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## GRASS VALLEY

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

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Tuesday, April 26, 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](mailto:info@cityofgrassvalley.com)

Web Site: [www.cityofgrassvalley.com](http://www.cityofgrassvalley.com)

## AGENDA

Any person with a disability who requires accommodations to participate in this meeting should telephone the City Clerk's office at (530)274-4390, at least 48 hours prior to the meeting to make a request for a disability related modification or accommodation.

## MEETING NOTICE

City Council welcomes you to attend the meetings electronically or in person at the City Hall Council Chambers, located at 125 E. Main St., Grass Valley, CA 95945. Regular Meetings are scheduled at 7:00 p.m. on the 2nd and 4th Tuesday of each month. Your interest is encouraged and appreciated.

This meeting is being broadcast "live" on Comcast Channel 17 by Nevada County Media, on the internet at [www.cityofgrassvalley.com](http://www.cityofgrassvalley.com), or on the City of Grass Valley YouTube channel at <https://www.youtube.com/channel/UCdAaL-uwDN8iTz8bI7SCuPQ>.

Members of the public are encouraged to submit public comments via voicemail at (530) 274-4390 and email to [public@cityofgrassvalley.com](mailto:public@cityofgrassvalley.com). Comments will be reviewed and distributed before the meeting if received by 5pm. Comments received after that will be addressed during the item and/or at the end of the meeting. Council will have the option to modify their action on items based on comments received. Action may be taken on any agenda item.

Agenda materials, staff reports, and background information related to regular agenda items are available on the City's website: [www.cityofgrassvalley.com](http://www.cityofgrassvalley.com). Materials related to an item on this agenda submitted to the Council after distribution of the agenda packet will be made available on the City of Grass Valley website at [www.cityofgrassvalley.com](http://www.cityofgrassvalley.com), subject to City staff's ability to post the documents before the meeting.

**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 by calling (530) 274-4390, we are happy to accommodate.**

## **CALL TO ORDER**

## **PLEDGE OF ALLEGIANCE**

## **ROLL CALL**

**AGENDA APPROVAL** - *The City Council reserves the right to hear items in a different order to accomplish business in the most efficient manner.*

## **REPORT OUT OF CLOSED SESSION**

## **INTRODUCTIONS AND PRESENTATIONS**

**PUBLIC COMMENT** - *Members of the public are encouraged to submit public comments via voicemail at (530) 274-4390 and email to [public@cityofgrassvalley.com](mailto:public@cityofgrassvalley.com). Comments will be reviewed and distributed before the meeting if received by 5pm. Comments received after 5pm will be addressed during the item and/or at the end of the meeting. Council will have the option to modify their action on items based on comments received. Action may be taken on any agenda item. There is a time limitation of three minutes per person for all emailed, voicemail, or in person comments, and only one type of public comment per person. For any items not on the agenda, and within the jurisdiction or interest of the City, please come to the podium at this time. If you wish to speak regarding a scheduled agenda item, please come to the podium when the item is announced. When recognized, please begin by providing your name and address for the record (optional).*

**CONSENT ITEMS** - *All matters listed under the Consent Calendar are to be considered routine by the City Council and/or Grass Valley Redevelopment Agency and will be enacted by one motion in the form listed. There will be no separate discussion of these items unless, before the City Council and/or Grass Valley Redevelopment Agency votes on the motion to adopt, members of the Council and/or Agency, staff or the public request specific items to be removed from the Consent Calendar for separate discussion and action but Council action is required to do so (roll call vote). Unless the Council removes an item from the Consent Calendar for separate discussion, public comments are invited as to the consent calendar as a whole and limited to three minutes per person.*

1. Approval of the Regular Meeting Minutes of April 12, 2022

**Recommendation:** Council approve minutes as submitted.

2. Local Emergency Proclamation (COVID-19)

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

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

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

4. Local Emergency Proclamation (Drought Conditions)

**Recommendation:** Drought Conditions proclamation declaring a Local State of Emergency

5. Updated Job Description for Seasonal Firefighter and Fire Captain

**Recommendation:** That Council 1) approve the updated job descriptions for Seasonal Firefighter and Fire Captain.

6. Approve the purchase of new handheld radios for fire department.

**Recommendation:** That Council 1) approve the purchase of thirty-two (32) BK 5000 portable radios and related equipment; and 2) approve the Fire Chief to enter into an agreement, upon legal review, for the purchase; and, 3) allow change orders not to exceed 5% of the total cost.

7. Request to Initiate Various Development Code Amendments.

**Recommendation:** The Community Development Director requests that the City Council Authorize Initiation of Development Code Amendments.

8. Authorize travel for the Community Development Director to attend the National Brownfields Training Conference.

**Recommendation:** That Council approve travel and related expenses for Community Development Director to attend the National Brownfields Training Conference.

9. Authorize travel for Administrative Services Director Andy Heath to the annual Tyler Connect Conference

**Recommendation:** It is recommended that the City Council approve travel and related expenses for Administrative Services Director Andy Heath to attend the Tyler Connect Conference

10. Purchase of Fleet Service Vehicle for Public Works and Police Department Fleet Supervisor

**Recommendation:** That Council take the following action: 1) receive and file the informational staff report on the purchase of a Fleet Service Vehicle for Public Works and Police Department Fleet Supervisor in the amount of \$47,449.29 from Geweke Ford in Yuba City consistent with the City of Grass Valley Purchasing Policy 3.08.130

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

**REORGANIZATION RELATED ITEMS**

**PUBLIC HEARING**

**ADMINISTRATIVE**

11. Introduction of an ordinance for the Police Military Equipment Use Policy pursuant to AB481

**Recommendation:** Introduce the attached ordinance (#815) related to the police military equipment use policy, waive full reading, and read by Title Only

12. Downtown Streetscape Improvements Project - Award Contract

**Recommendation:** That Council 1) approve Resolution 2022-18, awarding a contract for the Downtown Streetscape Improvements Project to Sierra Foothills Construction Company and approving Change Order #1 to narrow the project scope, 2) authorize the Mayor to execute a Design-Build contract, subject to legal review, and 3) authorize the City Engineer to approve construction change orders for up to 10% of the contract amount, and 4) authorize the Finance Director to execute the necessary budget transfers needed to fully fund the project.

13. CDBG Memorial Park Facilities Improvement Project - Update and Contract Amendment

**Recommendation:** That Council 1) receive an update on the progress and schedule of the project, and 2) authorize a contract amendment in the amount of \$230,000.00 for installation of pool amenities and added drainage facilities.

**BRIEF REPORTS BY COUNCIL MEMBERS**

**ADJOURN**

**POSTING NOTICE**

This is to certify that the above notice of a meeting of The City Council, scheduled for Tuesday, April 26, 2022 at 7:00 PM was posted at city hall, easily accessible to the public, as of 5:00 p.m. Friday, April 22, 2022.

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Taylor Day, Deputy City Clerk



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## GRASS VALLEY

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

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Tuesday, April 12, 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

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## 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 Hilary Hodge

Vice Mayor Jan Arbuckle

Mayor Ben Aguilar

#### ABSENT

Council Member Tom Ivy

### AGENDA APPROVAL -

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

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

### REPORT OUT OF CLOSED SESSION

No closed session.

### INTRODUCTIONS AND PRESENTATIONS

### PUBLIC COMMENT -

Attached.

### CONSENT ITEMS -

Motion made to approve consent by Council Member Branstrom, Seconded by Council Member Hodge.

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

1. Approval of the Regular Meeting Minutes of March 22, 2022.

**Recommendation:** Council approve minutes as submitted.

2. Approval of the Special Meeting Minutes of April 5, 2022.

**Recommendation:** Council approve minutes as submitted.

3. Local Emergency Proclamation (COVID-19)

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

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

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

5. Local Emergency Proclamation (Drought Conditions)

**Recommendation:** Drought Conditions proclamation declaring a Local State of Emergency

6. 2021 Annual Street Rehabilitation Project - Final Acceptance

**Recommendation:** That Council: 1) accept the 2021 Annual Street Rehabilitation Project as complete, and 2) authorize the City Engineer to file a Notice of Completion with the County Recorder.

7. 309 Mill Street Parking Lot Project - Approve Settlement Agreement

**Recommendation:** That Council 1) approve a Settlement Agreement with Malou Thompson to mitigate concerns related to the Mill St Parking Lot Project, 2) authorize the City Manager to execute the agreement, and 3) authorize the City Engineer to record an easement grant deed for a permanent access easement across the City property at 309 Mill St (APN# 008-410-007)

8. Adopt Resolution No. 2022-17 Declaring Vehicles of the City of Grass Valley Surplus.

**Recommendation:** that council 1) Adopt Resolution No 2022-17 declaring a police vehicle as surplus and authorize disposition

9. Direction to file annual reports for Landscape and Lighting Districts (LLD) and Benefit Assessment Districts (BAD) for Fiscal Year 2022-23

**Recommendation:** It is recommended that the City Council adopt five Resolutions (2022-10, 2022-11, 2022-12, 2022-13, 2022-14) directing the filing of annual reports for Landscaping and Lighting Districts (LLD) - Annual Assessment for Fiscal Year 2022-23 and Benefit Assessment Districts (BAD) - Annual Assessments for Fiscal Year 2022-23.

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

**REORGANIZATION RELATED ITEMS**

**PUBLIC HEARING**

**ADMINISTRATIVE**

10. Review of comments sent to Nevada County on the Draft Environmental Impact Report for the Idaho-Maryland Mine Project.

**Recommendation:** Informational only, no action required.

Tom Last, Community Development Director, and Jeff Harvy, the City's consultant, gave presentation to the council.

The council discussed implications on the local environment as well as on a global scale, and the next steps in the process that the County will be taking addressing the comments received from the City as well as the public.

Public comment attached.

No action required.

**BRIEF REPORTS BY COUNCIL MEMBERS**

Councilmember Branstrom attended 20th anniversary for the Sierra fund, ERC board meeting, and visited Ananda and the tulips, climate forum at Nevada County Media. Councilmember Hodge attended a climate forum which is available online, and has been enjoying the Mill Street window displays, Music in the Mountain had a concert, and she is encouraging everyone to check out the community calendar. Vice Mayor Arbuckle attended a memorial celebration of life and the League of California Cities Governance meeting. Mayor Aguilar will be attending the Mayoral prayer breakfast on May 5th and he visited Ananda with his family.

**ADJOURN**

Meeting adjourned at 8:01 pm.

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Ben Aguilar, Mayor

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Taylor Day, Deputy City Clerk

## Taylor Day

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**From:** St. Joseph's Cultural Center <  
**Sent:** Wednesday, April 6, 2022 11:27 AM  
**To:** Public Comments  
**Cc:** saintjosephsculturalcenter@gmail.com; Daniel Ketcham; Jack Linda  
**Subject:** Saint Joseph's Cultural Center/ Grass Valley Museum

Members of the City Council, my name is Dyane Albrecht, I am a board member of Mount Saint Mary's Historical Preservation Committee, HPC, we are responsible for Saint Joseph's Cultural Center/Grass Valley Museum oversight.

At a recent board meeting we had Dan Ketchum, president of Nevada County Historic Society and Linda Jack, chair of Grass Valley Historical Commission speak with us. We were interested in learning how other historical sites in our community are funded and managed. They recommended several steps to increase the communities awareness and suggested we speak at a City Council meeting.

With your permission I would like to present our 'story' at a future council meeting, perhaps in May or June. The intent of our out reach is threefold:

- Increase awareness of our history and significance in our community
- Seek additional board members and docents
- Begin a conversation on funding options for preserving our historic site (#855)

Please direct me as to how I can be scheduled on a future agenda and let me know of any advance materials that might be required.

Thank you,

Dyane Albrecht

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Saint Joseph's Cultural Center  
 A Unique Event Venue in Historic Grass Valley California

Historic Rose Garden, Grass Valley Museum, Large Chapel, Ghidotti Room and Artists' Studios.

Event Space for Weddings, Family Events, Private Parties, Concerts, Plays, Banquets, Classes and Artists' Studios.

410 South Church Street  
 Grass Valley, CA 94945  
 530.272.4725

Visit our website at [saintjosephsculturalcenter.org](http://saintjosephsculturalcenter.org)



**Taylor Day**

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**From:** Lian Trowbridge  
**Sent:** Friday, April 8, 2022 3:17 PM  
**To:** Public Comments

Hello Grass Valley City Council, my name is Lian Trowbridge and I live and attend high school in Grass Valley. Our community is of great concern to me, and climate change threatens every aspect of a prosperous future for us and future generations. Please update the General Plan to include Climate Change acceptance, mitigation, and emission reduction measures.

Sincerely,  
Lian Trowbridge

April 4, 2022

To Whom It May Concern:

I am writing this letter of encouragement from the perspective of a longtime volunteer at the Grass Valley/Nevada City Animal Control Shelter. I typically work closely with staff several times a month and have been highly impressed with the level of professionalism, sensitivity to the animals, communication with the public, and management of the day-to-day activities of the Shelter.

City animal shelters are often unsung heroes of their communities. Their duties are many and varied. The overarching goal is to house lost pets and reunite them with their owners as well as find new homes for animals in need. Within this goal, daily duties include enforcing local laws governing animals, responding to concerned calls from the public, working with other law enforcement personnel, providing a safe and healthy environment for the animals currently in the Shelter, and coordinating veterinary care. Our Shelter also provides direct services to the public that include an ongoing intake of new animals, adoptions, animal assessments with follow-up behavioral training, collaboration with other shelters, coordination and training of volunteers, and the provision of educational outreach. Our Shelter is a busy place, indeed.

Our local Shelter was built in the 1950's with some improvements and modifications over the years. However, it sadly remains an old building with outdated infrastructure and kennel arrangement. It is well known that the public's expectation of local shelters has changed considerably over time from a facility of simply managing the local animals within their jurisdiction to an enriched facility that houses animals in pleasant surroundings that promote sound physical health and well-being, provides additional veterinary care, provides additional socialization opportunities and training for challenging animals, interfaces with the public to promote owner responsibility, and provides outreach services to facilitate adoptions and successful pet ownership.

A look at some of the other city and county shelters in the area can give our community new ideas on how to bring the current facility up to modern standards. This might include a major renovation or rebuild on the current site as well as look at all the other options.

Thank you for your time and consideration of how to address the current status of our Grass Valley/Nevada City Animal Control. A more modern facility would undeniably be a sound asset to our communities and allow law enforcement personnel to better provide the enrichment services that Nevada County citizens have come to appreciate and expect.

Sincerely,

Therese Hukill-DeRock

**Taylor Day**

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**From:** Joy Waite  
**Sent:** Tuesday, April 12, 2022 12:13 PM  
**To:** Public Comments  
**Subject:** For tonight! Tuesday April 12 Please distribute and review this public comment  
**Attachments:** DEIR 2022.pdf

Hello - I am glad to see that the City Council is ready to be informed about the Rise Gold proposed extractive industrial activity in the middle of a neighborhood.

The attachment is the public comment I submitted to Matt Kelly Senior Planning Nevada County - the lead agency this time. I hope you will have access to all public comments submitted in writing, as well as the in person comments presented at the Nevada County Planning Commission.

I note the prominently displayed Mandatory Water Conservation tab on the City of Grass Valley website. Navigation to that information is much easier to access than the agenda for the upcoming meeting.

In lieu of the concern for water security, I trust the Grass Valley City Council and staff are vehemently opposed to the evacuation of water, contamination, and NID fresh water requirements of this dirty industry that threaten water security locally, and all the way downstream to the Delta!

Please see the attachment for further comment. Thank you. Joy Waite Grass Valley

Matt Kelly  
Senior Planner  
Nevada County

#### Comments on the Rise Gold DEIR.

I am concentrating on water concerns although there are many other of the at least 83 "issues that cannot be mitigated" that concern me.

Concerns about water fall into several categories:

Water follows the path of least resistance. The miles of mine shafts holding incalculable volumes of water has a (DEIR) reported static level at 260 feet below the surface. This volume of water is significant as an underground reservoir. Pumping this water out creates an open space that serves as a path of least resistance. Rise Gold is proposing that the mine would continue to be pumped out for 80 years. Even if we had no concerns about drought, knowing that water was being pumped out of Nevada County at 2500 gallons per minute per the DEIR flies in the face of residents already being periodically asked to reduce water use.

Related to the above is the water security of neighboring home owners. The DEIR admits the relationship between emptying the mine of water and the failure of local wells. The area the DEIR suggests that NID provide a water supply to is minimal (30 homes along East Bennett St). Well failure could be much more widespread (some suggesting 595 or more wells) When Emgold took us through this process (hasn't our community gone through this same process enough times???), residents as far away as Banner Mountain expressed concern about the viability of their wells. The precautionary principle would put the **onus on Rise Gold** to prove that the evacuation of water from the mine did not cause these failures.

The DEIR claims that the water in the mine is clean and qualifies for a "Limited Threat permit". High levels of iron and manganese are the only issues noted. The description of a 40 acre foot settling pond and water treatment plant are very sketchy and lack details. The minimal information provided leaves more questions than answers. This shows that very little effort and thought has been put into this important issue. All we read about the water treatment plant is that there will be one. Nothing about the design or how it would function is specified. Design and specifications for a water treatment plant must be part of the DEIR. At 2500 gallons per minute, 11.05 acre feet of water would be pumped out per day. A 40 acre foot settling pond would reach capacity in less than 4 days. That volume of water negates its use as a settling pond.

The DEIR includes a section on Stormwater detention ponds. There is no plan mentioned for treating the water in these detention ponds despite the volumes of tailings that will be produced and stored on the surface. What about the quality of water being pumped out of the mine after tailings are used underground for "backfill? In addition to water security, our local geology of fractured rock makes the path of water largely a guessing game, how about probable contamination of wells due to mining activity?

The DEIR indicates that an on site septic field system would contain waste water from toilets, sinks, showers, etc. Again, water follows the path of least resistance. How will this water be

kept out of the mine? Specifications on proposed septic systems need to be included in the DEIR.

NID is being asked to provide 5700 gallons per day of potable water, and an undetermined amount of water for myriad other uses such as dust control. One number offered is 42,000 gallons per day from NID. The DEIR admits squandering a current water supply (de watering) and then also sucking up a significant amount of already limited local water.

Our community's water security is of utmost importance and cannot be compromised by dirty extractive industrial operations. History has proven that the wealth of communities has been taken and a mess left behind. The term coined is "toxic mining legacy" here in Nevada County. **We can't afford one day of mine reopening** let alone 80 years and the DEIR suggests further industrial uses after that. Reclamation according to the DEIR is seeding the surface tailings. There is no requirement that the seeds be able to grow. The mine closed in the 1950's and the site is still contaminated. Those who do not learn from history end up repeating it. Haven't neighbor complaints since Rise Gold has been doing "exploration" been proof enough of the devastation that would be wrought by full mining operations?? Please don't open the door to this destructive exploitation of our beautiful community. How easily the incredible arts and culture so cultivated and prized here, and the lovely foothills environment we love could be wrecked...

Joy Waite  
Grass Valley

**Taylor Day**

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**From:** Corey Vanderwouw  
**Sent:** Tuesday, April 12, 2022 11:50 AM  
**To:** Public Comments  
**Subject:** Public Comment

Hello Grass Valley City Council,

My name is Corey Vanderwouw. I am a Grass Valley resident, parent and small business owner of a physical therapy clinic. Our community is of great concern to me. The effects of climate change are already apparent in our community. Every year the wildfires have gotten worse. We need meaningful change in our town. Please update the Grass Valley General Plan to include: climate change acceptance, mitigation, and emission reduction measures.

Sincerely,

Corey Vanderwouw

**Taylor Day**

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**From:** Evan Vanderwouw  
**Sent:** Friday, April 8, 2022 9:45 PM  
**To:** Public Comments  
**Subject:** Public Comment

Hello Grass Valley City Counsel,

My name is Evan Vanderwouw. I live in, attend high school in, and have my family in Grass Valley. Our community is of great concern to me, and climate change threatens every aspect of a prosperous future for us and future generations. From wildfire to drought, the effects are already evident. Right now the federal, and state governments are failing to make any meaningful level of change. Make our town a climate leader. Update the outdated General Plan to include Climate Change acceptance, mitigation, and emission reduction measures.

Sincerely,  
Evan

**Taylor Day**

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**From:** Joyce Hoffman  
**Sent:** Wednesday, April 6, 2022 9:28 AM  
**To:** Public Comments  
**Subject:** Strategic Plan 2022

I am writing in support of the letter written by Susan Rogers about the inclusion of fire safety in the Strategic Plan 2022. There has been little leadership from the city or the county in regard to enforcing the rules of clearing, limbing, and cleaning for fire breaks in all of our neighborhoods.

Wildfires are a prominent concern and more needs to be done to address this. The land owned by Rise Mine experienced a vegetation fire last year and the property is very close to downtown. All residents need to clear and clean and control burns. We need help. This is much more important than creating new parks or neighborhoods.

The likelihood of experiencing not only a wildfire but a lack of water cannot be ignored. These threats are possible today and the city needs to get into overdrive and help get prepared for evacuations and tree trimming.

Dr. Joyce Hoffman  
266 North Auburn Street  
Grass Valley, CA 95945



**Taylor Day**

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**From:** WIRELESS CALLER <[REDACTED]>  
**Sent:** Tuesday, April 12, 2022 7:17 PM  
**To:** Public Comments  
**Subject:** Voice Mail (1 minute and 16 seconds)  
**Attachments:** audio.mp3

Hi, I'd like Matthew Coulter Grass Valley. I'd like to comment on the. I think it's number 10 you got going there and about the other Maryland mine project and I think you guys are ill informed. I think that you are playing into the hands of corporate interests which you probably like. So don't get all hot and bothered now or in creamy, but please consider the children that have to live with this Superfund site that we live on top of and have nothing has changed. All the mining waste is here. It's all beneath our feet everywhere 147 large mines around here, close in right on top of where I'm standing, right across from City Hall. Pretty amazing mining history here. I think you guys should need to educate yourself about it and protect our history and stop selling us down the road to corporate interests so you can pad your pockets so you can get a little bit of money for a rainy day and leave us all out in the tsunami. Thank you.

You received a voice mail from [WIRELESS CALLER](#).

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**Taylor Day**

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**From:** WIRELESS CALLER [REDACTED]  
**Sent:** Tuesday, April 12, 2022 7:06 PM  
**To:** Public Comments  
**Subject:** Voice Mail (2 minutes and 4 seconds)  
**Attachments:** audio.mp3

Hi, Matthew Coulter standing down here at the end of Stewart Street outside City Hall corner Bank Street. I wouldn't want to get too close to You Beautiful people trying to get to the City Council meeting tonight. My constitutional rights were violated. I did call Friday. I called Monday and I called today and talked in person to Taylor about the run off into the Creek over there at the house you tore down on the corner of Hanson Wayne Coal, Fax Avenue. So you guys are being complete prick 's. I think that's in the dictionary. That P word prick. And there's a lot of other words I'd like to use for you folks, but you're so worthless. I don't want to give you the time, but I'll be back in two weeks. You'll see my bright, shiny face, and I will continue on with my plight to try to freaking save this town from the destruction that is being brought on it by this current City Council. And this retarded thirty is the retarded word, but I think that's what's really going on. There's some kind of retardation of the city manager. He's not dealing with the fire hazard. He's not dealing with the fricking health and safety issues. He's not dealing with really anything that is on the streets on a daily basis. The amount of trash that's on the streets, the amount of runoff into the creeks, our environmental situation here in town, the fact that public works doesn't bend over can't bend over. Maybe they're not allowed to bend over. I want to see their breaking job description to see if there's a clause in there that also into step over traction demo over trash and turn it into mulch in the parks that. That's what they do at videos of him doing it, joins Concerned Citizen on Facebook. Look at the videos I post every day about all this stuff and enjoy them because you guys are highlighted as the clowns that run the circus. Thank you.

You received a voice mail from [WIRELESS CALLER](#).

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## City of Grass Valley City Council Agenda Action Sheet

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**Title:** Local Emergency Proclamation (COVID-19)

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

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**Prepared by:** Timothy M. Kiser, City Manager

**Council Meeting Date:** 4/26/2022

**Date Prepared:** 4/20/2022

**Agenda:** Consent

**Background Information:** On March 5, 2020 the City Manager, acting as the Director of Emergency Services for the City of Grass Valley and the Disaster Council (Vice Mayor Aguilar and Councilmember Arbuckle), declared a local State of Emergency to ensure emergency personnel can obtain equipment and resources in the most timely and effective manner. In accordance with the Emergency Services Act Section 8630 (b) the governing body must ratify the declared emergency within 7 days for it to remain in effect. On March 10, 2020, at the Grass Valley City Council Meeting, the City Council approved Resolution 2020-09, Proclamation of Local Emergency. The City Council shall review, at its regularly scheduled meeting until the local emergency is terminated, the need for continuing the local emergency.

**Council Goals/Objectives:** Continuance of the proclamation declaring a Local State of Emergency due to prepare against coronavirus COVID-19 executes portions of City Strategic Goal #6: Public Safety. The City of Grass Valley is devoted to providing a safe Place to Live, Work and Play.

**Fiscal Impact:** The changing variants of COVID19 make it very difficult to anticipate the Fiscal Impact moving forward. For FY 2021/22, it appears the impacts will be minimal compared to previous years, but due to the constantly changing impacts of COVID-19 the actual fiscal impact may change.

**Funds Available:** N/A

**Account #:** N/A

**Reviewed by:** \_\_\_ City Manager

**Attachments:** None



## City of Grass Valley City Council Agenda Action Sheet

**Title:** Local Emergency Proclamation (Winter Storm of December 27<sup>th</sup>, 2021)

**Recommendation:** Winter Storm of December 27<sup>th</sup>, 2021 proclamation declaring a Local State of Emergency

**Prepared by:** Timothy M. Kiser, City Manager

**Council Meeting Date:** 4/26/2022

**Date Prepared:** 4/20/2022

**Agenda:** Consent

**Background Information:** Due to conditions of extreme peril to the safety of persons and property have arisen within the City of Grass Valley, caused by the winter storm of December 26 and 27, 2021 which has cut power, downed trees, blocked roads and created other hazards to health and human safety commencing on or about 12:00 midnight on the 26th day of December, 2021, at which time the City Council of the City of Grass Valley was not in session. The city found it necessary to proclaim the existence of a local emergency throughout the city.

**Council Goals/Objectives:** This resolution executes portions of work tasks towards achieving/maintaining Strategic Plan - Public Safety. The City of Grass Valley is devoted to providing a safe Place to Live, Work and Play.

**Fiscal Impact:** The Fiscal Impact of the December 2021 Storm is being estimated at \$590,000 for City related property and public right of way. Hopefully, about 75% of these cost should be reimbursable due to the County of Nevada and the State of California declaring a State of Emergency for our area.

**Funds Available:** N/A

**Account #:** N/A

**Reviewed by:** \_\_\_ City Manager



## City of Grass Valley City Council Agenda Action Sheet

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**Title:** Local Emergency Proclamation (Drought Conditions)

**Recommendation:** Drought Conditions proclamation declaring a Local State of Emergency

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**Prepared by:** Timothy M. Kiser, City Manager

**Council Meeting Date:** 4/26/2022

**Date Prepared:** 4/20/2022

**Agenda:** Consent

**Background Information:** On May 10, 2021, Governor Newsom modified a State of Emergency Proclamation that declared that a State of Emergency to exist in California due to severe drought conditions to include 41 counties, including Nevada County. The Proclamation directed state agencies to partner with local water suppliers to promote conservation through the Save Our Water campaign, a critical resource used by Californians during the 2012-2016 drought. Some municipalities have already adopted mandatory local water-saving requirements, and many more have called for voluntary water use reductions.

Nevada Irrigation District (NID) declared a drought emergency throughout the District's service area on April 28, 2021, which includes portions of the City of Grass Valley, and requested that customers conserve 10 percent of their normal water usage. Both NID and Nevada City have now mandated at least 20% conservation requirements.

On June 22, 2021, City Council approved Resolutions No. 2021-41 declaring a local emergency due to drought conditions and No.2021-42 mandating water conservation. All treated Water Customers are required to reduce water use by 20%.

**Council Goals/Objectives:** This resolution executes portions of work tasks towards achieving/maintaining Strategic Plan - Water and Wastewater Systems and Underground Infrastructure. The City of Grass Valley is devoted to providing a safe Place to Live, Work and Play.

**Fiscal Impact:** The Fiscal Impact to the Water Fund should minor, but if the drought continues for several years the impact could be more significant.

**Funds Available:** N/A

**Account #:** N/A

**Reviewed by:** \_\_\_ City Manager



## City of Grass Valley City Council Agenda Action Sheet

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**Title:** Updated Job Description for Seasonal Firefighter and Fire Captain

**Recommendation:** That Council 1) approve the updated job descriptions for Seasonal Firefighter and Fire Captain.

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**Prepared by:** Mark Buttron- Fire Chief

**Council Meeting Date:** 04/26/2022

**Date Prepared:** 04/19/2022

**Agenda:** Consent

**Background Information:** Job descriptions are routinely updated as course work and skills for firefighters change with service needs and increased training requirements. The updated job descriptions will bring the Seasonal Firefighter and Fire Captain positions into alignment with future service level expectations of the Grass Valley Fire Department.

**Council Goals/Objectives:** Exceptional Public Safety consistent with the City of Grass Valley Strategic Plan

**Fiscal Impact:** None

**Funds Available:** N/A

**Account #:**

**Reviewed by:**

**Attachments:** Seasonal Firefighter & Fire Captain Job Descriptions



## SEASONAL FIREFIGHTER

**Department:** Fire Department

**FSLA Status:** Non-Exempt

**Reports To:** Engineer, Captain

**Full-Time Seasonal Position**

**Adopted:** April 26, 2022

**Revised:** April 8, 2022

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### SUMMARY OF JOB PURPOSE

As a member of a fire company, the seasonal firefighter responds to and takes action on fires, medical emergencies, rescues, hazardous material releases and other emergencies. The seasonal firefighter may assist with fire prevention inspections, building and apparatus maintenance, conducting fire prevention education programs and participates in training activities.

### SUPERVISION RECEIVED AND EXERCISED

Immediate supervision is provided by an Engineer or Fire Captain and under the provisions of a Joint Operations Agreement or Emergency Medical Services agreement may be supervised by supervisors from other signatory agencies.

### ESSENTIAL FUNCTIONS (includes, but not limited to listed tasks)

- Respond to emergency incidents and function as part of a team in the suppression of fire, providing emergency medical services and other types of emergencies.
- Communicates medical information to ambulance staff; administers emergency medical care to the sick and injured; documents emergency care rendered; all in compliance with applicable local, state, and federal laws and regulations.
- Operates a variety tools and equipment.
- Assists with daily, weekly and monthly engine inspections.
- Perform routine cleaning and minor maintenance on fire apparatus, firefighting equipment and fire stations. Maintain maintenance and inspection records.
- Participate in arduous physical conditioning programs.
- Assists with washing fire hose, maintaining hydrants, and participates in public education and company inspections.

### Knowledge of:

- City and Fire Department Policies and procedures.
- Firefighting principles and practices.



## SEASONAL FIREFIGHTER

- Basic building construction.
- Function and use of firefighting tools and equipment.
- Provision of emergency medical services at the Emergency Medical Technician expanded scope level as determined by Sierra Sacramento Valley EMS and the City of Grass Valley.
- Basic all-risk Incident Command System.
- English usage, spelling, grammar and punctuation.
- Personal safety, fitness and readiness.
- Basic computer use.

### **Ability to:**

- Perform physically demanding work for extended periods of under all types of weather conditions in dangerous and stressful conditions.
- Function effectively in high stress conditions.
- Establish and maintain effective relationships with employees, coworkers, supervisors, victims and the general public.
- Understand and carry out all written and oral directions.
- Think clearly and act decisively.
- Communicate clearly and effectively in oral and written form.
- Accept constructive criticism.
- Maintain oneself in a state of physical and mental readiness.





## SEASONAL FIREFIGHTER

- Return to work for department directed trainings or meetings.
- Return to work on short notice for emergency incidents or circumstances.

### **QUALIFICATIONS**

To perform this job successfully, a person must be able to perform each essential duty satisfactorily. The requirements listed are representative of the knowledge, skill and/or ability required. Qualifications must be met at close of test application period.

**Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.**

### **EDUCATION AND EXPERIENCE**

- Minimum age of 18 years;
- High school diploma or General Education Degree.
- California State Fire Marshal Firefighter I certificate obtained through an Accredited California State Fire Marshal Firefighter I Academy or letter on Academy/College letterhead signed by a Academy Director verifying completion of the Fire Academy and meeting the training requirement for CSFM Firefighter I by time of appointment.
- Firefighting experience desirable

### **CERTIFICATES, LICENSES, REGISTRATIONS**

- California State Fire Marshal Firefighter I certificate obtained through an Accredited California State
- Fire Marshal Firefighter I Academy or letter on Academy/College letterhead signed by a Academy Director verifying completion of the Fire Academy and meeting the training requirement for CSFM Firefighter I by time of appointment.
- Current and valid Emergency Medical Technician or Emergency Medical Technician Paramedic certification in California or National Registry with ability to meet current Sierra Sacramento Valley EMS requirements.
- Ability to meet expanded scope EMT skills as defined by Sierra Sacramento Valley EMS, the City of Grass Valley and current MOU. Expanded scope EMT certification is a condition of employment as a firefighter.
- Current CPR certification. CPR certification is a condition of employment
- Valid California Drivers License.



## SEASONAL FIREFIGHTER

- Current and valid Candidate Physical Ability Test (CPAT).

### LANGUAGE SKILLS

Ability to read, write and communicate in English at a level required for successful job performance.

### MATHEMATICAL SKILLS

Ability to use and understand basic mathematical concepts such as: adding, subtracting, multiplying, dividing, simple fractions and percentages.

### REASONING ABILITY

- Ability to apply common sense understanding to carry out instructions furnished in written, orally or in diagram form; analyze and resolve problems involving circumstances and or events using standardized methods or procedures.

### PHYSICAL DEMANDS

Person must pass a medical examination to verify the ability to physically perform all required duties.

- The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job.
- The employee must be free from any physical, emotional, or mental condition which might adversely affect the ability to perform essential job duties.
- The employee must have the ability to perform those physical activities required for the execution of essential functions including, but not limited to, regular sitting, walking, standing, performing repetitive motions with hands and wrists such as regular keyboarding. The employee must have the ability to perform normal communications, including in person, two-way radio or on the telephone. The employee must also be able to crouch, kneel, stoop, twist, climb, balance, reach, grasp, push, pull, carry and lift 100 pounds of weight. The employee must be able to work in confined spaces for extended periods of time in all climates and weather.



## SEASONAL FIREFIGHTER

### WORKING ENVIRONMENT

- May require exposure to physical hazards such as fumes, chemical and bodily fluids.
- May require working in adverse environmental conditions such as inclement weather, extreme temperature, dust, noise, dim lighting, confined spaces and other conditions that may arise while performing essential functions.
- May Require the ability to wear an air supply / purifying respirator.
- May be required to work for extended periods without days off.

### BACKGROUND

Ability to pass a comprehensive background investigation, pre-placement medical screening, including a drug screen.

### GENERAL

The City reserves the right to revise or change classification duties and responsibilities as the need arises. This description does not constitute a written or implied contract of employment.

*This job description indicates in general the nature and levels of work, skills, abilities and other essential functions (as covered under the Americans with Disabilities Act) expected of the incumbent. It is not designed to cover or contain a comprehensive listing of activities, duties, or responsibilities required of the incumbent. Incumbent may be asked to perform other duties as required. The City of Grass Valley is an EQUAL OPPORTUNITY EMPLOYER.*



## FIRE CAPTAIN

**Department: Fire Department**

**FSLA Status: Non-exempt**

**Reports To: Battalion Chief, Fire Chief**

**Unit: 8 / Classified Full-Time position**

**Adopted: April 26, 2022**

**Revised: April 26, 2022**

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### **SUMMARY OF JOB PURPOSE**

Under direction, performs a variety of administrative, supervisory, and technical duties involved in planning, coordinating, assigning, directing, and participating in fire suppression, emergency medical service, hazardous materials response, rescue, fire prevention and inspection, fire investigation, and related services and activities of an assigned engine company; and ensures that all assigned activities are carried out effectively, efficiently, safely, and according to department guidelines and policies.

### **SUPERVISION RECEIVED AND EXERCISED**

Immediate supervision is provided by the Battalion Chief, Division Chief, or Fire Chief. Under the provisions of a Joint Operations Agreement may be supervised by supervisors from other signatory agencies. The fire Captain directly supervises subordinates assigned to the fire company, shift and under the provisions of the Joint Operations Agreement may supervise personnel of other signatory agencies

### **ESSENTIAL FUNCTIONS (includes but is not limited to listed tasks)**

*The following duties are typical for this classification. Incumbents may not perform all of the listed duties and/or may be required to perform additional or different duties from those set forth below to address business needs and changing business practices.*

- Plan, coordinate, assign, direct, and participate in fire suppression, emergency medical service, hazardous materials response, rescue, fire prevention and inspection, fire investigation, and related services and activities for an assigned engine company; ensure all assigned activities are carried out effectively, efficiently, safely, and according to department guidelines and policies.
- Direct, coordinate, supervise, and review the work plan for assigned personnel; assign work activities and projects; monitor workflow; review and evaluate work products, methods, and procedures; meet with staff to identify and resolve problems.
- Train, motivate, and evaluate assigned personnel; identify the fire training needs of company personnel; provide or coordinate staff training and drills in firefighting methods, techniques, and related subjects; work with employees to correct deficiencies; enforce departmental policies and procedures and recommend disciplinary action, as necessary.
- Respond to alarms involving fire, medical aid, hazardous substances, and rescue work; assume incident command as required and conduct assessment tactics, strategy development, and implementation; supervise, direct, and participate in firefighting duties, equipment and apparatus operations, search and rescue services, rendering first aid and basic life support/ advanced life support, and the control and clean up of hazardous materials spills and releases.



## FIRE CAPTAIN

- Conduct, supervise, and participate in fire cause and origin determinations; determine preliminary origin and cause of fire at emergency scenes; obtain and preserve evidence.
- Conduct, supervise, and participate in fire and life safety inspections; supervise and participate in the routine inspection of commercial, industrial, residential, and other buildings; supervise and participate in fire sprinkler, alarm, and hydrant flow tests; supervise proper maintenance of hydrants in assigned areas.
- Supervise and participate in public education and public relations activities; coordinate public relations activities and interact with various news media; design, develop, supervise, and participate in public education programs; may be required to make presentations to schools, service clubs, or other public gatherings on fire and burn prevention.
- Complete and prepare a variety of forms, reports, and recommendations; prepare emergency scene reports; prepare accident, injury, and exposure reports; review reports submitted by subordinate staff.
- Supervise and participate in the maintenance and testing of department apparatus and equipment; supervise and conduct maintenance and repairs of radios, pagers, and alert monitors; plan and review the maintenance, testing, and repair to self-contained breathing apparatus; supervise and participate in ladder testing and annual pumper and hose tests; evaluate, maintain, and replace personal protective equipment and station uniforms for assigned personnel; maintain medical aid equipment and supplies.
- Direct and participate in fire station buildings and grounds maintenance; direct the cleaning of quarters, equipment, and apparatus.
- Maintain skill levels, new equipment and procedure familiarization, and certifications that are relevant and/or required for assigned responsibilities; attend and participate in professional group meetings; stay abreast of new trends and innovations in the field of fire suppression, fire prevention, emergency medical response, hazardous material response, and technical rescue.
- Provide staff assistance to management staff; participate in the development and implementation of emergency plans; prepare and present staff reports and other correspondence as appropriate and necessary; perform a full range of other departmental administrative duties.
- Serve as liaison for the Fire Department with other divisions, departments, and outside agencies.
- Administer, oversee, and supervise assigned programs and special projects.
- Perform related duties as required.



## FIRE CAPTAIN

### QUALIFICATIONS

*The following generally describes the knowledge and ability required to enter the job and/or be learned within a short period of time in order to successfully perform the assigned duties.*

#### **Knowledge of:**

- Operations, services, and activities of an emergency service operation including fire suppression, fire prevention, emergency medical services, disaster preparedness, hazardous materials response, and related services and activities.
- Principles and practices of supervision, training, and performance evaluation. Basic principles and practices of program development and administration.
- Fire science theory, principles, and practices and their application to a wide variety of emergency service operations including fire suppression, fire prevention, and fire investigation.
- Operating characteristics, uses, and maintenance requirements of pump engines, fire apparatus, and other firefighting and emergency medical apparatus and equipment.
- Mechanical and hydraulic principles of fire apparatus.
- Modern and complex principles and practices of fire fighting.
- Principles and practices of disaster preparedness, response, and recovery. Methods and techniques of basic life support and rescue.
- Hazardous materials and chemical spill response techniques.
- Principles, methods, and techniques used in confined space and rescue operations.
- Mechanical, chemical, and related characteristics of a wide variety of flammable and explosive materials and objects.
- Principles of combustion and cause of fire.
- Principles of building construction and fire protection systems.
- Geography and street layout of the City and surrounding area.
- Current safety practices as they relate to equipment and procedures involved in the fire service. Pertinent federal, state, and local laws, codes, and regulations.



## **FIRE CAPTAIN**

- Methods and techniques of public relations. Mathematical concepts and principles.
- Appropriate safety precautions and procedures.
- Record keeping and basic report preparation principles and practices.
- Basic office procedures and methods including computer equipment and supporting word processing and spreadsheet applications.

### **EDUCATION AND EXPERIENCE**

- Minimum 18 years of age
- Completion of the 12<sup>th</sup> grade with Diploma or General Education Degree and successful completion of State Certified Fire Academy. Full time experience in an all risk fire agency may be substituted for the required completion of the California State Fire Marshal Fire Academy as determined by the City.
- Five (5) years of increasingly responsible fire suppression, emergency medical response, and fire prevention experience comparable to that of a Firefighter/Engineer with the City of Grass Valley or
- 2 years as an Engineer with testing agency (probation included), or 3 years combined as an Acting Engineer and/or Engineer with testing agency. Placement on a current promotional eligibility list if not currently employed as an Engineer

### **CERTIFICATES, LICENSES, REGISTRATIONS**

- Possession of Company Officer Certification pre 2014; or course work for Company Officer 2014 or later completed by time of application. The Company Officer Task book must be completed within one (1) year of hire/promotional date for candidates obtaining Company Officer Certification 2014 or later.
- Emergency Medical Technician (EMT) certification in California and Expanded Scope EMT, post appointment, (defined by Sierra Sacramento Valley EMS) is a condition of employment.
- Candidates for Captain Paramedic- Paramedic licensure in California (or ability to obtain within 30 days of employment). Paramedic licensure and local accreditation, when necessary, are conditions of employment as a Captain Paramedic. A Paramedic Captain may operate as Limited Advanced Life Support (LALS) in lieu of full Advanced Life Support (ALS) as City develops ALS program.
- Current CPR certification. CPR certification is a condition of employment



## **FIRE CAPTAIN**

- Valid Driver's License with appropriate endorsement for operations of fire apparatus in CA. A valid, appropriate, driver's license for fire apparatus must be maintained as a condition of employment.
- ICS-300
- Low Angle Rope Rescue Operations (LARRO) or Rope Rescue Awareness and Rope Rescue Technician or ability to obtain within 12 months of appointment.

### **LANGUAGE SKILLS**

Ability to read, write and communicate in English at a level required for successful job performance

### **MATHEMATICAL SKILLS**

Ability to use and understand basic mathematical concepts such as: adding, Subtracting, multiplying, dividing, simple fractions and percentages.

### **REASONING ABILITY**

Ability to apply common sense understanding to carry out instructions furnished in written, orally or in diagram form; analyze and resolve problems involving circumstances and or events using standardized methods or procedures

### **PHYSICAL DEMANDS**

- Person must pass a medical examination to verify the ability to physically perform all required duties
- The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job.
- The employee must be free from any physical, emotional or mental condition which might adversely affect the ability to perform essential job duties
- Must be able to perform manual tasks and have the ability to lift 100 pounds, also perform those physical activities required for the execution of essential functions, including but not limited to, regular sitting, walking, standing, performing repetitive motions with hands and wrists such as regular keyboarding
- The employee must be able to work in confined spaces for extended periods of time in all climate and weather conditions. Also, have the ability to perform normal communications, including in person, two-way radio or on the telephone





## FIRE CAPTAIN

### **WORKING ENVIROMENT**

- May require exposure to physical hazards such as fumes, chemical and bodily fluids;
- May require working in adverse environmental conditions such as inclement weather, extreme temperature, dust, noise, dim lighting, confined spaces and other conditions that may arise while performing essential functions;
- May require the ability to wear an air supply / purifying respirator

### **BACKGROUND**

**Candidates offered employment may be required to successfully pass a background investigation that may include psychological examination, polygraph examination and in depth background investigation.**

### **GENERAL**

The City reserves the right to revise or change classification duties and responsibilities as the need arises. This description does not constitute a written or implied contract of employment.

*This job description indicates in general the nature and levels of work, skills, abilities and other essential functions (as covered under the Americans with Disabilities Act) expected of the incumbent. It is not designed to cover or contain a comprehensive listing of activities, duties, or responsibilities required of the incumbent. Incumbent may be asked to perform other duties as required. The City of Grass Valley is an EQUAL OPPORTUNITY EMPLOYER*



## City of Grass Valley City Council Agenda Action Sheet

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**Title:** Approve the purchase of new handheld radios for fire department.

**Recommendation:** That Council 1) approve the purchase of thirty-two (32) BK 5000 portable radios and related equipment; and 2) approve the Fire Chief to enter into an agreement, upon legal review, for the purchase; and, 3) allow change orders not to exceed 5% of the total cost.

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**Prepared by:** Mark Buttron- Fire Chief

**Council Meeting Date:** 4/26/2022

**Date Prepared:** 4/19/2022

**Agenda:** Consent

**Background Information:** With the support of the Measure E Committee, the Fire Department seeks to purchase and simplify its portable handheld radios to a single platform for safety and consistency in the department.

In 2017 the Fire Department began replacement of outdated radios subject to malfunction in a wet, dusty, fire environment causing communication issues on incidents. The Motorola APX 6000 (APX) was the answer to the needs of the fire service, a reliable communication platform resulting in improved safety for firefighters that is waterproof, drop, smoke/dust resistant. The initial purchase of radios was funded by the General Fund and proceeds of the Evert Champion Estate. The APX radios have been a reliable platform over the past five years, unfortunately the popular radios are difficult to obtain in a timely manner, increasing expensive to maintain and increased radio programming demands from the Fire Service have rendered the radios operationally difficult to manage.

In the last year Bendix King has developed a radio closely matching primary advantages of the APX radio. Benefits include significantly reduces cost, local purchase and repair, compatibility of programming with Cal Fire annual communication update, Grass Valley owned firmware/software for programming and locally available part/service. Furthermore, this purchase will further improve our

deployment abilities as it will allow us to achieve our goal of establishing one communication solution for portable radios increasing firefighter safety.

The 32 new radios and accessories will cost is \$57,056.45. plus sales tax (8.5%) \$4832.80.00, for a total purchase price of \$61,889.25 from the lowest bidder Banner Communications. Funding for the purchase will be programmed into the Fiscal Year 21-22 Measure E Fund along year end budget. Ordering now will place the City in line for production with goal of complete change over prior to height of fire season.

**Council Goals/Objectives:** Exceptional Public Safety consistent with the City of Grass Valley Strategic Plan

**Fiscal Impact:** Funding for the purchase will be programmed into the Fiscal Year 21.22 Measure E Fund.

**Funds Available:** Yes

**Account #:** Measure E Fund

**Reviewed by:**

**Attachments:**



## City of Grass Valley City Council Agenda Action Sheet

**Title:** Request to Initiate Various Development Code Amendments.

**Recommendation:** The Community Development Director requests that the City Council Authorize Initiation of Development Code Amendments.

**Prepared by:** Lance E. Lowe, AICP, Principal Planner

**Council Meeting Date:** April 26, 2022

**Date Prepared:** April 18, 2022

**Agenda:** Consent

**Background Information:** In accordance with Chapter 17.94.020 of the City's Development Code, amendments to the Development Code may be initiated by the Council, as proposed by the Director.

The City's Development Code was comprehensively updated in March 2007. Since that time, the Community Development Department has periodically sought to update sections of the Development Code to be consistent with recently enacted State laws; to clarify and/or simplify various provisions; and to address changing circumstances. Specifically, amendments relating to Hosted Short-Term Rentals/Vacation Homes, Affordable Housing Density Bonuses and Incentives and Planned Development Permits are among those considered for amendment.

The Development Code Amendments will be considered at the May 17, 2022, Planning Commission Meeting. Following recommendation by the Planning Commission, the Development Code Amendments will subsequently be presented to the City Council at its June meeting tentatively.

**Council Goals/Objectives:** Amendment of the City's Development Code executes portions of work tasks towards achieving/maintaining a High-Performance Government & Quality Service.

**Fiscal Impact:** No impact to the General Fund will occur. Existing staffing resources will be utilized for update of the Development Code.

**Funds Available:** N/A

**Account #:** N/A

**Reviewed by:** : \_\_\_\_\_ Community Development Director

\_\_\_\_\_ City Manager



## City of Grass Valley City Council Agenda Action Sheet

**Title:** Authorize travel for the Community Development Director to attend the National Brownfields Training Conference.

**Recommendation:** That Council approve travel and related expenses for Community Development Director to attend the National Brownfields Training Conference.

**Prepared by:** Thomas Last, Community Development Director

**Council Meeting Date:** 04/26/2022

**Date Prepared:** 04/20/2022

**Agenda:** Consent

**Background Information:** The Environmental Protection Agency (EPA) provides national conferences every other year to provide training for recipients of Brownfield grants and other professionals involved with the assessment, remediation, and redevelopment of Brownfield sites. This year the Conference will be held in Oklahoma City, Oklahoma between August 16th-19th. The City's current Brownfield grant includes budgeted funds for staff training, this includes attendance to the national conference. The City's travel policy requires Council approval for this travel. The involvement with the Brownfield conference provides the opportunity to learn about new trends in redeveloping Brownfield sites, visit properties that have completed site remediation and redeveloped into productive land uses, and access new funding sources for cleanup, including sessions on funding tied to the new bipartisan infrastructure bill. Additionally, the conference includes sessions specifically designed for smaller communities.

**Council Goals/Objectives:** This item executes portions of work tasks towards achieving/maintaining Strategic Plan - Community Leadership, and High-Performance Government and Quality Service.

**Fiscal Impact:** The City's 2017 EPA Brownfield Grant includes sufficient funds to cover the hotel, airfare, meals, and the conference registration. The anticipated cost is \$1,700.

**Funds Available:** Yes

**Account #:** 205-301-54112

**Reviewed by:** \_\_\_ City Manager

**Attachments:** None



## City of Grass Valley City Council Agenda Action Sheet

**Title:** Authorize travel for Administrative Services Director Andy Heath to the annual Tyler Connect Conference

**Recommendation:** It is recommended that the City Council approve travel and related expenses for Administrative Services Director Andy Heath to attend the Tyler Connect Conference

**Prepared by:** Andy Heath

**Council Meeting Date:** 04/26/2022

**Date Prepared:** 04/21/2022

**Agenda:** Consent

**Discussion:**

In June 2020, the City of Grass Valley completed the transition to a new Enterprise Resource Planning (ERP) solution, allowing for a more efficient and productive means to manage the City's financial, payroll, human resources, and utility billing technology applications. The City chose Tyler Technologies Incode 10 Platform as the ERP solution.

Each year, Tyler Technologies holds a conference offering classes, workshops, training sessions and peer group networking opportunities. This year's conference is being held in Indianapolis, Indiana from May 15 - 18, 2022. This will be the first such conference any City staff has attended and will undoubtedly provide insight as to how the City can continue to progress in making ERP-related processes more efficient.

**Council Goals/Objectives:** Staff attendance at the Tyler Connect Conference executes portions of work task towards achieving / maintaining Strategic Plan - Community Leadership; and High Performance Government and Quality Service.

**Fiscal Impact:** The Fiscal Impact will be limited to Hotel Room, Airfare, and the conference registration. The anticipated cost to the City is approximately \$3,000. There are sufficient funds budgeted for the proposed expenditure, which will be funded by the City's General Fund and both the Water and Sewer Enterprise Funds.

**Funds Available:** Yes     **Account #:** 100-104-54112, 500-701-54112, 510-801-54112

**Reviewed by:** City Manager



## City of Grass Valley City Council Agenda Action Sheet

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**Title:** Purchase of Fleet Service Vehicle for Public Works and Police Department Fleet Supervisor

**Recommendation:** That Council take the following action: 1) receive and file the informational staff report on the purchase of a Fleet Service Vehicle for Public Works and Police Department Fleet Supervisor in the amount of \$47,449.29 from Geweke Ford in Yuba City consistent with the City of Grass Valley Purchasing Policy 3.08.130

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**Prepared by:** Mark Buttron - Fire Chief

**Council Meeting Date:** 04/26/2022

**Date Prepared:** 04/21/2022

**Agenda:** Consent

**Background Information:** A fleet service vehicle is used by the fleet supervisor for mobile repairs with a focus on public works and police department vehicles and equipment. The nature of fleet mobile work necessitates tools and equipment for repairs and maintenance of vehicles in the field. The new service truck is equipped with a service body for secure tool storage, air compressor, and other items required to achieve the duties of a mechanic.

Staff researched various procurement options, including cooperative purchasing, but the lead times (up to 180 days) made other options infeasible at this time. Staff was able to find a 2022 Ford F-250 Regular Cab 4WD with Service Body at Geweke Ford in Yuba City immediately available

**Council Goals/Objectives:** This action is consistent with City Strategic Goals related to goal #6, Public Safety.

**Fiscal Impact:** Funding to complete this purchase is available in the FY 20/21 vehicle replacement fund.

**Funds Available:** Yes

**Account #:** Vehicle Replacement Fund

**Reviewed by:** City Manager

**Attachments:** Quote for Geweke



**LARRY  
GEWEKE**  
**FORD • KIA**

871 E ONSTOTT RD  
YUBA CITY, CA 95991  
(530)821-2121

Invoice No. 45876

# INVOICE

## Customer

Name GRASS VALLEY FIRE DEPARTMENT  
Address 125 E MAIN STREET  
City GRASS VALLEY State CA ZIP 95945  
Phone

## Misc

Date 4/20/2022  
Order No. 45876  
Rep  
FOB

Qty	Description	Unit Price	TOTAL
1	RETAIL PRICE ON FORD F250		\$45,815.00
1	DEALER INVOICE		\$43,482.00
1	SCELZI 8 FOOT SERVICE BODY		\$8,642.00
1	SUBTOTAL		\$52,124.00
1	GOVERNMENT PRICE CONCESSION		(\$8,400.00)
1	TOTAL ON TRUCK		\$43,724.00
1	TIRE FEE		\$8.75
	1FDBF2B62NED47467		

## Payment

Check

Tax Rate(s)

SubTotal	
Shipping	8.50%
	\$3,716.54
<b>TOTAL</b>	<b>\$47,449.29</b>

## Comments

Name

CC #

Expires

Office Use Only

## Contact





## City of Grass Valley City Council Agenda Action Sheet

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**Title:** Introduction of an ordinance for the Police Military Equipment Use Policy pursuant to AB481

**Recommendation:** Introduce the attached ordinance (#815) related to the police military equipment use policy, waive full reading, and read by Title Only

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**Prepared by:** Alexander K. Gammelgard, Chief of Police

**Council Meeting Date:** April 26, 2022

**Date Prepared:** April 19, 2022

**Agenda:** Administrative

**Background Information:** On March 22, staff presented to Council a draft police department military equipment use policy, starting the process required by AB-481, signed by the Governor in September of 2021.

The police department has in its possession (and did prior to January 2022) certain specified “military equipment” as defined by AB-481. Information about this equipment, as well as a draft policy, was presented in the March meeting. In addition, staff laid out a timeline for additional public engagement, draft policy posting on the police department webpage, and the future process for adoption of the policy.

AB-481 requires that the police department’s policy be adopted by ordinance by the “governing body” - the City Council. The ordinance is attached to this report as well as the policy in its proposed form and associated policy attachments (inventory and use information, etc) as required by the law.

By way of delineating what has occurred, and what still needs to occur, below is the timeline as presented on March 22, 2022, including notes about progress thus far:

## COMPLETED

- (03/22/2022) - Report to City Council and presentation of a *proposed* military use policy and inventory
  - *Modifications were made to the draft based upon feedback from the Council and are incorporated into this version to be adopted by ordinance*
- (03/23/2022) - Posting of proposed policy and inventory to the Police Department's webpage
  - *Completed on 03/23/2022*
- (04/07/2022) - Public outreach effort and public meeting to engage with the public, share the policy, and use cases for each item of equipment, which will be available for public viewing (not required but desired by the police department)
  - *The police department posted to its Facebook page and responded to media inquiries*
  - *The police department held a meeting on 04/07/2022. No comments related to suggested/needed policy changes were presented*
  - *The Union Editorial Board wrote an Our View editorial mentioning the process and meeting*

## ACTION FOR THIS MEETING

- (04/26/2022) - Final policy proposed to City Council for Ordinance adoption and policy approval

## TO BE COMPLETED

- (05/01/2022) - Policy implementation into the Police Department's policy manual, including posting the military use policy to the webpage with other police policies already available on the webpage
- (05/10/2022) - Second reading of Ordinance
- (Ongoing) Future annual reports, public meetings, requests for acquisition (if any), and updated inventory/use documents.

There is not a current need to acquire additional equipment. As time goes by, there will be a need to acquire expired and/or expended (likely due to use pursuant to training requirements) equipment. Also, staff is beginning to research the replacement of the department's most advanced sUAV (small unmanned arial vehicle) platform and the replacement costs and benefits. The existing platform was acquired in June of 2018 and like with any technologically advanced item, has a useful life of approximately 5 years. The department anticipates trying to consolidate any "military equipment" acquisition requests to the Council to aid in transparency and expediency in the review, legal findings, and documentation of any future requests. However, based on type of equipment and potential needs, some future requests may not be part of an annual consolidated request. Absent any changes in state law, the department anticipates annual review pursuant to the law in January to February each year.

The following are updates/amendments to the attached documents since March 22, 2022 introduction of the topic:

- Incorporated policy wording changes related to use of “city council” rather than “governing body”.
- Added a training requirement to the policy attachments.
- Updated/added data to the fiscal impact section of the inventory spreadsheet, including estimated maintenance costs for any assets requiring potential maintenance.
- Updated lifespan data for Section 1 of the inventory spreadsheet.
- Formatting/clerical updates to all documents (removal of “draft” designation on policy, etc.)

**Council Goals/Objectives:** The execution of this action attempts to achieve Strategic Goal #6 - Exceptional Public Safety

**Fiscal Impact:** None. Police Department and legal counsel staff time was utilized to prepare the information, inventory, documentation, policy, and ordinance for this state mandated local program. Those costs were absorbed in the current police department/general government services budgets.

**Funds Available:** N/A

**Account #:** 100-201

**Reviewed by:**

**Attachments:**

Ordinance #815 and associated Military Equipment Use Policy (including attached military equipment inventory and use information documents)

## CITY COUNCIL OF THE CITY OF GRASS VALLEY

## ORDINANCE NO. 815

AN ORDINANCE OF THE CITY COUNCIL OF THE  
CITY OF GRASS VALLEY ADOPTING A POLICY  
FOR THE USE OF MILITARY EQUIPMENT BY THE  
GRASS VALLEY POLICE DEPARTMENT

WHEREAS, on September 30, 2021, Governor Gavin Newsom signed into law Assembly Bill 481, relating to the use of military equipment by law enforcement agencies;

WHEREAS, Assembly Bill No. 481 (“AB 481”), codified as Government Code sections 7070 through 7075, requires law enforcement agencies to obtain approval from their governing body before requesting, funding, acquiring, using, or collaborating in the use of military equipment, as defined in Government Code section 7070;

WHEREAS, any elected body that oversees a law enforcement agency with military equipment must adopt a military equipment use policy by ordinance at a regular meeting held pursuant to open meeting laws;

WHEREAS, the elected body must make specific findings before approving a military equipment use policy;

WHEREAS, the Grass Valley Police Department’s proposed Military Equipment Use Policy (the “Policy”) is attached hereto as Exhibit “A” and incorporated herein by this reference;

WHEREAS, a draft Policy was presented to before the City Council on March 22, 2022; and

WHEREAS, the Policy was published on the Grass Valley Police Department’s internet website on March 23, 2022, more than 30 days before the Policy was considered at a public hearing before the City Council on April 26, 2022; and

WHEREAS, a public engagement meeting was held by the Police Department, open to the public, related to the Police Department’s possession and use of military equipment on April 7, 2022; and

WHEREAS, the Policy meets the requirements of California Government Code section 7070, subdivision (d).

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF GRASS VALLEY DOES HEREBY ORDAIN AS FOLLOWS:

### **SECTION I: DETERMINATIONS**

The City Council finds recitals above are true and correct and incorporates them herein. Based on the recitals and the information provided to the City Council at the public hearing on the Military Equipment Use Policy, the City Council finds as follows:

1. The military equipment identified in the Military Equipment Use Policy is necessary because there are no reasonable alternatives that can achieve the same objectives of officer and civilian safety.
2. The Military Equipment Use Policy will safeguard the public's welfare, safety, civil rights, and civil liberties.
3. The military equipment identified in the Military Equipment Use Policy is reasonably cost effective compared to available alternatives that can achieve the same objective of officer and civilian safety.
4. All prior military equipment use complied with the City's policies that were in effect at the time, or if prior uses did not comply with the accompanying Military Equipment Use Policy, corrective action has been taken to remedy nonconforming uses and ensure future compliance.

### **SECTION II: IMPLEMENTATION**

The City Council authorizes the Chief of Police to designate a Military Equipment Coordinator to implement the Policy.

### **SECTION III. SEVERABILITY.**

If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Grass Valley hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

#### **SECTION IV. PUBLICATION AND EFFECTIVE DATE**

This ordinance shall be published in accordance with applicable provisions of law, by either:

publishing the entire ordinance once in a newspaper of general circulation, published in the City of Grass Valley, within fifteen (15) days after its passage and adoption, or

publishing the title or appropriate summary in a newspaper of general circulation, published in the City of Grass Valley, at least five (5) days prior to adoption, and a second time within fifteen (15) days after its passage and adoption with the names of those City Councilmembers voting for and against the ordinance. This Ordinance shall become effective thirty (30) days from and after the date of its passage.

#### **SECTION V. CEQA FINDINGS**

This ordinance is exempt from the California Environmental Quality Act (“CEQA”) under 14 Cal. Code Regs. Section 15061(b)(3) because it can be seen with certainty that there is no possibility that its adoption will have a significant adverse effect on the environment and under Section 15378 because this ordinance is not a project because it involves administrative activities that will not result in direct or indirect physical changes in the environment.

\* \* \* \* \*

I HEREBY CERTIFY that the foregoing ordinance was duly and regularly adopted by the City Council of the City of Grass Valley, California, at a meeting thereof, held on the \_\_\_\_ day of \_\_\_\_\_, by the following vote, to wit:

AYES: Councilmembers

NOES: Councilmembers

ABSTAIN: Councilmembers

ABSENT: Councilmembers

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City Clerk

City of Grass Valley

Approved as to form:

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City Attorney of the City of Grass Valley

# Military Equipment

## 709.1 PURPOSE AND SCOPE

**State**

The purpose of this policy is to provide guidelines for the approval, acquisition, and reporting requirements of military equipment (Government Code § 7070; Government Code § 7071; Government Code § 7072).

### 709.1.1 DEFINITIONS

**State** **MODIFIED**

Definitions related to this policy include (Government Code § 7070):

**Governing body** – The elected or appointed body that oversees the Department (i.e. the Grass Valley City Council).

**Military equipment** – AB 481's definition of "military equipment" is not "equipment used by the military" or "equipment acquired from the military," but instead reaches 15 categories of equipment however acquired from whatever source:

1. Unmanned, remotely piloted, powered aerial or ground vehicles.
2. Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers. However, police versions of standard consumer vehicles are specifically excluded from this subdivision.
3. High mobility multipurpose wheeled vehicles (HMMWV), commonly referred to as Humvees, two and one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached. However, unarmored all-terrain vehicles (ATVs) and motorized dirt bikes are specifically excluded from this subdivision.
4. Tracked armored vehicles that provide ballistic protection to their occupants and utilize a tracked system instead of wheels for forward motion.
5. Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units.
6. Weaponized aircraft, vessels, or vehicles of any kind.
7. Battering rams, slugs, and breaching apparatuses that are explosive in nature. However, items designed to remove a lock, such as bolt cutters, or a handheld ram designed to be operated by one person, are specifically excluded from this subdivision.
8. Firearms of .50 caliber or greater. However, standard issue shotguns are specifically excluded from this subdivision.
9. Ammunition of .50 caliber or greater. However, standard issue shotgun ammunition is specifically excluded from this subdivision.



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***Military Equipment***

10. Specialized firearms and ammunition of less than .50 caliber, including assault weapons as defined in Sections 30510 and 30515 of the Penal Code, with the exception of standard issue service weapons and ammunition of less than .50 caliber that are issued to officers, agents, or employees of a law enforcement agency or a state agency.
11. Any firearm or firearm accessory that is designed to launch explosive projectiles.
12. 'Flashbang' grenades and explosive breaching tools, 'tear gas,' and 'pepper balls,' excluding standard, service-issued handheld pepper spray.
13. Taser Shockwave, microwave weapons, water cannons, and the Long Range Acoustic Device (LRAD).
14. The following projectile launch platforms and their associated munitions: 40mm projectile launchers, 'bean bag,' rubber bullet, and specialty impact munition (SIM) weapons
15. Any other equipment as determined by a governing body or a state agency to require additional oversight.

**709.2 POLICY****State**

It is the policy of the Grass Valley Police Department that members of this department comply with the provisions of Government Code § 7071 with respect to military equipment.

**709.3 MILITARY EQUIPMENT COORDINATOR****Best Practice**

The Chief of Police should designate a member of this department to act as the military equipment coordinator. The responsibilities of the military equipment coordinator include but are not limited to:

- (a) Acting as liaison to the governing body for matters related to the requirements of this policy.
- (b) Identifying department equipment that qualifies as military equipment in the current possession of the Department, or the equipment the Department intends to acquire that requires approval by the city council.
- (c) Conducting an inventory of all military equipment at least annually.
- (d) Collaborating with any allied agency that may use military equipment within the jurisdiction of Grass Valley Police Department (Government Code § 7071).
- (e) Preparing for, scheduling, and coordinating the annual community engagement meeting to include:
  1. Publicizing the details of the meeting.
  2. Preparing for public questions regarding the department's funding, acquisition, and use of equipment.

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**Military Equipment**

- (f) Preparing the annual military equipment report for submission to the Chief of Police and ensuring that the report is made available on the department website (Government Code § 7072).
- (g) Establishing the procedure for a person to register a complaint or concern, or how that person may submit a question about the use of a type of military equipment, and how the Department will respond in a timely manner.

**709.4 MILITARY EQUIPMENT INVENTORY****State**

The following constitutes a list of qualifying equipment for the Department:

[See attached]

**709.5 APPROVAL****State**

The Chief of Police or the authorized designee shall obtain approval from the city council by way of an ordinance adopting the military equipment policy. As part of the approval process, the Chief of Police or the authorized designee shall ensure the proposed military equipment policy is submitted to the city council and is available on the department website at least 30 days prior to any public hearing concerning the military equipment at issue (Government Code § 7071). The military equipment policy must be approved by the city council prior to engaging in any of the following (Government Code § 7071):

- (a) Requesting military equipment made available pursuant to 10 USC § 2576a.
- (b) Seeking funds for military equipment, including but not limited to applying for a grant, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers.
- (c) Acquiring military equipment either permanently or temporarily, including by borrowing or leasing.
- (d) Collaborating with another law enforcement agency in the deployment or other use of military equipment within the jurisdiction of this department.
- (e) Using any new or existing military equipment for a purpose, in a manner, or by a person not previously approved by the city council.
- (f) Soliciting or responding to a proposal for, or entering into an agreement with, any other person or entity to seek funds for, apply to receive, acquire, use, or collaborate in the use of military equipment.
- (g) Acquiring military equipment through any means not provided above.

**709.6 COORDINATION WITH OTHER JURISDICTIONS****State****MODIFIED**

Military equipment used by any member of this Department shall be approved for use and in accordance with this Department policy. Military equipment used by other jurisdictions that are

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## *Military Equipment*

providing mutual aid to this Department, or otherwise conducting law enforcement activities in this jurisdiction, shall comply with their respective military equipment use policies in performing such actions.

### **709.7 ANNUAL REPORT**

#### **State**

Upon approval of a military equipment policy, the Chief of Police or the authorized designee shall submit a military equipment report to the city council for each type of military equipment approved within one year of approval, and annually thereafter for as long as the military equipment is available for use (Government Code § 7072).

The Chief of Police or the authorized designee shall also make each annual military equipment report publicly available on the department website for as long as the military equipment is available for use. The report shall include all information required by Government Code § 7072 for the preceding calendar year for each type of military equipment in department inventory.

### **709.8 COMMUNITY ENGAGEMENT**

#### **State**

Within 30 days of submitting and publicly releasing the annual report, the Department shall hold at least one well-publicized and conveniently located community engagement meeting, at which the Department should discuss the report and respond to public questions regarding the funding, acquisition, or use of military equipment.

# GRASS VALLEY POLICE DEPARTMENT

## MILITARY EQUIPMENT

### Section 1. Unmanned, remotely piloted, powered aerial or ground vehicles

**Description, purpose, authority, capabilities:**

Utilized in accordance with FAA Part 107 regulations. GVPD operates UAS/UAV/Drones that are equipped with both standard, zoom and thermal imaging cameras and advanced GPS technology that is utilized during the search for wanted subjects in remote areas, monitoring active incidents from a distance, locating lost or missing individuals, assisting with firefighting operations, documenting crime/accident scenes, and creating public relations content.

**DJI Manufacturer Definitions:**

***Mission Situational Awareness-** Provide incident commanders with accurate, real-time insight as missions unfold, empowering decisions to be made with confidence.*

***Collision Reconstruction and Forensics-** Rapidly and remotely map, document, and preserve crime scenes, vehicle collisions, and more, while simultaneously keeping operators from harm's way.*

***How Drones Elevate Mission Situational Awareness-** Deploy to rapidly arrive on scene and gain immediate aerial insights. - Hover above unfolding missions and live stream updates directly to command centers. - Synchronize teams, eliminate uncertainty, and allow decisions to be made with confidence.*

**DJI Matrice 210 Usage** – Search and rescue, Fire aid, agency assistance, scene documentation, surveillance

**DJI Mavic II Enterprise Pro Usage** – Search and rescue, Fire aid, agency assistance, scene documentation

**DJI Spark Usage** – Training, media creation, public relations

**SKYDIO** – Training, media creation, public relations

Refer to Grass Valley Police Department Lexipol Policy  
**Unmanned Aerial Systems (UAS) #613**

### Section 2: Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers. However, police versions of standard consumer vehicles are specifically excluded from this subdivision.

- Not Utilized

**Section 3: High mobility multipurpose wheeled vehicles (HMMWV), commonly referred to as Humvees, two and one-half-ton trucks, five-ton trucks or wheeled vehicles that have a breaching or entry apparatus attached. However, unarmored all-terrain vehicles (ATVs) and motorized dirt bikes are specifically excluded from this subdivision.**

- Not Utilized

**Section 4: Tracked armored vehicles that provide ballistic protection to their occupants and utilize a tracked system instead of wheels for forward motion.**

- Not Utilized

**Section 5: Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units.**

- Not Utilized

**Section 6: Weaponized aircraft, vessels, or vehicles of any kind.**

- Not Utilized

**Section 7: Battering rams, slugs, and breaching apparatuses that are explosive in nature. However, items designed to remove a lock, such as a bolt cutters, or a handheld ram designed to be operated by one person, are specifically excluded from this subdivision.**

- Not Utilized

**Section 8: Firearms of .50 caliber or greater. However, standard issue shotguns are specifically excluded from this subdivision.**

- Not Utilized

**Section 9: Ammunition of .50 caliber or greater. However, standard issue shotgun ammunition is specifically excluded from this subdivision.**

- Not Utilized

**Section 10: Specialized firearms and ammunition of less than .50 caliber, including assault weapons as defined in Sections 30510 and 30515 of the Penal Code, with the exception of standard issue service weapons and ammunition of less than .50 caliber that are issued to officers, agents, or employees of a law enforcement agency or state agency.**

**Less Lethal 12guage shotgun – “Orange” shotgun**

**Description, purpose, authority, capabilities:**

Remington 870 shotgun: The “Orange” shotgun is outfitted with an orange stock, and orange fore-end to designate its use as a “Less Lethal” shotgun. The Less-Lethal shotgun is capable of launching a 12 gauge caliber “Bean bag,” from designated munitions at a subject between distances of 20 feet to 75 feet. The use of the Less-Lethal shotgun allows officers to engage a subject, in a non-lethal manor, do disarm, dissuade from force, or distract a subject to gain a tactical advantage. The Less-Lethal shotgun is a “Pump action,” which allows the Officer to assess after every spent munition.

**Magpul Manufacturer Definitions:**

*The SGA Stock is an ambidextrous, user-configurable buttstock designed to add much-needed adjustability to the tried-and-true Remington 870 12-gauge shotgun. Featuring a spacer system for length of pull adjustment, improved grip ergonomics, recoil-reducing butt-pad, optional cheek risers for use with optics / raised sights, and other accessories,*

*The SGA 870 brings Magpul design and engineering to another classic American firearm. Available in Black, Flat Dark Earth, Stealth Gray and Orange to adapt to the mission at hand.*

**Defense Technologies Drag Stabilized Rounds Manufacturer Definitions:**

*The 12-Gauge Drag Stabilized™ Round is comprised of a translucent 12-Gauge shell loaded with a 40 gram, tear shaped bag made from a cotton and ballistic material blend and filled with #9 shot. This design utilizes four (4) stabilizing tails. The 12-Gauge Drag Stabilized™ Round utilizes smokeless powder as the propellant.*

**Defense Technologies Rubber Buckshot Manufacturer Definitions:**

*The Stinger® 12-Gauge Round has evolved from the Defense Technology® design of the 23RP. It is a translucent 12-Gauge shell loaded with approximately eighteen 32-Caliber rubber balls. The Stinger utilizes smokeless powder as the propellant. The 12-Gauge Stinger is generally considered a low to medium pain compliance round for close range deployment. The round has a maximum effective range of approximately 25 feet and a velocity of 500 fps/91 mph.*

**Defense Technologies Liquid Barricade round Manufacturer Definitions:**

*The Ferret® 12-Gauge Liquid CS non pyrotechnical properties also eliminate the fire hazard common with other products. The Ferret round is available with either liquid or powder carriers for the agent. These munitions are a 2.5 in. 12-Gauge round deploying .025 oz. of active agent.*

Refer to Grass Valley Police Department Lexipol

**Use of Force #300**

**Control and Device Techniques #307**

**Section 11: Any firearm or firearm accessory that is designed to launch explosive projectiles.**

- Refer to Section 14. No **explosive** projectiles utilized.

**Section 12: “Flashbang” grenades and explosive breaching tools, “tear gas,” and “pepper balls,” excluding standard, service-issued handheld pepper spray.****Flashbang:****Description, purpose, authority, capabilities:**

A Noise Flash Diversionary Devices (NFDD) is utilized to distract and individual or individuals through a loud bang, accompanied by a bright flash causing temporary disorientation to vision and senses, allowing officers a tactical advantage during high-risk or hostage rescue operations.

To produce atmospheric over-pressure and brilliant white light and, as a result, can cause short-term (6 – 8 seconds) physiological/psychological sensory deprivation to give officers a tactical advantage.

Diversionary Devices shall only be used by trained personnel with supervisor approval, for incidents including but not limited to, hostage and barricaded subject situations, high risk warrant (search/arrest) services and training exercises.

**CTS Mini Bank Manufacturer Definitions:**

*7290M – The CTS 7290M Mini Flash-Bang is the newest generation in the evolution of the Flash-Bang. Our Model 7290M Flash-Bang exhibits all of the same attributes of it’s larger counterpart but in a smaller and lighter package. Weighing in at just 15 ounces the new 7290M is approximately 30% lighter than the 7290 but still has the same 175db output of the 7290 and produces 6-8 million candela of light. The patented design of the 7290M, incorporates a porting system that eliminates movement of the body at detonation even if the top or bottom of the device should be in contact with a hard surface. In addition, internal adjustments have greatly reduced smoke output.*

**Tear gas:****Description, purpose, authority, capabilities:**

Chemical agent munitions, which are commonly referred to as “tear gas,” are used by the Grass Valley Police Department as a non-lethal tool to disperse rioting suspects and for barricaded suspects.

CS (2-Chlorobenzylidenemalononitrile) and OC (Oleoresin Capsicum), CS is an irritating agent and lachrymator (irritates the eyes and causes tears to flow). CS has been medically tested in the UK and US, specifically by the U.S. Army. There are no known allergic reactions to CS. OC was de-regulated in California in 1996, is endorsed by the FBI, and is available to civilians to legally possess (2.5oz or less). OC is an inflammatory agent which causes involuntary closure of eyes (open in 2-5 minutes) and respiratory inflammation (subsides in approximately 2 minutes).

Use and purpose is to limit the escalation of conflict where employment of lethal force is prohibited or undesirable. Situations for use of the less lethal weapon systems may include, but are not limited to: Self-destructive, dangerous and/or combative individuals, for crowd control if the use is objectively reasonable to defend against a threat to life or serious bodily injury to any individual, including an officer, or to bring an objectively dangerous and unlawful situation safely and effectively under control (Penal Code § 13652).

**40mm CTS Liquid CS Manufacturer Definitions:**

*4330 – Liquid CS filled projectile penetrates intermediate barriers and delivers irritant agents into an adjacent room. \*Effectiveness is dependent upon the type of weapon, angle of impact, environmental conditions, and the type of the intermediate barrier. The greatest probability for penetration occurs when the projectile impacts 90° perpendicular to the intermediate barrier. General usage in tactical situations involves intermediate barriers, such as single pane exterior windows, vehicle windows, pressed wood particle doors, 1-2 layers of wallboard, and interior hollow core doors.*

Refer to Grass Valley Police Department Lexipol Policy

**Use of Force #300**

**Control and Device Techniques #307**

**Section 13: Taser Shockwave, microwave weapons, water cannons, and the Long-Range Acoustic Device (LRAD).**

Not utilized

**Section 14: 40mm projectile launchers, “bean bag,” rubber bullet, and specialty impact munition (SIM) weapons****40mm projectile launchers:****Description, purpose, authority, capabilities:**

40mm LMT Launcher: The LMT Launcher is not a firearm, but a Less-Lethal system that uses smokeless powder to deliver 40MM projectiles from a safe distance. The Less-Lethal launcher is capable of launching 40MM munitions at a subject up to 120 feet (40 yards). The Less-Lethal launcher is a single launcher, which allows the Officer to assess after every spent munition.

To limit the escalation of conflict where employment of lethal force is prohibited or undesirable. Situations for use of the less lethal weapon systems may include but are not limited to: Self-destructive, dangerous and/or combative individuals. Riot/crowd control and civil unrest incidents. Circumstances where a tactical advantage can be obtained. Potentially vicious animals. Training exercises or approved demonstrations.

Only officers who have received POST certification in the use of chemical agents are authorized to use chemical agents.



**Defense Technology 40mm LMT launcher Manufacturer Definitions:**

*Manufactured exclusively for Defense Technology®, the 40LMTS is a tactical single shot launcher that features an expandable ROGERS Super Stoc and an adjustable Integrated Front Grip (IFG) with light rail. The ambidextrous Lateral Sling Mount (LSM) and QD mounting systems allow both a single and two point sling attachment. The 40LMTS will fire standard 40mm less lethal ammunition, up to 4.8 inches in cartridge length. The Picatinny Rail Mounting System will accept a wide array of enhanced optics/sighting systems.*

**Defense Technologies eXact Impact 40mm sponge round Manufacturer Definitions:**

*The eXact iMpack™ 40 mm Sponge Round is a point-of-aim, point-of-impact direct-fire round. This lightweight, high-speed projectile consisting of a plastic body and sponge nose that is spin stabilized via the incorporated rifling collar and the 40 mm launcher's rifled barrel. The round utilizes smokeless powder as the propellant, and, therefore, have velocities that are extremely consistent. Used for Crowd Control, Patrol, and Tactical Applications.*

**Defense Technologies 37mm/ 40mm bean bag round Manufacturer Definitions:**

*The 37/40 mm Bean Bag Round is a direct fired munitions that contains one silica sand-filled nylon bag and utilizes smokeless powder as the propellant. Designed for departments that utilize both 37/40 mm launchers, allowing sharing of ordinance between the two weapon systems. Suitable for administering a means of pain compliance over a greater distance than most of its counterparts. Widely used when there is a need to target individual instigators.*

Refer to Grass Valley Police Department Lexipol Policy

**Use of Force #300**

**Control and Device Techniques #307**

**Section 15: Any other equipment as determined by a governing body or state agency to require additional oversight.**

Not Utilized

**Mandated Training and Training Requirements. (Gov. Code Section 7070(d)(5))****Section 1 Training requirements:**

The Federal Aviation Administration (FAA) requires pilots of an Unmanned Aircraft Systems (UAS) to obtain a CFR Part 107 Small Unmanned Aircraft Systems Certificate prior to the operation or flight of a UAS, in a commercial capacity. The FAA further requires pilots to pass a Knowledge Test at an FAA-approved Knowledge Testing Center to obtain this certificate.

**Sections 10, 12 and 14 Training Requirements:****SAFARILAND / DEFENSE TECHNOLOGY - 4 DAY LESS LETHAL ICP INSTRUCTOR COURSE****OC Aerosol Projectors Instructor Program**

- \* OC Aerosol Formulations/carriers/propellants/delivery systems/projectors
- \* Effectiveness/safety/liability factors/policy and procedures
- \* Decontamination/first aid/Officer-survival techniques
- \* Instructor development to establish in-house/in-service training and documentation skills

**Less Lethal Impact Munitions Instructor Program**

- \* Less Lethal Impact Munitions Weapons and munitions: 12ga./37mm/40mm/hand delivered
- \* Tactical consideration in the use of impact munitions in crowd-control/dynamic-entry/hostage-rescue/barricaded-subject situations
- \* Physiological/psychological effects Liability consideration/policy and procedures
- \* Blunt trauma/ballistics and energy Instructor development to establish in-house/in-service training and documentation skills

**Chemical Munitions Instructor Program (CN/CS/OC/Smoke)**

- \* Chemical Munitions types and forms of chemical agents
- \* Tactical consideration in the use of chemical munitions in crowd-control/barricaded-subject situations
- \* Live Deployment of barricade penetrating rounds
- \* Decontamination/first aid
- \* Proper use of Protective Mask Criminal and civil liabilities/policy and procedures
- \* Instructor development to establish in-house/in-service training and documentation skills

**Distraction Device Munitions Instructor Program**

- \* Distraction Device types and nomenclature/reloadable and non-reloadable devices/Command Initiated
- \* Decibels/candela/PSI/overpressure
- \* Handling/storage/rendering safe
- \* Tactical deployment/safety considerations/policy and procedures
- \* Criminal and civil liabilities Live-firing exercises/operational scenarios Instructor

## **AB 481 DEFINED MILITARY EQUIPMENT**

*Item # 11.*

development to establish in-house/in-service training and documentation skills Prerequisites & Required Equipment. Each attendee must be in good physical condition and able to perform the practical exercises associated with tactical applications with the use of these products.

The Safariland Training Group trains only sworn law-enforcement officers, correctional personnel, state-licensed security personnel (OC only) or active military personnel.

**\*\*All GVPD Officers are required to be certified by a certified instructor on the deployment of Less Lethal Munitions (Sections 10, 12, 14) prior to authorized use.**

# GRASS VALLEY POLICE DEPARTMENT

## AB 481 Defined Military Equipment Inventory

Item(s)	Quantity	Notes	Lifespan	Price per unit	Fiscal impact	
					Acquisition Cost for Existing Equipment	Estimated Annual Maintenance Costs
Section 1: Unmanned, remotely piloted, powered aerial or ground vehicles						
DJI Matrice 210	1	UAS (Drone)	3-5 Years	\$ 21,550.00	\$ 21,550.00	\$ 2,500.00
DJI Mavic II Enterprise Pro	1	UAS (Drone)	3-5 Years	\$ 7,851.00	\$ 7,851.00	\$ 250.00
DJI Spark	1	UAS (Drone)	3-5 Years	\$ 411.00	\$ 411.00	\$ 50.00
SKYDIO	1	UAS (Drone)	3-5 Years	\$ 2,680.18	\$ 2,680.18	\$ 150.00
Section 2: Mine -resistant ambush-protected (MRAP) vehicles or armored personnel carriers						
Not Utilized	0			\$ -	\$ -	
Section 3: High mobility multipurpose wheeled vehicles (HMMWV)						
Not Utilized	0			\$ -	\$ -	
Section 4: Tracked armored vehicles						
Not Utilized	0			\$ -	\$ -	
Section 5: Command and Control vehicles						
Not Utilized	0			\$ -	\$ -	
Section 6: Weaponized aircraft, vessels, or vehicles of any kind						
Not Utilized	0			\$ -	\$ -	
Section 7: Battering rams, slugs, and breaching apparatuses (Explosives in nature)						
Not Utilized	0			\$ -	\$ -	
Section 8: Firearms of .50 caliber or greater (Not including shotguns)						
Not Utilized	0			\$ -	\$ -	
Section 9: Ammunition of .50 caliber or greater (Not including shotgun ammunition)						
Not Utilized	0			\$ -	\$ -	
Section 10: Specialized firearms and ammunition less than .50 caliber						
12GA Less Lethal shotgun with LL Stock	1	Patrol Orange stock with sling	N/A	\$ 593.00	\$ 593.00	\$ -
12GA Drag Stabilized Rounds	216	Bean Bag Rounds	5 Years	\$ 5.65	\$ 1,220.40	\$ -
12GA Rubber Buck Shot	125	15 shot (load / charges)	5 Years	\$ 23.99	\$ 599.75	\$ -
12GA CTS CS Liquid Barricade	30	Model 2330	5 Years	\$ 8.00	\$ 240.00	\$ -
Section 11: Any firearm or firearm accessory designed to launch explosives						
Not Utilized	0			\$ -	\$ -	
Section 12: Flashbang' grenades and explosive breaching tools, 'tear gas,' and 'pepper balls'						
CTS Mini Bang	11	Model 7290M	5 years	\$ 40.00	\$ 440.00	\$ -
Defense Technology	11	Multi-Port plus Model 7000 Body	10 years	\$ 29.95	\$ 329.45	\$ -

Defense Technology Charge	15	DD Reload Steel Collar Model #8901	5 Years	\$ 38.60	\$ 579.00	\$ -
40mm CTS White Smoke Multi-Projectile (3)	4	Model 4213	5 Years	\$ 28.00	\$ 112.00	\$ -
40mm CTS Liquid CS	10	Model 4330. Barricade Projectile	5 Years	\$ 23.13	\$ 231.30	\$ -
CTS Baffled Riot CS Smoke	10	Model 5230B	5 Years	\$ 38.50	\$ 385.00	\$ -
Defense Tech White Smoke	4	Han-Ball Rubber Ball - Saf-Smoke	5 Years	\$ 32.95	\$ 131.80	\$ -

**Section 13: Taser Shockwave, microwave weapons, water cannons, and Long Range Acoustic Device (LRAD)**

Not Utilized	0			\$ -	\$ -	
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**Section 14: 40mm projectile launchers, 'bean bag,' rubber bullet, and specialty impact munition (SIM) weapons**

40mm Defense Technology eXact iImpact	45	Sponge Rounds. Part #6325	5 Years	\$ 26.50	\$ 1,192.50	\$ -
Defense Technology 40mm Bean Bag Rounds	12	Model #6025	5 Years	\$ 28.15	\$ 337.80	\$ -
Defense Tech 40mm Training Rounds	157	Models #6530 & #6530-LE	5 Years	\$ 5.45	\$ 855.65	\$ -
40mm LMT Launcher	1	Tactical Readiness	N/A	\$ 1,025.00	\$ 1,025.00	\$ 250.00
40mm LMT Launcher	1	Patrol	N/A	\$ 819.00	\$ 819.00	\$ 100.00
40mm LMT Launcher	1	Patrol	N/A	\$ 819.00	\$ 819.00	\$ 100.00

**Section 15: Any other equipment as determined needing additional oversight**

Not Utilized	0			\$ -	\$ -	
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## City of Grass Valley City Council Agenda Action Sheet

**Title:** Downtown Streetscape Improvements Project - Award Contract

**Recommendation:** That Council 1) approve Resolution 2022-18, awarding a contract for the Downtown Streetscape Improvements Project to Sierra Foothills Construction Company and approving Change Order #1 to narrow the project scope, 2) authorize the Mayor to execute a Design-Build contract, subject to legal review, and 3) authorize the City Engineer to approve construction change orders for up to 10% of the contract amount, and 4) authorize the Finance Director to execute the necessary budget transfers needed to fully fund the project.

**Prepared by:** Bjorn P. Jones PE, City Engineer

**Council Meeting Date:** 04/26/2022

**Date Prepared:** 04/21/2022

**Agenda:** Administrative

**Background Information:** On December 14, 2021, Council authorized the advertisement for bids for the Downtown Streetscape Improvements Project. The project involves the transformation of Mill Street (from Neal to West Main Street) and portions of Main Street (from Church Street to Richardson Street) to create a pedestrian friendly, town square atmosphere, allowing restaurants and retail businesses to expand operations into the city right of way.

Proposals were requested by February 8, 2022 and one bid was received. The proposal was provided by a Sierra Foothills Construction Company led team with a total proposed construction cost of \$6,741,000. The bid was deemed responsive, and a review of their proposal determined Sierra Foothills Construction Company and team were qualified and well suited to execute the work.

Over the past two months Staff has systematically worked with Sierra Foothills Construction Company and their team to narrow the scope of the project in order to reduce the project costs to within the City's budget. Major cost savings were uncovered by eliminating duplicitous work and modifying the scope of several work items to more easily executable construction methods and materials; such as switching from brick pavers to stamped concrete construction. Staff will present a summary of all major scope changes at the Council meeting.

In order to proceed with contract award, it was determined that award of a contract proceed based on the original proposal, with the concurrent execution of a change order to reduce the project scope to within budget. At this point discussions have

identified possible change order savings of \$1,741,000 to reduce the amended contract amount to \$5,000,000. Staff will present alternate contract items for consideration at the City Council meeting, primarily including electrical conduit and up lighting of street trees along Main Street, for an estimated \$250,000 in additional costs.

Staff recommends that Council approve the attached Resolution 2022-18; awarding the construction contract to Sierra Foothills Construction Company in the original amount of \$6,741,000, and subsequently approving a contract change order in an amount determined by Council based on alternate work items. Also requested with this motion is Council approval to authorize the Mayor to execute the Design Build contract, subject to legal review, authorize the City Engineer to approve construction change orders up to 10% of the contract amount, and authorize the Finance Director to execute the necessary budget transfers to fully fund the project.

**Council Goals/Objectives:** The Downtown Streetscape Improvements Project executes portions of work tasks towards achieving/maintaining Strategic Plan Goal #1 - Community and Sense of Place, Goal #4 - Economic Development and Vitality and Goal #7 - Water & Wastewater Systems & Underground Infrastructure.

**Fiscal Impact:** The Downtown Streetscape Improvements Project was partially budgeted in the 21/22 FY CIP Budget with \$1,000,000 in Measure E funds. American Rescue Plan Act (ARPA) Funding of \$3,200,000, which is now available, was slated for allocation to this project, and \$645,000 of Water Rate Funds will be utilized for the water line replacement work. Special Project Fund and General Fund surplus from Fiscal Year 2020/21 are available to fully fund the project.

**Funds Available:** Yes

**Account #:** 300-406-66005

**Reviewed by:** City Manager

**RESOLUTION NO. R2022-18**

**A RESOLUTION OF THE CITY COUNCIL FO THE CITY OF GRASS VALLEY  
AWARDING A CONTRACT FOR THE DOWNTOWN STREETSCAPE  
IMPROVEMENTS PROJECT NO. 21-12 AND AUTHORIZING THE CITY  
ENGINEER TO EXECUTE THE AGREEMENT WITH A CHANGE ORDER TO  
NARROW THE SCOPE OF THE PROJECT**

**WHEREAS**, on December 14, 2021, the City Council authorized the Public Works Department to advertise for bids for the Downtown Streetscape Improvements Project No. 21-12 (“Project”); and

**WHEREAS**, the City of Grass Valley (“City”) received sealed bids for the Project on February 8, 2022 at 3:30 pm and determined that the Sierra Foothills Construction Company proposal in the amount of \$6,741,000 was complete and responsive; and

**WHEREAS**, the City has evaluated the qualification of Sierra Foothills Construction Company and determined they are suited and qualified to act as a design-build entity for the City on the Project; and

**WHEREAS**, the City wishes to contract with Sierra Foothills Construction Company for the Project, but the total amount of the bid exceeds the City’s budget for the project; and

**WHEREAS**, the City has determined narrowing the Project in scope by replacing the brick pavers with colored stamped concrete, replacing the custom fabricated steel planters with stacked rock planters, and replacing the custom trench drains with prefabricated trench drains, along with additional scope of work changes, will bring the Project within the City’s budget; and

**WHEREAS**, the City has complied with the provisions of the Grass Valley Charter (Article XIII “Contracts and Centralized Purchasing”) and Municipal Code (Chapter 3.10 “Design-Build Projects”) by completing a competitive selection process; and

**WHEREAS**, execution of Contract Change Order No. 1 eliminates certain subcontracted work, causes a material deviation from the original contract and complies with the “Subletting and Subcontracting Fair Practices Act” (Public Contract Code Sections 4100-4114) by not requiring substitution of subcontractors; and

**WHEREAS**, the American Rescue Plan Act (ARPA) requires that, where a City uses ARPA funds, the City must comply with Uniform Guidance 2 C.F.R. 200.317–200.327;

**WHEREAS**, the City Council finds the procurement of the Project to be consistent with the Uniform Guidance provisions in that:

1. The City documented a preconstruction bid estimate in compliance with 2 CFR § 200.324(a);
2. The City is negotiating profit as a separate element of the price in compliance with 2 CFR § 200.324(b);



3. The City publicized its request for proposals and solicited from an adequate number of offerors; complied with its written method for evaluating and selecting proposals; awarded the contract to the most advantageous offer; and will make such procurement documents available for federal review in compliance with 2 CFR § 200.325(b).

**NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRASS VALLEY AS FOLLOWS:**

**Section 1.** The above recitals are true and correct and are incorporated herein by this reference.

**Section 2.** The City Council hereby approves a Design-Build Contract between the City and Sierra Foothills Construction Company in the amount of \$6,741,000 and authorizes the Mayor to execute the Agreement on behalf of the City, subject to legal review.

**Section 3.** Contract Change Order No. 1, to reduce the project scope as agreed upon by the City and Sierra Foothills Construction Company and enact a cost savings in the amount of \_\_\_\_\_, is hereby approved.

**Section 4.** The City Clerk shall certify to the adoption of this Resolution.

**PASSED, APPROVED, AND ADOPTED** by the City Council of the City of Grass Valley at a regular meeting held the 26th day of April, 2022, by the following vote:

AYES:

NOES:

ABSENT:

NOT VOTING:

\_\_\_\_\_  
Ben Aguilar, Mayor  
City of Grass Valley

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Taylor Day, Deputy City Clerk  
City of Grass Valley

\_\_\_\_\_  
Michael G. Colantuono, City Attorney  
City of Grass Valley



## City of Grass Valley City Council Agenda Action Sheet

**Title:** CDBG Memorial Park Facilities Improvement Project - Update and Contract Amendment

**Recommendation:** That Council 1) receive an update on the progress and schedule of the project, and 2) authorize a contract amendment in the amount of \$230,000.00 for installation of pool amenities and added drainage facilities.

**Prepared by:** Bjorn P. Jones, PE, City Engineer

**Council Meeting Date:** 4/26/2022

**Date Prepared:** 4/21/2022

**Agenda:** Administrative

**Background Information:** The CDBG Memorial Park Facilities Improvement Project involves the construction of new swimming pools, softball field turf installation, restroom replacement, and pickleball and basketball court construction, among other numerous park improvements. The City's contractor, Western Water Features, has been proceeding diligently with execution of the work and Staff will provide Council with an update on the progress to date and an estimated schedule for completion.

Additionally, Staff is requesting approval of a contract amendment to fund added pool amenities and necessary underground facilities in the softball field. Although not originally specified in the contract work, it is desirable and practical to install permanent shade structures while the pool deck is under construction. Five to six, steel framed cantilever, heavy duty fabric covered shade structures are proposed to provide inviting shade throughout the pool deck.

In the softball field area, the artificial turf installer is requiring a more extensive drainage system than was originally anticipated due to the soil conditions and groundwater encountered during excavation. An additional \$230,000 in funding is anticipated to be required to install shade structures and pay for the added drainage work. Any monies remaining after finalizing construction costs could be put towards purchase of other pool deck amenities including chairs and tables. Staff recommends that Council approve a contract amendment of \$230,000 with Western Water Features.

**Council Goals/Objectives:** Improvements funded with this action execute portions of work tasks towards achieving/maintaining Strategic Plan Goal - Recreation and Parks.

**Fiscal Impact:** Added work is proposed to be funded with available Measure E funds.

**Funds Available:** Yes

**Account #:** 300-406-64140

**Reviewed by:** \_\_\_\_ City Manager