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 OF THE
CITY COUNCIL
CITY OF YUBA CITY
COUNCIL CHAMBERS
February 19, 2013
6:00 P.M. – CLOSED SESSION
7:00 P.M. – REGULAR MEETING

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.

Closed Session—Butte Room

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 prior to the City Council convening into closed session. Comments from the public will be limited to three (3) minutes. No member of the public will be allowed to be present once the City Council convenes into closed session. Contact the City Clerk in advance of the closed session either in person at City Hall, by phone 822-4817, or email tlocke@yubacity.net to allow for time for testimony.

A. Confer with legal counsel and Steven Jepsen regarding existing Worker’s Compensation Claims of employee pursuant to Government Code Section 54956.9 (a), Rose v. City of Yuba City, Workers’ Compensation Appeals Board (WCAB) ADJ8233071 and ADJ8615514.

B. Confer with real property negotiators Steven Jepsen and Steve Kroeger pursuant to Government Code Section 54956.8 regarding negotiations with Union Pacific Railroad regarding possible purchase of right of way

Regular Meeting—Council Chambers

Call to Order

Roll Call:  _____ Mayor Buckland
            _____ Mayor Pro Tem Gill
            _____ Councilmember Dukes
            _____ Councilmember Maan
            _____ Councilmember Starkey

Invocation

Pledge of Allegiance to the Flag

Presentations and Proclamations

1. Proclamation for Dress in Blue Day March 1st - Awareness for Colon Cancer
Public Communication

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 heard 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.

2. Written Requests

Members of the public submitting written requests, at least 24 hours prior to the meeting, will be normally allotted 5 minutes to speak.

3. Appearance of Interested Citizens

Members of the public may address the City Council on items of interest that are within the City's jurisdiction. Individuals addressing general comments are encouraged to limit their statements to 3 minutes.

Bid Openings

4. Western Parkway and State Route 20 Intersection Improvement Project (Award of Contract – Total Cost $1,012,532.10)

Recommendation:  
a. Award Contract No. 10-19, Western Parkway and State Route 20 Intersection Improvement Project, to George Reed, Inc. of Modesto, CA in the amount of their bid of $836,782.10
b. Authorize the City Manager to execute the contract on behalf of the City, following approval by the City Attorney

5. One (1) Hydro Jet/Vac Combination Truck (FB13-01)

Recommendation: Award the purchase of one Hydro Jet/Vac Combination Truck in the amount of $388,724.75 to Municipal Maintenance Equipment of Sacramento, CA by finding that it is in the best interest of the City to do so

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.


Recommendation: Approve the City Council Meeting Minutes of February 5, 2013

8. **Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_6**

   Recommendation: Adopt the following Resolutions to modify the Lighting and Landscape Maintenance District:
   
   a. Resolution to modify Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_6 (1619 Franklin Road, Medicine Shoppe Pharmacy, located at the northwest corner of Walton Ave. and Franklin Rd.)
   
   b. Resolution of Intention, Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_6 (pursuant to the Landscaping and Lighting Act of 1972)

9. **Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_7**

   Recommendation: Adopt the following Resolutions to modify the Lighting and Landscape Maintenance District:
   
   a. Resolution to modify Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_7 (1240 Plumas Street, Plumas Family Apartments)
   
   b. Resolution of Intention, Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_7 (pursuant to the Landscaping and Lighting Act of 1972)

10. **Continuation of Reduced Development Impact Fees for Single-family Residential Development**

    Recommendation: Adopt a Resolution authorizing a temporary city-wide reduction of development impact fees for single-family residential building permits until December 31, 2013

**General Items**

11. **Gated Community Concept**

    Recommendation: Discuss the community acceptance of the exclusivity of “gated neighborhoods” and provide direction to staff regarding requirements for the conversion of existing neighborhoods to gated communities

12. **Comprehensive Annual Financial Report (CAFR) and Related Audit Reports for Fiscal Year Ended June 30, 2012**

    Recommendation: Accept the Comprehensive Annual Financial Report (CAFR) and Related Audit Reports for Fiscal Year Ended June 30, 2012
Business from the City Council

13. **Appointments to City of Yuba City Economic Development Commission**
   
   Recommendation: Approve the City Council Screening Committee Recommendations for Confirmation/Appointment of Three Members to the Economic Development Commission

14. **Discussion regarding proposal to change Regular Council Meeting Times and Possible Rescheduling of Council Meetings on March 5, 2013 and April 16, 2013**
   
   Recommendation: Discussion and Direction to Staff regarding:
   
   a) Option of changing Regular Meeting Commencement time from 7:00 p.m. to 6:00 p.m.
   
   b) Possible modification to Municipal Code Sec. 2-1.01 (Meetings) to establish meeting times be set by Resolution
   
   c) Reschedule the March 5, 2013 City Council Meeting from 7:00 p.m. in the City Council Chambers to be held at 11:30 a.m. at River Valley High School Library
   
   d) Reschedule the April 16, 2013 Council Meeting to April 23, 2013 due to lack of Quorum on April 16th

15. **City Council Reports**
   
   - Councilmember Dukes
   - Councilmember Maan
   - Councilmember Starkey
   - Mayor Pro Tem Gill
   - Mayor Buckland

Adjournment
National Dress in Blue Day™
Awareness to Colon Cancer

WHEREAS, Yuba City celebrates National Dress in Blue Day to bring greater awareness to colon cancer; and

WHEREAS, colon cancer is the second leading cause of cancer death in the United States; and

WHEREAS, 1 in 20 people will develop colon cancer and every 10 minutes a life is lost to the disease; and

WHEREAS, this year alone, 142,000 new cases of colon and rectal cancer will be diagnosed in America and nearly 50,000 deaths are expected; and

WHEREAS, a simple screening test is recommended to individuals over age 50 and those with a family history to help combat the disease; and

WHEREAS, education and increased awareness can help inform the public of methods of prevention and the early detection of colon cancer; and

WHEREAS, through recommended screenings, this cancer can be caught early when treatment is most effective; and

WHEREAS, the National Dress in Blue Day program, held on Friday, March 1, 2013 will help bring greater awareness to the disease and importance of being screened; and

NOW THEREFORE, BE RESOLVED, that I, John Buckland, Mayor of the City of Yuba City do hereby proclaim March 1, 2013 to be National Dress in Blue Day in the City of Yuba City and encourage all individuals to work together to promote awareness and understanding of colon cancer and the need for screening to eradicate the disease.

Done on this 19th Day of February, at the City of Yuba City, County of Sutter, State of California.

___________________________
John Buckland, Mayor
Written Requests

Members of the public submitting written requests at least 24 hours prior to the meeting will normally be allotted 5 minutes to speak.

Procedure

When requesting to speak, please indicate your name and the topic and mail to:

    City of Yuba City  
    Attn: City Clerk  
    1201 Civic Center Blvd  
    Yuba City CA 95993

Or email to:

    Terrel Locke, City Clerk  
    tlocke@yubacity.net

The Mayor will call you to the podium when it is time for you to speak.
Appearance of Interested Citizens

Members of the public may address the City Council on items of interest that are within the City’s jurisdiction. Individuals addressing general comments are encouraged to limit their statements.

Procedure

Complete a Speaker Card located in the lobby and give to the City Clerk. When a matter is announced, wait to be recognized by the Mayor. Comment should begin by providing your name and place of residence. A three minute limit is requested when addressing Council.

• 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 speak on any item appearing on the agenda, please note the number of the agenda item about which you wish to speak. If you wish to speak on more than one item, please fill out a separate card for each item.

• Items not listed on the Agenda
Public comments on items not listed on the agenda will be heard during the Public Communication portion of the meeting.
Date: February 19, 2013
To: Honorable Mayor & Members of the City Council
From: Public Works Department
Presented by: Diana Langley, Deputy Public Works Director - Engineering

Summary
Subject: Western Parkway and State Route 20 Intersection Improvement Project (Award of Contract – Total Cost $1,012,532.10)

Recommendation: a. Award Contract No. 10-19, Western Parkway and State Route 20 Intersection Improvement Project, to George Reed, Inc., of Modesto, CA in the amount of their bid of $836,782.10.

b. Authorize the City Manager to execute the contract on behalf of the City, following approval by the City Attorney.

Fiscal Impact: $1,012,532.10 – Account No. 931041 (Development Impact Fees – Western Parkway), specified as follows:
- $836,782.10 – contract award amount – 931041-65501
- $84,000 – construction contingency – 931041-65504
- $84,000 – construction admin./inspection – 931041-65503
- $7,750 – state furnished materials – 931041-65501

Purpose:
To construct a new signalized intersection on State Route 20 (SR 20) at Western Parkway to provide improved traffic circulation to the area (Exhibit 1).

Background:
The Western Parkway and State Route 20 (SR 20) Intersection Improvement Project has been in the works for the past several years. The project was initiated by development in the northwestern portion of the City in the area between Township Road and Royo Ranchero Road. The improvements include the extension of Western Parkway from Libby Lane to SR 20 and installation of a traffic signal at the Western Parkway/SR 20 intersection. The project involves a State highway, so approval from the State for an access opening and an encroachment permit from Caltrans are required and have been obtained.

Past Council action on the project includes the following:
- May 3, 2011 – Execution of a Contribution Agreement with the State of California to coordinate Caltrans ongoing work at the intersection to save on future project costs to the City.
- June 7, 2011 – Adoption of a Mitigated Negative Declaration.
• October 18, 2011 – Execution of a Cooperative Agreement with the State of California Department of Transportation to delineate the obligation of the State and City with respect to the funding and construction of the project.
• October 18, 2011 – Execution of a Superseding Controlled Access Highway Agreement to document the State’s approval of a new connection to State Route 20 at Western Parkway.
• November 20, 2012 – Approval of the plans and specifications and authorization to bid the project.

Analysis:

The project was advertised for bid on December 17, 2012. Plans and specifications were provided to local builder/contractor exchanges and 17 contractors. On January 29th, 15 bids were received and opened in the City Clerk’s office. A list of the bids received and the engineer’s estimate are shown below.

<table>
<thead>
<tr>
<th>Company</th>
<th>Bid Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>George Reed, Inc., Modesto</td>
<td>$ 836,782.10</td>
</tr>
<tr>
<td>Knife River Construction, Chico</td>
<td>$ 854,810.55</td>
</tr>
<tr>
<td>RJ Heuton Construction, Chico</td>
<td>$ 857,293.80</td>
</tr>
<tr>
<td>Teichert Construction, Davis</td>
<td>$ 874,892.00</td>
</tr>
<tr>
<td>DeWitt Bros. &amp; Co. Inc., Yuba City</td>
<td>$ 900,138.47</td>
</tr>
<tr>
<td>DeSilva Gates, Dublin</td>
<td>$ 909,909.00</td>
</tr>
<tr>
<td>Franklin Construction, Inc., Chico</td>
<td>$ 925,033.40</td>
</tr>
<tr>
<td>Western Engineering, Loomis</td>
<td>$ 978,950.00</td>
</tr>
<tr>
<td>McGuire and Hester, Oakland</td>
<td>$ 991,199.40</td>
</tr>
<tr>
<td>Patterson Taber General Eng., Marysville</td>
<td>$1,016,113.89</td>
</tr>
<tr>
<td>B&amp;M Builders, Inc., Rancho Cordova</td>
<td>$1,075,724.00</td>
</tr>
<tr>
<td>Martin General Engineering, Folsom</td>
<td>$1,080,410.55</td>
</tr>
<tr>
<td>Lamon Construction, Yuba City</td>
<td>$1,125,391.10</td>
</tr>
<tr>
<td>C&amp;C Construction, Rocklin</td>
<td>$1,147,403.50</td>
</tr>
<tr>
<td>Sierra National Construction, Carmichael</td>
<td>$1,174,938.60</td>
</tr>
<tr>
<td>Engineer’s Estimate</td>
<td>$1,215,000.00</td>
</tr>
</tbody>
</table>

Project Schedule
Contract administration and inspection of the project will be performed by Public Works Department staff. Project construction is expected to begin in April with completion in September, due to the long lead time for the traffic signal equipment.

Fiscal Impact:

Funding for the Western Parkway and State Route 20 Intersection Improvement Project comes from Developer Impact Fees and is programmed in the Capital Improvement Program (CIP) through Account No. 931041 (Western Parkway) of which there is $1,900,000 available. The estimated project cost of $1,012,532.10 covers the contract amount of $836,782.10, 10% contingency, staff costs for construction management and inspection, and $7,750 payable to the State for State furnished materials. The estimated $900,000 of Developer Impact Fees remaining in the account will be reprogrammed to unallocated road impact fees for future use on other road projects that are in the impact fee program.
Alternatives:
Delay or modify recommended action.

Recommendation:
a. Award Contract No. 10-19, Western Parkway and State Route 20 Intersection Improvement Project, to George Reed, Inc., of Modesto, CA in the amount of their bid of $836,782.10.

b. Authorize the City Manager to execute the contract on behalf of the City, following approval by the City Attorney.

Prepared by: Submitted by:

/s/ Diana Langley /s/ Steven R. Jepsen
Diana Langley Steven R. Jepsen
Deputy Public Works Director - Engineering City Manager

Reviewed by:

Department Head
Finance
City Attorney

GM
RB
TH
CITY OF YUBA CITY
STAFF REPORT

Date: February 19, 2013

To: Honorable Mayor & Members of the City Council

From: Finance Department

Presentation By: Spencer Morrison

Summary

Subject: One (1) Hydro Jet/Vac Combination Truck (FB13-01)

Recommendation: Award the purchase of one Hydro Jet/Vac Combination Truck in the amount of $388,724.75 to Municipal Maintenance Equipment of Sacramento, CA by finding that it is in the best interest of the City to do so.

Fiscal Impact: $388,724.75 Vehicle Replacement Fund Account 6610-69415

Purpose:
Purchase of an additional Hydro Jet/Vac Combination Truck.

Background:
Each year Fleet Maintenance staff reviews the City’s vehicles to determine which are recommended for replacement. For the 2012 / 2013 fiscal year, staff is recommending the addition of one (1) Hydro Jet/Vac Combination Truck for the Public Works Water/Sewer Maintenance Division. The city currently has two (2) hydro Jet/Vac combination trucks; one (1) of the trucks is a 1996 model and is at the end of its useful life for the purpose it was intended to serve. The City is keeping this truck and moving it to the Streets Department for cleaning storm drains.

Analysis:
The Finance staff worked with the Public Works Department and the Fleet Department to ensure that the specifications meet the City’s requirements. A formal bid was developed and advertised according to the City’s ordinances. Six (6) vendors received the bid notification. The following two (2) bids were received:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Municipal Maintenance Equipment</td>
<td>$388,724.75 (w/option included)</td>
</tr>
<tr>
<td>Owen Equipment</td>
<td>Non Responsive</td>
</tr>
</tbody>
</table>

One (1) vendor, Owen Equipment, is indicated as non-responsive because they did not meet all minimum specifications. Two of the items, 10 foot boom and an external trash pump, were listed as exceptions and they are offering an 8 foot boom and an internal trash pump. Staff believes these features are important for the type of work being accomplished as well as safety reasons.
**Fiscal Impact:**
Funding for this purchase has been appropriated in the FY13 budget and is available in the Vehicle Replacement Fund account # 6610-69415.

**Alternatives:**
1) Reject both bids  
2) Request new bid process  
3) Do not purchase

**Recommendation:**
Award the purchase of one Hydro Jet/Vac Combination Truck in the amount of $388,724.75 to Municipal Maintenance Equipment of Sacramento, CA by finding that it is in the best interest of the City to do so.

Prepared By:    Submitted By:

/s/ Vicky Anderson    /s/ Steven R. Jepsen
Vicky Anderson    Steven R. Jepsen
Administrative Analyst    City Manager

Reviewed By:

Finance    SM
Public Works    GM
City Attorney    TH
MINUTES (DRAFT)
REGULAR MEETING OF THE
CITY COUNCIL
CITY OF YUBA CITY
COUNCIL CHAMBERS
February 5, 2013
6:00 P.M. – CLOSED SESSION
7:00 P.M. – REGULAR MEETING

Closed Session—Butte Room

A. Conferred with real property negotiator Steven Jepsen and Steve Kroeger pursuant to
Government Code Section 54956.8 regarding negotiations for the possible purchase of the
property 800 Northgate Blvd – APN # 51-490-002

Regular Meeting—Council Chambers
The City of Yuba City City Council meeting was called to order by Mayor Buckland at 7:01 p.m.

Roll Call
Present: Councilmembers Dukes, Gill, Maan and Mayor Buckland
Absent: Councilmember Starkey

Invocation
Councilmember Dukes gave the invocation.

Pledge of Allegiance to the Flag
Councilmember Gill led the Pledge of Allegiance.

Public Communication

1. Written Requests - None

2. Appearance of Interested Citizens - None

Consent Calendar
Councilmember Maan moved to adopt the Consent Calendar as presented. Councilmember
Dukes seconded the motion that passed with a unanimous vote.


Approved the City Council Meeting Minutes of January 15, 2013.

4. Approve Tenant Commissioner Appointment to the Regional Housing Authority
Approved the re-appointment of Suzanne Gallaty as the Tenant Commissioner to the
Regional Housing Authority of Sutter and Nevada Counties Board of Commissioners.
5. **Federal Transportation Urban Boundary Adjustment**
   
   Adopted Resolution No. 13-014 approving the adjustment of the 2010 Census Designated Urban Boundaries for Transportation Purposes

6. **Sutter Animal Services Authority (SASA) – Delegation of Authority to Set Fees For Service**
   
   Approved the Fifth Amendment to the Sutter Animal Services Authority’s (SASA) Joint Powers Agreement Section 5.1 Delegation of Powers to delegate authority to set fees for Animal Services from the member jurisdictions to the Sutter Animal Services Authority.

**General Items**

7. **Request for Local Support for the Sacramento Capitol Region “Next Economy” Economic Development Work Plan**
   
   The following person spoke:
   
   Bill Mueller, CEO and President, Valley Vision
   
   Councilmember Gill moved to Adopt Resolution No. 13-015 supporting the Next Economy Capitol Region Prosperity Plan and begin aligning the City’s economic plan work plan as appropriate. Councilmember Dukes seconded the motion that passed with a unanimous vote.

8. **Support Funding for Yuba Sutter Chamber of Commerce Tourism and Visitor Center Plan**
   
   The following persons spoke:
   
   Pat Miller, President, Sutter County Taxpayers Association
   Greg Heckman, Chairman, Yuba City Economic Development Commission
   Larry Ozeran, Northwest Yuba City
   
   Councilmember Maan moved to authorize the City Manager to enter into an agreement with the Yuba Sutter Chamber of Commerce to provide a Visitor Center and Tourism related effort and make a supplementation appropriation of $210,000. Councilmember Gill seconded the motion that passed with a unanimous vote.

9. **Proposed Revisions for the Madden House Lease with the Yuba Sutter Chamber of Commerce**
   
   The following person spoke:
   
   Pat Miller, President, Sutter County Taxpayers Association
   
   Councilmember Dukes moved to direct staff to look into options for a revised Lease of the Madden House to the Yuba Sutter Chamber of Commerce to effect long-term lease changes and property ownership over a defined period of time, especially in regard to Item 7 – Tourism Welcome Center of the current Lease Agreement, and bring back to Council for consideration. Councilmember Gill seconded the motion that passed with a unanimous vote.
10. **Continuation of Reduced Development Impact Fees for Single-family Residential Development**

The following persons spoke:

- Holly Shackleford, Interwest Homes
- Brian Winship, Winship Bros Construction
- Larry Smith, Smith Plumbing
- Greg Brown, Brown Concrete
- James Chaussee, Appraiser
- Larry Ozeran, Northwest Yuba City
- Melia Campbell-Frank, Realtor

Councilmember Dukes moved to give direction to staff to continue the current Reduced Development Impact Fees for Single-family Residential Development for the rest of the year and look into phase-in to the $20,975 rate over the next four years, with the option to review annually if the economy dramatically improves or declines. Councilmember Gill seconded the motion that passed with a unanimous vote.

**Business from the City Council**

11. **Economic Development Commission Appointments and/or Removals**

The following person spoke:

- Dr. Larry Ozeran, Northwest Yuba City

In order to correct any real and/or perceived errors from appointments made on December 18, 2012 to the Economic Development Commission, Councilmember Dukes moved to remove Dr. Larry Ozeran as a member of the Economic Development Commission, direct staff to post a special vacancy notice per G.C. §54974 and bring Economic Development Commission appointments back to Council at the meeting on February 19, 2013. Councilmember Gill seconded the motion that passed with the following vote:

- **Ayes:** Councilmembers Dukes, Gill, and Mayor Buckland
- **Noes:** Councilmember Maan

12. **Discussion Regarding Proposal to Change Regular Council Meeting Times**

The following persons spoke:

- Pat Miller, President, Sutter County Taxpayers Association
- Kristy Santucci, CEO, Yuba Sutter Chamber of Commerce

Councilmember Gill moved to change Regular Meeting Commencement time from 7:00 p.m. to 6:00 in the evening, and amending to Municipal Code Sec. 2-1.01 (Meetings) to establish meeting times to be set by Resolution. Mayor Buckland seconded the motion.

The following vote was taken:

- **Ayes:** Councilmember Gill and Mayor Buckland
- **Noes:** Councilmembers Dukes and Maan
Having no action, this item is being continued for further consideration at the next Regular Council Meeting on February 19, 2012.

13. City Council Reports

- Councilmember Dukes
- Councilmember Maan
- Mayor Pro Tem Gill
- Mayor Buckland

Adjournment

Mayor Buckland adjourned the Regular Meeting of the City Council of the City of Yuba City at 9:23 p.m. in honor of Mrs. Beckie Denney, Chief Robert Smith, Mr. Ken Calhoun, and Mr. Ralph Feole. All were remarkable citizens of the Yuba-Sutter region and will be missed.

_________________________
John Buckland,
Mayor

ATTEST:

_________________________
Terrel Locke
City Clerk
Date: February 19, 2013
To: Honorable Mayor & Members of the City Council
From: Finance Department
Presentation By: Spencer Morrison, Accounting Manager

Summary

Subject: Annual Sunsweet Boulevard Community Facilities District 2004-1 Report Pursuant to Government Code Section 53411

Recommendation: Note and File the annual Sunsweet Boulevard Community Facilities District 2004-1 Report pursuant to Government Code Section 53411

Fiscal Impact: Information item only

Purpose:

Each year, per the government code, the Finance Department must report the background and current status of the Sunsweet Boulevard Community Facilities District 2004-1.

Background:

In accordance with Government Code Section 53411, a report concerning the Sunsweet Boulevard Community Facilities District 2004-1 is required to be filed annually with the City Council. This staff report serves to fulfill the requirement. The report must address the following items:

1. The amount of funds collected and expended – On May 12, 2005, the City issued $3,250,000 in Community Facilities District Bonds. Of this amount, $2,705,904 was placed into the project fund. The entire $2,705,904 has been expended on the project. Special tax assessments were placed on the properties within the district in 2005 and the amount collected for calendar year 2012, as of December 31, is $274,801 in assessments and no delinquencies. These funds will be used to pay debt service.

2. The status of the project required or authorized to be funded – The project as defined by the “List of Authorized Facilities” (that was adopted as part of the resolution forming the district) is complete, including related improvements (traffic signal at Highway 99 and connector road to Walton Avenue on the south side of Sunsweet), with a Notice of Completion dated July, 2007.

Fiscal Impact:

Informational item only.
**Alternatives:**
Not Applicable.

**Recommendation:**
Note and file the annual Sunsweet Boulevard Community Facilities District 2004-1 Report pursuant to Government Code Section 53411.

Prepared By:  
/s/ Spencer Morrison
Spencer Morrison  
Accounting Manager

Submitted By:  
/s/ Steven R. Jepsen
Steven R. Jepsen  
City Manager

Reviewed By:  
Finance  
City Attorney  

RB  
TH
Date: February 19, 2013

To: Honorable Mayor & Members of the City Council

From: Public Works Department

Presentation by: George Musallam, Public Works Director

Summary

Subject: Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_6

Recommendation: Adopt the following resolutions to create the Lighting and Landscape Maintenance District:

a. Resolution to modify Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_6 (1619 Franklin Road, Medicine Shoppe Pharmacy, located at the north west corner of Walton Ave. and Franklin Rd.)

b. Resolution of Intention, Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_6 (pursuant to the Landscaping and Lighting Act of 1972).

Fiscal Impact: Revenue from the assessed parcel is to be used to provide for the operation, maintenance services, and district administration costs; $78.95 for the single parcel.

Purpose:

To setup an assessment district to fund the operation, maintenance, and administration of a street light that is associated with new development.

Background:

To provide funding for the operation and maintenance of the street lighting system for the proposed development at the north west corner of Franklin Road and Walton Avenue (1619 Franklin Road, Medicine Shoppe Pharmacy), The proposed Lighting Maintenance District will provide the funds for operating and maintaining one (1) LED type, street light along the west side of Walton Avenue, north of Franklin Road.

Analysis:

The City has created and modified several Lighting and Landscape Maintenance Districts that cover many commercial projects and subdivisions, over the past few years. When projects are
conditioned to participate in a LLMD, there is a procedure that has to be followed in order to annex the project into an existing district. The process starts with the adoption of a Resolution to Modify an existing district and a Resolution of Intention to create a Zone of Benefit for the project within the district and set the public hearing. Upon Council adoption of the Resolution to Modify and Resolution of Intention, staff sends out a Notice of Public Hearing and a ballot to all affected property owners at least 45 days prior to the date of the public hearing. The assessment ballots are to be received by the City Clerk prior to the public hearing. The Council conducts a public hearing, and the City Clerk then tabulates the votes. If the majority of the property owners have voted in favor of the LLMD, Council adopts a Resolution Confirming Diagram and Assessment and Levying Assessment for the fiscal year. During this process, the Public Works Department is required to prepare an Engineer’s Report providing specific information related to the LLMD and to file it with the City Clerk. This information is provided to the Sutter County Tax Collector so that the properties can be assessed accordingly.

The attached resolutions set a public hearing for April 16, 2013, to receive input from the affected property owners and set the proposed assessments in accordance with the Engineer’s Report which will be filed with the City Clerk later this month.

**Fiscal Impact:**

Revenue from the assessed parcel is to be used to provide maintenance services and district administration costs. The Engineer’s Report for the Yuba City Lighting and Landscape Maintenance District No. 6 Zone of Benefit B_6 has determined that the annual assessed amount for the (LLMD) for each existing parcel is $78.95, with an annual inflation increase.

**Alternatives:**

Do not adopt the following resolutions and fund the operation and maintenance of the streetlight from alternate sources.

**Recommendation:** Adopt the following resolutions to create the Lighting and Landscape Maintenance District:

a. Resolution to modify Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_6 (1619 Franklin Road, Medicine Shoppe Pharmacy, located at the north west corner of Walton Ave. and Franklin Rd.)

b. Resolution of Intention, Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_6 (pursuant to the Landscaping and Lighting Act of 1972).

Prepared by: Benjamin K. Moody
Submitted by: Steven R. Jepsen
Senior Engineer             City Manager

Reviewed by:

Department Head               GM
Finance                        RB
City Attorney                  TH
RESOLUTION NO. _______

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUBA CITY
INITIATING PROCEEDINGS TO MODIFY THE YUBA CITY LIGHTING AND
LANDSCAPE MAINTENANCE DISTRICT NO. 6, ZONE OF BENEFIT B_6

(Pursuant to the Landscaping and Lighting Act of 1972)

THE CITY COUNCIL OF THE CITY OF YUBA CITY RESOLVES:

1. The City Council proposes to modify a lighting and landscape
maintenance district pursuant to the Landscaping and Lighting Act of 1972
(Section 22500 and following Streets and Highways Code) for the purpose of operating
and maintaining lighting facilities associated with the 1619 Franklin Road, Medicine
Shoppe Pharmacy development.

2. The proposed assessment district Zone of Benefit shall be designated as
Zone of Benefit B_6 of the Yuba City Lighting and Landscape Maintenance District
No. 6, City of Yuba City, Sutter County, California, and shall include the lands shown on
the attached map designated “Yuba City Lighting and Landscape Maintenance District
No. 6, Zone of Benefit B_6,” which is on file with the City Clerk and is hereby approved.

3. The City Engineer, or designee, of the City of Yuba City is hereby
designated engineer for the purpose of these formation proceedings. The City Council
hereby directs the engineer to prepare and file with the City Clerk a report in accordance
with Article 5 of Chapter 1 of the Landscaping and Lighting Act of 1972.

The foregoing resolution was duly and regularly introduced, passed, and adopted
by the City Council of the City of Yuba City at a regular meeting thereof held on the
19th day of February 2013.

AYES:

NOES:

ABSENT:

________________________________________
MAYOR

ATTEST:

________________________________________
CITY CLERK
RESOLUTION NO. _______

RESOLUTION OF INTENTION
YUBA CITY LIGHTING AND LANDSCAPE MAINTENANCE
DISTRICT NO. 6, ZONE OF BENEFIT B_6

(Pursuant to the Landscaping and Lighting Act of 1972)

THE CITY COUNCIL OF THE CITY OF YUBA CITY RESOLVES:

1. The City Council intends to form the assessment district and to levy and collect assessments in accordance with the Landscaping and Lighting Act of 1972.

2. The improvements to be made in this assessment district are generally described as follows:

   Street lighting and maintenance associated with 1619 Franklin Road, Medicine Shoppe Pharmacy.

3. This assessment district shall be known as the Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_6, City of Yuba City, Sutter County, California.

4. In accordance with the City Council’s resolution initiating proceedings, the City Engineer, or designee, will file with the City Clerk later this month the report required by the Landscaping and Lighting Act of 1972. All interested persons are referred to that report for a full and detailed description of the improvements, the boundaries of the assessment district, and the proposed assessments upon assessable lots and parcels of land within the assessment district to include an annual increase in assessments equal to the annual increase in the “All Urban Consumers” Consumer Price Index, US City Average, as compiled by the United States Department of Labor Bureau of Labor Statistics.

5. On April 16, 2013, at the hour of 7:00 P.M., the City Council will conduct a public hearing on the formation of this assessment district and the levy of the proposed assessment. The hearing will be held in the City Hall Council Chambers, 1201 Civic Center Boulevard, Yuba City, California.

6. City Clerk is authorized and directed to give the notice of hearing required by the Landscaping and Lighting Act of 1972.

The foregoing resolution was duly and regularly introduced, passed, and adopted by the City Council of the City of Yuba City at a regular meeting thereof held on the 19th day of February 2013.

AYES:

NOES:

ABSENT:

__________________________________________
MAYOR

ATTEST:

__________________________________________
CITY CLERK
ENGINEER’S REPORT

YUBA CITY LIGHTING AND LANDSCAPE MAINTENANCE DISTRICT

NO. 6

2013 - 2014
ZONE OF BENEFIT B_6
(1619 Franklin Road)
ENGINEER'S REPORT
FOR
YUBA CITY LIGHTING AND LANDSCAPE MAINTENANCE DISTRICT NO. 6
(PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972)

The undersigned respectfully submits the enclosed report as directed by the City Council. Dated: February 19, 2013

By: _________________________
Engineer of Work

I HEREBY CERTIFY that the enclosed Engineer's Report, together with the Assessment and Assessment diagrams thereto attached, was filed with me on the _____ of ____________, 2013.

Terrel Locke, City Clerk
City of Yuba City
Sutter County, California

By: __________________________

I HEREBY CERTIFY that the enclosed Engineer's Report, together with the Assessment and Assessment diagrams thereto attached, was approved and confirmed by the City Council of the City of Yuba City, California, on the ____ of ____________, 2013.

Terrel Locke, City Clerk
City of Yuba City
Sutter County, California

By: __________________________

I HEREBY CERTIFY that the enclosed Engineer's Report, together with the Assessment and Assessment diagrams thereto attached, was filed with the County Auditor of the County of Sutter, on the _____ of ____________, 2013.

Terrel Locke, City Clerk
City of Yuba City
Sutter County, California

By: ___________________________
ENGINEER'S REPORT
YUBA CITY LIGHTING AND LANDSCAPE MAINTENANCE DISTRICT NO. 6
ZONE OF BENEFIT B_6
(1619 Franklin Road)
(Pursuant to the Landscaping and Lighting Act of 1972)

George Musallam, Engineer of work for the Yuba City Lighting and Landscape
Maintenance District No. 6, Zone of Benefit B_6, City of Yuba City, County of Sutter
County, California, makes this report as directed by City Council, pursuant to Section

The improvements to be maintained subject to this report are the street lighting
system adjacent to parcel number 58-020-006, located at 1619 Franklin Road, the north
west corner of Walton Avenue and Franklin Road.

This report consists of five parts, as follows:

Part A - Plans and specifications (the improvements to be maintained are not filed with
the City Clerk, since this will be a maintenance district only).

Part B - An estimate of the cost of maintenance.

Part C - An assessment of the estimated cost of maintenance on each benefited parcel of
land within the assessment district (see attached list).

Part D - A statement of the method by which the undersigned has determined the amount
proposed to be assessed against each parcel.

Part E - A diagram showing all of the parcels of real property within this assessment
district. The diagram is keyed to Part C by assessment number.

Respectfully submitted,

____________________________
George Musallam
Engineer of Work
City of Yuba City
This is a maintenance district only -- no plans or specifications are required.
PART B
ESTIMATE OF COST OF MAINTENANCE

Yuba City Lighting and Landscape Maintenance District No. 6
Zone of Benefit B_6
(1 Lot)

Street Lighting – Installed 30 LEDs fixture
100 Watt Equivalent LED Fixture = 40.9 watts

PG&E Costs ($1.845/month + $0.0206/month) *12 $22.39
        tariff + facility charge

Fixture Cost
25 year life expectancy ($419/15years) = $16.76

Installation, Maintenance Cost
Use 6 hour replacement / maintenance in a 25 year period

Yuba City Public Works Department
Electrical Maintenance - Fully Burdened FY 12/13

6 Hours Electrician (6*$135.92/hr)/25 = $32.62

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<tr>
<td>Street Lighting –</td>
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<td>30 LEDs fixture</td>
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<td>100 Watt Equivalent</td>
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<td>LED Fixture = 40.9 watts</td>
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<tr>
<td>PG&amp;E Costs</td>
<td>$22.39</td>
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<tr>
<td>($1.845/month + $0.0206</td>
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<tr>
<td>/month) *12</td>
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<tr>
<td>tariff + facility</td>
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<td>charge</td>
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<tr>
<td>Fixture Cost</td>
<td>$16.76</td>
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<tr>
<td>25 year life expectancy</td>
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<td>($419/15years)</td>
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<td>Installation,</td>
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<td>Maintenance Cost</td>
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<tr>
<td>Use 6 hour replacement</td>
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<td>/ maintenance in a 25</td>
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</tr>
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<td>year period</td>
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<td>Yuba City Public</td>
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<td>Works Department</td>
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<td>Electrical Maintenance</td>
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<td>- Fully Burdened FY</td>
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<td>12/13</td>
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<tr>
<td>6 Hours Electrician</td>
<td>$32.62</td>
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<tr>
<td>(6*$135.92/hr)/25</td>
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</table>

Subtotal = $71.77

CPI multiplier (1.0) $71.77
10% Administration = 7.18

Subtotal Assessment = $78.95
<table>
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<th>Assessment #</th>
<th>Assessor’s #</th>
<th>Amount of Assmt.</th>
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<tbody>
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<td>1</td>
<td>58-020-006</td>
<td>$78.95</td>
</tr>
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PART D
METHOD OF APPORTIONMENT OF ASSESSMENT

Yuba City Lighting and Landscape Maintenance District No. 6
Zone of Benefit B_6
All areas within the LLMD will share equally in the maintenance costs of the 100-watt equivalent LED street lighting – Type 30 LEDs per fixture ($78.95 per light per year). All additional lots added to this Zone of Benefit will benefit in like manner.

The proposed assessments upon assessable lots and parcels of land within the assessment district shall be adjusted annually on each July 1 to reflect changes from May of the previous year to May of the current year of the “All Urban Consumers” Consumer Price Index, US City Average, as compiled by the United States Department of Labor, Bureau of Labor Statistics.

A 10% administration charge will be added to each assessment to cover the cost to administer the District.

Consumer Price Index

<table>
<thead>
<tr>
<th>Year</th>
<th>Consumer Price Index</th>
<th>Multiplier</th>
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<tbody>
<tr>
<td>May 2012</td>
<td>229.815</td>
<td>1.000</td>
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</tbody>
</table>
PART E

ASSESSMENT DIAGRAM
Yuba City Lighting and Landscape Maintenance District No. 6
ZONE OF BENEFIT B_6
(1619 Franklin Road)
Date: February 19, 2013
To: Honorable Mayor & Members of the City Council
From: Public Works Department
Presentation by: George Musallam, Public Works Director

Summary

Subject: Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_7

Recommendation: Adopt the following resolutions to create the Lighting and Landscape Maintenance District:

a. Resolution to modify Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_7 (1240 Plumas Street, Plumas family Apartments)

b. Resolution of Intention, Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_7 (pursuant to the Landscaping and Lighting Act of 1972).

Fiscal Impact: Revenue from the assessed parcel is to be used to provide for the operation, maintenance services, and district administration costs; $78.95 for the single parcel.

Purpose:

To setup an assessment district to fund the operation, maintenance, and administration of a street light that is associated with new development.

Background:

To provide funding for the operation and maintenance of the street lighting system for the proposed development at 1240 Plumas Street (Plumas Family Apartments), The proposed Lighting Maintenance District will provide the funds for operating and maintaining one (1) LED type, street light along the west side of Plumas Street, between Bird Street and Lynn Way.

Analysis:

The City has created and modified several Lighting and Landscape Maintenance Districts that cover many commercial projects and subdivisions, over the past few years. When projects are conditioned to participate in a LLMD, there is a procedure that has to be followed in order to annex the project into an existing district. The process starts with the adoption of a Resolution
to Modify an existing district and a Resolution of Intention to create a Zone of Benefit for the project within the district and set the public hearing. Upon Council adoption of the Resolution to Modify and Resolution of Intention, staff sends out a Notice of Public Hearing and a ballot to all affected property owners at least 45 days prior to the date of the public hearing. The assessment ballots are to be received by the City Clerk prior to the public hearing. The Council conducts a public hearing, and the City Clerk then tabulates the votes. If the majority of the property owners have voted in favor of the LLMD, Council adopts a Resolution Confirming Diagram and Assessment and Levying Assessment for the fiscal year. During this process, the Public Works Department is required to prepare an Engineer’s Report providing specific information related to the LLMD and to file it with the City Clerk. This information is provided to the Sutter County Tax Collector so that the properties can be assessed accordingly.

The attached resolutions set a public hearing for April 16, 2013, to receive input from the affected property owners and set the proposed assessments in accordance with the Engineer’s Report which will be filed with the City Clerk later this month.

**Fiscal Impact:**

Revenue from the assessed parcel is to be used to provide maintenance services and district administration costs. The Engineer’s Report for the Yuba City Lighting and Landscape Maintenance District No. 6 Zone of Benefit B_7 has determined that the annual assessed amount for the (LLMD) for each existing parcel is $78.95, with an annual inflation increase.

**Alternatives:**

Do not adopt the following resolutions and fund the operation and maintenance of the streetlight from alternate sources.

**Recommendation:** Adopt the following resolutions to create the Lighting and Landscape Maintenance District:

a. Resolution to modify Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_7 (1240 Plumas Street, Plumas family Apartments)

b. Resolution of Intention, Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_7 (pursuant to the Landscaping and Lighting Act of 1972).

Prepared by: Benjamin K. Moody
Senior Engineer

Submitted by: Steven R. Jepsen
City Manager
RESOLUTION NO. ______

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUBA CITY
INITIATING PROCEEDINGS TO MODIFY THE YUBA CITY LIGHTING AND
LANDSCAPE MAINTENANCE DISTRICT NO. 6, ZONE OF BENEFIT B_7

(Pursuant to the Landscaping and Lighting Act of 1972)

THE CITY COUNCIL OF THE CITY OF YUBA CITY RESOLVES:

1. The City Council proposes to modify a lighting and landscape maintenance district pursuant to the Landscaping and Lighting Act of 1972 (Section 22500 and following Streets and Highways Code) for the purpose of operating and maintaining lighting facilities associated with the development at 1240 Plumas Street, Plumas Family Apartments.

2. The proposed assessment district Zone of Benefit shall be designated as Zone of Benefit B_7 of the Yuba City Lighting and Landscape Maintenance District No. 6, City of Yuba City, Sutter County, California, and shall include the lands shown on the attached map designated “Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_7,” which is on file with the City Clerk and is hereby approved.

3. The City Engineer, or designee, of the City of Yuba City is hereby designated engineer for the purpose of these formation proceedings. The City Council hereby directs the engineer to prepare and file with the City Clerk a report in accordance with Article 5 of Chapter 1 of the Landscaping and Lighting Act of 1972.

The foregoing resolution was duly and regularly introduced, passed, and adopted by the City Council of the City of Yuba City at a regular meeting thereof held on the 19th day of February 2013.

AYES:

NOES:

ABSENT:

__________________________________
MAYOR

ATTEST:

__________________________________
CITY CLERK
RESOLUTION NO. _______

RESOLUTION OF INTENTION
YUBA CITY LIGHTING AND LANDSCAPE MAINTENANCE
DISTRICT NO. 6, ZONE OF BENEFIT B_7

(Pursuant to the Landscaping and Lighting Act of 1972)

THE CITY COUNCIL OF THE CITY OF YUBA CITY RESOLVES:

1. The City Council intends to form the assessment district and to levy and collect assessments in accordance with the Landscaping and Lighting Act of 1972.

2. The improvements to be made in this assessment district are generally described as follows:

   Street lighting and maintenance associated with 1240 Plumas Street, Plumas Family Apartments.

3. This assessment district shall be known as the Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_7, City of Yuba City, Sutter County, California.

4. In accordance with the City Council’s resolution initiating proceedings, the City Engineer, or designee, will file with the City Clerk later this month the report required by the Landscaping and Lighting Act of 1972. All interested persons are referred to that report for a full and detailed description of the improvements, the boundaries of the assessment district, and the proposed assessments upon assessable lots and parcels of land within the assessment district to include an annual increase in assessments equal to the annual increase in the “All Urban Consumers” Consumer Price Index, US City Average, as compiled by the United States Department of Labor Bureau of Labor Statistics.

5. On April 16, 2013, at the hour of 7:00 P.M., the City Council will conduct a public hearing on the formation of this assessment district and the levy of the proposed assessment. The hearing will be held in the City Hall Council Chambers, 1201 Civic Center Boulevard, Yuba City, California.

6. City Clerk is authorized and directed to give the notice of hearing required by the Landscaping and Lighting Act of 1972.

   The foregoing resolution was duly and regularly introduced, passed, and adopted by the City Council of the City of Yuba City at a regular meeting thereof held on the 19th day of February 2013.

AYES:

NOES:

ABSENT:

______________________________
MAYOR

ATTEST:

______________________________
CITY CLERK
ENGINEER'S REPORT
FOR
YUBA CITY LIGHTING AND LANDSCAPE MAINTENANCE DISTRICT NO. 6
(PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972)

The undersigned respectfully submits the enclosed report as directed by the City Council. Dated: February 19, 2013

By: _________________________
Engineer of Work

I HEREBY CERTIFY that the enclosed Engineer's Report, together with the Assessment and Assessment diagrams thereto attached, was filed with me on the _____ of __________, 2013.

Terrel Locke, City Clerk
City of Yuba City
Sutter County, California

By: __________________________

I HEREBY CERTIFY that the enclosed Engineer's Report, together with the Assessment and Assessment diagrams thereto attached, was approved and confirmed by the City Council of the City of Yuba City, California, on the ____ of __________, 2013.

Terrel Locke, City Clerk
City of Yuba City
Sutter County, California

By: __________________________

I HEREBY CERTIFY that the enclosed Engineer's Report, together with the Assessment and Assessment diagrams thereto attached, was filed with the County Auditor of the County of Sutter, on the _____ of __________, 2013.

Terrel Locke, City Clerk
City of Yuba City
Sutter County, California

By: __________________________
George Musallam, Engineer of work for the Yuba City Lighting and Landscape Maintenance District No. 6, Zone of Benefit B_7, City of Yuba City, County of Sutter County, California, makes this report as directed by City Council, pursuant to Section 22585 of the Streets and Highway Code (Landscape and Lighting Act of 1972).

The improvements to be maintained subject to this report are the street lighting system adjacent to parcel number 51-540-126, located at 1240 Plumas Street.

This report consists of five parts, as follows:

Part A - Plans and specifications (the improvements to be maintained are not filed with the City Clerk, since this will be a maintenance district only).

Part B - An estimate of the cost of maintenance.

Part C - An assessment of the estimated cost of maintenance on each benefited parcel of land within the assessment district (see attached list).

Part D - A statement of the method by which the undersigned has determined the amount proposed to be assessed against each parcel.

Part E - A diagram showing all of the parcels of real property within this assessment district. The diagram is keyed to Part C by assessment number.

Respectfully submitted,

______________________________
George Musallam
Engineer of Work
City of Yuba City
PART A
PLANS AND SPECIFICATIONS

YUBA CITY LIGHTING AND LANDSCAPE MAINTENANCE DISTRICT NO. 6
ZONE OF BENEFIT B_7
(1240 Plumas Street)

This is a maintenance district only -- no plans or specifications are required.
PART B
ESTIMATE OF COST OF MAINTENANCE

Yuba City Lighting and Landscape Maintenance District No. 6
Zone of Benefit B_7
(1 Lot)

Street Lighting – Installed type 30 LEDs fixture
100 Watt Equivalent LED Fixture = 40.9 watts

PG&E Costs ($1.845/month + $0.0206/month) *12 $22.39
  tariff + facility charge

Fixture Cost
25 year life expectancy ($419/25years) = $16.76

Installation, Maintenance Cost
Use 6 hour replacement / maintenance in a 25 year period

Yuba City Public Works Department
Electrical Maintenance – Fully Burdened FY12/13

  6 Hours Electrician (6*$135.92/hr)/25 = $32.62

Subtotal = $ 71.77

CPI multiplier (1.0) $ 71.77
10% Administration = 7.18

Subtotal Assessment = $ 78.95


PART C
ASSESSMENT ROLL

Yuba City Lighting and Landscape Maintenance District No. 6
ZONE OF BENEFIT B_7

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<th>Assessment #</th>
<th>Assessor’s #</th>
<th>Amount of Assmt.</th>
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<tbody>
<tr>
<td>1</td>
<td>51-540-126</td>
<td>$ 78.95</td>
</tr>
</tbody>
</table>
PART D
METHOD OF APPORTIONMENT OF ASSESSMENT

Yuba City Lighting and Landscape Maintenance District No. 6
Zone of Benefit B_7

All areas within the LLMD will share equally in the maintenance costs of the 100-watt equivalent LED street lighting – Type 30 LEDs per fixture ($78.95 per light per year). All additional lots added to this Zone of Benefit will benefit in like manner.

The proposed assessments upon assessable lots and parcels of land within the assessment district shall be adjusted annually on each July 1 to reflect changes from May of the previous year to May of the current year of the “All Urban Consumers” Consumer Price Index, US City Average, as compiled by the United States Department of Labor, Bureau of Labor Statistics.

A 10% administration charge will be added to each assessment to cover the cost to administer the District.

**Consumer Price Index**

<table>
<thead>
<tr>
<th>Year</th>
<th>Consumer Price Index</th>
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</tr>
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<tr>
<td>May 2012</td>
<td>229.815</td>
<td>1.000</td>
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PART E

ASSESSMENT DIAGRAM
Yuba City Lighting and Landscape Maintenance District No. 6
ZONE OF BENEFIT B_7
(1240 Plumas Street)
1240 PLUMAS STREET
LIGHTING MAINTENANCE
DISTRICT No. 6
ZONE OF BENEFIT B_7
Date: February 19, 2013

To: Honorable Mayor & Members of the City Council

From: Community Development Department

Presentation By: Aaron M. Busch, Community Development Director

Summary

Subject: Continuation of Reduced Development Impact Fees for Single-family Residential Development.


Fiscal Impact: The difference in the amount of development impact fees collected on a per lot basis is approximately $15,371 per lot.

Background:

At the February 5, 2013 City Council meeting, the Council directed staff to prepare a resolution which approved the continuation of a city-wide impact fee reduction for single-family residential permits until the end of 2013. The impact fee amount to be charged for new single-family residential permits is the 2004 Impact Fee rate. However, all other fees associated with a single-family residential permit (e.g. levee, Sutter County, water, sewer, plan check) shall be the current 2013 fees in effect.

As part of Council’s direction, the issue of the impact fee reduction shall be reviewed at the end of the year and consideration will be given to phasing in the ultimate impact fee (of $20,975/unit) over the next three-four years based on the economy at that time. A copy of the February 5, 2013 staff report is attached.

Fiscal Impact:

The difference in the amount of development impact fees collected is $15,317 per unit if no other increases are incorporated. The initial fee reduction approved for Interwest and citywide resulted in a total fee reduction of approximately $420,960. While this may appear a significant number, the fiscal analysis does not place a value on job retention or secondary commerce created as a result of
the new construction activity. Furthermore, the proposed reduction represents only 0.03 percent of the overall $1.4 billion dollar improvement budget that is to be funded by the payment of development impact fees.

Recommendation:

Staff recommends that the City Council take the following actions:

A. Adopt a Resolution authorizing a temporary city-wide reduction of development impact fees for single-family residential building permits until December 31, 2013.

Prepared By:     Submitted By:

/s/ Aaron M. Busch     /s/ Steven R. Jepsen
Aaron M. Busch     Steven R. Jepsen
Community Development Director  City Manager

Reviewed By:

Finance     RB
City Attorney     TH

Attachments

1. February 5, 2013 City Council staff report

Exhibits

A. Resolution for Citywide Program
RESOLUTION NO. ________

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUBA CITY
AUTHORIZING A TEMPORARY CITYWIDE FEE REDUCTION FOR NEW
SINGLE FAMILY RESIDENTIAL UNITS UNTIL DECEMBER 31, 2013

WHEREAS, as a result of the unprecedented economic and real estate
environment, the City reduced the development impact fees (“DIF”) for new single-family
residential permits to the 2004 rates beginning in May 2009, until December, 2012 when
the fee reduction program expired; and,

WHEREAS, the current economy still has not recovered to a point that new single–
family residential development can support the planned increases to the City’s impact fees; and,

WHEREAS, the City of Yuba City expects the continuation of the fee reduction for
single-family residential permits will result in job retention and new secondary commerce
throughout the community as a result of new residential construction activity stimulated by
the fee reduction.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Yuba City as
follows:

SECTION 1.

The temporary citywide fee program is hereby continued as follows:

The citywide fee reduction program is only applicable to new single-family residential
permits and is only available until December 31, 2013 with the criteria noted below:

A. The citywide program will allow homebuilders to pay the 2004 development impact
fee rates. Homebuilders would have to complete the City’s regular plan check
process for a building permit in a timely manner and would be responsible for
paying the then current levee, school, County impact, water, and sewer fees. All
fees shall be paid upon the issuance of building permit.

B. Following the issuance of the building permit (and the collection of fees), the
homebuilder shall commence construction of the unit within thirty days in order to
achieve the goal of creating new economic growth through construction activity.

C. Homebuilders shall complete the construction of the units within one year from the
date of permit issuance or the homebuilder will be required to pay the difference in
development impact fees (2004 to current fees) prior the issuance of a certificate of
occupancy permit.
The foregoing Resolution was duly and regularly introduced, passed and adopted by the City Council of the City of Yuba City at a regular meeting thereof held on the 19th day of February, 2013:

AYES:

NOES:

ABSENT:

__________________________
JOHN BUCKLAND, MAYOR

ATTEST

__________________________
TERREL LOCKE, CITY CLERK
Summary

Subject: Continuation of reduced development impact fees for single-family residential development.

Recommendation: Consider allowing the continuation of reduced development impact fees for single-family residential development.

Fiscal Impact: The potential difference in the amount of development impact fees collected is $15,317 per unit.

Background:

Interwest Homes (“Interwest”) recently contacted staff about the possibility of the City continuing to collect reduced development impact fees for single-family residential units now that they have utilized their final building permit under the prior reduced fee program.

The prior reduced fee program was initiated in June 2009, when the City Council approved a request from Interwest to reduce the development impact fees for single-family residential development to the 2004 rates so that Interwest could complete the abandoned Canterbury Estates subdivision. At that time, Interwest proposed that the reduced impact fee would allow them to remove blight within the subdivision and promote an increase in local economic growth through the use of local contractors and use of local goods and services associated with the new construction activity.

As a reminder, Interwest was allotted a total of 48 units (over a two-year period) under the reduced fee program. At the same time, the City established a citywide pool of 24 units with the same reduced fee for all other single-family residential development. As it turns out, the citywide unit pool was not utilized by many other home builders and Interwest eventually acquired 6 of those units.

In accordance with the City Council’s last action on this subject in May, 2010, the reduced fees were to be prepaid (by July 1, 2011) and then builders were allowed 18 months to utilize the reduced fees for permits. As of December, 2012, the fee reduced permits have all been utilized and the reduced fee program has expired. In 2012, the City issued a total of 15 single-family building permits, of which 14 were obtained by Interwest.
According to Interwest who has control of a total of 113 ready-to-build lots (in the Canterbury Estates and Domain Estates subdivisions), they cannot receive comparable appraisals for new home sales without the continuation of the reduced impact fee program. Interwest is seeking approval to continue the reduced fee program at the same 2004 rates so they can continue to provide new home sales and keep local contractors employed.

Analysis:

As previously noted, Interwest obtained nearly all of the single-family residential permits during 2012 and despite the continued poor market for new home sales; they are expecting additional sales this year if the price point remains unchanged. Interwest has stated that at least 95 percent of the subcontractors and suppliers they utilize for their new home construction are local and that they would like to continue investing in the local economy through the construction of new homes.

The proposed reduced fee program suggested by Interwest consists of a multi-year program which includes several components:

- During the first year, Interwest would continue paying the 2004 impact fee rate, plus the current levee and Sutter County impact fees.
  - Interwest would guarantee obtaining (paying for) a minimum of 20 single-family permits during the first year.
  - Interwest would continue to utilize local sub-contractors and suppliers for their new construction.

- During each subsequent year that the reduced fee program is in effect, Interwest would increase the fee amount paid by $5,000 per unit each year.

Provided below is a summary of the development impact fees assessed in 2004, the adjusted fee proposed by Interwest (to include the levee fee); and the current (2013) fee amount (with levee fee).

<table>
<thead>
<tr>
<th>2004 Impact Fee</th>
<th>Adjusted Impact Fee (w/levee)</th>
<th>2013 Impact Fee (w/levee)</th>
</tr>
</thead>
<tbody>
<tr>
<td>$5,658/unit</td>
<td>$8,856/unit</td>
<td>$24,173/unit</td>
</tr>
</tbody>
</table>

Difference = $15,317/unit

While the proposal from Interwest has the potential to last up to four years, staff would recommend that the reduced fee program be subject to an annual review. The annual review would allow staff an opportunity to determine if there have been any noteworthy changes in the local economy and the new home sales market that would necessitate other modifications to the program. In addition to the recommendation for an annual review, staff would also suggest that if the Council approves the request from Interwest, then a similar reduced fee program for all other single-family residential home builders should be provided as well.

Should the Council support the proposed request or a modified version of the proposal, staff will finalize discussion points of a new reduced fee program in a formal Resolution that will be brought back to the Council for formal review and approval.

Fiscal Impact:

The potential difference in the amount of development impact fees collected is $15,317 per unit if no other increases are incorporated. The initial fee reduction approved for Interwest and citywide resulted in a total fee reduction of approximately $420,960. While this may appear a significant
number, the fiscal analysis does not place a value on job retention or secondary commerce created as a result of the new construction activity. Furthermore, the proposed reduction represents only 0.03 percent of the overall $1.4 billion dollar improvement budget that is to be funded by the payment of development impact fees.

**Recommendation:**

Consider allowing the continuation of reduced development impact fees for single-family residential development.

**Alternative Recommendation:**

Recommend no fee reductions and collect current impact fees at full value.
Date: February 19, 2013
To: Honorable Mayor & Members of the City Council
From: Public Works Department
Presentation by: Diana Langley, Deputy Public Works Director - Engineering

Summary
Subject: Gated Community Concept
Recommendation: Discuss the concept of “gated neighborhoods” and provide direction to staff regarding requirements for the conversion of existing neighborhoods to gated communities.
Fiscal Impact: If the gated community concept were approved and a neighborhood were to elect to convert the neighborhood to a gated community, the City would no longer be responsible for maintenance activities within the neighborhood, with the exception of water and sewer.

Purpose:
To obtain policy direction from Council regarding the acceptability of converting existing neighborhoods to gated communities, and if acceptable, establish requirements for the conversion.

Background:
Residents from a neighborhood in the southeastern portion of the City approached staff about the concept of converting their subdivision to a gated community. A neighborhood meeting was held with the residents in which potential City requirements for converting an existing neighborhood to a gated community were discussed. It was determined that the initial course of action would be to start at the City Council level to measure community acceptability.

Analysis:
In evaluating the concept of converting an existing “public” neighborhood to a “gated community”, consideration needs to be given to the following:

- Community acceptance of the exclusivity of “gated neighborhoods” in general.
  - There are currently at least two private gated communities in Yuba City, Woodridge Court off of Lincoln Road and Cobblestone Court off of Blevin Road. Both of these subdivisions were designed as private neighborhoods and went through the Planning approval process as such.
  - Without knowledge of any existing neighborhoods that have converted to a gated community, staff sent out a request through the League of California Cities Public Works electronic mailing list to see if other communities have experience with
converting existing neighborhoods. Several responses were received with two agencies indicating that they have dealt with a similar request in their community. One agency required 100% approval from the property owners, formal vacation of the streets, and the formation of a Homeowner’s Association to accept future maintenance responsibility. They were not able to obtain 100% approval so the privatization was not approved. The other agency required 100% approval from the property owners, abandonment of the street, and the execution of a maintenance agreement. They were able to obtain 100% approval so the privatization was approved.

- Uniqueness of the neighborhood request and/or the precedent set in supporting a gated community concept.
  - Consideration needs to be given to points of access to neighborhood, other areas served by the streets, ability to install gates and stack vehicles without impeding traffic on other streets, etc.
  - The neighborhood in the southeastern portion of town is a good candidate for conversion to a private neighborhood due to only two points of access and sufficient depth at the access points to allow vehicles to stack while they wait for the gates to open. In addition, the streets proposed for privatization only serve that specific neighborhood.

- Ability to provide access to emergency services, postal service, garbage collection, and other services/deliveries.
  - Gates should be equipped with the necessary devices to allow emergency services to get through the gates.
  - Residents will have to provide access codes to the postal service, garbage collection, and other services/deliveries to allow access.

- Willingness of residents to accept:
  - All costs of conversion, including the installation of necessary gates, walls, landscaping modifications, and formation of a Homeowner’s Association.
  - All added maintenance costs of private street conversion for streetlights, street maintenance (street sweeping and surface restorations, storm sewers, gate operation and maintenance, and internal landscaping).
  - Organizational mechanism to ensure monetary obligations and necessary work is being carried out.
  - Formation of a Homeowner’s Association (HOA) with 100% approval of the property owners who wish to be part of the HOA.

From a legal standpoint, restricting access to a public street is not allowed. The California Streets and Highways Code requires that the local agency abandon or vacate the right-of-way. The City Council can initiate the abandonment or it can be initiated by the property owners. Once the abandonment is finalized, disposal of the right-of-way depends on whether the City owns the right-of-way as fee title or if the City has an easement. In addition, the property owners have to preserve their access rights through the dedication of cross-access easements or the filing of a notice with the County Recorder to preserve their right to use the street.

Staff is requesting policy direction from Council as to whether or not it is acceptable to convert an existing neighborhood to a gated community, and if it is, determine the requirements for approval of such a request.
**Fiscal Impact:**

If the gated community concept were approved and a neighborhood were to elect to convert the neighborhood to a gated community, the City would potentially no longer be responsible for maintenance activities within the neighborhood, with the exception of water and sewer.

**Alternatives:**

Continue the discussion to a special study session.

**Recommendation:**

Discuss the concept of “gated neighborhoods” and provide direction to staff regarding requirements for the conversion of existing neighborhoods to gated communities.

Prepared by: Diana Langley  
Submitted by: Steven R. Jepsen

Diana Langley  
Deputy Public Works Director - Engineering

Steven R. Jepsen  
City Manager

Reviewed by:  
Department Head GM  
Finance RB  
City Attorney TH
Date: February 19, 2013
To: Honorable Mayor & Members of the City Council
From: Finance/IT Department
Presentation By: Robin Bertagna, C.P.A., Finance Director and Derek Rampone, Moss, Levy & Hartzheim, C.P.A.s

Summary
Subject: Comprehensive Annual Financial Report (CAFR) and Related Audit Reports for Fiscal Year Ended June 30, 2012
Recommendation: Accept the Comprehensive Annual Financial Report (CAFR) and Related Audit Reports for Fiscal Year Ended June 30, 2012
Fiscal Impact: Informational item only

Purpose: To receive and file the CAFR and related reports for FYE June 30, 2012.

Background:
In accordance with State statute and City ordinance, the City has an independent audit conducted on an annual basis. It is customary that the resulting Comprehensive Annual Financial Report (CAFR) and related audit reports be submitted to the City Council.

Copies of the CAFR and related reports were distributed to the City Council at the end of December, 2012. The CAFR is available for viewing and printing online at: http://www.yubacity.net/documents/Finance/2012/cafr-06-30-12.pdf

Analysis:
Financial Position
The Management’s Discussion and Analysis, which begins on page 3 of the CAFR, provides an overview of financial activities for the fiscal year. As in previous years, the Transmittal Letter that precedes it contains an economic condition and financial information summary.

The City ended the year utilizing $423,000 of it’s Economic Stabilization Reserve (ESR). The ESR was set aside with initial funding of $2.3 million as part of the FY 08-09 budget adoption process due to the economic downturn. The ESR was replenished during the FY 11-12 budget adoption process as part of a financial plan to fund the City’s anticipated deficit for the three year period ending with FY 13-14.

The City’s CAFR shows that the ESR balance remaining available to fund operating deficits for FY 12-13 and FY 13-14 is $4,252,629. This amount remaining is approximately $430,000 higher than anticipated and projected during last spring’s budget development process. The savings in the amount utilized to fund the City’s deficit is attributable to higher than anticipated sales tax revenues and general fund reimbursements from Public Works Engineering charges to capital improvement projects which were higher than originally projected.
In addition, the City budget policy is to maintain a 10% unassigned reserve within the general fund. The unassigned reserve balance as of June 30, 2012, was $3,967,340 or 11.6% of FY 2012-13 general fund appropriations.

City departments once again did an excellent job of holding the line on expenditures and leaving non-critical positions vacant for as long as possible. They should be commended for excellent fiscal oversight of their operations. The state of the City’s financial situation is attributable to their commitment to ensuring that funds are spent wisely and do not exceed appropriations.

**Audit**

Once again, the City received an unqualified opinion from the independent auditor. Paragraph 3 of their audit opinion letter (on page 1 of the CAFR) states as follows:

“In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information of the City of Yuba City, California, as of June 30, 2012, and the respective changes in financial position and cash flows, where applicable thereof, for the fiscal year then ended, in conformity with accounting principles generally accepted in the United States of America.”

With regard to the Management Report, ten areas were identified for improvement. As noted in the report, five of these areas have been addressed and resolved, three of the recommendations are in progress and two will not be implemented. City staff has provided a response and an explanation to the areas where the auditor’s recommendation is being partially implemented or not implemented. The Management Report is available for viewing and printing online at: [http://www.yubacity.net/files/Yuba City Mgmt Report 2012 FINAL.pdf](http://www.yubacity.net/files/Yuba City Mgmt Report 2012 FINAL.pdf)

**Fiscal Impact:**

Informational item only

**Alternatives:**

Not applicable

**Recommendation:**

Staff recommends that the City Council accept the Fiscal Year 2012 Comprehensive Annual Financial Report (CAFR) and related audit reports for filing.

Prepared By:    Submitted By:

/s/ Robin Bertagna    /s/ Steven R. Jepsen
Robin Bertagna, C.P.A.  Steven R. Jepsen
Finance Director  City Manager

Reviewed By:
City Attorney  TH
Date: February 19, 2013
To: Honorable Members of the City Council
From: City Council Screening Committee
Report By: John Buckland, Mayor

Summary
Subject: Appointments to City of Yuba City Economic Development Commission
Recommendation: Approve the City Council Screening Committee Recommendations for Confirmation/Appointment of Three Members to the Economic Development Commission
Fiscal Impact: None.

Purpose:
To confirm/appoint members to the Economic Development Commission.

Background:
At our last meeting on February 5, 2013, Dr. Larry Ozeran was removed as a member of the Economic Development Commission and a Special Vacancy Notice was posted per Government Code §54974 in order to correct any real and/or perceived errors from appointments made on December 18, 2012 to the Economic Development Commission.

Recommendation:
It is the screening committee’s recommendation that the following three individuals that were appointed to the Economic Development Commission on December 18, 2012, be confirmed and reappointed:

<table>
<thead>
<tr>
<th>Commission</th>
<th>Name</th>
<th>Term Ending</th>
</tr>
</thead>
<tbody>
<tr>
<td>Economic Development</td>
<td>Nancy Aaberg</td>
<td>12/31/16</td>
</tr>
<tr>
<td>Economic Development</td>
<td>Ivin Ryhne</td>
<td>12/31/16</td>
</tr>
<tr>
<td>Economic Development</td>
<td>Todd Remond</td>
<td>12/31/16</td>
</tr>
</tbody>
</table>
Date: February 19, 2013
To: Honorable Mayor & Members of the City Council
From: City Clerk
Presentation By: Terrel Locke, City Clerk

Summary

Subject: Discussion regarding proposal to change Regular Council Meeting Times and Possible Rescheduling of Council Meetings on March 5, 2013 and April 16, 2013

Recommendation: Discussion and Direction to Staff regarding:

a) Option of changing Regular Meeting Commencement time from 7:00 p.m. to 6:00 p.m.

b) Possible modification to Municipal Code Sec. 2-1.01 (Meetings) to establish meeting times be set by Resolution

c) Reschedule the March 5, 2013 City Council Meeting from 7:00 p.m. in the City Council Chambers to be held at 11:30 a.m. at River Valley High School Library

d) Reschedule the April 16, 2013 Council Meeting to April 23, 2013 due to lack of Quorum on April 16th

Fiscal Impact: None.

Purpose:
Discussion regarding Regular Council meeting commencement times.

Background:
Municipal Ordinance No. 03-095 adopted on January 17, 1995 set the Regular meetings to commence at 7:00 p.m. in the Council Chambers. At your meeting on January 15th, Council requested having a discussion regarding options for changing current Regular Council Meeting times.

Having no action at your meeting on February 5th, this item has been continued for further consideration and discussion.

Analysis:
Meeting times can be set by either ordinance or resolution. Ordinances are the laws of a municipality and are the most binding form of action taken by a City Council. A resolution constitutes a written action or decision. Setting the time for Regular Meetings to commence does not require full codification (i.e. by ordinance) and it is therefore recommended that if the Council decides to change the meeting commencement time then the Municipal Code be
modified to state that meeting times will be established by a resolution of the City Council. This would allow any future changes to setting Regular meeting times to be handled without amending the Municipal Code.

Discussion Items:

a) Change the commencement time for Regular meetings earlier than the current established time of 7:00 p.m.
   • Availability for attendance at meetings for those who work out of the area or up until 5:00 or 5:30.
   • Availability for Councilmembers to attend closed sessions before Council meetings or after.

b) If a change in time is desired, the Municipal Code can be modified to state that meeting times will be established by a Resolution of the City Council.

Timeline: If Council desires to amend the Municipal Code -
   • March 5: Set Public Hearing for Council and Introduce an Ordinance for the amendment
   • March 19: Council adopt the Ordinance amending the Municipal Code
   • April 2: Council adopt a Resolution setting the time for Regular Council meetings
   • May 7: First Regular Council meeting with new times to take affect

c) On Tuesday March 5, 2013, the City Council and Yuba City Youth Commission have arranged to hold a Special Council Meeting at the River Valley High School Library from 11:30 – 1:00. As the Regular Meeting scheduled for the same day at, staff is recommending cancelling the Regular Meeting at 7:00 P.M. in the Council Chambers and replacing with the meeting at 11:30 at River Valley High School.
   • Availability of video and audio recording of the meetings will be limited.
   • The Youth Commission is discussing options with Yuba City High School for a future date to hold a similar Council meeting.

d) On Tuesday April 16, 2013, Mayor Buckland, Mayor Pro Tem Gill, and Councilmember Dukes will be attending the Capitol to Capitol Effort with the Sacramento Metro Chamber in Washington D.C. As there will not be a quorum for this Council Meeting, staff is recommending canceling the meeting on April 16th and rescheduling the Regular Council meeting to April 23, 2013.

Fiscal Impact:
None.

Recommendation:
a) Option of changing Regular Meeting Commencement time from 7:00 p.m. to 6:00 p.m.

b) If Council desires to change the current meeting time for Regular meetings, it is recommended that Municipal Code Sec. 2-1.01 (Meetings) be amended to change the establishment of meeting times to be set by resolution, and provide direction to staff regarding the adoption of the resolution to set the commencement time.

c) Reschedule the March 5, 2013 City Council Meeting from 7:00 p.m. in the City Council Chambers to be held at 11:30 a.m. at River Valley High School Library

d) Reschedule the April 16, 2013 Council Meeting to April 23, 2013 due to lack of Quorum on April 16th.

Attachments:

- Ordinance No. 03-95

Prepared by: Submitted by:

/s/ Terrel Locke /s/ Steven R. Jepsen
Terrel Locke Steven R. Jepsen
City Clerk City Manager

Reviewed by:

City Attorney

TH
ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
YUBA CITY CHANGING THE TIME FOR COMMENCEMENT
OF REGULAR MEETINGS OF THE YUBA CITY COUNCIL

THE CITY COUNCIL OF THE CITY OF YUBA CITY DOES ORDAIN AS
FOLLOWS:

Section 1:

Title 2, Chapter 1, Section 2-1.01, subsection (a) entitled "Meetings/Regular Meetings" of
the Yuba City Municipal Code is hereby amended to read as follows:

Section 2-1.01 - Meetings

(a) Regular Meetings

Regular meetings of the Council shall be held without notice on the first and third
Tuesdays of each month. The meetings shall commence at 7:00 p.m. in the Council Chambers in
the City Hall of the City of Yuba City, California or at such other place as the Council may, from
time to time, prescribe. In the event a Tuesday falls upon a legal holiday, the regular meeting
which otherwise would have occurred on that date shall be held on the first business day
thereafter at 7:00 p.m. In the event that Christmas Eve and/or New Years Eve falls on a Tuesday
the regular meeting, which otherwise would have occurred on that day, shall be held on the first
business day which is not a holiday thereafter at 7:00 p.m.

Section 2:

Save and except as hereinabove amended all of the provisions of Section 2-1.01 and all
 subsections thereof including all other Sections within Chapter 1 of Title 2 of the Yuba City
Municipal Code and all subsections thereof are readopted, republished and reaffirmed.

Section 3:

This Ordinance shall be effective thirty (30) days after it is adopted and, after it is
adopted, shall be published as provided by law.

Introduced and read at a regular meeting of the City council of the City of Yuba City on
the 3rd day of January, 1995, and passed and adopted at a regular meeting thereof on the 17th
day of January, 1995.

AYES: Councilpersons Braund, Cartoscelli, Hearne, Welch and Mayor Hilliard
NOES: None

ABSENT: None

________________________
Sandra M. Hilliard
MAYOR

Attest:

________________________
CITY CLERK

[Stamp: CITY OF YUBA CITY INCORPORATED BUTTE CO. CALIFORNIA JAN 23, 1908]
City Council Reports

- Councilmember Dukes
- Councilmember Maan
- Councilmember Starkey
- Mayor Pro Tem Gill
- Mayor Buckland

Adjournment