



AGENDA

DECEMBER 20, 2022

REGULAR MEETING CITY COUNCIL CITY OF YUBA CITY

6:00 P.M. REGULAR MEETING COUNCIL CHAMBERS/VIRTUAL

MAYOR	• Wade Kirchner
VICE MAYOR	• Shon Harris
COUNCILMEMBER	• Marc Boomgaarden
COUNCILMEMBER	• Michael K. Pasquale
COUNCILMEMBER	• Dave Shaw
CITY MANAGER	• Diana Langley
CITY ATTORNEY	• Shannon L. Chaffin

**1201 Civic Center Blvd
Yuba City CA 95993**

Wheelchair Accessible



*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***

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REGULAR MEETING
CITY COUNCIL - CITY OF YUBA CITY
DECEMBER 20, 2022
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COUNCIL CHAMBERS/VIRTUAL**

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.

The Council Chambers will be open for public attendance and participation. The meeting will also be live streamed for public viewing, but not participation, at the following link: https://us06web.zoom.us/webinar/register/WN_z9aRP34JSJm7tDwGGuC2nQ. Emailed comments sent to cityclerk@yubacity.net at least 24 hours before the meeting will be distributed to the City Council prior to the meeting. Please identify the Agenda item(s) addressed by the comments.

Regular Meeting

Call to Order

Roll Call

- ☐ Mayor Kirchner
- ☐ Vice Mayor Harris
- ☐ Councilmember Boomgaarden
- ☐ Councilmember Pasquale
- ☐ Councilmember Shaw

Invocation/Inspiration

Pledge of Allegiance to the Flag

Agenda Modifications/Approval of Agenda

Public Communication

1. Appearance of Interested Citizens

You are welcome and encouraged to participate in this meeting. Public comment is taken on action items appearing on the Consent Calendar or Business Items on the Agenda when they are called. Public comment on any other items within the scope of the City's jurisdiction, including items not listed on the Agenda will be considered at this time. Public comment is limited to three minutes per speaker. Members of the public submitting written requests at least 24 hours prior to the meeting will be allotted five minutes to comment per speaker. Repetitive comments may be limited, and large groups are encouraged to select representatives to express the opinions of the group.

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 request specific items to be discussed or removed from the Consent Calendar for individual action.

2. Minutes from the November 15, and December 6, 2022

Recommendation: Approve the minutes from November 15, and December 6, 2022

3. Fire Prevention Ordinance and the adoption of the 2022 California Fire Code based on the 2021 Edition of the International Fire Code

Recommendation: Adopt an Ordinance of the City Council of the City of Yuba City Repealing and Re-Enacting Chapter 5 of Title 4 Regarding Fire Prevention and the 2021 International Fire Code by title only and waive the second reading

4. Building Regulations Ordinance and the adoption of the 2022 edition of the California Building Standards Code

Recommendation: Adopt an Ordinance of the City Council of the City of Yuba City Repealing Chapters 1 Through Chapter 14 of Title 7 of the Yuba City Municipal Code and Re-Enacting Chapters 1 Through Chapter 14 of Title 7 Adopting by Reference the 2022 California Building Code, 2022 California Electrical Code, 2022 California Mechanical Code, 2022 California Plumbing Code, 2022 California Energy Code, 2022 California Historical Code, 2022 California Existing Building Code, 2022 California Referenced Standards Code, 2022 California Residential Building Code, 2022 California Green Building Standards (CALgreen) Code, 2021 Uniform Swimming Pool Spa & Hot Tub Code, Etc., With Certain Amendments, Additions and Deletions Thereto, by title only and waive the second reading

5. Expedited Permitting for Electric Vehicle Charging Systems, Ordinance Update pursuant to Assembly Bill 970

Recommendation: Adopt an Ordinance of the City Council of the City of Yuba City Amending Section 7-17.04 (Permit Application Processing) of Chapter 17, Title 7 of the Yuba City Municipal Code to implement the provisions of Assembly Bill 970 by title only and waive the second reading

6. Repeal and Replace the Massage Establishment and Therapist Ordinance

Recommendation: Adopt Ordinance to repeal and replace Yuba City Municipal Code Title 5, Chapter 3 to include administrative penalties, revocation of permits, and clarity of ordinance for massage establishments/therapists by title only and waive the second reading

7. AB1600 Annual Report

Recommendation: A. Accept the AB1600 Annual Report

B. Adopt a Resolution finding that there is a reasonable relationship between current needs for the fees and the

purposes for which they were originally collected

8. Annual Investment Policy Adoption

Recommendation: Approve Investment Policy as presented

9. Submission of Recertification Application for Tree City USA Designation

Recommendation: Adopt a Resolution authorizing the City to apply for recertification to the National Arbor Day Foundation for consideration of the City to continue its designation as a Tree City USA community

10. Shared Use Agreement between the City of Yuba City and Yuba City Unified School District

Recommendation: Adopt a Resolution authorizing the Community Services Director to execute a shared use agreement between the City of Yuba City and Yuba City Unified School District, subject to approval as to legal form by the City Attorney

11. Amendment to Lease of the Madden House for the Yuba-Sutter Chamber of Commerce Offices

Recommendation: A. Adopt a Resolution approving a fourth amendment to the Yuba-Sutter Chamber of Commerce Lease Agreement dated May 15, 2018, for the use of the Madden House (1300 Franklin Road)

B. Authorize the City Manager to sign the amended lease agreement, with approval as to form by the City Attorney

12. Reasonable Accommodations Policy for City Meetings Subject to the Brown Act

Recommendation: Adopt a Resolution adopting a Reasonable Accommodations Policy for City Meetings Subject to the Brown Act

13. Second Amendment to the Reimbursement Agreement for the Feather River Mill Hotel (Holiday Inn Express)

Recommendation: Adopt a Resolution of the City Council approving the second amendment to the Transient Occupancy Taxes Reimbursement Agreement with Yuba City Hotel, L.P., authorizing to extend the commencement of operation date of the Hotel to January 1, 2024.

14. Wastewater Treatment Facility Lift Station 2 Rehabilitation (Plans & Specifications)

Recommendation: Adopt a Resolution approving the plans and specifications for the Wastewater Treatment Facility Lift Station 2 Rehabilitation Project (21-24), authorizing advertisement for bids on the project, and adopting a CEQA Class 1 Categorical Exemption

15. On-Call Professional Traffic Engineering Services Contract Award

Recommendation: Adopt a Resolution authorizing the City Manager to sign an Agreement for Professional Services and task orders with Fehr and Peers for an on-call Professional Traffic Engineering Services Contract for a three-year term (with an optional two-

year term extension) for an amount not to exceed \$600,000, subject to review and approval as to legal form by the City Attorney

16. Department of Water Resources State Water Project Amendment No. 11 and Waiver

Recommendation: Adopt a Resolution authorizing the City Manager to execute the following agreements with the Department of Water Resources regarding the State Water Project:

A. Amendment No. 11 (The Contract Extension Amendment) to Water Supply Contract between the State of California Department of Water Resources and City of Yuba City for Continued Service and the Terms and Conditions Thereof

B. Agreement between the Department of Water Resources and City of Yuba City to Waive the Pending Litigation Contingency for the Contract Extension Amendment

17. City of Yuba City Advisory Board Appointment List

Recommendation: Note and File the 2022 Local Appointment List and Direct Staff to post on the City's website

Business Items

18. Levy of the 2023 Annual Assessment of the Downtown Yuba City Business Improvement District

Recommendation: A. Conduct a Public Hearing, and after consideration,

B. Adopt a Resolution confirming the Annual Report for the Yuba City Downtown Business Association and levying the assessment for the Downtown Business Improvement District for calendar year 2023

19. Community Sponsorship Request - Friends of the Marysville Stampede - Cotton Rosser Memorial Bronze Statue

Recommendation: Consider the sponsorship request from the Friends of the Marysville Stampede, and if approved:

A. Adopt a Resolution to approve a monetary sponsorship request from the Friends of the Marysville Stampede of \$5,000.00 for the Cotton Rosser Memorial Bronze Statue

B. Authorize the Finance Director to record a supplemental appropriation in the amount of \$5,000.00 from Account No. 4220-66003 (Sister City)

20. Consideration of Letter of Support for Adventist Health's Proposed Project Hope

Recommendation: Consider Adventist Health's request for a Letter of Support for

Project Hope and provide direction to the City Manager

21. RFP23-01 Tree Maintenance Services Bid Award

Recommendation: Adopt a Resolution awarding a contract to Richard's Tree Service, Inc., of Yuba City, CA in the not to exceed amount of \$300,000 for one (1) year of citywide tree maintenance service with the option of two (2) one (1) year extensions, and authorize the City Manager to execute any subsequent contract amendments or extensions, with the finding that it is in the best interest of the City and subject to approval as to legal form by the City Attorney

22. Septic Hauler Fee Update

Recommendation: Adopt a Resolution amending the Schedule of Fees and Charges for City Services to update the fees for septage waste disposal for Fiscal Years 22/23 and 23/24 to below the Proposition 218 approved limits

23. Appointments to City Council Regional Boards and Committees

Recommendation: Approve the City Council Assignments to Regional Boards and Committees for Calendar Year 2023

Future Agenda Items

24. Future Agenda Items

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

Reports and Communications

The following reports and communication items are provided for the Council's information. No action can be taken on items under this section unless the Council agrees to include it on a subsequent agenda

25. City Manager's Report

26. City Council Reports

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

Adjournment