

MINUTES (draft)
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

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

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.)

Public Comment

No public comments were received

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

Pastor Austin Schmidt – Gray Avenue Christian Church

Pledge of Allegiance to the Flag

Kevin Cooper – Yuba City Police Sergeant

City Attorney's Report on Closed Session Items

No reportable action was taken

Agenda Modifications/Approval of Agenda

The Cannabis Workshop was continued to the Regular City Council meeting on October 5, 2021

Ceremonial Presentations

1. Sergeant Kevin Cooper Retirement Proclamation

Mayor Boomgaarden presented a proclamation to Kevin Cooper

2. Yuba Sutter Foodbank Presentation

Michelle Downing, CEO Yuba Sutter Foodbank gave a presentation

3. Emergency Preparedness Update Presentation

Chief Jesse Alexander, Yuba City Fire Department, gave a presentation

Public Communication

4. Appearance of Interested Citizens

Dave Vaughn spoke

Consent Calendar

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

5. Minutes of September 7, 2021

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)

Adopt **Resolution 21-133** 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

Adopt **Resolution 21-134** 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

Adopt **Resolution 21-135** 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

The motion was passed with a unanimous vote

Business Items

9. Park and Facility Naming Policy

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

Adopt **Resolution 21-136** and policy that establishes criteria for the consideration of naming future City Parks and Facilities

The motion was passed with a unanimous vote

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

Heather Esemann spoke

Councilmember Kirchner moved and Councilmember Harris seconded the motion to:

Adopt **Resolution 21-137** approving the plans and specifications for the New Park Development on Harter Parkway and authorizing advertisement for bids on the project

The motion was passed with a unanimous vote

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

Mayor Boomgaarden opened the Public Hearing for the 2020-2021 Consolidated Annual Performance and Evaluation Report (CAPER)

No one spoke

Mayor Boomgaarden closed the Public Hearing

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

Adopt **Resolution 21-138** Approving the 2020-2021 CAPER and 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

12. Green Means Go Program – Nomination of Green Zones

Heather Esemann spoke

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

Adopt **Resolution 21-139** to nominate Green Zones for Sacramento Area Council Green Means Go Program

The motion was passed with a unanimous vote

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

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

Adopt **Resolution 21-140** 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

The motion was passed with a unanimous vote

14. Garden Highway Trunk Line Rehabilitation Phase I Project Award

Councilmember Espindola moved and Councilmember Kirchner seconded the motion to:

Adopt **Resolution 21-141** 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

The motion was passed with a unanimous vote

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

Mayor Boomgaarden opened the Public Hearing for the Selective Traffic Enforcement Grant

No one spoke

Mayor Boomgaarden closed the Public Hearing

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

- A. Adopt **Resolution 21-142** authorizing the Chief of Police to accept \$92,500 in grant funding from the 2021/2022 Selective Traffic Enforcement Program and approve expenditure recommendations;
- B. 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)

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

- A. Adopt **Resolution 21-143** 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

The motion was passed with a unanimous vote

17. Youth Commission Ordinance Update

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

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

The motion was passed with a unanimous vote

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

Mayor Boomgaarden opened the Public Hearing regarding a District Based Election System for City Council

No one spoke

Mayor Boomgaarden closed the Public Hearing

No City Council action required

Future Agenda Items

19. Future Agenda Items

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

Mayor Boomgaarden adjourned the Regular Meeting of the City Council in in memory of Francis
"Frank" Silva, Levee District 1 at 8:52 PM