



# AGENDA

MAY 17, 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**  
**MAY 17, 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](http://www.yubacity.net), subject to staff's availability to post the documents before the meeting.

The Council Chambers will be open for public attendance and participation. The meeting will also be live streamed for public viewing, but not participation, at the following link: [https://us06web.zoom.us/webinar/register/WN\\_VusVeTauSYGfWQoLWNpLHg](https://us06web.zoom.us/webinar/register/WN_VusVeTauSYGfWQoLWNpLHg). Emailed comments sent to [cityclerk@yubacity.net](mailto:cityclerk@yubacity.net) at least 24 hours before the meeting will be distributed to the City Council prior to the meeting. Please identify the Agenda item(s) addressed by the comments.

**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, Section 54957.6.)  
Agency designated representatives: Diana Langley, City Manager, Natalie Springer, Human Resources Director, Brad McIntire, Community Services Director, Spencer Morrison, Finance Director, Ben Moody, Public Works and Development Services Director, Brian Baker, Police Chief, Jesse Alexander, Fire Chief, Michael Jarvis, LCS  
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

**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**

1. **Sutter Marine, Inc., Retirement Proclamation**
2. **National Public Works Week Proclamation**
3. **National Police Week Proclamation**
4. **Open Counter Presentation**
5. **Sam Brannan Park Presentation**

### **Public Communication**

#### **6. Appearance of Interested Citizens**

You are welcome and encouraged to participate in this meeting. Public comment is taken on action items appearing on the Consent Calendar or Business Items on the Agenda when they are called. Public comment on any other items within the scope of the City's jurisdiction, including items not listed on the Agenda will be considered at this time. Public comment is limited to three minutes per speaker. Members of the public submitting written requests at least 24 hours prior to the meeting will be allotted five minutes to comment per speaker. Repetitive comments may be limited, and large groups are encouraged to select representatives to express the opinions of the group.

### **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 April 19, 2022**

Recommendation: Approve minutes of April 19, 2022

#### **8. Salary Schedule Modifications in the Police Department**

Recommendation: Adopt a corrected Resolution amending the salary schedule and removing assignment pay job class codes

#### **9. Fire Management Memorandum of Understanding (MOU)**

Recommendation: Adopt a Resolution approving the Memorandum of Understanding with the Fire Management group

#### **10. Feather River West Levee Financing Authority Proposition 218 Property Owner Protest Ballots for City-Owned Property**

Recommendation: Adopt a Resolution authorizing the City Manager to vote "yes" on the Proposition 218 Property Owner Protest Ballots for the

Feather River West Levee Financing Authority's (FRWLFA) Operations and Maintenance Assessment for City-owned property

- 11. East Sanborn Estates Subdivision (Acceptance of Public Improvements)**  
Recommendation: Adopt a Resolution accepting certain street and related improvements pursuant to the East Sanborn Estates Subdivision Agreement with Interwest Homes Corp., and authorizing the Subdivider to file a Notice of Completion (Subdivision is located north of Jodi Drive, east of Sanborn Road, and south of La Raby Way)
- 12. Hooper Ranch Subdivision (Acceptance of Public Improvements)**  
Recommendation: Adopt a Resolution accepting certain street and related improvements pursuant to the Hooper Ranch Estates Subdivision Agreement with Riverland Homes, Inc., and authorizing the Subdivider to file a Notice of Completion. (Subdivision is located north of Monroe Road, west of Hooper Road, and south of Jefferson Avenue)
- 13. Domain Estates Phase 3 (Annexation #2 of property in CFD 2021-1)**  
Recommendation: Adopt a Resolution annexing a certain area, Domain Estates Phase 3, within the City Limits into an existing Community Facilities District (CFD No. 2021-1) to fund municipal services, and filing said Resolution, along with the First Amendment to the Notice of Special Tax Lien, in the office of County Recorder of the County of Sutter
- 14. Faith Court Subdivision (Annexation #1 of property in CFD 2021-1)**  
Recommendation: Adopt a Resolution annexing a certain area, Faith Court Subdivision, within the City Limits into an existing Community Facilities District (CFD No. 2021-1) to fund municipal services, and filing said Resolution, along with the First Amendment to the Notice of Special Tax Lien, in the office of County Recorder of the County of Sutter
- 15. Yuba City Lighting and Landscape Maintenance District No. 5, Zone of Benefit H\_4 (Faith Court Subdivision)**  
Recommendation: Adopt a Resolution confirming and ordering annexation of the parcels associated with the Faith Court Subdivision, APNs 62-420-001 through 62-420-010 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
- 16. Title VI Implementation Plan Adoption**  
Recommendation: Adopt a Resolution which adopts the Title VI Implementation Plan, designates the Public Works Director as the Title VI Coordinator, and authorizes the Public Works Director to execute all necessary documents associated with the Plan
- 17. SB 1383 Recycled-Content Paper Procurement Policy**  
Recommendation: Establish an internal City policy for the procurement of recycled-content paper and paper products and necessary

recordkeeping in accordance with Senate Bill 1383

**18. FB 22-07 Chevrolet Tahoe Police Pursuit Purchase**

Recommendation: A. Adopt a Resolution awarding the purchase of one (1) additional 2WD Chevrolet Tahoe Police Pursuit vehicle to Wheeler Chevrolet of Yuba City, CA in the amount of \$42,613.07 (includes extended warranty), based on the Formal Bid (FB22-07) awarded pricing, and sole source the equipment purchase and installation to Cop Shop Installations of Yuba City, CA in the estimated amount of \$9,465.15

B. Authorize the Finance Director to record a supplemental budget appropriation to account 6610-69401 for the purchase of one (1) Chevrolet Tahoe Police Pursuit Vehicle in the amount of \$52,078.22

**19. General Municipal Election November 8, 2022**

Recommendation: A. Adopt a Resolution calling and giving notice of the General Municipal Election to be held on Tuesday, November 8, 2022 for the election of three members of the City Council, and authorizing the Mayor to enter into an agreement for election services with Sutter County

B. Adopt Resolution calling a special municipal election for ballot measures changing the offices of City Clerk and City Treasurer to appointed positions at the Statewide General Election to be held on November 8, 2022, and requesting Sutter County consolidate the election with the Statewide General Election

**20. Approve Tenant Commissioner Appointment to the Regional Housing Authority**

Recommendation: Approve the re-appointment of Suzanne Gallaty as the Tenant Commissioner to the Regional Authority of Sutter and Nevada Counties Board of Commissioners

**Business Items**

**21. Community Sponsorship Request**

Recommendation: A. Adopt a Resolution to approve a monetary Sponsorship request from the Downtown Business Association of \$10,500.00 for the sponsorship of the 2022 Summer Stroll

B. Approve an In-Kind sponsorship request from the Downtown Business Association of \$1,900.00 for Public Works Services

C. Authorize the Finance Director to record a supplemental appropriation in the amount of \$6,000.00 from Account No. 4120-66020 - Tourism

**22. Certifying Need for CalPERS 180-Day Wait Period Exception for Lynn Haile to be appointed as– Extra Help Accounting Manager**

Recommendation: Adopt a Resolution

A. Certifying the need for exception of the CalPERS 180-day wait period for Lynn Haile to be appointed as Extra Help-Accounting Manager

B. Approving the employment agreement and appointing Lynn Haile as provided in the Resolution following approval by CalPERS

**23. Two (2) Dump Truck Chassis and (1) Aerial Tree Truck Award**

Recommendation: A. Adopt a Resolution awarding the purchase of two (2) 10-yard dump trucks to PB Loader, of Fresno, CA, in the amount of \$360,933.92 plus a 10% contingency of \$33,119.08, and one (1) aerial tree truck to Terex Utilities, Inc., of Watertown, SD, in the amount of \$250,504.90 plus a 10% contingency of \$23,357.10, all using Sourcewell contract pricing quotes and utilizing Section 9.8 of the Purchasing Policy finding it is in the best interest of the City

B. Appropriate \$517,463.80 for the above purchases in the Vehicle Replacement Fund

**24. Development Impact Fees – Ad Hoc Committee**

Recommendation: Re-establish and designate two (2) Councilmembers to steer the Development Impact Fee Ad Hoc Committee for a period not to exceed one (1) year, unless additional action is taken by the Council

**25. Barry Elementary School Waterline Extension Project (Plans & Specifications)**

Recommendation: A. Adopt a Resolution approving the plans and specifications for the Barry Elementary School Waterline Extension Project (15-06) and authorizing advertisement for bids on the project

B. Adopt a Resolution designating and authorizing the Public Works Director to sign and enter into the Initial Drinking Water State Revolving Fund Construction Loan Funding Agreement, and any amendments made thereto, with the State Water Resource Control Board for construction of the Barry Elementary School Waterline Extension Project, subject to approval as to legal form by the City Attorney

C. Adopt a Resolution authorizing the City Manager to execute an Out of Agency Water Service Agreement with Yuba City Unified School District in accordance with Sutter County Local Agency Formation Commission (LAFCO) requirements and the terms of the State Funding Agreement, subject to review and approval as to legal form by the City Attorney

**26. Mayor/Vice Mayor Rotation Policy Update to address By-District Elections**

Recommendation: Provide initial direction regarding updates to the Council's current process for selecting the Mayor and Vice Mayor positions given the City's change to election of Councilmembers by District

## **Future Agenda Items**

### **27. Future Agenda Items**

- Councilmember Espindola
- Councilmember Harris
- Councilmember Boomgaarden
- 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

### **28. City Manager's Report**

### **29. City Council Reports**

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

## **Adjournment**