

AGENDA
REGULAR MEETING OF
CITY COUNCIL – CITY OF YUBA CITY
OCTOBER 4, 2005 – 7:00 P.M.

- CALL TO ORDER

- ROLL CALL

____ Mayor Cartoscelli
____ Vice Mayor Hellberg
____ Councilman Doolittle
____ Councilman Miller
____ Councilman Ramirez

- INVOCATION

- PLEDGE OF ALLEGIANCE TO THE FLAG

1. PRESENTATIONS/PROCLAMATIONS

- A. Proclamation for Breast Cancer Awareness Month
- B. Proclamation for Honoring October 2005 as Domestic Violence Awareness Month
- C. Proclamation for the Retirement of Gary McClendon
- D. Senior Commission

2. APPEARANCE OF INTERESTED CITIZENS

Members of the public may address the City Council on items of interest that are within the City's jurisdiction whether or not such items of interest are on the agenda for this meeting. Public comment on public hearing agenda items will be permitted during those hearings.

3. BID OPENINGS

A. Two (2) Crown Victoria Sedans (FB 06-02)

Recommendation: Award the purchase of two (2) Ford Crown Victoria Sedans to the low bidder, Larry Geweke Ford of Yuba City, CA, for \$41,978.32.

B. Field Operations & Investigation Divisions' Vehicle Purchase (Formal Bid 06-01)

Recommendation: Reject the single bid received from Good Chevrolet of Alameda, CA for both Category A and B and instruct staff to re-bid.

C. Police Car Equipment Installations (FB 06-04)

Recommendation: Award the service of police car installations to the low bidder, Cop Shop Installations of Yuba City, CA, for \$68,929.08.

D. Police Department Roof Replacement Contract #05-08

Recommendation: Reject all bids and do not award contract #05-08.

4. ORDINANCES

A. City Manager Ordinance

Recommendation: Introduce an ordinance repealing Title 2 Chapter 2 of the Municipal Code and re-enacting Title 2, Chapter 2, regarding the position of City Manager, waiving the first reading.

5. CONSENT CALENDAR

All matters listed under Consent Calendar are considered to be routine and can be enacted in one motion. There will be no separate discussion of these items prior to the time that Council votes on the motion unless members of the City Council, staff or public request specific items to be discussed or removed from the Consent Calendar for individual action.

A. Minutes of Yuba City Council Meeting

Recommendation: Approve the regular meeting minutes of September 20, 2005.

B. Bay Drive Estates Unit No. 2 – 30-lot single family dwelling development

Recommendation: Adopt a resolution approving the final map for Bay Drive Estates Unit No. 2, accepting dedication of rights-of-way and easements shown thereon and authorizing the filing of the map. [sub-division located north of Pebble Beach Drive on the east side of Sanborn Road].

C. Gary Thiara Parcel Map, 2469 Stabler Lane

Recommendation: Adopt a resolution approving the parcel map for Gary Thiara at 2469 Stabler Lane, accepting dedication of the right-of-way and utility easement shown thereon and authorizing the filing of the map. [property located on the west side of Stabler Lane north of Jamie Drive].

D. Laura Becker Parcel Map, Southeast Corner of Wilbur Avenue and Dorman Avenue

Recommendation: Adopt a resolution approving the parcel map for Laura Becker at the southeast corner of Wilbur Avenue and Dorman Avenue, accepting dedication of the utility easements shown thereon and authorizing the filing of the map.

E. Yuba City Lighting and Landscape Maintenance District No. 5, Zone of Benefit J_13

Recommendation: Adopt the following resolutions to create the Lighting and Landscape Maintenance District:

Resolution to modify Yuba City Lighting and Landscape Maintenance District No. 5, Zone of Benefit J_13 (Karnegis Estates Unit No. 2, located on the east side of Sanborn Road south of Cherry Street).

Resolution of Intention, Yuba City Lighting and Landscape Maintenance District No. 5, Zone of Benefit J_13 (pursuant to the Landscaping and Lighting Act of 1972).

F. Monthly Investment Report (August 2005)

Recommendation: Note & file.

6. BUSINESS FROM THE COUNCIL

7. ADJOURNMENT

MINUTES
REGULAR MEETING
CITY COUNCIL – CITY OF YUBA CITY
OCTOBER 4, 2005 – 7:00 P.M.

- CALL TO ORDER

The City Council of the City of Yuba City was called to order by Mayor Cartoscelli at 7:00 p.m.

- ROLL CALL

Present: Councilmembers Doolittle, Hellberg, Miller, Ramirez, and Mayor Cartoscelli
Absent: None

- INVOCATION

Police Chief Richard Doscher gave the invocation.

- PLEDGE OF ALLEGIANCE TO THE FLAG

Councilman Doolittle led the Pledge of Allegiance to the Flag.

1. PRESENTATIONS/PROCLAMATIONS

A. Proclamation for Breast Cancer Awareness Month

Mayor Cartoscelli read a proclamation in recognition of Breast Cancer Awareness Month.

B. Proclamation for Honoring October 2005 as Domestic Violence Awareness Month

A proclamation in honor of Domestic Violence Awareness Month was presented to a representative of Casa de Esperanza by Mayor Cartoscelli.

C. Proclamation for the Retirement of Gary McClendon

Mayor Cartoscelli read a proclamation for the retirement of Gary McClendon who worked for the City for 24 years.

D. Senior Commission

Senior Commissioner June Bone gave the monthly report.

2. APPEARANCE OF INTERESTED CITIZENS

None.

3. BID OPENINGS

A. Two (2) Crown Victoria Sedans (FB 06-02)

General Services Manager Jack Smith stated these sedans are for the detective unit, and staff recommends approval. Councilman Hellberg inquired about using these units as backup for the police. Police Chief Richard Doscher responded the detective vehicles are not allowed in pursuits since they are not up to the standards of police vehicles.

Councilman Doolittle moved to award the purchase of two (2) Ford Crown Victoria Sedans to the low bidder, Larry Geweke Ford of Yuba City, CA, for \$41,978.32. Councilman Hellberg seconded the motion that passed with the following vote:

AYES: Councilmembers Doolittle, Hellberg, Miller, Ramirez, and Mayor Cartoscelli
NOES: None
ABSENT: None

B. Field Operations & Investigation Divisions' Vehicle Purchase (Formal Bid 06-01)

General Services Manager Jack Smith recommended rejection of the single bid received since staff feels that in Category A we can do better by 5-10% on pricing. Category B did not meet our specifications since they included a vehicle that was not on the list. Councilman Miller asked how many merchants received the bid, and Mr. Smith responded approximately 17.

Councilman Miller moved to reject the single bid received from Good Chevrolet of Alameda, CA for both Category A and B and instructed staff to re-bid. Councilman Doolittle seconded the motion that passed with the following vote:

AYES: Councilmembers Doolittle, Hellberg, Miller, Ramirez, and Mayor Cartoscelli
NOES: None
ABSENT: None

C. Police Car Equipment Installations (FB 06-04)

General Services Manager Jack Smith recommended the award of service of police car installations to Cop Shop Installations of Yuba City. He noted Cop Shop is a new business to Yuba City. In their four months of operation they have completed about ten cars for other agencies. Mr. Smith said he has talked to some of the other agencies and received good remarks about Cop Shop. They have contracts for another 50 vehicles. Mr. Smith responded to Council's questions.

Councilman Doolittle moved to award the service of police car installations to the low bidder, Cop Shop Installations of Yuba City, CA, for \$68,929.08. Councilman Ramirez seconded the motion that passed with the following vote:

AYES: Councilmembers Doolittle, Hellberg, Miller, Ramirez, and Mayor Cartoscelli
NOES: None
ABSENT: None

D. Police Department Roof Replacement Contract #05-08

General Services Manager Jack Smith stated this bid was for the re-roofing of the Police Department. It came in \$55,000 over the amount budgeted. Mr. Smith said that with economic conditions as they are, he does not believe the price will come down so he does not recommend re-bidding at this time. When we do a larger project in the future, we might be able to get a better price. Councilman Miller asked why all the bids were from out of town companies. Mr. Smith responded that local roofers are too busy. Mr. Smith recommended rejection of the bids on Contract #05-08.

Mayor Cartoscelli asked that a list of those companies who receive bids be included in future staff reports. Mr. Smith agreed to provide the bid list in all future bids.

Councilman Ramirez moved to reject all bids and not award contract #05-08. Councilman Miller seconded the motion that passed with the following vote:

AYES: Councilmembers Doolittle, Hellberg, Miller, Ramirez, and Mayor Cartoscelli
NOES: None
ABSENT: None

4. ORDINANCES

A. City Manager Ordinance

City Manager Jeffrey Foltz said this ordinance is an update of the 1951 City Administrator's ordinance. He stated it seemed to be an appropriate time to consider updates to the ordinance. It provides for the same management structure. The main changes/additions to the ordinance include provisions to (1) give the City Manager authority to hire and fire department heads, (2) require a four-fifths vote of Council to terminate the City Manager, and (3) add the statement that residency at the time of appointment is not required of the City Manager.

Mayor Cartoscelli inquired about the 90-day period after elections where the City Manager cannot be terminated. Mr. Foltz responded yes, that is also an addition that allows for new Councilmembers to see the performance of the City Manager before making any changes.

Councilman Ramirez stated he does not like the change in the dismissal requirement of the City Manager from three-fifths vote of Council to four-fifths, but can support the remainder of the ordinance. Councilman Miller agreed and added that all Councilmembers should be present. Councilman Doolittle said he feels a simple majority should be the requirement for dismissal of the City Manager. Councilman Hellberg agreed with Councilman Ramirez and Councilman Miller. Mayor Cartoscelli agreed with Councilmembers' statements regarding retention of the three-fifths vote. City Attorney Timothy Hayes reminded Council with the three-fifths vote requirement, it only requires three Council votes for dismissal. If you require that all of the Council be present and one Councilmember is ill or decides not to attend, you cannot proceed. Council concluded they will keep the three-fifths vote for dismissal requirement but will not require all members to be present.

A discussion ensued regarding the residency of City Manager. Councilman Hellberg felt the City Manager should be a resident of Yuba City within six months of his or her appointment. City Attorney Timothy Hayes said he would need to research the issue to ascertain if the requirement is legal. City Manager Jeffrey Foltz proposed that Council specify during the recruitment process that the City Manager will be expected to live in the Yuba City area, and it can be discussed during contract negotiations with Council. Council agreed that when the job posting is issued it should contain a statement that the City Manager will be expected to be a resident of Yuba City within a reasonable amount of time.

Councilman Doolittle moved to introduce Ordinance No. 013-05 repealing Title 2 Chapter 2 of the Municipal Code and re-enacting Title 2, Chapter 2, regarding the position of City Manager, as amended to require a three-fifths vote for dismissal, waiving the first reading. Councilman Miller seconded the motion that passed with the following vote:

AYES: Councilmembers Doolittle, Hellberg, Miller, Ramirez, and Mayor Cartoscelli
NOES: None
ABSENT: None

5. CONSENT CALENDAR

Councilman Doolittle moved to adopt the consent calendar as presented. Councilman Ramirez seconded the motion that passed with a unanimous vote.

- A. Approved the regular meeting minutes of September 20, 2005.
- B. Adopted Resolution No. 05-188 approving the final map for Bay Drive Estates Unit No. 2, accepting dedication of rights-of-way and easements shown thereon and authorizing the filing of the map. [sub-division located north of Pebble Beach Drive on the east side of Sanborn Road].
- C. Adopted Resolution No. 05-189 approving the parcel map for Gary Thiara at 2496 Stabler Lane, accepting dedication of the right-of-way and utility easement shown thereon and authorizing the filing of the map. [property located on the west side of Stabler Lane north of Jamie Drive].
- D. Adopted Resolution No. 05-190 approving the parcel map for Laura Becker at the southeast corner of Wilbur Avenue and Dorman Avenue, accepting dedication of the utility easements shown thereon and authorizing the filing of the map.
- E. Adopted the following resolutions to create Yuba City Lighting and Landscape Maintenance District No. 5, Zone of Benefit J_13: Resolution No. 05-191 to Modify Yuba City Lighting and Landscape Maintenance District No. 5, Zone of Benefit J_13 (Karnegis Estates Unit No. 2, located on the east side of Sanborn Road south of Cherry Street); and Resolution of Intention No. 05-192, Yuba City Lighting and Landscape Maintenance District No. 5, Zone of Benefit J_13 (pursuant to the Landscaping and Lighting Act of 1972).
- F. Noted and filed the Monthly Investment Report (August 2005).

6. BUSINESS FROM THE COUNCIL

Councilman Hellberg asked that tonight's meeting be adjourned in memory of Roy Fish, a retired deputy sheriff and a decorated U.S. Marine. He also asked that staff prepare a letter of condolence for his wife.

Councilman Doolittle stated the Council would be polled at the League of California Cities' convention on Proposition 76, the "Live Within Your Means" act. The League's board is divided on this issue. He requested that Council support this measure.

Councilman Ramirez announced the \$24 million expansion of Fremont-Rideout Heath Group in Yuba City. Eighty units will be added to the independent living facility, 10 units to the Courtyard, 23 units to the Gardens, and 44 units to the Fountains.

Mayor Cartoscelli said the unveiling of the "Be Prepared Yuba City" emergency preparedness booklet was held yesterday, and the booklet will be included in tomorrow's *Appeal-Democrat*.

There was a discussion led by Mayor Cartoscelli on Yuba-Sutter Transit's proposed elimination of the stop in front of the Yuba-Sutter Mall to accommodate the additional stop at the Super Wal-Mart. She asked that Council oppose this elimination since there is no handicap access from the surrounding transit stops to the Mall. Council proposed the Mall's stop could be on the north side at JC Penney's, thereby making it easily assessable to their subsequent stop at Target. Council concurred and directed staff to prepare a letter to Yuba-Sutter Transit opposing the elimination of the Mall stop.

7. ADJOURNMENT

At 8:03 p.m., adjourned the regular City Council meeting of the City of Yuba City in memory of Roy Fish.

KAREN CARTOSCELLI,
MAYOR

ATTEST:

CITY CLERK

AGENDA
SPECIAL MEETING OF
CITY COUNCIL – CITY OF YUBA CITY
OCTOBER 11, 2005 – 6:00 P.M.

- CALL TO ORDER

- ROLL CALL

____ Mayor Cartoscelli
____ Vice Mayor Hellberg
____ Councilman Doolittle
____ Councilman Miller
____ Councilman Ramirez

- INVOCATION

- PLEDGE OF ALLEGIANCE TO THE FLAG

1. APPEARANCE OF INTERESTED CITIZENS

Members of the public may address the Council concerning any item that has been described in the notice for the meeting.

2. REPORTS

A. A Presentation by Freedman Tung & Bottomley on the Plumas Street Streetscape 60% Plans

Recommendation: Authorize staff to continue with construction drawings and then bid the Plumas Streetscape Project (Plumas Street from Colusa Avenue to B Street including Center Street and Bridge Street from Boyd to Plumas).

B. Professional Services Agreement – Reconstruction of Plumas Street from Colusa Avenue to B Street and Center Street

Recommendation: Authorize the City Manager to amend the Agreement for Professional Services with Freedman Tung & Bottomley to provide additional design work needed to rebuild Plumas Street in keeping with the City's Central City Specific Plan and Revitalization Strategy. Authorize the Administrative Services Director to make the necessary budget adjustments.

3. ADJOURNMENT

MINUTES
SPECIAL MEETING
CITY COUNCIL – CITY OF YUBA CITY
OCTOBER 11, 2005 – 6:00 P.M.

- CALL TO ORDER

The City Council of the City of Yuba City was called to order by Mayor Cartoscelli at 6:00 p.m.

- ROLL CALL

Present: Councilmembers Hellberg, Miller, Ramirez, and Mayor Cartoscelli

Absent: Councilman Doolittle

- INVOCATION

Mayor Cartoscelli gave the invocation.

- PLEDGE OF ALLEGIANCE TO THE FLAG

Councilman Hellberg led the Pledge of Allegiance to the Flag.

Mayor Cartoscelli announced that Item 2A will be moved to the beginning of the meeting. She asked that any interested citizens speak after the presentation, which will answer many questions.

2. REPORTS

Director of Development Services Phil Carter reviewed the two agenda items. The first item is a presentation on the 60% drawings. They have been reviewed by Engineer Tom Heck and three other engineers who feel the drawings are outstanding. Few 60% drawings include the detail that these encompass. The second item this evening is the amendment of the Professional Services Agreement which will allow for the reconstruction of Plumas Street at a cost of \$366,000.

A. A Presentation by Freedman Tung & Bottomley on the Plumas Street Streetscape 60% Plans

Mr. Michael Freedman, of Freedman Tung and Bottomley, introduced Project Manager Michelle Perez. He has worked with his design team for many years. He stated the cost estimate is on budget and on schedule. City additions may raise the cost for Bridge Street and Bridge to B Street.

Mr. Freedman showed a few construction drawings but stated they are hard for the layman to understand. Conceptual drawings were used to illustrate the implementation of the outcome of the merchant and council meetings. Mr. Freedman reviewed the flexible zones and the 4" stair curbs. He said the 45° angle parking has metallic, reflective nails instead of striping. He showed the placement of benches, street lights with electrical outlets, popup electrical outlets at intersections, decorative tree guards, decorative drain covers, planter bowls, and domed cast bronze medallions. He said the trees in the plan are Canary Island date palms and London Plains trees (sycamores). He stated up lighting of trees will have a dramatic effect at night.

Mr. Freedman said the section of Plumas Street from Teegarden to Center Street will be brick and will be accented with Canary Island palm trees. The stair curbs will be eliminated in this section. This theme will continue down Center Street.

The landmark gateway at Colusa Avenue/Plumas Street calls attention to the downtown. Generally, investors wish to purchase the corner lots around a landmark once it is completed. The landmark's design draws on the agricultural heritage of Yuba City and the Farmer's Market. Mr. Freedman recommended some crosswalk changes at this intersection and is recommending the use of flowering trees on the median on Plumas, north of Colusa Avenue, to complete the intersection.

There had been some concern with the use of palm trees during the January meeting. Mr. Freedman said he contacted a palm tree expert to address these concerns. Canary Island date palms provide a large canopy of shade—15-20 feet to start and 30-35 feet when mature. Maturity takes many years. Vermin are not a problem if the trees are trimmed annually. Birds are more prone to nest in shade trees than they are in palm trees. Wilt disease is spread by contaminated pruning equipment (chainsaws). He said the trees will be inspected before they are transplanted. Ginkgo Biloba trees were suggested for use during the January meeting. While Mr. Freedman likes these trees he found they are not readily available, are slow growing, and do not grow uniformly.

Councilman Miller asked if all the planters would have automatic irrigation and Mr. Freedman replied yes. Councilman Ramirez asked if we are still on budget. Mr.

Freedman responded yes, he is within \$25,000 and has never been this close before. Councilman Ramirez asked if the improvements of Plumas extend south to B Street. Mr. Freedman said no, but he has been asked to look at improvements to the intersection of Plumas Street and Bridge Street, east to Shasta Street. Councilman Hellberg asked if the parking markers can be seen at night. Mr. Freedman said yes, they are reflective and show up well when the lights hit them. Councilman Hellberg asked for the cost of the landmark, and Mr. Freedman responded it will be about \$500,000. Councilman Hellberg asked if the cost of the palm trees was still \$10,000 and does that include installation. Mr. Freedman said they are currently about \$14,000 but they fluctuate with the time of year and the demand. The price does include installation. Councilman Miller asked if the palms are an architectural part of the design. Mr. Freedman said they are integral to the concept. They create a special and dramatic street. He further stated they could be replaced with another type of tree but he would not recommend it. They draw your attention to the downtown and give you the “wow” factor. No other tree will do that.

1. APPEARANCE OF INTERESTED CITIZENS

The following Yuba City residents spoke in favor of the project:

Mary Knapp, 1018 Live Oak Blvd.
Lucy Azama, Sutter Buttes Garden Club
Russ Clark, 631 Daniel Dr.
Steve Velker, 370 N. Oliver
Mark Martin, 670 Shasta St.
Opal Dietzel, 820 Plumas St.
Hal Dietzel, 820 Plumas St.
Bill Meagher, 1007 Live Oak Blvd., read a letter from Siavash Barmand in support of the project
John Tuscano, 841 Taber Ave.
Gregory Scandalis, 788 Andrew Dr.
Tim McKenna, 666 Plumas St.
Hal McNally, 1185 Woodhaven Dr.
Bob Bigham, 669A Plumas St.
Carolyn Olsen, 750 Lincoln Rd., #4
Jerzy Blank, 628 Plumas St.
Don Covey, 669A Plumas St.
Craig Starkey, 750 Lincoln Rd., #4

The following Yuba City resident voiced concerns on the effect of the plan on the entry to his business, but overall, he liked the plan:

Michael Linteo, 778 Plumas St.

2. REPORTS

A. A Presentation by Freedman Tung & Bottomley on the Plumas Street Streetscape 60% Plans (continued)

Councilman Hellberg stated he is still against the palm trees, the landmark and its currently underdeveloped surrounding area. Councilman Ramirez said his concerns about the palms have been answered.

Councilman Miller moved to authorize staff to continue with construction drawings and then bid the Plumas Streetscape Project (Plumas Street from Colusa Avenue to B Street including Center Street and Bridge Street from Boyd to Plumas). Mayor Cartoscelli seconded the motion that passed with the following vote:

AYES: Councilmembers Miller, Ramirez, and Mayor Cartoscelli
NOES: Councilman Hellberg
ABSENT: Councilman Doolittle

B. Professional Services Agreement – Reconstruction of Plumas Street from Colusa Avenue to B Street and Center Street

Councilman Ramirez moved to authorize the City Manager to amend the Agreement for Professional Services with Freedman Tung & Bottomley to provide additional design work needed to rebuild Plumas Street in keeping with the City’s Central City Specific Plan and Revitalization Strategy; and authorize the Administrative Services Director to make the necessary budget adjustments. Councilman Miller seconded the motion that passed with the following vote:

AYES: Councilmembers Hellberg, Miller, Ramirez, and Mayor Cartoscelli
NOES: None
ABSENT: Councilman Doolittle

3. ADJOURNMENT

At 8:00 p.m., adjourned the special City Council meeting of the City of Yuba City.

KAREN CARTOSCELLI
MAYOR

ATTEST:

STEVE JOHNSON
CITY CLERK

AGENDA
REGULAR MEETING OF
CITY COUNCIL – CITY OF YUBA CITY
OCTOBER 18, 2005 – 7:00 P.M.

- CALL TO ORDER

- ROLL CALL

____ Mayor Cartoscelli
____ Vice Mayor Hellberg
____ Councilman Doolittle
____ Councilman Miller
____ Councilman Ramirez

- INVOCATION

- PLEDGE OF ALLEGIANCE TO THE FLAG

1. PRESENTATIONS/PROCLAMATIONS

- A. Youth Commission
- B. Proclamation for “Make a Difference Day”
- C. SACOG “Blueprint” Briefing

2. PUBLIC HEARINGS

- A. Installation of automated enforcement devices, Red Light Cameras, at various locations throughout Yuba City

Recommendation: Conduct a public hearing; authorize staff to execute required contract documents with Redflex Traffic Systems and proceed with program implementation, recognizing such sole source contract as being in the best interest of the City. Additionally, authorize the Assistant City Manager of Administrative Services to make budget adjustment as required.

- B. Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit A 2

Recommendation: Conduct a public hearing; THEN adopt a resolution confirming diagram and assessment and levying assessment for Fiscal Year 2004-2005 for Lighting and Landscape Maintenance District No. 6, Zone of Benefit A_2. [Geweke Crossing located on Sunsweet Boulevard west of State Route 99]

3. APPEARANCE OF INTERESTED CITIZENS

Members of the public may address the City Council on items of interest that are within the City’s jurisdiction whether or not such items of interest are on the agenda for this meeting. Public comment on public hearing agenda items will be permitted during those hearings.

4. ORDINANCES

- A. City Manager Ordinance

Recommendation: Adopt Ordinance No 013-05 repealing Title 2 of the Municipal Code and re-enacting Title 2, Chapter 2, regarding the position of City Manager; waiving the second reading.

5. CONSENT CALENDAR

All matters listed under Consent Calendar are considered to be routine and can be enacted in one motion. There will be no separate discussion of these items prior to the time that Council votes on the motion unless members of the City Council, staff or public request specific items to be discussed or removed from the Consent Calendar for individual action.

A. Minutes of Yuba City Council Meeting

Recommendation: Approve the regular meeting minutes of the City Council of October 4, 2005 and the special meeting minutes of the Public Financing Authority of September 6, 2005.

B. Annual Investment Policy Adoption

Recommendation: Approve Investment Policy as submitted

C. Tres Picos West Estates – 85-lot single family dwelling subdivision

Recommendation: Adopt a resolution approving the execution of a Subdivision Agreement with Cresleigh Homes Corporation providing for public improvements for Tres Picos West Estates.
[subdivision located at the southwest corner of Pease Road and Stabler Lane]

6. REPORTS & MISCELLANEOUS

A. 2005 Office of Traffic Safety Grant

Recommendation: Accept a 2005 Office of Traffic Safety Grant and approve a supplemental appropriation to allow the Fire Chief to spend up to \$53,319.00 for the purchase of two extrication equipment sets for use on first-out fire equipment and approximately 500 bicycle safety helmets for a new bicycle safety program.

B. 2005 FEMA Pre-Disaster Mitigation Grant

Recommendation: Accept a 2005 FEMA Pre-Disaster Mitigation Grant, approve a supplemental appropriation to allow the Fire Chief to spend up to \$40,000.00 to fund the development of FEMA-mandated Multi-Hazard Mitigation Plan, including a supplemental appropriation of \$10,000 from the General Unallocated Fund Balance for use as the required matching funds, and authorize the Administrative Services Director to record a revenue adjustment for receipt of the grant funding.

C. Bicycle Lanes and Paths

Recommendation: Authorize the Assistant City Manager to sign for submittal and acceptance of grant funds from Sacramento Area Council of Governments (SACOG) for bicycle facilities.

7. BUSINESS FROM THE COUNCIL

8. CLOSED SESSION

Adjourn to closed session for the performance evaluation of City Manager pursuant to Government Code Section 54957.

9. ADJOURNMENT

MINUTES
REGULAR MEETING
CITY COUNCIL – CITY OF YUBA CITY
OCTOBER 18, 2005 – 7:00 P.M.

- CALL TO ORDER

The City Council of the City of Yuba City was called to order by Mayor Cartoscelli at 7:00 p.m.

- ROLL CALL

Present: Councilmembers Doolittle, Hellberg, Miller, Ramirez, and Mayor Cartoscelli
Absent: None

- INVOCATION

Police Chief Richard Doscher gave the invocation.

- PLEDGE OF ALLEGIANCE TO THE FLAG

Councilman Ramirez led the Pledge of Allegiance to the Flag.

1. PRESENTATIONS/PROCLAMATIONS

- A. Youth Commissioner Harveen Gill gave the monthly report.
- B. Mayor Cartoscelli read a proclamation for “Make a Difference Day.”
- C. SACOG Director Mike McKeever presented an update on the “Blueprint” program.

2. PUBLIC HEARINGS

- A. Installation of Automated Enforcement Devices, Red Light Cameras, at various locations throughout Yuba City

Police Chief Richard Doscher introduced Yuba City Police Sergeant John Buckland, project manager for this item. Sergeant Buckland gave a detailed presentation regarding the Redflex Traffic System. He explained that in 2004, Yuba City investigated 53 intersection collisions directly attributable to red light violations, resulting in 63 injuries. These violations directly affect the quality of life in our community and create a serious danger to the motoring public and law enforcement officers. The goal of this program is to reduce the number of red light violations in the City and improve the quality of life by improving our traffic safety program. Staff is requesting that the City Council authorize a Red Light Photo Enforcement Program within the City and the initial installation of traffic signal cameras at up to four (4) selected intersections under a phased implementation plan. The cost per system approach will be \$6,030 per month. The program will be fully funded by violator citations. Sergeant Buckland answered questions of Council, including expenses, revenue, and the appearance of the system.

Mayor Cartoscelli opened the public hearing. The following citizens spoke:

- 1. Harold Spies, 397 Neil Drive, Yuba City: Stated that safety should be first, not revenue.
- 2. John Dukes, 1985 Nand Drive, Yuba City: In favor of project. Asked if other systems had been looked at and the feasibility of the City purchasing the equipment and running the system. Mr. Buckland answered that yes, other companies had been investigated. He also answered that if the City tried to run the system, the expenses would be substantially higher than the cost from Redflex.
- 3. James Leonard, 786 Regent Loop, Yuba City: Stated that if one child’s life is saved because of this system, it doesn’t matter what the system looks like.

Hearing no further comment, the public hearing was closed.

Councilman Doolittle moved to authorize staff to execute required contract documents with Redflex Traffic Systems and proceed with program implementation, recognizing such sole source contract as being in the best interest of the City. Additionally, authorize the Assistant City Manager of Administrative Services to make budget adjustments as required. Councilman Hellberg seconded the motion that passed with the following vote:

AYES: Councilmembers Doolittle, Hellberg, Miller, Ramirez, & Mayor Cartoscelli
NOES: None
ABSENT: None

B. Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit A_2

Assistant City Manager Phil Carter explained that this public hearing and resolution are required by State law to establish the Lighting and Landscape Maintenance District which is required in the Geweke Crossing Map. This enables the future lot owners pay the cost and maintenance of landscaping materials, irrigation systems, lighting, and street trees within the subdivision. The fiscal impact is \$220.00 per year per acre to each parcel owner.

Mayor Cartoscelli opened the public hearing. Hearing no comment, the public hearing was closed.

Councilman Doolittle moved to adopt Resolution No. 05-193 confirming the diagram and assessment and levying assessment for Fiscal Year 2005-2006 for Lighting and Landscape Maintenance District No. 6, Zone of Benefit A_2 [Geweke Crossing located on Sunsweet Boulevard, west of State Route 99]. Councilman Miller seconded the motion that passed with the following vote:

AYES: Councilmembers Doolittle, Hellberg, Miller, Ramirez, & Mayor Cartoscelli
NOES: None
ABSENT: None

3. APPEARANCE OF INTERESTED CITIZENS

The following citizens addressed Council and asked that the City provide the much needed services to their neighborhood including services from the Police Department and Code Enforcement. They gave examples of increasing problems in the neighborhood including noise, traffic, drinking, under-aged drinking, code violations regarding vehicles, etc.:

1. Jim Lang, 791 Regent Loop, Yuba City, CA
2. James Leonard, 786 Regent Loop, Yuba City, CA
3. Mike Verardi, 790 Regent Loop, Yuba City, CA

Police Chief Doscher explained that he was just made aware of the problem yesterday at 5:00 p.m. and that the Police Department was diligently working on their concerns. Police Sergeant Brian Bernardis will coordinate the efforts. Code Enforcement Officer James Carr also answered questions and stated that he is currently working on some of the problems discussed tonight.

YCEA President Gloria Menth gave an update on YCEA projects and concerns.

4. ORDINANCES

A. City Manager Ordinance

Councilman Hellberg expressed concern that the changes approved during the first reading of this ordinance, were not made. After discussion, it was decided that the approved changes had been made.

Councilman Doolittle moved to adopt Ordinance No. 013-05 repealing Title 2 of the Municipal Code and re-enacting Title 2, Chapter 2, regarding the position of City Manager, and waived the second reading. Councilman Miller seconded the motion that passed with a unanimous vote.

5. CONSENT CALENDAR

Councilman Doolittle moved to adopt the Consent Calendar as presented. Councilman Ramirez seconded the motion that passed with a unanimous vote.

- A. Approved the regular Meeting Minutes of the City Council of October 4, 2005 and the special meeting minutes of the Public Financing Authority of September 6, 2005.
- B. Approved the Investment Policy as submitted.
- C. Adopted Resolution No. 05-194 approving the execution of a subdivision agreement with Cresleigh Homes Corporation providing for public improvements for Tres Picos West Estates [subdivision located at the southwest corner of Pease Road and Stabler Lane].

6. REPORTS & MISCELLANEOUS

A. 2005 Office of Traffic Safety Grant

Fire Chief Marc Boomgaarden explained that the California Office of Traffic Safety conducts an annual grant program to assist governmental agencies in improving the safety of our roads for drivers, pedestrians and bicycle riders. The Yuba City Fire Department applied for the grant and was informed that the grant has been approved. There is no fiscal impact to the city.

Councilman Hellberg moved to accept a 2005 Office of Traffic Safety Grant and approve a supplemental appropriation to allow the Fire Chief to spend up to \$53,319.00 for the purchase of two extrication equipment sets for use on first-out fire equipment and approximately 500 bicycle safety helmets for a new bicycle safety program. Councilman Ramirez seconded the motion that passed with a unanimous vote.

B. 2005 FEMA Pre-Disaster Mitigation Grant

Fire Chief Marc Boomgaarden explained that in passing the Federal Disaster Mitigation Act of 2000 (DMA2000), Congress required that all local government agencies have a local natural disaster mitigation plan in place to be eligible for both pre and post disaster Federal funding. The Yuba City Fire Department submitted an application to FEMA for consideration of funding to allow Yuba City to develop a Multi-Hazard Mitigation Plan, as required under DMA2000. It is anticipated that the cost for developing this plan is approximately \$40,000. As FEMA's grant has a 75/25 cost split, our grant application required FEMA to provide \$30,000 with the City paying \$10,000. The Fire Department has been informed by FEMA that the City's grant application has been approved, and the City can proceed with the development of our plan.

Councilman Doolittle moved to accept a 2005 FEMA Pre-Disaster Mitigation Grant, approve a supplemental appropriation to allow the Fire Chief to spend up to \$40,000.00 to fund the development of a FEMA-mandated Multi-Hazard Mitigation Plan, including a supplemental appropriation of \$10,000.00 from the General Unallocated Fund Balance for use as the required matching funds, and authorize the Administrative Services Director to record a revenue adjustment for receipt of the grant funding. Councilman Miller seconded the motion that passed with a unanimous vote.

C. Bicycle Lanes and Paths

Assistant City Manager Phil Carter explained that the Sacramento Area Council of Governments Bicycle and Pedestrian Funding Program provides opportunities to local government agencies and their partners to provide facilities for walking and biking in the cities and towns of the region. Based on the Yuba-Sutter Bikeway Master Plan and the City's efforts to obtain the Union Pacific Railroad right-of-way, staff proposes submitting for grant funds for the Phase I design and some construction of approximately 10 miles of Class II bicycle facilities. Design costs will be approximately \$900,000. Grant funding, if awarded, will require a 12% match from the City, or \$108,000.

Councilman Doolittle moved to authorize the Assistant City Manager to sign for submittal and acceptance of grant funds from the Sacramento Area Council of Governments for bicycle facilities. Councilman Miller seconded the motion that passed with a unanimous vote.

7. BUSINESS FROM THE COUNCIL

Councilman Hellberg asked Human Resources Director Steve Johnson a previously asked question about a retiree and dental/vision coverage. Mr. Johnson explained that the Benefits Committee would look at it, but post retirees may not qualify for the benefit.

Mayor Cartoscelli asked Police Chief Doscher to explain an upcoming article featuring the Yuba City Police Department (YCPD). Chief Doscher explained that The British Home Office, the central governmental department with responsibility for the British Police Service, has begun a publication called, "*The Shape End.*" The Department was pleased to find out that in the upcoming November issue, a feature article will be on the Yuba City Police Department's efforts to keep the historical ties alive between the UK Police Service and its corresponding foundation principles impacting American police work, by virtue of English Police historical items kept on display at YCPD.

8. CLOSED SESSION

At 9:26 p.m. adjourned to closed session for the performance evaluation of the City Manager, pursuant to Government Code Section 54957.

9. ADJOURNMENT

At 10:45 p.m., reconvened from closed session and immediately adjourned the regular City Council meeting of the City of Yuba City.

KAREN CARTOSCELLI
MAYOR

ATTEST:

STEVE JOHNSON
CITY CLERK