

Call To Order

The regular council meeting was called to order at 6:00 p.m. by Mayor Frith. Vice Mayor Crawford and Councilors Arnold and Thompson were present. Councilor Bottorff was absent. Staff present: City Administrator Pete Carr, City Attorney Greg Einhorn, Planning Staff Nate Anderson and City Clerk Roben Dewsnup.

1. **COMMUNITY PARTICIPATION:** John Walton, representing Miguel Franco, explained that Mr. Franco replaced a carport with a new heavy-duty metal awning. Mr. Franco was notified by the city he did not obtain a permit and the carport was too close to the road. Mr. Walton would come back in September to ask for a variance.

Eileen Burke-Trent, property owner, asked to go on the agenda next month to discuss code enforcements issues at 3069 Eighth Street.

2. **PUBLIC HEARING:** Corporation Yard Rezoning

- a. Staff comments. Planning Staff Nate Anderson explained the planning department was asking to rezone the property at 2984 Seventh Street to light industrial.
- b. Open hearing to the public. No comments from the public.
- c. Close hearing to the public.
- d. Council discussion.

Motion/Second to adopt the Notice of Exemption regarding parcel 001-081-035.
(Frith/Crawford, MCU; Absent: Bottorff)

First Reading and Introduction of Ordinance No. 388. **“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIGGS AMENDING TITLE 14 ZONING OF THE MUNICIPAL CODE TO REZONE ASSESSOR PARCEL NUMBER 001-081-035 TO THE LIGHT INDUSTRIAL (M-1) ZONE DISTRICT.”** (Frith/Crawford, MCU; Absent: Bottorff)

3. **NEW BUSINESS:** City Water Usage and Revenue. Mayor Frith stated this item would be removed from the agenda due to incomplete calculations. Vice Mayor Crawford suggested a different approach on this issue and to use last year's database as a base and set rate changes based on 10% below what the averages were. Mayor Frith asked council to speak to City Administrator Pete Carr concerning questions or suggestions on this subject.

4. **CONSENT CALENDAR:**

- A. Approval of Council Minutes for Regular Meeting of June 21, 2010, and Special Meeting of July 12, 2010.
- B. Approval of warrants: #24560 - 24638; #7724 - #7738; Z00326 - Z00331 for month of July 2010 in the amount of \$261,102.55.
- C. Acknowledge receipt of Monthly Cash Report for June 2010.
- D. Acknowledge receipt of Police Department Report for July 2010.
- E. Acknowledge receipt from Gridley-Biggs Animal Control Officer Report for July 2010.
- F. Acknowledge receipt of Biggs Fire Department for July 2010.
- G. Adopt Resolution No. 2010-23 by reading of title only. **“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS AUTHORIZING, CONFIRMING AND ACCEPTING PURCHASE AND SALE OF REAL PROPERTY AND IMPROVEMENTS THEREON.”**
- H. Acknowledge receipt of correspondence from Joey Adams and Butte County Probation Department.
- I. Approve Agreement for Professional Consulting Services.

- J. Approve Amendment I to the agreement for the General Plan Update and Environmental Documentation Project.

Vice Mayor Crawford asked to pull Item C from the consent agenda. He was concerned with third paragraph and asked that the accountant include notes to determine if council would want to maintain them in the minutes because they are a key consideration for the budget status.

Motion/Second to approve the Consent Calendar including item C. (Frith/Thompson, MCU; Absent: Bottorff)

4. DEPARTMENT REPORTS:

A. Planning:

1. Mr. Anderson stated the Department Activity Report – July 2010/August 2010 had been prepared by City Planner Scott Friend. Mr. Anderson would relate any questions council might have to Mr. Friend.
2. Mr. Carr reviewed the Code Enforcement Activity Report – August 2010 and stated letters had been sent out to property owners concerning dilapidated buildings in town.

B. Engineering:

1. Activity Report
2. Project Updates
 - a. USDA Sewer Line Repair Project paving correction was behind schedule due to the contractor's equipment problems.
 - b. City of Biggs Roadway Rehabilitation Project – delayed, linked to (a) above.
 - c. The Hydro-Pneumatic Tank had been delivered and the C Street Well was being prepared as a backup during the tank implementation.
 - d. Sixth Street Bridge Rehabilitation – Caltrans studying, no news.
 - e. Crosswalk Project – Phase 1 – Complete.

C. Public Safety. Assistant Police Chief Dean Price stated there would be increased traffic enforcement at the beginning of the school year.

D. Flood Control. Mayor Frith reported the final flood maps had been received and Biggs was not included in the mandatory insurance flood zone.

E. Public Works. Mayor Frith stated the next Public Works Meeting would be held on August 20th.

F. Electric. Mayor Frith reported there would be a commission meeting in Roseville on August 25th.

G. BCAG/Air Quality. Nothing new to report.

- H. Solid Waste. Mr. Carr stated Waste Management would bring back a formal solid waste proposal.
- I. Other Commissions. Vice Mayor Crawford stated labor negotiations had been opened.
- J. City Administrator
 - 1. Mr. Carr reviewed the Budget and Finance Update staff report. The accountant was still investigating fund account balances.
 - 2. Mr. Carr reviewed the Donations to Hometown Celebration staff report and recommended Council authorize the City to accept voluntary contributions by donations included in their utility payments.

Councilor Thompson made a motion to approve the donation to the Hometown Celebration via voluntary contributions from the citizens. Councilor Thompson then withdrew her motion and abstained from the vote to avoid the appearance of a conflict of interest due to her involvement on the Hometown Celebration Committee.

Motion/Second to direct staff to manage the Hometown Celebration contributions per the recommendations stated in the staff report. (Crawford/Arnold, MC; Abstain: Thompson; Absent: Bottorff)

- 3. Mr. Carr asked council for direction on policies for rental of the Biggs Community Hall.

Resident Mary Frith suggested council approve waivers for local accident victim benefits.

Mayor Frith suggested local accident victim benefit fundraiser fee waivers should be at the discretion of the city administration and council would provide a list to the city administrator of the events they agreed would receive rental waivers.

Council determined a third category should be added to the proposed policy stating additional exceptions would be at the discretion of the city council.

Motion/Second to adopt policy for the Biggs Committee Hall Rental with the changes discussed. (Thompson/Arnold, MCU; Absent: Bottorff)

- 4. Utility Shut-off Procedures. Mr. Carr stated there was no resolution from the last meeting whether courtesy phone calls should be made or not.

Mr. Carr informed council the City of Gridley does make courtesy phone calls to customers the day before they are to be shut off and advises them of help they could receive from Community Action Agency.

Mr. Carr recommended continuing the City of Biggs shut-off policy as it stands.

Vice Mayor Crawford did not agree with sending public works employees out to put notices on doors, but rather send the final notice in the mail seven days in advance.

Councilor Arnold agreed with mailing the final notice but felt a courtesy phone call should be made to residents in jeopardy of being shut off. Councilor Thompson agreed.

Mayor Frith was opposed to reminder phone calls but was in favor of discontinuing the 48-hour door notice. The fine structure should be examined and fees could be changed. He suggested having forms from Community Action Agency available at City Hall with instructions on how to complete the forms.

After much discussion, Council agreed to eliminate door notices and mail out a seven day final notice instead. No courtesy phone calls would be made.

5. Mr. Carr reviewed the Update on Alternative Energy Projects staff report included in the agenda packet. Pending state and federal legislation was expected to result in mandates for municipal electric utility compliance with Renewable Portfolio Standards.

6. NCPA: Professional Services Agreement for Greenhouse Gas (GHG) Verification Services. Mr. Carr recommended approval of NCPA member partnership agreement for cost-effective compliance with state-mandated Green House Gas reporting requirements. The cost would be \$5,000 for three years.

Motion/Second to approve the agreement as proposed. (Thompson/Frith, MCU; Absent: Bottorff)

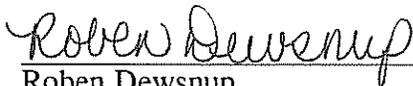
7. Mr. Carr informed council that staff was re-drafting Code Enforcement code with several objectives. Several changes to the code will be brought back to council at the September meeting. While the code is being redrafted, staff wants the code to be comprehensive including definitions of what it means to maintain a planting strip, what types of trees are permitted and the maintenance of trash carts.

6. **CITY ATTORNEY:** City Attorney Greg Einhorn reviewed the Grand Jury report relating to the City of Oroville, and discussed potential for applications in Biggs.

7. **INFORMATIONAL:** Mayor Frith attended the National Night Out in Gridley.

8. **ADJOURNMENT:** Meeting was adjourned at 10:10 p.m.

ATTEST:



Roben Dewsnap
CITY CLERK

APPROVED:



Roger L. Frith
MAYOR