

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF  
YREKA HELD IN SAID CITY ON MAY 19, 2016

On the 19<sup>TH</sup> day of May 2016, 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: Deborah Baird, Bryan Foster, Joan Smith Freeman, John Mercier and David Simmen Absent - None.

Mayor Mercier announced that the Closed Session has been pulled from the agenda.

Consent Calendar: Mayor Mercier 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 May 5, 2016.
- b. Approval/ratification of payments issued from May 6 through May 19, 2016.
- c. Direct City Manager to review the City of Yreka Conflict of Interest Code as required by California Government Code Section 87306.5.
- d. Adopt Resolution requesting Board of Supervisors of the County of Siskiyou to consolidate a General Municipal Election to be held on Tuesday, November 8, 2016, with the Statewide General Election.

Councilmember Baird requested item 1a be pulled for discussion.

Following Council discussion, Councilmember Foster moved to approve items 1b, c & d on the consent calendar as submitted.

Councilmember Freeman seconded the motion, and upon roll call, the following voted YEA: Baird, Foster, Freeman, Mercier and Simmen.

Mayor Mercier thereupon declared the motion carried.

Approval of Minutes of the meeting held May 5, 2016.

Councilmember Baird requested that the minutes be amended to add, "investigating a token process at City Hall upon proof of address" to the discussion regarding limiting the sale of City of Yreka Water, on page 12317.

And also to add Councilmember Simmen's request for a plaque to be placed at the spillway bridge in Greenhorn Park in recognition of LeRoy Manley's dedicated service to the City, to page 12318.

Following Council discussion, Councilmember Baird moved to approve minutes as amended.

Councilmember Freeman seconded the motion, and upon roll call, the following voted YEA: Baird, Foster, Freeman, Mercier and Simmen.

Mayor Mercier thereupon declared the motion carried.

Approve appointment of Trestin Kimbrell to the Yreka Volunteer Fire Department.

Following Council discussion, Councilmember Simmen moved approve the appointment of Trestin Kimbrell to the Yreka Volunteer Fire Department.

Councilmember Freeman seconded the motion, and upon roll call, the following voted YEA: Baird, Foster, Freeman, Mercier and Simmen.

Mayor Mercier thereupon declared the motion carried.

Introduction of Ordinance of the City Council of the City of Yreka enacting Chapter 9.26 entitled “Medical Marijuana Cultivation, Distribution and Delivery Prohibited” prohibiting the cultivation, distribution, and delivery of medical marijuana within all zones in the City of Yreka, and finding the adoption of this Ordinance to be exempt from CEQA.

Following the reading of the title of the Ordinance and Council discussion, Councilmember Foster moved to waive the reading of the body of the Ordinance and to introduce the Ordinance as submitted.

Councilmember Freeman seconded the motion, and upon roll call, the following voted YEA: Baird, Foster, Freeman, and Mercier. Nays: Simmen.

Mayor Mercier thereupon declared the motion carried.

Adopt Resolution #2016-28 approving Consultant Agreement with PACE Engineering for City Engineer and City Surveyor Services.

Jeannette Hook, Administrative Assistant for the Department of Public addressed the Council reporting that a number of municipal engineering and surveyor functions must be provided by appropriately licensed professionals. PACE Engineering has been assisting the City on an ad-hoc basis since the retirement of Steve Neill in 2014. In January of this year, the City issued a Request for Proposals for City Engineer Services. Four proposals were received and reviewed by a team consisting of two engineers, the Maintenance Manager and the City Manager. Staff interviewed the two most qualified candidates and PACE was selected to continue providing a range of engineering services as City Engineer/Surveyor.

The Professional Services Agreement negotiated with PACE Engineering expands on the prior agreement by including standard municipal services such as development review, parcel map acceptance, small project design, construction oversight, overseeing the work of other engineers and surveyors, and assistance preparing or reviewing Requests for Proposals. It is anticipated that PACE will act as an extension of staff under the supervision of the Department of Public Works.

City staff is recommending the Council adopt the Resolution approving a Consultant Agreement with PACE Engineering for City Engineer and City Surveyor Services.

Following Council discussion, Councilmember Foster moved to adopt the Resolution as submitted.

Councilmember Baird seconded the motion, and upon roll call, the following voted YEA: Baird, Foster, Freeman, Mercier and Simmen.

Mayor Mercier thereupon declared the motion carried.

Adopt Resolution #2016-30 authorizing the City Manager to award a Construction Contact to Hayes & Sons, Inc., for the Oberlin-Young Trail Development Project in the amount of \$908,336.00 for the base bid and alternates A and B, and execute related documents.

Jeannette Hook, Administrative Assistant for the Department of Public addressed the Council reporting that this project will improve the existing public access trail north of Oberlin Road and link to a primitive trail at the US Forest Service yard, which connects to the Greenway Visitor Center. The project includes construction of a trailhead parking area and recreation facilities such as trails, picnic tables, benches, and interpretive signs, as well as restoration of floodplain, removal of noxious weeds, and planting of native riparian and upland vegetation. While primarily recreational in nature, the project will also help the City meet its MS4 obligations to protect water quality. The additive items will allow construction of “rock vanes” which are boulders placed in-stream to prevent down-cutting and provide a measure of grade control and boulder barriers along the property boundaries in order to minimize unauthorized vehicular access to the site.

The fiscal impact of awarding the Base Bid, plus Additives A and B contract is \$ 908,336.00 plus an estimated \$40,000 for the related costs of inspection, testing and contract administration. All costs are grant-eligible and will be reimbursed.

Following Council discussion, Councilmember Freeman moved to adopt the Resolution as submitted.

Councilmember Foster seconded the motion, and upon roll call, the following voted YEA: Baird, Foster, Freeman, Mercier and Simmen.

Mayor Mercier thereupon declared the motion carried.

Discussion and direction to staff to research and prepare for possible introduction, a general sales tax measure for the November 8, 2016 election.

Finance Director Rhetta Hogan reported the Budget Ad Hoc Committee is recommending that City staff be directed to research and prepare for future consideration a general sales tax measure for the November 8, 2016 election.

Finance Director Hogan stated that the City is facing a \$600,000 structural deficit in operations and has at least \$25-\$30 million in deferred capital maintenance for existing road repair and public safety facilities. The City has forecasted this structural deficit since 2010, and has reduced staffing levels, implemented new technology and equipment to operate more effectively and efficiently to cut the cost of both material and labor. Those efforts have kept the City afloat, but deferral of maintenance, is resulting in a steady state of decline. Continued infrastructure decline will result in costing taxpayers even more by the escalation in repair cost of deferred maintenance and face possible complete replacement.

Finance Director Hogan further stated that the City has been utilizing road reserve funds for road and street maintenance for the past six years and is on course to deplete those funds by the end of fiscal year 2015-16. The road and street funds are operating at about a \$400,000 operating structure deficit and have current estimate of \$25 million or more in deferred maintenance.

Following Council discussion, Councilmember Baird moved to direct staff to research and prepare for possible introduction, a general sales tax measure for the November 8, 2016 election.

Councilmember Simmen seconded the motion, and upon roll call, the following voted YEA: Baird, Foster, Freeman, Mercier and Simmen.

Mayor Mercier thereupon declared the motion carried.

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

Attest:

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John Mercier, Mayor  
Minutes approved by Council  
Motion June 2, 2016

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Elizabeth E. Casson, City Clerk