

**MINUTES (draft)
NOTICE AND CALL OF SPECIAL MEETING
CITY COUNCIL
CITY OF YUBA CITY
AUGUST 19, 2019
5:30 P.M. – CLOSED SESSION**

Special Closed Session – Council Chambers

Call to Order

The Special Closed Session was called to order by Mayor Harris at 5:30 pm

Roll Call:

Present: Mayor Harris (arrived at 5:46 pm) and Councilmembers Boomgaarden, Cardoza, Espindola and Shaw

Public Comment

No one spoke

Mayor Harris adjourned into Closed Session at 5:31 pm

Closed Session – Butte Room

A. Conference with Labor Negotiators (Pursuant to Government Code, § 54957.6.) Agency designated representatives: Diana Langley, Interim City Manager: Employee organizations: Yuba City Police Officers; Police Sergeants; Yuba City Firefighters Local 3793; Yuba City Fire Management; First Level Managers; Mid Managers; Sworn Mid Managers; and Public Employees Local No. 1: Unrepresented employees: Confidential Employees; Executive Services Employees.

Adjournment

Mayor Harris adjourned the Special Closed Session at 7:35 pm and stated that no reportable action was taken

Shon Harris, Mayor

ATTEST:

Patricia Buckland, City Clerk

**MINUTES (draft)
REGULAR MEETING
CITY COUNCIL
CITY OF YUBA CITY
AUGUST 20, 2019
6:00 P.M. – REGULAR MEETING**

Regular Meeting—Council Chambers

Call to Order

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

Roll Call:

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

Invocation

Councilmember Shaw delivered the Invocation

Pledge of Allegiance to the Flag

Councilmember Cardoza led the Pledge of Allegiance

Presentations and Proclamations

1. Fourth of July Community Fireworks Show, Brad Hudson Proclamation

Mayor Harris and the Council presented Marysville Councilmember Brad Hudson with a Proclamation

2. Fourth of July Flagpole Re-dedication and Children's Parade Proclamation

Mayor Harris and the Council presented Proclamations to the following:

Bill and Candice Lucich – Botanica Landscaping

Corey Kersting, Phil Gardner, Chris Kersting and Mike Sarringar– Yuba-Sutter Symphony

Brittney Norris – Yuba-Sutter Recology

Michael Writh – Lowes

Leslie Holland – Sam's Club

Stephanie Brown – SOS

Amos Smith – Cookie Tree

Pam Allison – Clean Rite Build Rite

3. Friends of the Rodeo Presentation

Nicole Rosser, Jackie Sillman and Kelly Sheeran presented to the Council

Public Hearing

4. Levying Assessments for Yuba City Landscape Maintenance District No. 1 (Stabler Lane/Garden Highway Area)

Mayor Harris opened the Public Hearing. Hearing no public comment, Mayor Harris closed the Public Hearing. No protest letters were received by the City Clerk.

Councilmember Cardoza moved and Councilmember Shaw seconded the motion to:

Conduct a Public Hearing and after consideration adopt **Resolution No. 19-066** confirming and ordering the annual levy of assessments for Fiscal Year 19/20, pursuant to the Landscaping and Lighting Act of 1972

The motion was passed with a 4 -1 vote. Councilmember Boomgaarden recused himself.

5. Levying Assessments for Yuba City Lighting and Landscape Maintenance District Nos. 2, 3, 4 & 5 (Town Center and 69 subdivisions throughout Yuba City), and Yuba City Lighting and Landscape Maintenance District No. 6 (Commercial District)

Vice Mayor Cardoza opened the Public Hearing. Hearing no public comment, Vice Mayor Cardoza closed the Public Hearing. No protest letters were received by the City Clerk.

Councilmember Espindola moved and Councilmember Boomgaarden seconded the motion to:

Conduct a Public Hearing and after consideration adopt **Resolution No. 19-067** confirming and ordering the annual levy of assessments for fiscal year 19-20 for the Yuba City Lighting and Landscape Maintenance District Nos. 2, 3, 4, 5, & 6 (Town Center, 69 subdivisions throughout Yuba City including the Palisades Subdivisions and Butte Vista neighborhood, and commercial district)

The motion was passed with a 3 – 2 vote. Councilmember Shaw and Mayor Harris recused themselves.

6. Levying Assessments for Yuba City Residential Street Light Maintenance Districts

Mayor Harris opened the Public Hearing. Hearing no public comment, Mayor Harris closed the Public Hearing. No protest letters were received by the City Clerk.

Councilmember Cardoza moved and Councilmember Shaw seconded the motion to:

Conduct a Public Hearing and after consideration Adopt **Resolution No. 19-068** confirming the annual budget and ordering the annual levy and collection of assessments for fiscal year 19-20 for the Yuba City Residential Street Light Maintenance District No. 1 (Tierra Buena) and Residential Street Light Maintenance District No. 1 (Walton Area)

The motion was passed with a unanimous vote.

7. Public Hearing to consider proposed 2018-2019 Consolidated Annual Performance and Evaluation Report (CAPER) for the Community Development Block Grant (CDBG) Program

Mayor Harris opened the Public Hearing. Hearing no Public comment, Mayor Harris closed the Public Hearing.

Councilmember Cardoza moved and Councilmember Boomgaarden seconded the motion to:

Conduct a Public Hearing and after consideration approve the CAPER and **Resolution No. 19-069** authorizing staff to submit all necessary documents to the U.S. Department of Housing and Urban Development (HUD)

The motion was passed with a unanimous vote

Public Communication

8. Written Requests

None received

9. Appearance of Interested Citizens

The following persons spoke:

Marni Sanders – Yuba Sutter Chamber of Commerce

Rik Jimerson – Yuba City

Consent Calendar

Councilmember Cardoza moved and Councilmember Shaw seconded the motion to:

10. Minutes of Jul 15, 16, 29, Aug 5, and Aug 7, 2019

Approve the City Council Special Meeting Minutes of July 15, 29, Aug 5 and 7 (Special Closed and Homeless Workshop), 2019 and the Regular Meeting Minutes of Jul 16, 2019

11. Designation of Voting Delegates for the League of California Cities Annual Conference October 2019

Designate the Mayor to serve as the Voting Delegate for the 2019 League of California Cities Annual Conference in October 2019, and designate Councilmembers Boomgaarden and Shaw to serve as alternates

12. Easement Reconfiguration between the Wastewater Treatment Facility and the John M. Smith Trust

Adopt **Resolution No. 19-070** authorizing the Public Works Director to execute the necessary documents to reconfigure, establish, and accept easements associated with utilities and vehicle access for the Wastewater Treatment Facility and the John M. Smith Trust owned properties, APNs 54-010-037 and 54-010-039

13. Sublease of the Madden House for the Yuba-Sutter Chamber of Commerce Offices

Approve the Yuba-Sutter Chamber of Commerce Sublease to the Yuba Sutter Lodging Association with the finding that the sublease serves a complementary purpose to the Chamber of Commerce and authorize the City Manager to sign future extensions of the lease with the Yuba-Sutter Chamber of Commerce and future subleases

14. Presentation of Investment Report – Quarter Ended June 30, 2019

Note & File Quarterly Investment Report

The motion was passed with a unanimous vote

General Items

15. Gauche Aquatic Park (GAP) Update

Thomas Burns of Yuba City spoke

Council Discussion and Direction to Staff to bring back an update on September 3rd on the status of the FRAC contract and information on FRAC's insurance coverage. FRAC is to find out about GAP insurance coverage and their 501C-3 status. City Attorney Shannon Chaffin is to research Yuba City's liability for FRAC's usage under the City's current policy.

16. Purchase of Playground Equipment for Happy Park

Councilmember Cardoza moved and Councilmember Espindola seconded the motion to:

Approve the capital acquisition of Little Tikes Commercial Play Equipment Custom 2-5 and 5-12 Play Structures for Happy Park and adopt **Resolution No. 19-071** awarding the purchase of Little Tikes Commercial Play Equipment Custom 2-5 and 5-12 Play Structures to PlayPower, Inc. DBA PlayPower LT Farmington, Inc. of Huntersville, NC by piggybacking on the Sourcewell Cooperative Contract No. 030117-LTS negotiated price of \$63,358.21, with the finding that it is in the best interest of the City

The motion was passed with a unanimous vote

17. Amendment to the 2019 Collection Services Franchise Agreement with Recology Yuba-Sutter

The following persons spoke:

John Buckland – Yuba City

Phil Treanor – Yuba City

Rik Jimerson – Yuba City

John Nicoletti – Marysville

Scott Kuhnen – Yuba City

Thomas Burns – Yuba City

John Cassidy – Yuba City

Councilmember Shaw moved and Councilmember Cardoza seconded the motion to:

Authorize the Mayor to execute an amendment to the 2019 Collection Services Franchise Agreement with Recology Yuba-Sutter

The motion was passed with a unanimous vote

18. Wastewater Collection Capital Acquisition Purchases

Phil Treanor of Yuba City spoke

Councilmember Cardoza moved and Councilmember Espindola seconded the motion to:

- A. Approve the following capital acquisitions:
 - 1. Fats Oils Grease Control Device
 - 2. Acoustic Pipe Inspection Equipment
- B. Adopt **Resolution No. 19-072** awarding the purchase of one (1) Titus Twister Mixing Aerator to Titus of Prineville, OR in the amount of \$59,125, with the finding that it is in the best interest of the City
- C. Adopt **Resolution No. 19-073** awarding the purchase of one (1) SL-RAT acoustic pipe inspection equipment to InfoSense, Inc. of Charlotte, NC in the amount of \$30,000, with the finding that it is in the best interest of the City
- D. Authorize the Finance Director to make a supplemental appropriation and related transfers from Account No. 981104-65501 (Recurring Collection Systems) to 8110-69201 (Wastewater Collection – Equipment) in the amount of \$100,000

Business from the City Council

19. Appointments to Yuba Sutter Economic Development Corporation (YSEDC) Board of Directors and Executive Committee

Councilmember Espindola moved and Councilmember Cardoza seconded the motion to:

Approve the Appointment of Councilmember Grace Espindola to serve as the City of Yuba City Representative on the YSEDC Board of Directors and new City Manager Michael

Rock to serve on the Executive Committee
The motion was passed with a unanimous vote

20. City Council Reports

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

Adjournment

Mayor Harris adjourned the Regular Meeting of the City Council at 8:53 pm

Shon Harris, Mayor

ATTEST:

Patricia Buckland, City Clerk