

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 JUNE, 2016, 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  
JUNE 14, 2016  
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. ORCHARD HOSPITAL PROPERTY TAX:**

By way of Resolution 2006-14, the City of Biggs authorized the placement of the question of authorizing a parcel tax to support the local hospital, now Orchard Hospital, on the ballot in 2006. The parcel tax was set to expire after a period of ten years. Hospital representatives wish to place a subsequent question authorizing continuation of the current parcel tax to support Orchard Hospital on the November 2016 ballot within the City of Biggs for voter consideration.

**Recommendation:** Approve Resolution No.2016-07, "A RESOLUTION OF THE BIGGS CITY COUNCIL CALLING AND GIVING NOTICE OF A GENERAL ELECTION FOR CITY SPECIAL TAX MEASURE (STANDBY COSTS OF PROVIDING EMERGENCY ROOM SERVICES IN A CRITICAL ACCESS HOSPITAL (ORCHARD HOSPITAL)) TO BE HELD NOVEMBER 8, 2016; REQUESTING THE BOARD OF SUPERVISORS OF BUTTE COUNTY TO CONSOLIDATE SAID ELECTION WITH THE GENERAL STATEWIDE ELECTION; APPROVING AN INCREASE IN THE CITY'S SPENDING LIMIT, AND SETTING THE BALLOT LANGUAGE."

**3. CITIZEN REQUEST TO AGENDIZE CODE ENFORCEMENT LAWS:**

**Discussion/Action:** Stan Bettencourt wishes to discuss code enforcement laws.

**Recommendation:** Direct staff.

**4. CONSENT CALENDAR:**

- A. Approval of warrants: 31042 – 31122, Z01507– Z01523, for the month of May, 2016 in the amount of \$337,943.09.
- B. Acknowledge receipt of Police Report for April 2016.
- C. Acknowledge receipt of Animal Control Reports for April and May 2016
- D. Acknowledge receipt of Accountant’s Report as of April 30, 2016.

**Action:** It is recommended items “A” through “D” 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: Department Activity Report – May / June 2016.

B. Engineering:

- 1. Department Activity Report – May / June 2016.
- 2. **Discussion/Action:** Amendment to Task Order No. 36 for the City’s Lot Split Project.

The City desires to formally split a small 11,325 square foot parcel into two parcels to appeal better buyers.

**Recommendation:** Authorize the City Administrator to execute the Amendment to Task Order No. 36 in the amount of \$16,285.

- 3. **Discussion/Action:** Amendment No. 1 to Task Order No. 29 – Wastewater Treatment Plant Improvement Phase 2 Project.

This request is for additional work scope required for the WWTP Phase 2 Project.

**Recommendation:** Approve the amendment in the amount of \$57,865 and authorize the City Administrator to execute this Amendment to Task Order No. 29, Contract with Bennett Engineering Services for Design Services for the Phase 2 Wastewater Improvement Project.

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. SCORE – Verbal update – Verbal update. (J. Busch)
- L. LAFCo – Verbal update – Verbal update. (J. Busch)
- M. Other commission reports. (Council)
- N. City Attorney:

**Discussion/Action:** Rescinding Agreement Regarding Collection of Development Impact Fees for Jail Facilities.

Council is asked to approve a resolution which will rescind the agreement with Butte County.

**Recommendation:** Approve Resolution No. 2016-09, “RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS RESCINDING AGREEMENT REGARDING COLLECTION OF DEVELOPMENT IMPACT FEES FOR JAIL FACILITIES WITHIN THE INCORPORATED AREA OF THE CITY OF BIGGS.”

- O. City Administrator:

- 1. **Discussion/Action:** Fire Protection Agreement with CalFire.

Council is asked to approve the fiscal year 2016-2017 fire protection agreement with CalFire.

**Recommendation:** Approve Resolution No. 2016-08, “RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS APPROVING THE DEPARTMENT OF FORESTRY AND FIRE PROTECTION AGREEMENT (2CA03073) FOR SERVICES FROM JULY 1, 2016 TO JUNE 30, 2017.”

- 2. **Discussion/Action:** Award Contract for Auditing Services.

The City received three responses to a request for proposals for annual audit services.

**Recommendation:** Contingent upon recommendation by the City’s CPA, authorize the City Administrator to contract with David Bruner CPA for audit services for the fiscal years ending June 30, 2016, 2017 and 2018.

**6. INFORMATIONAL:**

**7. CLOSED SESSION:**

- A. Conference with legal counsel regarding existing litigation pursuant to Government Code section 54956.9(4)(1).

Name of case: Northern California Power Agency, et al. v. United States, Court of Federal Claims No. 14-817C.

- B. Conference with Labor Negotiators: Pursuant to Government Code §54957.6  
Agency designated representatives: City Administrator, City Attorney and Vice Mayor Sheppard. Employee Organization: Laborers Local 185.

**8. RESUME REGULAR MEETING:**

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.)

**9. ADJOURNMENT:**

Presented by: \_\_\_\_\_ June 10, 2016  
Roben Dewsnup, City Clerk Date