

**MINUTES OF THE**  
**CITY OF GRASS VALLEY**  
**CITY COUNCIL MEETING**  
**OF AUGUST 26, 2014**

**CITY OF GRASS VALLEY**  
**SPECIAL CLOSED SESSION**  
**CITY COUNCIL MEETING**

Dan Miller, Mayor  
Lisa Swarthout

Jan Arbuckle

Jason Fouyer, Vice Mayor  
Howard Levine

**NOTICE OF CLOSED SESSION MEETING**  
**NOTICE IS HEREBY GIVEN THAT THE CITY COUNCIL OF GRASS VALLEY WILL HOLD A CLOSED SESSION MEETING BEGINNING AT 6:00 PM. ON TUESDAY, AUGUST 26, 2014 IN THE MAYOR'S CONFERENCE ROOM OF GRASS VALLEY CITY HALL, 125 EAST MAIN STREET, GRASS VALLEY, CA 94945**

**Public Comments for Closed Session Items Only**

**Call To Order: 6:00 PM**

**Roll Call: Council Members Arbuckle, Fouyer, Swarthout, Levine and Mayor Miller were all present.**

**CONFERENCE WITH LABOR NEGOTIATOR**  
**(Gov. Code § 54957.6)**

Name of City / Agency Negotiator  
to Attend Closed Session: Patrick Clark

√ Employee Organization: Local 39  
*Specify Name of Organization Representing Employee*

Adjourned without motion and by consensus at 6:40 with no reportable action.

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

Dan Miller, Mayor  
Lisa Swarthout

Jan Arbuckle


Jason Fouyer, Vice Mayor  
Howard Levine

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

**7:00 P. M., TUESDAY, AUGUST 26, 2014**

COUNCIL CHAMBERS  
GRASS VALLEY CITY HALL (LOWER LEVEL)  
125 EAST MAIN STREET, GRASS VALLEY, CALIFORNIA  
Telephone: (530) 274-4310 – Fax: (530) 274-4399

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City Council welcomes you to its meetings, which are scheduled at 7 p.m. on the 2<sup>nd</sup> and 4<sup>th</sup> Tuesdays of each month. Your interest is encouraged and appreciated. This meeting is being broadcast “live” on Comcast Channel 17 and this meeting is being recorded by NCTV and is scheduled for rebroadcast on NCTV Channel 17. Please consult NCTV program listings as to the schedule at [www.nevadacountytv.org](http://www.nevadacountytv.org). In addition to being broadcast live on TV it is also being broadcast “live” on the internet at [www.cityofgrassvalley.com](http://www.cityofgrassvalley.com) (click on the upper right hand button “Video City Council Meetings” and follow the instructions. This meeting is also recorded on audio tape. Council Chambers are wheelchair accessible and listening devices are available. Other special accommodations may be requested to the City Clerk 72 hours in advance of the meeting. Action may be taken on any agenda item. Please turn off all cell phones or similar devices. Agenda materials are available at City Hall, the Grass Valley Public Library or on the City’s web site by clicking on each item’s  icon. Staff reports and background information related to regular agenda items are available at City of Grass Valley City Hall, 125 East Main Street, Grass Valley, CA 95945. Materials related to an item on this agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk’s Office, 125 East Main Street, Grass Valley, CA 95945, during normal business hours. Such documents are also available on the City of Grass Valley website at [www.cityofgrassvalley.com](http://www.cityofgrassvalley.com) subject to the City staff’s ability to post the documents before the meeting.

**AGENDA**

**A. CALL TO ORDER: 7:00 PM**  
**PLEDGE OF ALLEGIANCE: Jeff Peline**  
**ROLL CALL: Council Members Arbuckle, Fouyer, Swarthout, Levine and Mayor Miller were all present.**

**B. REPORT OUT OF CLOSED SESSION**  
**No reportable action taken.**

**C. AGENDA APPROVAL**

No changes were made

**D. INTRODUCTIONS AND PRESENTATIONS**

1. Presentation of a Proclamation Declaring September 2014 as "Adult Literacy Awareness Month"

RECOMMENDATION: Mayor to present the proclamation to Alan Archer, Director of Read Up in Nevada City

The Mayor presented the proclamation to Alan Archer.

2. Presentation of a Proclamation Designating September 2014 as Prostrate Cancer Awareness Month in Grass Valley

RECOMMENDATION: Mayor to present the Proclamation to George Mueller.

The Mayor presented the proclamation to George Mueller.

**E. PUBLIC COMMENT**

Julia Jordan, Executive Director of the Grass Valley Downtown Association spoke about new activities the Association is promoting such as Merchant Spotlight and Store Front Award. She also thanked the Public Works Department for sealing and restriping downtown parking lots.

Ed Thomas, Morgan Ranch Drive came forward to let the Council know that the Measure N Committee is continuing meeting and staying abreast of what is happening with Measure N and is making sure the money is being spent appropriately.

**F. CONSENT ITEMS (roll call vote)**

Council Member Arbuckle moved to approve the Consent Agenda and Vice Mayor Fouyer seconded. The motion carried by a 5-0 roll call vote.

3. Approval of Action Minutes of the Regular City Council Meeting of August 12, 2014.

RECOMMENDATION: Approve minutes as submitted.

4. Consideration of a Resolution to designate the City Manger as Subordinate Officer for the purpose of making determinations of public convenience and necessity for liquor licenses

RECOMMENDATION: Authorize the Mayor to sign the attached Resolution No. 2014-39.

5. Mandatory Water Conservation.

RECOMMENDATION: That Council adopt Resolution No 2014-40 implementing mandatory Water Conservation as required by the State of California.

6. Playground Maintenance Project - Authorization to Donate Existing Play Structure  
RECOMMENDATION: That Council authorize the Public Works Director/City Engineer to execute an agreement with Kids Around the World to donate the existing play structure at Condon Park, subject to legal review.

**G. PUBLIC HEARING**

None

**H. ADMINISTRATIVE**

7. Sutton Way Rehabilitation Project - Award Contract  
RECOMMENDATION: That Council; 1) award a contract for the Sutton Way Pavement Rehabilitation Project to the lowest responsible bidder, to be announced at the August 26, 2014 Council meeting; 2) authorize the Mayor to execute the construction contract, subject to legal review; and 3) authorize the Public Works Director/City Engineer to approve construction change orders for up to 10% of the contract amount.

Bjorn Jones, Associate Civil Engineer presented this item to Council. Council Member Arbuckle move to award a contract for the Sutton Way Pavement Rehabilitation Project to the lowest responsible bidder, to be announced at the August 26, 2014 Council meeting; 2) authorize the Mayor to execute the construction contract, subject to legal review; and 3) authorize the Public Works Director/City Engineer to approve construction change orders for up to 10% of the contract amount. The low bidder was Central Valley Engineering and Asphalt. Vice Mayor seconded the motion and the motion carried by a 5-0 roll call vote.

8. Artwork for Sierra College Drive Roundabout  
RECOMMENDATION: That Council review and approve the proposed concept for the addition of a John Mowen sculpture in the center of Sierra College Drive Roundabout (SCDR).

Tim Kiser, Public Works Director/City Engineer presented this item to Council. Council Member Levine provided background information on the sculpture. The Mayor invited public to comment on this item and Trent Whittington came forward to express his opinion that the Sierra College Drive Roundabout is not the appropriate site for the sculpture. Council Member Levine moved to approve the proposed concept for the addition of a John Mowen sculpture in the center of Sierra College Drive Roundabout (SCDR). Council Member Swarthout seconded and the motion carried by a 5-0 voice vote.

9. Second reading and adoption of an Ordinance No.753 to regulate the use of plastic carryout bags and recyclable paper bags and promote the use of reusable bags in the City of Grass Valley.  
RECOMMENDATION: Read by title only and adopt Ordinance No.753 on second reading.


The Mayor presented this item and spoke about the proposed State Ordinance, Council Member Swarthout moved to read by title only and adopt Ordinance No.753 on second reading. Council Member Levine seconded and the motion carried by a 5-0 roll call vote.


**I. BRIEF REPORTS BY COUNCIL MEMBERS**

Council Member Swarhout attended the Brew Fest, and Dancing with Our Stars. Vice Mayor Fouyer attended the YMCA Community Meeting and the Brew Fest. Council Member Levine Attended and participated in Dancing with Our Stars, he announced that this is Healthy School Lunch Month. He attended the SEDCO Meeting and had lunch Brian Dahle and Sandy Woods. Council Member Arbuckle attended the Doug LaMalfa Town Hall meeting, the 211 Call Center opening, Dancing with Our Stars. Mayor Miller attended the 211 Call Center opening, the Sierra College Presidents breakfast.

**J. ADJOURN**

The meeting was adjourned at 7:49 PM by Mayor Miller.

  
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Dan Miller, Mayor

  
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Kristi K. Bashor, City Clerk