

**MINUTES  
SPECIAL MEETING  
CITY COUNCIL & REDEVELOPMENT AGENCY  
CITY OF YUBA CITY  
NOVEMBER 24, 2008 – 4:00 P.M.**

**Call To Order**

The City Council of the City of Yuba City was called to order by Mayor Ramirez at 4:00 p.m.

**Roll Call**

Present: Councilmembers Gill, Maan, McBride, Miller, and Mayor Ramirez  
Absent: None

**Pledge of Allegiance to the Flag** – led by Councilmember McBride.

**Public Hearings**

Councilmember Miller recused himself due to a possible conflict of interest.

**Hillcrest Water System (HWS) conversion to surface water protest hearings for Region 1 and Region 2/3 in accordance with Proposition 218**

Mayor Ramirez stated we will be conducting the protest hearings for both Region 1 and Region 2/3 simultaneously. Residents will have until 4:30 to submit protest ballots.

Utilities Director Bill Lewis said on July 1, 2008 Council approved the Proposition 218 protest hearing process. On August 29 it was determined there were a majority of protests in Regions 2/3. Region 1 did not have a majority protest. Legal counsel recommended another 218 protest hearing to allow either of the regions to independently obtain City surface water if the protest prevails in only one region.

Tonight is about submitting protests or withdrawals. If tabulation is required, we will reconvene December 12, 2008. If the protests received demonstrates the number received is manifestly less than one-half of the parcels, then the City Clerk may advise Council of the absence of a majority protests.

A well in Region 2/3 collapsed last week, production dropped to 10%, and it began pumping gravel. Either the casing failed or the well collapsed. It is staff recollection that the casing has already been repaired once. It is unknown until the casing is inspected if it can be repaired again. Maintenance has been ongoing on the wells. City Manager Steve Jepsen added that while the wells were not maintained prior to the City's purchase, they have been maintained since becoming City owned.

**Public Communication**

Mayor Ramirez opened the meeting for public comment. The following residents spoke:

Cheryl Dahlman, 1469 Lincoln  
Phil Treanor, 1570 Richland Road  
Deb Fahs, 1072 Wanda  
Michael Santos, 1079 Cambridge Ct.  
John Fitch, 1827 Drake Ct.  
L.D. Hake, 1536 Glen Way  
Michael Payne  
Janet Baur, 1532 Rancho Way

At 4:30 p.m. Mayor Ramirez asked that any remaining ballots be submitted at this time. Public comment continued:

Gisela Hamilton  
Elaine Miles, 487 Anita Way  
Lloyd Leighton

At 4:45 p.m. Mayor Ramirez closed the public protest hearing and directed City Clerk Terrel Locke to tabulate the protests per adopted guidelines for submission and tabulation of protests. Resident comments then continued:

Suzanne Connelly, 1660 Alicia Dr.  
Gayle Payne, 223 Anita Way  
Michael Santos, 1079 Cambridge Ct.  
Sandy Watson

Roberta Osgood, 238 S. Palora Ave.  
Noal Miles, 487 Anita Way  
Diane Leighton, 1350 Hilltop Dr.  
Louis Ferre, 3774 N. Township Rd.  
Darin Gale, 1945 Phillips Rd.  
Lee Harmon, Penn Valley, CA  
Jim Morse  
Tony Galyean, 1400 Sherman Ct.

**Hillcrest Water System (HWS) conversion to surface water protest hearings for Region 1 and Region 2/3 in accordance with Proposition 218 (continued)**

Mayor Ramirez asked City Clerk Terrel Locke if she had a determination of the outcome of the protest hearing. Ms. Locke announced the review of the protests demonstrates that the number received is manifestly less than one-half of the parcels served by the City in Region 1 and/or Region 2/3. It will not be necessary to determine the validity of all protests.

Councilmember McBride moved to introduce an ordinance amending Section 6-6.18 (o), of the Yuba City Municipal Code regarding water fees and charges, waive the full reading. Councilmember Gill seconded the motion which passed with the following vote:

AYES: Councilmembers Gill, Maan, McBride, and Mayor Ramirez  
NOES: None  
ABSENT: Councilmember Miller

**Adjournment**

Mayor Ramirez adjourned the special City Council meeting of the City of Yuba City at 5:40 p.m.

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Leslie McBride for Rory Ramirez  
Mayor

ATTEST:

\_\_\_\_\_  
Terrel Locke  
City Clerk