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**MINUTES OF THE SPECIAL MEETING OF THE  
YREKA CITY COUNCIL MEETING HELD ON JULY 19, 2022**

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On July 19, 2022 the City Council of the City of Yreka, Special Meeting for Closed Session at 5:30 p.m. and Regular Meeting at 6:30 p.m., met and upon roll call, the following Councilmembers were present: Deborah Baird, Joan Smith Freeman, Duane Kegg, Corey Middleton, and Paul McCoy.

**1. CALL TO ORDER:**

**2. PUBLIC COMMENT ON CLOSED SESSION:**

None.

**3. CLOSED SESSION:**

The City Council recessed to Closed Session to discuss the following item(s). At the conclusion of the Closed Session, Open Session will reconvene and reportable action, if any, will be announced:

**a. Conference with Labor Negotiator Government Code § 54957.6(a)**

Agency negotiators: City Manager, Assistant City Manager and Human Resources Director.  
Employee Organization: Yreka Police Officers Association

**b. Conference with Real Property Negotiations Government Code § 54956.8**

*Property:* Assessor Parcel Nos. 053-642-580 and 053-651-760  
*Third Party Negotiation:* County of Siskiyou  
*City Negotiation:* City Manager and City Attorney  
*Negotiating Parties:* City of Yreka and County of Siskiyou  
*Under Negotiation:* Possible purchases including price, terms of payment, or both.

**c. Conference with Real Property Negotiations Government Code § 54956.8**

*Property:* Assessor Parcel Nos. 053-352-160  
*Third Party Negotiation:* Siskiyou Economic Development Council (SCEDC)  
*City Negotiation:* City Manager and City Attorney  
*Negotiating Parties:* City of Yreka and SCEDC  
*Under Negotiation:* Possible sale Carnegie building including price, terms of payment, or both.

**d. Conference with Real Property Negotiations Government Code § 54956.8**

*Property:* Assessor Parcel Nos. 013-110-130 and 013-100-140  
*Third Party Negotiation:* Adam Gardner, Origination Analyst, UGE (ugie.com)  
*City Negotiation:* City Manager and City Attorney  
*Negotiating Parties:* City of Yreka and UGE  
*Under Negotiation:* Possible Lease – Hi-Ridge Lumber Site for Installation of Solar Farm Equipment.

**4. OPTIONAL RECESS IF DESIRED:**

**5. RETURN TO OPEN SESSION AT 6:30 PM:**

**6. CALL TO ORDER REGULAR SESSION AND PLEDGE OF ALLEGIANCE:**

Mayor Kegg announced there was no reportable action from Closed Session.

**7. SPECIAL PRESENTATIONS AND/OR ANNOUNCEMENTS:**

This time slot is for informational presentations, appointments, or awards to be presented by the City Council or to the City Council.

**Cal Conklin, Special Presentation - Information on Homelessness** – Mr. Conklin presented his views and observations on the subject.

**8. PUBLIC COMMENTS:**

Molly Amack (sp), Dawn Marie Autrey, Melissa Browning, Mike (homeless) addressed the City Council.

**9. PUBLIC COMMENT FOLLOW-UP:**

**10. CONSENT AGENDA:**

All matters listed under the consent agenda are considered routine and non-controversial and will be enacted by one motion unless any member of the Council wishes to remove an item for discussion,

- a. Approval of Minutes of the special meeting held June 16, 2022.
- b. Approval of Minutes of the regular meeting held June 21, 2022.
- c. Resolution 2022-30 approving the Destruction of Certain City Records Identified by the Finance Director.
- d. Approval of a One Year Extension of Contract Position – Assistant City Manager to July 12, 2023, and an appropriation for the position.
- e. Continuation of Urgency Ordinance #864: Fireworks.
- f. Continuation of Urgency Resolution #2021-51: Remote Public Meetings.
- g. Waive Full Text Reading of All Ordinances on the Agenda. Ordinances shall be introduced and adopted by title only.

The minutes of June 21, 2022 are to be adopted with the spelling corrected on two names (Jan Osborn and Korey Hayden).

Motion to approve the Consent calendar with two name spelling corrections on the Minutes for June 21, 2022.

MOTIONED: McCoy

SECONDED: Baird

AYES: Councilmembers: Baird, Smith Freeman, Kegg, McCoy, Middleton

NAYS: None

ABSTAIN: None

ABSENT: None

**11. PUBLIC HEARINGS:**

*City Manager/City Attorney*

City Manager Ledbetter presented the report explaining what was before the City Council.

**a. Agenda Title: Imposing a One-Half Cent (1/2%) Transaction and Use (Sales Tax) for General Purposes to be considered in the November 8, 2022, Consolidated Election.**

Noticed public hearing: Introduction of Ordinance establishing a General Sales Tax of one-half cent (1/2 %) within the City, consideration of the Resolution calling for an Election on the Ordinance, and other actions necessary to place the Ordinance on the November 8, 2022, General Election Ballot. Tonight’s introduction is the first reading and the second reading and resolution to submit the ballot to the County Clerk in the consolidated election will be schedule for the regular City Council meeting on August 2, 2022.

The City’s voters would be asked the following question:

<p><b>Sales Tax to Generally Fund Essential City Services</b>          To maintain Yreka’s long-term financial stability through the adoption of a supplemental sales tax that would generally fund essential city services such as necessary fire/paramedic facilities public safety response time; the operation and maintenance of the Yreka Aquatic Center; the Native Park project located on Foothill Drive; clean and safe city parks; and other essential city services, shall the City of Yreka ordinance be adopted establishing a 1/2¢ sales tax (transaction and use tax) for general governmental use, on an ongoing basis, until ended by the voters, providing about \$1,000,000 annually, with independent audits and all funds locally controlled?</p>	<p><input type="checkbox"/> YES</p> <p><input type="checkbox"/> NO</p>
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**Recommended City Council Action:** Motion to Approve the Introduction of Ordinance (first reading), entitled “An Ordinance of the City of Yreka Imposing a Transactions and Use Tax (Sales Tax) to be Administered by the California Department of Tax and Fee Administration” and Finding That the Measure Is Not Subject To CEQA, pass the ordinance and resolution to the August 2, 2022, Council meeting for the ordinance and resolution’s second reading and possible adoption.

Comments were made about the one-half percent, and the 1/2 cent terminology related to the tax.

**Public Comment:**

Buzzy McCluskey, Robin Richards, Lorenzo Love, Cal Conklin, Louise Gliatto, Rob Bicego, Dawn Marie Autrey, Tristen Holden of Montague, Ruth Simpson made comments

City Manager Ledbetter read into the record comments by Betsy and David Shuteroff, Pamela Kuck, Jan Osborn, Donna Bacigalopi.

Mayor Keggs closed the Public Comment period.  
City Manager Ledbetter answered Council questions.

Juliana Lucchesi, Planning Director, provided her background with aquatic facilities.

Motion to approve the recommended action.

MOTIONED: Smith Freeman

SECONDED: None

AYES: None

NAYES: None

ABSTAIN: None

ABSENT: None

Motion failed for lack of a second.

City Attorney Henion provided information on the process and how changes to the resolution for the ballot measure language could still be made subsequent to action to introduce the ordinance entitled “An Ordinance of the City of Yreka Imposing a Transactions and Use Tax (Sales Tax) to be Administered by the California Department of Tax and Fee Administration” and Finding That the Measure Is Not Subject To CEQA, pass the ordinance to the August 2, 2022 regularly scheduled City Council meeting.

Motion was reintroduced to pass the ordinance to the next regular Council meeting for a second reading and possible adoption (as it was understood that the City Council could have the resolution come back to the City Council at a Special Meeting for discussion and consideration of wording contained within the resolution).

MOTIONED: Smith Freeman

SECONDED: Middleton

AYES: Councilmembers: Smith Freeman, McCoy, Middleton

NAYES: Kegg, Baird

ABSTAIN: None

ABSENT: None

Council took a break at 9:00 p.m.

After the break, Mayor Kegg asked that New Business item 13.b. be move up and the City Council concurred. Dohn Henion, City Attorney excused himself from the remainder of the meeting.

## **12. OLD BUSINESS:**

*City Manager/Police Chief*

- a. **Agenda Title:** Second Reading of Ordinance 872 and approving and adopting Yreka Police Departments Military Equipment Use (Lexipol Policy 706) and adding the Ordinance to Yreka Municipal Code Chapter Section 9.41 “Military Equipment Use” and Finding the Ordinance Exempt from CEQA.

Newly enacted Assembly Bill 481, codified at Government Code §7070 through §7075 requires a law enforcement agency (LEA) to obtain approval from the City Council, via adoption of a “military equipment” use policy (the Policy) by ordinance (the Ordinance), prior

to the LEA funding, acquiring, or using military equipment. The Yreka Police Department (YPD) seeks City Council adoption of the attached Military Equipment Use Policy – Policy Number 706 (Exhibit A), to allow YPD to continue to use the vital equipment specified therein.

**Recommended City Council Action:** Adoption of Ordinance 872 – Military Equipment Use Creating: Chapter 9.41 “Military Equipment Use” by title only and Finding the Ordinance Exempt from CEQA.

City Manager Ledbetter presented the report.  
There was no public comment.

Motion to accept the recommended Council action.

MOTIONED: Kegg

SECONDED: Baird

AYES: Councilmembers: Baird, Smith Freeman, Kegg, McCoy, Middleton

NAYES: None

ABSTAIN: None

ABSENT: None

- b. Agenda Title:** Yreka Police Department’s Military Equipment Use –Annual Military Roster Report Naming the Military Equipment in Use or Desired Pursuant to the “Military Equipment Use Policy” for Purposes of Chapter 9.41 of the Yreka Municipal Code.

Pursuant to California Government Code §7070(d)(6), and in accordance with California Government Code §7072, the Yreka Police Department will submit to the Yreka City Council an Annual Military Equipment Report and will make that report publicly available on its internet website. The report is for authorized military equipment is being adopted by resolution.

**Recommended City Council Action:** Motion to Adopt Resolution 2022-31 of the City Council of the City of Yreka - Annual Military Roster Report Naming the Military Equipment in Use or Desired Pursuant to the “Military Equipment Use Policy” for Purposes of Chapter 9.41 of the Yreka Municipal Code.

City Manager Ledbetter presented the report.  
There was no public comment.

Motion to approve the recommendation and adopt Resolution 2022-31.

MOTIONED: Baird

SECONDED: Smith Freeman

AYES: Councilmembers: Baird, Smith Freeman, Kegg, McCoy, Middleton

NAYES: None

ABSTAIN: None

ABSENT: None

*City Manager/City Attorney*

- c. **Agenda Title:** Second Reading of Ordinance 873 - Critical Infrastructure adding Yreka Municipal Code Chapter 9.45 “Use of the Public Rights of Way and Protection of School Children, Bus Stops, Critical Infrastructure, and Wildfire Risk Areas”.

The ordinance would ban camping, sitting, sleeping, and storing property on any street or sidewalk that blocks the public right of way by obstructing pedestrian or vehicular traffic. The ordinance has location-specific regulations. Camping is banned within ten feet of any bus stop, driveway, or fire hydrant. Camping is also banned within 250 feet of any youth-serving facility, which means schools, parks, libraries, and day-care facilities. Camping is also banned within 250 feet of any school route or 50 feet from critical infrastructure, both of which has been identified by Resolution 2022-26, adopted on June 21, 2022 (with Urgency Ordinance 871).

**Recommended City Council Action:** Motion to Adopt Ordinance 873 – Critical Infrastructure Adding Yreka Municipal Code Chapters 9.45 “Use of the Public Rights of Way and Protection of School Children, Bus Stops, Critical Infrastructure, and Wildfire Risk Areas” by title only and Finding the Ordinance Exempt from CEQA.

City Manager Ledbetter presented the report.

Mayor Kegg opened the floor for public comment.

Lorenzo Love, and Cal Conklin addressed the City Council.

Chief Gilman provided details about the ordinance and what are permissible activities/locations for this specific population. The Chief emphasized that the approach is one of educating.

Motion to Adopt Ordinance No. 873.

MOTIONED: Middleton

SECONDED: Kegg

AYES: Councilmembers: Baird, Smith Freeman, Kegg, McCoy, Middleton

NAYES: None

ABSTAIN: None

ABSENT: None

### 13. **NEW BUSINESS:**

#### *Finance*

- a. **Agenda Title:** Payments/disbursements issued from June 27, 2022, through July 10, 2022.

**Recommended City Council Action:** Approval/ratification of payments issued from June 27, 2022, through July 10, 2022.

City Manager Ledbetter presented the report.

No public comment was received.

Motion on recommended action.

MOTIONED: McCoy

SECONDED: Middleton

AYES: Councilmembers: Baird, Smith Freeman, Kegg, McCoy, Middleton

NAYES: None

ABSTAIN: None

ABSENT: None

*Note this item was acted upon earlier in the meeting after the public hearing and consideration of the 11.a. Sales Tax ballot ordinance imposing 1/2 cent or (1/2%) Transaction and Use (Sales Tax) for General Purposes to be considered in the November 8, 2022, Consolidated Election.*

**b. Agenda Title:** Award of City-Wide Noise Study and Noise Element Update.

The City of Yreka prepared and issued a Request for Proposals for a City-Wide Noise Study and Noise Element Update from March to April. The city received four proposals. Two of the four were considered finalists by the selection committee and supplemental information was requested to assist in the evaluation of the finalists. The city selection committee evaluated the supplemental information and determined that MIG, Inc. satisfied the criteria for award

**Recommended City Council Action:** Motion to award the contract for the City-Wide Study and Noise Element Update to MIG, Inc., approval of supplemental appropriation of \$35,000 to be allocated in the fiscal year 2022-23 and authorize the City Manager to sign the final contract to complete the scope of work.

Planning Director Lucchesi presented the report.

There was no public comment.

Motion to accept the recommendation.

MOTIONED: McCoy

SECONDED: Middleton

AYES: Councilmembers: Baird, Smith Freeman, Kegg, McCoy, Middleton

NAYES: None

ABSTAIN: None

ABSENT: None

*Fire Resolution*

**c. Agenda Title:** California Fire Assistance Agreement Authorizing Overtimes and Portal to Portal Pay for Yreka Volunteer Fire Department Personnel.

**Recommended City Council Action:** Motion to Adopt Resolution 2022-32 Authorizing Overtimes and Portal to Portal Pay for Yreka Volunteer Fire Department Personnel.

City Manager Ledbetter presented the report.

No public comment.

Motion to adopt Resolution 2022-32.

MOTIONED: Baird

SECONDED: Freeman Smith

AYES: Councilmembers: Baird, Smith Freeman, Kegg, McCoy, Middleton

NAYES: None  
ABSTAIN: None  
ABSENT: None

**d. CITY MANAGER/STAFF REPORTS:**

City Manager and Staff may make brief announcements or reports at this time.

City Manager Ledbetter shared various multi-jurisdictional meetings he was part of. He also shared meetings he attended with Supervisor Ogren and various City initiatives. City Manager Ledbetter also provided an updated on the item below on the Critical Infrastructure Ordinance Implementation.

Chief Lemos thanked staff for their support with various complex agenda items.

**e. COUNCILMEMBER STATEMENTS AND REQUESTS:**

Members of the Council may make brief announcements, reports, or request staff to report to Council on any matter at a subsequent meeting.

Various Councilmembers reported on different events attended and upcoming community happenings.

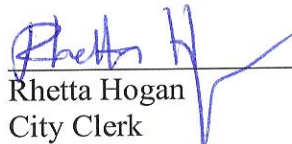
City Manager Ledbetter announced that the City received the Department of Toxic Substance Control State (DTSC) grant to do the soil clean up on Foothill and that will come to Council in August.

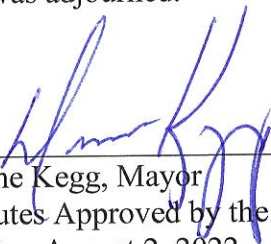
Council requested an informational only report on the County's needle exchange program. City Manager Ledbetter took note.

**f. ADJOURNMENT.**

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

Attest:

  
Rhetta Hogan  
City Clerk

  
Duane Kegg, Mayor  
Minutes Approved by the City Council  
Motion August 2, 2022