

**MINUTES (draft)
NOTICE AND CALL OF SPECIAL MEETING
CITY COUNCIL
CITY OF YUBA CITY
MAY 4, 2020
5:00 P.M. – CLOSED SESSION**

Special Closed Session – Sutter Room and Teleconference

Call to Order

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

Roll Call:

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

Public Comment:

No one spoke

Closed Session

- A. Threats to Public Services or Facilities (Pursuant to Government Code section 54957(a).)
Consultation with: City Attorney, and/or Yuba City Interim City Manager, Human Resources Director, Finance Director
- B. 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 Meeting at 6:45 pm and stated that no reportable action was taken.

Shon Harris, Mayor

ATTEST:

Patricia Buckland, City Clerk

MINUTES (draft)
REGULAR MEETING – (VIRTUAL)
CITY COUNCIL
CITY OF YUBA CITY
MAY 5, 2020
5:00 P.M. – CLOSED SESSION – SUTTER ROOM/TELECONFERENCE
6:00 P.M. – REGULAR MEETING

Closed Session

Call to Order

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

Roll Call:

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

Public Comments

No one spoke

Closed Session – Sutter Room/Teleconference

- A. Threats to Public Services or Facilities (Pursuant to Government Code section 54957(a).)
Consultation with: City Attorney, and/or Yuba City Fire Chief, Police Chief, or Director of Public Works/Interim City Manager
- B. Confer with Legal Counsel – Pending Litigation (Pursuant to Government Code Section 54956.9(d)(2))
Government Claims Act, Claim Nos. 20-11 (Luis Flores) and 20-12 (Tara Repka Flores)

Regular Meeting— Virtual

Call to Order

The Regular Meeting of the Yuba City Council was called to order by Mayor Harris at 6:04 pm

Roll Call:

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

Invocation/Inspiration

Councilmember Shaw delivered the Invocation

Pledge of Allegiance to the Flag

Councilmember Espindola led the Pledge of Allegiance

City Attorney's Report on Closed Session Items

No reportable action was taken during Closed Session

Agenda Modifications/Approval of Agenda

COVID-19

1. Discussion and Action on Measures to Mitigate the Impacts of the COVID-19 (Coronavirus) Pandemic

Public Communication

2. An email from Karen Hess of Yuba City was read by the City Clerk

Consent Calendar

Item #4 was pulled from the Consent Calendar

Councilmember Cardoza moved and Councilmember Shaw seconded the motion to approve items #3, 5 and 6

3. **Minutes of April 20, 21, 27, 2020**
5. **Postpone Yuba City Board & Commission Recruitments from June 2020 to September 2020**
Postpone recruitment for Personnel Board, Youth Commission and Regional Housing Authority Yuba City Citizen Representative with term endings as of June 30, 2020 and one unscheduled vacancy until September 2020
6. **Feather River West Levee – Grant of Easements to the Sutter Butte Flood Control Agency**
Adopt **Resolution No. 20-037** authorizing the Mayor to execute an Easement Deed granting easements requested by SBFCA for operations and maintenance of the Feather River West Levee Project facilities on City-owned property

The motion was passed with a unanimous vote

4. **Purchase of Lot B of Canterbury Estates No. 2 (APN 51-660-084) from Dunmore Homes, Inc., consisting of a 0.19-acre Parcel Located West of Clark Avenue and South of Kensington Way**
Councilmember Shaw recused himself from this item
Mayor Harris moved and Councilmember Cardoza seconded the motion to:
Adopt **Resolution No. 20-036** approving an Agreement for Purchase and Sale of Real Property and Joint Escrow Instructions and authorizing the purchase of the real property known as Lot B of Canterbury Estates No. 2 (APN 51-660-084) in the amount of \$128,000, plus escrow fees and authorize the Finance Director to make a supplemental appropriation of \$130,000 from unallocated Road Funds to Account No. 921275-65501

The motion was passed with a unanimous vote.

Business Items

7. **2019 Edward Byrne Memorial Justice Assistance Grants in the Amount of \$17,403**
Mayor Harris opened the Public Hearing. Hearing no public comment, Mayor Harris closed the Public Hearing

Councilmember Boomgaarden moved and Councilmember Espindola seconded the motion to:

Conduct a public hearing, then

- A. Adopt **Resolution No. 20-038** authorizing the Chief of Police to accept the 2019 Edward Byrne Memorial Justice Assistance Grant funding and approve expenditure recommendations (Attachment 1)
- B. Authorize the Mayor to execute the associated memorandums of understanding with Sutter County on behalf of the City, following approval by the City Attorney (Attachment 2)
- C. Authorize the Mayor to execute the 2019 Certifications and Assurances document. (Attachment 3)
- D. Authorize the Chief Financial Officer to make budget adjustments as necessary

The motion was passed with a unanimous vote.

8. Presentation of Investment Report – Quarter Ended March 31, 2020

Note & File Quarterly Investment Report

9. Forego Additional Discretionary Payment (ADP) to CalPERS to Pay Current Year General Fund Pension Costs

Councilmember Shaw moved and Councilmember Espindola seconded the motion to:

Adopt **Resolution No. 20-039** approving the foregoing of an ADP of \$500,000 from the pension stabilization trust fund to CalPERS per approved Resolution No. 19-036, passed on June 4, 2019, and per discussion at the May 28, 2019 budget workshop and authorize the Finance Director to drawdown \$500,000 from the Section 115 pension stabilization trust fund for payments already submitted to CalPERS

The motion was passed with a unanimous vote

10. Central City Specific Plan – Land Use Changes

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

Councilmember Boomgaarden moved and Councilmember Cardoza seconded the motion to:

After holding a public hearing, and consider the following actions:

- A. General Plan Amendment 19-04 and CEQA: Adopt **Resolution No. 20-040** amending the General Plan land use map by re-designating approximately 11.37 acres from the Business, Technology & Light Industrial (B,T&LI) land use designation with 10.39 of those acres re-designated to the Community Commercial (CC) land use designation and approximately 0.98 acres re-designated to an Office & Office Park (O) designation, as provided in Attachment 3, and adopting a Mitigated Negative Declaration for the Project as provided in Attachment 6

- B. Specific Plan Amendment 19-02: Adopt **Resolution No. 20-041** amending the Central City Specific Plan land use map by re-designating approximately 5.06 acres from the Storefront Commercial land use designation and approximately 6.31 acres from the Light Industrial land use designation, with 10.39 of those acres re-designated to the Community Commercial (CC) designation and 0.98 acres re-designated as Workplace, as provided in Attachment 4
- C. Rezoning 19-04: Introduce an Ordinance that rezones approximately 6.31 acres from the Heavy Commercial/Light Industrial (C-M) Zone District and approximately 5.06 acres from the Community Commercial (C-2) Zone District, with 10.39 of those acres rezoned to the C-2 Zone District combined with the Specific Plan Zone District (C-2 SP) and 0.98 acres rezoned to the Office Commercial Zone District combined with the Specific Plan Zone District (C-O SP), as provided in Attachment 5

The motion was passed with a unanimous vote

11. **Cellular Water Meter Replacement Project – Award**

Councilmember Espindola moved and Councilmember Cardoza seconded the motion to:

- A. Adopt **Resolution No. 20-042** awarding a construction contract to Professional Meters, Inc. in the amount of their total bid \$1,384,889, with the finding that it is in the best interest of the City, and authorizing the City Manager to execute, upon approval by the City Attorney as to legal form, an agreement for the construction of the Cellular Water Meter Replacement Project
- B. Adopt **Resolution No. 20-043** awarding the purchase of 16,808 Orion Cellular LTE Endpoints with Twist Tight Connectors, 16,808 Badger HR-E LCD Encoders, and 5,000 Badger M70 Bronze Meter Bodies from Badger Meter Inc. in the amount of \$4,152,750, with the finding that it is in the best interest of the City
- C. Authorize the City Manager to amend the Professional Services Agreement with Coastland Civil Engineering of Auburn, CA, subject to approval as to form by the City Attorney, in the amount of \$255,500 for a total contract amount of \$377,500 to provide construction management and engineering services during construction for the Cellular Water Meter Replacement Project, with the finding that it is in the best interest of the City

The motion was passed with a unanimous vote

12. **Groundwater Well Abandonment Phase II Project (Plans & Specifications)**

Councilmember Cardoza moved and Councilmember Shaw seconded the motion to:

Adopt **Resolution No. 20-044** approving the plans and specifications for the Groundwater Well Abandonment Phase II Project and authorizing advertisement for bids on the project

The motion was passed with a unanimous vote

13. **Feather River Mill Project Remedial Action Implementation**

Councilmember Boomgaarden moved and Councilmember Shaw seconded the motion to:

Adopt **Resolution No. 20-045** awarding a Professional Services Agreement to Geosyntec Consultants, Inc. of Rancho Cordova, CA for remedial action implementation support for

the Feather River Mill Project in the amount of \$217,747 plus \$24,000 contingency, with the finding that it is in the best interest of the City and authorize the Finance Director to make a supplemental appropriation of unallocated General Funds in the amount of \$241,747 to Account No. 901221-65502 (Feather River Mills Site Development)

The motion was passed with a unanimous vote

Future Agenda Items

14. Future Agenda Items

None reported

Reports and Communications

15. City Council Reports

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

Adjournment

Mayor Harris adjourned the Regular Meeting of the City Council at 7:13 pm

Shon Harris, Mayor

ATTEST:

Patricia Buckland, City Clerk