



GRASS VALLEY

City Council Regular Meeting, Capital Improvements Authority and Redevelopment "Successor Agency"

Tuesday, June 28, 2022 at 7:00 PM

Council Chambers, Grass Valley City Hall | 125 East Main Street, Grass Valley, California

Telephone: (530) 274-4310 - Fax: (530) 274-4399

E-Mail: info@cityofgrassvalley.com

Web Site: www.cityofgrassvalley.com

MINUTES

CALL TO ORDER

Meeting called to order at 7:02 pm.

PLEDGE OF ALLEGIANCE

Mayor Aguilar led the pledge of allegiance.

ROLL CALL

PRESENT

Council Member Bob Branstrom

Council Member Tom Ivy

Vice Mayor Jan Arbuckle

Mayor Ben Aguilar

ABSENT

Council Member Hilary Hodge

AGENDA APPROVAL -

Motion made to approve the agenda by Vice Mayor Arbuckle, Seconded by Council Member Branstrom.

Voting Yea: Council Member Branstrom, Council Member Ivy, Vice Mayor Arbuckle, Mayor Aguilar

REPORT OUT OF CLOSED SESSION

No closed session.

INTRODUCTIONS AND PRESENTATIONS

PUBLIC COMMENT

Public Comment in person: Greg Lush, Ralph Silberstein

Voicemail: Sandra Spargo

CONSENT ITEMS -

Salary Schedules for Unit 1, 6, & 8, and clarifications of the executive staff were given to the Council

Motion made to approve consent as submitted by Council Member Branstrom, Seconded by Vice Mayor Arbuckle.

Voting Yea: Council Member Branstrom, Council Member Ivy, Vice Mayor Arbuckle, Mayor Aguilar

1. Approval of the Regular Meeting Minutes of June 14th, 2022.

Recommendation: Council approve minutes as submitted.

2. Assembly Bill 361 Resolution

Recommendation: Adopt resolution R2022-59 authorizing remote teleconference meetings of the City Council and other legislative bodies of the City pursuant to government code section 54953(e)

3. Local Emergency Proclamation (COVID-19)

Recommendation: Continuance of Novel Coronavirus (COVID-19) proclamation declaring a Local State of Emergency

4. Local Emergency Proclamation (Drought Conditions)

Recommendation: Drought Conditions proclamation declaring a Local State of Emergency

5. Local Emergency Proclamation (Winter Storm of December 27th, 2021)

Recommendation: Winter Storm of December 27th, 2021 proclamation declaring a Local State of Emergency

6. Conflict of Interest Code Update

Recommendation: That Council approve the City Manager signing of the City of Grass Valley Biennial Notice and adopt the 2022 Conflict of Interest Code and corresponding Resolution 2022-54 approving changes to the code.

7. Nevada County Solid Waste Parcel Tax

Recommendation: That Council approve Resolution 2022-51 give consent to Nevada County to maintain the Solid Waste on the fiscal year 2022-2023 tax roll.

8. Grass Valley Management & Supervisory Professional & Confidential Employees - Unit 1 - Side Letter to July 1, 2019 - June 30, 2023 Approved Memorandum of Understanding

Recommendation: Adopt Resolution No. 2022-55 approving a Side Letter to the Labor Memorandum of Understanding for a three-year period beginning July 1, 2019 through June 30, 2022 between the City of Grass Valley and the Grass Valley Management / Supervisory Professional & Confidential Employees Group (Unit 1).

9. Nevada County Professional Firefighters, IAFF Local 3800 Memorandum of Understanding - July 1, 2021 - June 30, 2023

Recommendation: Adopt Resolution No. 2022 - 56 approving the Labor Memorandum of Understanding for a one-year period beginning July 1, 2022 through June 30, 2023 between the City of Grass Valley and the Nevada County Professional Firefighters, IAFF Local 3800 (Unit 8).

10. Grass Valley Police Officer's Association - July 1, 2021 - June 30, 2023

Recommendation: Adopt Resolution No. 2022 - 57 approving the Labor Memorandum of Understanding for a one-year period beginning July 1, 2022 through June 30, 2023 between the City of Grass Valley and City of Grass Valley and the Grass Valley Police Officer's Association (Unit 6).

11. Approval of Cost of Living Adjustment (COLA) and Executive Contract Appendix

Recommendation: That Council 1) approve the a 5% Cost of Living Adjustment for all Executive Contract Employees and reduction of personal Leave time accrual; 2) review the proposed Amendment to the Employment Agreements (including Appendix A) with Department Directors, Administrative Services Director, Community Development Director, Public Works Director of Operations, City Clerk, Deputy Administrative Services Director, Deputy City Clerk/Management Services Analyst, Police Chief, Deputy Police Chief and Fire Chief; 3) authorize the City Manager to execute the agreements subject to legal review; 4) authorize the attached Amendment to the City Manager's Contract for the COLA and Personal Leave reduction and authorize the Mayor to execute the agreement, subject to legal review; and 5) authorize the Finance Director or the City Manager's designee to make any necessary budget adjustments and/or amendments to complete this action.

12. Confirming the purchase of properties at 11150 and 1207 Idaho Maryland Road for \$275,000

Recommendation: That Council 1) approve the purchase agreement with Daniel McCarthy for the properties at 11150 Idaho Maryland Road (APN 035-412-024) and 1207 Idaho Maryland Road (APN 009-680-023), subject to legal review; 2) approve the purchase amount of \$275,000, 3) authorize the City Manager to sign all real estate documents required to complete the purchase with Daniel McCarthy, subject to legal review; and 4) approve the Finance Director to make the necessary budget adjustments and transfers to complete these actions.

13. City of Grass Valley 2022 Strategic Plan Update

Recommendation: That Council approve the 2022 Strategic Plan update.

14. Local Transportation Fund (LTF) Claim for Transit and Paratransit Operations

Recommendation: That Council adopt a resolution requesting that Nevada County Transportation Commission (NCTC) allocate \$514,877 of the City's FY 2022/23 estimated apportionment of LTF in support of transit and paratransit services.

15. CCTM1, LLC Lease Agreement - Approve First Amendment

Recommendation: That Council authorize the City Engineer to execute the First Amendment to the Ground Lease Agreement with CCTM1, LLC, subject to legal review.

16. Second Reading of Clean Up Ordinance 816

Recommendation: That Council hold a second reading by Title only and adopt Ordinance 816

17. Appointment of Planning Commissioners

Recommendation: That Council approve the appointment of Ari Brouliett as Planning Commissioner for Councilmember Hodge

18. Consideration of the lease of property at 142 East main Street

Recommendation: That Council 1) approve the draft lease agreement with WCS Properties for the property at 142 East Main Street, subject to legal review; 2) authorize the City Manager to execute the lease agreement with WCS Properties; 4) authorize the City Manager to sign all real estate documents required to complete the lease; and 5) approve the Finance Director to make the necessary budget adjustments and transfers to complete these actions.

19. Certification of promotional list for Battalion Chief, Captain, and Engineer

Recommendation: That Council 1) certify the newly developed promotional eligibility list for Captain, and Engineer effective June 29, 2022

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

REORGANIZATION RELATED ITEMS

PUBLIC HEARING

20. Collection of delinquent sewer and/or water accounts on the Nevada County tax roll

Recommendation: After holding a public hearing, adopt Resolution 2022- 58 requesting that the County of Nevada levy and collect delinquent water and sewer service charges on the tax roll.

Tim Kiser, City Manager, gave presentation to the council. This item requires a 4/5ths vote.

Motion made to hold a public hearing, adopt Resolution 2022- 58 requesting that the County of Nevada levy and collect delinquent water and sewer service charges on the tax roll by Vice Mayor Arbuckle, Seconded by Council Member Branstrom.

Voting Yea: Council Member Branstrom, Council Member Ivy, Vice Mayor Arbuckle, Mayor Aguilar

21. Cannabis Selection Appeals of Sierra Flower Co. LLC and NUG, Inc., d.b.a. NUG Grass Valley regarding storefront retail commercial cannabis permit selection.

Recommendation: That Council approve the Hearing Officer's final findings and recommendations and adopt the proposed resolution.

David Ruderman, City Legal, stepped down for his spot due to his representation of staff in this process. Tom Last, Community Development Director, gave presentation to council.

Council member Branstrom asked for clarification on whether their action was to make a decision on scoring and appeal process or to be able to modify the original ordinance.

Sierra flowers spoke on behalf of their appeal.

NUG submitted a letter on behalf of their appeal. (attached)

Provision spoke on behalf of the scoring and appeal process.

Public comments attached.

Council member Branstrom did not find that there were any irregularities in the scoring process. Vice Mayor Arbuckle believes that Judge Dover made a fair assessment of the processes.

Motion made to approve the Hearing Officer's final findings and recommendations and adopt the proposed resolution by Vice Mayor Arbuckle, Seconded by Council Member Branstrom.

Voting Yea: Council Member Branstrom, Vice Mayor Arbuckle, Mayor Aguilar

Voting Abstaining: Council Member Ivy

ADMINISTRATIVE

22. CDBG Memorial Park Facilities Improvement Project - Program Amendment

Recommendation: That Council authorize a Community Development Block Grant (CDBG) program budget amendment to allocate additional Program Income (PI) towards the CDBG Memorial Park Facilities Improvement Project construction contract.

Bjorn Jones, City Engineer, gave presentation to the council.

Motion made to authorize a Community Development Block Grant (CDBG) program budget amendment to allocate additional Program Income (PI) towards the CDBG Memorial Park Facilities Improvement Project construction contract by Vice Mayor Arbuckle and Seconded by Mayor Aguilar

Voting Yea: Council Member Branstrom, Council Member Ivy, Vice Mayor Arbuckle, Mayor Aguilar

BRIEF REPORTS BY COUNCIL MEMBERS

Councilmember Ivy was able to have tour of sierra harvest garden. Councilmember Branstrom Attended the Nevada County Community institute graduation, second annual Juneteenth picnic, GREAT camp Graduation, and the Truckee forest fire exhibit. Vice Mayor Arbuckle attended the RCRC dinner, Wildfire Preparedness meeting, Master Plan on Aging Workshop for Nevada county, GREAT camp Graduation. There will be a July 6 membership meeting for California League of Cities and wanted to give thank you to the people who give positive feedback to the council. Mayor Aguilar attended the RCRC dinner, Mayors Manager's meeting. Thank you to Nevada city for letting the City utilize their masticator to us to help make 4th of July firework area fire safe. On the 4th of July the parade will be held in Nevada City and at 9:30 pm the firework show will be put on by City of Grass Valley over the Dorsey over pass. He would like to give a huge Thank you to all the sponsors who made the fireworks possible this year.

ADJOURN

Meeting adjourned at 8:12 pm.

Ben Aguilar, Mayor

Taylor Day, Deputy City Clerk