

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF  
YREKA HELD IN SAID CITY ON APRIL 1, 2010

On the 1st day of April 2010, 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, Jason Darrow, Jim Griffin, and David Simmen. Absent – Rory McNeil.

Consent Calendar: Mayor 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 March 18, 2010.
- b. Adopt Resolution No. 2843 approving requests associated with the Special Event of Scott Valley Bank known as the Summer Concerts in the Park.
- c. Approve Request of Yreka Chamber of Commerce for the Use of the Stage for their Special Events known as the Gold Rush Days and Ride in the Light Motorcycle Rally.
- d. Acknowledge receipt of the General Plan Housing Element 2008-2009 Annual Report.

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

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

Mayor Amaral thereupon declared the motion carried.

Adopt Resolution No. 2844 approving the request of Yreka Splash for a subsidy in the amount of \$32,000 for operation of Ringe Pool for FY 2010-2011 and authorize the City Manager to negotiate and execute a Use Agreement with Yreka Splash for the exclusive use of Ringe Pool beginning May 1, 2010 thru November 30, 2010.

Following Council discussion, Council Member Darrow moved to adopt Resolution No. 2844 as submitted.

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

Mayor Amaral thereupon declared the motion carried.

PUBLIC HEARING – Closeout of CDBG Grant # 06-EDBG2703 – Commercial Kitchen Technical Assistance and Training Grant:

- Public hearing is to discuss the accomplishments of the grant and to receive public comments.

- Discussion/Possible Action – Adopt Resolution No. 2841 accepting as complete the Community Development Block Grant No. 06-EDBG2703.

Council Member Darrow announced his recusal and left the Council Chamber, stating that he has a conflict with the agenda item by reason of his employment relationship with the Siskiyou County Economic Development Council.

This being the time and date scheduled for the Public Hearing, Mayor Amaral opened the public hearing to the Audience.

Monique Dixon of Siskiyou County Economic Development Council addressed the Council and audience to explain the accomplishments of the grant. There being no further comments or statements received from the audience, Mayor Amaral closed the public hearing and opened discussion to the Council for possible adoption of Resolution No. 2841.

Following Council discussion, Council Member Simmen moved to adopt Resolution No. 2841 as submitted.

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

Mayor Amaral thereupon declared the motion carried.

Council Member Darrow returned to his seat at the Council table.

PUBLIC HEARING – Closeout of CDBG Grant #05-STBG1422 - Sewer Systems Replacement and Housing Rehabilitation Grant:

- Public hearing is to discuss the accomplishments of the grant and to receive public comments.
- Discussion/Possible Action – Adopt Resolution No. 2842 accepting as complete the Community Development Block Grant No. 05-STBG1422.

This being the time and date scheduled for the Public Hearing, Mayor Amaral opened the public hearing to the Audience.

Larry Luce of Great Northern Corporation addressed the Council and audience to explain the accomplishments of the grant. There being no further comments or statements received from the audience, Mayor Amaral closed the public hearing and opened discussion to the Council for possible adoption of Resolution No. 2842.

Following Council discussion, Council Member Simmen moved to adopt Resolution No. 2842 as submitted.

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

Mayor Amaral thereupon declared the motion carried.

Acceptance of Audited Financial Report Fiscal Year 2008-2009.

Following Council discussion, Council Member Darrow moved to accept the Audited Financial Report as submitted.

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

Mayor Amaral thereupon declared the motion carried.

Approval of Treasurer's Report and Budget to Actuals for the month of February 2010.

Following Council discussion, Council Member Griffin moved to approve the Treasurer's Report and Budget to Actuals as submitted.

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

Mayor Amaral thereupon declared the motion carried.

Approval of Warrants issued from March 18, 2010 to April 1, 2010.

Council Member Darrow announced his recusal and left the Council Chamber, stating that he has a conflict with one of the warrants listed by reason of his employment relationship with one of the proposed payees, namely, Siskiyou County Economic Development Council.

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

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

Mayor Amaral thereupon declared the motion carried.

Council Member Darrow returned to his seat at the Council table.

**CLOSED SESSION:**

1. 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 – 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.

**RETURN TO OPEN SESSION:** Upon return to open session, City Attorney Mary Frances McHugh reported that there was no reportable action.

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

Attest:

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Tom Amaral, Mayor  
Minutes approved by Council  
Motion 5-6-10

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Elizabeth E. Casson, City Clerk