



SPECIAL NOTICE

Precautions to address COVID-19 will apply to this meeting.

SEPTEMBER 21, 2021

REGULAR MEETING OF THE CITY COUNCIL

The Governor has declared a State of Emergency to exist in California as a result of the threat of COVID-19 (aka the "Coronavirus"). While the Governor recently issued Executive Orders N-07-21, which lifted certain orders and associated restrictions, there are still public health directives in place. Executive Order N-08-21 also allows local legislative bodies to continue to hold meetings via conference calls while still meeting state transparency requirements. The City is providing multiple alternatives to viewing Council meetings and providing comments on items on the agenda, including:

- **Web Conference:** The meeting will be conducted live over the internet by PC or Smartphone. Members of the public can join the web-based virtual meeting. (See instructions, below.)
- **Email:** You can email comments to cityclerk@yubacity.net any time before the meeting, or before the hearing is closed on the agenda item, and your comments will be read aloud. Please identify the Agenda item you wish to address in your comments.
- **Public Attendance:** Due to COVID-19, residents are encouraged to attend the City Council meeting via web conference or submit comments by email. Consistent with public health guidelines for social distancing, seating is available in the Council Chamber. A facial covering will be available upon request by any attendee. Comments may be made from the Council Chamber podium. Please participate via web conference or email if you are ill or have been exposed to COVID-19.

To join the web base virtual meeting please follow these instructions:

Click the link to sign up for the webinar at the specified time and date:

https://us06web.zoom.us/webinar/register/WN_Zm1hYWwzSj2oumXcmlodCA

You will need to register for the teleconference. Once registered, the following information will pop up.

Yuba City Council Meeting – 9/21/2021

Click here to [join the webinar](#).

Before joining, be sure to [check system requirements](#) to avoid any connection issues.

A confirmation email with information on how to join the webinar has been sent to you and with audio instructions. Questions or Comments? Email contact: cityclerk@yubacity.net

Note – currently the video conferencing process does not allow for verbal comments, but does have a chat function where comments will be read. Comments will also be received via email to cityclerk@yubacity.net.



AGENDA
SEPTEMBER 21, 2021
REGULAR MEETING
CITY COUNCIL
CITY OF YUBA CITY

5:00 P.M. CLOSED SESSION:
SUTTER ROOM/VIRTUAL

6:00 P.M. REGULAR MEETING
COUNCIL CHAMBERS/VIRTUAL

MAYOR	• Marc Boomgaarden
VICE MAYOR	• Dave Shaw
COUNCILMEMBER	• Grace Espindola
COUNCILMEMBER	• Shon Harris
COUNCILMEMBER	• Wade Kirchner
CITY MANAGER	• Dave Vaughn
CITY ATTORNEY	• Shannon L. Chaffin

1201 Civic Center Blvd
Yuba City CA 95993

Wheelchair Accessible



*If you need assistance in order to attend the City Council meeting, or if you require auxiliary aids or services, e.g., hearing aids or signing services to make a presentation to the City Council, the City is happy to assist you. Please contact City offices at (530) 822-4817 at least 72 hours in advance so such aids or services can be arranged. **City Hall TTY: 530-822-4732***

AGENDA
REGULAR MEETING
CITY COUNCIL – CITY OF YUBA CITY
SEPTEMBER 21, 2021
5:00 P.M. – CLOSED SESSION - SUTTER ROOM/VIRTUAL
6:00 P.M. – REGULAR MEETING - COUNCIL CHAMBERS/VIRTUAL

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's office at 1201 Civic Center Blvd., Yuba City, during normal business hours. Such documents are also available on the City of Yuba City's website at www.yubacity.net, subject to staff's availability to post the documents before the meeting.

Public Comment:

Any member of the public wishing to address the City Council on any item listed on the closed session agenda will have an opportunity to present testimony to the City Council in the Council Chamber prior to the City Council convening into closed session. Comments from the public will be limited to three minutes. No member of the public will be allowed to be present once the City Council convenes into closed session.

Closed Session

- A. Conference with Labor Negotiators (Pursuant to Government Code, § 54957.6.)
Agency designated representatives: Dave Vaughn, City Manager, Brad McIntire, Community Services Director, Michael Jarvis, LCW
Employee organizations: Police Sergeants
- B. 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, Director of Public Works, IT Manager, and City Manager
- C. Public Employee Performance Evaluation (Pursuant to Government Code §54957(b)(1).)
Position: City Attorney
- D. Conference With Legal Counsel—Anticipated Litigation
Significant exposure to litigation pursuant to paragraph (2) of Government Code Section 54956.9(d): (One case)
Existing facts and circumstances for closed session consist of the receipt of an written threat of litigation by Matthew Rexroad on August 11, 2021 to the City Clerk. The letter is available for public inspection
- E. Conference with Legal Counsel – Pending Litigation (Pursuant to Government Code Section 54956.9(d)(2)) (Gross v. City of Yuba City et al.; Claim No. 4020102893-0001; claims regarding an arrest/incident on 4/12/20 resulting in alleged damages or injury.)

Regular Meeting

Call to Order

Roll Call: _____ Mayor Boomgaarden
_____ Vice Mayor Shaw
_____ Councilmember Espindola
_____ Councilmember Harris
_____ Councilmember Kirchner

Invocation/Inspiration

Pledge of Allegiance to the Flag

City Attorney's Report on Closed Session Items

Agenda Modifications/Approval of Agenda

****NOTE: The Cannabis Workshop is continued to the Regular City Council meeting on October 5, 2021****

Ceremonial Presentations

1. **Sergeant Kevin Cooper Retirement Proclamation**
2. **Yuba Sutter Foodbank Presentation**
3. **Emergency Preparedness Update Presentation**

Public Communication

4. **Appearance of Interested Citizens**

You are welcome and encouraged to participate in this meeting. Public comment is taken on items listed on the agenda when they are called. Public comment on items not listed on the agenda will be considered at this time. Comments on controversial items may be limited and large groups are encouraged to select representatives to express the opinions of the group.

- For Items on the Agenda

Public comments on items on the agenda are taken during Council's consideration of each agenda item. If you wish to comment on any item appearing on the agenda, please note the number of the agenda item about which you wish to comment. If you wish to comment on more than one item, please send an email for each item.

- Items not listed on the Agenda

Public comments on items not listed on the agenda will be considered at this time. Members of the public submitting written requests at least 24 hours prior to the meeting will normally be allotted 5 minutes to comment. In addition to written comments, the public is welcome to submit a video presentation in electronic format to be played during public comment or during the hearing item. Due to COVID-19 staffing limitations, formatting, and video streaming related issues, presentations must be submitted to the City Clerk no later than 5:00 p.m. the day before the meeting to ensure the presentation is available for

streaming at the time the Agenda item is called. Presentations submitted after 5:00 p.m. the day before the meeting may not be available to be streamed at the meeting.

Consent Calendar

All matters listed under Consent Calendar are considered to be routine and can be enacted in one motion. There will be no separate discussion of these items prior to the time that Council votes on the motion unless members of the City Council, staff or public request specific items to be discussed or removed from the Consent Calendar for individual action.

5. Minutes of September 7, 2021

Recommendation: Approve the City Council minutes of September 7, 2021

6. Yuba City Lighting and Landscape Maintenance District No. 2, Zone of Benefit A (Yuba City KFC)

Recommendation: Adopt a Resolution confirming and ordering annexation of the parcel associated with the Yuba City KFC at 438 Bridge Street, APN 52-321-026, into the existing Yuba City Lighting and Landscape Maintenance District No. 2, Zone of Benefit A and establishing a levy of assessments for the annexed territory

7. Management Analyst Reclassification and Fire Chief Salary Schedule Update

Recommendation: Adopt a Resolution authorizing:

- A. Reclassification of Administrative Analyst I to Management Analyst in the City Manager's Office, with funding for the reclassified position to be exclusively from the general fund
- B. The Finance Director to amend the salary schedule to add Management Analyst
- C. The Finance Director to amend the salary schedule range for the Fire Chief position to increase the top salary step by 3%

8. 2020 Assistance to Firefighters Grant Program – Purchase of Wildland Personal Protective Equipment (PPE), fire shelters and wildland boots

Recommendation: Adopt a Resolution authorizing the Fire Chief to accept the 2020 Assistance to Firefighters Grant in the amount of \$47,168.55 and authorize the Finance Director to make a supplemental budget appropriation for grant revenues to 100-43120 and grant expenditures to 2324-69201 in the amount of \$42,880.50

Business Items

9. Park and Facility Naming Policy

Recommendation: Adopt a Resolution and policy that establishes criteria for the consideration of naming future City Parks and Facilities

10. New Park Development on Harter Parkway (Plans & Specifications)

Recommendation: Adopt a Resolution approving the plans and specifications for the New Park Development on Harter Parkway and authorizing advertisement for bids on the project

11. 2020-2021 Consolidated Annual Performance and Evaluation Report (CAPER)

Recommendation: A. Conduct a Public Hearing and after consideration;
B. Adopt a Resolution Approving the 2020-2021 CAPER and authorizing staff to submit all necessary documents to the U.S. Department of Housing and Urban Development (HUD)

12. Green Means Go Program – Nomination of Green Zones

Recommendation: Adopt a Resolution to nominate Green Zones for Sacramento Area Council Green Means Go Program

13. 2021 School Crossing Improvements Project (Plans & Specifications)

Recommendation: Adopt a Resolution adopting a CEQA Class 1 Categorical Exemption, approving the plans and specifications for the 2021 School Crossing Improvements Project and authorizing advertisement for bids on the project

14. Garden Highway Trunk Line Rehabilitation Phase I Project Award

Recommendation: Adopt A Resolution Of The City Council Of The City Of Yuba City Awarding A Construction Contract To SAK Construction, LLC., In The Amount Of \$1,185,744.00, And Approving A Professional Services Agreement With Inferrera Construction Management Group, Inc., For Construction Management And Inspection Services, And Authorizing The City Manager To Execute The Contracts On Behalf Of the City, Subject To Review And Approval

15. Selective Traffic Enforcement Grant, to include DUI Enforcement and Education Efforts

Recommendation: A. Conduct a Public Hearing, and after consideration;
B. Adopt a Resolution authorizing the Chief of Police to accept \$92,500 in grant funding from the 2021/2022 Selective Traffic Enforcement Program and approve expenditure recommendations;
C. Authorize a supplemental appropriation in the amount of \$92,500 to Account No. 100-43409, 2168-61430, 2168-62801, and 2168-63801.

16. Police Sergeants Memorandum of Understanding (MOU)

Recommendation: A. Adopt a Resolution approving a two-year Memorandum of Understanding with the Police Sergeants
B. Authorize a supplemental appropriation from unallocated general funds for FY 2021/2022 in the amount of \$36,500

17. Youth Commission Ordinance Update

Recommendation: Introduce an Ordinance of the City Council of the City of Yuba City Updating the Yuba City Municipal Code to allow for three alternate members for the Youth Commission by amending Sections 2-11.01 and 2-11.02 of Chapter 11 of Title 2 of the Yuba City Municipal Code, and waive the first reading

18. Public Hearing No. 1 to Receive Input from the Community Regarding a District Based Election System for City Council

Recommendation: Hold a Public Hearing to receive input from the community regarding a district-based election system for City Council

Future Agenda Items

19. Future Agenda Items

- a. Cannabis Workshop will be held at the Regular Council Meeting on October 5th

Reports and Communications

The following reports and communication items are provided for the Council's information. No action can be taken on items under this section unless the Council agrees to include it on a subsequent agenda

20. City Council Reports

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

Adjournment