

CITY OF YUBA CITY
STAFF REPORT

Date: September 6, 2022
To: Honorable Mayor & Members of the City Council;
From: Administration Department
Presentation By: Ciara Wakefield, City Clerk Administrator

Summary

Subject: Minutes from the August 9, 11, Special Meetings and the August 16 Regular Meeting
Recommendation: Approve the minutes of August 9, 11 and 16, 2022
Fiscal Impact: None

Attachments:

1. 08-09-22 - Special Meeting Minutes Pension Policy (DRAFT)
2. 08-11-22 - Special Meeting Minutes Strategic Planning (DRAFT)
3. 08-16-22 Regular Meeting Minutes (DRAFT)

Prepared By:
Ciara Wakefield
City Clerk Administrator

Submitted By:
Diana Langley
City Manager

ATTACHMENT 1

MINUTES (DRAFT)
CITY COUNCIL
CITY OF YUBA CITY
AUGUST 9, 2022
5:30 P.M. – SPECIAL MEETING – PENSION POLICY

Special Meeting – Pension Policy Presentation

The location of this meeting was moved to the Sutter Room at 1201 Civic Center Blvd due to the Council Chambers were occupied due to the Board of Supervisors meeting was still in session. Signage was provided on the outside of the Council Chambers redirecting the meeting location in the Sutter Room.

Call to Order

Mayor Shaw called the Special Meeting of the City Council to order at 5:30 PM

Roll Call

Present: Mayor Shaw and Councilmembers Boomgaarden, Espindola, and Harris

Absent: Vice-Mayor Kirchner

Pledge of Allegiance

General Items

1. Pension Policy Presentation

CalMuni Advisors, Managing Director Andrew Flynn presented to Council.

No public comment

Adjournment

The Special Meeting was adjourned by Mayor Shaw at 7:23 PM

Dave Shaw, Mayor

ATTEST:

Ciara Wakefield, Deputy City Clerk

ATTACHMENT 2

MINUTES (DRAFT)
CITY COUNCIL
CITY OF YUBA CITY
AUGUST 11, 2022
5:30 P.M. – STRATEGIC PLANNING WORKSHOP
HARVEST ROOM, YUBA CITY, CA

Special Meeting

Call to Order

Mayor Shaw called the Special Meeting of the City Council to order at 8:07 AM

Roll Call

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

Absent: None

Pledge of Allegiance led by Natalie Springer, Human Resources Director

General Items

1. Strategic Planning Workshop – Facilitated by Juan Lopez, Amistad and Associates

- Council Roles
- Council Districting
- Succession Planning
- Fireworks
- Mobile Vendors
- Boats/RV's/Metal Carports

Meeting was facilitated by Juan Lopez, Amistad and Associates

No Public Comment

Adjournment

The Special Meeting was adjourned by Mayor Shaw at 12:08 PM

ATTEST:

Dave Shaw, Mayor

Ciara Wakefield, Deputy City Clerk

ATTACHMENT 3

MINUTES (DRAFT)
REGULAR MEETING CITY COUNCIL – CITY OF YUBA CITY AND
THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY
AUGUST 16, 2022
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 Shaw at 5:04 PM

Roll Call

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

Absent: None

Closed Session

A. Conference with real property negotiator (Govt. Code § 54956.8) Properties:

APN: 51-62-026, 1.58 acres generally located on Providence Court, west of Clark Avenue and south of Kensington Way, Yuba City, CA 95991

APN: 51-660-084, 0.19 acres generally located on Providence Court, west of Clark Avenue and south of Kensington Way, Yuba City, CA 95991

APN: 57-150-001, 0.47 acres located at 217 S Walton Avenue, Yuba City, CA 95991

APN: 57-150-050, 1.0 acres located at 211 S Walton Avenue, Yuba City, CA 95991

APN: 57-220-065, 0.11 acres generally located on S Walton Avenue between 211 and 217 S Walton Avenue, Yuba City CA 95991

Negotiator: Diana Langley, City Manager
Negotiating parties: Habitat for Humanity
Under negotiation: Price and terms of payment

Mayor Shaw recused himself from items related to Providence Court

No public comment received

Regular Meeting

The Regular Meeting and the Successor Agency to the Redevelopment Agency Meeting was called to order by Mayor Shaw at 6:00 PM

Roll Call

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

and Harris

Absent: None

Invocation/Inspiration

Ken Cunningham, Elder at Cornerstone Church Yuba City

Pledge of Allegiance to the Flag

Gus Becerra, Regional Housing Authority

City Attorney's Report on Closed Session Items

The City Attorney reported that litigation previously approved by City Council on October 5, 2021 (Napa County Flood Control and Water Conservation District and the City of Yuba City vs. The Department of Water Resources) has formally commenced (Case No: 34-2022-00323389).

Agenda Modifications/Approval of Agenda

In order to accommodate the Public Hearing, Item #8 (*Consideration of Inclusion of Delinquent Charges and Penalties for Water and Wastewater Services on Secured Tax Roll*) was moved from Consent to the first Business Item.

Ceremonial Presentations

1. Cindy Rosser Cowgirl Hall of Fame Proclamation

Mayor Shaw presented a proclamation to Cindy Rosser

2. The Chinese Garden Proclamation

Mayor Shaw presented a proclamation to Peter and Anna Yip

3. Farmers Market Proclamation

Mayor Show presented a proclamation to Desiree Silva

Public Communication

4. Appearance of Interested Citizens

Heather Esemann spoke

Consent Calendar

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

5. Minutes of the July 19, 2022 meeting

Approve the July 19, 2022 minutes

6. Approve Regional Appointments to the Feather River Air Quality Management

District (FRAQMD) Board of Directors for 2022

Approve the Appointment of Councilman Stuart Gilchrist to serve as the City of Marysville Representative on the FRAQMD Board of Directors

7. Creation of City Clean-Up Fund

Adopt **Resolution 22-119** authorizing the Finance Director to create a Capital Improvement Program Account for City Clean-Up and approve a supplemental appropriation of \$50,000 from unallocated General Fund to the City Clean-Up account

[Item 8 was moved to Business]

~~8. Consideration of Inclusion of Delinquent Charges and Penalties for Water and Wastewater Services on Secured Tax Roll~~

~~A. Conduct a Public Hearing, and after consideration;~~

~~B. Adopt a Resolution for the inclusion of delinquent charges and penalties for water and wastewater services on the secured tax roll in the same manner as the general taxes and directing that a lien also be placed on the subject properties~~

9. 200-Year Urban Level of Flood Protection Finding

Adopt **Resolution 22-121** acting as the land-use agency for the City of Yuba City accepting evidence in support of a Finding of 200-year flood protection

10. Heng's Cafe - Department of Alcoholic Beverage Control Application

Adopt **Resolution 22-122** making a finding of public convenience or necessity for the issuance of a Type 41 restaurant (beer and wine) Alcoholic Beverage Control (ABC) License at 1270 Stabler Ln. Suite 320 (Heng's Café)

11. Homes2Families - Agreement Update

Adopt **Resolution 22-123** to approve the updated Homes2Families Agreement with Regional Housing Authority (RHA)

12. Henson Ranch Estates – Phase 1 (Annexation #3 of property in CFD 2021-1)

Adopt **Resolution 22-124** annexing a certain area, Henson Ranch Estates – Phase 1, 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 Third Amendment to the Notice of Special Tax Lien, in the office of County Recorder of the County of Sutter

13. Signatory Authority - Restricted Grant Agreement: Plumas Street Historic District and Water Tower Improvements

Adopt **Resolution 22-125** authorizing the City Manager to execute Restricted Grant Agreements, Amendments, and Related Documents with the State of California Department of Transportation for the City of Yuba City Plumas Street Historic and Water Tower Park Improvements Project

14. Wastewater Treatment Facility Temporary Discharge Point 003 (Plans & Specifications)

Adopt **Resolution 22-126** approving the plans and specifications for the Wastewater Treatment Facility Temporary Discharge Point 003 Project (22-12) and authorizing advertisement for bids on the project

15. Extension of time for Development Plan 20-03, Richland Village Affordable Housing Development, and the associated funding commitment

Approve a two-year extension of time for Development Plan 20-03 and the associated funding commitment, pursuant to City Municipal Code Section 8-5.7106, resulting in a new expiration date of January 19, 2025

The motion was passed with a unanimous vote

Business Items

8. Consideration of Inclusion of Delinquent Charges and Penalties for Water and Wastewater Services on Secured Tax Roll

Mayor Shaw opened a Public Hearing

No public comment

Mayor Shaw closed the Public Hearing

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

Adopt **Resolution 22-120** for the inclusion of delinquent charges and penalties for water and wastewater services on the secured tax roll in the same manner as the general taxes and directing that a lien also be placed on the subject properties

The motion was passed with a unanimous vote

16. Consideration to approve Development Plan 22-01: Yuba City Self-Storage

Mayor Shaw opened a Public Hearing

No public comment

Mayor Shaw closed the Public Hearing

Councilmember Espindola moved and Councilmember Harris seconded the motion to:

Adopt **Resolution 22-127** to approve Environmental Assessment 22-03 by adopting a Mitigated Negative Declaration, subject to the Conditions of Approval and Mitigation Measures, and approve Development Plan 22-01, Yuba City Self-Storage, on 9.52 acres, located along the south side of Colusa Highway Frontage Road approximately 720 feet west of the intersection of Colusa Frontage Road and George Washington Boulevard (Assessor's Parcel Number 63-020-140)

The motion was passed with a unanimous vote

17. Yuba City Residential Street Light Maintenance Districts (Walton Area and Tierra Buena Area) Levying Assessments

Mayor Shaw opened a Public Hearing

No public comment

Mayor Shaw closed the Public Hearing

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

Adopt **Resolution 22-128** confirming and ordering the annual levy of assessments for Fiscal Year 2022-23 within Yuba City Residential Street Light Maintenance District No. 1 (Tierra Buena) and Residential Street Light Maintenance District No. 1 (Walton Area)

The motion was passed with a unanimous vote

18. Yuba City Landscape Maintenance District No. 1 (Stabler Lane/Garden Highway Area) Levying Assessments

Councilmember Boomgaarden recused himself

Mayor Shaw opened a Public Hearing

No public comment

Mayor Shaw closed the Public Hearing

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

Adopt **Resolution 22-129** confirming and ordering the annual levy of assessments for Fiscal Year 2022-23, pursuant to the Landscaping and Lighting Act of 1972

The motion was passed with 4 votes; 1 recusal (Boomgaarden)

19. Yuba City Lighting and Landscape Maintenance District Nos. 2, 3, 4, & 5 (Town Center and 69 subdivisions throughout Yuba City), and Yuba City Lighting and Landscape Maintenance District No. 5 (Commercial District) Levying Assessments

Mayor Shaw and Councilmember Harris recused themselves

Mayor Shaw opened a Public Hearing

Heather Esemann spoke

Mayor Shaw closed the Public Hearing

Councilmember Espindola moved and Councilmember Boomgaarden seconded the motion to:

Adopt **Resolution 22-130** confirming and ordering the annual levy of assessments for Fiscal Year 2022-23 for the Yuba City Lighting and Landscape Maintenance District Nos. 2, 3, 4, 5, & 6 (Town Center, 69 subdivisions throughout Yuba City including the Palisades Subdivisions and Butte Vista neighborhood, and commercial district)

The motion was passed with 3 votes; 2 recusals (Shaw & Harris)

Successor Agency to the Redevelopment Agency:

20. Declaration of Surplus Land – Successor Agency to the Yuba City Redevelopment Agency Properties

Heather Esemann spoke

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

Adopt **Resolution SA22-001** declaring certain Successor Agency-owned properties to be surplus land and directing the City Manager to follow the procedures set forth in the Surplus Land Act for the sale of such properties

The motion was passed with 5 votes

Future Agenda Items

21. Future Agenda Items

No suggestions

Reports and Communications

22. City Manager's Report

23. City Council Reports

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

Adjournment

Mayor Shaw adjourned the Regular Meeting and the Successor Agency to the Redevelopment Agency at 7:49 PM

Dave Shaw, Mayor

ATTEST:

Ciara Wakefield, Deputy City Clerk