

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF  
YREKA HELD IN SAID CITY ON MARCH 15, 2012

On the 15<sup>TH</sup> day of March 2012, 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: Robert Bicego, Rory McNeil, John Mercier and David Simmen. Absent – Bryan Foster.

Consent Calendar: Mayor McNeil 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:

- a. Approval of Minutes of the meeting held March 1, 2012.
- b. Approval of Warrants issued from March 2, through March 15, 2012.
- c. Approval of Treasurers' Report and Budget to Actual for the month of January 2012.
- d. Authorize Mayor to present a Proclamation congratulating the Citizen of the Year at the Banquet to be held March 22, 2012.
- e. Adopt Resolution No. 2963 authorizing the recording of the Boundary Line Adjustment Approval and deeds for the lot line merger of City owned property known as the Yreka Police Department.
- f. Authorize City Attorney to engage services of outside Counsel on two (2) matters and approve supplemental appropriation.

Council Member Bicego requested item 1c be pulled for discussion.

Council Member Mercier requested item 1e be pulled for discussion.

Following Council discussion, Council Member Simmen moved to approve items a,b,d, & f on the consent calendar as submitted.

Council Member Mercier seconded the motion, and upon roll call, the following voted YEA: Bicego, McNeil, Mercier and Simmen. Mayor McNeil thereupon declared the motion carried.

Approval of Treasurers' Report and Budget to Actual for the month of January 2012.

City Council Member Bicego asked City Treasurer/Finance Director Rhetta Hogan to give a status report on the City's expenditures and revenues.

Following the report from Treasurer Hogan and Council discussion, Council Member Bicego moved to adopt the Treasurers' Report and Budget to Actual for the month of January as submitted.

Council Member Mercier seconded the motion, and upon roll call, the following voted YEA: Bicego, McNeil, Mercier and Simmen.

Mayor McNeil thereupon declared the motion carried.

Adopt Resolution No. 2963 authorizing the recording of the Boundary Line Adjustment Approval and deeds for the lot line merger of City owned property known as the Yreka Police Department.

Council Member Mercier asked for an update on the Police Department fence project.

City Manager Baker stated that the initial proposal for wrought iron fencing turned out to be very expensive and greater than the budget so now we are looking at a “clad” colored chain link fence in either black or green, which would fit into the neighborhood.

Following Council discussion, Council Member Mercier moved to adopt Resolution No. 2963 as submitted.

Council Member Simmen seconded the motion, and upon roll call, the following voted YEA: Bicego, McNeil, Mercier and Simmen. Mayor McNeil thereupon declared the motion carried.

Adopt Resolution No. 2960 approving requests associated with the Special Event of Scott Valley Bank, known as the Summer Concerts in the Park.

Following Council discussion, Council Member Mercier moved to adopt Resolution No. 2960 as submitted.

Council Member Bicego seconded the motion, and upon roll call, the following voted YEA: Bicego, McNeil, Mercier and Simmen. Mayor McNeil thereupon declared the motion carried.

Adopt Resolution No. 2961 approving requests associated with the Special Event of Yreka Rotary and the Siskiyou Family YMCA known as the Humbug Hurry Up event to be held on June 8 & 9, 2012.

Following Council discussion, Council Member Simmen moved to adopt Resolution No. 2961 as submitted.

Council Member Mercier seconded the motion, and upon roll call, the following voted YEA: Bicego, McNeil, Mercier and Simmen. Mayor McNeil thereupon declared the motion carried.

Adopt Resolution No. 2962 approving requests associated with the Special Event to be held on each and every Friday afternoon from June 1, 2012 through October 26, 2012 known as the Miner Street Market- A Certified Farmers Market.

Jill Harris, Program Manager, Siskiyou County Economic Development Council, sponsor of the event, addressed the Council to answer any questions regarding the proposed event.

Council Member Bicego expressed concerns with closing a portion of W. Miner Street, which is a major street, on Friday afternoon as it may have a negative effect on the existing businesses. He suggested holding the event on Saturday or any day other than Friday. Council Member

Bicego also stated that 5-months is too long to commit to without knowing what impacts may arise from closing this major street on a busy Friday afternoon.

Drake Davis, owner and operator of Don's Sporting Goods on Miner Street, addressed the Council in opposition to closing a portion of Miner Street on Friday afternoons, stating that Friday afternoon is usually one of his better days and closing a portion of Miner Street on Friday afternoon will have an adverse affect on his business. In closing, he stated that he supported the event, but is not in favor of closing a portion of W. Miner Street on Friday afternoon.

Rachael Jereb addressed the Council as part of the "Market Committee" stating that they picked Friday afternoon to encourage a social event downtown that would augment the Scott Valley Bank summer concerts and the Chamber Art Walks that are currently scheduled for Friday evenings.

Joan Smith-Freeman, Executive Director of the Yreka Chamber and Steve Radford, Yreka resident both addressed the Council as proponents to the proposed event.

Following Council discussion, Council Member Simmen moved to adopt Resolution No. 2962 as submitted.

Council Member Mercier seconded the motion, and upon roll call, the following voted YEA: McNeil, Mercier and Simmen. Nays: Bicego, stating that he is not against the event, just the closing of a portion of W. Miner Street on Friday afternoon.

Mayor McNeil thereupon declared the motion carried.

Adopt Resolution No. 2964 approving the Miner Street Grant Program.

Following Council discussion, Council Member Bicego moved to adopt Resolution No. 2964 as submitted and directed staff to make the changes to the guideline and application forms to include set review dates and to advise the applicant that only simple renderings and sketches need be submitted with the application to avoid any additional expense prior to the approval of the project.

Council Member Simmen seconded the motion, and upon roll call, the following voted YEA: Bicego, McNeil, Mercier and Simmen. Mayor McNeil thereupon declared the motion carried.

Approval of Appointment to the Yreka Planning Commission.

Following Council discussion, Mayor McNeil moved to approve the re-appointment of Diane Knitter to a four-year term on the Yreka Planning Commission.

Council Member Simmen seconded the motion, and upon roll call, the following voted YEA: Bicego, McNeil, Mercier and Simmen.

Mayor McNeil thereupon declared the motion carried.

Courthouse Project:

- Adopt Resolution No. 2965 authorizing the expenditure of funds for the benefit of the County of Siskiyou in connection with the new Yreka Courthouse Project.
- Approve Warrant in the amount of \$20,000 pursuant to Resolution No 2934.

Council Member Bicego announced his recusal stating that he has a conflict of interest by reason of his "financial interest in real property within 500 feet of the project site", and therefore recused himself and left the Council Chamber.

Following Council discussion, Council Member Simmen moved to Adopt Resolution No. 2965 as submitted and to approve the warrant in the amount of \$20,000 pursuant to Resolution No. 2934.

Council Member Mercier seconded the motion, and upon roll call, the following voted YEA: Foster, Mercier and Simmen.

Mayor McNeil thereupon declared the motion carried.

Schedule Special Meeting for Wednesday March 28, 2012, at 5:30 PM for the purpose of Conferring with Agency Counsel on the matter of the Claim of Northern California River Watch filed with the City of Yreka on February 27, 2012, Government Code Section 54956.9.

Following Council discussion, Mayor McNeil scheduled a Special Meeting of the Yreka City Council to be held on Wednesday March 28, 2012 for the purpose of conferring with Counsel on the matter of the Claim of Northern California River Watch.

Adopt Resolution No. 2966 accepting the proposed Initial Study/Negative Declaration of the City of Yreka in connection with the Petition for Extension of Time on Permit Number 15379, Application 22551, State Water Resources Control Board for the purpose of issuance of a Notice of Intent and schedule public hearing for public comment and Council action.

Following Council discussion, Council Member Mercier moved to adopt Resolution No. 2966 as submitted.

Council Member Simmen seconded the motion, and upon roll call, the following voted YEA: Bicego, McNeil, Mercier and Simmen.

Mayor McNeil thereupon declared the motion carried, stating that a public hearing will be held on April 19, 2012 pursuant to Resolution No. 2966.

Review City Policy for Training Reimbursement – Council Member Bicego.

Following Council discussion, it was the consensus of the Council to direct staff to prepare these documents for Council review prior to the upcoming Budget Study Sessions.

City Manager Report: Update on Planning & Public Works Development Review Fees.

City Manager Baker gave the Council an update on the review of the Planning and Public Works Development fees. Following Council discussion, it was the consensus of the Council to direct staff to prepare the resolutions necessary for Council consideration to modify the rates for the Use Permit, Boundary Line Adjustment, and Encroachment Permit (simple) to a fixed fee instead of the current deposit against cost.

**CLOSED SESSION:**

Conference with Real Property Negotiator (Government Code Section 54956.8)

Property: APN# 053-681-070  
 City Negotiators: City Manager and City Attorney  
 Third Party Negotiator: Cliff Brown  
 Under Negotiation: acquisition of portion, price and terms of payment or both

**RETURN TO OPEN SESSION:** Upon return to open session, City Attorney Mary Frances McHugh reported out the following:

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Councilmember Foster was absent; the remaining Council members conferred with the City's real property negotiators. There is no reportable action.

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

Attest:

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 David Simmen, Mayor Pro-Tempore  
 Minutes approved by Council  
 Motion April 5, 2012

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 Elizabeth E. Casson, City Clerk