

THIS AGENDA WAS POSTED ON THE BULLETIN BOARD OR WINDOW IN FRONT OF CITY HALL BY 5:00 PM ON THE 10<sup>th</sup> DAY OF MAY, 2013, 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**

**6:30 PM TUESDAY  
MAY 14, 2013  
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. PRESENTATION: CalRecycle.**

### **3. NEW BUSINESS:**

**Discussion:** Current Fire Engine.

Council is asked consider the option of keeping the current fire engine and associated costs of maintenance and repair as a reserve fire engine or selling the engine and setting aside money. In about twelve years, the City of Biggs will need to buy a new fire engine.

### **3. PUBLIC HEARINGS:**

A. Zoning Code Amendment ZCA2013-01 – Fences.

Staff has prepared a Zoning Ordinance text amendment to Section 14.60.080, Fences and landscaping – General height limitations of the Biggs Municipal Code, to establish language specifically notating the need for a fence permit in certain instances and to provide enhanced details regarding when a fence permit is required by the City.

**Public Hearing Procedures:**

1. Staff comments.
2. Open the hearing to the public.
  - a. Proponents.
  - b. Opponents.
  - c. Proponents rebuttal.
  - d. Opponents rebuttal.
3. Close hearing to the public.
4. Council discussion.

**Recommendation:** If draft Ordinance is determined by Council to be appropriate, introduce Ordinance by reading of title only.

Introduce Ordinance No. 398 by reading of title only, “AN ORDINANCE OF THE BIGGS CITY COUNCIL AMENDING THE BIGGS MUNICIPAL CODE TO MODIFY REGULATIONS IN SECTION 14.60.080 RELATING TO FENCE PERMITS IN THE CITY OF BIGGS.”

- B. Zoning Code Amendment ZCA#2013-02 – Temporary Occupancy of Manufactured Homes and Recreational Vehicles.

Staff has prepared a text amendment to Section 14.70, Temporary Occupancy of Manufactured Homes and Recreational Vehicles, of the Biggs Municipal Code to revise the requirements of the code relative to the temporary occupancy of manufactured homes and recreational vehicles in the City.

**Public Hearing Procedures:**

1. Staff comments.
2. Open the hearing to the public.
  - a. Proponents.
  - b. Opponents.
  - c. Proponents rebuttal.
  - d. Opponents rebuttal.
3. Close hearing to the public.
4. Council discussion.

**Recommendation:** If draft Ordinance is determined by Council to be appropriate, introduce Ordinance by reading of title only.

Introduce Ordinance NO. 399 by reading of title only, “AN ORDINANCE OF THE BIGGS CITY COUNCIL AMENDING THE BIGGS MUNICIPAL CODE TO MODIFY REGULATIONS IN SECTION 14.70 RELATING TO TEMPORARY OCCUPANCY OF MANUFACTURED HOMES AND RECREATIONAL VEHICLES IN THE CITY OF BIGGS.”

**4. CONSENT CALENDAR:**

- A. Approval of Council Minutes for Regular Meeting of April 9, 2013 and Special Meeting of April 12, 2013.
- B. Approval of warrants: #8347– 8360; Z00821 – Z00836, and 27034 – 27115 for the month of April 2013 in the amount of \$285,298.78.

- C. Acknowledge receipt of Biggs Fire Department Report for April 2013.
  - D. Acknowledge receipt of Police Department Report for April 2013.
  - E. Approve second reading of Ordinance No. 397 by reading of title only, “AN ORDINANCE REPEALING AND REPLACING SECTION 10.05.240 OF THE BIGGS MUNICIPAL CODE (CITY SEWER SYSTEM) TO INCREASE SEWER SERVICE FEES, RATES AND CHARGES.”
  - F. Authorize the City Administrator to sign the contract for services between 3CORE, Inc and the City of Biggs for Economic Planning and Coordination Activities, and expend funds in the amount of \$4,000.
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- G. Approve Resolution No. 2013-17, “RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS APPROVING THE DEPARTMENT OF FORESTRY AND FIRE PROTECTION AGREEMENT (2CA02158) FOR SERVICES FROM JULY 1, 2013 TO JUNE 30, 2014.”

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

## 5. DEPARTMENT REPORTS:

### A. Planning:

- 1. Department Activity Report – April 2013 / May 2013. (S. Friend)
- 2. **Discussion/Action:** Request for Addition Funding Wastewater Treatment Plant Land Application Project.

The Planning Department and PMC are requesting addition funds in the amount of \$12,900 to undertake the completion of a reconnaissance level pedestrian-survey for cultural resources and a Biological Assessment in support of the CEQA and NEPA environmental compliance effort for the wastewater land application project.

**Recommendation:** Approve amendment #1, a request for addition funding in the amount of \$12,900 for the preparation of Cultural Resource and Biological Resource studies.

### B. Engineering:

- 1. Department Activity Report – April 2013/ May 2013. (S. Speights)
- 2. **Discussion/Action:** Sixth Street Bridge Right of Way Amendment to Bennett Agreement.

The project required easements from three property owners rather than two and an additional field meeting was necessary to coordinate utility relocations.

**Recommendation:** Approve the Bennett Amendment for \$12,064.

3. **Discussion/Action:** Sixth Street Bridge Preliminary Engineering Amendment to Bennett Agreement.

In the process of complying with Caltrans procedures and coordinating utility relocations, Bennett Engineering Services has encountered work not included in previous Council authorizations.

**Recommendation:** Approve the Bennett Amendment for \$18,204.

4. **Discussion/Action:** Sixth Street Bridge Approval to Advertise for Construction and Construction Management Amendment to Bennett Agreement.

The next phase of this project is construction. Bennett Engineering Services amendment is to provide engineering services during construction.

**Recommendation:** Approve the plans and specifications for the construction of the Sixth Street Double Box Culvert, direct staff to advertise for construction bids, pending receipt of Caltrans approval to proceed to construction phase, and approve the Bennett Amendment for Construction Engineering for \$175,667.

5. **Discussion/Action:** Wastewater Treatment Plant Operating Permit Reports – Work Plan for Method of Compliance and Pollution Prevention Plan.

The City operates the WWTP under a permit issued by the State Water Quality Control Board. The current permit issued in October 2012 contains several reporting requirements relative to the City's efforts toward compliance with the permit requirements.

**Recommendation:** Approve the Bennett Amendments for \$8,380 for the Work Plan for Method of Compliance and \$13,444 for the Pollution Prevention Plan.

6. **Discussion/Action:** Wastewater Treatment Plant Project Phase 2 Funding Applications Bennett Amendment.

The design and funding applications for Phase 1 are underway and pre-design, environmental and property acquisition for Phase 2, are proceeding. It is now timely to start the funding process for Phase 2.

**Recommendation:** Approve the Bennett Amendment for \$16,220 to prepare Phase 2 funding applications.

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

D. Flood Control – Verbal update. (B. Sheppard)

- E. Public Works – Verbal update. (D. Arnold)
- F. Electric – Verbal update. (R. Frith)
- G. BCAG – Verbal update. (J. Busch)
- H. Air Quality – Verbal update. (A. Thompson)
- I. Solid Waste – Verbal update. (D. Arnold)
- J. Mosquito Abatement – Verbal update. (B. Sheppard)
- K. Other commission reports. (Council)

L. City Administrator:

1. **Discussion/Action:** Caltrans Resolutions.

Council is asked to consider approval of resolutions authorizing the City Administrator to execute Caltrans project documents.

**Recommendation:** Approve Resolutions by reading of title only.

Resolution No. 2013-15, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS, CALIFORNIA APPROVING AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE THE CALTRANS PROGRAM SUPPLEMENT AGREEMENT NO. 002-N1 TO ADMINISTERING AGENCY-STATE AGREEMENT NO. 03-5128R.”

Resolution No. 2013-16, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS, CALIFORNIA, AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE PROJECT DOCUMENTS UPON REQUEST BY CALTRANS REGARDING ANY CITY-APPROVED CONTRACT.”

2. **Discussion:** Discuss City Owned Parcels at 3069 Eighth Street and 3005 Eighth Street.

Council is asked consider future uses of and facilities located at City owned parcels at 3069 Eighth Street and 3005 Eighth Street.

**Recommendation:** Discuss and provide direction to staff.

3. **Discussion/Action:** Disposition of 1976 GMC Truck and auger unit.

Council previously approved of declaring this item as surplus and disposing of the item.

**Recommendation:** Discuss disposition option for 1976 GMC Truck and auger unit.

4. **Information:** Finance Information through March 2013

**6. INFORMATIONAL:**

**7. CLOSED SESSION:**

Pursuant to Government Code Section 54957.6: Labor Negotiator

**8. RESUME REGULAR MEETING:**

ANNOUNCEMENT OF ACTION(S) TAKEN IN CLOSED SESSION, pursuant to Government Code §54957.1. (Must report the vote or abstention of every member present on any action.)

**9. ADJOURNMENT:**

Presented by: \_\_\_\_\_ May 10, 2013  
Roben Dewsnap, City Clerk Date