

**MINUTES
REGULAR MEETING
CITY COUNCIL - CITY OF YUBA CITY
APRIL 6, 2021**

**5:00 P.M. – CLOSED SESSION - SUTTER ROOM/VIRTUAL
6:00 P.M. – REGULAR MEETING - COUNCIL CHAMBERS/VIRTUAL**

Closed Session

Call to Order

The Closed Session Meeting of the City Council was called to order by Mayor Boomgaarden at 5:01 PM

Roll Call

Present: Mayor Boomgaarden, Vice-Mayor Shaw, and Councilmembers Espindola, and Harris
[Councilmember Kirchner joined virtually via MS Teams in the Sutter Room]

Absent: None

Public Comment

No public comments were received

Closed Session – Sutter Room/Virtual

- A. Conference With Legal Counsel—Anticipated Litigation
Significant exposure to litigation pursuant to paragraph (2) of Government Code Section 54956.9(d): (One case)
- B. 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 oral threat of litigation by Chad Lizardo on March 2, 2021 to the City Attorney, and a follow up email from Mr. Lizardo on March 5, 2021. The email is available for public inspection.
- C. 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, City Manager

Regular Meeting

The Regular Meeting of the City Council was called to order by Mayor Boomgaarden at 6:00 PM

Roll Call

Present: Mayor Boomgaarden, Vice-Mayor Shaw, and Councilmembers Espindola, and Harris
[Councilmember Kirchner joined virtually via MS Teams]

Absent: None

Invocation/Inspiration

Vice-Mayor Shaw delivered the Invocation

Pledge of Allegiance to the Flag

Manny Cardoza led the Pledge of Allegiance

Agenda Modifications/Approval of Agenda

Item 12 (Appeal of the Planning Commission's Approval of Tentative Subdivision Map (TSM) 20-05, Domain Estates Phase 3) is continued to the next Regular Meeting on April 20, 2021 as a Public Hearing.

Presentations

1. Regional Housing Authority Presentation

Virtual presentation given via MS Teams by Regional Housing Authority:

Gus Becerra, Executive Director

Beckie Flores, Planning & Community Development Manager

Lawrence Mertz spoke

City Attorney's Report on Closed Session Items

No reportable action was taken

COVID-19

2. Discussion and Action on Measures to Mitigate the Impacts of the COVID-19 (Coronavirus) Pandemic

Dave Vaughn, City Manager presented the COVID-19 update

Courtney Allen spoke

Sammy Mendoza spoke

Public Communication

3. Appearance of Interested Citizens

Sharon Shedeck spoke

Jason Khan spoke

Robert Shedeck spoke

Sammy Mendoza spoke

Sandee Drown spoke

Consent Calendar

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

4. Minutes of March 15, 16 and 24, 2021

Approve the City Council minutes of March 15, 16 and 24, 2021

5. Water System Consolidation – Yuba Apartment Homes (3863 Colusa Highway)

Adopt **Resolution 21-033** authorizing the Public Works Director to sign a letter of intent to work towards consolidation of the Yuba Apartment Homes (3863 Colusa Highway) water system with the City's water system

6. Harter Tanks Painting Improvement Project (20-06) – Contingency Increase

Adopt **Resolution 21-034** authorizing an increase in the construction contingency of \$107,300.00, with a finding that it is in the best interest of the City, and authorizing the Public Works Director to enter into an amended construction agreement to reflect the updated contingency amounts, subject to approval as to legal form by the City Attorney

7. Presentation of Investment Report – Quarter Ended December 31, 2020

Note & File Quarterly Investment Report

The motion was passed with a unanimous vote

Business Items

8. 2021 WaterSMART Grant: Small-Scale Water Efficiency Projects for Water Treatment Plant

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

Adopt **Resolution 21-035** authorizing the Public Works Director to enter into agreement, designating Public Works Director as the official who has reviewed and supports the application submitted, capability the City has to provide the amount of funding or in-kind contributions as specified in funding plan, and that the City will work with Bureau of Reclamation to meet established deadlines for entering into a grant or cooperative agreement

The motion was passed with a unanimous vote

9. Bridge Street Widening Project (21-01) – CEQA Adoption

Heather Esemann spoke

Councilmember Espindola moved and Councilmember Harris seconded the motion to:

Adopt **Resolution 21-036** adopting the Initial Study/Mitigated Negative Declaration for the Bridge Street Widening Project

The motion was passed with a unanimous vote

10. Yuba City's Groundwater Sustainability Agency Agreements for Developing Sutter Subbasin Groundwater Sustainability Plan

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

Approve Memorandum of Understanding Between Sutter Subbasin Groundwater Sustainability Agencies and approve Memorandum of Agreement Regarding Funding Commitments for Development of a Groundwater Sustainability Plan for the Sutter Groundwater subbasin

The motion was passed with a unanimous vote

11. City Sponsorship Requests

Councilmember Kirchner moved and Councilmember Harris seconded the motion to:

Approve sponsorship requests from the Playzeum Yuba Sutter and the Downtown Business Association

The motion was passed with a unanimous vote

12. Appeal of the Planning Commission's approval of Tentative Subdivision Map (TSM) 20-05, Domain Estates Phase 3

Continued to the next Regular Meeting on April 20, 2021 as a Public Hearing

13. AB 1209 (McCarty): Green Means Go Grant and Loan Program

Councilmember Harris moved and Councilmember Espindola seconded the motion to:

Authorize the Mayor to submit a letter of support for AB 1209 (McCarty), which will establish the Green Means Go Grant and Loan program to reduce emissions of greenhouse gases (GHG) and increase housing options in the six-county Sacramento region by accelerating infill development through infrastructure investments

The motion was passed with a unanimous vote

Future Agenda Items

14. Future Agenda Items

None

Reports and Communications

15. City Council Reports

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

Adjournment

Mayor Boomgaarden adjourned the Regular Meeting of the City Council at 7:41 PM

ATTEST:

Ciara Wakefield
Ciara Wakefield, Deputy City Clerk



Marc Boomgaarden

Marc Boomgaarden, Mayor