

MINUTES OF THE
CITY OF GRASS VALLEY REGULAR CITY COUNCIL
MEETING OF APRIL 9, 2013

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, APRIL 9, 2013

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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AGENDA

A. CALL TO ORDER: 7:00 PM

PLEDGE OF ALLEGIANCE: Sara Morrison

**ROLL CALL: Council Member Arbuckle, Vice Mayor Fouyer, Council Member Levine,
Council Member Swarthout and Mayor Miller were all present.**

B. AGENDA APPROVAL

No changes were made

C. INTRODUCTIONS AND PRESENTATIONS

1. Recognition for National Service Day Proclamation

RECOMMENDATION: Mayor present the Proclamation

Mayor Miller presented the Proclamation to Sara Morrison of RSVP.

D. PUBLIC COMMENT

No one from the public came forward to comment.

E. CONSENT ITEMS – (roll call vote).

Council Member Swarthout moved to approve the Consent Agenda. Council Member Levine seconded and the motion carried by a 5-0 roll call vote.

2. Approval of Action Minutes of the Regular City Council Meeting of March 26, 2013
RECOMMENDATION: Approve Minutes as submitted.

3. Warrant Register
RECOMMENDATION: Approve warrant disbursements in the amount of \$523,041.74 for the period of March 16, 2013 through March 31, 2013.

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- 4. Public Service CDBG Application Support
RECOMMENDATION: Authorize the Mayor to provide letters of support for Public Service CDBG Applications for Hospitality House and Gold Country Community Services.
- 5. Review of the Annual Housing Element Progress Report
RECOMMENDATION: Receive and File. No formal action required.
- 6. Bank Street Sewer Realignment Project – Project Acceptance
RECOMMENDATION: That Council; 1) accept the Bank St. Sewer Realignment Project as complete; 2) authorize the increase of purchase order #16991 by \$11,330.69; 3) authorize final contract payment; and 4) accept the dedication of a public utility easement.
- 7. Annual tree Removal Report – Calendar Year 2012
RECOMMENDATION: That Council accept the annual tree removal report for 2012.

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

G. PUBLIC HEARING

H. ADMINISTRATIVE

- 8. Nevada County Transportation Commission FY 2013/2014 Overall Work Program Proposed Projects.
RECOMMENDATION: That Council review and approve the projects proposed for inclusion in the Nevada County Transportation Commission FY 2013/2014 Overall Work Program and adopt Resolution No. 2013-10 approving these Projects for inclusion in the Nevada County Transportation Commission Overall Work Program.

Dan Landon of the Nevada County Transportation Commission presented this item to Council. Council Member Swarthout moved to approve the projects proposed for inclusion in the Nevada County Transportation Commission FY 2013/2014 Overall Work Program and adopt Resolution No. 2013-10 approving these Projects for inclusion in the Nevada County Transportation Commission Overall Work Program.

- 9. Consideration of business loan to Sergio's Café, relocating to 109 Mill Street.
RECOMMENDATION: Approve the use of \$210,000 from the City's Program Income Business Revolving Loan Account (RLA) as a loan to Sergio and Elena Martignago, owners of Sergio's Café; authorize the Finance Director to disburse funds in amount of \$210,000, to be deposited into a local escrow account; and, authorize the Mayor to sign all loan documents.

Mayor Miller, Council Member Levine and Swarthout had conflicts of interest with this item. Because of this the three drew straws with Council Member Swarthout drawing the short straw and so being allowed to participate and vote on this item. Mayor Miller and Council Member Levine left the Council Chambers at 7:20 PM. Council Member Swarthout stated that she had two potential conflicts (1) the business entity Mill St. Clothing Co., and (2) the real property the business leases, located at 117 Mill St. Tom Last, Community Development Director presented this item to Council. Vice Mayor Fouyer opened this item for public comment and Patti Ingram

Spencer came forward to speak in favor of the item. Council Member Swarthout moved and Council Member Arbuckle seconded to approve the use of \$210,000 from the City's Program Income Business Revolving Loan Account (RLA) as a loan to Sergio and Elena Martignago, owners of *Sergio's Café*; and authorize the Finance Director to disburse funds in amount of \$210,000, to be deposited into a local escrow account; and, authorize the Mayor to sign all loan documents. Motion carried by a 3 Aye - 0 Noes and -2 Abstentions roll call vote. Mayor Miller and council Member Levine returned to the Council Chambers at 7:30 PM.

10. Approval of Contract between Nevada Irrigation District and City of Grass Valley for Water Supply.

RECOMMENDATION: That Council 1) authorize execution and filing of the Notice of Exemption and 2) authorize the Mayor to execute an Agreement between Nevada Irrigation District (NID) and the City of Grass Valley for Water Supply, pending NID approval of the Agreement, and subject to legal review.

Tim Kiser, Public Works Director/City Engineer presented this item to Council. Council Member Levine moved to 1) authorize execution and filing of the Notice of Exemption and 2) authorize the Mayor to execute an Agreement between Nevada Irrigation District (NID) and the City of Grass Valley for Water Supply, pending NID approval of the Agreement, and subject to legal review. Council Member Arbuckle seconded and the motion carried by a 5-0 roll call vote.

11. Mid-Year Budget Review

RECOMMENDATION: Approve the Recommended FY2012-13 Mid-Year Budget Revisions.

Roberta Raper, Administrative Services Director/Human Services, presented this item to Council. Council Member Swarthout moved and Council Member Arbuckle seconded to approve the recommended FY2012-13 Mid-Year Budget Revisions. The motion carried by a 5-0 roll call vote.

12. Joint Meeting with Planning Commission

RECOMMENDATION: Confirm and set time for a joint meeting with the Planning Commission to consider land use options for under the general plan designations, prezone and potential annexation of area south of City limits generally along Highway 49 and LaBarr Meadows Road.

Tom Last, Community Development Director came forward to set a tentative date with Council for a meeting between City Council and the Planning Commission to consider land use options for under the general plan designations, prezone and potential annexation of area south of City limits generally along Highway 49 and LaBarr Meadows Road. Council chose May 7, 2013 at 6:00 pm if it will work for the Planning Commission.

I. BRIEF REPORTS BY COUNCIL MEMBERS

Council Member Swarthout attended several community meetings among them being a Property Owners meeting, ERC Board meeting and a Hospital meeting. Vice Mayor Fouyer, attended a Property Owners meeting with Council Member Swarthout. Council Member Levine also attended several meetings among them being a Center for the Arts Meeting regarding sponsoring a chair at the Vet's Building, Cal-Fire regarding Scotch Broom. Council Member Arbuckle also attended several meetings in the community among them being the GVDA Board Meeting, Gold Star Bridge Dedication, also an out of town League of Calif. Cities committee meeting. She also reminded Council that the Sacramento Valley meeting is Friday April 19th in Truckee. Mayor Miller attended Supervisor Lamphier's Town Hall Meeting on March 28th and he held the Monday with the Mayor's Meeting on this past Monday the 8th. He also attended the Blue Star Mothers

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dedication for American Soldiers killed in action in Iraq. He also threw out the first pitch for the Grass Valley Little League.

J. ADJOURN

The meeting was adjourned by Mayor Miller at 8:15 pm.



Dan Miller, Mayor



Kristi Bashor, City Clerk