

MINUTES OF THE SPECIAL MEETING OF THE YREKA CITY COUNCIL AND THE
REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF YREKA
HELD IN SAID CITY ON MARCH 16, 2017

SPECIAL SESSION:

On the 16TH day of March 2017, the City Council of the City of Yreka met in the City Council Chambers of said City in special session at 6 p.m., and upon roll call, the following were present: Deborah Baird, Joan Smith Freeman, Duane Kegg, and Norman Shaskey. Absent - David Simmen.

Public Comment: None

CLOSED SESSION:

1. Conference with Labor Negotiator Government Code Section 54957.6 (a)
Agency negotiators: Steven Baker and Brenda Bains.
Employee Organizations: Yreka Police Officer's Association, Yreka Employees Association, Yreka Police Administration Association, Yreka Management Team Association, and the Confidential Unit.
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, Mayor Freeman reported that no reportable action was taken in closed session, and that the closed session would be continued to the regular meeting.

ADJOURNMENT There being no further business before the Council the special meeting was adjourned at 6:25 p.m.

REGULAR SESSION:

On the 16TH day of March 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 - David Simmen.

Mayor Freeman announced that she is requesting to add an item to the agenda. After the posting of the agenda, the City Clerk received a letter of resignation from Councilmember David Simmen, dated March 12, 2017. Government Code Section 36512(b) obligates the City Council to take action within 60 days from the commencement of the vacancy.

Proposed Agenda item to be added:

Discussion/possible action: Selection process for New City Councilmember: appointment of new City Councilmember using that process.

Following Council discussion, Councilmember Shaskey moved to add the item to the agenda.

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.

Public Commit: None

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 March 3, through March 16, 2017.
- b. Approval of Minutes of the meeting held March 2, 2017.

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

Discussion: Update from Workshop - Police Station Retrofit Project.

Following Council discussion, it was the consensus of the Council to schedule another workshop for the Police Station Retrofit Project on April 5, 2017 at 6:30 p.m.

Presentation of Prospective Commercial Medicinal Cannabis Licensing – Bobby Uppal.

Following the presentation, it was the consensus of the Council to schedule a Joint Workshop with the Planning Commission to review the existing Ordinance and the new laws under Proposition 64 approved by the California voters in November 2016.

Discussion/possible action: Selection process for New City Councilmember: appointment of new City Councilmember using that process.

Mayor Freeman read into record the letter of resignation from Councilmember Simmen effective March 12, 2017.

City Manager Steve Baker reported that the purpose of this agenda item to outline the process for appointment of a councilmember. Government Code Section 36512 requires that upon vacancy of a City Council seat, the City Council either appoint a replacement within 60 days or call for an election.

State statutes do not identify the details of the appointment process, so the Council has wide latitude in how to make the appointment, The Council could, for example, simply nominate and agree on an individual to fill in the unexpired term of Councilmember Simmen. Alternatively, the Council could accept applications for appointment and select an individual after review of the applications.

Because there are three council meetings between now and the deadline for the appointment, staff is suggesting that, an application period could begin now, with applications due within two weeks (e.g. March 31, 2017) so that the Council will have the information on who is interested. The applicants could be considered at the April 6, 2017 meeting.

If the Council wanted to allow more time for applicants, an alternative would be to allow a three or four week application period with applications due April 6th or 13th, which would allow the Council to consider applicants at its April 20, 2017 meeting. Staff does not recommend waiting until the last Council meeting before the deadline (May 4), because a deadlock on selecting a councilmember on that date could lead to a special election by default.

Following Council discussion, Councilmember Shaskey moved to authorize accepting applications to fill the vacant seat, with a deadline of April 5, 2017.

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.

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RETURN TO OPEN SESSION: Upon return to open session, City Manager Baker reported out as to item no. 1, Council conferred with its labor negotiator and Item No. 2 was pulled from the agenda.

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

Attest:

Joan Smith Freeman, Mayor
Minutes approved by Council
Motion April 6, 2017

Elizabeth E. Casson, City Clerk