

THIS AGENDA WAS POSTED ON THE BULLETIN BOARD OR WINDOW IN FRONT OF CITY HALL BY 5:00 PM ON THE 5<sup>th</sup> DAY OF JANUARY, 2018, 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 9, 2018  
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 HEARING: Tentative Parcel Map for 3070 10th Street (TPM 2017-01, Dhami) – Parcel Split.**

A request for Tentative Parcel Map approval to divide an existing parcel of land located on the east side of 10th Street. The proposed action would divide the existing lot thereby creating two lots. The lot being split is identified as Butte County Assessor Parcel Number 001-172-006. The parcel is owned by NorCal Investors, Inc. The proposed action would result in the creation of two lots of approximately 8,500 square feet each. The parcel is located in the R-2, Medium Density zoning district. The minimum lot size in the R-2 zone is 7,200 square feet.

- 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.

**Recommendation:**

- A. Move that the project is Categorically Exempt from review under the California Environmental Quality Act (CEQA) pursuant to Section 1530, Minor Land Divisions.
- B. Move that the City Council adopt Resolution 2018-01, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS APPROVING TENTATIVE PARCEL MAP #2017-01 (DHAMI) ON ASSESSOR PARCEL NUMBER 001-172-006, LOCATED EAST OF 10<sup>TH</sup> STREET, WEST OF 9<sup>TH</sup> STREET, SUBJECT TO FINDINGS AND CONDITIONS OF APPROVAL.”

**3. CONSENT CALENDAR:**

- A. Approval of warrants: 32562 – 32637; Z01863 – Z01882 for the month of December 2017 in the amount of \$1,453,701.35.
- B. Approve minutes for meetings of November 14, 2017, November 28, 2017, and December 12, 2017.
- C. Acknowledge receipt of Police Department Report for November 2017.
- D. Acknowledge receipt of Biggs – Permits Applied – Summary by Type, 12/2017; and Biggs – Permits Issued – Summary by Type, 12/2017.
- E. Acknowledge the renumbering of Resolutions 2017-17, 2017-18, and 2017-19 approved at the December 12, 2017 meeting due to incorrect numbering. The correct numbers are 2017-23, 2017-24 and 2017-25.

**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. DEPARTMENT REPORTS:**

A. Planning:

- 1. **Discussion/Action:** Issue RFP for Phase I Environmental Assessment for the No. 1 for Water Tank Environmental Documentation to be included in the Mitigated Negative Declaration.

Council is asked to consider issuing a RFP for a Phase I Environmental Assessment/ documentation to analyze the proposed City of Biggs’ water tank and well project site for potential hazardous materials and other public health related issues.

**Recommendation:** Authorize the City Administrator and Planning Staff to prepare a RFP to solicit bids for Phase I Environmental services. Phase I Environmental Services and supporting documentation for the project is estimated between \$1,200 - \$2,000.

- 2. **Discussion/Action:** Continue discussion on minimum lot sizes in the R-1 and R-2 zoning districts. Reducing the minimal lot size would require Code updates.

**Recommendation:** Direct Staff.

3. **Discussion/Action:** Amend the City of Biggs Municipal Code for compliance with recent Department of Housing and Community Development Policies and Regulations related to Secondary/Accessory Dwelling units.

The California Department of Housing and Community Development established recent state legislation that provides clarification and fee assistance for the creation of ADUs. There were two bills passed that became effective January 1, 2018, which will clarify and improve various provisions of the law to promote the development of ADUs, including allowing ADUs to be built concurrently with a single-family home, opening areas where ADUs can be built to include all zoning districts that allow single-family uses, modifying fees from special districts, and reducing parking requirements.

**Recommendation:** Direct staff. Cost estimate for code updates to bring the Municipal Code into compliance with State regulations is \$2,500 - \$5,000.

- B. Engineering: Activity Report and Project Updates –December 2017 / January 2018.
- C. Public Safety – Verbal update. (A. Thompson)
- D. Flood Control – Verbal update. (B. Sheppard)
- E. Public Works – Verbal update. (D. Arnold)
- F. Electric – Verbal update. (R. Frith)
- G. BCAG – Verbal up date. (N. Wilkinson)
- 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. (R. Frith)
- L. LAFCo – Verbal update. (D. Arnold)
- M. Other commission reports. (Council)
- N. City Administrator.

1. **Discussion/Action:** Fireworks Regulations within the Biggs Municipal Code (BMC).

Currently, the BMC effectively prohibits the use of all fireworks by residents on their property, including the so called “safe and sane” fireworks commonly found for sale in a neighboring City.

**RECOMMENDATION:** Council is asked to review the current regulations of fireworks within the Biggs Municipal Code (BMC), consider if any changes are desired and direct staff.

2. **Discussion/Action:** CPUC Resolution E-4907.

The resolution and its set of issues do not pertain to the City of Biggs, however, the resolution would (if adopted) apply to the formation of a Butte County CCA being explored by Butte County.

**Recommendation:** Council is asked to review CPUC Resolution E-4907 and consider whether to adopt a position on the item.

3. **Discussion/Action:** Consider Authorizing Letter to FERC Requesting Delay of the Oroville Dam Relicensing Process.

Previously Council authorized the Mayor to sign onto the attached letter to FERC requesting delay in the relicensing process.

**Recommendation:** Authorize the Mayor to sign an additional letter to FERC requesting delay of the Oroville Dam relicensing process.

5. **INFORMATIONAL:**

6. **CLOSED SESSION:**

Closed session pursuant to Government Code Section 54957  
PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
Title: City Administrator

7. **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.)

8. **ADJOURNMENT:**

Presented by: \_\_\_\_\_ January 5, 2018  
Roben Benish, City Clerk Date