

Gridley City Council – Regular Meeting Agenda

Monday, March 7, 2022; 6:00 pm
Gridley City Hall, 685 Kentucky Street, Gridley, CA 95948

“Our purpose is to continuously enhance our community’s vitality and overall quality of life. We are committed to providing high quality, cost-effective municipal services and forming productive partnerships with our residents and regional organizations. We collectively develop, share, and are guided by a clear vision, values, and meaningful objectives.”

The Public is encouraged to attend and participate in person. Comments from the public on agenda items will be accepted until 4 pm on March 7, 2022, via email to jmolinari@gridley.ca.us or via the payment/document drop box at Gridley City Hall and will be conveyed to the Council for consideration.

You may view using the following link, ID, and passcode:

<https://us06web.zoom.us/j/89038611447?pwd=T3pxN1lCWGxhQjBYc0RtMVIhcmVLZz09>

Webinar ID: 890 3861 1447

Passcode: 037411

OR

Call-in using one of the following numbers, and the above ID and passcode:

1-(253) 215-8782

1-(720) 707-2699

To make a public comment during the Community Participation Forum or during the public portion of any agenda item, use the ‘raise hand’ feature and you will be called on when it’s your turn to speak.

CALL TO ORDER - Mayor Johnson

ROLL CALL

PLEDGE OF ALLEGIANCE – Vice Mayor Farr

INVOCATION - None

PROCLAMATION – None

INTRODUCTION OF NEW OR PROMOTED EMPLOYEES - None

COMMUNITY PARTICIPATION FORUM - *Members of the public may address the City Council on matters not listed on the agenda. The City Council may not discuss nor take action on any community participation item brought forward by a member of the community. Comments are requested to be limited to three (3) minutes.*

CONSENT AGENDA

1. City Council minutes dated February 7, 2022
2. Designated Agency Fund Agreement with North Valley Community Foundation and the Gridley Police Department

ITEMS FOR COUNCIL CONSIDERATION

3. Interviews of Candidates to fill Planning Commissioner Vacancies
4. Authorize Third Party Review of Wildfire Mitigation Plan

CITY STAFF AND COUNCIL COMMITTEE REPORTS - *Brief updates from City staff and brief reports on conferences, seminars, and meetings attended by the Mayor and City Council members, if any.*

- Mobile Crisis Team Program – Update, Chief Harr

POTENTIAL FUTURE CITY COUNCIL ITEMS - (Appearing on the Agenda within 30-90 days):

Award Contract for Municipal Services Review	4/18/2022
Edler Estates	5/16/2022

CLOSED SESSION – None

ADJOURNMENT – adjourning to a Regular meeting on March 21, 2022.

NOTE 1: POSTING OF AGENDA- This agenda was posted on the public bulletin board at City Hall at or before 6:00 p.m., March 4, 2022. This agenda along with all attachments is available for public viewing online at www.gridley.ca.us and at the Administration Counter in City Hall, 685 Kentucky Street, Gridley, CA.

NOTE 2: REGARDING UNSCHEDULED MATTERS – In accordance with state law, it shall be the policy of this Council that no action shall be taken on any item presented during the public forum or on unscheduled matters unless the Council, by majority vote, determines that an emergency situation exists, or, unless the Council by a two-thirds vote finds that the need to take action arose subsequent to the posting of this agenda.

Gridley City Council – Regular Meeting Minutes

Monday, February 7, 2022; 6:00 pm
Gridley City Hall, 685 Kentucky Street, Gridley, CA 95948

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CALL TO ORDER

Mayor Johnson called the meeting to order at 6:02 pm

ROLL CALL

Councilmembers

Present: Johnson, Farr, Calderon
Absent: Torres, Sanchez
Arriving after roll call: None

Staff present:

Cliff Wagner, City Administrator
Tony Galyean, City Attorney
Rodney Harr, Chief of Police
Ross Pippitt, Public Works Director
Elisa Arteaga, Finance Director
Donna Decker, City Planner
Dave Harden, City Engineer

PLEDGE OF ALLEGIANCE

Vice Mayor Farr led the Pledge of Allegiance

INVOCATION - None

PROCLAMATION – None

INTRODUCTION OF NEW OR PROMOTED EMPLOYEES - None

COMMUNITY PARTICIPATION FORUM

Seth Henderson shared comments regarding a public nuisance situation and comments made to him by law enforcement.

Marcus Duncan and Gearado Negrete expressed their desire to see a full basketball court in Vierra Park.

Shellie LeFlore spoke regarding her support of the youth’s request for a full basketball court.

CONSENT AGENDA

1. City Council minutes dated December 15, 2021, and January 18, 2022
2. Second Reading and Adoption of Ordinance 836-2022: Ordinance Amending Chapter 17.74, Performance Standards, Section 17.74.030, Noise, In Title 17, Zoning, of the Gridley Municipal Code (Citywide)
3. Advertise to fill Volunteer Planning Commissioner Vacancies

Motion to approve the consent agenda by Councilmember Calderon, seconded by Vice Mayor Farr.

ROLL CALL VOTE

Ayes: Calderon, Johnson, Farr

Motion passed, 3-0

ITEMS FOR COUNCIL CONSIDERATION

4. FY 21/22 Budget Study Sessions Calendar

Elisa Arteaga reviewed the staff report and requested Council direction. Council agreed upon the dates of March 3rd and 4th to hold the study sessions.

5. Renewal of Engineering Services Contract

Administrator Wagner reviewed the staff report that highlighted infrastructure projects, grants and studies Bennett Engineering has assisted the City with and stated the contract is fair and reasonable.

Motion to approve item #5 by Councilmember Calderon, seconded by Mayor Johnson.

ROLL CALL VOTE

Ayes: Johnson, Farr, Calderon

Motion passed, 3-0

6. Resolution No. 2022-R-005: A Resolution of the City Council of the City of Gridley Approving Application for CalRecycle SB 1383 Local Assistance Grant Program Funds

Administrator Wagner addressed Council stating the purpose of the resolution/application is to obtain available funding to offset the costs of implementing new regulations associated with the SB 1383.

Motion to approve Resolution No. 2022-R-005 by Councilmember Calderon, seconded by Vice Mayor Farr.

ROLL CALL VOTE

Ayes: Calderon, Johnson, Farr

Motion passed, 3-0

7. Resolution No. 2022-R-006: Approval of Support Services Program Agreement (SSPA) between the Northern California Power Agency, Authorization to Execute, and Appoint Designated Representatives on behalf of the City of Gridley under the Agreement

Administrator Wagner presented the staff report, reviewing the purpose of the SSPA and the benefits to the City including the ability to secure cost-effective services.

Motion to approve Resolution No. 2022-R-006 by Vice Mayor Farr, seconded by Councilmember Calderon.

ROLL CALL VOTE

Ayes: Farr, Calderon, Johnson

Motion passed, 3-0

8. Resolution 2022-R-007: A Resolution Authorizing the City Administrator to Execute an Agreement with KD Anderson for a Traffic Study for use in the Industrial Park Land Divestment and RRT Sports Complex Park Grant

Planner Donna Decker addressed Council explaining the need for the traffic study as part of the required process to develop a tentative map in order to proceed with the divestment of Industrial Park lands.

Motion to approve Resolution No. 2022-R-007 by Vice Mayor Farr, seconded by Councilmember Calderon.

ROLL CALL VOTE

Ayes: Calderon, Farr, Johnson

Motion passed, 3-0

CITY STAFF AND COUNCIL COMMITTEE REPORTS

Councilmember Calderon reported on his attendance at the Butte County Association of Governments and the Butte County Air Quality meetings.

Mayor Johnson reported on his attendance at Butte LAFCo.

POTENTIAL FUTURE CITY COUNCIL ITEMS - (*Appearing on the Agenda within 30-90 days*):

Award Contract for Municipal Services Review	4/18/2022
Edler Estates	5/16/2022

CLOSED SESSION

9. Closed session meeting with legal counsel pursuant to Government Code 54956.95 to discuss the liability claim of Mr. Angel Barrera Alvarado.

Council went into closed session at 7:15 pm and came out at approximately 7:30 pm with the following reportable action: The City Council has rejected the claim presented.

ADJOURNMENT

With no items for further discussion, Council adjourned to the next regular meeting on February 22, 2022.

Cliff Wagner, City Clerk

City Council Agenda Item #2
Staff Report

Date: March 7, 2022

To: Mayor and City Council

From: Rodney Harr, Chief of Police

Subject: Designated Agency Fund Agreement with North Valley Community Foundation and the Gridley Police Department

X	Regular
	Special
	Closed
	Emergency

Recommendation

Staff respectfully requests the City Council to review, approve and empower Chief Rodney Harr and Animal Control Officer Samantha Stopplemore acting on behalf of the Gridley Police Department-Animal Shelter, to enter into a Designated Agency Fund Agreement with the North Valley Community Foundation to provide financial assistance to the Gridley Police Department-Animal Shelter.

Background

In its ongoing effort to find additional resources to help fund projects within the Gridley Police Department, Staff was able to locate resources that could assist in this effort. Staff was able to procure a funding agreement with the North Valley Community Foundation to assist with costs associated with the care of animals housed at the Gridley Animal Shelter.

Financial Impact

None, this Designated Agency Fund Agreement allows the North Valley Community Foundation to provide financial assistance through its non-profit status to the Gridley Animal Shelter through a Foundation Grant Request process for services specified in the agreement.

Compliance with City Council Strategic Plan or Budget Goals

This recommendation is consistent with our ongoing effort to be responsive and transparent regarding all business transactions and financial matters.

Attachments

Designated Agency Fund Agreement Between the North Valley Community Foundation and The Gridley Police Department Animal Shelter

**DESIGNATED AGENCY FUND AGREEMENT
BETWEEN
NORTH VALLEY COMMUNITY FOUNDATION
AND
GRIDLEY POLICE DEPARTMENT ANIMAL SHELTER**

THIS AGREEMENT is made effective on February 17, 2022 between the **GRIDLEY POLICE DEPARTMENT ANIMAL SHELTER** ("Agency") and North Valley Community Foundation ("Foundation"), having its principal office in Chico, California.

WHEREAS, the Agency desires to create a Designated Agency Fund for charitable purposes; and

WHEREAS, the Foundation is a California public benefit nonprofit corporation exempt from taxation under Internal Revenue Code section 501(c)(3) and is an appropriate organization within which to establish such a charitable fund.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the Foundation is willing and able to create this fund as a Designated Agency Fund, subject to the following terms and conditions:

1. NAME OF THE FUND. There is hereby established in the Foundation, and as a part thereof, a fund designated as the **Gridley Police Department Animal Shelter - Medical Care** ("Fund") to receive and administer gifts and non-gifts, in whatever form of money or property.

2. PURPOSE. The primary purpose of this fund is to raise money to be utilized by the Gridley Police Department Animal Shelter for the medical care of animals coming into the shelter, as well as for the spaying or neutering and vaccination of animals prior to adoption.

3. GIFTS. Subject to the right of the Foundation to reject any particular gift. Any person whether an individual or organization ("Donors") may make additional gifts to the Foundation for the purposes of the Fund by a transfer to the Foundation of property acceptable to the Foundation. Gifts are defined as property contributed by Donors without any tangible benefit received in return for the gifts. All such gifts to this Fund are irrevocable once accepted by the Foundation and will be acknowledged by the Foundation as charitable contributions in accordance with Internal Revenue Service requirements.

4. DISTRIBUTIONS FROM THE FUND. The Fund balance, net of the fees and expenses set forth in paragraph 9, may be committed, granted, or expended only for purposes set forth in paragraph 2. Requests for payment of expenses directly related to charitable projects shall be submitted through the Foundation payment request form, signed by an authorized Agency representative (the Fund Advisors) and accompanied by original invoices or receipts. No cash advances are allowed. Requests for distributions to charitable organizations

or charitable funds at the Foundation shall be submitted through the Foundation grant request form. All distributions from the Fund are subject to approval by the Foundation, which approval shall not be unreasonably withheld. The Foundation shall monitor the distributions of the Fund to ensure it is used exclusively for charitable or other exempt purposes in accordance with Internal Revenue Service laws and regulations.

5. ADMINISTRATIVE PROVISIONS AND VARIANCE POWER. Notwithstanding anything herein to the contrary, the Foundation shall hold the Fund, all contributions to the Fund and all distributions from the Fund, in compliance with the provisions of applicable Federal and California laws. The Fund is subject to the Foundation's governing instruments including the Foundation's power to modify any restriction or condition on the distribution of funds for any specified charitable purposes or to specified charitable purposes or to specified organizations if in the sole judgment of the Foundation Board of Directors such restriction or condition becomes, in effect, unnecessary, incapable of fulfillment, or inconsistent with the charitable needs of the community or area served. This power of modification is referred to as the variance power

6. TERMINATION. The Fund shall continue so long as assets are available in the Fund and the purposes of the Fund can be served by its continuation. However, the Fund may be terminated by either the Foundation or Agency upon 30 days written notice. In that event Foundation and Agency shall agree upon the charitable organization that is designated to receive the fund balance. If the Fund is terminated as a result of no Agency remaining in existence or no fund advisor remains, the Foundation shall devote any remaining assets in the Fund exclusively for charitable or other exempt purposes that (a) are within the scope of the charitable or other exempt purposes of the Foundation, and (b) most nearly approximate, in the good faith opinion of the Foundation, the original purposes of the Fund.

7. NOT A SEPARATE TRUST. The Fund shall be a component part of the Foundation. All money and property in the Fund shall be held as general assets of the Foundation and not segregated as a separate trust. However, the receipts and disbursements of this Fund shall be accounted for separately and apart from those of other funds held by the Foundation.

8. INVESTMENT OF FUNDS. The Foundation shall have all powers necessary, or in its sole discretion desirable, to carry out the purposes of the Fund, including, but not limited to, the power to retain, invest, and reinvest the Fund and the power to commingle the assets of the Fund with those of other funds for investment purposes. Based on the intent of this Fund it is understood and agreed that monies will be invested as cash or cash equivalents. There are no earnings or returns on such investments to the Fund.

9. COSTS OF THE FUND. The Foundation shall charge a fee of five percent (5%) of each gift or non-gift made to the Fund. Any costs to the Foundation in accepting, transferring, or managing non-cash property donated to the Foundation for the Fund shall also be paid from the Fund.

10. FUND ADVISORS. Agency hereby designates **SAMANTHA STOPPLEMORE** and **RODNEY HARR** as the Fund Advisors who individually each have the authority to sign payment requests and grant requests and is responsible for communicating with Foundation. The Fund Advisors contact information has been provided to Foundation.

11. MISCELLANEOUS.

A. This Agreement may be amended by written mutual consent of the Agency and the Foundation. Successor Fund Advisors may be designated in writing by the Agency through submission of the successor names and contact information to the Foundation. The Fund Advisors are responsible for notifying Foundation of any changes to their contact information.

B. All Activities including meetings or events convened to raise monies for this Fund are done so under the liability, risk, and control of the Agency unless specifically approved by the Foundation in advance, in writing, and in compliance with all provisions of the Agreement as well as policies and procedures of the Foundation regarding fundraising events.

C. The Fund Advisors signing this Agreement confirm to Foundation that they are authorized to do so by the Board of the Gridley Police Department Animal Shelter.

D. This Agreement shall be governed by California law.

The Fund Advisors have executed this Agreement on behalf of Agency and the Foundation has approved it as indicated by the signatures below.

Samantha Stopplemore, Fund Advisor

Date

Title

Rodney Harr, Fund Advisor

Date

Title

Approved by the Chief Executive Officer with the authority vested in her by the Board of Directors of North Valley Community Foundation on July 15, 2005.

Alexa Benson-Valavanis, President & CEO

Date

City Council Agenda Item #3

Staff Report

Date: March 7, 2022

To: Mayor and City Council

From: Cliff Wagner, City Administrator

Subject: Interviews of Candidates to fill Planning Commissioner Vacancies

X	Regular
	Special
	Closed
	Emergency

Recommendation

City staff respectfully recommends that the City Council interview candidates who applied to fill the Planning Commissioner seat vacancy.

Background

The recent expiration of two Commissioner terms created two vacancies on the Planning Commission. The terms to be filled are four years and will expire on January 1, 2026. The Planning Commission is comprised of the following members:

Commissioner	Term	Term Expiration
Vacant	2022-2026	1/1/2026
Vacant	2022-2026	1/1/2026
Maria Espino	2020-2024	1/1/2024
Beverly Jamison	2020-2024	1/1/2024
Kenneth Wolfe	2020-2024	1/1/2024

In keeping with the Council's direction at the February 7th Council meeting, staff advertised the Planning Commission vacancies and utilized an application and letter of interest process. Three applications were received prior to the deadline. The Council will facilitate brief presentations of interest during this Council Meeting. No action will be taken during the Council meeting.

During the regular Council meeting on March 21st, the City Council will take action to appoint one or two new Commissioners or choose to re-post the vacancy for a greater pool of applicants. If appointed, the new Commissioners will receive an orientation from the Planning Director prior to their initial Commission meeting on April 20th.

Financial Impact - None

Compliance with City Council Strategic Plan or Budget Goals

The City Council and City staff are committed to providing effective leadership while providing quality cost effective local government services.

Attachments

- Applications of Richard Holland, Jeff Adams and Greg Reeves provided to Council separately

City Council Agenda Item #4
Staff Report

Date: March 7, 2022
To: Mayor and City Council
From: Danny Howard, Electric Utility Director
Subject: Authorize Third Party Review of Wildfire Mitigation Plan

X	Regular
	Special
	Closed
	Emergency

Recommendation

Staff respectfully requests the City Council to approve the spending of \$5,000 to Power Engineering for a third-party review on our Wildfire Mitigation Plan (WMP) to be compliant with the Wildfire Safety Advisory Board and state regulations.

Background

Over the last few years, California has experienced several catastrophic wildfires that has resulted in the State Legislature passing SB 901 in September 2018. The law requires California utilities to annually prepare a Wildfire Mitigation Plan (WMP). The City Council adopted our initial WMP in December 2019 for the FY 19-20. SB 901 also requires that a qualified independent evaluator, who shall issue a report to the governing body of each utility, evaluate the WMP. I reached out to POWER Engineers, who is familiar with process and has recently done the evaluation for the City of Ukiah's WMP to give us a quote to evaluate our WMP. Attached is the proposal.

POWER understands the project objective is to provide a third-party review of the City's existing 2021 WMP for compliance with the applicable state regulations and requirements. This effort will compare the existing WMP to the California requirements for wildfire mitigation and provide a report documenting level of compliance and any suggested areas for plan improvement.

Financial Impact

\$5,000

Compliance with the City Council Strategic Plan

This recommendation is consistent with our ongoing efforts to provide safe and reliable electrical services.

Attachment

POWER Engineers, Inc. Wildfire Mitigation Plan Review Proposal



POWER ENGINEERS, INC.

3940 GLENBROOK DRIVE
PO BOX 1066
HAILEY, ID 83333 USA

PHONE 714-507-2702
FAX 714-507-2799

March 1, 2022

Danny Howard
Electric Utility Director
City of Gridley
685 Kentucky Street
Gridley, CA 95948

Subject: Wildfire Mitigation Plan Review Services

Dear Mr. Howard:

POWER Engineers, Inc. (POWER) appreciates the opportunity to provide you our proposal to review the Wildfire Mitigation Plan (WMP) for the City of Gridley (City).

POWER has recent experience completing similar work performing detailed inspection of facilities at the Calpine geothermal generation complex and Northern California Power Agency's (NCPA) power plants, transmission and distribution lines, and substations to mitigate the threat of wildfire in the area. We recently prepared WMPs for Calpine, NCPA, and Lone Star Transmission. In addition, POWER is currently supporting PacifiCorp to develop wildfire mitigation strategies throughout their service territory in California, Oregon, and Washington. We will leverage this experience and knowledge to thoroughly review the City's wildfire mitigation plan to ensure it addresses the state requirements for fire planning and mitigation.

PROJECT UNDERSTANDING

POWER understands the project objective is to provide a third-party review of the City's existing 2021 WMP for compliance with the applicable state regulations and requirements. This effort will compare the existing WMP to the California requirements for wildfire mitigation and provide a report documenting level of compliance and any suggested areas for plan improvement.

Based upon the above understanding, the following Work Plan outlines our approach for completing the project.

PROJECT WORK PLAN

Task 1 Review and Assessment

POWER will begin by reviewing the City's existing WMP, dated July 2021, in conjunction with California regulations and requirements for wildfire mitigation planning applicable to municipal utilities. Relevant regulations include California Public Utilities Code (PUC) Section 8387, which contains 14 topics that wildfire mitigation plans must consider.

POWER will compare the City's existing WMP to the requirements of each of the 14 sections of PUC Section 8387 to ensure the WMP is in complete compliance with the regulations. POWER will also analyze the WMP for areas that could be strengthened.

Danny Howard
March 1, 2022

Task 2 WMP Review Report

A draft WMP Review Report will be developed. The WMP will include the project background, general findings, recommendations for any sections that should be revised, and general recommendations. POWER will submit one draft WMP for the City's review and comment. POWER will incorporate comments from the City and submit a final WMP Review Report.

Deliverable(s): One draft and one final WMP Review Report

Assumption(s): The draft and final report will be submitted in electronic format.

MILESTONE SCHEDULE

POWER Engineers proposes the following tentative milestone schedule based on the tasks and deliverables described in the Work Plan.

TENTATIVE MILESTONE SCHEDULE	
DESCRIPTION	DATE
Virtual Project Kick Off	3/21/2022
Draft Wildfire Mitigation Plan Review Report	4/15/2022
City Comments on Draft WMP Review Report	4/29/2022
Final Wildfire Mitigation Plan	5/6/2022

BUDGET SUMMARY

Based on our understanding of this project's scope of work, the lump sum cost for the WMP review and report is \$5,000.

We look forward to your review of our proposal. If you have any questions, please contact me at 714-507-2722 or brent.miyazaki@powereng.com. Thank you for this opportunity to serve the City of Gridley.

Sincerely,
POWER Engineers, Inc.



Brent Miyazaki
Senior Project Manager