

**MINUTES (draft)
REGULAR MEETING
CITY COUNCIL
CITY OF YUBA CITY
DECEMBER 18, 2018
6:00 P.M. – REGULAR MEETING**

Regular Meeting—Council Chambers

The City of Yuba City Regular Council Meeting was called to order by Mayor Harris at 6:03 pm

Roll Call:

Present: Mayor Harris and Councilmembers Boomgaarden, Cardoza, Espindola and Shaw

Absent: None

Invocation

Councilmember Shaw delivered the Invocation

Pledge of Allegiance to the Flag

Councilmember Cardoza led the Pledge of Allegiance

Presentations and Proclamations

1. Proclamation for Beth Boucher, Senior Center Fitness Instructor

Mayor Harris presented Beth Boucher with a Proclamation on her retirement after 29 years of service at the Senior Center

2. Downtown Business Association Presentation on the Christmas Stroll

Downtown Business Association Committee Chair Sandee Drown made a presentation to the Council

Public Hearing

3. Edward Byrne Memorial Justice Assistance Grants

Mayor Harris opened the Public Hearing. Hearing no comments from the public, Mayor Harris Closed the Public Hearing

Councilmember Cardoza moved and Councilmember Espindola seconded the motion to:

- A. Adopt **Resolution No. 18-092** authorizing the Chief of Police to accept the 2017 Edward Byrne Memorial Justice Assistance Grant in the amount of \$15,667 and approve expenditure recommendations
- B. Adopt **Resolution No. 18-093** authorizing the Chief of Police to accept the 2018 Edward Byrne Memorial Justice Assistance Grant in the amount of \$17,719 and approve expenditure recommendations
- C. Authorize the Mayor to execute the associated memorandums of understanding with Sutter County on behalf of the City, following approval by the City Attorney
- D. Authorize the Mayor to execute the 2017 and 2018 Certifications and Assurances

document

E. Authorize the Chief Financial Officer to make budget adjustments as necessary

The motion was passed with a unanimous vote

Ordinance

4. John L. Sullivan Auto Dealership Expansion (950 Harter Parkway)

The following persons spoke:

Vince Burns – Yuba City

Mel Montoya – John L Sullivan

Councilmember Cardoza moved and Councilmember Boomgaarden seconded the motion to:

Adopt **Ordinance No. 009-18** rezoning 2 acres from the Office Commercial (C-O) Zone District to the General Commercial (C-3) Zone District, and waive the second reading with additional direction added to change the cost of mitigation of the Heritage Oak Tree to be replacement of up to five (5) - 24 inch Oak trees at a cost not to exceed \$2,000.

The motion passed with a unanimous vote.

Public Communication

5. Written Requests

None received

6. Appearance of Interested Citizens

No one spoke

Consent Calendar

Councilmember Shaw requested that item #8 be pulled from the Consent Calendar.

Councilmember Shaw moved and Councilmember Cardoza seconded the motion to approve items #7 and 9

7. Minutes of November 15, 20 and December 4, 2018

Approve the City Council Meeting Minutes of November 15, 20 and December 4, 2018

9. Submission of Recertification Application for Tree City USA Designation

Adopt **Resolution No. 18-094** authorizing the City to submit an application for recertification to the National Arbor Day Foundation for consideration of the City to continue its designation as a Tree City USA community

The motion was passed with a unanimous vote.

8. Sutter Buttes Energy Watch Partnership

The following person spoke:

Kary Hauck – Sapphire Marketing Group

Councilmember Shaw moved and Councilmember Espindola seconded the motion to:

- A. Authorize the City Manager to sign a contract with PG&E to receive funding for the Sutter Buttes Energy Watch Partnership
- B. Award a professional services agreement to Sapphire Marketing Group not to exceed \$60,500
- C. Authorize the Finance Director to record a supplemental appropriation in the amount of \$66,500 to accounts 212-4720 and 6810-62701 with the finding that it is in the best interest of the City
With additional direction that:
- D. Sapphire Marketing Group present a Financial Report to the City Council in Six months.

The motion was passed with a unanimous vote.

General Items

10. Groundwater Well Abandonment Phase 1 Project (Plans & Specifications)

Councilmember Cardoza moved and Councilmember Boomgaarden seconded the motion to:

Adopt **Resolution No, 18-095** approving the plans and specifications for the Groundwater Well Abandonment Phase 1 Project, and authorizing advertisement for bids on the project

The motion was passed with a unanimous vote

11. Annual Investment Policy Adoption

Councilmember Espindola moved and Councilmember Cardoza seconded the motion to:
Approve Investment Policy as presented.

The motion was passed with a unanimous vote

12. Comprehensive Annual Financial Report (CAFR) and Related Audit Reports for Fiscal Year Ended June 30, 2018

Councilmember Cardoza moved and Councilmember Shaw seconded the motion to:

Accept the Comprehensive Annual Financial Report (CAFR) and Related Audit Reports for Fiscal Year Ended June 30, 2018

The motion was passed with a unanimous vote.

13. City and County AB 1600 Impact Fee Agreement

The following person spoke:

Thomas Burns – Yuba City

Councilmember Espindola moved and Councilmember Boomgaarden seconded the motion to:

Adopt **Resolution No. 18-096** and Authorize the Mayor to Sign a Development Impact Fee Collection Agreement between the City of Yuba City and the County of Sutter for Development Impact Fees Collected Within Both Jurisdictions

The motion was passed with a unanimous vote

Business from the City Council

14. Appointment to City Council Regional Committees

Councilmember Cardoza moved and Councilmember Boomgaarden seconded the motion to:

Approve the Mayor's Assignments to Regional Boards and Committees for FY 2018-19

The motion was passed with a unanimous vote

15. City Council Reports

- Councilmember Boomgaarden
- Councilmember Espindola
- Councilmember Shaw
- Vice Mayor Cardoza
- Mayor Harris

Closed Session

Public Comment

No Public comment was received

The Council moved into the Butte room for Closed Session

16. Conference with Legal Counsel — Existing Litigation, (Paragraph (1) of subdivision (d) of Section 54956.9), Name of case: Joyce Jeremiah, et al. v. Sutter County, City of Yuba City (U.S. District Court, Eastern District of CA, Case No. 2:18-cv-00522-TLN-KJN)

Councilmember Cardoza stated that there was nothing to report from Closed Session

Adjournment

Vice Mayor Cardoza adjourned the Regular Meeting of the City Council at 8:43 pm

Shon Harris, Mayor

ATTEST:

Patricia Buckland, City Clerk