

Corey Middleton, Mayor
Paul McCoy, Mayor Pro tempore
Colleen Baker, Councilmember
Drake Davis, Councilmember
Duane Kegg, Councilmember



Jason Ledbetter, City Manager
Rhetta Hogan, Asst. City Manager and Clerk
Emily Aldrich, Finance Director
Matthew Bray, Public Works Director
John Elsnab, Human Resources Director
Mark Gilman, Police Chief
Andrew Jared, City Attorney
Jerry Lemos, Fire Chief
Juliana Lucchesi, Community Dev. Director

YREKA CITY COUNCIL SPECIAL MEETING MINUTES
Thursday, August 17, 2023
Open Meeting – Special Hearing 5:00PM
Yreka City Council Chamber, 701 Fourth Street, Yreka, CA 96097
Phone 530-841-2386, Facsimile 530-842-4836, email: cityclerk@ci.yreka.ca.us

Regular Meetings of the Yreka City Council are held the 1st and 3rd Tuesday of every month.

1. 5:00PM CALL TO ORDER AND PLEDGE OF ALLEGIANCE:

Meeting was called to order by Mayor Middleton at 5:00PM, Councilmembers Baker, Davis, Kegg, Middleton and McCoy were present.

Mayor Middleton requested that item 4.a. “Award Construction Contract to Conflux Construction Inc. for the S. Foothill Drive Brownfield Site Cleanup Project in the Amount of \$93,768.00 for the Base Bid, and to Execute Related Documents” be presented prior to items 3.a. Public Hearing – “Notice of Hearing for Appeal with City Council”, and there was agreement.

2. PUBLIC COMMENT:

Public participation is limited to those items listed on the agenda.

If your comments do not concern an item listed on this Agenda, please address the City Council at the next regular meeting.

The City requests that persons addressing the City Council refrain from making personal, slanderous, profane, or disruptive remarks.

Councilmembers, when recognized by the Mayor, may ask questions of presenter but no action may be taken by the City Council during the public comment section of the meeting. Under the Brown Act, the City Council is prohibited from discussing or taking action on any item not listed on the posted agenda.

- Please speak into the microphone from the podium. The podium electronically adjusts up and down to accommodate speaker.
- Please state your name for the record prior to providing your comments.
- Please address the Council as a whole.
- If you have documents to present, please provide a minimum of seven (7) copies. These become a public record.
- Please limit your remarks to five (5) minutes.
- Since Council is unable to take action on issues not on the agenda, your matter may be referred to staff for follow up or be placed on a future agenda.

Public comment period is **not** intended to be a “Question and Answer” period or conversations with the Council or City staff.

There was no public comment.

3. PUBLIC HEARINGS:

Public Hearing Protocol:

- i. Mayor will describe the purpose of the Public Hearing.*
- ii. City Staff will provide the Staff Report.*
- iii. City Staff will respond to questions from the City Council.*
- iv. Mayor will open the Public Hearing.*
- v. Public wanting to comment will come to the podium, provide the City Clerk with their name and address, and provide their comments.*
- vi. Mayor will close the Public Hearing.*
- vii. City Council will deliberate and act on the item.*

Yreka Police Department

- a. **Title:** Notice of Hearing for Appeal with City Council

Appeal pursuant to July 13, 2023, administrative hearing with hearing officer, City Manager Jason Ledbetter, who determined it necessary to have your dog “Bear” humanely euthanized and owner is prohibited from owning or possessing any dog for a period of three years.

City Council Action: City Council may uphold the decision of City Manager Ledbetter, or make a different decision based on the information presented at the hearing.

City Attorney Andrew Jared gave guidance to the Public Hearing Process for the City Council.

Lieutenant Ray Boutin presented evidence on the case.

Mayor Middleton, announced that pages 4-22 of the agenda package, are being moved into submission as evidence.

Benjamin Brauer spoke on his behalf on the matter of “Bear”.

Public comment was heard from, Dawnmarie Autrey, Jan Osborne, and Wesley Brauer who introduced himself as Benjamin’s father.

After public hearing comments were heard the City Council took a brief recess at 6:13PM for ten minutes.

Meeting was reconvened at 6:21PM .

City Attorney gave procedural guidance to the City Council on the matter.

Motion was made to uphold the decision of City Manager Ledbetter as presented on page 7 of the agenda.

MOTIONED: Councilmember Davis

SECONDED: Councilmember Baker

AYES: Councilmembers Baker, Davis, Kegg, McCoy, and Middleton

NOES: -0-

ABSENT: -0-

ABSTAIN: -0-

4. NEW BUSINESS:

City Manager

- a. **Title:** Award Construction Contract to Conflux Construction Inc. for the S. Foothill Drive Brownfield Site Cleanup Project in the Amount of \$93,768.00 for the Base Bid, and to Execute Related Documents

On August 7, 2023, bids were opened for the S. Foothill Drive Brownfield Site Cleanup Project. This project involves removing approximately 390 cubic yards of contaminated soil from the site; loading, hauling, and disposing of the soil at an approved landfill; and sampling and testing to determine if additional soil must be removed from the site.

Recommended City Council Action: Motion to Adopt Resolution 2023-38 of the City Council of the City of Yreka Authorizing the City Manager to award a construction contract to Conflux Construction, Inc. for the S. Foothill Drive Brownfield Site Cleanup Project in the amount of \$93,768.00 for the base bid, and to execute related documents.

This item was considered prior to the public hearing agenda title 3.a. Public Hearing – “Notice of Hearing for Appeal with City Council”.

There was no public comment.

Motion to Adopt Resolution 2023-38 of the City Council of the City of Yreka Authorizing the City Manager to award a construction contract to Conflux Construction, Inc. for the S. Foothill Drive Brownfield Site Cleanup Project in the amount of \$93,768.00 for the base bid, and to execute related documents.

MOTIONED: Councilmember McCoy

SECONDED: Councilmember Kegg

AYES: Councilmembers Baker, Davis, Kegg, McCoy, and Middleton

NOES: -0-

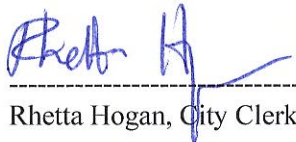
ABSENT: -0-

5. ADJOURNMENT:

Meeting was adjourned at 6:46PM.



Corey Middleton, Mayor
Minutes approved by City Council,
Motion on September 5, 2023



Rhetta Hogan, City Clerk