



AGENDA

FEBRUARY 20, 2024

REGULAR MEETING CITY COUNCIL CITY OF YUBA CITY

**5:30 P.M. CLOSED SESSION
SUTTER ROOM/VIRTUAL**

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

MAYOR	• Shon Harris
VICE MAYOR	• Dave Shaw
COUNCILMEMBER	• Marc Boomgaarden
COUNCILMEMBER	• Wade Kirchner
COUNCILMEMBER	• Michael Pasquale
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_snVKX-9TRme1b0hfhTrzNA. 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 (Pursuant to Government Code Section 54956.9(d)(1))
Name of case: Flores v. City of Yuba City
Case number: CVCS22-0000820

Regular Meeting

Call to Order
Roll Call

___ Mayor Harris
___ Vice Mayor Shaw

- ___ Councilmember Boomgaarden
- ___ Councilmember Kirchner
- ___ Councilmember Pasquale

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. 2023 Police Officer of the Year Proclamation

Public Communication

2. 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.

3. Minutes from the Regular Meeting of the Successor Agency and the City Council on February 6, 2024

Recommendation: Approve minutes from the February 6, 2024 Regular Meeting of the Successor Agency and the City Council

4. Destruction of Specified Yuba City Police Department Records

Recommendation: Adopt a Resolution authorizing the Chief of Police to destroy specified Yuba City Police Department records which have exceeded their retention period, occupy valuable storage space and are of no further use to the City of Yuba City or Yuba City Police Department

5. Citywide Copier Lease Agreement

Recommendation: Adopt a Resolution authorizing the City Manager to enter into a 5-year lease agreement with Advanced Document Concepts of Chico, CA to provide Kyocera copiers and printers utilizing the OMNIA Partners Contract #R191102 for a not to exceed amount of \$36,000 per year with the finding it is in the best interest of the city

6. Short Term Disability Programs for Employees

Recommendation: Adopt a Resolution:

A. Approving the side letters with the Yuba City Police Officers'

Association, Police First Level Managers, Public Employees' Union, Local 1/AFSCME 57, Mid-Managers, and First Level Managers

B. Approving the Resolution with Confidential employees

C. Authorizing City Manager to execute contract amendments with Executive Team members

7. Newkom Ranch Development Agreement Amendment

Recommendation: Adopt an Uncodified Ordinance of the City Council of the City of Yuba City adopting the Restated Newkom Ranch Development Agreement for the Newkom Ranch Portion of the Bogue-Stewart Master Plan; Assessor's Parcels 55-240- 011, 55-240-013, 55-240-012, 55-240-015, 55-240-017, 55-240-016, 55-240- 018, 55-240-005; by title only and waive the second reading

8. Salary Schedule, Rules and Regulations Update, and One-Time Bilingual Pay Stipends

Recommendation: Adopt a Resolution:

A. Authorize the Finance Director to amend the salary schedule to remove the Relief Dispatcher classification from Part-Time, Extra Help, Limited Term and At-Will Contract Employees

B. Approve bilingual pay incentive for part-time/temporary employees who are proficient in speaking a foreign language and authorize the Finance Director to amend the salary schedule

C. Approve one-time bilingual pay stipends to avoid negative transition impacts

D. Authorize amendment of the Personnel Rules and Regulations to provide for vacation accrual during probationary period and cash-out of accrued vacation to probationary employees who separate from City service during probation

9. Exclusive Negotiation Agreement with Habitat for Humanity Yuba/Sutter, Inc., for Property Located at 211 and 217 South Walton Avenue

Recommendation: Adopt a Resolution authorizing the Mayor to execute an Exclusive Negotiation Agreement with Habitat for Humanity Yuba/Sutter, Inc., for City-owned properties located at 211 and 217 South Walton Avenue

10. Merriment Village Apartments - Homekey 3.0 Grant Application Submittal

Recommendation: Repeal Resolution No. 23-056 and adopt a Resolution authorizing a joint application with Habitat for Humanity Yuba/Sutter, Inc, to apply for Homekey 3.0 funds through the State Department of Housing and Community Development for a 79-unit affordable housing project located at 428 North Walton Avenue, which is Phase 1 of the proposed 217-unit Merriment Village Apartments

Business Items

11. Host Fee Agreement with Recycling Industries

Recommendation: Adopt a Resolution to approve the proposed Host Fee Agreement between the City of Yuba City and Recycling Industries

12. City Welcome Sign – Ad Hoc Committee

Recommendation: Establish and designate two (2) Councilmembers to steer the City Welcome Sign Ad Hoc Committee

13. Water Tower Plaza Name and Mural Designs - Ad Hoc Committee

Recommendation: Establish and designate two (2) Council members to facilitate the Water Tower Plaza Name and Mural Design Ad-Hoc Committee

14. Fiscal Year 23/24 Public Safety Mid-Year Budget Adjustment

Recommendation: Adopt a Resolution authorizing the Finance Director to make a supplemental appropriations and related transfers for the items noted below:

Fire Department - \$927,067 to account 2310-61430, utilizing projected salary savings within the General Fund, 100. Should this projected salary savings not materialize, authorize the Finance Director to transfer up to \$975,067 from unallocated General Fund CIP

Police Department - Overspend accounts 2120-63601 and 2130-62701 and offset with salary savings

15. Shanghai Garden Park Playground Replacement Project Award and Purchase

Recommendation: Adopt a Resolution which takes the following actions:

A. Adopts a CEQA Class 2 Categorical Exemption

B. Awards a construction contract to BCI Burke Company in the amount of \$258,940.76 through Sourcewell Contract No. 010521-BUR, 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

D. Authorizes the Finance Director to make the budget transfers necessary to fund the Shanghai Garden Park Playground Replacement Project

16. THIS ITEM IS TIME CERTAIN AT 6:50 PM, FOR VERBAL COMMENT DIAL 1-866-730-7514 PIN# 663320

Public Hearing No. 5 for Updating of City Councilmember District Boundaries for Annexed Property

Recommendation: A. Conduct a Public Hearing to receive public input on district boundaries to account for property annexed to the City; and

B. Select a preferred updated district boundary map

17. Adoption of updated District Boundaries to include property annexed into the City

Recommendation: Introduce, by title only, an Ordinance of the City Council of the City of Yuba City amending Section 2-9.05 of the Yuba City Municipal Code and adopting revised district boundaries, and waive the first reading

18. Community Sponsorship Request - Playzeum

Recommendation: Consider the sponsorship request from Playzeum, and if approved:

Adopt a Resolution approving the sponsorship request from Playzeum

Future Agenda Items

19. Future Agenda Items

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

20. City Manager's Report

21. City Council Reports

Adjournment