

YREKA CITY COUNCIL
AGENDA
February 16, 2012 – 6:30 P.M.
Yreka City Council Chamber 701 Fourth Street, Yreka, CA

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS: This is an opportunity for members of the public to address the Council on subjects within its jurisdiction, whether or not on the agenda for this meeting. The Council has the right to reasonably limit the length of individual comments. Pursuant to Yreka Municipal Code Section 1.24.170 those addressing the Council shall limit their remarks to five minutes. For items, which are on this agenda, speakers may request that their comments be heard instead at the time the item is to be acted upon by the Council. The Council may ask questions, but may take no action during the Public Comment portion of the meeting, except to direct staff to prepare a report, or to place an item on a future agenda.

SPEAKERS: Please speak from the podium. State your name and mailing address so that City Staff can respond to you in regard to your comments, or provide you with information, if appropriate. You are not required to state your name and address if you do not desire to do so.

1. Discussion/Possible Action - Consent Calendar: 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 recommends approval of the following consent calendar items:
 - a. Approval of Minutes of the meeting held February 2, 2012
 - b. Approval of Warrants issued from February 3, through February 16, 2012.
2. Report from Chamber of Commerce Executive Director, Joan Smith Freeman.
3. Report from Building Official - Residential Fire Sprinklers.
 - Discussion/Direction to staff.
4. Discussion/Possible Action – Liberty Arts Lease Agreement – 108 W. Miner Street:
 - Approval of Lease Agreement Amendment No. 1
 - Approval of Permit No. 4146 – Variance to Setbacks.
5. Discussion/Possible Action – Adopt Resolution No. 2954 appointing Health Officer Pursuant to Health and Safety Code Section 101375, and consenting to County Health Officer’s exercise of power within the City of Yreka.
6. Public Hearing Regarding Notice of Intent to Sell Real Property currently used as a parking lot, located at Fourth and South Streets, Assessor Parcel Numbers 054-185-040, -050, -060. Determine and rule upon any protests.
7. Discussion/Possible Action: Adoption of Resolution 2955 of the City Council authorizing City Manager to execute documents of conveyance of real property currently used as a parking lot, located at Fourth and South streets, Assessor Parcel Numbers 054-185-040, -050, -060 and

amending the budget of the City of Yreka for fiscal year 2011-2012 in connection with the sale of the property.

8. Discussion/Possible Action – Request to determine City Council interest in placing a year round park host at Upper Greenhorn Park. – Council Member Foster.
9. Discussion/Possible Action - Miner Street Beautification Project:
 - Create Guidelines for and implement the disbursement of the Phyllis M. Stewart 1991 Trust gift “For the Beautification of Miner Street” – Council Member Simmen.
 - Miner Street Grant Program.
10. Discussion/Possible Action/Direction to Staff: City Support of the Local Rail Services; TIGER IV App – Southwest Oregon Region of the Application of Oregon Department of Transportation, the southern Oregon counties and private industry for a grant to finance significant improvements to the Siskiyou Line operated by Central Oregon and Pacific Railroad (CORP) between Medford, OR and Weed, CA.

City Manager Report

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

CLOSED SESSION:

1. Conference with Legal Counsel - Pending Litigation (Gov Code Section 54956.9) - State Water Resources Control Board, Division of Water Rights, Extension of Time and Place of Use Petitions of the City of Yreka filed for Permit 15379.
2. Conference with Labor Negotiator Government Code Section 54957.6 (a)
Agency negotiators: Steven Baker, Liz Casson & Mary Frances McHugh.
Employee Organizations: Yreka City Employees Association.
3. 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.
4. Conference with Real Property Negotiator (Government Code Section 54956.8)
Property: Assessor Parcel No. 054-191-490
Third Party Negotiator: Yreka Western Railroad
City Negotiators: City Manager and City Attorney
Under Negotiation: Possible purchase including price, terms of payment, or both.

5. Personnel pursuant to Government Code §54957, consider public employee performance evaluation for the position of City Manager.

RETURN TO OPEN SESSION: Announcement of any action taken by the City Council in Closed Session required by the Ralph M. Brown Act. (Government Code Section 54950 et. seq.)

Adjournment.

In compliance with the requirements of the Brown Act, notice of this meeting has been posted in a public accessible place, 72 hours in advance of the meeting.

All documents produced by the City which are related to an open session agenda item and distributed to the City Council are made available for public inspection in the City Clerk's Office during normal business hours.