

THIS AGENDA WAS POSTED ON THE BULLETIN BOARD OR WINDOW IN FRONT OF CITY HALL BY 5:00 PM ON THE 15th DAY OF APRIL, 2011, 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
APRIL 18, 2011
REGULAR MEETING

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. If you have a cell phone, please set it to silent.

Citizen's comments.

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.

2. **PUBLIC HEARING:** *Home Occupation Permit (Major) for a proposed massage therapy business to be located at 2982 Eleventh Street (APN 001-186-008).*

Public Hearing Procedures:

- A. Staff comments.
- B. Open the hearing to the public.
 1. Proponents.
 2. Opponents.
 3. Proponents rebuttal.
 4. Opponents rebuttal.
- C. Close hearing to the public.
- D. Council discussion.

Recommendation: Staff recommends Council move that the project is categorically exempt from review under the California Environmental Quality Act (CEQA) pursuant to Section 15301 of the Public Resources Code and move to adopt Resolution 2011-08 by reading of title only.

Resolution No. 2011-08, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS APPROVING A MAJOR HOME OCCUPATION PERMIT AT 2982 ELEVENTH

STREET (APN 001-186-008) TO PERMIT THE USE OF A PORTION OF THE EXISTING DWELLING AS A HOME BASED MASSAGE THERAPY STUDIO”.

3. CONSENT CALENDAR:

- A. Approval of Council Minutes for Regular Meeting of March 21, 2011.
- B. Approval of warrants: #25140 - 25228; #7890-7912; Z00435 - Z00447 for month of March 2011 in the amount of \$388,435.55.
- C. Acknowledge correspondence from Housing Authority of the County of Butte.
- D. Acknowledge receipt of Accountant’s recap of discretionary funds as of December 31, 2010.
- E. Acknowledge receipt of Police Department Report for March 2011.
- F. Acknowledge receipt of Gridley-Biggs Animal Control Officer Report for March 2011.
- G. Acknowledge receipt of Biggs Fire Department Report for March 2011.
- H. Second Reading and Adoption of Ordinance No. 391 by reading of title only **“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIGGS ADDING CHAPTER 8.50 TO THE BIGGS MUNICIPAL CODE (TRUCK ROUTES) AND DELETING PORTIONS OF CHAPTER 8.35”.**
- I. Approve NCPA Documents required as part of Turlock Irrigation District (TID) Settlement and authorize city administrator to execute on behalf of Biggs.
- J. *Adopt Resolution No. 2011-09*, **“RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS APPROVING EXECUTION OF THE NATURAL GAS PROGRAM AGREEMENT”.**
- K. *Adopt Resolution No. 2011-10*, **“RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS RELATING TO THE CALIFORNIA DEPARTMENT OF WATER RESOURCES’ EARLY IMPLEMENTATION GRANT FUNDING PROGRAM – AS A FORMAL ACKNOWLEDGMENT OF THE CURRENT LEVEL OF FLOOD RISK WITHIN THE CITY OF BIGGS”.**

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

4. DEPARTMENT REPORTS: *Planning and Engineering*

- A. Planning: Department Activity Report – March 2011 / April 2011. (S. Friend)

- 1. **Discussion/Action:** Code Enforcement Disclosure and Report.

Staff will review and discuss the City’s current code enforcement information disclosure protocols.

- a. Staff report.
- b. Public comment.
- c. Council discussion.

Recommendation: Review information in report and direct staff.

- 2. **Discussion/Action:** Planting/Landscaping in Planting Strips and City Rights-of-Way.

Staff will discuss and receive direction on how staff should work with landowners adjacent to planting or mow strips when disagreements exist on the type of landscaping in planting strips and/or property owners are unwilling to maintain landscaping.

- a. Staff report.
- b. Public comment.
- c. Council discussion.

Recommendation: Direct staff

B. Engineering: Activity Report and Project Update. (M. Vasquez)

C. Public Safety – Verbal update. (R. Frith)

D. Flood Control – Verbal update. (M. Bottorff)

E. Public Works – Verbal update. (R. Frith and D. Arnold)

F. Electric – Verbal update. (R. Frith)

G. BCAG/Air Quality – Verbal update. (A. Thompson)

H. Solid Waste – Verbal update. (D. Arnold)

I. Other commission reports. (Council)

J. City Administrator:

1. **Discussion:** Federal and State Budget Issues. No staff report.
2. **Discussion:** Engineering RFQ Update. No staff report.
3. **Discussion/Action:** Financial Auditor RFP.

Council will consider a draft Request for Proposals (RFP) for auditor services, and a draft list of CPA firms to solicit.

- a. Staff report.
- b. Public comment.
- c. Council discussion.

Recommendation: Approve RFP as presented or as amended, direct staff to issue RFP and bring proposal responses to council for consideration.

4. **Discussion/Action:** Request for Appropriation – City Accounting Services.

Council will consider a request for additional appropriation for the contract accountant services agreement.

- a. Staff report.
- b. Public comment.
- c. Council discussion.

Recommendation: Approve additional appropriation of \$3000 for accounting services contractor.

5. **Discussion/Action:** No-Parking Identification for Curbs at Intersections Near Schools.

Council will consider the value of, and issues with, painting curbs red at intersections in school zones.

- a. Staff report.
- b. Public comment.
- c. Council discussion.

Recommendation: Direct staff.

6. **Discussion/Action:** Community Broadcast Opportunity.

City administrator will discuss recently identified opportunities for regional broadcast of city meetings and other topics, seeking Council direction.

- a. Staff report.
- b. Public comment.
- c. Council discussion.

Recommendation: Approve the concept of adding videography for Biggs meetings; authorize administrator to enter agreement with Chico; include equipment acquisition for consideration in the FY12 budget; explore grant fund availability for video production, and engage local business owners in discussion about potential video topics and participation.

7. **Discussion/Action:** CDBG PTA Grant Applications.

City Administrator requests prioritization of potential grant-funded projects, and authorization to proceed with application process.

- a. Staff report.
- b. Public comment.
- c. Council discussion.

Recommendation: Select and approve up to three projects as PTA grant objectives, authorize city administrator to select a vendor to prepare and submit grants on behalf of city for this funding cycle at a cost of no more than \$2800 each.

8. **Discussion/Action:** City Administrator Compensation.

Council will consider changes to the city administrator's compensation.

- a. Staff report.
- b. Public comment.
- c. Council discussion.

Recommendation: No recommendation or request is made with respect to salary. Consideration of additional management leave is suggested. Approval of continued reimbursement of PDA expenses is requested.

5. INFORMATIONAL:

6. EXECUTIVE SESSION:

Pursuant to Government Code §54957.6 Conference with Labor Negotiators
Designated Negotiators: Pete Carr, Greg Einhorn, Roger Frith
Contractor: City of Gridley/Police Services Contract

7. RESUME REGULAR MEETING:

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.)

8. ADJOURNMENT:

Presented by: _____ April 15, 2011
Roben Dewsnap, City Clerk Date