacturer, winegrower, manufacturer's agent, rectifier, California winegrower's agent, distiller, bottler, importer, or wholesaler, or any officer, director, or agent of any such person shall:

(1) Hold the ownership, directly or indirectly, of any interest in any on-sale license.

(2) Furnish, give, or lend any money or other thing of value, directly or indirectly, to, or guarantee the repayment of any loan or the fulfillment of any financial obligation of, any person engaged in operating, owning, or maintaining any on-sale premises where alcoholic beverages are sold for consumption on the premises.

(3) Own any interest, directly or indirectly, in the business, furniture, fixtures, refrigeration equipment, signs, except signs for interior use mentioned in subdivision (g) of Section 25503, or lease in or of any premises operated or maintained under any on-sale license for the sale of alcoholic beverages for consumption on the premises where sold; or own any interest, directly or indirectly, in realty acquired after June 13, 1935, upon which on-sale premises are maintained unless the holding of the interest is permitted in accordance with rules of the department.

(b) This section does not apply to the holding by one person of a wholesaler's license and an on-sale license in counties not to exceed 15,000 population.

(c) This section does not apply to the financial or representative relationship between a manufacturer, winegrower, manufacturer's agent, rectifier, California winegrower's agent, distiller, bottler, importer, or wholesaler, or any officer, director, or agent of such person, and a person holding only one of the following types of licenses:

(1) On-sale general license for a bona fide club.

(2) Club license issued under Article 4 (commencing with Section 23425) of Chapter 3.

(3) Veterans' club license issued under Article 5 (commencing with Section 23450) of Chapter 3.

(4) On-sale license for boats, trains, sleeping cars, or airplanes where the alcoholic beverages produced or sold by the manufacturer, winegrower, manufacturer's agent, rectifier, California winegrower's agent, bottler, importer, or wholesaler or any officer, director, or agent of the person are not sold, furnished, or given, directly or indirectly to the on-sale licensee.

(d) This section does not apply to an employee of a licensee referred to in subdivision (a) who is a nonadministrative and nonsupervisory employee.

(e) Notwithstanding any other provision of this division or regulation of the department, this section does not apply to an employee of a licensee referred to in subdivision (a) who is the spouse of an on-sale licensee, so long as the on-sale licensee does not purchase, offer for sale, or promote, regardless of source, any of the brands of alcoholic beverages that are produced, bottled, processed, imported, rectified, distributed, represented, or sold by any licensee referred to in subdivision (a) that employs the spouse of the on-sale licensee.

(f) (1) Nothing in this division prohibits the holder of any retail on-sale or off-sale license from purchasing advertising in any publication published by a nonretail licensee.

(2) For purposes of this subdivision:

(A) "Nonretail licensee" means any manufacturer, winegrower, manufacturer's agent, rectifier, California winegrower's agent, distiller, bottler, importer, or wholesaler, or any person who does not directly or indirectly hold the ownership of any interest in a retail license.

(B) "Publication published by a nonretail licensee" includes Internet Web sites and social media feeds operated and maintained by or for a nonretail licensee under an account or Internet Web site address owned by the nonretail licensee.

SEC. 5. Section 25666 of the Business and Professions Code is amended to read:

25666. (a) In any hearing on an accusation charging a licensee with a violation of Sections 25658, 25663, and 25665, the department shall produce the alleged minor for examination at the hearing unless he or she is unavailable as a witness because he or she is dead or unable to attend the hearing because of a then-existing physical or mental illness or infirmity, or unless the licensee has waived, in writing, the appearance of the minor. When a minor is absent because of a then-existing physical or mental illness or infirmity, a reasonable continuance shall be granted to allow for the appearance of the minor if the administrative law judge finds that it is reasonably likely that the minor can be produced within a reasonable amount of time.

(b) (1) Nothing in this section shall prevent the department from taking testimony of the minor as provided in Section 11511 of the Government Code.

(2) This section is not intended to preclude the continuance of a hearing because of the unavailability of a minor for any other reason pursuant to Section 11524 of the Government Code.

SEC. 6. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

EVENT AUTHORIZATION APPLICATION

Please read instructions before completing form.

LICENSE NUMBER
RECEIPT NUMBER
TOTAL FEE
\$

SECTION 1

1. LICENSEE NAME(S) (If an individual, first name, middle name, last name.) CALIFORNIA CHEWON CORP 539842		2. CONTACT PERSON Kathleen Marshall	3. CONTACT PHONE NUMBER 626/831-4241
4. LICENSED PREMISES ADDRESS 231 W Miner Street, Yreka, CA 96097 <i>Dup: 547328</i>		5. MAILING ADDRESS (IF DIFFERENT) PO Box 486, ETNA, CA 96027	
6. EVENT LOCATION (Street number and name, city, zip code) 231 W Miner Street, Yreka, CA 96097			
7. DESCRIPTION OF LOCATION (Parking lot, office building, residence, county/city park, etc.) Adjacent ^{4th} street closure by approval of Yreka City and Police Dept.			
8. EVENT LOCATION IS WITHIN THE CITY LIMITS <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		9. EVENT DATE(S) March 17, 2016	10. TOTAL NUMBER OF DAY(S) 1
11. EVENT HOURS From 5 PM To 11 PM		12. EVENT OPEN TO THE PUBLIC <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
13. ESTIMATED ATTENDANCE 50-75		14. NUMBER OF DAYS AN 'ADJACENT PROPERTY' EVENT HELD AT THIS LOCATION THIS CALENDAR YEAR - 0 -	
15. LOCAL LAW ENFORCEMENT AGENCY APPROVAL SIGNATURE		16. TITLE	17. DATE SIGNED

I declare under penalty of perjury that to the best of my knowledge these statements are true and correct.

LICENSEE SIGNATURE <i>Kathleen Marshall</i>	DATE SIGNED Feb 22, 2016
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AUTHORIZATION (For ABC Use Only)

CONDITIONS/ACKNOWLEDGMENTS REQUIRED <input type="checkbox"/> Yes, attached <input type="checkbox"/> No	DIAGRAM REQUIRED <input type="checkbox"/> Yes, attached <input type="checkbox"/> No	LAW ENFORCEMENT APPROVAL REQUIRED <input type="checkbox"/> Yes <input type="checkbox"/> No
DISTRICT APPROVAL BY (Name)	ABC EMPLOYEE SIGNATURE	DATE SIGNED

EVENT AUTHORIZATION APPLICATION

Please read instructions before completing form.

LICENSE NUMBER
RECEIPT NUMBER
TOTAL FEE
\$

SECTION 1

1. LICENSEE NAME(S) (If an individual, first name, middle name, last name.) <i>California Chem Cong</i> Principal License # <i>539842</i>		2. CONTACT PERSON <i>Kathleen Marshall</i>	3. CONTACT PHONE NUMBER <i>626/831-4240</i>
4. LICENSED PREMISES ADDRESS <i>231 W Miner Street, Yreka, CA 96097</i> Lic <i>547328</i>		5. MAILING ADDRESS (IF DIFFERENT) <i>PO Box 486, ETNA, CA 96027</i>	
6. EVENT LOCATION (Street number and name, city, zip code) <i>231 W Miner Street, Yreka, CA 96097</i>			
7. DESCRIPTION OF LOCATION (Parking lot, office building, residence, county/city park, etc.) <i>Adjacent 4th Street Closure by approval of Yreka City and Police Dept</i>			
8. EVENT LOCATION IS WITHIN THE CITY LIMITS <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		9. EVENT DATE(S) <i>April 15, 2016</i>	10. TOTAL NUMBER OF DAY(S) <i>1</i>
11. EVENT HOURS From <i>5</i> To <i>9</i>		12. EVENT OPEN TO THE PUBLIC <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	13. ESTIMATED ATTENDANCE <i>50-75</i>
14. NUMBER OF DAYS AN 'ADJACENT PROPERTY' EVENT HELD AT THIS LOCATION THIS CALENDAR YEAR <i>0</i>			
15. LOCAL LAW ENFORCEMENT AGENCY APPROVAL SIGNATURE		16. TITLE	17. DATE SIGNED

I declare under penalty of perjury that to the best of my knowledge these statements are true and correct.

LICENSEE SIGNATURE <i>Kathleen Marshall</i>	DATE SIGNED <i>Feb 22, 2016</i>
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AUTHORIZATION (For ABC Use Only)

CONDITIONS/ACKNOWLEDGMENTS REQUIRED <input type="checkbox"/> Yes, attached <input type="checkbox"/> No	DIAGRAM REQUIRED <input type="checkbox"/> Yes, attached <input type="checkbox"/> No	LAW ENFORCEMENT APPROVAL REQUIRED <input type="checkbox"/> Yes <input type="checkbox"/> No
DISTRICT APPROVAL BY (Name)	ABC EMPLOYEE SIGNATURE	DATE SIGNED

EVENT AUTHORIZATION APPLICATION

Please read instructions before completing form.

LICENSE NUMBER
RECEIPT NUMBER
TOTAL FEE
\$

SECTION 1

1. LICENSEE NAME(S) (If an individual, first name, middle name, last name.) <i>California Chevron Corp</i>		2. CONTACT PERSON <i>Principal Licensee 539842 Kathleen Marakoli</i>	3. CONTACT PHONE NUMBER <i>626/331-4240</i>
4. LICENSED PREMISES ADDRESS <i>231 W Miner Street, Yreka, CA 96097</i>		5. MAILING ADDRESS (IF DIFFERENT) <i>PO Box 486, ETNA, CA 96027</i>	
6. EVENT LOCATION (Street number and name, city, zip code) <i>231 W Miner Street, Yreka, CA 96097</i>			
7. DESCRIPTION OF LOCATION (Parking lot, office building, residence, county/city park, etc.) <i>Adjacent 4th Street Closure by approval of Yreka City and Police Dept</i>			
8. EVENT LOCATION IS WITHIN THE CITY LIMITS <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		9. EVENT DATE(S) <i>May 21, 2016</i>	10. TOTAL NUMBER OF DAY(S) <i>1</i>
11. EVENT HOURS From <i>7</i> To <i>10</i>		12. EVENT OPEN TO THE PUBLIC <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	13. ESTIMATED ATTENDANCE <i>50-75</i>
14. NUMBER OF DAYS AN 'ADJACENT PROPERTY' EVENT HELD AT THIS LOCATION THIS CALENDAR YEAR <i>- 0 -</i>			
15. LOCAL LAW ENFORCEMENT AGENCY APPROVAL SIGNATURE		16. TITLE	17. DATE SIGNED

I declare under penalty of perjury that to the best of my knowledge these statements are true and correct.

LICENSEE SIGNATURE <i>Kathleen Marakoli</i>	DATE SIGNED <i>Feb 22, 2016</i>
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AUTHORIZATION (For ABC Use Only)

CONDITIONS/ACKNOWLEDGMENTS REQUIRED <input type="checkbox"/> Yes, attached <input type="checkbox"/> No	DIAGRAM REQUIRED <input type="checkbox"/> Yes, attached <input type="checkbox"/> No	LAW ENFORCEMENT APPROVAL REQUIRED <input type="checkbox"/> Yes <input type="checkbox"/> No
DISTRICT APPROVAL BY (Name)	ABC EMPLOYEE SIGNATURE	DATE SIGNED

EVENT AUTHORIZATION APPLICATION

Please read instructions before completing form.

LICENSE NUMBER
RECEIPT NUMBER
TOTAL FEE
\$

SECTION 1

1. LICENSEE NAME(S) (If an individual, first name, middle name, last name.) <i>California Chevron Corp</i>		2. CONTACT PERSON <i>Kathleen Marshall</i>	3. CONTACT PHONE NUMBER <i>626/831-4241</i>
4. LICENSED PREMISES ADDRESS <i>231 W Miner Street, Yreka, CA 96097</i>		5. MAILING ADDRESS (IF DIFFERENT) <i>PO Box 486, ETNA, CA 96027</i>	
6. EVENT LOCATION (Street number and name, city, zip code) <i>231 W Miner Street, Yreka, CA 96097</i>			
7. DESCRIPTION OF LOCATION (Parking lot, office building, residence, county/city park, etc.) <i>Adjacent 4th Street Closure by Approval of Yreka City and Police Dept</i>			
8. EVENT LOCATION IS WITHIN THE CITY LIMITS <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		9. EVENT DATE(S) <i>June 4, 2016</i>	10. TOTAL NUMBER OF DAY(S) <i>1</i>
11. EVENT HOURS From <i>7 PM</i> To <i>10 PM</i>		12. EVENT OPEN TO THE PUBLIC <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	13. ESTIMATED ATTENDANCE <i>50-75</i>
14. NUMBER OF DAYS AN 'ADJACENT PROPERTY' EVENT HELD AT THIS LOCATION THIS CALENDAR YEAR <i>- 0 -</i>			
15. LOCAL LAW ENFORCEMENT AGENCY APPROVAL SIGNATURE		16. TITLE	17. DATE SIGNED

I declare under penalty of perjury that to the best of my knowledge these statements are true and correct.

LICENSEE SIGNATURE <i>Kathleen Marshall</i>	DATE SIGNED <i>7/20/2016</i>
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AUTHORIZATION (For ABC Use Only)

CONDITIONS/ACKNOWLEDGMENTS REQUIRED <input type="checkbox"/> Yes, attached <input type="checkbox"/> No	DIAGRAM REQUIRED <input type="checkbox"/> Yes, attached <input type="checkbox"/> No	LAW ENFORCEMENT APPROVAL REQUIRED <input type="checkbox"/> Yes <input type="checkbox"/> No
DISTRICT APPROVAL BY (Name)	ABC EMPLOYEE SIGNATURE	DATE SIGNED

CATERING AUTHORIZATION APPLICATION

Please read instructions before completing form.

LICENSE NUMBER
RECEIPT NUMBER
TOTAL FEE
\$

SECTION 1

1. LICENSEE NAME(S) (If an individual, first name, middle name, last name.) <i>Colman's Chevron Corp.</i>	2. CONTACT PERSON <i>Kit Marshall</i>	3. CONTACT PHONE NUMBER <i>626/831-4240</i>
4. LICENSED PREMISES ADDRESS <i>131 Callahan ST, ETNA, CA 96027</i>	5. MAILING ADDRESS (IF DIFFERENT) <i>PO Box 757 ETNA, CA 96027</i>	
6. EVENT LOCATION (Street number and name, city, zip code) <i>231 Miner ST. (TAP HOUSE), Yreka, CA 96097</i>		
7. DESCRIPTION OF LOCATION (Parking lot, office building, residence, county/city park, etc.) <i>Adjacent street portion of 231 Miner Street, Yreka, CA</i>		
8. EVENT LOCATION IS WITHIN THE CITY LIMITS <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	9. EVENT DATE(S) <i>March 17, April 15, May 21, June 4</i>	10. TOTAL NUMBER OF DAY(S) <i>(4) 96097</i>
11. EVENT HOURS From <i>4pm</i> To <i>10pm</i>	12. EVENT OPEN TO THE PUBLIC <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	13. ESTIMATED ATTENDANCE <i>50-75</i>

SECTION 2 CATERING EVENT

14. EVENT TYPE <input type="checkbox"/> Convention <input type="checkbox"/> Trade Exhibit <input type="checkbox"/> Social Gathering <input type="checkbox"/> Anniversary <input type="checkbox"/> Sporting Event <input type="checkbox"/> Picnic <input type="checkbox"/> Wedding <input type="checkbox"/> Birthday <input checked="" type="checkbox"/> Other <i>Music</i>	15. NUMBER OF EVENTS CATERED THIS YEAR AT THIS LOCATION (Not applicable to club licensees)
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16. ORGANIZATION SPONSORING EVENT <i>ETNA BREWING CO</i>	17. PERSON IN CHARGE OF EVENT <i>Kit Marshall</i>
18. MAILING ADDRESS <i>131 Callahan ST, ETNA, CA 96027</i>	19. PHONE NUMBER OF ABOVE PERSON <i>626/831-4240</i>

SECTION 3 EVENT AUTHORIZED PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 25600.5

20. SUPPLIER NAME	21. SUPPLIER LICENSE NUMBER
22. SUPPLIER CONTACT PERSON	23. SUPPLIER CONTACT PHONE NUMBER

SECTION 4

I declare under penalty of perjury that to the best of my knowledge these statements are true and correct.

LICENSEE SIGNATURE <i>Kit Marshall</i>	DATE SIGNED <i>Feb 16, 2016</i>
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SECTION 5 LOCAL LAW ENFORCEMENT AGENCY APPROVAL (IF APPLICABLE)

SIGNATURE	TITLE	DATE SIGNED
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SECTION 6 AUTHORIZATION (For ABC Use Only)

PROPERTY OWNER APPROVAL REQUIRED <input type="checkbox"/> Yes, attached <input type="checkbox"/> No	CONDITIONS/ACKNOWLEDGMENTS REQUIRED <input type="checkbox"/> Yes, attached <input type="checkbox"/> No	DIAGRAM REQUIRED <input type="checkbox"/> Yes, attached <input type="checkbox"/> No	LAW ENFORCEMENT APPROVAL REQUIRED <input type="checkbox"/> Yes <input type="checkbox"/> No
DISTRICT APPROVAL BY (Name)		ABC EMPLOYEE SIGNATURE	DATE SIGNED

RESOLUTION NO. 2016-
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YREKA
APPROVING STREET CLOSURE REQUEST ASSOCIATED WITH EVENTS BEING
HELD BY THE ETNA BREWING CO. YREKA TAP HOUSE
TO BE HELD ON MARCH 17, APRIL 15, MAY 21 AND JUNE 4, 2016

WHEREAS, the city, a municipal corporation, is the owner of certain lands within the City of Yreka which are operated by the City as public municipal facilities, and,

WHEREAS, the Etna Brewing Co. Yreka Tap House (hereafter also referred to as “event sponsor”) desires to hold music and dinner events; and,

WHEREAS due to the proposed plan submitted for the event, the event sponsor has demonstrated that the following provisions of the Yreka Municipal Code [YMC] are not adversely implicated by this event: Vehicle controls- YMC Chapter 10.73, Business license- YMC Section 5.04, Sound Amplifying Devices-YMC Chapter 9.28, and Temporary Signs-YMC Section 13.16.020 (d); and,

WHEREAS, in conjunction with these events, the event sponsor requests the use of the city owned, community event barricades, and the temporary closure certain city streets; and,

WHEREAS, pursuant to Government Code Section 21101(e) the City Council has authority to designate by resolution a temporary closing of a through street where the closing is necessary for the safety and protection of persons who are to use that portion of the street during the temporary closing; and,

WHEREAS, the City Council finds that the closing of the requested street is necessary for the safety and protection of persons who are to use that portion of the street during the temporary closing; and,

Whereas, pursuant to Title 14 of the California Code of Regulations, Section 15061(b)(3) that this action is exempt from the requirements of the California Environmental Quality Act (CEQA) in that it is not a Project which has the potential for causing a significant effect on the environment; and

WHEREAS, the City Council has determined it would be in the best interests of the City to approve and authorize the action outlined in this Resolution; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF YREKA DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. The Council hereby finds and determines that the foregoing recitals are true and correct.

Section 2. The Council directs as follows:

a. Street Closure: On **March 17, April 15, May 21 and June 4, 2016** the following City Street is ordered closed to through traffic between the hours of 8 am and 11 pm: a portion of **Fourth St.** from Miner to the intersection of the east/west alleyway and the east entry to the City Parking Lot.; subject to the terms and conditions as set forth hereafter. Event sponsor shall sign an Encroachment Agreement to that effect prior to any use.

b. The event sponsor is responsible to furnish, place and remove all necessary barricades, furnish, place and remove street closure signs, furnish place and remove extra garbage cans and dispose of garbage, provide emergency access, cleanup all areas used including but not limited to the street. Permission is hereby granted for the use of the city's available event barricades in conjunction with said event contingent upon the event sponsor providing all labor necessary for the placement and removal of the barricades. Event Sponsor shall erect barricades to effectively and safely block traffic on the streets designated for closure. Use of the barricades shall be coordinated with the City of Yreka Event Coordinator.

c. The event sponsor shall provide the City with proof of general liability insurance of not less than \$1,000,000 and a separate endorsement naming the City of Yreka as additionally insured specific to the event dates and location, at least 1 week prior to the event. Event sponsor will be responsible and hold harmless the City for acts of the volunteers and vendors.

d. The event sponsor shall comply with all other City of Yreka ordinances; and, shall comply with such further conditions and requirements as may be set by the Chief of Police, and the Public Works Maintenance Manager.

e. The event sponsor shall not place any paint on the street pavement, curb, gutter, and sidewalk. Any markings on the street pavement, curb, gutter, and sidewalk shall be of a temporary nature and shall be removed by the event sponsor within 7 days after the end of the event.

f. The event sponsor is responsible to personally contact each business that may be potentially affected by this street closure prior to the event.

g. The event sponsor shall be charged for any services required by the Public Works Department in connection with this event. The Department of Public Works is directed prepare a Use and Encroachment Agreement to be signed by the Event Sponsor setting forth the terms of use in accordance with this Resolution.

Section 3. It is further resolved, If any section, subsection, part, clause, sentence or phrase of this Resolution or the application thereof is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, the validity of the remaining portions of this Resolution, the application thereof, shall not be effected thereby but shall remain in full force and effect, it being the intention of the City Council to adopt each and every section, subsection, part, clause, sentence phrase regardless of whether any other section, subsection, part, clause, sentence or phrase or the application thereof is held to be invalid or unconstitutional.

Section 4. The City Manager, the Chief of Police, Public Works Maintenance Manager, and all other proper officers and officials of the City are hereby authorized and directed to execute such

other agreements, documents and certificates, and to perform such other acts and deeds, as may be necessary or convenient to affect the purposes of this Resolution and the transactions herein authorized.

Section 5. The City Clerk of the City shall forward a copy of this Resolution to the event sponsor Chief of Police, and the Public Works Maintenance Manager. This resolution shall take effect immediately upon its passage.

Passed and adopted this 3rd day of March 2016, by the following vote:

AYES:

NAYS:

ABSENT:

John Mercier, Mayor

Attest _____
Elizabeth E. Casson, City Clerk

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