

AGENDA  
REGULAR MEETING OF  
CITY COUNCIL – CITY OF YUBA CITY  
MARCH 21, 2006 – 7:00 P.M.

- CALL TO ORDER

- ROLL CALL

\_\_\_\_ Mayor Hellberg  
\_\_\_\_ Vice Mayor Miller  
\_\_\_\_ Councilwoman Cartoscelli  
\_\_\_\_ Councilman Doolittle  
\_\_\_\_ Councilman Ramirez

- INVOCATION

- PLEDGE OF ALLEGIANCE TO THE FLAG

1. PRESENTATIONS/PROCLAMATIONS

- A. Proclamation for the Economic Development of the Yuba Goldfields
- B. Achievement of Excellence in Procurement (AEP) Award Presentation
- C. Youth 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. 4WD Articulated Front End Loader (Formal Bid FB 06-16)

Recommendation: Award a contract to the low bidder Western Power and Equipment of Sacramento, CA in the amount of \$152,500.92 for the purchase of one (1) 4WD Articulated Front End Loader.

4. ORDINANCES

A. Rezone #05-10 of 1.39 Acres at Lincoln Road/Garden Hwy.

Recommendation: Adopt Ordinance No. 002-06 to rezone Parcel No. 53-400-067 from a Light Industrial (M-1) to Community Commercial District (C-2); applicant, David Lanza; waive 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 February 21 and March 7, 2006.

B. Karnegis Estates (AKA "Westbrook") Unit No. 1 – 104-lot single family dwelling development

Recommendation: Adopt a resolution accepting certain street and related improvements pursuant to the Karnegis Estates (AKA "Westbrook") Unit No. 1 Subdivision Agreement and authorizing the developer to file a Notice of Completion. [subdivision located east of Sanborn Road and south of Cherry Street]

C. Survey of Rockholt Way in Yuba City

Recommendation: Authorize the Assistant City Manager to sign a Professional Services Agreement with California Engineering Company to provide surveying services as needed for designing Rockholt Way reconstruction.

6. REPORTS & MISCELLANEOUS

A. Citywide Strategic Goals and City Council Initiatives for Fiscal Year 2006-2007 Budget

Recommendation: Review Citywide Strategic Goals and set City Council Initiatives for inclusion in Fiscal Year 2006-2007 Budget.

B. Update on Development-Related Issues

Recommendation: No specific action is being requested. Staff will provide an update on development issues and the City Council may choose to give direction as deemed appropriate.

7. BUSINESS FROM THE COUNCIL

A. Reportable Activities

8. ADJOURNMENT

MINUTES  
REGULAR MEETING OF  
CITY COUNCIL – CITY OF YUBA CITY  
MARCH 21, 2006 – 7:00 P.M.

- CALL TO ORDER

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

- ROLL CALL

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

- INVOCATION

Police Chief Richard Doscher gave the invocation.

- PLEDGE OF ALLEGIANCE TO THE FLAG

Craig Starkey led the Pledge of Allegiance to the Flag.

1. PRESENTATIONS/PROCLAMATIONS

1. A proclamation was presented to Dan Mostats for the Economic Development of the Yuba Goldfields.
2. A recognition of Achievement of Excellence in Procurement (AEP) Award was presented to Vicky Stoller, Natalie Walter and Jack Smith of the General Services Division.
3. Youth Commissioner Christine Ang gave the report.

2. APPEARANCE OF INTERESTED CITIZENS

None.

3. BID OPENINGS

A. 4WD Articulated Front End Loader (Formal Bid FB 06-16)

General Services Manager Jack Smith recommended Council award a contract to Western Power and Equipment Company, located in Sacramento, for the purchase of one 4WD Articulated Front End Loader, in the amount of \$152,500.92.

Councilman Doolittle asked what the auxiliary use was. Mr. Smith explained that this machine will be used at the wastewater disposal ponds.

Councilwoman Cartoscelli moved to accept staff's recommendation to award a contract to the low bidder, Western Power and Equipment Company of Sacramento, CA in the amount of \$152,500.92 for the purchase of one 4WD Articulated Front End Loader. Councilman Ramirez seconded the motion which passed with the following vote:

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

4. ORDINANCES

Councilman Ramirez recused himself from Item 4A due to a conflict of interest.

A. Rezone #05-10 of 1.39 Acres at Lincoln Road/Garden Hwy.

Councilwoman Cartoscelli moved to adopt Ordinance No. 002-06 to rezone Parcel No. 53-400-067 from a Light Industrial (M-1) to Community Commercial District (C-2); applicant, David Lanza; waived the second reading. Councilman Miller seconded the motion which passed with the following vote:

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

Councilman Ramirez rejoined the meeting.

5. CONSENT CALENDAR

Councilman Ramirez asked that Item 5C be removed from the Consent Calendar.

Councilwoman Cartoscelli moved to adopt the balance of the Consent Calendar as presented. Councilman Ramirez seconded the motion which passed with a unanimous vote.

- A. Approved the minutes of the Yuba City Council Meetings of February 21 and March 7, 2006.
- B. Adopted Resolution 06-023 accepting certain street and related improvements pursuant to the Karnegis Estates (AKA "Westbrook") Unit No. 1 Subdivision Agreement and authorized the developer to file a Notice of Completion. [subdivision located east of Sanborn Road and south of Cherry Street]

Councilman Ramirez moved that Item 5C be continued to the next meeting. Councilwoman Cartoscelli seconded the motion which passed with a unanimous vote.

- C. Continued authorizing the Assistant City Manager to sign a Professional Services Agreement with California Engineering Company to provide surveying services needed for designing Rockholt Way reconstruction.

6. REPORTS & MISC.

- A. City Manager Jeffrey Foltz reported that as part of the budget development process, the Citywide Strategic Goals are reviewed annually by the Department Heads for implementation. Each department identifies its Strategic Issues and Initiatives of the City Council based on the Citywide Strategic Goals. Council may have additions or deletions to the list of Initiatives. Mr. Foltz recommended that the City Council review and confirm the existing Citywide Strategic Goals.

Councilwoman Cartoscelli addressed an item under the 2006-2007 Initiatives: Work with the railroad for acquisition of their right of way through Yuba City to a "Rails to Trails" program. Councilwoman Cartoscelli would like to add language, "and removal of all their remaining impediments".

Councilwoman Cartoscelli also asked Council to consider adding an initiative to ensure that new development does not negatively affect the quality of life of the current residents.

Councilman Ramirez asked Assistant City Manager Phil Carter to make an observation of Councilwoman Cartoscelli's request. Mr. Carter said that based on the comments, perhaps the statement could read "to ensure the quality of life for residents of Yuba City consistent with the adopted growth policies of the City Council". Councilwoman Cartoscelli and Councilman Ramirez concurred.

Councilman Doolittle requested to have language added that states that the City actively work with the County to pursue the widening of Franklin and Lincoln. After discussion, Assistant City Manager Phil Carter addressed Council suggesting that the policy could be written "to encourage the City and County to work cooperatively on projects of joint interest".

Councilman Miller moved to adopt the Citywide Strategic Goals and set City Council Initiatives for inclusion in the Fiscal Year 2006-2007 budget including the comments made by Councilwoman Cartoscelli and Councilman Doolittle. Councilman Doolittle seconded the motion that passed with a unanimous vote.

- B. Update on Development-Related Issues

Assistant City Manager Phil Carter gave an update on development-related issues. Mr. Carter reported that staff is continuing to work with the three property owners: Braddock & Logan, (Sutter Heritage), A&G Montna Properties (Walnut Park West), and Reynen & Bardis (Monticello/Talavera). Infrastructure planning issues have been the primary focus.

Mr. Carter reported that at the last development update regarding Walnut Park West, Council requested that staff return and discuss the proposed use of 4- and 6-pack developments. Mr. Carter said that currently there is no Council policy in terms of reviewing the project and said a joint workshop with the City Council and Planning Commission is being scheduled for April 11, 2006.

Councilwoman Cartoscelli asked if the workshop is to discuss Walnut Park West and 4-6 pack cluster homes. She asked how quickly the urban edge study was to be completed since the developer wants to put in infrastructure.

Mr. Carter responded that it was more of a complimenting study because it not only looked at the specific area on Township, but included Township to Bogue, and Bogue to Hwy 99. The estimated time is about 18 months to complete.

7. BUSINESS FROM THE COUNCIL

Reportable Activities

Councilwoman Cartoscelli had no reportable activities but commented on the 2005 Annual Report from the Yuba City Fire Department and the amazing work they do all year outside in support of the community. Councilwoman Cartoscelli also received the annual report from the Parks and Recreation Department and commended the department for all the recreation programs offered to our community.

Councilman Miller had nothing to report.

Councilman Ramirez had nothing to report.

Councilman Doolittle reported he met with Brigett Barnes, a lobbyist for the Shingle Springs Band of Miwok Indians. They are trying to put an interchange on Hwy. 50.

Councilman Doolittle reported that the City of Sacramento presented an evacuation program at the SACOG Board meeting that showed what happens to the City with a major levee break. Based on the profile of the city, the program shows what areas will be under a foot of water within one hour. Mr. Doolittle spoke with Fire Chief Marc Boomgaarden and would like to get Sacramento City to present the program to the City.

Councilman Doolittle reported that the League of California Cities has a new regional representative for the Sacramento Valley, Tony Cardenas. He has been a Policy Analyst for the League for 3-12 years.

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Mayor Eric Hellberg inquired about the DSL service. City Manager Jeffrey Foltz responded that he contacted Devin Barber, Information Services Manager, and to his knowledge, we do have DSL service out to the west. Mr. Foltz said that it could be in some isolated places that don't have that capability.

Mayor Hellberg inquired about the City/County Planning Commission Representative issue. Mr. Foltz said that the City and County legal Counsels have reviewed it and what we had been doing in the past can no longer continue. Mr. Foltz stated that the changes would be reflected in a report to Council when the changes have been made.

Mayor Hellberg mentioned that in regards to the spinner signs, a great deal of time was spent on the Sign Ordinance project and he thought Council should move forward with the sign ordinance as written. City Manager Jeffrey Foltz responded that it was going to be staff's recommendation to withdraw the spinner sign provisions because of constitutional questions. Mr. Foltz said staff will recommend to the Planning Commission that they not include that provision in the sign ordinance, specifically as it relates to the spinner signs. Further research is needed to ascertain if the City Code can be amended to restrict spinner signs and pass a constitutional challenge.

City Counsel Paulla Hyatt-McIntire stated that it was complicated since the way our ordinance is structured now, the language by itself creates a bit of difficulty. It's more than just the spinner language that would require rewriting. The spinner language was only inserted in the ordinance revisions at the end. It hasn't been really subject to the entire review with the rest of the ordinance changes. We could certainly address it separately from the changes that need to go to the Planning Commission. It does not have to be at the same time. Rather than hold up that ordinance to do further research on spinner signs, we could proceed with the remainder of the sign ordinance now. Mayor Hellberg approved of that approach.

Mayor Hellberg mentioned that Debra Bryant asked to be on tonight's agenda. Mr. Foltz responded that she had contacted his office and asked that her grandfather's home, the Gerald Frye farm site on Hwy 20, be designated a Historical place in our Historical Registry. He had referred her to the Planning Department. Mr. Gregory Scandalis, of 788 Andrew Drive, Yuba City, addressed the Council and stated he had experience in the Planning Department and was helping Ms. Bryant with the process of having her Grandfather's house listed on the Historic Register. Council requested that this item be agendaized to the next meeting. Staff will follow up on Ms. Bryant's request.

8. ADJOURNMENT

At 8:07 p.m. adjourned the regular City Council meeting of the City of Yuba City.

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ERIC N. HELLBERG  
MAYOR

ATTEST:

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STEVE JOHNSON  
CITY CLERK