

**MINUTES OF THE**  
**CITY OF GRASS VALLEY**  
**REGULAR**  
**CITY COUNCIL MEETING**  
**OF APRIL 14, 2015**

**CITY OF GRASS VALLEY**  
**CITY COUNCIL MEETING**

Jason Fouyer Mayor  
Lisa Swarthout

Jan Arbuckle

Howard Levine, Vice Mayor  
Ben Aguilar

**REGULAR MEETING OF THE GRASS VALLEY CITY COUNCIL,  
CAPITAL IMPROVEMENTS AUTHORITY AND REDEVELOPMENT “SUCCESSOR  
AGENCY”**

**7:00 P. M., TUESDAY, APRIL 14, 2015**

COUNCIL CHAMBERS  
GRASS VALLEY CITY HALL (LOWER LEVEL)  
125 EAST MAIN STREET, GRASS VALLEY, CALIFORNIA  
Telephone: (530) 274-4310 – Fax: (530) 274-4399  
E-Mail: [info@cityofgrassvalley.com](mailto:info@cityofgrassvalley.com) Web Site: [www.cityofgrassvalley.com](http://www.cityofgrassvalley.com)

**AGENDA**

- A. CALL TO ORDER: 7:00 pm**  
**PLEDGE OF ALLEGIANCE: Nevada County Supervisor Dan Miller**  
**ROLL CALL: Council Members Aguilar, Arbuckle, Levine, Swarthout and Mayor Fouyer were all present**
- B. AGENDA APPROVAL**  
No Changes were made.
- C. INTRODUCTIONS AND PRESENTATIONS**
1. Nevada County Board of Supervisors to recognize Grass Valley Police Officer Clint Lovelady for having been chosen as the Grass Valley Police Department's Employee of the Year and Grass Valley Police Department Volunteer Joe Repetski for having been chosen as the Grass Valley Police Department's Volunteer of the Year

**RECOMMENDATION:** Nevada County Supervisor Dan Miller will present this item.

Nevada County Supervisor Dan Miller presented the awards to Grass Valley Police Officer of the employee of the year Clint Lovelady and Grass Valley Police Department Volunteer of the year Joe Repetski.

**D. PUBLIC COMMENT –**

Police Chief John Foster came forward to address Council regarding swearing in of new police officers at the next City Council Meeting. He also introduced Kelsey Hess who is the newest member on the force. Rob Kastensine 245 North Auburn Street came forward and spoke against the Main Street Project. Tim Kiser, City Engineer/Public Works Director came forward to address Mr. Kastensine's concerns. Rich Fuxjager, Grass Valley Downtown Association Board Member came forward to address Council. He Welcomed Council Member Aguilar, he then spoke about the success of the Foothills Celebration. He also spoke regarding the upcoming Car Show on the 25th. Rich spoke regarding this years Union's Best Of and that the downtown businesses and that 62 downtown businesses won first place or were 2nd runner up. He said he is very proud of our downtown businesses.

**E. CONSENT ITEMS – (roll call vote).**

Council Member Arbuckle moved and Council Member Levine seconded to approve the Consent Agenda. The Motion carried by a 5-0 Roll Call vote.

2. Approval of Action Minutes of the Regular City Council Meeting of March 24, 2015  
RECOMMENDATION: Approve minutes as submitted.

3. Purchase of second new KME Fire Engine - Update  
RECOMMENDATION: *Update* - Approval for City Manager to authorize the Interim Fire Chief to purchase a Fire Engine from the KME Corporation

**F. ITEMS REMOVED FROM CONSENT CALENDAR FOR DISCUSSION OR SEPARATE ACTION AND / OR ANY ADDED AGENDA ITEMS**

**G. PUBLIC HEARING**

4. Vacation of a Pipeline Easement on 120 Kendall Street  
RECOMMENDATION: That Council: 1) conduct a Public Hearing; 2) adopt Resolution No. 2015-09 Vacating a Pipeline Easement across 120 Kendall Street; and 3) authorize the recordation of said summary vacation.

Trisha Tillotson Deputy Director of Public Works/Senior Civil Engineer presented this item to Council. The Mayor opened and Closed the Public Hearing as there was no one who wished to speak on the item. Council member Swarthout moved to adopt Resolution No. 2015-09 Vacating a Pipeline Easement across 120 Kendall Street; and 3) authorize the recordation of said summary vacation. Council member Levine seconded and the motion carried by a 5-0 roll call vote.

**H. ADMINISTRATIVE**

5. Fiscal Year 2013/2014 Annual Financial and Management Reports  
RECOMMENDATION: Receive and file Fiscal Year 2013/2014 Redevelopment, Successor Agency and City Financial Statements, Single Audit and Management Report prepared by JJACPA, Inc.

Finance Director Mette Richardson presented this item to Council and introduced Joe Arch of JJACPA, Inc. and both Mette and Joe presented this item to Council.

6. Nevada County Transportation Commission 2015/16 Work Program Proposed Projects  
RECOMMENDATION: That Council 1) review and approve the projects proposed for inclusion in the Nevada County Transportation Commission (NCTC) FY 2015/16 Overall Work Program (OWP), 2) request NCTC to add \$20,000 to the OWP for the Grass Valley Transportation Impact Fee Update, and adopt Resolution No. 2015-10 approving these Projects for inclusion in the Nevada County Transportation Commission Overall Work Program

Tim Kiser, City Engineer/Public Works Director introduced Michael Woodman of Nevada County Transportation Commission. Michael presented this item to Council. Council Member Levine moved to 1) review and approve the projects proposed for inclusion in the Nevada County Transportation Commission (NCTC) FY 2015/16 Overall Work Program (OWP), 2) request NCTC to add \$20,000 to the OWP for the Grass Valley Transportation Impact Fee Update, and adopt Resolution No. 2015-10 approving these Projects for inclusion in the Nevada County Transportation Commission Overall Work Program. Council Member Aguilar seconded and the motion carried by a 5-0 roll call vote.

7. Consideration of an Appeal by Deborah Rich and Annemarie March of one of the provisions in the City's Subordination Policy related to the First Time Homebuyer Program and refinancing of existing loans.

RECOMMENDATION: Staff recommends the Council consider the merits of the appeal and authorize the Mayor to sign, upon review by the City Attorney, a subordination agreement only upon verification of a guarantee through the Deed of Trust and Note that any access to a line of credit will be limited so as not to jeopardize the City's loan of \$40,000.

Community Development Director Tom Last presented this item to Council. Mayor Fouyer opened this item for public comment and Ed Thomas, Morgan Ranch Drive came forward to address this item. Council Member Levine moved to authorize the Mayor to sign, upon review by the City Attorney, a subordination agreement only upon verification of a guarantee through the Deed of Trust and Note that any access to a line of credit will be limited so as not to jeopardize the City's loan of \$40,000. Council Member Arbuckle seconded and the motion carried by a 5-0 roll call vote.

8. Consideration of an amendment to one of the provisions in the City's Subordination Policy related to the First Time Homebuyer Program.

RECOMMENDATION: Staff recommends the Council approve the amendment to policy 6 of the City's Subordination Policy, specifically changing the subordination processing fee from \$500 to \$100.

Community Development Director Tom last presented this item to Council. Council Member Swarouth moved to approve the amendment to policy 6 of the City's Subordination Policy, specifically changing the subordination processing fee from \$500 to \$100. Council Member Arbuckle seconded and the motion carried by a 5-0 roll call vote.

9. Mandatory Water Conservation

RECOMMENDATION: That Council adopt Resolution No. 2015-11 implementing mandatory Water Conservation as required by the State of California, superseding previous City Resolution no. 2014-40.

City Engineer/Public Works Director Tim Kiser presented this item to Council. Council Member Swarouth moved to adopt Resolution No. 2015-11 implementing mandatory Water Conservation as required by the State of California, superseding previous City Resolution no. 2014-40. Council Member Arbuckle seconded and the motion carried by a 5-0 roll call vote.

10. Assistance to the City of Nevada for Fire Protection and Emergency Incidents

RECOMMENDATION: The City Council approves the Interim Fire Chief and City Manager to execute an agreement between the City of Grass Valley Fire Department and the City of Nevada City Fire Department while they seek funding for additional staffing.

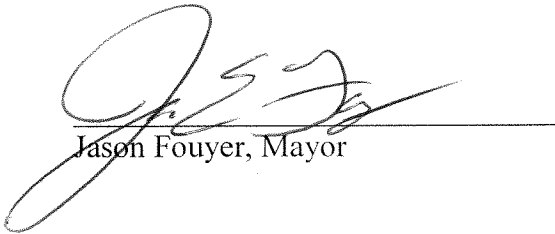
Interim Fire Chief Mark Buttron presented this item to Council. Council Member Arbuckle moved to approve the Interim Fire Chief and City Manager to execute an agreement between the City of Grass Valley Fire Department and the City of Nevada City Fire Department while they seek funding for additional staffing. Council Member Aguilar seconded and the motion carried by a 5-0 roll call vote.

**I. BRIEF REPORTS BY COUNCIL MEMBERS**

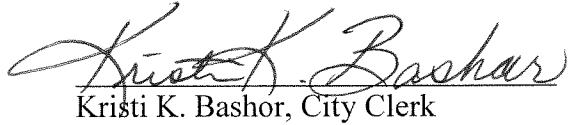
Council Member Levine spoke regarding the LAFCO budget. Council Member Arbuckle spoke regarding her recent trip to Ontario representing the City of Grass Valley. Council Member Aguilar spoke about attending the Solid and Hazardous Waste commission meeting. He also attended the NEO Ribbon Cutting, and Kane's Casino Night fund raiser. He also visited the Tulip Gardens. Mayor Fouyer spoke about attending the Ribbon Cutting and Grand Opening for NEO. He spoke about LAFCO meeting convention tomorrow and will be held in Grass Valley. He also spoke about the Speech Contest.

**J. ADJOURN**

The meeting was adjourned at 8:41 pm by Mayor Fouyer.



Jason Fouyer, Mayor



Kristi K. Bashor, City Clerk