

**MINUTES OF THE**  
**CITY OF GRASS VALLEY**  
**CITY COUNCIL CLOSED SESSION AND REGULAR**  
**MEETING OF FEBRUARY 12, 2013**

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 6:30 PM. ON TUESDAY, FEBRUARY 12,**  
**2013 IN MAYOR'S CONFERENCE ROOM OF GRASS VALLEY CITY HALL, 125 EAST MAIN**  
**STREET, GRASS VALLEY**

**CLOSED SESSION**

**CALL TO ORDER: 6:30 pm**  
**All Council Members Present**  
**Public Comments for Closed Session Items Only**

**I. CONFERENCE WITH LEGAL COUNSEL**

**Initiation of Litigation:**  
**(G.C. 54956.9(c))**  
**Number of Potential Cases: One (1)**

**Adjourn out of closed session: 6:38 pm**

**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, February 12, 2013**

COUNCIL CHAMBERS  
GRASS VALLEY CITY HALL (LOWER LEVEL)  
125 EAST MAIN STREET, GRASS VALLEY, CALIFORNIA  
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## AGENDA

- A. CALL TO ORDER: 7:00 pm**  
**PLEDGE OF ALLEGIANCE: Don Coots**  
**ROLL CALL: Council Member Arbuckle, Council Member Levine, Vice Mayor Fouyer, Council Member Swarthout and Mayor Miller were all present.**  
**5 Members Present**

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

- C. AGENDA APPROVAL**  
No changes were made.

**D. INTRODUCTIONS AND PRESENTATIONS**

1. Police Department Volunteer and Employees of the Year Recognition  
RECOMMENDATION: Recognize Police Officer Brian Blakemore, Senior Administrative Clerk Elaina Lomeli and Volunteer Dale Bohnenberger as 2012 Volunteer and Employees of the Year.

Police Chief John Foster presented the Police Department's employees and volunteer of the year. Susan Frye from Assemblyman Brian Dahle's office also made a presentation to the Police Department's employees and volunteer of the year.

**E. PUBLIC COMMENT –**

Keith Davies from the Grass Valley Chamber of Commerce spoke about moving the chamber into its new location at 128 East Main Street in April and having a soft opening in June for the Visitor's Center. He also spoke about working with Julia Jordan Executive Director of the Grass Valley Downtown Association regarding an open house at Beale Air Force Base.

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

Vice Mayor Fouyer announced that he will be recusing himself from Item #11 due to a conflict of interest. Council Member Swarthout moved to approve the consent agenda as presented. Council Member Arbuckle seconded and the motion carried by a 5-0 roll call vote with the exception of Item #11 that Vice Mayor Fouyer recused himself on. Item #11 was approved by a 4-0-1 roll call vote within the same motion.

2. Approval of Action Minutes of the Regular City Council Meeting of January 22, 2013  
RECOMMENDATION: Approve Minutes as submitted.
3. Warrant Register  
RECOMMENDATION: Approve warrant disbursements in the amount of \$967,281.20 for the period January 17, 2013 through January 31, 2013.
4. Appointments for Historical Commission  
RECOMMENDATION: That Council approve the appointment of Teresa Poston and Claudine Chalmers to the Historical Commission with terms ending January 1, 2016 and instruct the City Clerk to continue advertising for the alternate position.

5. Appointments to Parks & Recreation Commission  
RECOMMENDATION: That Council approve the appointment of Brad Hoffler as Youth Member for the Parks & Recreation Commission and Judie Tartablia, and Stetson Scott for the two commission member terms expiring January 1, 2016.
6. Appointment to Personnel Commission  
RECOMMENDATION: That Council approve the appointment of Tom Brown to the Personnel Commission with a term ending January 1, 2016.
7. North School Street Parking Zone  
RECOMMENDATION: That Council adopt Resolution 2013-05 to modify a parking zone on North School Street.
8. Four (4) Post Heavy- Duty Automotive Lift – Award of Contract  
RECOMMENDATION: That Council; 1) award a contract for purchase and installation of a Four (4) Post Heavy Duty Automotive Lift to Riebes Auto Parts in an amount not to exceed \$35,500, the lowest responsible bidder; 2) authorize the Public Works Director/City Engineer to execute a purchase order/contract, subject to legal review; 3) authorize the Public Works Director/City Engineer to approve change orders for up to 10% of the total contract amount; and 4) authorize the City Administrator to approve any budget transfer/amendments required to complete this purchase.
9. Successor Agency Recognized Obligation Payment Schedule (ROPS 4) for July through December 2013  
RECOMMENDATION: Adopt Resolution SA2013-01 Approving the Recognized Obligation Payment Schedule (ROPS) for the time period July through December 2013. (Successor Agency Item)
10. 2012 Sewer Lining Project – Authorization to Bid  
RECOMMENDATION: That Council : 1) approve the findings that the project is exempt from the provisions of the California Environmental Quality Act (CEQA); and 2) authorize the advertisement for bids.
11. Impact Fee Payment Deferral Agreement for 150 Crown Point Court, Grass Valley  
RECOMMENDATION: Authorize the City to enter into an agreement to defer the payment of City Impact Fees and for the City Administrator to sign the agreement subject to legal review for construction of a building at 150 Crown Point Court, Grass Valley, CA

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

None

**H. PUBLIC HEARING**

12. Douglas and Donald Avenue Sewer Extension – Approval of Reimbursement Agreement and Resolution for Additional Connection Fee.  
RECOMMENDATION: That Council approve the following documents associated with the Douglas and Donald Avenue Sewer Extension improvements: 1) Resolution No. 2013-04, imposing an additional connection fee; and 2) the reimbursement agreement.

Trisha Tillotson, Deputy Director of Public Works/Senior Civil Engineer presented this item to Council. The Mayor opened the Public Hearing and as there was no one to speak on the item the Mayor closed the Public Hearing. Vice Mayor Fouyer moved and Council Member Levine seconded to approve the following documents associated with the Douglas and Donald Avenue Sewer Extension improvements: 1) Resolution No. 2013-04, imposing an additional connection fee; and 2) the reimbursement agreement. The motion carried by a 5-0 roll call vote.

**I. ADMINISTRATIVE**

13. Appointment of Planning Commissioners

RECOMMENDATION: For Council to approve the nominees recommended for approval by Council Members Arbuckle, Levine and Swarthout.

City Administrator Dan Holler presented this item to Council. The following persons were nominated for Planning Commission vacant positions: Daniel Swartzendruber by Council Member Arbuckle, Don Coots by Council Member Levine and Yolanda Cookson by Council Member Swarthout. Council Member Swarthout moved and Council Member Arbuckle seconded to approve the nominations and appoint the 3 nominees to the Planning Commission. Motion carried by a 5-0 voice vote.

14. Appointments to the Citizens Oversight Committee for Sales Tax Measure N

RECOMMENDATION: Recommendation is that each Council Member presents the name of their nominee for the committee and that all nominees be considered for appointment by the full Council. Motion to approve can be made as the whole group of nominees or each individual nominee.

Dan Holler, City Administrator presented this item to Council. He reported each Council Member's nomination as a committee member as follows: Council Member Swarthout – Patti Ingram Spencer, Council member Arbuckle – Ed Thomas, Vice Mayor Fouyer – Bill Drown, Council Member Levine – David Jones and Mayor Miller – Chauncey Poston. Council Member Levine moved to appoint the nominees to the Citizen's Oversight Committee for Sales Tax Measure N. Vice Mayor Fouyer seconded and the motion carried by a 5-0 voice vote.

15. Initiate a General Plan Amendment to the City's Circulation Element to consider a reduction in the Level of Service (LOS) standard for specific street intersections in the historic downtown area, and to clarify the existing policies related to acceptable LOS standards.

RECOMMENDATION: Initiate an amendment to the Circulation Element of the General Plan and direct staff to prepare policy changes to address the LOS standards.

Community Development Director, Tom Last presented this item to Council. The Mayor asked if there was anyone who would like to comment on this item. Chauncey Poston, Neal Street came forward and commented on the standards he also suggested that monitoring take place at entrances and exits of the downtown area to slow down traffic coming into town. Council Member Levine moved to initiate an amendment to the Circulation Element of the General Plan and direct staff to prepare policy changes to address the LOS standards. Council Member Arbuckle seconded and the motion carried by a 5-0 roll call vote.

16. Fiscal Year 2011/2012 Annual Financial and Management Reports

RECOMMENDATION:

Receive and file Fiscal Year 2011/2012 Redevelopment, Successor Agency and City Financial Statements, Single Audit and Management Report prepared by Smith & Newell, CPA's.

Roberta Raper, Finance Director/Administrative Services presented this item to Council. No action was required and the report was received and filed.

17. Police Department Quarterly Report

RECOMMENDATION: Receive Report

Chief of Police John Foster presented this item to Council. No action was required and the report was received and filed.

18. Fire JOA Collaboration Efforts

RECOMMENDATION: Informational Update

Dan Holler, City Administrator presented this item to Council. Fire Chief Tony Clarabut also spoke regarding the item. No action was required and the report was received and filed.

**J. BRIEF REPORTS BY COUNCIL MEMBERS**

Council Member Swarhout spoke about attending the ERC meeting and the introduction of the new director and she attended the League regional meeting on February 8<sup>th</sup>. Vice Mayor Fouyer attended the Chamber installation for the Chamber's Board of Directors. Council Member Levine also attended the ERC meeting and the League regional meeting as well as the Chamber meeting and the SEDCorp meeting. Council Member Arbuckle attended above mentioned meetings and the Grass Valley Downtown Association meeting and announced that she has been appointed to the Board of Directors for the League. Mayor Miller attended the Chamber installation the NCLI panel and was a judge for the Lion's Club speech contest.

**K. ADJOURN**

The Meeting was adjourned at 8:40 pm by Mayor Miller.



Dan Miller, Mayor



Kristi Bashor, City Clerk