

AGENDA

REGULAR MEETING

CITY COUNCIL & REDEVELOPMENT AGENCY CITY OF YUBA CITY

DECEMBER 2, 2008
5:30 P.M. – TREE LIGHTING CEREMONY
7:00 P.M. – REGULAR MEETING
COUNCIL CHAMBERS

LESLIE McBRIDE
Mayor

KASH GILL
Mayor Pro Tem

JOHN DUKES
Councilmember

TEJ MAAN
Councilmember



JOHN MILLER
Councilmember

STEVEN JEPSEN
City Manager

TIMOTHY HAYES
City Attorney

**Council Chambers Wheelchair Accessible
1201 Civic Center Blvd., Yuba City, CA**

If you need assistance in order to attend the City Council meeting, or if you require auxiliary aids or services, e.g., hearing aids or signing services to make a presentation to the City Council, the City is happy to assist you. Please contact City offices at 530/822-4601 at least 72 hours in advance so such aids or services can be arranged.

City Hall TDD: 530-822-4732

**AGENDA
REGULAR MEETING OF
CITY COUNCIL & REDEVELOPMENT AGENCY
CITY OF YUBA CITY
COUNCIL CHAMBERS
DECEMBER 2, 2008
Tree Lighting – 5:30 P.M. – 1201 Civic Center Blvd.
Regular Meeting – 7:00 P.M.**

Materials related to an item on this Agenda submitted to the Council/Redevelopment Agency after distribution of the agenda packet are available for public inspection in the City Clerk's office at 1201 Civic Center Blvd., Yuba City, during normal business hours. Such documents are also available on the City of Yuba City's website at www.yubacity.net subject to staff's availability to post the documents before the meeting.

Call to Order

Roll Call: _____ Mayor McBride
 _____ Mayor Pro Tem Gill
 _____ Councilmember Dukes
 _____ Councilmember Maan
 _____ Councilmember Miller

Invocation

Pledge of Allegiance to the Flag

Public Hearings

1. Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_1

Recommendation: Conduct a public hearing; THEN

Adopt a Resolution confirming diagram and assessment and levying assessment for Fiscal Year 2008-2009 for Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_1. [Improvements associated with 1415 Tharp Road, La Bella Vita project; property located at the south east corner of the intersection of Tharp Road and Butte House Road]

2. Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_2

Recommendation: Conduct a public hearing; THEN

Adopt a Resolution confirming diagram and assessment and levying assessment for Fiscal Year 2008-2009 for Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_2. [Improvements associated with 1410 Whyler Road, Cinemark Movies 12 project]

3. General Plan Amendment 08-03 proposes to amend Section 6.1 of Chapter 6 of Chapter 6 Parks, Schools, & Community Facilities of the Yuba City General Plan as detailed in Attachment 1.

Recommendation: Conduct a public hearing and after review concur with the Planning Commission's recommendation to:

Adopt a Resolution for the approval of GP 08-03 to amend Section 6.1 of Chapter 6 Parks, Schools, & Community Facilities of the Yuba City General Plan as detailed in Attachment 1.

4. **General Plan Amendment GP 08-04 proposes to amend Section 9.4 Emergency Response of Chapter 9 Noise & Safety of the Yuba City General Plan to include the City Council's adoption of the Multi-Jurisdiction Multi-Hazard Mitigation Plan in accordance with the California Disaster Mitigation Act of 2000.**

Recommendation: Conduct a public hearing and after review concur with the Planning Commission's recommendation to:

Adopt a Resolution for the approval of GP 08-04 to amend Section 9.4 Emergency Response of Chapter 9 Noise & Safety of the Yuba City General Plan.

Public Communication

You are welcome and encouraged to participate in this meeting. Public comment is taken on items listed on the agenda when they are called. Public comment on items not listed on the agenda will be heard at this time. Comments on controversial items may be limited and large groups are encouraged to select representatives to express the opinions of the group.

5. Written Requests

Members of the public submitting written requests, at least 24 hours prior to the meeting, will be normally allotted 5 minutes to speak.

6. Appearance of Interested Citizens

Members of the public may address the City Council on items of interest that are within the City's jurisdiction. Individuals addressing general comments are encouraged to limit their statements to 3 minutes.

Bid Openings

7. CDBG Sidewalk Improvements Project 2008

- Recommendation:
- a. Accept letter from Walberg Inc. withdrawing their bid from the CDBG Sidewalk Improvements 2008 Project.
 - b. Award Contract No. 08-27, CDBG Sidewalk Improvements 2008 to C & C Construction of Rocklin, CA in the amount of their bid of \$237,773.50.
 - c. Authorize the City Manager to execute the contract on behalf of the City, following approval by the City Attorney.

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.

8. Certification of Election Results

Recommendation: Adopt a Resolution certifying the results of the November 4, 2008 General Municipal Election.

9. Street Rehabilitation Project 2008

Recommendation: Adopt a resolution accepting the subject project and authorizing the Public Works Director to file a Notice of Completion.

General Items

10. Purchase of Real Property Adjacent to the Yuba City Police Department at Poole Boulevard owned by the Church of Letter Day Saints. A portion of APN 59-010-026.

Recommendation: a. Approve a supplemental appropriation to fund the cost of the purchase of the subject property.
b. Approve the purchase of the property and authorize the City Manager to accept a grant deed for real property being a portion of Assessor's Parcel Map Number 59-010-026.

11. 2008 Homeland Security Grant Program

Recommendation: Approve a supplemental appropriation to allow the Fire Chief to spend up to \$32,364.00 for the purchase of interoperable portable radios and accessory equipment for use by City emergency workers.

12. Annual Report from the Downtown Yuba City Business Improvement District and Proposed Levy of Annual Assessment

Recommendation: Approve the Annual Report as filed, adopt a Resolution of Intention to Levy and Collect 2009 Annual Assessments, and set a public hearing for December 16, 2008.

13. Agreement to Negotiate Exclusively with regard to Redevelopment Agency property located at the southwest corner of Wilbur Avenue and C Street (RDA)

Recommendation: Authorize the Executive Director to Execute and Implement an Agreement to Negotiate Exclusively with Dr. Narinder S. Bajwa of the California Heart Center with regard to Redevelopment Agency property located at the southwest corner of Wilbur Avenue and C Street (APN# 52-380-017)

14. Animal Control Services

Recommendation: Adopt recommended changes to Animal Control Services provided by Sutter County and direct staff to negotiate a new service contract for Animal Control Services and new Animal Control Facilities with Sutter County.

Business from the City Council/Redevelopment Agency Board

15. City Council Reports

- Councilmember Dukes
- Councilmember Maan
- Councilmember Miller
- Mayor Pro Tem Gill
- Mayor McBride

Closed Session—Butte Room

Please note: the closed session has been moved to the end of the City Council Meeting due to the Tree Lighting Ceremony.

Adjourn to Closed Session to confer with real property negotiators Steven Jepsen and George Musallam pursuant to Government Code Section 54956.8 regarding the purchase of the property or portion thereof: APN No. 59-010-026.

Confer with labor negotiators Steven Jepsen and Steve Kroeger regarding negotiations with the following associations: Yuba City Police Officers, Police Sergeants, Yuba City Firefighters Local 3793, Yuba City Fire Management, Confidential Employees, Executive Services Employees, First Level Managers, Mid Managers, and Yuba City Employees, pursuant to Section 54957.6 of the Government Code.

Confer with real property negotiator William Lewis pursuant to Government Code Section 54956.8 regarding negotiations for the possible purchase of a portion of APN 22-030-006

Adjournment