

THIS AGENDA WAS POSTED ON THE BULLETIN BOARD OR WINDOW IN FRONT OF CITY HALL BY 5:00 PM ON THE 10th DAY OF JANUARY, 2014, 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
JANUARY 14, 2014
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 HEARINGS:

A. Zoning Text Amendment ZCA#2013-03

Implementing Housing Element Programs which includes making amendments to Title 14, Zoning, of the Biggs Municipal Code addressing density bonuses, emergency shelters, farmworker housing, single room occupancy, and supportive and transitional housing.

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: Move to introduce Ordinance No. 400 by reading of title only (see sample motion).

B. Zoning Text Amendment ZCA#2014-01

Text Amendment to Title 14 , Zoning, of the Biggs Municipal Code to amend Chapter 14.60, Development Standards – General, to change the regulations for accessory structures and add a new definition to Chapter 14.10, Definitions.

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 appropriate, move to introduce Ordinance No. 401 by reading of title only (see sample motion).

3. CONSENT CALENDAR:

- A. Approval of Council Minutes for Regular Meeting of December 10, 2013.
- B. Approval of warrants: #8450 – 8460; Z00958 – Z00976, and 27556 – 27606 for the month of December 2013 in the amount of \$339,950.87.
- C. Acknowledge receipt of Gridley-Biggs Police Department Report for the months of November and December 2013.
- D. Acknowledge receipt of Gridley-Biggs Animal Control Report for the months of November and December 2013.
- E. Acknowledge receipt of Biggs Fire Department Report for the month of December 2013.
Action: It is recommended items “A” through “E” 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. UTILITY LATE FEES:

Council Member Thompson requested review and consideration of the assessment of Utility Late Fees.

Recommendation: Review the City’s Utility Late Fee policy, including staff’s ability to waive late fees, and direct staff regarding any desired changes to the Municipal Code.

5. HOMETOWN CELEBRATION:

Brian Bassett of Legend Sound Works would like to discuss new leadership for the Hometown Celebration (4th of July) Activities.

6. DEPARTMENT REPORTS:

- A. Planning:

1. Planning Department / Code Enforcement Activity Report – December 2013 / January 2014.
2. **Discussion/Action:** Certification of a Final Environmental Impact Report for the Biggs Wastewater Treatment Plant Enhancement Project.

The Planning Department and City Administrator are seeking Council action to certify the Final Environmental Impact Report for the Biggs Wastewater Treatment Plant Enhancement Project and make Findings and a Statement of Overriding Consideration in support of the action.

Recommendation: Adopt Resolution No. 2014-01 “RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT (SCH # 2013042029), ADOPTING ENVIRONMENTAL FINDINGS PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, ADOPTING A MITIGATION MONITORING AND REPORTING PROGRAM, ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS AND ADOPTING THE PROPOSED PROJECT” (See staff recommendation).

- B. Engineering: Department Activity Report – December 2013 / January 2014.
- C. Public Safety: Verbal report.
- 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:** Authorization to Replace Two Light Trucks.

Council is asked to consider authorizing the sale of two trucks, to purchase two replacement light trucks, and to increase the expense budget of Fund 011 by \$10,000.

Recommendation: Authorize the City Administrator to sell two trucks and purchase two ½ ton trucks at a cost not to exceed \$50,000, and to increase the expense budget of Fund 011 by \$10,000.

2. **Discussion/Action:** Water Meter Purchase Authorization and Budget Modification.

Council is asked to consider authorizing the City Administrator to purchase (20) water meters, and to make corresponding budget modification.

Recommendation: Authorize the City Administrator to purchase (20) 1” Badger E-Series water meters at a cost not to exceed \$7,000 and authorize a modification to Fund 040-3180-300 (water development impact) to reflect a revenue of \$72,390 and an expense budget of \$7,000.

3. **Discussion/Action:** Waste Water Treatment Plant Upgrade Project Installment Sale Agreement.

Council is asked to consider adopting Resolution 2014-02 authorizing the Mayor to execute a Project Installment Sale Agreement.

Recommendation: Approve Resolution No. 2014-02 by reading of title only, “RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS – AUTHORIZATION TO EXECUTE INSTALLMENT SALE AGREEMENT.”

4. **Discussion:** City Attorney Request for Proposal Process.

In accordance with Council’s RFP process, Council is asked to consider establishing a schedule for first review of proposals.

Recommendation: Direct staff.

5. **Discussion:** Potential Council Correspondence Regarding Biggs-Gridley Memorial Hospital Name Change.

7. **INFORMATIONAL:**

8. **CLOSED SESSION:**

A. Closed session pursuant to Government Code Section 54956.8
CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Property: Assessor parcel numbers 022-140-004
Agency negotiator: Mark Sorensen
Negotiating parties: M. Robert & Phyllis J. Ching

B. Closed session pursuant to Government Code Section 54956.8
CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Property: Assessor parcel numbers 022-140-009, 022-140-010, 022-140-011

Agency negotiator: Mark Sorensen

Negotiating parties: Windemere Capital, LLC et al, and Butte County

9. 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.)

10. ADJOURNMENT:

Presented by: _____ January 10, 2014
Roben Dewsnup, City Clerk Date