

THIS AGENDA WAS POSTED ON THE BULLETIN BOARD OR WINDOW IN FRONT OF CITY HALL BY 5:00 PM ON THE 16th DAY OF OCTOBER 2009, IN ACCORDANCE WITH GOVERNMENT CODE §54954.2. MATERIALS RELATED TO AN ITEM ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL FOR THE CITY OF BIGGS AFTER DISTRIBUTION OF THE AGENDA PACKET ARE AVAILABLE FOR PUBLIC INSPECTION IN CITY OFFICES AT 465 C STREET, BIGGS, CA DURING NORMAL BUSINESS HOURS.

THIS MEETING WILL BE HELD IN COUNCIL CHAMBERS, 3016 SIXTH STREET, BIGGS, CA

AGENDA of the CITY COUNCIL CITY OF BIGGS	6:00 p.m. Monday October 19, 2009 REGULAR MEETING
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MEETING CALLED TO ORDER & PLEDGE OF ALLEGIANCE TO THE FLAG.

1. COMMUNITY PARTICIPATION FORUM-5 MINUTE LIMITATION.

At this time, any member of the public may address the City Council on matters which are not listed on this agenda. City Council may not discuss nor take action on any item not listed on the agenda. Please limit your comments to five minutes.

In accordance with State law, no action shall be taken on any item presented in public forum or unscheduled matters unless the council, by majority vote, determines that an EMERGENCY situation exists, or, unless the council by two-thirds vote, finds that the need to take action arose after this agenda was posted.

All visitors are requested to approach the lectern when recognized and state your name for the record.

A. Citizen's comments.

<p>The Council will announce the opportunity for public comment at some point during the Council's consideration of each action item on the agenda. Please limit comments to five minutes per person per topic. Once the public comment period is closed, the public is asked to refrain from comment, allowing the Council the opportunity to continue its consideration of the item without interruption.</p>

2. PUBLIC HEARINGS:

A. *Conditional Use Permit 2009-01. Eakin Fence Exception Request 2986 Sixth Street*

Consider allowing modification of the city's existing fence standards.

Public Hearing Procedures:

1. Staff comments.
2. Open the hearing to the public.
 - a. Proponents.
 - b. Opponents.
 - c. Proponents rebuttal.
 - d. Opponents rebuttal.
3. Close hearing to the public.
4. Council discussion.

Action: If appropriate, motion to approve / deny Use Permit requested exceptions with or without additional requirements.

B. ***CDBG AGREEMENT 07-PTAE-3123 Downtown Visual Master Plan Phase 1***

Consider grant performance and accomplishments.

Public Hearing Procedures:

1. Staff comments.
2. Open the hearing to the public.
 - a. Proponents.
 - b. Opponents.
 - c. Proponents rebuttal.
 - d. Opponents rebuttal.
3. Close hearing to the public.
4. Council discussion.

Action: If appropriate, accept plan and direct staff to submit final product with grant Closeout Certification form to State of California Department of Housing & Community Development.

C. ***CDBG AGREEMENT 05-STBG-1376 Westside Storm Drain Project***

Consider Final Grantee Performance Report.

Public Hearing Procedures:

1. Staff comments.
2. Open the hearing to the public.
 - a. Proponents.
 - b. Opponents.
 - c. Proponents rebuttal.
 - d. Opponents rebuttal.
3. Close hearing to the public.
4. Council discussion.

Action: If appropriate, accept final reports and direct staff to complete Closeout Certification and forward to State of California Department of Housing & Community Development.

3. **DEPARTMENT REPORTS: *Planning and Engineering***

A. **Planning:**

1. Informational: Department Activity Report – September 2009 / October 2009.
2. Code Enforcement Activity Report – September 2009 - Present.

B. **Engineering: *Project Updates***

1. USDA Well Rehabilitation Project Update.
2. USDA Waterline Project Update – Water Service Puncturing of Sewer Main.
3. 6th Cycle Safe Routes to School, TEA, Proposition 1B Project Update.
4. Sixth Street Bridge Rehabilitation Update.
5. North Biggs Estates Update.
6. Verbal update: Waste Water Treatment Plant Project Application Update.

****See Item 5 for remaining department reports****

4. CONSENT CALENDAR:

- A. Approval of revised Council Minutes for Regular Meeting of August 17, 2009; Council Minutes for Regular Meeting of September 21, 2009 and Special Meeting of October 5, 2009.
- B. Approval of warrants: #23856 - #23920; #7462 - #7488; Z00202- Z00213 for month of September 2009 in the amount of \$248,963.98.
- C. Acknowledge receipt of Month in Review and Monthly Council Report for September 2009 and Traffic Summary for September 2009 from Police Chief Gary D. Keeler.
- D. Acknowledge receipt from Gridley-Biggs Animal Control Officer, Amy Egan, of Monthly Report of Local Rabies Control Activities and Animal Bite Activity for September 2009.
- E. Acknowledge receipt of Report on Conditions from Biggs Fire Department for September 2009.
- F. Endorse the school district's appeal application to the State for hardship funding of modernization upgrades.

Action: It is recommended items "A" through "F" be acted on simultaneously unless separate actions are requested by a Councilor or a member of the audience. MOTION to approve the consent calendar.

5. DEPARTMENT REPORTS – continued

- C. Public Safety – Verbal update. (R. Frith)
- D. Public Works – Verbal update. (R. Frith and D. Arnold)
- E. Electric – Verbal update. (R. Frith)
- F. BCAG/Air Quality – Verbal update. (A. Thompson)
- G. Solid Waste – Verbal update. (D. Arnold)
- H. Flood Control – Verbal update. (M. Bottorff)
- I. Other commission reports (Council)
- J. Finance Department: Department Activity Report – September 2009 / October 2009.
- K. City Administrator:

- 1. **Discussion/Action:** Consider *Responses to Police Contract Request for Proposals*.
 - a. Staff report.
 - b. Public comments.
 - c. Council discussion.

Action: Direct staff.

- 2. Discussion / Informational:
 - a. Utility rates.
 - b. Utility bills and shut-offs.
 - c. Utility deposits.
 - d. School zone safety.
 - e. Fire station brownouts.
 - f. Former Veteran's Hall/Russell Baker Site.
 - g. Weekly recycle collection.
 - h. City Engineering Performance Review.

6. RESOLUTIONS: - next Resolution No. 2009-31

Resolution No. 2009- *A RESOLUTION APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PURCHASE AND SALE AGREEMENT AND RELATED DOCUMENTS WITH RESPECT TO THE SALE OF THE SELLER'S PROPOSITION 1A RECEIVABLE FROM THE STATE; AND DIRECTING AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH.*

- a. Staff comments. b. Public comments. c. Council discussion.

Action: If appropriate, adopt resolution by reading of title only.

7. ORDINANCES: next Ordinance No. 383

8. INFORMATIONAL:

9. EXECUTIVE SESSION:

A. Conference with Negotiator, City Administrator Pete Carr Pursuant to Government Code §54956.8: Potential sale of city owned house – AP #001-183-002.

B. Pursuant to Government Code §54957 Public Employment: (A) Finance Director
(B) City Clerk.

10. RESUME REGULAR MEETING:

A. ANNOUNCEMENT OF ACTION(S) TAKEN IN EXECUTIVE SESSION, pursuant to Government Code §54957.1. (Must report the vote or abstention of every member present on any action.)

B. *Organizational Changes*

1. **Discussion/Action:** Consider eliminating the consolidated position of retiring City Clerk/Finance Director. Create Finance Director position; approve job description and set pay scale for Finance Director; and appoint Finance Director.

- a. Staff comments. b. Public comments. c. Council discussion.

Action: If appropriate, adopt resolution by reading of title only.

Next Resolution No. 2009-31 ****may have been used above****

Resolution No. 2009- *RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS (1) ELIMINATING THE CONSOLIDATED POSITION OF CITY CLERK/FINANCE DIRECTOR; (2) CREATING THE POSITION OF FINANCE DIRECTOR; (3) APPROVING JOB DESCRIPTION FOR FINANCE DIRECTOR; (4) SETTING THE PAY SCALE FOR FINANCE DIRECTOR AND (5) APPOINTING _____ FINANCE DIRECTOR.*

2. **Discussion/Action:** Consider creating and approving job description for position of _____/City Clerk; set pay scale for _____ City Clerk; and appoint _____/City Clerk.

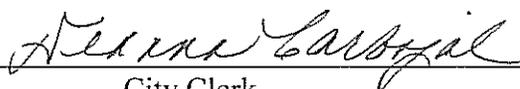
- a. Staff comments. b. Public comments. c. Council discussion.

Action: If appropriate, adopt resolution by reading of title only.

Next Resolution No. 2009-31 **** may have been used above ****

Resolution No. 2009- *RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS (1) CREATING THE POSITION OF _____/CITY CLERK; (2) APPROVING JOB DESCRIPTION FOR _____/CITY CLERK; (3) SETTING THE PAY SCALE FOR _____/CITY CLERK; AND (4) APPOINTING _____ TO THE POSITION OF _____/CITY CLERK*

11. ADJOURNMENT: Motion to adjourn to _____

Presented by: 
City Clerk

October 16, 2009
Date