



AGENDA
JANUARY 26, 2023

SPECIAL MEETING
CITY COUNCIL
CITY OF YUBA CITY

8:00 A.M. SPECIAL MEETING
HARVEST ROOM
1465 THARP ROAD
YUBA CITY CA 95993

MAYOR	<ul style="list-style-type: none">• Wade Kirchner
VICE MAYOR	<ul style="list-style-type: none">• Shon Harris
COUNCILMEMBER	<ul style="list-style-type: none">• Marc Boomgaarden
COUNCILMEMBER	<ul style="list-style-type: none">• Michael Pasquale
COUNCILMEMBER	<ul style="list-style-type: none">• Dave Shaw
CITY MANAGER	<ul style="list-style-type: none">• Diana Langley
CITY ATTORNEY	<ul style="list-style-type: none">• Shannon L. Chaffin

1465 Tharp Road
Yuba City CA 95993

Wheelchair Accessible

*The City has adopted a Reasonable Accommodations Policy that provides a procedure for receiving and resolving requests for accommodation to participate in this meeting. Please visit [yubacity.net ADA & Accessibility Resources page](http://yubacity.net/ADA&AccessibilityResources). 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 help. Accommodations should be requested as early as possible as additional time may be required in order to provide the requested accommodation; 72 hours in advance is suggested. Please contact City offices at (530) 822-4817 or **(TTY: 530-822-4732)**, so such aids or services can be arranged. Requests may also be made by email at cityclerk@yubacity.net or citymanager@yubacity.net or mail City Clerk, 1201 Civic Center Blvd, Yuba City, CA 95993.*

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PLEASE TAKE NOTICE, that pursuant to California Government Code Section 54956, Mayor Wade Kirchner has called a Special Meeting of the City Council as set forth in this Agenda.

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 Harvest Room will be open for public attendance and participation. 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.

Special Meeting

Call to Order

Roll Call

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

Pledge of Allegiance to the Flag

General Items

- 1. Council Goals and Priorities**
- 2. Department Accomplishments 2022**
- 3. Discussion Topics**
 - **Speeding/Sideshow**
 - **Fireworks**
 - **Boat/RV Storage**
 - **Mobile Vendors**
 - **City Tree Maintenance/Sidewalk Issues**
 - **Campaign Signs**

- Campaign Paperwork
- Community Workshops

Public Communication

4. Appearance of Interested Citizens

Adjournment

CITY OF YUBA CITY
STAFF REPORT

Date: January 26, 2023
To: Honorable Mayor & Members of the City Council;
From: Administration Department
Presentation By:

Summary

Subject: Council Goals and Priorities

Recommendation:

Fiscal Impact:

Attachments:

None

Prepared By:

Submitted By:

CITY OF YUBA CITY
STAFF REPORT

Date: January 26, 2023
To: Honorable Mayor & Members of the City Council;
From: Administration Department
Presentation By:

Summary

Subject: Department Accomplishments 2022

Recommendation:

Fiscal Impact:

Attachments:

None

Prepared By:

Submitted By:

CITY OF YUBA CITY
STAFF REPORT

Date: January 26, 2023
To: Honorable Mayor & Members of the City Council;
From: Administration Department
Presentation By:

Summary

Subject: Discussion Topics

- Speeding/Sideshow
- Fireworks
- Boat/RV Storage
- Mobile Vendors
- City Tree Maintenance/Sidewalk Issues
- Campaign Signs
- Campaign Paperwork
- Community Workshops

Recommendation:

Fiscal Impact:

Attachments:

1. 1 - Strategic Planning & Goal Setting 01.26.23

Prepared By:
Department Heads:
Brad McIntire
Ben Moody
Spencer Morrison
Natalie Springer
Chief Jesse Alexander
Chief Brian Baker

Submitted By:
Diana Langley
City Manager



Strategic Planning & Goal Setting Workshop January 26, 2023

Agenda



- Welcome & Introductions
- Purpose of Workshop
- Executive Team “Thank You”
- Review Council’s Priorities
- Department Presentations
- Discussion Topics
- Council’s 2023 Priorities
- Wrap-Up

Agenda



- Discussion Topics
 - Speeding/Sideshow
 - Fireworks
 - Boat/RV Storage
 - Mobile Vendors
 - City Tree Maintenance/Sidewalk Issues
 - Campaign Signs
 - Campaign Paperwork
 - Community Workshops



THANK YOU



Council's Current Priorities

Council Priorities



PUBLIC SAFETY

Maintain highly qualified teams to provide services that serve and protect the residents, visitors and businesses of this community.

BUSINESS FRIENDLY

Enhance and maintain a Business-Friendly environment for our City and our partners.

QUALITY OF LIFE

INFRASTRUCTURE

Maintain, improve and invest in the City's Infrastructure (water, sewer, streets, circulation, parks, stormwater and public facilities).

FISCAL RESPONSIBILITY

Maintain the financial stability and sustainability of the City of Yuba City and operate our city government in a fiscally responsible and responsive manner.



Department Presentations

Department Presentations



- Police
- Human Resources
- Fire
- Community Services
- Finance/IT
- Development Services
- Public Works
- City Clerk
- Administration



2022 Accomplishments Chief Brian Baker

Personnel

- Recruitment team, with dedicated website
- Cadet program is up and running again (pipeline for recruitment)
- Formal Department Awards Ceremony
- Records Supervisor, Police Services Analyst and an additional HLO

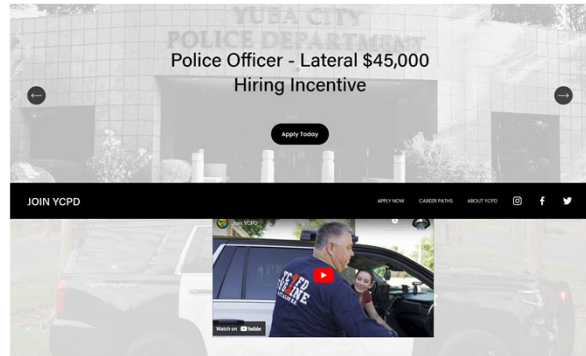
YCPD

Personnel

Personnel

- 55 Employee Backgrounds
- 3 Promotions
- 15 new hires
 - Dispatch
 - Officer
 - CSO

Recruitment Website and Video



YCPD

Employee Wellness

- Wellness Committee
- Planning Family Information Meetings
- Employee Wellness Survey
- Local Therapist assisting

YCPD

Community Engagement



YCPD

Community Engagement

- Social Media Presence
- 20 Locations National Night Out
- 4 Neighborhood Watch Meetings
- Cones with a Cop, Coffee with a Cop
- Trick or Treat PD tour (562 kids)
- Citizen Academy- 20 graduates

YCPD

General Topics

- What keeps me up at night?
- Needs from Council
- Organizational Goals

YCPD



Any Questions?

YCPD



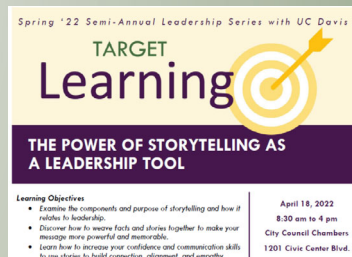
2022 Human Resources Accomplishments



Presentation By:
Natalie Springer, Human Resources Director


Trainings

- DiSC Training
- The Power of Story Telling
- Thinking Outside the Building
- Coaching for Excellence for Public Works
- Workers' compensation and family leave trainings for Fire Captains and Police Sergeants
- Safety Trainings
 - (i.e. Stop the Bleed, Active Shooter, Wildfire Smoke)



Implemented New Policies

- Hybrid Remote Work
- Pre-Employment Physical Exemption
- Wildfire Smoke

City of Yuba City		
Applies to	Supersedes	Effective Date
City-Wide	N/A	November 28, 2022
Manual	Source	Key Subject
Standard Operating Procedures	Human Resources	Policy
Title		
Wildfire Smoke Policy		
Approved		
		
Diana Langley, City Manager		
PURPOSE		
This policy is to establish, implement, and maintain an effective Wildfire Smoke Policy in accordance with Cal/OSHA, CCR Title 8, Section 5141.1.		
POLICY		
It applies to worksites where the current Air Quality Index (AQI) for airborne particulate matter (PM2.5) is 151 or greater and where it is reasonably anticipated employees could be exposed to wildfire smoke.		
The following workplaces and operations are exempt from this policy:		
<ul style="list-style-type: none">• Enclosed buildings or structures where the air is filtered by a mechanical ventilation system• Enclosed vehicles where the air is filtered by a cabin air filter• The AQI for PM2.5 is below 151• Employees who are exposed to a current AQI for PM2.5 of 151 or greater for a total of one hour or less during a shift• Firefighters engaged in wildland firefighting		
Although there are many hazardous chemicals in wildfire smoke, the main harmful pollutant for people who are not very close to the fire is "particulate matter," the tiny particles suspended in the air.		

Recruiting: 44 fulltime employees

- Attended job fairs with Sutter County One Stop and Chico State
- Held internal assessment centers
 - Fire Captain and Police Sergeant
- Facilitated Police Recruit Agility and Written Testing
- Partnered with Work Health Solutions to streamline pre-employment as well as workers' compensation response
- Coordinated New Hire Orientation Tours, occurring twice a year



YUBA CITY
Human Resources
Seasonal Help / Temp



Employee No.
00003
Date of Hire:
2022
SPRINKLES THE ELF

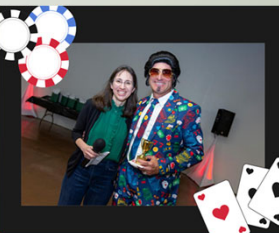



Employee Engagement

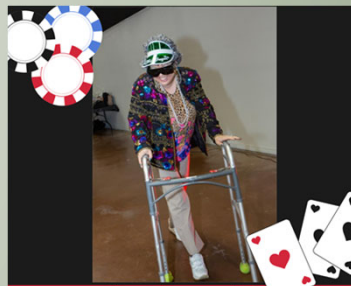


- Employee Awards Dinner
- Veteran's Day Breakfast

Veteran Employee and Volunteer Recognition

**Most Creative Winner
Rob Condrey**



**Best Dressed & People's Choice Winner
Kristi Davis**



Benefits

2022 COVID-19 Supplemental Paid Sick Leave

Effective February 19, 2022



- Administered COVID-19 leave
 - SPSL, YCEPL, Department Head Donation Pool
- Coordinated Open Enrollment for Active Employees and Retirees
- Enhanced dental/vision benefits
- Hosted Benefits Fair for 2023
- Kicked off RFPs
 - Citywide Classification and Compensation Study
 - Deferred Compensation and RHS



2022 Benefits Fair

Concerns...



2023 Human Resources Team

Thank you for your support!





Fire Department
January 26, 2023



Presentation By:
Jesse Alexander, Fire Chief

YCFD 2022 Accomplishments

Promotional and Hiring

- Conducted a Firefighter recruitment
- Conducted (2) Firefighter recruit academies
- Conducted (2) Fire Inspector recruitments
- Conducted a Fire Captain recruitment



YCFD 2022 Accomplishments

Training

- Instructed a State Fire Marshal Company Officer 2D course (40-hr)
- Instructed an Engine Boss G-231 course (40-hr)
- Instructed a Fire Ground Decision Making course
- Instructed a Stop the Bleed course
- Instructed EOC training for Command and General Staff

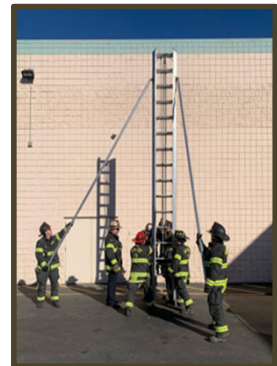


YCFD

YCFD 2022 Accomplishments

Training

- Hosted a Man vs. Machine course (10+ Fire Agencies attended)
- Hosted a PEER Support training (13 Fire Agencies all over the U.S.)
- Hosted a Driver Operator 1A course
- Hosted a Driver Operator 1B course
- Established a Truck Operations task book
- Average training hours: 293 hrs Total training hours:14,980 hrs (3,135 Inc)
- 98% of the Department exceeded ISO training requirement standards



YCFD

YCFD 2022 Accomplishments

Department Development

- Implemented ESO – New Records Management Software (6 months)
- Implemented Vector Scheduling – New Staffing Scheduling Software (3 months)
- Implemented LEXIPOL by developing new policies and procedures for YCFD (1+-year)
- *Drafted and implemented Standard Operating Guidelines for structure fires*
- Completed a 2021 Annual Report
- Purchased and implemented new hand-held radios



YCFD

YCFD 2022 Accomplishments

Department Development

- Successful Assistance to Firefighter Grant (AFG) for wildland gear (\$47,168)
- Successful Assistance to Firefighter Grant (AFG) for fire nozzles (\$35,360)
- Successful Homeland Security Grant for ASHER equipment (\$32,146)
- Successful Community Development Block Grant
 - Turnouts (\$141,238)
 - Cancer prevention sheds (\$69,238)
- Implemented a Cancer Prevention Task Force
- Drafted and implemented a City Duty Chief program
- Completed Phase I (research phase) of a Firefighter Wellness study



YCFD

YCFD 2022 Accomplishments

City Development

- Developed an Emergency Operations Plan (8 months)
- Successful Staffing for Adequate Fire and Emergency Response Grant (SAFER) (\$1.2 Million)
- Completed a Fire Station 1 kitchen remodel
- Nearing completion of Fire Station 2 kitchen remodel
- Hosted an Emergency Preparedness Open House
- Implemented and assisted with the marketing of Zonehaven
- Successful CodeRed test for Yuba City Community
- Successful CodeRed test of EOC activation

YCFD

YCFD 2022 Accomplishments

City Development

- Implemented a funding account for long-term equipment needs
- Developed and implemented a comprehensive Incident Action Plan (IAP), Operational Briefing, and Tabletop exercise for the Sikh Parade
- Updated Fee Schedule for Fire, Life & Safety Inspections costs
- Developed a Unified Response to Violent Incidents Policy for Active Shooter incidents
- EOC Facility guided drill
- Holiday Truck Parade (**TEAM** effort)



YCFD



Council Questions

- What keeps you up at night?
- What causes you great concern?
- What are your critical needs?
- Council needs?
- Long-term future?
- How is morale?

YCFD



2022 Community Services Accomplishments



**Presentation By:
Brad McIntire, Community Services Director**



What keeps me up at night?







Animal Services: *Safety & Quality of Life*

- Animal Cruelty Seizure

- Approx. 140 animals

- Alpacas, ostrich, geese, peacocks, roosters, parrots, pigs, camel, goats, sheep, dogs, horses, long horn bull, cats, and a brahmas.



- Implemented the Feathers to Farms Program

- Homed 430 chickens within 9 months.



Parks: *Infrastructure*

- Planned and planted 514 trees in the City

- Adopted the Urban Forest Master Plan

- Enhanced Sam Brannan Park

- New lights around Skate Park and Pickleball Courts

- New coded gate

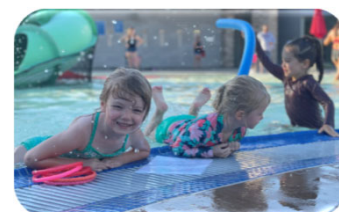
- Provided security on week nights





Recreation: *Quality of Life*

- Provided recreation programs to 60,045 participants
- Successfully created & implemented First Annual 5K Wilderness Fun Run located in the Feather River Parkway
- Provided swim lessons to 386 participants
- Onboarded 51 part-time employees



Recreation: *Quality of Life* Cont.

- Facilitated successful Waffle Wednesdays @ Senior Center
- Enhanced our Bingo participants @ the Senior Center by 20%
- Created and implemented a Senior Resource Fair
- Established a partnership with Yuba/Sutter Special Olympics
- Executed a Multi-Use agreement with YCUSD



Funded the Following Projects: *Infrastructure*

- Colin's Corner
- Senior Center Facility Improvements
- Didar S. Bains Park
- Dog Park
- Bocce Ball Courts
- Zero Depth Water Feature at Gauche Aquatic Park
- Sam Brannan Facility Improvements
- New Paved Parking Lot @ Feather River Parkway



Created and Implemented Community Volunteer Opportunities

- Facilitated 385 Volunteer Hours:
 - Hard Rock Casino at GAP
 - Water-Wise Garden
 - SAYlove at Sam Brannan Park
 - Girl Scout Troop at Lloyd Park
 - Hope Point Church beautified Sam Brannan Park
 - Morning Kiwanis planted trees on Pease Rd.





Questions?

Finance and IT 2022 Accomplishments



- Applied for and allocated \$552,829.47 in State relief funds for delinquent water and sewer charges.
- Successfully implemented SB998 rules and regulations, as well as adherence to continued State water shut off protections.
- Implemented Payment Plan program to assist customer with delinquent balances.
- Integrated Sutter County and CHP parking citations into our online portal, DataTicket.



Pink October – We're All In

Finance and IT 2022 Accomplishments



Lynn's Last Day – Succession Plan In Motion

- Collected \$58,179.31 through State intercept program.
- Replaced security cameras at the Corporation Yard and Gauche Aquatic Park.
- Replaced mobile video in Police cars with Axon Fleet Video.
- Brought the Finance Division to fully staffed with succession plan in place.
- Enhanced the security of the City's technology.
- Implemented GovInvest payroll budgeting software.

Finance and IT 2022 Accomplishments



- Implemented ClearGov budgeting software.
- Implemented Debtbook GASB 87 and debt management software.
- Initiated Council Chambers Zoom meeting remodel
- Secured funding for ERP replacement
- Completed furniture remodel
- Re-evaluated IT positions/needs



Western Wednesday – Stampede Week

Finance and IT Outlook



Even Disney had nightmares.

What keeps me up...

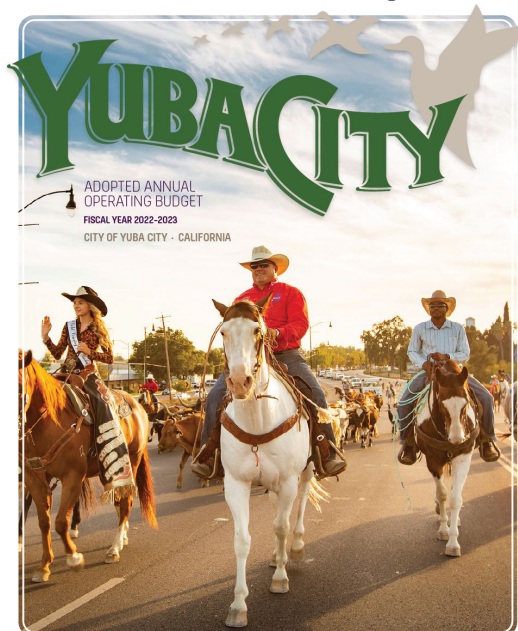
Greatest needs...

Need from Council...

Finance and IT 2022 Accomplishments



Your Finance
Team...



...Honoring
Community



Disney Villains Bringing Us Together



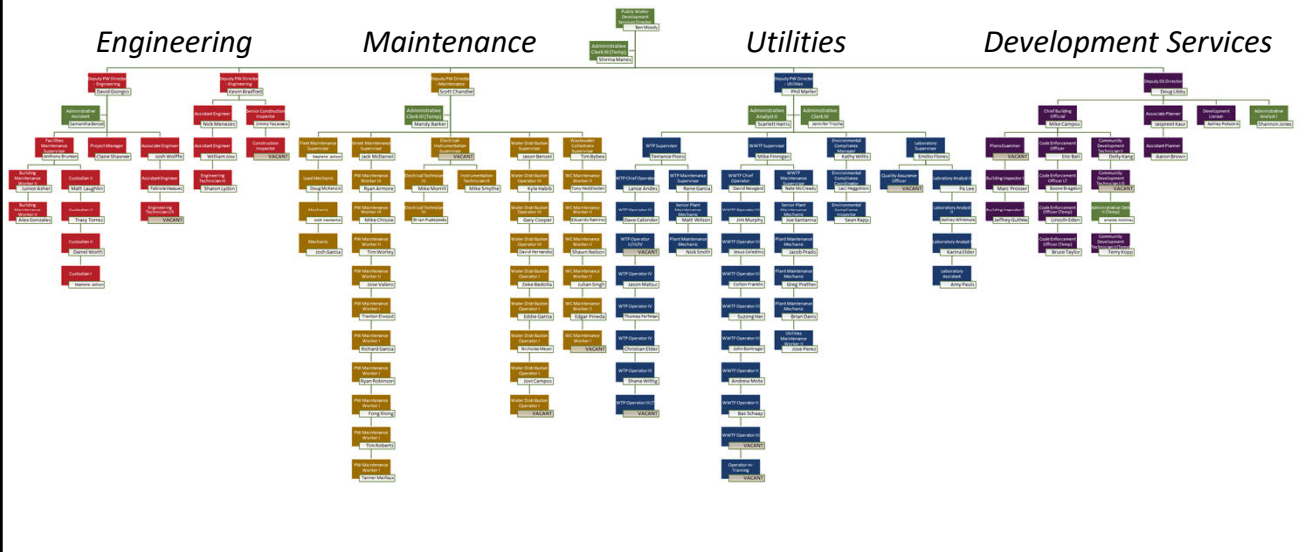
**Public Works-
Development Services
2022 Accomplishments**



Ben Moody, Public Works & Development Services Director

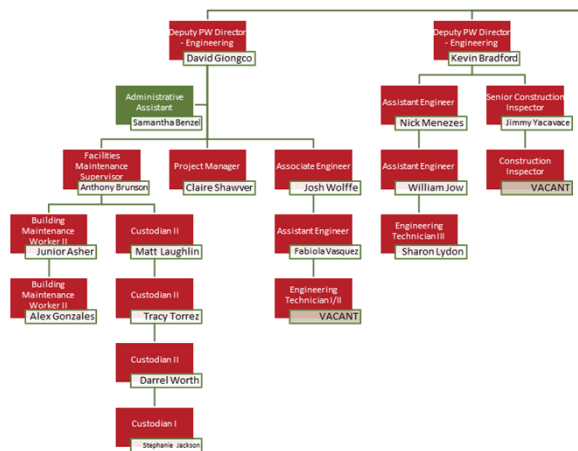


Public Works-Development Services Department



Public Works – Engineering Branch

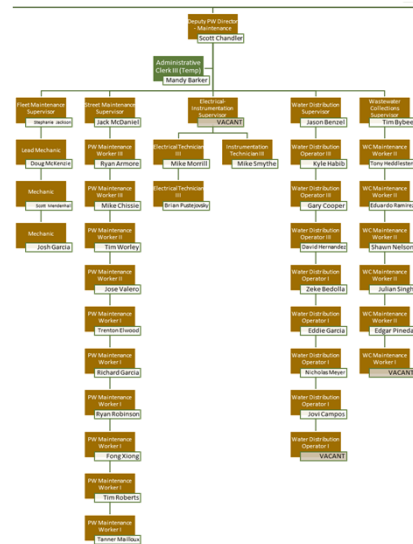
- Engineering
 - Capital Improvement Program
 - Development
- Construction Management
 - Inspection
 - Project Management
- Facilities Maintenance





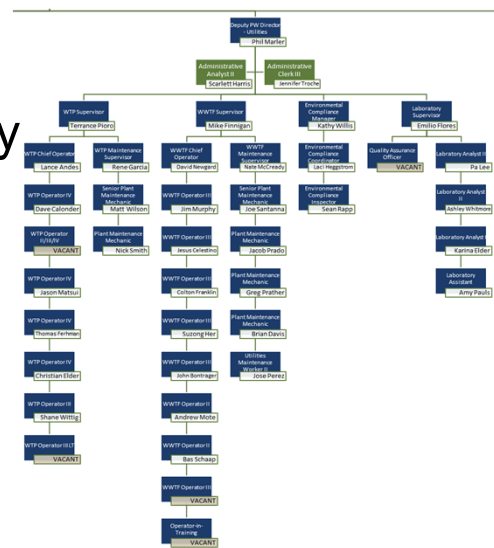
Public Works – Maintenance Branch

- Fleet Maintenance
- Street Maintenance
- Electrical & Instrumentation
- Water Distribution
- Wastewater Collections



Public Works – Utilities Branch

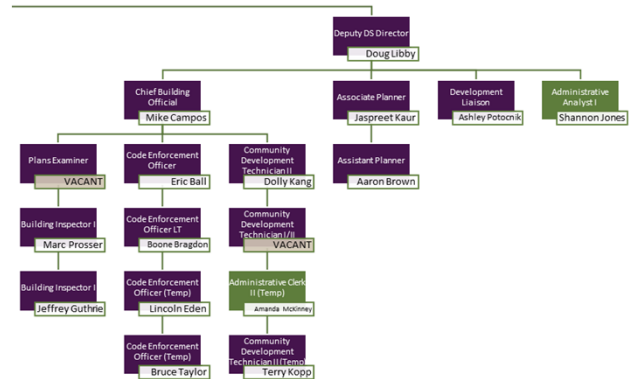
- Water Treatment Plant
- Wastewater Treatment Facility
- Environmental Compliance
- Laboratory





Development Services

- Building
 - Code Enforcement
 - Building Inspection
 - Permitting
- Planning
- Development Liaison
- Housing



Public Works-Development Services: Today and the Future

- What causes you great concern and what are your critical needs?
 - Rising costs and inflation
 - Limited rates and funding
 - Project delivery and delays
 - Significant backlog of deferred maintenance projects
 - Meeting regulatory requirement changes
 - Finding a realistic balance between funding and needs



Public Works-Development Services: Today and the Future

- What do you need from Council?
 - Understand scope of need for public infrastructure and services
 - Continue to recognize the quality of our staff who are doing their best to manage with limited resources
 - Provide ongoing communication & collaboration to develop priorities



Public Works-Development Services: Today and the Future

- How are we looking at the future in a more long-term way (next 20 years)?
 - Incrementally implementing operational and organizational changes
 - Updating organizational structure and staffing
 - Focusing on employee development in an evolving workplace
 - Supporting our community in a sustainable way
 - Pursuing funding mechanisms to support operations, maintenance, and capital improvement
 - Maintaining a progressive Capital Improvement Program that corresponds to City needs



Public Works-Development Services: Today and the Future

- How are things going within your Departments? How is the morale?
 - Reduced vacancies with quality incumbents
 - Improved staff and bargaining unit relations
 - Focused on operational and structural improvements



Questions?



City Clerk 2022 Accomplishments



Presentation by:
Ciara Wakefield, City Clerk Administrator

2022 Accomplishments



1. Public Records Requests

- 209 Completed Requests
- Average Time to Close = 7.55 Days

2. 2022 General Election

- Transition to District-based Election
- 7 City Council Candidates / Measure Z
- Candidate Materials & Public Notice Requirements

3. CivicClerk Implementation

4. Records Retention Schedule



City Administration



Presentation by:
Diana Langley, City Manager

2022 Accomplishments



- Mayor's Bus Tour
- Surplus Properties Process
- Community Engagement

Council Questions



- What keeps you up at night?
- What causes you great concern?
- What are your critical needs?
- Council needs?
- Long-term future?
- How is morale?



Discussion Topics

Discussion Topics



- Speeding/Sideshow
- Fireworks
- Boat/RV Storage
- Mobile Vendors
- City Tree Maintenance/Sidewalk Issues
- Campaign Signs
- Campaign Paperwork
- Community Workshops



Speeding/Sideshow – Commander Runyen

Street Racing/Side Shows

- Efforts from 2021 to 2022 showed a decrease in planned events over the summer
- Joint efforts with local agencies helped curb problem
- Current grant has 4 operations planned, 10 operations being asked for on next OTS grant
- Sent 4 officers to Dragnet course and hosted Dragnet Course with 6 more attending
- Street racing type violations: cited 544 in 2021 and 802 in 2022

YCPD

Street Racing/Side Shows

- Street Racing Ordinance proposal in Spring 2023
- Street Racing Ordinance would:
 - Allow easier seizures of vehicles when driven by R/O, can be done without court order
 - No release if a stipulated agreement on file
 - City can offer forfeited vehicle for sale within 60 days of receiving title
 - Can issue citations to spectators that are within 500 feet of the event location

YCPD



Fireworks 2023 Modification – Fire Marshal Jesse Frias

Modification to Safe and Sane Fireworks



- Modify the timeframe safe and sane fireworks are available to purchase/sale.
- Modify timeframe safe and sane fireworks are allowed to be discharged within the fire protection district.
- Utilize the existing municipal code fine structure for violation of discharge of fireworks outside the recommended timeframe.

YCFD

Fireworks – Exception (Current)

- It shall not be unlawful to sell within the City those fireworks as are defined and classified as “safe and sane fireworks” in the State Fireworks Law (Sections 12500, et seq. of the Health and Safety Code) during that time period beginning 12:00 noon on June 28 and ending at 12:00 noon on July 6 of that same year.

YCFD

Fireworks (Recommendation)

- Recommendation to shorten the window of time to sell/purchase “safe and sane fireworks”. Begin sale at noon on June 28 and end at 11 pm on July 4 of that same year.
 - June 28 - Begin-12 pm End-11 pm
 - June 29 - July 4 - Begin-8 am End-11 pm
- Recommendation to shorten the window of time to discharge “safe and sane fireworks” from noon until 11 pm each day from June 28 to July 4 of that same year.
 - YCFD is responsible for regulations.
 - YCPD is responsible for enforcement.

YCFD

Fiscal Impact

- There is no financial impact for the 501(c)(3) groups selling fireworks within our community, as they stop selling on July 4th.
- There is no financial impact for the fireworks vendors, TNT and Phantom. Contact has been made with vendors representatives and confirmed zero impact to fiscal status.
- Total number of booths
 - City limits-35
 - CSAG-5

YCFD

Comparable Cities

City Name	Time Frame
Chico	PROHIBITED
Woodland	Begin 6/28 @ 12 pm, End 7/6 @ 12 pm
Merced	Start 6/28 @12 pm stop 7/6 @12 pm <i>Fireworks</i> stands may be operated only from the hours of 6 am until 10:30 pm on and between Sundays and Thursdays with the exception of the July 3 rd and July 4 th , and may be operated from 6 am until 12 midnight on Fridays, Saturdays, and on July 3 rd and July 4 th Violation: Revoke permit, guilty of misdemeanor

YCFD

Comparable Cities

City Name	Time Frame
Marysville	Begin 6/28 @ 12 pm End 7/6 @ 12 pm
Folsom	Begin 6/28 @ 12 pm End 7/6 @ 9 pm
Tracy	6/28 from 12 pm to 8 pm 6/29-7/3 from 8 am to 8 pm 7/4 from 8 am to 9 pm

YCFD

Comparable Cities

City Name	Time Frame
Rocklin	Start on 6/28 at 12 pm Stop on 7/4 at 12 midnight Penalties- Removed from list
Lodi	6/28 12 pm to 9 pm 6/29 to 7/4 only the hours of 9 am to 9 pm Allowed only to discharge on 7/4 9 am to 11 pm
Davis	PROHIBITED

YCFD

Fine Structure

- Yuba City Municipal Code **Section 4-8.504 Administrative Penalties-Section b**
 - (1) First administrative citation: \$100
 - (2) Second administrative citation: \$200.00
 - (3) Third administrative citation: \$500.00
 - (4) Subsequent administrative citation: \$500.00

YCFD

Questions

YCFD



Boat/RV Storage

Boats, RV, Utility Trailer Parking



Existing Municipal Code Requirements

- Requirements apply to private property. Within the right-of-way, the Streets and Highways code applies.
- A recreational vehicle (boat or trailer) may only be parked on the portions of a lot behind the front wall of the residence or, in the case of a corner lot, behind the wall of the residence facing each street or right-of-way. The recreational vehicle shall be screened to a height of six feet from view from any public right-of-way. A recreational vehicle used as daily transportation may be parked overnight on recognized parking areas.

Boats + RVs – Out of Compliance



Boats + RVs



- Out of Compliance



Trailers



- Out of Compliance



Trailers



- Out of Compliance



Boats, RVs, Trailers



- In Compliance



Current Policy – Boats, RVs, Trailers



1. Complaint driven
2. Follow the Nuisance Ordinance
3. Work with residents to give them time as needed

Complaints typically do not result in enforcement action of an entire neighborhood.

Potential Revisions



Proposed definitions:

- **Recreational Vehicle (RV).** A motor home, converted bus, travel trailer, truck camper, camping trailer, or utility trailer designed for temporary human habitation for recreation or emergency occupancy, which, when transported upon a public roadway, measures 8 feet or less in width and 40 feet or less in length and which is either self-propelled, truck-mounted or permanently towable on the highway without a permit.
- **Utility Trailer.** An open or enclosed trailer used solely for the transportation of the user's personal property, not in commerce, or designed to be used for transportation of livestock, and **does not** exceed a gross weight of 10,000 pounds or a manufacturer's gross vehicle weight rating (GVWR) of 10,000 pounds.

Potential Revisions Continued.....



- Parking areas: Surfaced with concrete, asphalt concrete, or have an all weather surface (gravel) and doesn't result in stormwater runoff onto neighboring properties.
- New driveway connections onto the public right-of-way shall first receive approval of a encroachment permit prior to construction.
- Parking shall not occur in front of an existing home's living area but shall occur in front of an existing garage or front side yard area.
- Parking shall be approximately perpendicular to the existing street and shall not be angled.

Potential Revisions Continued.....



- Trailered boats/RVs and utility trailers:
 1. Setback a minimum of twelve (12) inches from the back of sidewalk or edge of right-of-way and shall not be artificially raised or angled upright in order to meet this requirement.
 2. Limited to twelve (12) feet in height.
 3. Utility connections (electricity, water, wastewater) shall be temporary for servicing only (up to 7-days).
 4. Covers shall be fitted and in good order and untorn, i.e. no tarps.

Potential Revisions Continued.....



- Trailered boats, RVs and utility trailers:
 5. Kept free of excessive accumulation of leaves, cobwebs or miscellaneous debris.
 6. Does not create a site distance hazard.
 7. Maintained so a public nuisance as defined by the Municipal Code does not occur.
- If these requirements cannot be met, the RV/boat/trailer must park behind a front yard fence as required today or stored offsite.

Questions?



Mobile Vendors

Current Mobile Vendor Ordinance



Mobile Vendor Definition

“....a person conducting commercial activity from either a motorized or nonmotorized vehicle offering goods for sale on a temporary, intermittent or seasonal basis in which customers approach the vehicle to make a purchase. This term includes mobile caterers, lunch wagons, eating cars, ice cream trucks, pushcarts, bicycle carts, motorized food wagon or conveyance”

This includes food trucks and pushcart vendors.



Current Mobile Vendor Ordinance



Sep 9, 2022 at 1:48:24 PM

Key Requirements:

- Be 100 feet from a street intersection.
- Operators must be 200 feet apart.
- Must move 600 feet every 30 minutes and not return to the previous location.
- Operations prohibited from 8pm – 8am.
- Other permitting and licensing requirements apply.



These requirements are difficult to adhere and after hour enforcement is limited.

Current General Policy – Mobile Vendor



- Obtain Zoning Clearance + Business License (includes Environmental Health Permit, Insurance, Commissary, etc.) **Cost (\$60)**
- Try to ensure safe distance and location (100-foot enforcement is variable based on the location)
- Based on complaints, staff works to limit time at each location to twice a week (not enforcing 30-minute restriction or time of day)

Current Open Air Vendor Ordinance



Open Air Vendors

“.....a person conducting commercial activity from either a motorized or nonmotorized vehicle at a fixed location on private property, offering goods for sale on a temporary, intermittent or seasonal basis in which customers approach the vending operation to make a purchase. Open air vendor operations are not mobile enough to comply with the time requirements identified for mobile vendors and are therefore constrained to setting up operations at an approved fixed location.

This is typically onsite vendors that are not moving (i.e. flowers, strawberries, phone vendors, etc.)

Open Air Vendor Examples



Existing Open Air Vendor Ordinance



Key Requirements:

- Operate on private property only.
- Generally limited to:
 - Industrial building/complex more than 65,000 sq. Ft.
 - Office building/complex greater than 50,000 sq. ft.
 - Retail building/complex greater than 100,000 sq. ft.
- If proposed within 400 feet of a business selling similar goods/products, the vendor must receive written approval from the potentially affected business.
- Requires use permit approval.

The City hasn't processed a permit due to: Cost (\$1100), time (3-5 months), specific requirements, paperwork, etc.

Current General Policy – Open Air Vendors



1. Limited compliance. Typically, vendors operating illegally are told to leave; however, certain vendors are coordinated and it can become a game of hide and seek.
2. Frequent language barrier and lack of identification.
3. Complaints typically result in vendors being told the operation isn't allowed at a specific location and to work through the permitting process.

Requirements are difficult to adhere and after hours enforcement is limited.

Recommendations (CAO)



1. Update the YCMC to separate the provisions relating to food trucks and sidewalk vendors.
2. “[A] local authority may, by ordinance or resolution, adopt additional requirements for the public safety regulating the type of vending and the time, place, and manner of vending from vehicles upon any street.” CVC 22455(b).
 1. Public safety is not the same as the public’s health, safety, and welfare; trial court interpretation: relating to traffic safety or reduction of crime. Health safety aspect: addressed by the state law.
 2. E.g., distance from intersections,

Recommendations (CAO)



Adopt a sidewalk vending program consistent with Section 51308 and 51309 of the Government Code.

1. Cannot prohibit vendors from selling in the public right of way, or limit them to vending in designated areas, or limit the number of vendors, unless the restriction is directly related to objective health, safety, and welfare concerns;
2. Vending must be allowed in public parks, subject to some limitations;
3. Stationary vendors can be prohibited from residential neighborhoods, but not roaming vendors.
4. Can impose reasonable time, place, manner restrictions, such as hours of operation (but in nonresidential areas, this limitation cannot be more restrictive than other businesses or uses on the same street), sanitary requirements, ADA compliance, require a CA seller’s permit, require applicable licensing and compliance with state and federal law, and requiring the vendor to submit certain information regarding the business.
5. Can prohibit vendors from operating near flea markets and farmers markets while they are operational, and can limit vendors from operating near a use with a temporary special use permit.
6. “[P]erceived community animus or economic competition does not constitute an objective health, safety, or welfare concern.”
7. Adopt penalties consistent with Section 51309.

Recommendations



1. Find balance between storefront vs. mobile vendors
 - What are City Council's key points and/or concerns

2. After hour enforcement?
 - Sustainability, level of enforcement desired, etc.

Questions?



City Tree Maintenance & Sidewalk Issues



Keep Yuba City
on the Move!



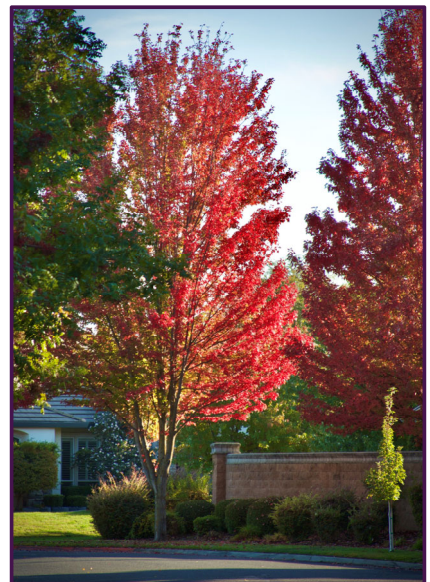
Sidewalks & Trees: Sustainable Strategy for Dual Success



City Sidewalks & Trees

It's a big job!

453 Miles of Sidewalk
11,378 Street Trees



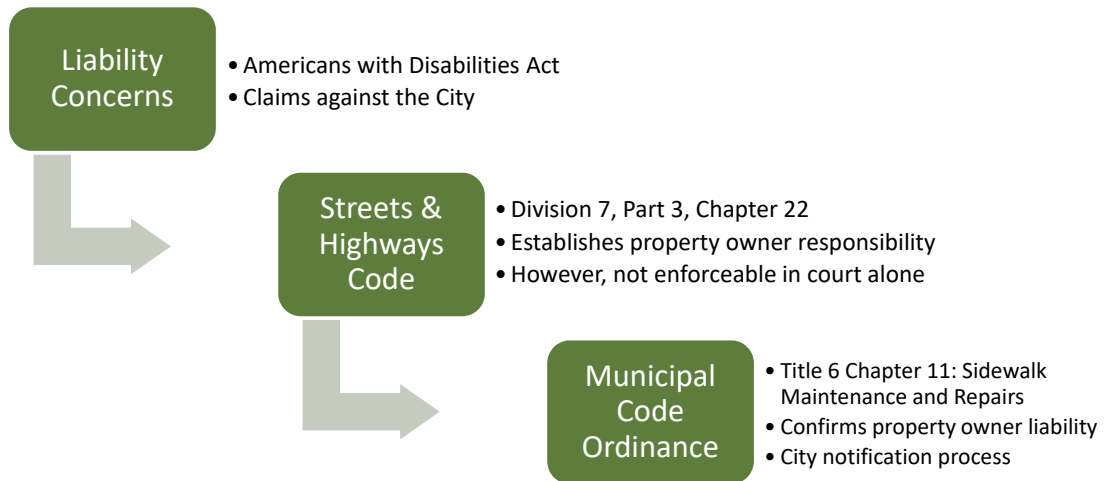


Where We Are Today

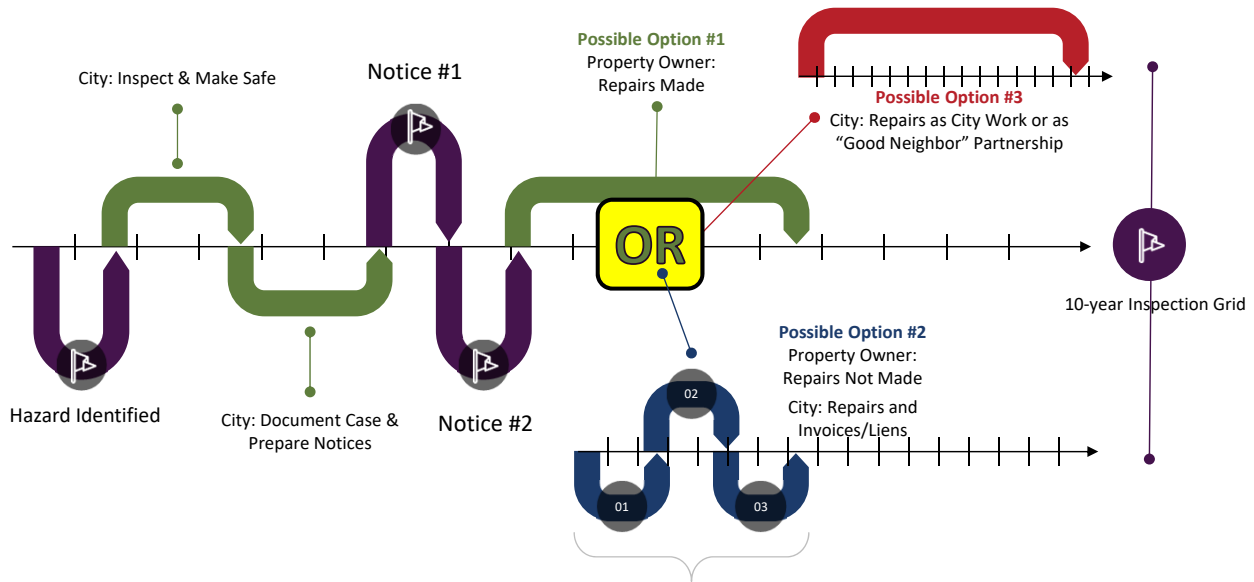
- Sidewalks
 - Rising costs and increasing repairs due to:
 - Design standards
 - Parkway strips required per General Plan ~20 years ago
 - Emphasis on increased density without modifying
 - Tree root growth
 - Droughts
 - Private irrigation variability
 - Age of trees
 - Maintenance staff unable to keep up with volume
- Trees
 - Increasing maintenance due to tree growth:
 - Age and type of trees
 - Visibility
 - Pedestrian access
 - Inadequate size of planting area
- Residents
 - Public perception of responsibility
 - Disadvantaged community with economic constraints
- Fiscal Impact
 - Costs continue to rise for materials, services, and supplies
 - Still experiencing purchase delays and disruptions



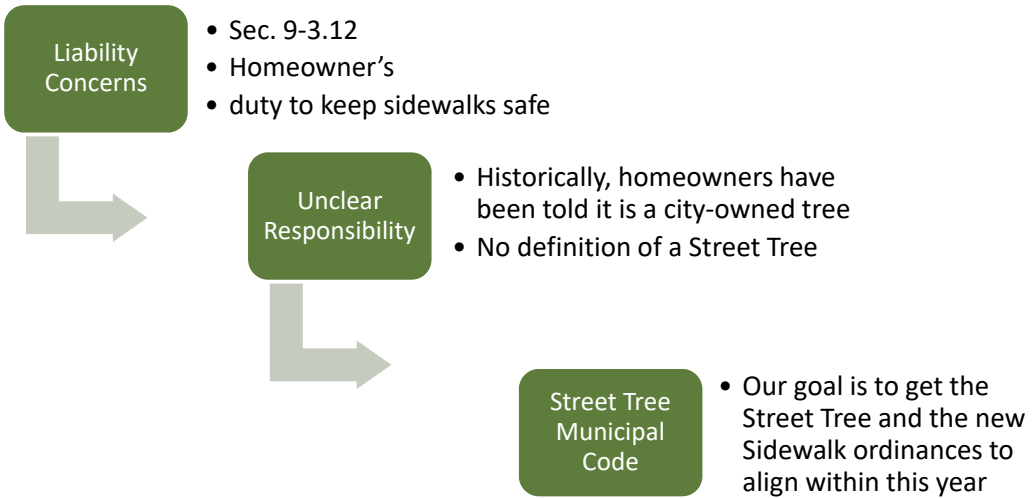
Sidewalk Regulations



Sidewalk Maintenance Program



Tree Regulations



Tree Maintenance Program



- Public Works and Parks collaboration on sidewalk issues
- Urban Forest Conservation

Municipal Code Chapter 3. Street Trees

Homeowners can request a street tree removal under Section 9-3.10: Public Nuisances

Examples of Public Nuisances shown on the following slides



Any tree or plant material which is a type or species apt to destroy, impair, or otherwise interfere with any street improvements, sidewalks...



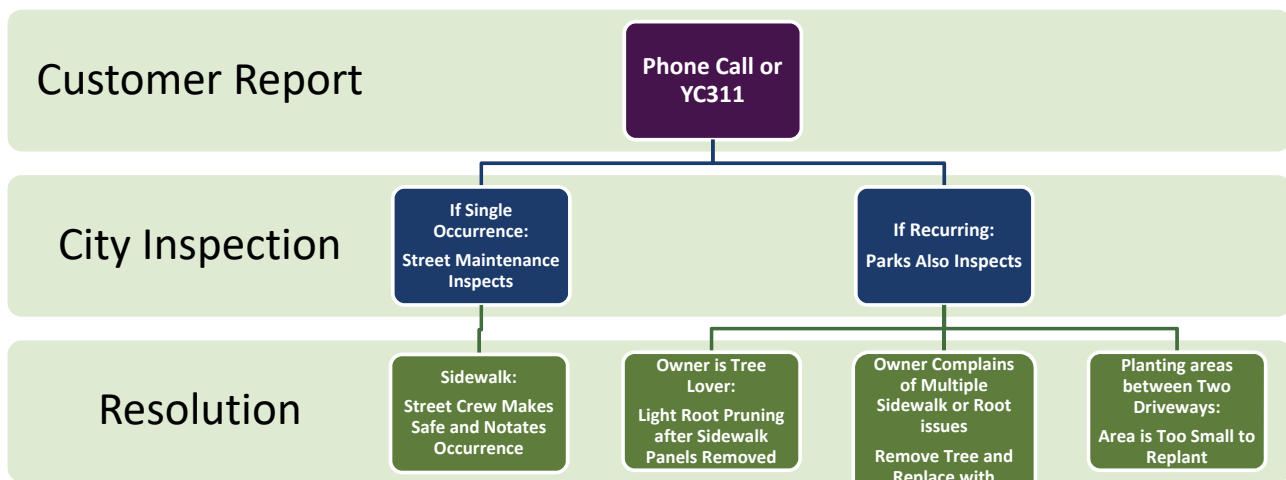


Any tree that is infested, infected, or in danger of becoming infested or infected with objectionable insects...

- Box Elder Beetles on Trident Maples 885 in system



Tree Maintenance Program





Current Funding Sources

- Operational Budgets
 - General Fund
 - Streets/Roads
- Capital Improvement Program (CIP)
- Property Owners
- Lighting and Landscape Maintenance Districts (LLMD)
- Community Development Block Grant (CDBG)



Sustainable Strategy for Dual Success: **Potential Regulatory Actions**

- Revise public vs. private responsibilities
- Reduce fees and processes
- Align tree and sidewalk ordinances
- Establish assistance programs



Sustainable Strategy for Dual Success: **Potential Design Standards**

- Change design standards:
 - Trees behind sidewalk for residential roads
 - Approved tree types
 - House setbacks, e.g., increase front and decrease back yards
 - Trade parking areas for trees
- Improve repair standards
 - E.g., rebar, root barrier
- Require Home Owners Associations (HOAs)



Sustainable Strategy for Dual Success: **Potential Maintenance Programs**

- Shared costs, e.g., “Good Neighbor” policies
- Increase operational funding
 - Utilize LLMDs and increase funding
 - City: General Fund, Streets and Roads
 - CDBG allocations
- City-coordinated contracts
 - Property owner pays
 - Property liens
- Establish tree replacement procedures



Sustainable Strategy for Dual Success: Recommendations



Regulatory Actions

- Align tree and sidewalk ordinances
- Establish assistance programs, including CDBG



Design Standards

- Develop flexible design standards which take into account the area, street type, and development type



Maintenance Programs

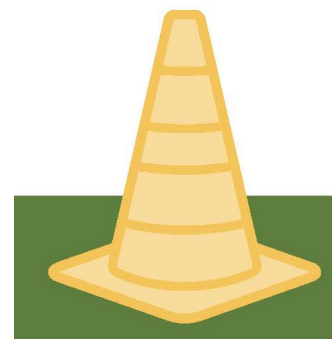
- “Good Neighbor” shared cost policy
- Increase operational funding
- Utilize LLMDs
- Annual CDBG allocation
- Property liens



Options for Discussion

Next Steps:

- Policy Decisions:
 - Regulatory Actions
 - Design Standards
 - Maintenance Programs
- Staff Direction
- Outreach





Campaign Signs

DL1

Political / Campaign Signage



Political / Campaign Signage



- Key Requirements
 - Permits are not required.
 - Limited to a maximum of 32 square feet.
 - Limited to 10 feet in height.
 - Must be removed seven (7) days after an election as determined by the County Election Office.
 - Signs shall not obstruct in such a manner to interfere, obstruct, confuse or mislead pedestrians, cyclists, or motorists.

Political / Campaign Signage



Legal limitations: Overview

Political/election signs cannot be treated differently than other temporary signs, and cannot be restricted to a greater extent than signs displaying commercial speech such as contractor signs and temporary subdivision signs.

Any sign that constitutes a hazard can be removed summarily. Examples include signs that: resemble traffic signs, obstruct the view of motorists, obstruct sidewalks, entrances, and exits, signs that are not property anchored so that they can fall or be uprooted by wind.

All signs in the public right of way should be removed promptly.

Penalties can include removal or towing, civil penalties, and misdemeanor criminal penalties.

Recommendation: Key components of the City's sign regulations are now obsolete, and the ordinance is recommended to be updated to ensure consistency with current law.

Political / Campaign Signage



Political Signs – What The City Can Do

Political/election signs generally cannot be treated differently than other temporary signs, and cannot be restricted to a greater extent than signs displaying commercial speech such as contractor signs and temporary subdivision signs.



We can remove all political signs from public property – assuming the same standards apply to other types of commercial signs also.

We cannot generally enforce the political sign limitations on private property.

Political / Campaign Signage



Mobile Billboards– What The City Can Do

The City can potentially regulate mobile billboards from parking and standing, or cruising through the City. There are some exceptions for vehicles specifically designed for billboards that are property licensed, but flashing, brightness, etc. can be regulated.



City must have an ordinance or a resolution, and can post signs. If no signs are posted, the first violation should be a warning notice which includes the possible penalties. Thereafter, the City can cite or tow vehicles in violation.

Under the Vehicle Code, any mobile billboard that is in a way that interferes with traffic or in a condition that presents a traffic hazard can be removed.

Political / Campaign Signage



Advertising Signs on Vehicles— What The City Can Do

We can regulate/prohibit parking or standing of vehicles with advertising signs on vehicles that extend beyond the vehicle's length/breadth/height of the vehicle. To do this, the City must have an updated ordinance. There are some limitations on the City's ability to regulate/prohibit vehicles with advertising signs that extend beyond the vehicle from driving on City streets unless they otherwise pose a driving hazard.

The City can post signs, which will allow citation or towing without further notice. If no signs are posted, first violation should be a warning notice which includes the possible penalties. Thereafter, the City can cite or tow a vehicle in violation.

Under the Vehicle Code, any vehicle with an advertising sign that is parked in a way that interferes with traffic or in a condition that presents a traffic hazard can be removed.

Political / Campaign Signage



Political / Campaign Signage



Permanent Signs on Vehicles— What The City Can Do

The City is restricted from regulating signs permanently affixed to vehicles, including signs that are painted on vehicles, decals, license plate frames, and signs licensed pursuant to Vehicle Code section 11701.



Political / Campaign Signage



Questions or Comments?



Campaign Paperwork

Political Reform Act & Local Regulations



- Political Reform Act (PRA) requires campaigns and committees to file certain statements containing information about the campaign
- Cities/Counties may enact a campaign ordinance that provides for additional or different provisions as long as they are more strict than the PRA
- 38% of cities have adopted ordinances – Most place specific caps on campaign contributions



Enforcement of Violations

- Absent a local ordinance, a violation of the PRA can be pursued in 3 ways:
 - Administrative proceedings by the Enforcement Division (FPPC)
 - Criminal prosecution by a local DA or State Attorney General
 - Civil action by the public, certain government agencies, or the Enforcement Division
- Typically referred by citizens, government agencies and the media
- The majority of cases are handled through the administrative process with penalties up to \$5K per violation



Campaign Statements (Form 460)

- Form 460 is used to report expenditures and contributions – Filed with the City Clerk
- Cities can require electronic submissions of records
- The penalty for filing a late Form 460 is currently \$20 per day under the PRA. Failure to file a statement could result in an enforcement penalty of \$5K per violation (Enforcement by FPPC)

Possible Local Ordinance



Advantages

- Greater local control in some cases
- Additional enforcement mechanism (Enforcement through Municipal Code that does not rely on FPPC process)
- May result in faster compliance

Disadvantages

- Cost of enacting and Ordinance and updating with changing laws
- Limitations on the amount the City can set for penalties
- Cost to manage/enforce may exceed amount recovered
- Putting staff in the position of enforcing penalties against Councilmembers and/or potential Councilmembers

Options



- Explore options regarding a local enforcement ordinance (including scope, electronic filing requirements, any penalties [including range such as low, medium, or high], resources needed to implement, etc.)
- Maintain current regulations and existing enforcement mechanisms



Community Workshops



Council's 2023 Priorities

Council Priorities



PUBLIC SAFETY

Maintain highly qualified teams to provide services that serve and protect the residents, visitors and businesses of this community.

BUSINESS FRIENDLY

Enhance and maintain a Business-Friendly environment for our City and our partners.



QUALITY
OF LIFE

INFRASTRUCTURE

Maintain, improve and invest in the City's Infrastructure (water, sewer, streets, circulation, parks, stormwater and public facilities).

FISCAL RESPONSIBILITY

Maintain the financial stability and sustainability of the City of Yuba City and operate our city government in a fiscally responsible and responsive manner.

QUESTIONS

