

**Minutes (draft)**  
**REGULAR MEETING**  
**CITY COUNCIL**  
**CITY OF YUBA CITY**  
**FEBRUARY 4, 2020**  
**5:00 P.M. – CLOSED SESSION – BUTTE ROOM**  
**6:00 P.M. – REGULAR MEETING**

**Closed Session – Council Chambers**

**Call to Order**

The Closed Session Meeting of the City Council was called to order by Vice Mayor Boomgaarden at 5:00 pm

**Roll Call:**

Present: Mayor Harris (arrived at 5:01 pm and Councilmembers Boomgaarden, Cardoza, Espindola and Shaw

**Public Comment**

No one spoke

Councilmember Shaw announced that he will recuse himself from Items #C and #D on the Closed Session Agenda

Mayor Harris adjourned into Closed Session at 5:02 pm

**Closed Session – Butte Room**

- A. Conference with Labor Negotiators (Pursuant to Government Code, § 54957.6.)  
 Agency designated representatives: Michael Rock, City Manager, Natalie Springer, Human Resources Director, Gregory Ramirez, IEDA, Spencer Morrison, Finance Director, Special Counsel Stacey Sheston, Best Best & Krieger  
 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
- B. Conference with Real Property Negotiator (Government Code § 54956.8)  
 Properties:
- APN 52-071-012, Northerly 60 feet of 670 Brown Avenue, Yuba City, California
  - APN 52-073-009, Northerly 60 feet of 977 Bridge Street, Yuba City, California
  - APN 51-516-007, Parcel located at the southwest corner of Darrough Drive and Youngs Lane, Yuba City, California
  - APN 62-020-064, 3086 Stonegate Drive Yuba City, California
- Negotiator: Diana Langley, Public Works Director or Michael Rock, City Manager  
 Negotiating parties: David Lanza  
 Under negotiation: Price and terms of payment
- C. Conference with Real Property Negotiator (Government Code § 54956.8)

Properties:

- APN 51-62-026, 1.58 acres generally located on Providence Court, west of Clark Avenue and south of Kensington Way, Yuba City, CA 95991
- APN 65-250-040, 0.36 acres located at 1480 Williamsburg Drive, Yuba City, CA 95993
- Negotiator: Diana Langley, Public Works Director or Michael Rock, City Manager
- Negotiating parties: Interwest Homes
- Under negotiation: Price and terms of payment

- D. Conference with Real Property Negotiator (Government Code § 54956.8)  
Property: APN 51-660-084, 0.2 acres generally located on Providence Court, west of Clark Avenue and south of Kensington Way, Yuba City, California 95991  
Negotiator: Diana Langley, Public Works Director or Michael Rock, City Manager  
Negotiating parties: Yuba City and Dunmore Canterbury LLC and their representative Michael Kane  
Under negotiation: Price and terms of payment
- E. Conference with Legal Counsel: Anticipated Litigation Pursuant to Government Code § 54956.9(d)(2)  
One Potential Case
- F. Public Employee Performance Evaluation (Pursuant to Government Code §54957(b)(1).)  
Position: City Attorney

**Regular Meeting—Council Chambers**

**Call to Order**

The Regular Meeting of the City Council was called to order by Mayor Harris at 6:05 pm

**Roll Call:**

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

**Invocation/Inspiration**

Eric Ball from New Beginnings Church delivered the Invocation

**Pledge of Allegiance to the Flag**

Sandee Drown led the Pledge of Allegiance

**City Attorney's Report on Closed Session Items, City Attorney Shannon Chaffin**

City Attorney Shannon Chaffin stated that no reportable action was taken during Closed Session and that Closed Session would resume after the Regular Meeting

**Agenda Modifications/Approval of Agenda**

City Manager Michael Rock stated that Items # 5-A, 12 and 16B are pulled from the Agenda

**Ceremonial Presentations**

1. Teen Dating and Violence Awareness and Prevention Month Proclamation

Casa de Esperanza Executive Director Marsha Krause-Taylor received the Proclamation

**2. Yuba City Downtown Business Association Presentation on the 2019 Christmas Stroll**

Downtown Business Association President Sandee Drown presented the report

**Public Communication**

**3. Appearance of Interested Citizens**

Phil Treanor of Yuba City spoke

**Consent Calendar**

Councilmember Shaw moved and Councilmember Boomgaarden seconded the motion to approve Consent Items #4, 5B, 6 and 7

**4. Minutes of January 21, 27, 28, 29, 2020**

Approve the City Council minutes of January 21, 27, 28, 29, 2020

**5. Representation on the Yuba City Planning Commission and the Sutter County Planning Commission**

- A. This item was pulled
- B. Confirm the Sutter County Planning Commission appointment of Richard Doscher to represent Sutter County on the City of Yuba City Planning Commission

**6. Approve Tenant Commissioner Appointment to the Regional Housing Authority**

Approve the re-appointment of Suzanne Gallaty as the Tenant Commissioner to the Regional Authority of Sutter and Nevada Counties Board of Commissioners

**7. Executive Service Contract Terms**

Adopt **Resolution No. 20-003** authorizing the City Manager to execute the Executive Service Employment Agreements

The motion was passed with a unanimous vote

**Business Items**

**8. Yuba City Firefighters Local 3793 Memorandum of Understanding (MOU)**

Councilmember Boomgaarden moved and Councilmember Shaw seconded the motion to:

Adopt **Resolution No. 20-004** approving a one year Memorandum of Understanding with Yuba City Firefighters Local 3793 and approve a supplemental appropriation of \$189,200 to the FY 19/20 adopted budget

The motion was passed with a unanimous vote

**9. Post-Employment Lobbying Ordinance**

Councilmember Cardoza moved and Councilmember Espindola seconded the motion to:

Introduce an Ordinance adding Section 2-5.11 to Chapter 5 (Personnel Administration) of Title II (Administration) of the Yuba City Municipal Code relating to Post-Employment Lobbying, and waive the first reading

The motion was passed with a unanimous vote.

**10. Street Banner Policy and Program**

Councilmember Cardoza moved and Councilmember Espindola seconded the motion to:

Adopt **Resolution No. 20-005** approving the Street Banner Policy and Program Guidelines

The motion was passed with a unanimous vote

**11. SB 1383 Compliance Planning**

Michael Dorman of Yuba City spoke

This item was for discussion purposes only and no formal action was taken by the City Council

**12. Mid-Year Capital Acquisition Requests**

This item was pulled from the Agenda

**13. Fire Department Clerical Services**

Elaine Miles of Yuba City spoke.

Councilmember Cardoza moved and Councilmember Espindola seconded the motion to:

- A. Adopt **Resolution No. 20-006** authorizing a budget transfer from Capital Improvement Program Account 901236 (Fire Station No.2 Renovation) in the amount of \$13,680 to the Fire Administration Professional Services Account (2305-62701) to fund temporary administrative clerical support in the Fire Department during the subject staffing vacancy, not to exceed a period of 11-weeks
- B. Approve modification of the Fire Administration budget of an additional funding allocation in the amount of \$13,680

The motion was passed with a unanimous vote

**14. Fire Inspection Contract Services**

Michael Dorman of Yuba City spoke

Councilmember Boomgaarden moved and Councilmember Shaw seconded the motion to:

- A. Adopt **Resolution No. 20-007** authorizing a budget transfer from Capital Improvement Program Account 901236 (Fire Station No.2 Renovation) in the amount of \$70,400 to the Fire Administration Professional Services Account (2305-62701) to fund temporary fire inspection services during an extended staffing vacancy, not to exceed a period of 16-weeks
- B. Approve modification of the Fire Administration budget of an additional funding allocation in the amount of up to \$70,400

- C. Adopt **Resolution No. 20-008** approving the Yuba City Fire Fighters Local 3793 Side Letter regarding Temporary Fire Inspection Services

The motion was passed with a unanimous vote

**15. Police Department Work Station Modifications Project**

Councilmember Cardoza moved and Councilmember Espindola seconded the motion to:

Adopt **Resolution No. 20-009** awarding the remodel of the Police Department Dispatch Center to Wright Line LLC of Chicago IL, in the amount of \$96,962.17 by piggybacking on state contract pricing, with the finding that it is in the best interest of the City

The motion was passed with a unanimous vote

**16. Appointments to Budget Oversight Ad Hoc Committee and Local Agency Formation Commission (LAFCo)**

Councilmember Cardoza moved and Councilmember Boomgaarden seconded the motion to:

- A. Designate two City Councilmembers to serve on the City Council Budget Oversight Ad Hoc Committee from April 2020 to Budget adoption in June 2020

- B. The item was pulled from the Agenda

The motion was passed with a unanimous vote

**17. California Public Employees' Retirement System (CalPERS) Unfunded Liability Committee Recommendations**

The following persons spoke:

Phil Treanor – Yuba City

Rick Dias – Live Oak

Mayor Harris moved and Councilmember Espindola seconded the motion to:

Authorize the Mayor to prepare a letter outlining proposed solutions to CalPERS Unfunded Liability issues and bring it back to Council for approval. The Council also would like to reach out to other Cities and Counties for their support.

The motion was passed with a unanimous vote.

**Future Agenda Items**

**18. Future Agenda Items**

Future Community Meetings will be scheduled to discuss flavored tobacco and another community conversation about what the public wants.

**Reports and Communications**

**19. City Manager's Report**

City Manager Michael Rock

**20. City Council Reports**

- Councilmember Cardoza

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

**Adjournment**

The Regular Meeting of the City Council was adjourned by Mayor Harris at 8:13 pm.

**Closed Session**

Closed Session resumed after the Regular Meeting and was adjourned by Mayor Harris at 9:07 pm. No reportable action was taken.

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Shon Harris, Mayor

ATTEST:

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Patricia Buckland, City Clerk

**MINUTES (draft)**  
**NOTICE AND CALL OF SPECIAL MEETING**  
**CITY COUNCIL**  
**CITY OF YUBA CITY**  
**FEBRUARY 6, 2020**  
**5:15 P.M. – CLOSED SESSION**

**Special Closed Session – Fremont Room**

**Call to Order**

The Special Closed Session of the City Council was called to order by Mayor Harris at 5:15 pm

**Public Comment:**

No one spoke

**Roll Call:**

Present: Mayor Harris and Councilmembers Boomgaarden, Cardoza, Espindola and Shaw (arrived at 6:15 pm)

**Closed Session – Fremont Room**

- A. Public Employee Performance Evaluation (Pursuant to Government Code §54957(b)(1).)  
Position: City Manager

**Adjournment**

Mayor Harris adjourned the Special Closed Session Meeting at 6:32 pm and stated that no reportable action was taken.

ATTEST:

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Shon Harris, Mayor

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Patricia Buckland, City Clerk