



AGENDA

NOVEMBER 7, 2023

REGULAR MEETING CITY COUNCIL CITY OF YUBA CITY

**5:45 P.M. CLOSED SESSION
SUTTER ROOM/VIRTUAL**

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

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

**1201 Civic Center Blvd
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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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://yubacity-net.zoom.us/webinar/register/WN_XBTD6TnTSxOiObKvor3QVg. 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.

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 in the Council Chamber prior to the City Council convening into closed session. Comments from the public will be limited to three minutes. No member of the public will be allowed to be present once the City Council convenes into closed session.

Closed Session

- A. Conference with Legal Counsel – Existing Litigation (Government Code, § 54956.9(d)(1))
Name of Case(s): Bryn Roebuck Kunde
Claim No. 0696610146

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

City Attorney's Report on Closed Session Items, City Attorney Shannon Chaffin

Agenda Modifications/Approval of Agenda

Ceremonial Presentations

1. **100 Year Birthday Proclamation for Past Yuba City Fire Chief William Burke**
2. **Veterans Appreciation Proclamation**
3. **Moose Lodge 75 Year Anniversary Proclamation**
4. **Small Business Saturday Proclamation**
5. **Yuba Sutter Chamber of Commerce New Executive Director, Janell Willis Introduction**
6. **New Local Homeless Action Plan and Point in Time Count Presentation**
7. **Homelessness Awareness Month Proclamation**

Public Communication

8. 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.

9. Minutes from the October 17th, and 18th, 2023 meeting

Recommendation: Approve the minutes from the October 17th, and 18th, 2023 meeting

10. Yuba City Firefighters' Local 3793 (Local 3793) Memorandum of Understanding (MOU)

Recommendation: Adopt a Resolution:

A. Approving the Memorandum of Understanding with Local 3793

B. Authorizing the Finance Director to amend the salary schedule

C. Authorizing the Finance Director to prepare a supplemental appropriation in the amount of \$1,107

11. Yuba City Fire Management (FM) Memorandum of Understanding (MOU)

Recommendation: Adopt a Resolution:

A. Approving the Memorandum of Understanding with Yuba City Fire Management

B. Authorizing the Finance Director to amend the salary schedule

C. Authorize the Finance Director to prepare a supplemental appropriation in the amount of \$27,831

12. Police Mid-Managers (PMM) Memorandum of Understanding (MOU)

Recommendation: Adopt a Resolution:

A. Approving the Memorandum of Understanding with Police Mid-Managers

B. Authorizing the Finance Director to amend the salary schedule

C. Authorize the Finance Director to prepare supplemental appropriations in the amount of \$46,459

13. Police First Level Managers (PFLM) Memorandum of Understanding (MOU)

Recommendation: Adopt a Resolution:

A. Approving the Memorandum of Understanding with Police First Level Managers

B. Authorizing the Finance Director to amend the salary schedule

C. Authorize the Finance Director to prepare supplemental appropriations in the amount of \$55,004

14. First Level Managers (FLM) Memorandum of Understanding (MOU)

Recommendation: Adopt a Resolution:

A. Approving the Memorandum of Understanding with First Level Managers

B. Authorizing the Finance Director to amend the salary schedule

C. Authorize the Finance Director to prepare supplemental appropriations in the amount of \$61,847

15. Mid-Managers (MM) Memorandum of Understanding (MOU)

Recommendation: Adopt a Resolution:

A. Approving the Memorandum of Understanding with Yuba City's Mid-Managers bargaining unit

B. Authorizing the Finance Director to amend the salary schedule and perform the necessary budget adjustments

C. Authorize the Finance Director to prepare supplemental appropriations in the amount of \$42,846

16. Confidential Resolution

Recommendation: Adopt a Resolution:

A. Approving the Resolution with the Confidential Employees

B. Authorizing the Finance Director to amend the salary schedule

C. Authorize the Finance Director to prepare supplemental appropriations in the amount of \$6,951

17. Department Head Salary Schedule

Recommendation: A. Adopt a Resolution authorizing the Finance Director to amend the salary schedule effective July 15, 2023

B. Adopt a Resolution authorizing the City Manager to negotiate any salary changes with department heads

C. Authorize the Finance Director to prepare supplemental appropriations in the amount of \$28,221

18. Fiscal Year 2024-2025 Waste Tire Enforcement Grant Application

Recommendation: Adopt a Resolution authorizing Yuba County, as the Lead Agency of the Yuba-Sutter Local Enforcement Agency, to perform Waste Tire Enforcement activities on behalf of the City of Yuba City and submit a Collaborative Application for the Waste Tire Enforcement Grant to CalRecycle for Fiscal Year 2024-25

19. Personal Protective Equipment Extractors

Recommendation: Adopt a Resolution:

A. Authorizing the sole source purchase of three soft-mount Personal Protective Equipment (PPE) Extractors from AllStar Fire Equipment Inc. in the amount of \$17,310.78, with the finding that it is in the best interest of the City

B. Authorizing the Finance Director to transfer \$17,310.78 from account 1305-62701 into account 2310-64206

20. Consideration of a Development Agreement for the Sohal Ranch Tentative Subdivision Map (TSM) 22-02 and the associated Mitigated Negative Declaration

Recommendation: Adopt an Uncodified Ordinance of the City Council of the City of Yuba City approving Environmental Assessment 22-06 by Adopting a Mitigated Negative Declaration prepared for Tentative Subdivision Map (TSM) 22-02, Sohal Ranch Subdivision and approving a Development Agreement between the City of Yuba City and the Balbir Sohal Family Trust, for the Sohal Ranch Subdivision (TSM 22-02), on 41.36 acres located at the southeast corner of Lincoln Road and George Washington Boulevard (Assessor's Parcel Numbers 065-010-005 And 065-010-006), and waive the second reading

21. **Sutter Butte Flood Control Agency Letter of Support for the Yuba City Sediment Removal Project**
Recommendation: Authorize the Mayor to submit a Letter of Support for the Sutter Butte Flood Control Agency Yuba City Sediment Removal Project
22. **Community Sponsorship**
Recommendation: Consider the sponsorship request from the Sutter County Community Memorial Museum Association, and if approved:

A. Adopt a Resolution to approve a monetary sponsorship request from the Sutter County Community Memorial Museum Association of \$1,000.00 for sponsorship of the Annual Trees & Traditions fundraiser event
23. **Consideration of 763 Reeves Ave Public Convenience or Necessity Request**
Recommendation: Adopt a Resolution making a finding of public convenience or necessity for the transfer of a Type 20 (Off-Sale Beer & Wine) Alcoholic Beverage Control (ABC) License at the northeast corner of Cooper Ave and Reeves Ave (763 Reeves Ave)
24. **Water Treatment Plant Backwash Flowmeter**
Recommendation: Approve a Capital Acquisition of an Endress Hauser clamp-on flowmeter for the backwash valve at the Water Treatment Plant
25. **Appointments to the City of Yuba City Youth Commission**
Recommendation: Approve the Recommendations for Appointments to the Youth Commission
26. **Proposition 1 Integrated Regional Water Management Round 1 Grant Project 5 (Environmental Document Approval)**
Recommendation: Adopt a Resolution adopting a CEQA Class 1 Categorical Exemption for the Proposition 1 Integrated Regional Water Management Round 1 Grant Project 5 – Trash Capture Device in Gilsizer Slough Project (21-18)
27. **Didar S. Bains Park - Storm Drain Connection**
Recommendation: Adopt a Resolution which takes the following actions:

A. Adopts a CEQA Class 4 Categorical Exemption

B. Awards a construction contract to North Star Construction and Engineering, Inc. in the amount of \$127,676.39 through Sourcewell Contract No. CA-R3-GS02-123021-NSC, with the finding that it is in the best interest of the City

C. Authorizes the City Manager to execute all necessary documents related to the project

Business Items

28. **Public Hearing No. 1 for Updating of City Councilmember District Boundaries for Annexed Property**
Recommendation: A. Receive a report from staff on the redistricting process and permissible criteria to be considered to redraw district

boundaries; and

B. Conduct a Public Hearing to receive public input on district boundaries to account for property annexed to the City

29. Laboratory Fee Schedule Update

Recommendation: Adopt a Resolution amending the Schedule of Fees and Charges for City Services to update the fees for laboratory services for Fiscal Year 23/24

30. 2024 City Council Meeting Calendar

Recommendation: Cancel the January 2 and August 6, 2024 Regular Council Meetings and provide for Special Workshops to be scheduled as needed

Future Agenda Items

31. Future Agenda Items

- Councilmember Pasquale
- Councilmember Boomgaarden
- 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

32. City Manager's Report

33. City Council Reports

Adjournment