

AGENDA

REGULAR MEETING

**CITY COUNCIL & REDEVELOPMENT AGENCY
CITY OF YUBA CITY**

MAY 4, 2010

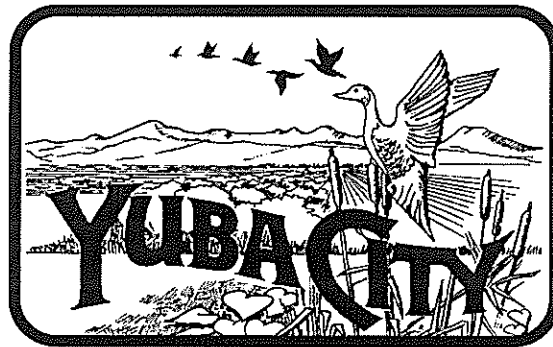
**CLOSED SESSION – 6:00 P.M. – BUTTE ROOM
REGULAR MEETING – 7:00 P.M. – COUNCIL CHAMBERS**

**KASH GILL
Mayor**

**JOHN DUKES
Mayor Pro Tem**

**TEJ MAAN
Councilmember**

**LESLIE McBRIDE
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
MAY 4, 2010
Closed Session 6:00 P.M.
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.

Closed Session—Butte Room

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.

Annual performance evaluation of City Manager pursuant to Government Code Section 54957.

Regular Meeting—Council Chambers

Call to Order

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

Invocation

Pledge of Allegiance to the Flag

Presentations and Proclamations

1. **Proclamation for Donate Life California**

Public Hearings

2. **Zoning Code Amendment ZC 09-02 related to new standards for operating mobile and open air vending businesses within the City Limits**

Recommendation: Conduct a Public Hearing and after consideration of the Negative Declaration, take actions recommended by the Planning Commission which are to:

- a. Adopt the finding that, following review of the Initial Study/Negative Declaration, the proposed Zoning Code

amendment to establish procedures and standards for allowing mobile and open air vendors to operate within the City has no significant impacts on the environment.

- b. Adopt the Negative Declaration which is contained as Exhibit A.
- c. Adopt the finding that Zoning Code Amendment ZC 09-02 is consistent with the General Plan.
- d. Introduce an Ordinance for approval of Zoning Code Amendment ZC 09-02 (excluding the provisions for pre-existing non-conforming uses), as shown in Exhibit B, and waive the first reading.

3. Community Development Block Grant (CDBG) Five Year Consolidated Plan, CDBG Neighborhood Revitalization Strategy, and CDBG Citizen Participation Plan

Recommendation: Conduct a public hearing to receive comments on the Five Year Consolidated Plan, the Neighborhood Revitalization Strategy, and the Citizen Participation Plan; upon conclusion of the public hearing, adopt a resolution accepting the three Plans and authorizing staff to submit the Plans to the Department of Housing and Urban Development.

4. Proposed amendments to the 2009-2010 Community Development Block Grant Action Plan and proposed 2010-2011 Community Development Block Grant Action Plan

Recommendation: Conduct a public hearing to receive comments on the proposed amendments to the 2009-2010 Action Plan, to receive comments on the proposed 2010-2011 Action Plan, which allocates \$791,564 in CDBG funds, and, upon conclusion of the public hearing, adopt a resolution accepting both Plans and authorizing staff to submit the Plans to the Department of Housing and Urban Development.

5. Participation in the Statewide Community Infrastructure Program in order to provide additional incentives for development in Yuba City

Recommendation: Conduct a Public Hearing and adopt a resolution authorizing the City of Yuba City to join the statewide community infrastructure program; authorizing the California Statewide Communities Development Authority to accept application from property owners, conduct special assessment proceedings and levy assessments within the City of Yuba City; approving form of acquisitions agreement (Exhibit B) for use when applicable; and authorize related actions

6. Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_3

Recommendation: Conduct a public hearing; then adopt a Resolution confirming diagram and assessment and levying assessment for Fiscal Year 2010-2011 for Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_3. [Improvements associated with 1640 Lincoln Road, Walgreens Store project]

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.

7. 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.

8. 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

9. Residential Resurfacing Project 2010

- Recommendation:
- a. Award Contract No. 10-06, Residential Resurfacing Project 2010, to California Pavement Maintenance Company Inc., of Sacramento, CA in the amount of their total bid of \$462,383.49
 - b. Authorize the City Manager to execute the contract on behalf of the City, following approval by the City Attorney.

10. Citywide HVAC Replacement Project (Award of Contract)

- Recommendation:
- a. Award Contract No. 10-01, Citywide HVAC Replacement Project, to WV Alton, Marysville, CA in the amount of their bid of \$159,033.00.
 - b. Authorize the City Manager to execute the contract on behalf of the City, following approval by the City Attorney.
 - c. Authorize the Finance Director to make necessary supplemental appropriations in the amount of \$211,533 for work performed under the Citywide HVAC Replacement Project that is reimbursable through the American Recovery and Reinvestment Act (ARRA) Energy Efficiency and Conservation Block Grant (EECBG) to Account No. 941122 (ARRA HVAC Replacement)

Ordinances

11. Stormwater Management & Discharge Control (Second Reading)

- Recommendation: Adopt an ordinance which will regulate and reduce pollutants in stormwater discharges to the maximum extent practicable and prohibit non-stormwater discharges from entering the storm drain system, and waive the second reading.

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.

12. City Council Approval of Minutes of April 20, 2010

Recommendation: Approve the Council meeting minutes of April 20, 2010

13. Extend the contract of a Limited Term Constructor Inspector position in the Public Works Department

Recommendation: Adopt a resolution approving the extension of one limited term Construction Inspector position in the Public Works Department for a period not to exceed December 31, 2010 and authorize the Director of Finance to allocate funding through the Capital Improvement Program for the cost of the position.

General Items

14. Adoption of a Resolution Supporting the Creation of an Assessment District by the Sutter-Butte Flood Control Agency

Recommendation: Adopt a Resolution Supporting the Creation of an Assessment District by the Sutter-Butte Flood Control Agency.

15. SR-99 Median Improvement Project (Notice of Completion)

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

16. Presentation of Treasurer's Report – Quarter Ended March 31, 2010

Recommendation: Note & File Quarterly Treasurer's Report

17. Proposed Agreement with Interwest Homes for the reduction of Development Impact Fees in the Canterbury Estates residential subdivision

Recommendation: Authorize the City Manager to sign a second Agreement with Interwest Homes allowing for the temporary reduction of development impact fees for homes to be constructed within the Canterbury Estates residential subdivision for either a period of one year or another 24 single family residential units; and,

Adopt a Resolution authorizing the extension of a temporary city-wide reduction of development impact fees for residential development projects that meet the established criteria in the resolution, for the remaining single family residential units from the previously approved pool of 24 units.

18. Agreement to Negotiate Exclusively with regard to Redevelopment Agency property located at the northeast corner of Franklin Avenue and Plumas Boulevard (RDA)

Recommendation: Authorize the Executive Director to Execute and Implement an Agreement to Negotiate Exclusively with Mr. Scot Patterson of California Gold Development Corporation with regard to Redevelopment Agency property located at the northeast corner of Franklin Avenue and Plumas Boulevard to be used for a Veterans Administration local medical clinic (APN 52-380-020 & 52-380-016)

Business from the City Council/Redevelopment Agency Board

19. City Council Reports

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

Adjournment