

THIS AGENDA WAS POSTED ON THE BULLETIN BOARD OR WINDOW IN FRONT OF CITY HALL BY 5:00 PM ON THE 13th DAY OF MARCH 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
March 16, 2009
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.

A. 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 discussion of, and action on, the item without interruption.

2. SPECIAL BUSINESS:

A. **Discussion/Action: *Reconsideration of City Council Seat Vacancy***

Consider circumstances related to the March 2nd vote to fill a vacancy on the Council, determine whether a revote of the appointment is needed, and revote the appointment if needed.

1. Staff report.
2. Public comments.
3. Council discussion.

Action: If appropriate, revote the appointment.

B. **Discussion/Action: *City Council Appointments***

Consider realigning council commission and board member appointments.

1. Mayor appoints Commissioners.
2. Representatives decided by Council.

3. UNFINISHED BUSINESS:

Discussion/Action: *Michael Haury "Burn-Down Letter" Options*

Consider options regarding Michael Haury "Burn-Down Letter".

1. Staff report.
2. Public comments.
3. Council discussion.

Action: Direct staff.

4. CONSENT CALENDAR:

- A. Approval of Council Minutes for Regular Meeting of February 23, 2009 and Special Meetings February 20, 2009 and March 2, 2009.
- B. Approval of warrants: #23352 - #23411; #7304 - #7325 and #Z00114- #Z00125 for month of February 2009 in the amount of \$514,089.97.
- C. Acknowledge receipt of Bank Reconciliation & General Ledger Reconciliation for months ended October 31, 2008, November 30, 2008, December 31, 2008 and January 31, 2009.
- D. Acknowledge receipt of Month in Review, Monthly Council Report and Traffic Summary for February 2009 from Police Chief Gary D. Keeler.
- E. Acknowledge receipt from Gridley-Biggs Animal Control Officer, Amy Egan, of Monthly Report of Local Rabies Control Activities and Animal Bite Activity for February 2009.
- F. Authorize mayor to sign letter to Senator Wiggins requesting State Legislature approve a provision in the local government omnibus bill which would amend the state Health and Safety Code to allow voting alternates on county air quality management district boards of directors.
- G. Approval of the Downtown Visual Master Plan.

Action: It is recommended items “A” through “G” 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:

- A. Public Safety – Verbal update. (R. Frith)
- B. Public Works – Verbal update. (R. Frith and D. Arnold)
- C. Electric – Verbal update. (R. Frith)
- D. BCAG/Air Quality (A. Thompson)
- E. Solid Waste (D. Arnold)
- F. Other commission reports (Council)
- G. Planning Department:
 - 1. Informational: Department Activity Report – February / March 2009.
 - 2. Code Enforcement Activity Report – February 2009 - Present.
- H. Engineering:
 - 1. Project updates:
 - a. USDA Well Rehabilitation Project Update.

- b. USDA Waterline Project Update.
- c. 6th Cycle Safe Routes to School, TEA, Proposition 1B Project Update.
- d. 6th Street Bridge Rehabilitation Design Project Update.
- e. USDA Sewer Rehabilitation Project Funding Application.
- f. 8th Cycle Safe Routes to School Funding Application.
- g. CDBG Funding Application.

I. Finance Department:

Informational: Verbal Department Activity Report – February 2009 / March 2009.

J. City Administrator:

1. **Discussion/Action: *Business Licenses Draft Ordinance Text***

Consider draft text for a change to Biggs Municipal Code business license policies, fees and enforcement.

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

Action: Direct staff.

2. **Discussion/Action: *Code Enforcement Direction***

Consider clarifying direction on specific code enforcement issues.

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

Action: Direct staff.

3. **Verbal reports:**

- a. Inaccessible meters.
- b. Hazardous Waste opportunities.
- c. Exceptional tree trimming costs.

6. **RESOLUTIONS:** - *next Resolution No. 2009-05*

- A. Resolution No. _____ **“RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS AUTHORIZING THE CITY ADMINISTRATOR AS THE CITY’S AUTHORIZING OFFICIAL TO CERTIFY THAT THE POSITIONS LISTED ON THE SIGNATURE CARD ARE AUTHORIZED TO SIGN DOCUMENTATION PERTAINING TO ALL COMMUNITY DEVELOPMENT BLOCK (CDBG) GRANTS CURRENTLY OPEN WITH THE CITY”.**

- 1. Staff report.
- 2. Public comments.
- 3. Council discussion.

Action: Adopt resolution, by reading of title only.

- B. Resolution No. _____ **“RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS FOR EMPLOYER PAID MEMBER CONTRIBUTIONS”**.
1. Staff report. 2. Public comments. 3. Council discussion.
Action: Adopt resolution, by reading of title only.
- C. Resolution No. _____ **“RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS REPEALING RESOLUTION NO. 2005-31 AND READOPTING A FEE SCHEDULE – UTILITY SERVICE ADMINISTRATIVE PROCESSING FEES IN AN AMENDED FORM”**.
1. Staff report. 2. Public comments. 3. Council discussion.
Action: Adopt resolution, by reading of title only.

7. INFORMATIONAL:

8. EXECUTIVE SESSION:

Item A – Pursuant to Government Code §54956.9(c)

- A. Conference with Legal Counsel: Consideration of Initiation of Litigation
One potential case

Item B – Pursuant to Government Code §54957

- B. Employment Agreement: City Administrator.

Item C – Pursuant to Government Code §54956.8

- C. Conference with Negotiator, City Administrator Pete Carr: Potential sale of city-owned house
– AP #001-183-002.

9. RESUME REGULAR SESSION:

- 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. Discussion/Action: *Employment Agreement*

Confirm finalization of city administrator’s employment agreement

1. Staff report. 2. Public comments. 3. Council discussion.

Action: Direct staff.

10. ADJOURNMENT:

Motion to adjourn to _____

Presented by: _____ March 20, 2009
City Clerk Date