

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
YREKA HELD IN SAID CITY ON OCTOBER 2, 2008

On the 2ND day of October 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: Jason Darrow, Jim Griffin, and David Simmen. Absent óTom Amaral & Rory McNeil.

Adoption of Resolution No. 2734 to establish fees relating to dogs.

Following Council discussion, Council Member Simmen moved to adopt Resolution No. 2734 as submitted.

Council Member Darrow seconded the motion, and upon roll call, the following voted YEA: Darrow, Griffin, & Simmen.

Mayor Pro-Tempore Griffin thereupon declared the motion carried.

Schedule public hearing for November 6, 2008 for consideration of dog fees to be effective December 31, 2008.

Following Council discussion, Council Member Simmen moved to schedule November 6, 2008 as the public hearing date for consideration of proposed dog fees.

Council Member Darrow seconded the motion, and upon roll call, the following voted YEA: Darrow, Griffin, & Simmen.

Mayor Pro-Tempore Griffin thereupon declared the motion carried.

Adoption of Resolution No. 2735 to establish fees relating to Yreka Volunteer Fire Department call out fees pursuant to Ordinance No. 804.

City Attorney Mary Frances McHugh reported that staff has received a request from the Fire Department to table this item until November 20, 2008.

Following Council discussion, Council Member Darrow moved to table the Resolution to the November 20, 2008 meeting.

Council Member Simmen seconded the motion, and upon roll call, the following voted YEA: Darrow, Griffin, & Simmen.

Mayor Pro-Tempore Griffin thereupon declared the motion carried.

Adoption of Resolution No. 2736 establishing fees relating to operations and administration of the water and wastewater utilities of the City of Yreka pursuant to Ordinance 805 and setting public hearing for modified fees.

Following Council discussion, Council Member Simmen moved to adopt Resolution No. 2736 as submitted.

Council Member Darrow seconded the motion, and upon roll call, the following voted YEA: Darrow, Griffin, & Simmen.

Mayor Pro-Tempore Griffin thereupon declared the motion carried.

Direction to Staff: - PSA II Contract ó Senior Program.

City Manager Brian Meek reported to the Council that in November of 2007 Council directed staff and set up a committee to work with the Family Resource Center to ascertain if they might take over the Senior Program with continued City of Yreka financial support. The committee conducted several outreach meetings in neighboring communities and obtained a special grant to complete a feasibility study.

City Manager Meek further reported that we directed the committee to ask the Board of the Family Resource Center to give us an indication of their intentions by the end of September 2008, as a new application for a new three year contract with PSA II will be due by March of 2009.

In conclusion City Manager Meek stated we have yet to receive a final decision from the Family Resource Center. If the Board of the Family Resource Center decides that this is not a program that fits into their mission, then we need to be looking at other alternatives for a seamless transition and continuation of the Yreka Senior Program.

Following Council discussion, Council Member Griffin moved to table this matter to a future meeting to consider appointing a committee to explore a possible alternative plan for the continued operation of the Yreka Senior Program.

Council Member Simmen seconded the motion, and upon roll call, the following voted YEA: Darrow, Griffin, & Simmen.

Mayor Pro-Tempore Griffin thereupon declared the motion carried.

Approval of the appointment of Barry Ohlund to fill the unexpired term of Jason Darrow on the Planning Commission.

Following Council discussion, Council Member Simmen moved to approve the appointment of Barry Ohlund to fill the unexpired term on the Planning Commission.

Council Member Darrow seconded the motion, and upon roll call, the following voted YEA: Darrow, Griffin, & Simmen.

Mayor Pro-Tempore Griffin thereupon declared the motion carried.

Approval of the appointment of Deborah Baird to a 4-year term on the Planning Commission.

Following Council discussion, Council Member Simmen moved to approve the appointment of Deborah Baird to a 4-year term on the Planning Commission.

Council Member Darrow seconded the motion, and upon roll call, the following voted YEA: Darrow, Griffin, & Simmen.

Mayor Pro-Tempore Griffin thereupon declared the motion carried.

Approval of Treasurer's Report for the month of August 2008.

Following Council discussion, Council Member Simmen moved to approve the Treasurer's Report for the month of August 2008.

Council Member Darrow seconded the motion, and upon roll call, the following voted YEA: Darrow, Griffin, & Simmen.

Mayor Pro-Tempore Griffin thereupon declared the motion carried.

Approval of Budget to Actual Report dated August 31, 2008.

Following Council discussion, Council Member Darrow moved to approve the Budget to Actual Report dated August 31, 2008.

Council Member Simmen seconded the motion, and upon roll call, the following voted YEA: Darrow, Griffin, & Simmen.

Mayor Pro-Tempore Griffin thereupon declared the motion carried.

Approval of Minutes of the meeting held September 18, 2008.

Following Council discussion, Council Member Simmen moved to approve the minutes as submitted.

Council Member Darrow seconded the motion, and upon roll call, the following voted YEA: Darrow, Griffin, & Simmen.

Mayor Pro-Tempore Griffin thereupon declared the motion carried.

Approval of Warrant Listing dated September 25, 2008 and supplemental warrants dated October 2, 2008.

Following Council discussion, Council Member Darrow moved to approve the warrants and supplemental as submitted.

Council Member Simmen seconded the motion, and upon roll call, the following voted YEA: Darrow, Griffin, & Simmen.

Mayor Pro-Tempore Griffin thereupon declared the motion carried.

CLOSED SESSION:

1. Conference with Labor Negotiator

Agency negotiators: Brian Meek, Mary Frances McHugh
Employee Organization: Yreka Police Officer's Association
Yreka Police Administrative Unit; Management Unit; Confidential Unit.

2. Anticipated Litigation. Government Code Section 54956.9(b)(3)(E) and (c). Conference with Legal Counsel, a point has been reached where, in the opinion of the Council on the advice of its legal counsel, based on existing facts and circumstances, there is significant exposure to litigation against the City and the Council is deciding or will decide whether to initiate litigation, due to a statement threatening litigation made outside an open and public meeting on a specific matter within the responsibility of the Council. One case ó names of parties are not disclosed since it is believed the facts which may result in litigation are not yet be known to the potential litigant(s), which facts need not be disclosed, and, to do so would jeopardize City's ability to conclude existing settlement negotiations to its advantage.

3. Conference with Real Property Negotiator (Government Code Section 54956.8)

Property: AP 54-081-190
City Negotiators: City Manager and City Attorney
Third Party Negotiator: John Martin
Under Negotiation: Possible purchase including price, terms of payment, or both.

RETURN TO OPEN SESSION: Upon return to open session, City Attorney McHugh reported the following from Closed Session:

1. Conference with Labor Negotiator (Government Code Section 54957.6) Employee Organization: Yreka Police Officers' Association; Yreka Police Sergeants' Association
The City's negotiators briefed the City Council on the status of negotiations.
2. Anticipated litigation. The Council received information from the City Attorney on a litigation threat.
3. Real Property APN 54-081-190 ó John Martin owner
The Council gave direction to its real property negotiators regarding terms of acquisition.

No further action was taken.

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

Attest:

Liz Casson, City Clerk

Tom Amaral, Mayor
Minutes approved by Council
Motion 10-16-08