

DRAFT

MINUTES
REGULAR MEETING
CITY COUNCIL & REDEVELOPMENT AGENCY
CITY OF YUBA CITY
September 1, 2009
6:00 p.m. – Closed Session
7:00 p.m. – Regular Meeting

Closed Session 6:00 p.m.-Butte Room

Conferred 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.

Regular Meeting 7:00 p.m.-Council Chambers

Call to Order

The City Council of the City of Yuba City was called to order by Mayor McBride at 7:03 p.m.

Roll Call

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

Invocation

Councilmember Dukes gave the invocation.

Pledge of Allegiance to the Flag

Councilmember Maan led the Pledge of Allegiance to the Flag.

Presentations and Proclamations

1. **Flood Control Status – Bill Edgar, Sutter-Butte Flood Control Agency** – Assistant City Manager Steve Kroeger introduced Bill Edgar of the Sutter-Butte Flood Control Agency, and Dave Peterson, the engineer of the project. Their presentation is attached.

Public Hearings

2. **Yuba-Sutter Disposal Inc. (YSDI) Rate Adjustment Application for Rate Year 2009 and Related Franchise Amendment**

Assistant City Manager Steve Kroeger said that in odd numbered years YSDI must submit a detailed application that outlines actual operational costs and revenues. This year YSDI shows a revenue surplus, and they are recommending there be no change in rates. It is recommended that the revenue surplus be applied to the Rate Stabilization Fund and Capital Reserve Account. This fund will reduce future increases or could be used to fund capital improvements.

Mr. Kroeger reviewed a rate increase/decrease chart which showed an average increase of 3% annually since 2001. He responded to questions from Council.

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Mayor McBride opened the public hearing. Hearing no comment, she closed the public hearing.

Councilmember Gill moved to adopt Resolution No. 09-095 approving an amendment to the 1991 Franchise Agreement with Yuba-Sutter Disposal, Inc. Councilmember Maan seconded the motion that passed with a unanimous vote.

Public Communication on Items Not on the Agenda

3. **Written Requests** - none
4. **Appearance of Interested Citizens** - none

Bid Openings

5. **Water Treatment Plant Monitoring Well No. 1 - Aquifer Storage and Recovery Project**

Associate Engineer Ian Pietz described the bid as being for a 6" diameter well that will be drilled to a depth of 600 feet for monitoring of a storage and recovery well. Core samples will be evaluated and will determine the feasibility of the project. He stated that if the project is feasible, water from the Feather River will be stored in the well during winter months when the price is lower. Then it can be used in summer when water contract prices are higher.

Councilmember Maan moved to (a) Award Contract No. 09-17, WTP Monitoring Well No. 1 Project, to Nor-Cal Pump & Well Drilling of Yuba City, CA in the amount of their bid of \$59,450.00; and (b) Authorize the City Manager to execute the contract on behalf of the City, following approval by the City Attorney. Councilmember Dukes seconded the motion that passed with a unanimous vote.

Consent Calendar

Councilmember Maan asked that Item 8 of the Consent Calendar be removed for further discussion. Councilmember Miller moved to adopt the balance of the consent calendar. Councilmember Gill seconded the motion that passed with a unanimous vote.

6. **City Council Approval of Minutes of July 21 and August 18, 2009**

Approved the Council meeting minutes of July 21 and August 18, 2009.

7. **Almond Street Sewer Emergency Replacement Project**

Approved a supplemental appropriation of Unallocated Wastewater Reserve in the amount of \$18,982.17 to Account No. 98082 (Recurring Collection or Rehabilitation System Projects).

Councilmember Maan said he must recuse himself from Item 8 due to a conflict of interest. Councilmember Gill moved to adopt Item 8 of the Consent Calendar. Councilmember Miller seconded the motion that passed with a unanimous vote.

8. **Deferred Improvement Agreement – American National Red Cross, Three Rivers Chapter [APN 51-280-060, 2125 East Onstott Frontage Road]**

Adopted Resolution No. 09-096 approving the execution of a Deferred Improvement Agreement with the American National Red Cross, Three Rivers Chapter, providing for the undergrounding of overhead utilities on East Onstott Frontage Road.

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Business from the City Council/Redevelopment Agency Board

9. City Council Reports

- Councilmember Dukes has met with Supervisor Stan Cleveland, the Army Corps of Engineers and Brad McIntire to discuss the Willow Island Project and the strategy for the Feather River.
- Councilmember Maan attended the Star Bend groundbreaking last week. This morning he attended the Bi County Transportation Agency meeting where Public Works Director George Musallam gave an update on the 5th Street Bridge project.
- Councilmember Miller also attended the Star Bend groundbreaking.
- Mayor Pro Tem Gill noted there will be a need for widespread public education prior to the 218 process on levee improvements, which was described by Mr. Bill Edgar tonight.
- Mayor McBride thanked Cal Pine, the City and the County for their contributions to the Sutter-Butte Flood Control Agency. She noted the improvements to San Brannon Park are complete and she will be attending a grand opening this Friday at 11:00 a.m.

Adjournment

Mayor McBride adjourned the regular City Council meeting of the City of Yuba City at 8:20 p.m.

Leslie McBride
Mayor

ATTEST:

Terrel Locke
City Clerk



SUTTER BUTTE FLOOD CONTROL AGENCY
A PARTNERSHIP FOR FLOOD SAFETY

Progress Report September 2009

www.sutterbutteflood.org

Key Objectives for 2009

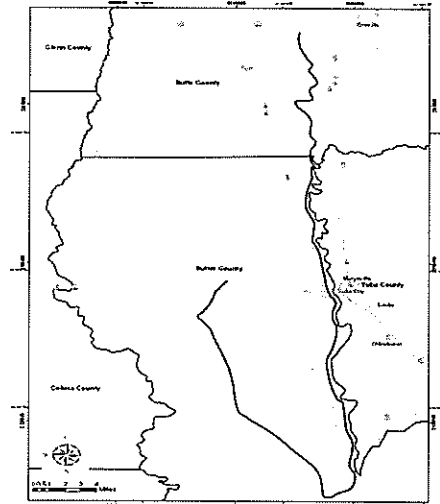
1. Analyze DWR's Levee Evaluation Study (PIGER) data report. Direct Agency's Technical Advisory Committee (TAC) to review data and report back to Board identifying specific problem areas and required remedial actions ASAP.
2. Explore feasibility and cost of rehabilitating and restoring the west levee of the Feather River from Yuba City North to the Thermalito Afterbay as an Early Implementation Project (EIP) and report back to the Board by Fall of 2009.
3. Prepare a project financing plan and benefit assessment district to generate the local share of the project cost to finance the EIP by the fall of 2009.
4. Set the date for a property owner vote on a benefit assessment district that would be conducted under the appropriate provisions of Proposition 218, and would generate the funding for the local cost share to finance the Early Implementation Project.

US Army Corps Feasibility Study

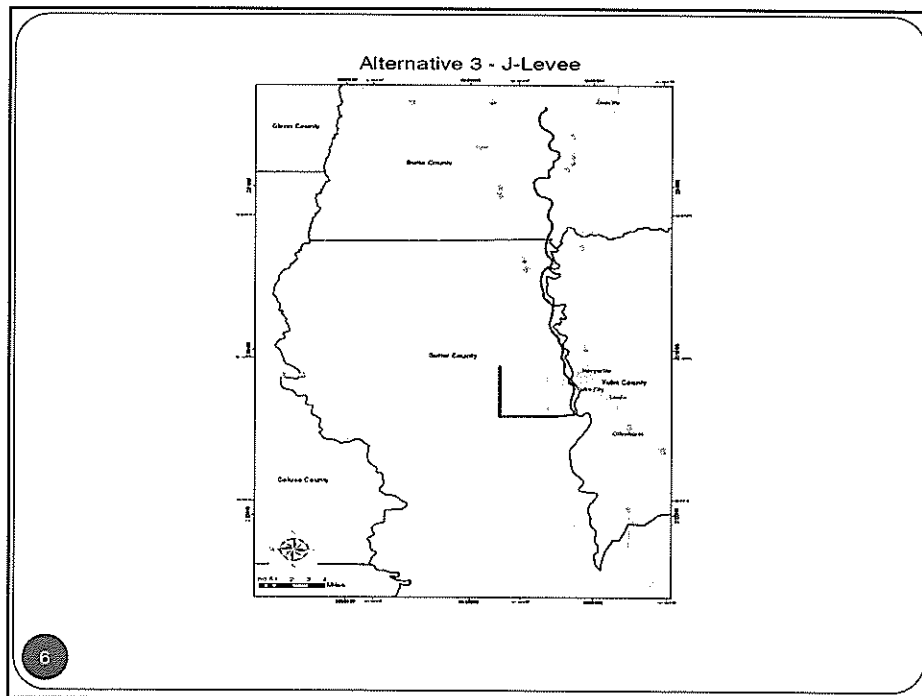
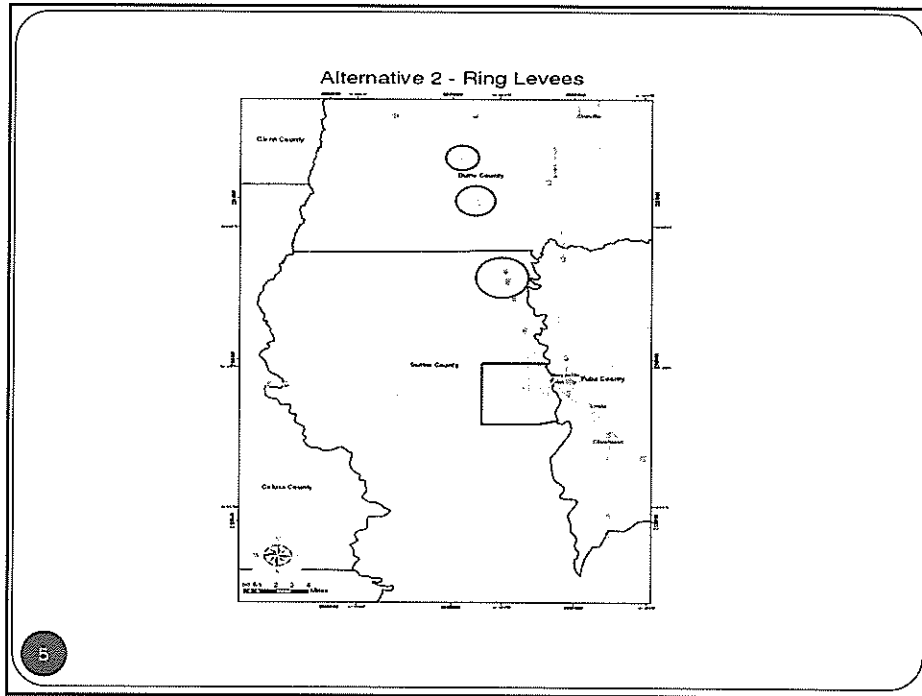
- US Army Corps of Engineers (USACE) built the levees and must approve any improvements
- Feasibility Study is decision document for Congress to authorize and fund improvements
- USACE expects that they will complete the Feasibility Study in 2013-2015.
- Congressional authorization and funding for design and construction probably won't happen until 2020 (or later)

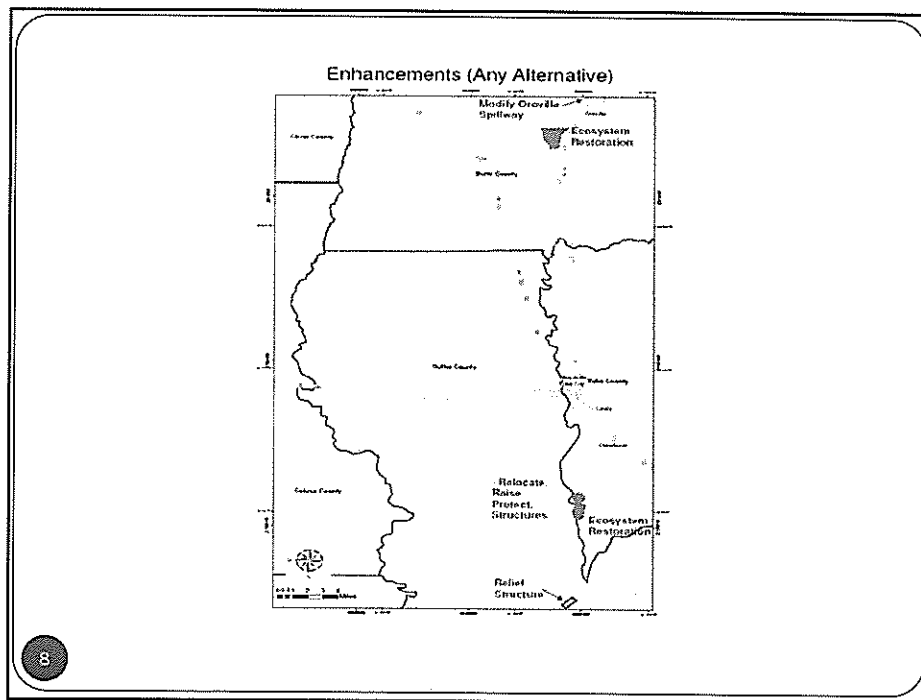
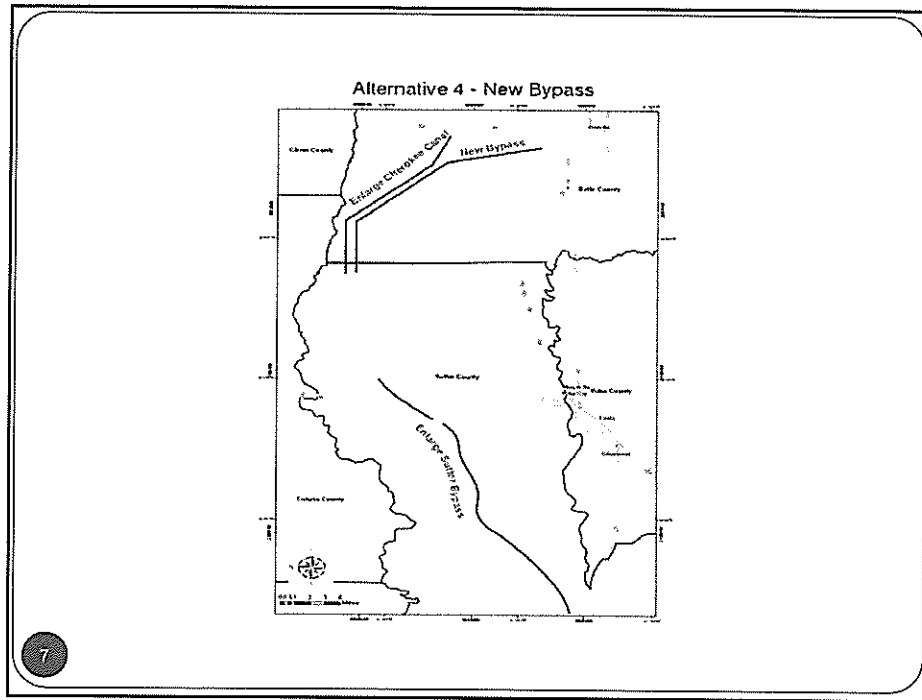
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Alternative 1 - Fix in Place



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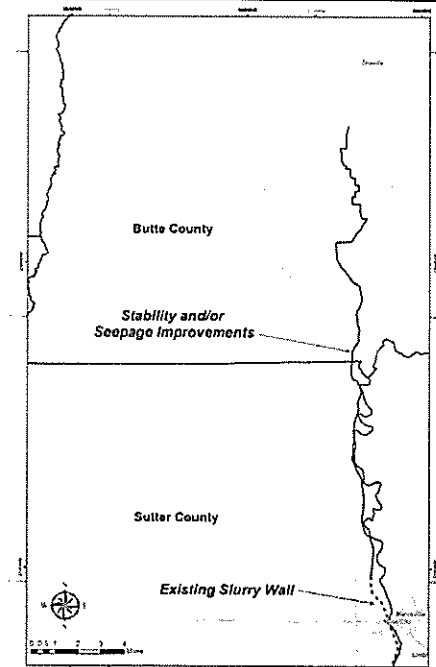


Early Implementation Project

- No regrets project that would likely take place under any Corps Alternative
- Provide the greatest improvement in public safety as soon as possible
- Gain a share of State Prop 1E/84 bond dollars before they are spent on other projects
- Reduce the period that Yuba City Basin communities will be under FEMA insurance mandates and building restrictions

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EIP Concept

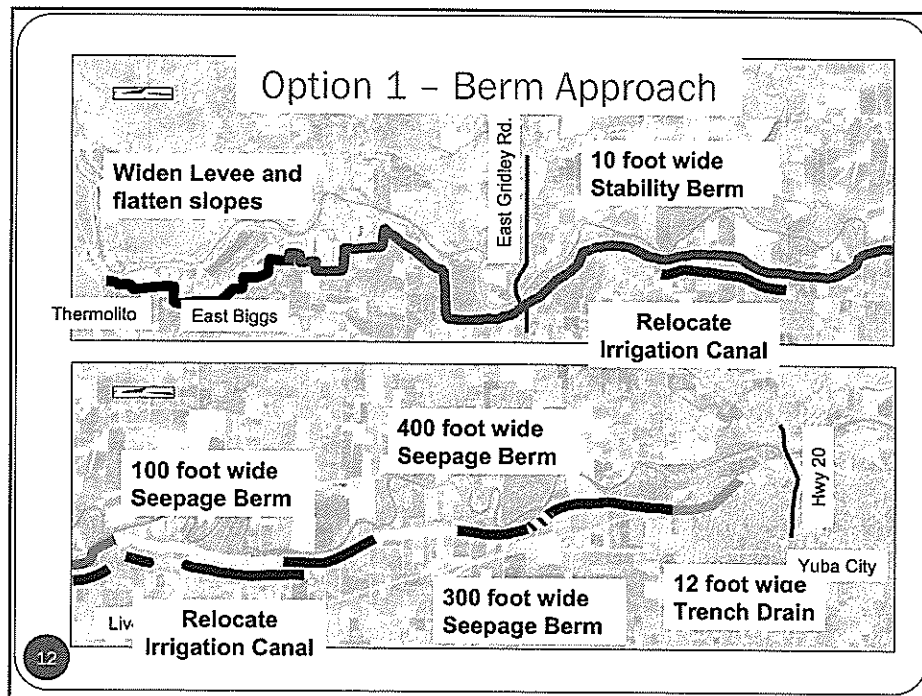


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Early Implementation Project

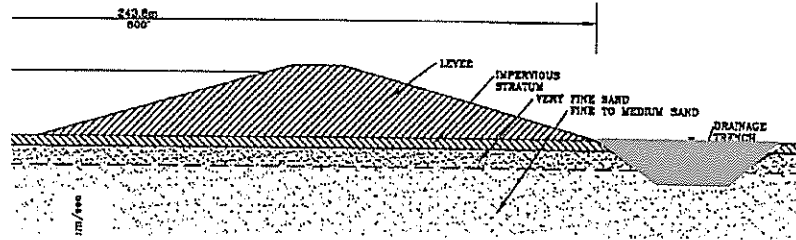
- Restore levees to 1957 Profile (original design profile). No raise, no setback, no “improvements” (unless required as a condition of bond funding or permitting)
- Entire 24-mile levee appears to be deficient due to under seepage and/or stability criteria
- More refinement of options required

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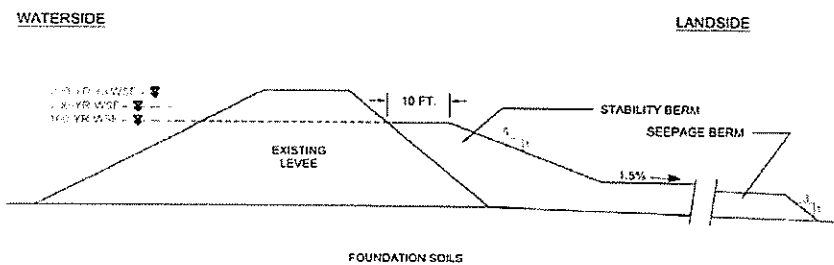
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Trench Drain

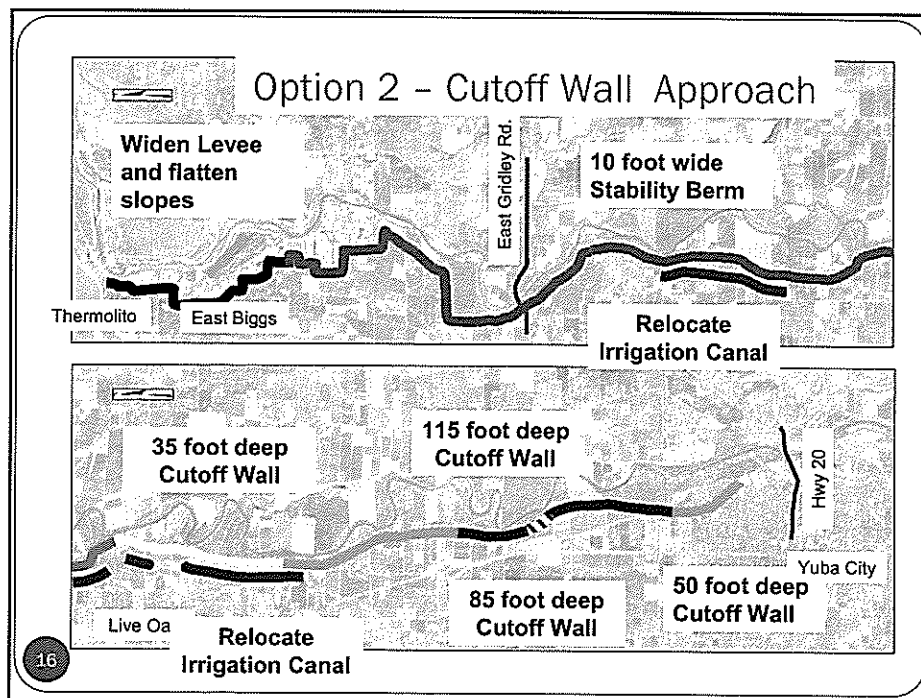
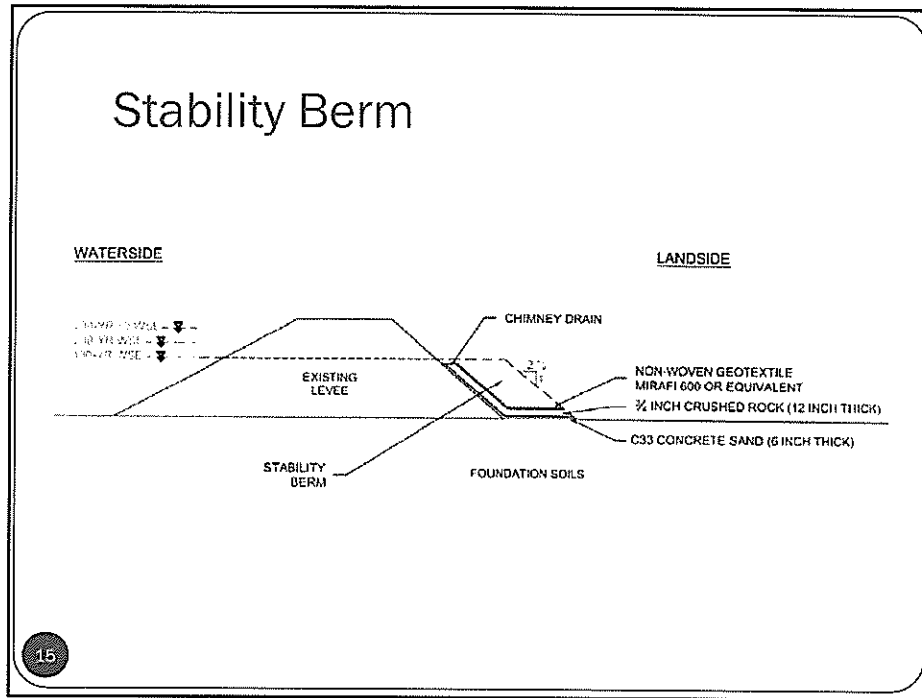


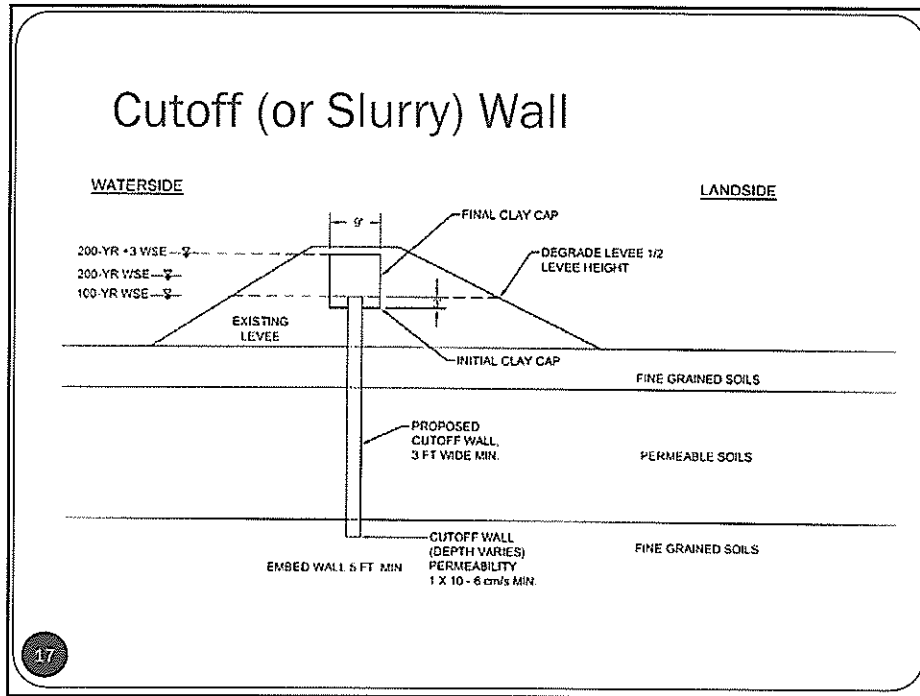
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Seepage Berm with Stability Berm



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- ### Timeline
- June 2009 FEMA releases draft maps for Butte County (*Flood Insurance Rate Maps or FIRMs*)
 - Jan 2010 FEMA releases draft FIRMs for northern parts of Sutter County
 - Jan 2010 Flood Control Agency accepts/amends staff version of Early Implementation Project (EIP), sets assessment district
 - Mar 2010 Property owners vote on Prop 218 benefit assessment
 - May 2010 FEMA maps become effective for Butte County (incl. Gridley and Biggs)
 - Winter 2011 FEMA maps become effective for northern portions of County (incl. Live Oak and Yuba City)
 - Spring 2010 Begin environmental process and design on Early Implementation Project on west Feather River levee
 - Spring 2012 Begin construction on Early Implementation Project
 - Fall 2014 Completion of Early Implementation Project
 - 2013-2015 Completion of Corps of Engineers Feasibility Study
 - 2020 Congressional authorization for design/construction of improvements identified in Feasibility Study
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