



SPECIAL NOTICE

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

MARCH 1, 2022

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 guidance’s in place. 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_gBByeXOETUqeli3ly3v6uQ

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

Yuba City Council Meeting – 3/1/2022

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
MARCH 1, 2022

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	• Dave Shaw
VICE MAYOR	• Wade Kirchner
COUNCILMEMBER	• Marc Boomgaarden
COUNCILMEMBER	• Grace Espindola
COUNCILMEMBER	• Shon Harris
CITY MANAGER	• Diana Langley
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
MARCH 1, 2022
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

1. **A. Conference with Legal Counsel – Existing Litigation (Pursuant to Government Code Section 54956.9(d)(1)) Name of Case: *Gregory Gross v. City of Yuba City et al.*, Yuba County Superior Ct. Case No. CVCS22-000016**

Regular Meeting

Call to Order

Roll Call

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

Invocation/Inspiration

Pledge of Allegiance to the Flag

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

Agenda Modifications/Approval of Agenda

Ceremonial Presentations

2. **Yuba City Police Officer of the Year 2021 - Proclamation**

3. **The Cookie Tree 40 years in Business - Proclamation**
4. **Red Cross - Proclamation**
5. **Martin Luther King March - Proclamation**

Public Communication

6. 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.

7. Minutes of February 15, 2022

Recommendation: Approve the City Council minutes of February 15, 2022

8. State Ballot Measure Restricting Voters' Input and Local Taxing Authority

Recommendation: Adopt a Resolution opposing a State Ballot Measure that restricts voters' input and local taxing authority titled, "Taxpayer Protection and Government Accountability Act" (Initiative 21-0042A1)

9. Environmental Compliance Division Personnel

Recommendation: Adopt a Resolution authorizing the reclassification of existing employees and authorizing the Finance Director to amend the salary schedule to reflect the creation of the Environmental Compliance Division within the Public Works Department as outlined in the staff report

10. Wastewater Treatment Facility Return Activated Sludge/Waste Activated Sludge Pumps Purchase

Recommendation: Adopt a Resolution awarding the purchase of three (3) RAS pumps and two (2) WAS pumps to G3 Engineering, Inc. of Granite Bay, CA in the amount of \$140,000, with the finding that it is in the best interest of the City

11. Authorize the City Manager to enter into an agreement with Sacramento Area Council of Governments (SACOG) to administer a Code Audit project with services performed by Cascadia Partners, LLC

Recommendation: Adopt a Resolution authorizing the City Manager to enter into an agreement and execute a Memorandum of Understanding between SACOG and City of Yuba City for the Regional Early Action Planning (REAP) Grant Program

12. Clarification of the Custodial Services Bid (FB22-05) Awardee

Recommendation: Adopt a Resolution to clarify that the bid award for FB22-05 was intended for Valley Commercial Cleaning and once the vendor changes their name to "VALCO Cleaning, Inc." and provides the appropriate documentation that it is Department of Industrial Relations and bid specification compliant, the City Manager is authorized to amend the agreement to add "VALCO Cleaning, Inc." and remove Valley Commercial Cleaning from the contract

13. Appointments to the City of Yuba City Senior Commission

Recommendation: Approve the Recommendations for Appointment of Four (4) Members to the Senior Commission

Business Items

14. Blue Zones Project

Recommendation: A. Accept a presentation on the Blue Zones Yuba Sutter Project, and

B. Adopt a Resolution affirming support for the Blue Zones Project and appointing a representative to serve on the Blue Zones Project Yuba Sutter Steering Committee

15. Bridge Street Widening – Gray Avenue to Cooper Avenue Project (Award for Construction and Construction Management)

Recommendation: Adopt a Resolution which takes the following actions:

A. Rejects bid protest submitted by All-American Construction and awards a construction contract to Baldwin Contracting Company, DBA Knife River Construction, of Chico, CA in the amount of their total bid of \$8,054,003.00 and authorize the City Manager to execute the contract on behalf of the City, subject to review and approval as to legal form by the City Attorney

B. Awards a Professional Services Agreement to Knight CM Group of Gold River, CA for Construction

Management and Inspection Services in the amount of \$814,441.82 and authorize the City Manager to execute the contract on behalf of the City, subject to material terms, subject to Caltrans Internal Office of Audits and Investigations approval, subject to review and approval as to legal from by the City Attorney, and with the finding that it is in the best interest of the City

- C. Awards a Professional Services Agreement to The Solis Group of Pasadena, CA for Labor Compliance Services in the amount of \$29,004.00, subject to material terms, with the finding that it is in the best interest of the City
- D. Authorizes Amendment No. 1 to the Professional Services Agreement with MHM Engineering of Marysville, CA for Engineering Services During Construction in the amount of \$59,337.00, subject to material terms, with the finding that it is in the best interest of the City
- E. Authorizes the Finance Director to make a supplemental appropriation in the amount of \$1,732,795.00 from unallocated Transportation Development Act funds to CIP Account No. 911187 (Bridge Street Widening)
- F. Authorizes the Finance Director to make a budget transfer in the amount of \$2,277,091.00 from CIP Account No. 921255 (Road Maintenance and Rehabilitation Account) to CIP Account No. 921187 (Bridge Street Widening)
- G. Authorizes the Finance Director to make a budget transfer in the amount of \$98,000.00 from 981229 (Capitalization Fund) to CIP Account No. 981187 (Bridge Street Widening) for wastewater improvements
- H. Authorizes the Finance Director to make a budget transfer in the amount of \$677,000.00 from 971092 (Water Line Extension & Distribution Piping Enhancements) to CIP Account No. 971187 (Bridge Street Widening) for water improvements

16. SB 1383 Ordinance Updates Second Reading

Recommendation: Adopt an Ordinance of the City Council of the City of Yuba City adding Section 7-10.03 of Chapter 10 of Title 7, adding Chapter 18 (Model Water Efficient Landscape Ordinance) of Title 7, amending Chapter 3 (Mandatory Refuse Collection Services) of Title 6, and amending Section 6-4.03 of Chapter 4 of Title 6 of the Yuba City Municipal Code to comply with Senate Bill 1383 by title only and waive the second reading

17. 2021-2029 City of Yuba City General Plan Housing Element

Recommendation: A. Conduct a Public Hearing; and

B. Adopt a Resolution of the City Council of the City of Yuba City adopting the revised 2021-2029 City of Yuba City General Plan Housing Element and associated Addendum to the General Plan Environmental Impact Report (EIR)

18. Senate Bill 9 and Accessory Dwelling Unit Ordinance Amendments

Recommendation: A. Conduct a Public Hearing, and;

B. Introduce an Ordinance to update the Yuba City Municipal Code to establish regulations for Urban Lot Splits and two-unit developments in accordance with Senate Bill 9, and adopt amendments to regulations of Accessory Dwelling Units and Junior Accessory Dwelling Units, by title only and waive the first reading

Future Agenda Items

19. Future Agenda Items

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

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 Manager's Report

21. City Council Reports

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

Adjournment