

MINUTES OF
EUREKA CITY COUNCIL
EUREKA REDEVELOPMENT AGENCY

APRIL 19, 2005

The City Council/Redevelopment Agency of the City of Eureka met in REGULAR Session on the above date, 5:30 p.m. Closed Session, 6:30 p.m. Open Session, at the Eureka City Hall, Council Chambers, 531 "K" Street, Eureka.

PRESIDING: MAYOR LA VALLEE

PRESENT: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES

ABSENT: NONE

MINUTES PREPARED BY:

COUNCIL APPROVAL ACKNOWLEDGED:

Kathleen L. Franco Simmons
City Clerk

Peter La Vallee
Mayor

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Public comment prior to closed session

ACTION:

No one expressed an interest in addressing the Council at this time.

Adopted on motion by Councilmember , seconded by Councilmember , and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on April 20, 2005.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item A

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Closed session

ACTION:

Council met in closed session to discuss the following matters:

B. CONFERENCE WITH LABOR NEGOTIATORS

Agency designated representatives: Susan Christie for the City of Eureka
Employee organization: Eureka Police Officers Association (EPOA)
Pursuant to California Government Code Section 54957.6

C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: Property located at foot of G Street, APNs: 001-121-17, 18 and 22
Agency negotiator: David Tyson for the City of Eureka
Negotiating parties: Union Pacific
Under negotiation: price, terms, and conditions.
Pursuant to California Government Code Section 54956.8

D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: City-owned property located on Tydd Street, APN: 002-191-013
Agency negotiator: David W. Tyson for the City of Eureka
Negotiating parties: Strombeck, Nilson, Pierson
Under negotiation: price, terms and conditions.
Pursuant to California Government Code Section 54956.8

Upon reconvening to Open Session, it was announced that there was no action to be reported.

Adopted on motion by Councilmember _____, seconded by Councilmember _____, and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Agenda Item B, C, D

MINUTE ORDER, APRIL 19, 2005
ITEM: B, C, D
PAGE: 2

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item B

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Mayor's announcements

ACTION:

Mayor La Vallee presented the following proclamations
"Cancer Control Month" April 2005 – received by Dr. David Tate
"California Maritime 'Around-The-Horn'"

Mayor La Vallee announced that Item 16 relating to Eureka Waterfront Trail and Promenade has been postponed.

Adopted on motion by Councilmember _____, seconded by Councilmember _____, and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item M/A

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Council reports

ACTION:

Councilmember Bass-Jackson provided information in regard to a letter of support to Assemblyperson Berg and Senator Chesbro for the extension of the 101 Safety Corridor.

Adopted on motion by Councilmember _____, seconded by Councilmember _____, and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item C/R

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Council reports

ACTION:

Councilmember Leonard lead a discussion regarding appointments to a Design Review ad hoc committee. Council discussion raised differing opinions in regard to when the appointments should be made: that the appointments should wait to be made until after the Planning Commission has completed review of the proposed ordinance and it comes to the council for adoption, or that the appointment process be undertaken concurrent with the review of the proposed ordinance so that appointments can be made as soon as the ordinance is adopted. Further discussion centered on the number of appointments to be made and the process by which the appointments should be made, including suggestions in regard to development of a nomination form, assessment of the applicants' main qualifications, and the process by which a balanced committee will be formed.

Without objection, Council provided direction to staff to wait to agendize the subject of proposed nominees for a Design Review ad hoc sub-committee until after the Planning Commission has completed its review of the proposed ordinance and Council has had an opportunity to review its recommendations.

Adopted on motion by Councilmember _____, seconded by Councilmember _____, and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item C/R

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Public Hearing – Coastal Development Permit for Redwood Harley-Davidson for construction of a new showroom and service facility near 2420 6th Street.

ACTION:

Community Development Director Kevin Hamblin and Senior Planner Sidnie Olson provided a report. The public hearing was opened at 6:06 p.m. The following individuals addressed the Council regarding this matter:

William Condon, resident of Bay Street, reiterated comments submitted by letter April 3, 2005 to Community Development expressing concerns with the initial study with regard to recreational and esthetic values in the vicinity of the proposed project. He stated that his family is in support of the project, but that they believe additional mitigations would be appropriate to address concerns presented in the letter. He stated that a substantial omission in the initial study was with regard to Second Slough extending from the back of his house, which his family uses for recreational purposes, and stated they are concerned about the potential effects of the project on their view-shed looking toward Humboldt Plaza from their back yard. He stated that the trees which blocked their view of the Humboldt Plaza sign were removed and affects their esthetic experience while using the slough for recreational purposes. He stated concern for the remaining trees which block their view from the proposed project, and further stated concern about the lack of sensitivity or imagination applied in the landscaping plan. He suggested that native plants should be used to integrate with the setting of the project. He also referred to comments in the letter addressing storm-water discharge issues.

The public hearing was closed at 6:09 p.m.

Council took action to hold a public hearing; adopt the Mitigated Negative Declaration; adopt the **FINDINGS OF FACT** as described in Exhibit 'A'; and approve the Coastal Development Permit subject to the Conditions of Approval and Mitigation Measures listed in Exhibit 'B' attached hereto and made a part hereof.

Adopted on motion by Councilmember WOLFORD, seconded by Councilmember BASS-JACKSON, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

Agenda Item 1

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on April 20, 2005.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Community Development Director

Agenda Item 1

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Public Hearing – Unmet transit needs.

ACTION:

Finance Director Carolynn Thomas and Finance Office Manager/Transit Planner Sanna Wood provided a report. The public hearing was opened at 6:26 p.m. The following individuals addressed the Council regarding this matter:

Sandy Calderon, Systems Change Advocate - Tri-County Independent Living, spoke regarding a public forum on transportation May 3, and provided comment regarding three issues which their consumers most frequently complain about in regard to Dial-a-ride: residents on Humboldt Hill have to pay half taxi and half with Dial-a-ride tickets; transit between Eureka and Arcata costs \$3 one-way on the corridor in addition to Dial-a-ride tickets, and another \$3 to return; and Dial-a-ride doesn't go far enough. She also questioned why other companies are not encouraged to be vendorized to provide Dial-a-ride services.

The public hearing was closed at 6:30 p.m.

Council directed staff to forward a transcript of comments to the Humboldt County Association of Governments (HCAOG) for inclusion in the 2005-2006 Unmet Needs Report of Findings.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

MINUTE ORDER, APRIL 19,2005
ITEM: 2
PAGE: 2

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on April 20, 2005.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Finance Director

Agenda Item 2

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Public hearing - Housing Rehabilitation Program policies and procedures.

ACTION:

Redevelopment and Housing Director Cindy Trobitz-Thomas provided a report. The public hearing was opened at 6:33 p.m. No individuals expressed an interest in addressing the Council regarding this matter. The public hearing was closed at 6:33 p.m.

Council adopted Joint Resolutions: City Council Resolution No. 2005-20 and Eureka Redevelopment Agency Resolution No. 2005-2 amending the City of Eureka Redevelopment Agency Housing Rehabilitation Program Policies and Procedures approved by the Housing Advisory Board on April 11, 2005, as follows:

- Raise the maximum loan amount to \$60,000 on owner occupied and rental rehabilitation projects when special circumstances require necessary health and safety repairs;
- Approve the Housing Advisory Board's loan approval authority to increase from \$40,000 to \$60,000;
- Authorize the City Manager to approve First Time Homebuyer loans up to \$80,000.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

Agenda Item 3

MINUTE ORDER, APRIL 19, 2005
ITEM: 3
PAGE: 2

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on April 20, 2005.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Redevelopment and Housing Director

Agenda Item 3

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Public comment period

ACTION:

The following individuals addressed the council at this time:

Ann White, spoke regarding multi-family zoning and density in relation to crime and requested a zoning change be put on a future agenda.

Dave Berman, spoke regarding a town hall forum on election reform and instant run-off voting.

Xandra Manns, spoke regarding the purpose statement in the RM1000 designation which states that single-family houses are expected to be phased out and suggested the outdated language be deleted during a clean-up ordinance.

Bob Higgons, North Coast Home Builders, introduced Julie Williams, the new representative for NCHB.

Sue Brandenburg, spoke regarding the high crime rate in Ward one and the need to change the wards for a more even distribution of home-owners to renters. She also spoke regarding the MAC center taking people from out of town. She also spoke regarding the issue of the 20% rule on tax increment spending and re-asserted her recommendation that the city should do a study to determine that housing needs have been satisfied.

Adopted on motion by Councilmember _____, seconded by Councilmember _____, and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Agenda Item 4

MINUTE ORDER, APRIL 19, 2005
ITEM: 4
PAGE: 2

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item 4

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Council meeting minutes.

ACTION:

Council approved the regular Council meeting minutes of April 5, 2005 and the special meeting minutes of March 16, 2005 as submitted.

Adopted on motion by Councilmember BASS-JACKSON, seconded by Councilmember LEONARD, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. City Clerk

Agenda Item 5

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Mayor's appointments to boards and commissions.

ACTION:

Council approved the Mayor's appointment of Stephen Avis to the Planning Commission, term expiring 1/1/2009.

Adopted on motion by Councilmember BASS-JACKSON, seconded by Councilmember LEONARD, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on April 20, 2005.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Mayor

Agenda Item 6

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Claim for damages of Routon, Lloyd.

ACTION:

Council rejected the claim of Routon, Lloyd.

Adopted on motion by Councilmember BASS-JACKSON, seconded by Councilmember LEONARD, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on April 20, 2005.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. City Attorney

Agenda Item 7

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: 2004 Investment Report & Policy Update.

ACTION:

Council received and filed the 2004 Investment Report. Adopt the Investment Policy for the City of Eureka, the Eureka Redevelopment Agency, and the Eureka Public Financing Authority.

Adopted on motion by Councilmember BASS-JACKSON, seconded by Councilmember LEONARD, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Finance Director

Agenda Item 8

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Third Quarter FY 04/05 Investment Report for the City of Eureka and Eureka Redevelopment Agency.

ACTION:

Council received and filed the Quarterly Investment Report from January through March 2005 for the City of Eureka and the Eureka Redevelopment Agency.

Adopted on motion by Councilmember BASS-JACKSON, seconded by Councilmember LEONARD, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Finance Director

Agenda Item 9

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Waterfront Drive Connection – Phase 1 Bid No. 2005-15.

ACTION:

Council declared Mercer-Fraser Co. the low bidder on the Waterfront Drive Connection – Phase 1 Project and awarded Bid No. 2005-15 to Mercer-Fraser Co. for the amount of \$778,844.00, and approved \$875,000.00 for construction, which includes a contingency of approximately 12%.

Adopted on motion by Councilmember BASS-JACKSON, seconded by Councilmember LEONARD, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on April 20, 2005.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. City Engineer

Agenda Item 10

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Authorization to prepare and submit claims for transit funding.

ACTION:

Council authorized staff to prepare and submit a Transportation Development Act (TDA) claim in the amount of \$703,387.

Adopted on motion by Councilmember BASS-JACKSON, seconded by Councilmember LEONARD, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Finance Director

Agenda Item 11

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Humboldt Sponsors Grant Award.

ACTION:

Council accepted \$3,000 Grant Award from the Humboldt Sponsors Organization in support of the Recreation Division's Summer Youth Program.

Adopted on motion by Councilmember BASS-JACKSON, seconded by Councilmember LEONARD, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on April 20, 2005.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Public Works Director

Agenda Item 12

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Memorandum of Understanding-Eureka Police Officers' Association
(EPOA) – Contract Amendment.

ACTION:

Council adopted Resolution No. 2005-21 authorizing the Mayor to execute an amendment to the current Memorandum of Understanding between the City of Eureka and the Eureka Police Officers' Association (EPOA) regarding salaries and supplemental benefits.

Adopted on motion by Councilmember BASS-JACKSON, seconded by Councilmember LEONARD, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on April 20, 2005.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Personnel Director

Agenda Item 13

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Ordinance amending Title IX, Chapter 91, Animals, Section 91.068:
Registration of Dogs and Kennels, Registration Period.

ACTION:

Finance Director Carolynn Thomas provided a report. No individuals expressed an interest in addressing the Council regarding this subject matter.

Council introduced, waived reading, and read by title only, Bill No. 743-C.S., an ordinance amending Title IX, Chapter 91, Animals, Section 91.068 relating to registration of dogs and kennels, pertaining to registration period.

Adopted on motion by Councilmember BASS-JACKSON, seconded by Councilmember LEONARD, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Finance Director

Agenda Item 14

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Ordinance amending Title III of the Eureka Municipal Code: City Manager Duties as to Loans.

ACTION:

Redevelopment and Housing Director Cindy Trobitz-Thomas provided a report. No individuals expressed an interest in addressing the Council regarding this subject matter.

Council introduced, waived reading, and read by title only, Bill No. 744-C.S., an ordinance amending Title III, Chapter 31, Section 31.02 of the Eureka Municipal Code authorizing the City Manager to execute First Time Homebuyer Program Loans not exceeding \$80,000.

Adopted on motion by Councilmember WOLFORD, seconded by Councilmember KERRIGAN, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on April 20, 2005.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Redevelopment and Housing Director

Agenda Item 15

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Eureka Waterfront Trial and Promenade recommendations.

ACTION:

This item was postponed and not discussed at this time.

Adopted on motion by Councilmember , seconded by Councilmember , and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on April 20, 2005.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Special Projects Manager

Agenda Item 16

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Informational report regarding Design Review process.

ACTION:

Council received a report from City Staff related to the City's Design Review process. The following individuals addressed the council regarding this subject matter:

Mary Ann McCulloch, Eureka Heritage Society
Julie Williams, NCHB
Xandra Manns
Lisa Ollivier
Kay Kaylor
Ann White

A motion by Councilmember KERRIGAN, seconded by Councilmember BASS-JACKSON to ask staff to agendize for a future meeting a discussion of the city's Design Review process, related to demolition of historic homes and the definition of "what is historic" for possible action at a future time, was withdrawn by the makers of the motion and second.

On motion by Councilmember KERRIGAN, seconded by Councilmember BASS-JACKSON, and the following vote, Council directed staff to agendize this issue in the future, including looking at the definition of "what is historic" and to bring in definitions from other municipalities:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

On motion by Councilmember WOLFORD, seconded by Councilmember KERRIGAN, and the following vote, Council provided direction that on a future date, staff provide information on the demolition permits at a different discussion time, and for the council to review the process and procedure for demolition permits:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

MINUTE ORDER, APRIL 19, 2005

ITEM: 17

PAGE: 2

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on April 20, 2005.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. City Manager

Agenda Item 17

CITY COUNCIL, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 19, 2005.

SUBJECT: Adjournment

ACTION:

There being no further business to come before the Council, the meeting was adjourned at 8:56 p.m.

Adopted on motion by Councilmember _____, seconded by Councilmember _____, and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on April 20, 2005.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK