

**MINUTES (DRAFT)
REGULAR MEETING OF THE CITY COUNCIL
CITY OF YUBA CITY
COUNCIL CHAMBERS
NOVEMBER 18, 2014
5:00 P.M. – CLOSED SESSION
6:00 P.M. – REGULAR MEETING**

Closed Session—Butte Room

- A. Conferred with labor negotiator Steve Kroeger regarding negotiations with the following associations: Yuba City Firefighters Local 3793 Yuba City Fire Management, and Public Employees Local No. 1, pursuant to Section 54957.6 of the Government Code

Regular Meeting—Council Chambers

The City of Yuba City City Council meeting was called to order by Mayor Gill at 6:01 p.m.

Roll Call

Present: Councilmembers Buckland, Dukes, Maan, Starkey and Mayor Gill

Absent: None

Invocation

Councilmember Buckland gave the invocation.

Pledge of Allegiance to the Flag

Eagle Scouts Trevor Martin and Brett Spiess led the Pledge of Allegiance.

Presentations and Proclamations

1. Eagle Scout Trevor Martin Presentation

Mayor Gill presented a certificate to Trevor Martin in honor of his Achievement of Eagle Scout

2. Eagle Scout Brett Spiess Presentation

Mayor Gill presented a certificate to Brett Spiess in honor of his Achievement of Eagle Scout

3. Brandon Oakley Lifesaving Award

Mayor Gill presented the Yuba City Police Life Saving Medal to Officer Brandon Oakley in honor of his action of saving an 86 year old woman from a burning house on August 8, 2014

4. Terry Kopp Retirement Proclamation

Mayor Gill presented a proclamation Community Development Technician Terry Kopp in honor of her retirement from the City after 29 years of service to the Community.

Public Communication

- 5. Written Requests - None**

6. Appearance of Interested Citizens - None

Ordinance

7. General Plan Amendment for 346 Walton Avenue; Applicant: Paramjit Bains/Property Owner: Stellar Scripts Inc.

Mayor Gill opened a public Hearing, hearing no comment, he closed the public hearing.

Councilmember Starkey moved to:

- a. Adopt the finding that following review and consideration of the Mitigated Negative Declaration and any comments received, there is no substantial evidence that the project will have a significant impact on the environment.
- b. Adopt the Mitigated Negative Declaration as contained in Exhibit A.
- c. Adopt the finding that General Plan Amendment GP 14-02 to change the General Plan designation from Medium Density Residential to Community Commercial on 1.65 acres is in the public interest.
- d. Adopt **Resolution No. 14-081** for General Plan Amendment GP 14-02 changing the land use designation from Medium Density Residential to Community Commercial on 1.65 acres, as shown on Exhibit B of the resolution.
- e. Adopt the following finding that Rezone RZ 14-01 is consistent with the Community Commercial land use designation as described in the Yuba City General Plan.
- f. Introduce an ordinance for approval of Rezoning RZ 14-01 for amendments to the Official Zoning Map to amend the Zoning classification from Two Family Residential (R-1) District to Community Commercial (CC) District on 1.65 acres as shown in Exhibit C, and waive the first reading.

Councilmember Maan seconded motion that passed with a unanimous vote.

8. Ordinance Prohibiting Camping on Private Property within City Limits of Yuba City

The following person spoke:

Elaine Miles, Jamie Drive Yuba City

Councilmember Maan moved to adopt **Ordinance No. 003-14** to prohibit camping on private property in the City of Yuba City and waive the second reading

Consent Calendar

Councilmember Dukes moved to approve the consent calendar as presented. Councilmember Maan seconded the motion that passed with a unanimous vote on items 10, 11 & 1, and an abstention on Item 9 from Councilmember Starkey.

9. Minutes of November 4, 2014

Approved the City Council Meeting Minutes of November 4, 2014.

10. Boundary Revision of Underground Utility District No. 12-1 on Second Street

Adopted **Resolution No. 14-082** revising the boundary of Underground Utility District No. 12-1 on Second Street in accordance with the attached Underground Utility District 12-1 Boundary Map.

11. Transportation Development Act (TDA) Claim for FY 2014-2015 of \$1,361,092

Adopted **Resolution No. 14-083** authorizing submission of the City's FY 2014-2015 TDA claim to the Sacramento Area Council of Governments (SACOG).

12. Ordering Judicial Foreclosures of Two Parcels for Delinquent Special Assessments in Tierra Buena Water Assessment District 2003-1

Adopt **Resolution No. 14-084** ordering judicial foreclosure of two parcels for delinquent special assessments in Tierra Buena Water Assessment District 2003-1.

General Items

13. Organizational changes and Compensation Adjustment within the Public Works, Finance and Human Resources Departments

The following person spoke:

Elaine Miles, Jamie Drive Yuba City

Councilmember Dukes moved to adopt the following:

- a. **Resolution No. 14-085** authorizing the Director of Finance to amend the salary schedule by doing the following: 1) Delete the Custodial Supervisor and add a Facilities Maintenance Supervisor position (with a title change from Facility Manager); and 2) Reclassify Custodian Lead to Custodian II and create a flexibly staffed Custodian I/II classification.
- b. **Resolution No. 14-086** approving a 10% salary increase for the Wastewater Operator series effective with the first pay period following City Council approval.
- c. **Resolution No. 14-087** approving the combining of the Information Systems Technician I and II into a single, flexibly staffed Information Systems Technician I/II classification.
- d. **Resolution No. 14-088** approving one limited term Human Resources Technician I/II position through Fiscal Year 2014-2015.

Councilmember Starkey seconded the motion that passed with a unanimous vote.

14. Annual Report from the Downtown Yuba City Business Improvement District and Proposed Levy of Annual Assessment for 2015

Councilmember Maan moved to approve the Annual Report as filed, adopt **Resolution No. 14-089** of Intention to Levy and Collect 2015 Annual Assessments, and set a Public Hearing for December 16, 2014. Councilmember Buckland seconded the motion that passed with a unanimous vote.

15. Amendment 5 – Dry Year Water Purchase Program Agreement with the California Department of Water Resources

Councilmember Dukes moved to adopt **Resolution No. 14-090** authorizing the Public Works Director to execute Amendment 5 to the Dry Year Water Purchase Program Agreement with the California Department of Water Resources for Water Supply from the Yuba County Water Agency. Councilmember Starkey seconded the motion that passed with a unanimous vote.

16. Professional Service Agreements with Atkins and MBK Engineers for Urban Level of Flood Protection Determination

The following person spoke:

Pat Miller, Sutter County Taxpayers Association

Councilmember Dukes moved to:

- a. Award a Professional Services Agreement to Atkins of Roseville, CA for Urban Level of Flood Protection Determination Services in the amount of \$147,261 plus \$15,000 contingency with the finding that is in the best interest of the City.
- b. Award a Professional Services Agreement to MBK Engineers of Sacramento, CA for Urban Level of Flood Protection Determination mapping services in the amount of \$79,740 plus \$10,000 contingency with the finding that is in the best interest of the City.
- c. Authorize the Finance Director to make a supplemental appropriation in the amount of \$300,000 from the Levee Impact Fee Account to Account No. 931204-65517 (Urban Level of Flood Protection).

Councilmember Maan seconded the motion that passed with a unanimous vote.

17. Request from Interwest Homes to be relieved of the requirement to prepare a Master Plan for the Tierra Buena Road area so that they can apply for the subdivision of their property along Tuly and Elmer Roads

Councilmember Starkey moved to authorize Interwest Homes to proceed with the subdivision of their property without the requirement for the preparation of a Master Plan. Councilmember Maan seconded the motion that passed with a unanimous vote.

18. Continuation of reduced development impact fees for single-family residential development and consideration of reduced development impact fees for all other residential development types (i.e. duplex, multi-family, and mobile home)

The following person spoke:

John Ochipinti, Yuba City

Councilmember Starkey moved to adopt **Resolution No. 14-091** that: 1) authorizes the extension of a temporary city-wide reduction of development impact fees for residential development projects beginning January 1, 2015; and, 2) authorizes the temporary city-wide reduction of development impact fees for "other" residential development projects (including: duplex; multi-family; and, mobile home) beginning January 1, 2015. Councilmember Dukes seconded the motion that passed with a unanimous vote.

19. Status update for the City's proposed "Highway 20 Better Street Design Guide" for the future enhancement of Highway 20 between Highway 99 and the eastern city limits

Noted and filed report.

Business from the City Council

20. 2015 Agenda Calendar

Councilmember Dukes moved that the Regular Council Meeting on January 6th, July 7th, and August 4th, 2015 be canceled and that a Special Budget Study Workshop be scheduled on Tuesday May 26, 2015 and that Special Workshops, if needed, will be reserved for the second Tuesday of every month beginning at 5:00 p.m. in the Council Chambers. Councilmember Buckland seconded the motion that passed with a unanimous vote.

21. City Council Reports

- Councilmember Buckland
- Councilmember Maan
- Councilmember Starkey
- Vice Mayor Dukes
- Mayor Gill

Adjournment

Mayor Gill adjourned the Regular Meeting of the City Council of the City of Yuba City at 8:47 p.m.

Attest:

John Dukes, Mayor

Terrel Locke, City Clerk

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Roll Call

Present: Councilmembers Buckland, Dukes, Maan, Starkey and Mayor Gill

Absent: None

Invocation

Pastor Jim Carpenter gave the invocation.

Posting of the Colors

Beale AFB Honor Guard

National Anthem

Wendy Cooper

Public Communication

1. **Written Requests** - None

Appearance of Interested Citizens - None

Business from the City Council

2. Comments from Outgoing Mayor Kash Gill
3. Farewell and Presentations to Councilmember Craig Starkey
4. Farewell and Presentations to Councilmember Tej Maan
5. Presentations to Outgoing Mayor Kash Gill

Election Results

6. City Clerk to announce the November 4, 2014 Election Results
City Clerk Terrel Locke announced the Election results:

Member, City Council	Vote Count	Percent
1 John Buckland	7,819	27.1%
2 Stanley Cleveland	6,833	23.9%
3 Preet Didbal	5,463	18.9%

Councilmember Starkey moved to adopt **Resolution No. 14-092** declaring the results of the General Municipal Election held on Tuesday November 4, 2014. Councilmember Dukes seconded the motion that passed with a unanimous vote.

7. Administer the Oath of Office to Council-Elect John Buckland, Council-Elect Stanley Cleveland and Council-Elect Preet Didbal

City Clerk Terrel Locke administered the Oath of Office to Councilmember John Mark Buckland

City Clerk Terrel Locke administered the Oath of Office to Councilmember Stanley Cleveland Jr

Deputy Clerk Arianna Khan administered the Oath of Office to Councilmember Preet Didbal

Further Business From the City Council

8. Comments from the New Councilmembers

- John Buckland
- Stanley Cleveland
- Preet Didbal

9. Election of New Mayor and Vice Mayor

Councilmember Buckland nominated John Dukes as Mayor for FY 2014-15. Councilmember Gill seconded the motion that passed with a unanimous vote.

Councilmember Gill nominated John Buckland as Vice Mayor for FY 2014-15. Mayor Dukes seconded the motion that passed with a unanimous vote.

10. Comments from New Mayor

Adjournment

Mayor Dukes adjourned the Regular Meeting of the City Council of the City of Yuba City at 7:30 p.m. in honor of his grandson Trucker Dukes.

John Dukes, Mayor

Attest:

Terrel Locke, City Clerk