

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
YREKA HELD IN SAID CITY ON OCTOBER 19, 2017

On the 19th day of October 2017, 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, Joan Smith Freeman, Duane Kegg, and Norman Shaskey Absent - Robert Bicego.

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 October 6 through October 19, 2017
- b. Approval of Minutes of the meeting held October 5, 2017.
- c. Acceptance of Treasurer's Report and Budget to Actual for the month of August 2017.

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

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

Mayor Freeman thereupon declared the motion carried.

Adopt Resolution # 2017-37 approving requests associated with special event of the Reenactors of the American Civil War to be held May 17-20, 2018 – Location - the Old Caldwell Ranch between Westside Road and Yreka Creek.

City Manager Baker reported that Joseph Allison submitted a request on behalf of the Reenactors of the American Civil War Inc., requesting a permit for the discharge of firearms, and a temporary use permit to allow camping event and event parking in a residential zone and waiver of associated permit fees for non-profit activity.

The Yreka Planning Commission approved the issuance of the permit for the discharge of firearms at their meeting October 18, 2017.

Under Yreka Municipal Code (YMC) Section 5.04.150, a permissive business license may be granted by the City Council for an event of this nature. The applicant must demonstrate good moral character and, that the issuance of the license will not be detrimental to the public peace, public health or public morals of the city. If the Council so finds, the Council may then direct issuance of the license. YMC 5.04.160 allows for an exemption of the \$10.00 per day fee, if the applicant further demonstrates that it is conducting the activity for charitable purposes or for conducting any entertainment or exhibition on historical subject when the receipts from the activity are to be appropriated for any benevolent purpose within the city.

Joe Allison addressed the Council to answer any questions regarding the event.

Following Council discussion, Councilmember Shaskey moved to adopt Resolution # 2017-37 as submitted.

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

Mayor Freeman thereupon declared the motion carried.

Adopt Resolution # 2017-38 authorizing the Yreka Police Department New Station Retrofit Advertisement for Public Bid, Contingent upon the receipt of a USDA Financing Commitment.

Jeannette Hook, Public Works Administrative Assistant, gave a brief update on the status of the Yreka Police Station Project:

- Plan Revisions by the Architect are complete. Plans have been re-checked by Mark Schmitt, Construction Project Manager, and the USDA Architectural team.
- Specifications have been reviewed by the City Attorney. Staff has verified that the requested modifications have been incorporated.
- USDA letter of commitment is imminent.
- Bid and Award period will take about 60 days.
- Start of Construction is anticipated around the beginning of January 2018.

At this time, staff is requesting Council's authorization to bid this project as soon as we receive approval of the USDA funding. The authorization is requested in advance of the funding commitment to enable staff to move immediately into the bid phase of the project. Staff is confident that the USDA will issue their funding commitment of \$3 million as soon as Congress has approved budgetary appropriations for Federal departments, specifically, the Community Facilities program. Staff has identified a contingency plan with other potential borrowing options in the unlikely event that USDA declines to commit to this project. Interim construction financing will be facilitated through inter-fund borrowing until construction is complete.

Following Council discussion, Councilmember Kegg moved to adopt Resolution No. 2017-38 as submitted.

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

Mayor Freeman thereupon declared the motion carried.

Authorize an Agreement with Nichols Consulting Engineers (NCE) for Stormwater program compliance tasks and authorize and appropriation not to exceed \$100,000.

Director of Public Works Matt Bray reported to the Council that staff requires the assistance of a knowledgeable consultant to help refine information and assumptions for the Trash Amendment

and other MS4 regulations. Staff believes this effort would support a downward trend in the cost of compliance. The Trash Amendment is in addition to all other obligations of the MS4 permit, which include education, outreach and public involvement, illicit discharge detection and elimination, maintenance and operations, construction site runoff control and post-construction stormwater management.

One of the required permit tasks is to assess our stormwater program to identify how well it is working and whether any adjustments are needed to improve its effectiveness. Staff is concerned to determine whether there are any elements that are not fully in compliance, and having appropriate expertise available to address any remaining items. Nichols Consulting Engineers will conduct a stormwater program audit in order to identify any gaps and work with staff on ways to fully comply with the obligations. Nichols Consulting is using a local partner, Tom Hesseldenz, who is already very knowledgeable about the City and its stormwater programs and is able to provide substantial efficiency for many of these tasks.

The anticipated contract amount is \$88,658, which will be paid from General Funds. An estimated one-third of which may cross into the next fiscal year. The City has budgeted only the staff costs and permit renewal fees to date. A budget appropriation of \$100,000 is requested for these MS4 compliance tasks and to cover the associated staff costs. The consultant effort should benefit the City in the preparation for the next round of Prop-1 Stormwater Funding.

Following Council discussion, Councilmember Shaskey moved to approve the budget appropriation of \$100,000 for the MS4 compliance tasks as requested.

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

Mayor Freeman thereupon declared the motion carried.

Acceptance of Treasurer's Quarterly Investment Report – 4th Quarter Fiscal year 2016-2017.

Following Council discussion, Councilmember Kegg moved to accept the Treasurer's Quarterly Investment Report for the 4th quarter of Fiscal Year 2016/17.

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

Mayor Freeman thereupon declared the motion carried.

CLOSED SESSION:

1. Closed session to consider the employment or appointment of a public employee (Cal. Gov't Code §54957).
2. Conference with Legal Counsel - Anticipated Litigation

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

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

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

Attest:

Joan Smith Freeman, Mayor
Minutes approved by Council
Motion November 2, 2017

Elizabeth E. Casson, City Clerk