

**MARCH 14, 2017 MINUTES
REGULAR WHEATLAND CITY COUNCIL MEETING
WHEATLAND COMMUNITY CENTER
101 C STREET, WHEATLAND, CA
6:30 – 7:00 P.M.**

COUNCIL MEMBERS PRESENT: R. Coe, J. Henderson, L. McIntosh
ABSENT: J. Pendergraph, R. West

OTHERS PRESENT
G. Greeson, City Manager
K. Nelson, City Attorney
D. Schilling, City Engineer
M. Langford, Building Official
J. Waggershauser, Fire Chief
A. Wightman, Police Chief

PLEDGE OF ALLEGIANCE:

Council member R. West led the pledge of allegiance.

PUBLIC COMMENT

None.

CONSENT CALENDAR

It was moved by Council member R. Coe, seconded by L. McIntosh to **approve the Proclamation for Child Abuse Prevention Month – April 2017 and Resolution No. 02-17 Directing Preparation of the Annual Engineer’s Report for the Continuation of the Wheatland-Premier Gove Landscaping and Lighting Assessment District (Including Park Place Annexation) for Fiscal Year 3017-2018.** Vote called – AYES: All. Motion carried.

REGUAR CALENDAR

1) Greg Greeson presented discussion of the resolution granting consent to the City of Yuba City to establish the Yuba-Sutter Tourism Improvement District (YSTID) and include the City of Wheatland/unincorporated area of the County of Yuba in the YSTID. State law provides municipalities with the ability to form special benefit assessment districts for the purpose of business improvement, subject to the support of a majority of affected businesses. The City of Yuba City is working with the Yuba-Sutter Lodging Association and local lodging businesses to form the YSTID. The City of Yuba City has requested by resolution the inclusion of the City of Wheatland/unincorporated area of the County of Yuba in the YSTID. The YSTID management district plan sets forth the assessment rate. The annual assessment rate is two percent (2%) of gross short-term room rental revenue. Based on the benefit received, assessments will not be collected on: stays of more than thirty consecutive days; stays by any officer or employee of a foreign government who is exempt by reason of express provision of federal law or international treaty; stays by any federal, state, county or city officer or employee when on official business; stays by any person occupying a room pursuant to an emergency shelter grant from the Red Cross or similar organization as a result of a natural disaster such as a fire or flood; and stays pursuant to contract executed prior to April 1, 2017. In order to form the district, a majority of the businesses paying the assessment must petition the City for district formation (by amount paid). The recommended action, adoption of the resolution consenting to the inclusion of the City of Wheatland

unincorporated area of the County of Yuba in the proposed YSTID will enable the Yuba City City Council and Yuba-Sutter Lodging Association to move forward with the YSTID formation process. Upon successful formation, the YSTID will be governed by the Yuba City City and the Yuba-Sutter Lodging Association, and the City of Wheatland will not have a management role. Additionally, the proposed Yuba-Sutter Lodging Association with support from Visit Yuba Sutter would like to open communications with City of Wheatland to discuss the opportunities for a 10% match of TOT funds in future years. In conclusion, in order to support Yuba-Sutter lodging businesses and the tourism economy of Yuba and Sutter counties, including the cities of Yuba City, Marysville, Live Oak, and Wheatland, your support for enabling the City of Yuba City to proceed with formation of the YSTID is respectfully requested.

It was moved by Council member R. Coe, seconded by J. Henderson to **adopt Resolution No. 03-17 Granting Consent to the City of Yuba City to Establish the Yuba-Sutter Tourism Improvement District (YSTID)**. Vote called – AYES: Coe, Henderson. NOES: McIntosh. Motion failed.

Representatives from the YSTID approached council members and requested reconsideration of the vote on Resolution No. 03-17 after further clarification of questions raised by Council member L. McIntosh.

It was moved by Council member R. Coe, seconded by L. McIntosh to reopen the agenda item for reconsideration of the vote. Vote called – AYES: All. Motion carried.

It was moved Council member R. Coe, seconded by L. McIntosh to **adopt Resolution No. 03-17 Granting Consent to the City of Yuba City to Establish the Yuba-Sutter Tourism Improvement District (YSTID)**. Vote called – AYES: All. Motion carried.

PUBLIC HEARING

1) Dane Schilling presented discussion of the proposed ordinance adopting the Uniform Building and Construction-related Codes. The California Building Standards Commission has recently adopted the 2016 California Building Standards Code, which is comprised of a new set of uniform building and construction-related codes to replace the 2013 codes currently in use. The 2016 Code applies to all local government agencies and becomes effective on January 1, 2017. Agencies must enforce the requirements of the 2016 Code by that date, and all building permits submitted to the City of Wheatland after that date must meet 2016 Code requirements. Pursuant to Health and Safety Code sections 17958 et seq. and 18941.5, the City is authorized to adopt amendments, deletions and additions to the 2016 Code when reasonably necessary because of local climatic, geological or topographical conditions. The proposed ordinance adopts, by reference, the uniform building and construction-related codes contained in the 2016 California Codes, which are published and compiled by the International Code Council and the California Building Standards Commission, and repeals obsolete provisions in the Wheatland Municipal Code concerning the same subject matter. It also amends certain provisions of the California Building Code, the California Residential Code, the California Fire Code, the California Green Building Code, the California Electrical Code, the California Mechanical Code, the California Plumbing Code, and the California Existing Building Code to require, among other things, compliance with the City's zoning laws and related standards and permitting requirements that impose or establish higher standards or safety than those provided under those Codes as well as to establish the applicability of City-imposed permit, plan review and penalty fees. The proposed ordinance also adds requirements for the mechanical ventilation and lighting in buildings where medical marijuana is grown in conjunction with existing regulations in Chapter 18.61-Cultivation of Medical Marijuana.

Public Comment

None.

It was moved by Council member R. Coe, seconded by L. McIntosh to **introduce and waive the first reading of an Ordinance of the City Council of the City of Wheatland amending Wheatland Municipal Code Title 15 (Building and Construction) Chapters 15.01, 15.02, 15.04 through 15.15 to Adopt by Reference the 2016 California Title 24 Building Codes consisting of the Building Standards Administrative Code; the California Building Code; the California Residential Building Code; the California Electrical Code; the California Mechanical Code; the California Plumbing Code; the California Energy Code; the California Historical Building Code; the California Fire Code; the California Green Building Standards Code; and the California Referenced Standards Code. Chapter 15.16 shall remain referenced to the 1997 Uniform Code for the Abatement of Dangerous Buildings and Chapter 15.17 shall remain referenced to the 1997 Uniform Housing Code. Chapter 15.18 shall be amended to reference the new 2015 International Property Code.** Vote called – YES: All. Motion carried.

REPORTS

R. Coe reported on the League of California Cities meeting and information related to the CalTrans Grant Funding.

Chief Waggershauser reported on EMT recertification.

ADJOURN

There being no further business, Mayor Rick West adjourned the meeting at 7:00 p.m.

Minutes approved and adopted this 28th day of March, 2017.

Rick West, *Mayor*

Lisa J. Thomason, *City Clerk*