

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
YREKA HELD IN SAID CITY ON FEBRUARY 21, 2013

On the 21ST day of February 2013, 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: Robert Bicego, Bryan Foster, and David Simmen. Absent – Rory McNeil and John Mercier.

Consent Calendar: Mayor Simmen 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 7, 2013.
- b. Approval of Warrants issued from February 8, 2013 through February 21, 2013.
- c. Approval December 2012 Treasurer's Monthly Report and December 2012 Budget to Actual Report.
- d. Approval of October – December 2012 Treasurer's Quarterly Investment Report.

Council Member Foster asked to pull items c & d from the consent agenda and to place them under the City Treasurer's Report.

Following Council discussion, Council Member Foster moved to approve items a & b on the consent calendar as submitted.

Council Member Bicego seconded the motion, and upon roll call, the following voted YEA: Bicego, Foster, and Simmen. Mayor Simmen thereupon declared the motion carried.

Adopt Resolution No. 3009 Authorizing the Spending Plan of the Supplemental Appropriation of the Law Enforcement Grant Funds Funding Augmentation of \$16,820 in 2011-2012.

Finance Director Rhetta Hogan reported that in 2011-2012 the City received additional funding of \$16,820 in excess of the granted \$100,000 normal appropriation from the Law Enforcement Grant Funds, and that those funds were appropriated and spent as part of the annual cost of the COPS grant program. On February 6, 2013, the County Auditor's office requested that respective Councils' for the cities in Siskiyou County each approve the spending program for the augmented funds of \$16,820 to close the grant fund for that year.

Finance Director Hogan submitted a report that shows the recognized the grant revenues of \$100,000, the supplemental augmentation of \$16,892, and the City's contribution to the restricted program of \$62,300 to offset the cost of \$179,192 for two sworn officers funded by the 2011-2012 COPS grant program.

Following Council discussion, Council Member Bicego moved to adopt Resolution No. 3009 as submitted.

Council Member Foster seconded the motion, and upon roll call, the following voted YEA: Bicego, Foster, and Simmen. Mayor Simmen thereupon declared the motion carried.

City Treasurer's Reports:

- Approval December 2012 Treasurer's Monthly Report and December 2012 Budget to Actual Report.
- Approval of October – December 2012 Treasurer's Quarterly Investment Report.

Council Member Foster asked City Treasurer/Finance Director Rhetta Hogan to give a status report on the City's expenditures and revenues.

Following the report from Treasurer Hogan and Council discussion, Council Member Foster moved to adopt the Treasurers' Report and Budget to Actual for the month of December 2012 and the Treasurer's Quarterly Investment Report as submitted.

Council Member Bicego seconded the motion, and upon roll call, the following voted YEA: Bicego, Foster, and Simmen. Mayor Simmen thereupon declared the motion carried.

CLOSED SESSION:

1. 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).
2. Pending Litigation: Conference with Legal Counsel pursuant to Government Code § 54959.9 - On the Matter of RiverWatch v. City of Yreka, U.S District Ct., Northern Calif. District, Case No.3:12-CV-05872 JSC.

RETURN TO OPEN SESSION: Upon return to open session, City Attorney Dohn R. Henion reported out the following: Council gave direction to the City Manager that once formally concluded, will be disclosed to any person upon inquiry.

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

Attest:

David Simmen, Mayor
Minutes approved by Council
Motion March 5, 2013

Elizabeth E. Casson, City Clerk