

Call To Order

The regular council meeting was called to order at 6:00 p.m. by Mayor Frith. Vice Mayor Thompson, Councilmembers Arnold, Bottorff and Sheppard were present. Staff present: City Administrator Pete Carr, City Attorney Greg Einhorn, City Engineer Steve Speights, City Planner Scott Friend and City Clerk Roben Dewsnap.

1. **COMMUNITY PARTICIPATION:** Resident Jon Crawford stated he was concerned with the result of the improvement project on Highway 99 between Biggs and 162. He stated the project was supposed to eliminate the humps in the road and the project did not meet the line of sight requirement that was promised.
2. **CONSENT CALENDAR:**
 - A. Approval of Council Minutes for Special Meeting of July 18, 2011 and Regular Meeting of September 19, 2011.
 - B. Approval of warrants: #25605 - 25671; #8020-8049; Z00518 - Z00531 for month of September 2011 in the amount of \$221,460.50.
 - C. Acknowledge receipt of Police Department Report for September 2011.
 - D. Acknowledge receipt of Gridley-Biggs Animal Control Officer Report for September 2011.
 - E. Acknowledge receipt of Accountant's monthly cash and investment report for September 2011.

Vice Mayor Thompson pointed out an error on page 9 of the agenda. Line two of the July 18, 2011 minutes should say Vice Mayor Thompson rather than Mayor Thompson.

Motion/Second to approve the consent calendar with stated correction.
(Bottorff/Thompson, MCU)

3. **DEPARTMENT REPORTS:**

A. Planning:

1. City Planner Scott Friend reviewed the activity report included in the agenda packet.
2. Mr. Friend stated CalTrans was asking for a Historical Resource Evaluation Report (HRER) for the Sixth Street Bridge Project. He presented a proposal from Pacific Legacy for \$5,820.39 to prepare the HRER. An addition \$2,175 was being requested to account for time associated with the submittal, consultation and project management activities for this effort. Mr. Friend said the total amount to provide additional funding to support the preparation of the HRER as required by Caltrans was \$7,995. The cost is reimbursable; however the reimbursement occurs after the project is approved.

Mayor Frith asked if the amount was "not to exceed" and Mr. Friend stated it could be written to say this.

Motion/Second to authorize the additional \$7995 for the HRER Study and direct the city administrator to enter into the contract. (Frith/Thompson, MCU)

B. Engineering.

City Engineer Steve Speights reviewed the engineer's activity report.

Mayor Frith asked why the documents for the SunWest Lot Line Adjustment were not ready yet. Mr. Speights indicated it was due to confusion on the part of the owners' Engineer as to how many parcels existed. Mayor Frith wanted to keep it in the record the city was being responsive in their dealings with SunWest.

- C. Mr. Carr stated the city was awarded a grant in the amount of \$3499 to rebuild the local inventory of fire fighter personal protective gear. The grant requires dollar-for-dollar local match. Fire Captain Todd Tindall stated this would outfit 2.5 firemen. There is \$650 budgeted this year for equipment which could offset the \$3500.

Mayor Frith asked that the funds be used locally and also to help out volunteer firemen.

RESOLUTION 2011-20 "RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS APPROVING THE DEPARTMENT OF FORESTRY AND FIRE PROTECTION AGREEMENT #7FG11103 FOR SERVICES FROM THE DATE OF LAST SIGNATORY ON PAGE 6 OF THE AGREEMENT TO JUNE 30, 2012 UNDER THE VOLUNTEER FIRE ASSISTANCE PROGRAM OF THE COOPERATIVE FORESTRY ASSISTANCE ACT OF 1978." (Arnold/Thompson, MCU)

- D. Mr. Carr met with Assistant Chief Price and stated crime was low and marijuana enforcement was discussed.
- E. Councilmember Bottorff reported on the Sutter Butte Flood Control Meeting he attended.
- F. Mayor Frith reported interviews were conducted for the public works employee replacement. Mr. Carr stated a conditional offer had been issued.
- G. Mayor Frith asked employee Marlee Mattos to talk about her recent opportunity to speak at the legislative tour.
- H. Vice Mayor Thompson did not attend the last BCAG/Air Quality meeting.
- I. Mayor Frith stated 19 ½ tons of solid waste was tipped this last weekend during the citywide cleanup day.
- J. Councilmember Sheppard stated four species of mosquitoes are still active in the county. Two cases of West Nile Virus were reported in Butte County.

K. City Administrator.

1. Mr. Carr presented the Biggs Community Hall Rates and Policies. Council agreed on \$250 as the rental fee.

RESOLUTION NO. 2011-21 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS ESTABLISHING POLICIES AND RENTAL RATES FOR BIGGS COMMUNITY HALL, AMENDING POLICY PREVIOUSLY APPROVED JULY 19, 2010." (Bottorff/Thompson, MCU)

2. Recreation Programs. Mr. Carr stated the recreation program item was a continuation from last month. A draft instructor agreement which was patterned after

Gridley's was included in the packet. The agreement had been approved by the City of Biggs attorney.

Councilmember Bottorff asked who would enforce #9 of the agreement which referred to appropriate dress. City Attorney Greg Einhorn stated this section would cover a participant's complaint with the instructor.

Mayor Frith wanted to be sure this agreement would in no way constitute a recreation department and Mr. Carr stated it would not.

Motion/Second to approve the draft Instructor Agreement. (Bottorff/Thompson, MCU)

3. Mr. Carr stated the Annual Salary Adjustment discussion was discussed last month. At that meeting, Council directed staff to research the records of Council's intent when establishing the \$1.50/hr salary adjustment to be spread over three years. The City Clerk reports no record exists which clearly specifies the three-year salary adjustment was to include all employees. Most of the discussion was done in closed session as part of contract bargaining. The non-bargaining employees understood they would receive the \$.25 increase as the bargaining employees did; however, they were not demanding the increase. Mr. Carr asked council to approve the increase and adjustment to the salary schedule.

Resident Jon Crawford stated he was on the negotiating committee when this item was discussed and the negotiating meetings were held in closed sessions. It was his clear understanding the non-bargaining employees would receive the increase in the same fashion as the bargaining employees. Councilmembers Bottorff and Arnold remembered this as well.

Motion/Second to approve the application of the \$.25 per hour adjustment effective October 1, 2011 to all employees, except the City Administrator.
(Thompson/Bottorff, MC; Noes: Frith)

4. Mr. Carr stated the Health Insurance Benefits discussion is a continuation from last month. He stated the bargaining employees wished to stay with the HMO and were not interested in the PPO and Health Reimbursement Account (HRA). The non-bargaining employees are interested in the PPO and HRA. Mr. Carr recommended capping the cost of health insurance at 85% for 2012 for the three plans offered and the non-bargaining employees can select the plan they want. If the non-bargaining employee enrolls in PERS Choice or Select they will save the city and themselves money and the city will cover the employee's out-of-pocket cost with the HRA.

Motion/Second to accept the agenda item as Mr. Carr recommended.
(Sheppard/Thompson, MCU)

Mr. Carr would bring back implementing documents at the next council meeting.

4. **INFORMATIONAL:** Mayor Frith recommended holding the city administrator's contract renewal consideration the same night as the special hearing scheduled for Monday, October 24, 2011 with the special hearing beginning at 6 p.m.

Resident Jon Crawford asked to address a safety item. He was concerned with the boxes that had been installed around the trees downtown which has created a hazard. He would like to see the boxes mitigated and return the parking as it was originally. He suggested shortening the boxes so vehicles could park up to the sidewalk.

5. **ADJOURNMENT:** Meeting was adjourned at 7:35 p.m.

ATTEST: 

Roben Dewsnap, CITY CLERK

APPROVED: 

Roger L. Frith, MAYOR