

THIS AGENDA WAS POSTED ON THE BULLETIN BOARD OR WINDOW IN FRONT OF CITY HALL BY 5:00 PM ON THE 15<sup>th</sup> DAY OF MAY 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.

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

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AGENDA of the  
CITY COUNCIL  
CITY OF BIGGS

**6:00** p.m. Monday  
May 18, 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><b>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.</b></p>
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### 2. DEPARTMENT REPORTS: *Engineering and Planning*

A. Engineering:

1. Project updates:

- a. USDA Well Rehabilitation Project Update.
- b. USDA Waterline Project Update.
- c. 6<sup>th</sup> Cycle Safe Routes to School, TEA, Proposition 1B Project Update.
- d. Sixth Street Bridge Rehabilitation Update.
- e. North Biggs Estates.

2. Water Meter Program Implementation – verbal update.

B. Planning Department:

1. **PUBLIC HEARING:** *continued from Special Meeting-Study Session May 11, 2009*  
Consideration and possible adoption of an **Initial Study / Mitigated Negative Declaration** for the City of Biggs' Wastewater Treatment Plant and Collection System Upgrade Project (SCH# 2009042016).

**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.

**Action:** If appropriate, motion “Based upon these findings, adopt the Mitigated Negative Declaration for the project pursuant to Section 15074 of the State CEQA guidelines and the Mitigation Monitoring Plan in compliance with Section 15074.

And adopt resolution, by reading of title only. \*\* next Resolution No. **2009-15**

Resolution No. 2009- **“RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS ADOPTING A MITIGATED NEGATIVE DECLARATION FOR A PROPOSED PROJECT TO UPGRADE THE CITY’S WASTEWATER TREATMENT PLANT AND REPLACE EXISTING WASTEWATER COLLECTION INFRASTRUCTURE”.**

2. Informational: Department Activity Report – April / May 2009.
3. Code Enforcement Activity Report – April 2009 - Present.

*\*\*See Item 6 for remaining department reports\*\**

**3. NEW BUSINESS: Citizen Concern - Garbage Carts**

Consider observation of garbage carts left out in public view.

- A. Staff comments.                      B. Public comments.                      C. Council discussion.

**Action:** Direct staff.

**4. CONSENT CALENDAR:**

- A. Approval of Council Minutes for Regular Meeting of April 20, 2009 and of Special Meeting April 15, 2009.
- B. Approval of warrants: #23038, #23042, #23487 - #23545; #7348 - #7369 and #Z00138- #Z00149 for month of April 2009 in the amount of \$378,770.49.
- C. Acknowledge receipt of Bank Reconciliation & General Ledger Reconciliation for month ended March 31, 2009 and April 30, 2009.
- D. Acknowledge receipt of Month in Review, Monthly Council Report and Traffic Summary for April 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 April 2009.
- F. Acknowledge receipt from Biggs Fire Department of Report on Conditions April 2009.
- G. Accept City of Biggs Electric Utility Overhead/Underground Preventive Maintenance Program.

**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. SPECIAL BUSINESS:**

**A. Discussion/Action: *Youth Center Operations and Facilities***

Consider County Office of Education's proposed memorandum of understanding (MOU) for operations of the community youth center.

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

**Action:** Direct staff.

**B. Discussion/Action: *Keeping of Farm Animals in the City***

Consider the city's ordinances regulating the keeping of fowl and livestock in the city.

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

**Action:** Direct staff.

**C. Discussion/Action: *2010 Recycling Grant Program***

Consider plan options for utilization of the city's expected state annual recycling grant revenue.

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

**Action:** Direct staff

**6. 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 (A. Thompson)

G. Solid Waste (D. Arnold)

H. Other commission reports (Council)

I. Finance Department:

**Discussion/Action: *Activity Report – April/May 2009***

Consider reports presented in Consent Calendar and future report expectations.

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

**Action:** Direct staff.

J. City Administrator:

**1. Discussion/Action: *Fiscal Year 2007-2008 Financial Audit Reports***

Consider annual municipal financial audit as provided by the contract auditor, Smith & Newell CPA's.

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

**Action:** Direct staff.

**2. Discussion/Action: *Budget for FY 2009-2010***

Consider schedule for study sessions: Wednesdays May 20, June 3, and if needed June 17, all at 6pm

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

**Action:** Direct staff.

**3. Discussion/Action: *Community Clean-up Day Report***

Consider appropriation of \$8400 for Solid Waste Fund.

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

**Action:** Motion to approve.

4. Update: *Alternative Energy Projects*

5. Verbal updates.

**7. PROCLAMATION:**

**A PROCLAMATION “PROCLAIMING THE FOURTH MONDAY OF EVERY SEPTEMBER AS FAMILY DAY – A DAY TO EAT DINNER WITH YOUR CHILDREN”**

A. Staff report. B. Public comment. C. Council discussion.

**Action:** Adopt proclamation, by reading of title only.

**8. RESOLUTIONS: - next Resolution No. 2009-15 *\*\*may have been used above\*\****

A. Resolution No. \_\_\_\_\_ **“RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS APPROVING AGREEMENT NUMBER 09-1357 WITH THE STATE OF CALIFORNIA DEPARTMENT OF COMMUNITY SERVICES AND DEVELOPMENT (CSD) DIRECT PAYMENT PROGRAM PROCESSING FOR THE LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM (LIHEAP) WITH THE CITY OF BIGGS JULY 1, 2009 THROUGH JUNE 30, 2012**

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 APPOINTING THE REPRESENTATIVE TO THE BOARD OF DIRECTORS OF SCORE (Small Cities Organized Risk Effort)”**

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 FINDING A SEVERE FISCAL HARDSHIP WILL EXIST IF ADDITIONAL LOCAL PROPERTY TAX FUNDS ARE SEIZED AND ADDITIONAL UNFUNDED MANDATES ARE ADOPTED BY THE STATE OF CALIFORNIA”**

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

**Action:** Adopt resolution, by reading of title only.

**9. ORDINANCES:**

*SECOND READING and ADOPTION*

**Ordinance No. 380 - “AN ORDINANCE OF THE CITY OF BIGGS AMENDING PORTIONS OF TITLE FOUR, CHAPTER 4.05, OF THE BIGGS MUNICIPAL CODE: BUSINESS LICENSES (CODIFIED)”.**

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

**Action:** Adopt Ordinance No. 380, by reading of title only.

**10. INFORMATIONAL:**

**11. EXECUTIVE SESSION:**

*Items A & B – Pursuant to Government Code §54956.8*

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

B. Conference with Negotiator, City Administrator Pete Carr: Real Estate – former Veterans Memorial Hall – AP #022-320-002.

**12. RESUME REGULAR SESSION:**

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.)

**13. ADJOURNMENT:**

Motion to adjourn to \_\_\_\_\_

Presented by: *Melissa Laibyal* May 15, 2009  
City Clerk Date