

**MINUTES  
REGULAR MEETING  
CITY COUNCIL  
CITY OF YUBA CITY  
NOVEMBER 5, 2019  
5:00 P.M. – CLOSED SESSION – BUTTE ROOM  
6:00 P.M. – REGULAR MEETING**

**Closed Session – Council Chambers**

**Call to Order**

The Closed Session Meeting of the Yuba City Council was called to order by Vice Mayor Cardoza at 5:01 pm

**Roll Call:**

Present: Mayor Harris (arrived at 5:05 pm) and Councilmembers Cardoza, Espindola and Shaw  
Absent: Councilmember Boomgaarden

**Public Comment**

No one spoke

Vice Mayor Cardoza adjourned into closed session at 5:03 pm

**Closed Session – Butte Room**

- A. Conference with Labor Negotiators (Pursuant to Government Code, § 54957.6.)  
Agency designated representatives: Michael Rock, City Manager, Natalie Springer, Human Resources Director, Gregory Ramirez, IEDA, Special Counsel Stacey Sheston, Best Best & Krieger  
Employee organizations: Yuba City Police Officers; Police Sergeants; Yuba City Firefighters Local 3793; Yuba City Fire Management; First Level Managers; Mid Managers; Sworn Mid Managers; and Public Employees Local No. 1  
Unrepresented employees: Confidential Employees; Executive Services Employees
- B. Conference with Legal Counsel: Anticipated Litigation Pursuant to Government Code § 54956.9(d)(2))  
One Potential Case

**Regular Meeting—Council Chambers**

**Call to Order**

The Regular Meeting of the Yuba City Council was called to order by Mayor Harris at 6:06 pm

**Roll Call:**

Present: Mayor Harris and Councilmembers Cardoza, Espindola and Shaw  
Absent: Councilmember Boomgaarden

**Invocation**

Granthi Sarwan Singh from the Sikh Temple delivered the Invocation

### **Pledge of Allegiance to the Flag**

Cameron Roath led the Pledge of Allegiance

### **Presentations and Proclamations**

**1. Veterans Day Proclamation Presented to Yuba Sutter Stand-down**

Mike Nicholas, President of the Yuba Sutter Stand Down, accepted the Proclamation from Mayor Harris and the Council

**2. Chamber of Commerce Presentation by Executive Director Marni Sanders**

### **Bid Openings**

**3. Award of 2019 Wastewater Collection Improvements Project**

Councilmember Cardoza moved and Councilmember Espindola seconded the motion to:

Adopt **Resolution No. 19-090** adopting a finding of Class 1 Categorical Exemption for the project per CEQA Guidelines Section 15301 (Existing Facilities); awarding Contract No. 19-03 2019 Wastewater Collection Improvements Project to Lamon Construction Co., Inc. of Yuba City, CA in the amount of their total bid of \$302,635.; and authorizing the City Manager to execute the contract on behalf of the City, following approval by the City Attorney

The motion was passed with a unanimous vote. Councilmember Shaw recused himself.

### **Ordinances**

**4. Garden Refuse Ordinance Update**

Councilmember Shaw moved and Councilmember Espindola seconded the motion to:

Adopt **Ordinance 004-19** amending the Yuba City Municipal Code to allow for placement of garden refuse and defining violation as a nuisance, and waive the second reading

The motion was passed with a unanimous vote

**5. Rules and Regulations Governing City Council Meetings**

Councilmember Shaw moved and Councilmember Espindola seconded the motion to:

A. Adopt **Ordinance No. 005-19** amending the Yuba City Municipal Code Sections 2-1.01 through 2-1.06 of Chapter 1 Pertaining to the Rules and Regulations Governing City Council Meetings, and waive the second reading

B. Adopt **Resolution No. 19-091** setting the Order of Business and Parliamentary Procedures for City Council Meetings

The motion was passed with a unanimous vote

**6. Building Regulations Ordinance and the adoption of the 2019 Edition of the California Building Standards Code**

Lawrence Mertz of Yuba City spoke

Councilmember Cardoza moved and Councilmember Shaw seconded the motion to:

Introduce an Ordinance repealing and reenacting Title 7 and appropriate chapters of the Yuba City Municipal Code titled Building Regulations which provides regulations to implement the 2019 edition of the California Building Standards Code, and waive the first reading

The motion was passed with a unanimous vote

**7. Fire Prevention Ordinance and the adoption of the 2018 Edition of the International Fire Code**

Councilmember Cardoza moved and Councilmember Espindola seconded the motion to:

Introduce an Ordinance Repealing and Reenacting Chapter 5 of Title 4 of the Yuba City Municipal Code Entitled Fire Prevention, and waive the first reading

The motion was passed with a unanimous vote

**Public Communication**

**8. Written Requests**

Virgil Atkinson of Just Serve spoke

**9. Appearance of Interested Citizens**

The following persons spoke:

Jerry Handy – 4G Foundation

John Cassidy – Sierra Central Credit Union

Jeff Stephens – Say Love

Thomas Burns – Yuba City

**Consent Calendar**

Councilmember Shaw moved and Councilmember Cardoza seconded the motion to:

**10. Minutes of October 14 and 15, 2019**

Approve the City Council minutes of October 14 and 15, 2019

**11. Landscape Maintenance Agreement Amendment – Sullivan Family Limited Partnership**

A. Adopt **Resolution No. 19-092** amending the Landscape Maintenance Agreement with the State of California, dated October 22, 2014, for the maintenance of developed property within the State of California State Route 20 right-of-way associated with John L. Sullivan Dodge Chrysler Jeep RAM, located at 950 Harter Parkway

B. Adopt **Resolution No. 19-093** amending the Landscape Maintenance Agreement with the property owners of 950 Harter Parkway, Sullivan Family Limited Partnership, dated September 16, 2014, for the maintenance of developed property within the State of California State Route 20 right-of-way

The motion was passed with a unanimous vote

**General Items**

**12a. Annual Report from the Downtown Yuba City Business Improvement District**

The following persons spoke:  
Thomas Burns – Yuba City  
Cindy Paine – Yuba City

Mayor Harris moved and Councilmember Shaw seconded the motion to:

- A. Adopt **Resolution No. 19-094** Accepting and Approving the 2018-2019 Annual Report of the Downtown Yuba City Business Improvement District

The motion was passed with a unanimous vote. Councilmember Cardoza recused himself.

**12b. Proposed Levy of Annual Assessment for 2020**

Councilmember Shaw moved and Councilmember Espindola seconded the motion to:

- B. Adopt **Resolution No. 19-095** of Intention to Levy and Collect 2020 Annual Assessments and set a Public Hearing for November 19, 2019

The motion was passed with a unanimous vote. Councilmember Cardoza recused himself.

**13. Amendment to the Disposition and Development Agreement for the Feather River Mill and Associated Properties**

Councilmember Shaw moved and Councilmember Espindola seconded the motion to:

Authorize the City Manager to approve and sign on behalf of the City, Amendment No. 2 to the Disposition and Development Agreement with Noyan Properties, L.P., with regard to the property located at the southeast corner of Bridge and Shasta Streets to be used for the future development of a mixed use project (APN 52-324-023 & 52-502-008)

The motion was passed with a unanimous vote.

**14. Wastewater Treatment Facility Improvements Project SCADA Equipment**

Councilmember Cardoza moved and Councilmember Shaw seconded the motion to:

Adopt **Resolution No. 19-096** awarding the purchase of SCADA equipment and software from GE Digital LLC of San Ramon, CA in the amount not to exceed \$95,000 and authorizing the City Manager to execute any necessary documents, with the finding that it is in the best interest of the City

The motion was passed with a unanimous vote

**15. Human Resources Job Reclassification – Human Resources Technician I/II to Administrative Analyst I**

The item was pulled from the Agenda

**16. Professional Services Agreement with Land Logistics for Planning Consulting Services**

Councilmember Espindola moved and Councilmember Shaw seconded the motion to:

Authorize the City Manager to amend the existing Professional Services Agreement between the City of Yuba City and Land Logistics of Davis CA, subject to approval as to legal form by the City Attorney, to increase the contract amount from \$75,000 to up to \$261,400 with the finding that it is in the best interest of the City

The motion was passed with a unanimous vote

**17. Veterans Park Memorial Park**

Mayor Harris moved and Councilmember Shaw seconded the motion to:

Adopt **Resolution No. 19-097** renaming the Veterans Memorial Park to the Bob Barkhouse Veterans Memorial Park

The motion was passed with a unanimous vote

**Reports and Communications**

**18. City Manager's Report**

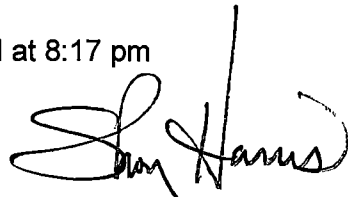
City Manager Michael Rock

**19. City Council Reports**

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

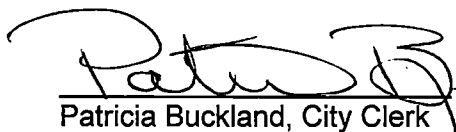
**Adjournment**

Mayor Harris adjourned the Regular Meeting of the City Council at 8:17 pm



Shon Harris, Mayor

ATTEST:



Patricia Buckland, City Clerk

