



**AGENDA**  
**OCTOBER 4, 2022**

**REGULAR MEETING**  
**CITY COUNCIL**  
**CITY OF YUBA CITY**

**5:00 P.M. CLOSED SESSION**  
**SUTTER ROOM/VIRTUAL**

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

MAYOR	• Dave Shaw
VICE MAYOR	• Wade Kirchner
COUNCILMEMBER	• Marc Boomgaarden
COUNCILMEMBER	• Grace Espindola
COUNCILMEMBER	• Shon Harris
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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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](http://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\\_Am1\\_E4H9QCOsaGIT2ZHciQ](https://us06web.zoom.us/webinar/register/WN_Am1_E4H9QCOsaGIT2ZHciQ). Emailed comments sent to [cityclerk@yubacity.net](mailto: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 – Pending Litigation (Pursuant to Government Code Section 54956.9(d)(2))

(Gross v. City of Yuba City et al.; Claim No. 4020102893-0001; claims regarding an arrest/incident on April 12, 2020 resulting in alleged damages or injury)

**Regular Meeting**

Call to Order

Roll Call

\_\_\_ Mayor Shaw

- \_\_\_ Vice Mayor Kirchner
- \_\_\_ Councilmember Boomgaarden
- \_\_\_ Councilmember Espindola
- \_\_\_ Councilmember Harris

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. Geweke Pink October Recognition - 25 Years**
- 2. Domestic Violence Awareness Month Proclamation**

### **Public Communication**

#### **3. 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.

- 4. Minutes from the September 20, 2022 meeting**  
Recommendation: Approve the September 22, 2022 meeting minutes
- 5. Assembly Bill 1276 Single-Use Foodware Accessories and Standard Condiments**  
Recommendation: Adopt a Resolution authorizing the Public Works Department - Environmental Compliance Division, as the enforcement agency to enforce the requirements of AB 1276, Single-Use Foodware Accessories and Standard Condiments
- 6. Update to Agreement for City Attorney Services**  
Recommendation: Adopt a Resolution Approving First Amendment to Contract for City Attorney Services, City of Yuba City
- 7. Appointments to City of Yuba City Boards and Commissions**  
Recommendation: Approve the City Council Screening Committee Recommendations for Appointments to the Personnel Board

### **Business Items**

- 8. Community Sponsorship Requests**

Recommendation: Consider the sponsorship requests 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 up to \$1,000.00 for sponsorship of the Annual Trees & Traditions fundraiser event

**9. Wastewater Treatment Facility (WWTF) Effluent Outfall Diffuser Relocation Project – State Revolving Fund grant/loan application**

Recommendation: A. Adopt a Resolution designating and authorizing the Public Works Director or designee to execute the Clean Water State Revolving Fund Construction Financial Assistance Application and Amendments or Changes thereto, and to certify financing agreement disbursement on behalf of the City for the WWTF Effluent Outfall Diffuser Relocation Project upon future Council approval.

B. Adopt a Resolution stating the City’s intent to comply with all conditions of the State Water Resources Control Board’s Clean Water State Revolving Fund Loan Program Reimbursement Resolution requirements for the WWTF Effluent Outfall Diffuser Relocation Project.

**10. Selective Traffic Enforcement Grant, to include DUI Enforcement and Education Efforts**

Recommendation: A. Adopt a Resolution authorizing the Chief of Police to accept \$170,000 in grant funding from the 2022/2023 Selective Traffic Enforcement Program and approve expenditure recommendations

B. Authorize a supplemental appropriation in the amount of \$170,000 to Account No. 100-43409, 2169-61430, 2169-62801, and 2169-69201 and 2169-63801

**11. Technical refinements to the Camping and Storage of Personal Property Ordinance**

Recommendation: Introduce an Ordinance of the City Council of the City of Yuba City, California, Renumbering/Re-Lettering Yuba City Municipal Code Section 5.23.050 by title only, and waive the first reading

**Future Agenda Items**

**12. Future Agenda Items**

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

### **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

#### **13. City Manager's Report**

#### **14. City Council Reports**

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

### **Adjournment**