



**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE
CITY OF YREKA HELD IN SAID CITY ON JULY 20, 2021**

On the 20th day of July 2021, the City Council of the City of Yreka met in regular session, and upon roll call, the following were present: Deborah Baird, Joan Smith Freeman, Duane Kegg, and Corey Middleton, Paul McCoy.

1. Discussion/Possible Action - Consent Calendar:

Mayor Kegg 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:

The City Manager recommended approval of the following consent calendar items:

- a. Approval/ratification of payments issued from June 28, 2021, through July 11, 2021.
- b. Approval of Minutes of the emergency meeting held June 29, 2021.
- c. Approval of Minutes of the regular meeting held July 6, 2021.
- d. Continuation of Urgency Ordinance #855
- e. Waive Full Text Reading of All Ordinances on the Agenda. Ordinances shall be introduced and adopted by title only.

Councilmember Freeman pulled item #1b for discussion, and then moved to approve items #1a, #1c, #1d, and #1e.

Councilmember Baird seconded the motion, and upon roll call, the following voted AYE: Baird, Freeman, McCoy, Middleton, and Kegg.

Mayor Kegg thereupon declared the motion carried.

Following Council discussion, Mayor Kegg moved to approve item #1b.

Councilmember Middleton seconded the motion, and upon roll call, the following voted AYE: Baird, Freeman, McCoy, Middleton, and Kegg.

Mayor Kegg thereupon declared the motion carried.

2. Discussion/Possible Action – Environmental Restoration Strategy Authority

The Environmental Restoration Strategy Authority is requesting that the City of Yreka:

- a. authorize a letter to be signed by the Mayor and sent to Secretary Tom Vilsack with the U.S. Department of Agriculture; and
- b. join the City of Montague and the Montague Irrigation District to form a coalition.

Following Council discussion, Councilmember Freeman moved to table item #2.

Councilmember Baird seconded the motion, and upon roll call, the following voted AYE: Baird, Freeman, Middleton, and Kegg. NAY: McCoy.

Mayor Kegg thereupon declared the motion carried.

3. Discussion/Possible Action – Community Wildfire Protection Plan

Authorize the Mayor and Fire Chief to execute and sign such documents necessary to achieve the purposes of the Community Wildfire Protection Plan as submitted by the Yreka Area Fire Safe Council.

Following Council discussion, Councilmember Freeman motioned to approve as presented.

Mayor Kegg seconded the motion, and upon roll call, the following voted AYE: Baird, Freeman, Middleton, McCoy, and Kegg.

Mayor Kegg thereupon declared the motion carried.

City Manager/Staff Reports:

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

Council Statements and Requests:

Councilmembers reported on various community events and meetings attended.

Councilmember McCoy requested a special City Council meeting be scheduled to discuss water rights. No date was set.

Councilmember McCoy requested a report from the Director of Public Works on the status of Upper Greenhorn Park at the next City Council meeting scheduled for August 3rd, 2021. Mayor Kegg gave direction to the City Manager with the same.

Councilmember McCoy requested a report from the Director of Public Works on the status of the vegetation near the creek adjacent to Gold Street and the “1600 permit.”

Councilmember McCoy requested a report from the City Attorney on the status of the shopping cart ordinance at the next City Council meeting scheduled for August 3rd, 2021.

Mayor Pro-Tem Baird requested a special City Council meeting be scheduled to discuss the flood hazard reduction (FHR) project. This was scheduled for Wednesday, September 8th at 6:00 pm.

CLOSED SESSION:

The City Council recessed to Closed Session to discuss the following item(s):

1. Public Employment (§ 54957)

Public Employee Recruitment, Pursuant to Government Code Section 54957(b)
Position affected: City Manager.

RETURN TO OPEN SESSION:

Upon return to open session, Mayor Kegg reported that no action was taken by the City Council in Closed Session, as required by the Ralph M. Brown Act. (Government Code Section 54950 et. seq.)

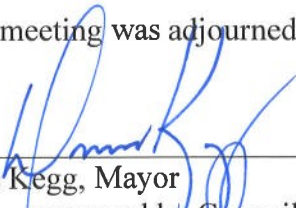
ADJOURNMENT.

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

Attest:



Arthur Boyd, City Clerk



Duane Kegg, Mayor
Minutes approved by Council,
Motion August 17, 2021

Transcript of Yreka City Council Meeting 7-20-21

~Transcript Begins~

Mayor Kegg: Moving on to number 2 Environmental Restoration Strategy Authority is requesting that the City of Yreka: a. authorize a letter to be signed by the Mayor and sent to Secretary Tom Vilsack with the U.S. Department of Agriculture; and b. Join the City of Montague and the Montague Irrigation District to form a coalition. And do we want to start off on that one or are you gonna go ahead and start off with that one Tony?

Tony Intiso: Whatever you want Mr. Mayor.

Kegg: Okay, let's go with you first then.

Intiso: Slight omission in your agenda the letter should be to two, two identical letters to two agencies and I took the liberty of printing five copies, one for each of you to see and have the proper citations of the codes that is necessary to show that you have standing to be considered Hanlon and Vilsack should have identical letters also (*unintelligible*) and good news also the signs (*unintelligible*) fire protection district have also sent their letters and I'm going to be hopefully (*unintelligible*) going to meet with the Lake Shastina Community Services District they're a qualifying entity I'm hoping to build a nice coalition (*unintelligible*) come together to prove this. I think it will show that (*unintelligible*) we're interested here and we're not going to stand for anything.

Kegg: Yes, Joan.

Councilmember Freeman: Thank you Mr Mayor. I realize you've put a lot of work in this Tony and thank you for all the presentation however I will have to say because of the sensitivity of our water our water as you know comes 26 miles from over across the Klamath River it goes actually under the Klamath it doesn't comingle however there it's a very very sensitive issue and I believe with protecting our water I think we need more information on this so I'd like to continue this item please.

Kegg: To what?

Freeman: To continue it, to continue it for now and continue it until we have more information

Kegg: To put on a future agenda again?

Freeman: Well, yeah we need to have discussions with our attorney we need to find out some more information about how this would impact our water rights

Kegg: Well I think Dohn is on the phone is going to talk specifically about some of this but is that right Dohn?

City Attorney Dohn Henion: If you'd like me to, sure.

Kegg: Yes please.

Henion: Okay, so for the last four or five years we've been engaged in discussions regarding our water diversion on fall creek and the location of a endangered species hatchery next to our water diversion facilities and we've been attending the Klamath basin coalition meetings which includes all stakeholders Indian tribes state and federal wildlife officials irrigators etc. now we've been very successful in shepherding our water system through this maze of basically bear traps to date by affirmatively staying neutral with all these parties so that we can have frank and open discussions with them and so that one side doesn't label us as being pro this or pro that and so I think it's my well considered opinion from dealing with all these parties and the attorneys for all these parties and the state and federal wildlife officials that it would behoove us to stay neutral in anything to do with issues that touch around the surface of our water use water diversion irrigation and that sort of thing.

Kegg: Thank you Dohn.

Intiso: *(unintelligible)*

Kegg: Yes absolutely

Intiso: this is, yeah, he brings up the very points *(unintelligible)* but this is separate and it doesn't jeopardize your whatever you're doing on the water rights issue this is totally separate this is for the drought so later on *(unintelligible)* I'd like to read from the code itself from the council of environmental quality regulations why a cooperating agency is so important it says if the lead agency leaves out a significant issue or ignores the advice and expertise of a cooperating agency the EIS will be found invalid. You could go to these meetings as the City of Yreka and they can ignore you. *(unintelligible)* which is all you're asking for, you're not asking for anything else but to be considered a cooperating agency. If you get that designation you have that authority because I'm sure you'll raise an issue that somebody's not gonna like you know we have different problems here than the feds know so that's why I did all the research on this *(unintelligible)* that's just a lot of history but that's why I think it's so important.

Freeman: Okay. Mr. Mayor actually Dohn, our attorney Dohn Henion and I have sat on a water committee with federal agencies for many years now protecting our water rights and Dohn's right you know we've worked through it with all the different representatives that are there and we have received respect and actually support especially from our local *(unintelligible)* and we're in a really good position right now because we've been earning respect, if you will, by sitting at the table and listening not, not necessarily giving anything away just being reasonable and talking to people and just gaining respect. You know what my theory is right? "If you're not at the table you're on the menu" and we don't want to be on the menu so we are at the table and we have gained the respect of those agencies as well as the other the tribes and the other representatives. I'm just concerned I'm just not certain how this would impact those

relationships that we have spent how many years now Dohn six at least that I can think of but more than that since before I was on the council many many years I know that David Simmons worked on it too a number of years I just had some concerns about that and so I'd really like to continue this until we have more information.

Kegg: So in other words table it is what you're saying. So I don't know how we you know

Councilmember McCoy: Yes, how many times has Anthony Intiso come before the Council?

Kegg: Right, this what, third time now?

McCoy: Third time? Yeah. I would say. Yeah, I mean you come four or five but I mean...

Kegg: Right.

Intiso: *(unintelligible)*

Kegg: Yes, please.

Intiso: Rather than me yeah you don't want to be on the menu you want to be you want to be the chef you've never been the chef in the six years you've been dealing with the feds you've never ever had authority. This gives you authority that's the purpose. It's not gonna jeopardize anything you're doing, nothing. If anything it will enhance your ability.

Councilmember Middleton: Dohn can you hear me?

Henion: Yes

Middleton: Have you reviewed these have you reviewed these documents that are before us or read anything relating the subject?

Henion: Well, I used to lecture across the country on NEPA and coordinating status and it's a highly charged area I think you'll find that the law is much more complicated than what a cursory review would be. I, again, did you know review the one letter asking for cooperating agency status and I just I just you would be surprised when we go to our stakeholders meetings how easily the tribes take offense to things that the irrigators say and everyone this particular year is just on the edge of their chair and more excited than I have ever seen them because the Indian fishery I believe in the subs that sustenance fishing has been shut down this year and if there was ever a time for us to sit down and shut up I think this is it.

Middleton. Thank you Dohn.

Freeman: Mr. Chairman I'm sorry Debbie *(unintelligible)*

Kegg: *(unintelligible)*

Baird: *(unintelligible)* I did have the opportunity to call Dohn and have a discussion with him and I do have a strong feeling about if you have legal counsel listen to him and he did make

some valuable points to me and whether or not in the end everything would work out well I have concerns about putting us at risk so even if we won at the end the turmoil it creates the ties with these negotiating groups that we have to work with in the future it matters. It matters a lot because it's not just this issue it's everything in the future moving forward that we'll need to discuss and have cooperation with and develop with so I, I do support legal counsel's advice.

Intiso: One thing I forgot to mention (*unintelligible*) the environmental officer and the planning director has used this technique for over a decade successfully in dealing with BLM and the forest service. You talk to Sean Curtis and he'll tell you well you know who he is he'll tell you that this cooperating agency status is the way to get in the door and have a voice that counts they cannot discount you or put you aside if you have that reservation but they can as a city council you don't have the same authority. It's stated right in the code. So you guys can you know either join the coalition or not.

Kegg: Right. I think Joan was actually first, sorry.

Freeman: Thank you Mr. Mayor. Joan Smith Freeman, Yreka City Council. As you know I sat on the Board of Supervisors for a number of years for eight years in fact at the same time that Sean Curtis was on the Board of Supervisors, and we did make a trip to Washington D.C. and we actually delivered documents to the agencies requesting cooperating agency status. And I mean it sounds really good but it really didn't make that much difference at least with the County. Maybe, maybe a little bit I mean they do give a nod but it and in the negotiations it really didn't make a big difference and that's been my experience but we're talking about like you say 20 years ago so you know I don't know if anything's changed on that but I did I went to Washington D.C. I handed out the documents requesting cooperating agency status listing all the legalities of why it should work and they just kind of said yeah okay thanks.

Kegg: Mr. McCoy?

McCoy: Nah, I think he was ahead of me. Didn't you? Dohn, if we win in the end, everything's hunky-dory if we don't win what's the scenario? Lay it out.

Henion: Oh, well, the first thing that would happen is that we have our habitat conservation plan under consideration by the state and federal wildlife agencies and initially they were very hesitant. The habitat conservation plan a process where we put forth mitigating measures so that if an action arising from our water diversion facility tends to take any endangered species then we are not penalized otherwise it's fifty thousand dollars a fish and there are going to be many hundreds and hundreds of fish so we we feel that this habitat conservation plan is very important for us to get nmfs the national marine fisheries service to sign off on and noah who's writing up the biological opinion to look favorably on our habitat conservation plan. So that's one of the major concerns that we have pending right now we've just completed the hcp it's gone for an initial review to the federal agencies and pretty soon we will start we've been waiting for Pacificorp to agree with our communications protocol so that we are engaging in the same communications protocol basically a triangle between the fish hatchery the our water

diversion facilities and the pacificorp running the hydroelectric facility so that it's a solid mitigation measure and we're all talking and coordinating our movements. When pacificorp shuts down that hydroelectric facility it creates a tremendous amount of turbulence in the water and so by entering into this communications protocol we both protect our own water source because we can shut down our water and not have it polluted and just use our storage facilities and the fish hatchery can shut down its facilities during during that time pacificorp I think the last link I believe the hatchery has signed off on our communications protocol waiting for pacificorp as the last piece and then we're ready to go

McCoy: Okay, so if we lose if nothing goes our way the worst that's going to happen is that we're going to have turbidity more turbidity in our water and we're gonna have a communication protocol that we're not gonna be sued for fifteen thousand dollar fish but we're still gonna have all our fish we're not, we're not gonna go back to the days when before Fall Creek when people put water in their lawns in in late June early July in Yreka you're saying we're no matter what happens we're going to keep our full allotment of water.

Henion: As long as there's 15 cfs bypass going past the gauge and that's one of the things that we negotiated in this process was that our water permit requires that 15 cubic feet per second be going past a specified gauge before we're allowed to draw any water at all so one of the first things I negotiated was my concern about the hatchery was that it had a 10 cfs water right and I didn't want to see a situation arise where there was a 15 csf bypass and then because there was endangered species being raised next to our facility them promoting their water use above our water use where which would require 25 cfs before we could draw any water and in low water season that simply would mean that we're not drawing anything. So I negotiated with them to take that the hatchery would take its 10 cfs out of the 15cfs so they're both securing their water rights we only have a 15 cfs before and now we have 15 cfs now and I've secured it so that we can have enough water to draw with our current situation we entered a mitigation and a stipulation before the state water board to that effect and that relieved one of our big concerns.

McCoy: Okay, so I'm going to go back to my initial question. If, if we don't prevail in this if we get the short end I'm not talking about what we're doing what Anthony Intizo was talking about, I'm talking about what we're currently doing with what you and Joan have been sitting at the table for the last 10 years. If we don't prevail, if we don't get what we want we're still getting 15 cfs we still have protection from the, due to the hcp and we don't have to worry about, about giving up water for a hatchery is that what you're saying?

Henion: It's the HCP that I'm worried that would be in jeopardy if the fish and wildlife people turn against us, so until that's secured we're in a tenuous situation. Fifty thousand dollars a fish.

McCoy: Okay, so I'm again I'm gonna go back cause I'm, I'm a dumb country boy. If the HCP is in plan then we don't have to worry about our 15 cfs in perpetuity and we don't have to worry about the turbidity we don't have to worry about the fish is that correct? So, so people in Yreka

would be able to water their lawns next year, the year after, the year after into the 2030s, 40s, and 50s even though the dam's coming out.

Henion: That's correct. Our water right is not directly affected by the dam removal because Fall Creek goes down into the Klamath whether there's sufficient water in the Klamath or not it doesn't affect our water that we're drawing from Fall Creek.

McCoy: Okay, so can we go back again for me to clarify, why then are we worried about the hatchery if we've got that secure why are we worried about turbidity I mean I know we've been talking about this the whole time I've been on the Council and I was under the impression that we're still kind of fighting this and you know what I'm hearing from you is now it's pretty well over we just need to get that HCP approved and then we're done. So I just, I'm just trying to understand it.

Henion: Yeah, I'm hoping that it's pretty well over yes.

McCoy: What's that?

Henion: I'm hoping it's pretty well over but we haven't until, until people sign off if you don't know.

McCoy: Thank you.

Kegg: Yes Joan?

Freeman: Excuse me, this is Councilmember Joan Smith Freeman. As Dohn says and actually a long time before 10 years probably since we've, we got our original water permit from as you know it comes from Pacificorp, that they're the ones that have the original one but we get 15 cubic second feet and we get half of that Dohn? Half of that goes by or half it's 30 cubic second feet and we get 15 the fish get 15 right?

Henion: Right.

Freeman: Right. And that's set I mean we've signed that, that's a document that we have. However when the water is low then we run the risk of losing, losing some of that correct Dohn?

Henion: Yes.

Freeman: If, if the water is low in the river

Henion: *(unintelligible)*

Freeman: The water for the fish is also 15 cubic second feet.

Henion: In the last multiple drought season Matt said we barely made it using our water conservation process that the state had mandated and of course watering lawns and washing your car and all those things were taken off the table, we weren't allowed to do that.

Freeman: Right.

McCoy: I guess I'm still a little bit, I guess I'm more in the dark now than I was a year or two ago because...

Intiso: Another subject *(unintelligible)*

Middleton: That's what I was thinking

Freeman: We're on our drinking water for the City of Yreka

Intiso: You need to look at the I can't say anything but you need to look at the MOA MOU between the Pacificorp, KARC, Oregon, and California. You read that MOU and it says that when the water low in the climate, all sources of water will be implemented to keep the fish going. I'm paraphrasing. Which means Fall Creek becomes subject to that fish contingency. *(unintelligible)* doesn't belong up there.

Freeman: They threatened that.

Intiso: As a citizen of Yreka *(unintelligible)* I'm opposed to that.

Freeman: We're aware of that.

Intiso: Yeah, well *(unintelligible)* I'm sorry.

Middleton: Mr. Mayor, I just thought I agree with Councilman Freeman that I think we probably need a table issue because now I'm, we got off track. I think there's unanswered questions that Mr. McCoy has and Dohn needs to answer for us so I think we need to table.

McCoy: Well, yeah and I don't think we're off track. This is Councilman McCoy. Because I'm asking questions based on what Councilman Freeman was saying to Mr. Intiso, but Mr. Intiso is indicating that what I'm about and what Councilman Freeman, Councilwoman Freeman, excuse me is talking about are different than what he's referring to and that's why and because this is the third time we've been here and you know I'm just, I'm not looking necessarily for a vote today but I, I think we need to, we need to hear more, and I was hoping Dohn that was the reason Dohn was here to be able to give us some opinion on that but the opinion that Dohn has given when I've asked questions now, make, puts me more, I mean why've we been worried about water, it seems like it's all take care of, right? It's all dealt with, so, so that's what I'm saying.

Kegg: Right.

McCoy: That's what I was saying Councilman Middleton. Yeah.

Kegg: So in order to, if we table this, that was the thing then obviously, your time constraints you said, correct Mr. Intiso? You're under time constraints?

Intiso: *(unintelligible)*

Kegg: Right.

Intiso: This does not take away from your water *(unintelligible)* drought *(unintelligible)*

Freeman: I do have a question, Mr. Intiso. Is the County assisting you on that working group?

Intiso: No, and the reason is *(unintelligible)* has advised them to direct their energies to other matters and not get into that at this time. That's why. They're not opposed to it they just aren't going to direct their resources...

Freeman: Right.

Intiso: Yeah, you know how much they're up against.

Freeman: I do.

Intiso: Yeah.

Freeman: Well, I know a part of it.

Intiso: Yeah. And then, so they don't have enough resources to be in everything. That's why I believe it behooves the local entities to stand up for themselves and form a coalition and deal with it. Drought issue you start with.

Kegg: Right.

Intiso: Now, your water issue is totally separate *(unintelligible)*

McCoy: Now, I think we got into it, Council got into it, we've comingled and now we're seeing it as one.

Kegg: I guess this is where we need to be at. Obviously we've had basically, if you want to call it a motion but a request for to table it now we've had basically another request to table it and what do we, I guess my concern is, if this does get tabled what are we tabling to request in the future so in other words if this is coming back we can't just have to keep having Tony come back. It's, that's not right for him, not right for the public, not right for us. So that's why I'm asking you guys is what, what kind of clarification are we going to be asking in the next meeting then to where we don't just keep asking questions and we keep tabling it, how I'm all asking for.

Freeman: Well, I think that there are some unanswered questions as Councilmember McCoy said and Councilmember Middleton as well, as well as myself. I do think we should table it or at least continue it until we have the answers that we need and I think we should work with our attorney on that and you know our attorney is also working with our biologists, right is that what Gretchen is

Henion: Yes.

Freeman: Dohn? Anyway, on the HCP, that's the document that's going to protect us from the 50 thousand dollars per fish so I think until we have more answers I, I think that we should make a motion to table it.

Kegg: Yes?

Middleton: By all means I appreciate all your work and I know you spent a lot of time on this and I appreciate it, I think we all do.

Freeman: Right.

Middleton: I just want to make sure I understand it fully and (*unintelligible*) and Dohn.

Kegg: I guess my concern is I, I haven't got enough clarity and I know this year, what direction I, I understand have all four moving to a direction not, you know to move forward to Siskiyou County as a whole especially our water, retaining our water rights and everything else and not at all. I'll state in public I won't want the dams removed at all. I don't care, but plain and simple, but I guess I'm, I'm a little unclear because of Dohn's statement of our security of that. That's the clarity that I need. So that's what I'm going what I'm looking at so I guess at this point if we need a table then that's because I need to figure out a little more so I can make my mind at ease. I'm not saying yes or no don't, don't get me wrong, I'm just saying I, I'm a little uneasy. I don't want to lose any chance that we've had, that we've already made progress doing that and I'm all for keeping our water rights and keeping our (*unintelligible*) that's for me, that's my own opinion. I can't, that's not the rest of the Council. I want to see them, that's our damn state, but that's my own thing. Yes Mr. McCoy?

McCoy: I was just going to agree with you and that I would just, if we have questions, we need to know what the questions are.

Kegg: Yeah.

McCoy: And that's what you're asking for "what questions do we have?" My questions continue and I'm not, I'm not sure that we're hearing any of the questions.

Middleton: I don't have my questions ready yet. Sorry.

Baird: I have a couple.

Kegg: Okay, yes.

Baird: So after you've formed this coalition what do you expect to accomplish other than being heard that other entities aren't moving forward with as we speak because there's the water users and there's so many more entities that are working on drought policies.

Intiso: The water users of the organization behind this group, that's who I represent. That's how we got this started. You had about, we had Bob Rice come here, that was all part of the water users. That's, that's where this comes from. So what I would like to see then is if you do

belong to the coalition, you prepare an agenda, so to speak, with items that you wish to address on the drought issue for Siskiyou County.

Baird: And nobody else is doing this?

Intiso: Nobody. Right, okay what happened, maybe let me recap. Back in April, Department of Interior and Department of Agriculture held a news conference sponsored by the White House. In that news conference the White House directed both of those agencies to form a working group and to go out into the community, two areas specifically. Colorado River Basin and the Klamath watershed were selected for drought-working groups. Those two areas. And Vilsack said he wants to work with local government, local residents, and farmers solving the drought issues.

Baird: And why do you think the water users association isn't adequate to perform these tasks.

Intiso: They can't.

Baird: Why not?

Intiso: They're not a legal entity they're, we're just a non-profit. We cannot (*unintelligible*) we can be part of the group as a non-profit, yes. All they have to do is listen to us, we won't have authority. We cannot be a cooperating agency.

McCoy: Because you're not an entity.

Intiso: Pardon?

McCoy: Because you're not an entity. You're not a legal entity.

Intiso: It's like if you wanted the city council to be the working group you'd be a non-entity, you would just be the city council you would have no authority, you could say anything you wanted and they do not have to take it, they can put it aside. As a cooperating agency designation they cannot put it aside. It's the only difference.

Baird: I don't know it seems like there's a lot of different groups working on the drought crisis at this point.

Intiso: At this point all of the tribes signed up and they immediately got recognized, every tribe in Siskiyou County. They're going to have the only voice on what to do about the drought, you guys aren't going to have anything to say. You can go talk about it but they don't have to take your suggestion, not as a city council they don't. Not legally.

Kegg: Yes Joan?

Freeman: That brought up a question that I have to thank you Councilmember Baird. So the cooperating agency and the coalition, what is the cost? What would be the cost of that?

Intiso: Your time and maybe some paper and ink.

Freeman: Okay, but not, no legal money, no...

Intiso: Water users will provide all of the data, all of the information you would need to sit at the table and intelligently speak with them, we're going to provide everything for that. You guys won't have to do that. Just like those letters I, I did them according to the structure required, and citing the code required to be a cooperating agency. You have to follow a certain protocol. So your cost is very minimal because we're going to do all the work. And if you don't like it, you can withdraw at any time, this is not a contract. You don't have to, if you say hey, you don't like the way things are forget it. It's that simple. There's no downside to this. You're, you've got your water rights, because you're talking about how to solve a drought issue.

Freeman: My motion stands.

Kegg: Okay.

Baird: And one more question.

Freeman: I still haven't got a second so it, it isn't legal

Kegg: Just ask questions.

Freeman: Go ahead.

Baird: The deadline.

Intiso: It's kind of ambiguous. I was kind of going on the deadline they had set up on scoping for the dam issues. Figuring that would be a good time frame but there is no specific deadline. I just think the longer we take to sit on this thing you know at some point, as far as I can tell they've already started to have interaction between the tribes and the two agencies. No one else is talking to them. Nobody's contacted them that I know of.

Kegg: I guess that would be something I would like to know more about

Intiso: You would think.

Kegg: If the tribes are actually having this conversation then I would like to know that.

Freeman: And I'd like to know what other irrigators are on that too because like the Klamath irrigators and the Tule Lake they're always involved. So I'd like more information.

Kegg: Yeah that's, I mean, that's...

Baird: So I'll second her motion.

Kegg: To table it until we find out

Baird: Until we find out more information.

Intiso: What do you want me to do, I'm sorry?

Freeman: That's our staff, we're going to work with our Attorney and find out more information.

Intiso: I'm sorry, I'm hard of hearing. *(unintelligible)*

Kegg: Okay then, if that's where...

Freeman: I have a motion and a second.

Kegg: We have a motion and a second on the tabling, so I guess we can do a roll call on the tabling. Joan?

Freeman: Aye.

Kegg: Paul McCoy?

McCoy: Nay.

Kegg: Corey Middleton?

Middleton: Aye.

Kegg: Debbie Baird?

Baird: Aye.

Kegg: And I, Duane Kegg, I'll say Aye until we know a little more information.

~End of Transcript~



**CITY OF YREKA
CITY COUNCIL AGENDA MEMORANDUM**

To: Yreka City Council

Prepared by: Interim City Manager and City Clerk

Agenda title: Request approval of July 20, 2021 regular Council meeting minutes

Meeting date: September 7, 2021

Discussion:

There was question about whether an item was continued or tabled during consideration of approval of July 20 minutes at your August 3 regular meeting. It was requested a verbatim transcript of that portion of the July 20 meeting be provided to clarify the motion that was adopted.

The transcript is attached for your review. The draft minutes previously presented have been amended to show the motion as "to table until we find out more information".

Recommendation: Move to approve minutes of July 20, 2021 regular meeting as amended.