

**MINUTES (draft)**  
**REGULAR MEETING**  
**CITY COUNCIL - CITY OF YUBA CITY**  
**FEBRUARY 16, 2021**  
**5:00 P.M. – CLOSED SESSION – SUTTER ROOM/VIRTUAL**  
**6:00 P.M. – REGULAR MEETING - COUNCIL CHAMBERS/VIRTUAL**

**Closed Session**

**Call to Order**

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

**Roll Call**

Present: Mayor Boomgaarden, Vice-Mayor Shaw, and Councilmembers Espindola, Harris, and Kirchner

Absent: None

**Public Comment**

No public comments were received

**Closed Session – Sutter Room/Virtual**

- A. Confer with Legal Counsel – Pending Litigation (Pursuant to Government Code Section 54956.9(d)(2)) (Gross v. City of Yuba City et al.)
- B. Conference With Legal Counsel—Existing Litigation (Pursuant to Government Code Section 54956.9(d)(1))  
Name of case: Janelle Saigeon, NCWA-556528
- C. Conference with Legal Counsel – Potential Litigation (Pursuant to Government Code Section 54956.9(d)(4).)  
One case
- D. Conference with Labor Negotiators (Pursuant to Government Code, § 54957.6.)  
Agency designated representatives: Diana Langley Interim City Manager, Natalie Springer, Human Resources Director, Brad McIntire, Community Services Director, Spencer Morrison, Finance Director, Michael Jarvis, LCW, Jack Hughes, LCW  
Employee organizations: Yuba City Police Officers; Police Sergeants; Yuba City Firefighters Local 3793; Yuba City Fire Management; First Level Managers; Mid Managers; Police Sworn Mid Managers; and Public Employees Local No. 1  
Unrepresented employees: Confidential Employees; Executive Services Employees
- E. 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

## **Regular Meeting – Council Chambers/Virtual**

The Regular Meeting of the City Council was called to order by Mayor Boomgaarden at 6:02 PM

### **Roll Call**

Present: Mayor Boomgaarden, Vice-Mayor Shaw, and Councilmembers Espindola, Harris, and Kirchner

Absent: None

### **Invocation/Inspiration**

Vice-Mayor Shaw delivered the Invocation

### **Pledge of Allegiance to the Flag**

Ben Moody led the Pledge of Allegiance

### **City Attorney's Report on Closed Session Items**

Mayor Boomgaarden recused himself from Closed Session Item B

No reportable action was taken

### **Agenda Modifications/Approval of Agenda**

No modifications were made

### **COVID-19**

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

Presentation by: Diana Langley, Interim City Manager

### **Public Communication**

#### **2. Appearance of Interested Citizens**

No one spoke / No public comments were received

### **Consent Calendar**

Councilmember Espindola moved and Vice-Mayor Shaw seconded the motion to approve:

#### **3. Minutes of February 1, 2 and 8, 2021**

Approve the City Council minutes of February 1, 2 and 8, 2021

#### **4. Yuba City Lighting and Landscape Maintenance District No. 4, Zone of Benefit D (Schmidl Parcel Map)**

Adopt **Resolution 21-007** confirming and ordering annexation of the parcels associated with the Schmidl Parcel Map Development, APNs 59-490-089, 59-490-090, and 59-490-091 into the existing Yuba City Lighting and Landscape Maintenance District No. 4, Zone of Benefit D and establishing a levy of assessments for the annexed territory

**5. Yuba City Lighting and Landscape Maintenance District No. 5, Zone of Benefit J\_5 (Sanborn Parcel Map)**

Adopt **Resolution 21-008** confirming and ordering annexation of the parcels associated with the East Sanborn Estates Development, APN 56-310-087 into the existing Yuba City Lighting and Landscape Maintenance District No. 5, Zone of Benefit J\_5 and establishing a levy of assessments for the annexed territory

**6. Yuba City Lighting and Landscape Maintenance District No. 5, Zone of Benefit H\_4 (Sanborn Parcel Map)**

Adopt **Resolution 21-009** confirming and ordering annexation of the parcels associated with the Sanborn Parcel Map Development, APNs 56-310-084, 56-310-085, and 56-310-086 into the existing Yuba City Lighting and Landscape Maintenance District No. 5, Zone of Benefit H\_4 and establishing a levy of assessments for the annexed territory

**7. Refuse Removal – CalRecycle Grant**

Adopt **Resolution 21-010** amending the existing Professional Services Agreement with Sacramento Regional Conservation Corps of Sacramento, CA to increase the total contract amount to \$249,708 for work to clean up and remove refuse consistent with the CalRecycle Grant

**8. Contract Amendment - Feather River Mill Hotel Incentive**

Adopt **Resolution 21-011** of the City Council approving the first amendment to the Transient Occupancy Taxes Reimbursement Agreement with Yuba City Hotel, L.P., authorizing to extend the commencement of operation date of the Hotel by one year to January 1, 2023

**9. Yuba City Firefighters', Local 3793 and Fire Management Side Letters**

Adopt **Resolution 21-012** and **Resolution 21-013** authorizing Side Letters for Yuba City Firefighters', Local 3793 and Fire Management to update the leave accrual tables in the respective Letter and Memorandum of Understanding to reflect a historical error in the City's financial system

**10. Appointment of Labor Relations Consultant**

Adopt **Resolution 21-014** authorizing the City Manager to enter into an agreement with Liebert Cassidy Whitmore (LCW) for labor relations services, including authorizing the City Manager to take action to implement the same

**11. Benefits Updates**

Adopt **Resolution 21-015** approving a side letter for Public Employees' Local 1 Uniform Allowance

Adopt **Resolution 21-016** updating City Council Member benefits

The motion was passed with a unanimous vote

**Business Items**

**12. Accept Grant Funding and Expenditure Recommendations for the California Citizens' Option for Public Safety (COPS) Grant of \$100,000**

Vice Mayor Shaw moved to amend and approve the expenditure recommendation in the amount of \$107,000, Councilmember Harris seconded the amendment and the motion to approve:

Conduct a Public Hearing and after consideration;

Adopt **Resolution 21-017** authorizing the Chief of Police to accept the FY 2020/2021 California Citizens' Option for Public Safety (COPS) funding and approve expenditure recommendations

Authorize the Finance Director to make a supplemental budget appropriation for grant revenues to 100-43117 and grant expenditures to 2180-69201

The motion was passed with a unanimous vote

**13. Sutter Bike Path Gap Closure Design Award**

Councilmember Espindola moved and Councilmember Harris seconded the motion to approve:

Adopt **Resolution 21-018** awarding a Professional Services Agreement to Dokken Engineering of Folsom, CA for the Sutter Bike Path Gap Closure – Preliminary Engineering Services in the amount of \$182,652.01 subject to material terms, with the finding that it is in the best interest of the City

The motion was passed with a unanimous vote

**Future Agenda Items**

**14. Future Agenda Items**

No suggestions were made

**Reports and Communications**

**15. City Council Reports**

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

**Adjournment**

Mayor Boomgaarden adjourned the Regular Meeting of the City Council at 6:58 PM. City Council resumed Closed Session

Mayor Boomgaarden adjourned Closed Session at 7:52 PM with no reportable action taken

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Marc Boomgaarden, Mayor

ATTEST:

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Ciara Wakefield, Deputy City Clerk