

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
YREKA HELD IN SAID CITY ON JANUARY 17, 2008

On the 17th day of January 2008, the City Council of the City of Yreka met in the City Council Chambers of said City in regular session, and upon roll call, the following were present: Tom Amaral, Grace Bennett, Jim Griffin, and Eric Harms. Absent . Rory McNeil.

Mayor Pro-Tempore Amaral announced that the Council has received a request to add one item to the agenda which came to the staff's attention after the preparation and posting of the agenda.

City Attorney Mary Frances McHugh stated that there is a need for urgency due to the fact that the City learned on January 17, 2008, that potential litigation may arise involving the City. City Attorney McHugh further stated that disclosure of the parties involved may jeopardize the City's ability to conduct or conclude settlement discussions of the dispute. The participation of the City early in the effort is necessary to protect the interests of the City and the next opportunity for the Council to take action is not until February 7, 2008.

Following Council discussion, Council Member Harms moved to add to Closed Session:

Anticipated Litigation. Government Code § 54956.9(C) Conference with Legal Counsel whether, based on existing facts and circumstances, the Council will decide whether to initiate litigation. One Case - Name of case not disclosed; to do so would jeopardize City's ability to conclude existing settlement negotiations to its advantage.

Council Member Griffin seconded the motion, and upon roll call, the following voted YEA: Amaral, Bennett, Griffin, and Harms.

Mayor Pro-Tempore Amaral thereupon declared the motion carried.

PUBLIC HEARING . to solicit public comments regarding the City's intention to adopt a Resolution to approve the Annual Development Impact Fee Report and Updating the City's Capital Improvement Plan and Development Impact Fee Program.

This being the time and date scheduled for the public hearing, Mayor Pro-Tempore Amaral opened the public hearing to the audience.

There being no statements or comments from the audience, Mayor Pro-Tempore Amaral closed the public hearing.

Resolution No. 2684 Approving the Annual Development Impact Fee Report and Updating the City's Capital Improvement Plan and Development Impact Fee Program.

Following Council discussion, Council Member Griffin moved to adopt Resolution No. 2684 as submitted.

Council Member Bennett seconded the motion, and upon roll call, the following voted YEA: Amaral, Bennett, Griffin, and Harms.

Mayor Pro-Tempore Amaral thereupon declared the motion carried.

Consent Calendar: Mayor Pro-Tempore Amaral announced that all matters listed under the Consent Calendar are considered routine and will be enacted by one motion unless any member of the Council or audience wishes to remove an item for discussion. The reading of the full text of all Resolutions will be waived unless a Council Member requests otherwise:

- a. Approval of Minutes of the meeting held January 3, 2008.
- b. Approval of Warrant Listing dated January 10, 2008 and supplemental warrants dated January 17, 2008.

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

Council Member Griffin seconded the motion, and upon roll call, the following voted YEA: Amaral, Bennett, Griffin, and Harms.

Mayor Pro-Tempore Amaral thereupon declared the motion carried.

Yreka Volunteer Fire Department:

- A) Approval of Yreka Volunteer Fire Department January 2008 Elections
- B) Approval of Appointment of Matt Libby.

Volunteer Fire Chief Joe Suter addressed the Council to submit the results of the 2008 Election of Officers, the officers submitted for approval are: Joe Suter, Fire Chief, Jerry Lemos, First Assistant, and Mike Mallory Secretary-Treasurer.

Volunteer Fire Chief Suter also requested the Council approve the appointment of Matt Libby to the Yreka Volunteer Fire Department.

Following Council discussion, Council Member Griffin moved to appoint the elected officers as submitted and to also approve the appointment of Matt Libby as requested.

Council Member Bennett seconded the motion, and upon roll call, the following voted YEA: Amaral, Bennett, Griffin, and Harms.

Mayor Pro-Tempore Amaral thereupon declared the motion carried.

Adoption of Ordinance Adding New Chapter 17.05 to the Yreka Municipal Code Relating to Mills Act Agreements.

Following the reading of the title of the Ordinance and Council discussion, Council Member Bennett moved to waive the reading of the body of the ordinance and to adopt the Ordinance as submitted.

Council Member Griffin seconded the motion, and upon roll call, the following voted YEA: Amaral, Bennett, Griffin, and Harms.

Mayor Pro-Tempore Amaral thereupon declared the motion carried.

Siskiyou County Assessor, Mike Mallory addressed the Council and audience offering his assistance in answering all tax assessment related questions in relation to the Mills Act Agreements.

Introduction of Ordinance amending portions of the Yreka Municipal Code, Chapter 10.40, Stopping, Standing or Parking Restricted or Prohibited, and Chapter 10.60 Municipal Off-Street Parking.

Following the reading of the title of the Ordinance and Council discussion, Council Member Bennett moved to waive the reading of the body of the ordinance and to introduce the Ordinance as submitted.

Council Member Griffin seconded the motion, and upon roll call, the following voted YEA: Amaral, Bennett, Griffin, and Harms.

Mayor Pro-Tempore Amaral thereupon declared the motion carried.

Adopt Resolution No. 2682 Establishing Civil Penalties for Parking Violations.

Following Council discussion, it was the consensus of the Council to table this item to give staff time to review comparable fees in our surrounding area.

Stormwater Attenuation Project - Adopt Resolution No. 2683 approving Easement Agreement with Siskiyou County Board of Education, APN 54-271-370, and authorize City Manager to execute all documents and do all act necessary to put Agreement into effect.

Following Council discussion, Council Member Bennett moved to Adopt Resolution No. 2683 as submitted.

Council Member Harms seconded the motion, and upon roll call, the following voted YEA: Amaral, Bennett, Griffin, and Harms.

Mayor Pro-Tempore Amaral thereupon declared the motion carried.

Authorize City Manager to exercise proxy in connection with City's interest in Iron Gate Lake Estates Property Owners' Association, Inc., for all purposes.

Following Council discussion, Council Member Griffin moved to authorize the City Manager to exercise proxy in connection with City's Interest in Iron Gate Lakes Property Owners' Association, Inc., for all purposes.

Council Member Bennett seconded the motion, and upon roll call, the following voted YEA: Amaral, Bennett, Griffin, and Harms.

Mayor Pro-Tempore Amaral thereupon declared the motion carried.

Closed Session:

Anticipated Litigation. Government Code § 54956.9(C) Conference with Legal Counsel whether, based on existing facts and circumstances, the Council will decide whether to initiate litigation. One Case - Name of case not disclosed; to do so would jeopardize City's ability to conclude existing settlement negotiations to its advantage

RETURN TO OPEN SESSION: Upon return to open session, City Attorney McHugh reported that the Council received legal advice and gave direction to its Counsel.

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

Attest:

Liz Casson, City Clerk

Rory McNeil
Minutes approved by Council
Motion 2-7-08