

CITY COUNCIL OF THE CITY OF YREKA

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.

AGENDA

**April 19, 2007 – 7:30 P.M.
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 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. PUBLIC HEARING . To consider the appeal of City of Yreka Planning Commission's decision to approve an application for a use permit to construct, establish, and operate a commercial strip mall with three tenant occupancy including a drive thru coffee shop, fast food restaurant, and retail sales located at 1805 Fort Jones Road. **Appellant – Gary Penberthy of Pine Mountain Realty.**
 - Discussion/Possible Action . Affirm, Modify, or Reverse Decision of Planning Commission to approve the Use Permit.
2. PUBLIC HEARING . to solicit comments from the public regarding the intention of the City of Yreka to approve by Resolution, The City of Yreka Amended CDBG Program Income (PI) Reuse Plan. This plan describes how the City will utilize PI as Generated from the Economic and the General Revolving Loan Accounts.
3. Discussion/Possible Action . Adoption of Resolution adopting Amended Reuse Plan for all Program Income Generated by CDBG Assisted Activities.
4. Discussion/Possible Action . Adoption of Ordinance #794 - An Ordinance Amending Various Sections of The Yreka Municipal Code, Relating to Control of Animals and Animals in City Parks and Park Regulations.
- ~~5. Discussion/Possible Direction to Staff . Request of Council Member Bennett, City Council Meeting 4-12-07 . Restriction of "Retail Only" Businesses Downtown Area. Pulled from the Agenda by Grace Bennett.~~

6. Direction to Staff re City of Yreka Joinder of Abandoned Vehicle Abatement Authority.
7. Direction to staff: Authority to City Manager or his designee to meet with MCTV15 and College of the Siskiyous representatives to discuss developing collaborative efforts between MCTV15, COS and YCTV and report back to Council with recommendations.
8. Discussion/Possible Action . Approval of Landfill Purchase Agreement between County of Siskiyou and City of Yreka regarding Assessor's Parcel No. 013-120-410 and 014-300-410 and authorization to City Manager to execute any and all necessary documents to complete the transaction.
9. Consent Calendar: The City Manager recommends approval of the following Consent Agenda Items:
 - a. Approval of Warrant Listing dated April 13, 2007 and supplementals dated April 19, 2007.
 - b. Approval of Letter to California Integrated Waste Management Board authorizing County to submit a regional application for all available grants under the California Oil Recycling Enhancement Act and all available Household Hazardous Waste Grants.
 - c. Resolution approving requests associated with Special Event of the Rotary Club to be held on May 17-20, 2007.

Note: All matters listed under the Consent Calendar are considered routine and will be enacted by one motion unless any member of the Council or audience wishes to remove an item for discussion. The reading of the full text of all Resolutions will be waived unless a Council Member requests otherwise.

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: Closed Sessions are posted on agenda as required by law or the presiding officer may request a Closed Session under the following circumstances: *If an issue arose after the posting of the agenda, and (2) there is an immediate need to take action on the issue; and (3) the Council approves the findings under (1) and (2) with a 4/5 vote.* (4) The issue may also be deferred to the next meeting and appropriately noticed.

1. Conference with Real Property Negotiator (Government Code Section 54956.8)
 Property: APN: 013-120-470 & 014-300-410
 City Negotiators: City Manager and City Attorney
 Third Party Negotiator: County of Siskiyou
 Under Negotiation: Possible purchase /sale including price, terms of payment, or both.
2. Conference with Real Property Negotiator (Government Code Section 54956.8)
 Property: APN: 62-161-140, 160, & 170.
 City Negotiators: City Manager and City Attorney
 Third Party Negotiator: Siskiyou Joint Community College District
 Under Negotiation: Possible donation and conditions.

3. Conference with Real Property Negotiator (Government Code Section 54956.8)

Property: APN: 53-461-100
City Negotiators: City Manager and City Attorney
Third Party Negotiator: Yreka Union High School District.
Under Negotiation: Possible Lease

4. Anticipated Litigation. Government Code § 54956.9(C) Conference With Legal Counsel Whether Based On Existing Facts And Circumstances The Council Will Decide Whether To Initiate Litigation. Two Cases - Name of Cases Not Disclosed; To Do So Would Jeopardize City's Ability To Conclude Existing Settlement Negotiations To Its Advantage.

5. Pending Litigation: Government Code § 54956.9(a) Johnny Jerry, et al., v. City of Yreka - Superior Court of California County of Siskiyou Case No. YKCVG106-1510.

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