

GRASS VALLEY

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

Tuesday, September 23, 2025 at 6:00 PM

Council Chambers, Grass Valley City Hall | 125 East Main Street, Grass Valley, California Telephone: (530) 274-4310 - Fax: (530) 274-4399

E-Mail: info@cityofgrassvalley.com Web Site: www.cityofgrassvalley.com

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.

Mayor Hilary Hodge, Vice Mayor Haven Caravelli, Councilmember Jan Arbuckle, Councilmember Joe Bonomolo, Councilmember Tom Ivy

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 6:00 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 & 18 by Nevada County Media, on the internet at www.cityofgrassvalley.com, or on the City of Grass Valley YouTube channel at https://www.youtube.com/@cityofgrassvalley.com

Members of the public are encouraged to submit public comments via voicemail at (530) 274-4390 and email to 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. 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, subject to City staff's ability to post the documents before the meeting.

Please note, individuals who disrupt, disturb, impede, or render infeasible the orderly conduct of a meeting will receive one warning that, if they do not cease such behavior, they may be removed from the meeting. The chair has authority to order individuals removed if they do not cease their disruptive behavior following this warning. No warning is required before an individual is removed if that individual engages in a use of force or makes a true threat of force. (Gov. Code, § 54957.95.)

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

<u>AGENDA APPROVAL</u> - 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

- 1. Bright Futures for Youth presentation.
- 2. Update from the City Planning Department.

PUBLIC COMMENT - Members of the public are encouraged to submit public comments via voicemail at (530) 274-4390 and email to 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. Speaker cards are assigned for public comments that are on any items not on the agenda, and within the jurisdiction or interest of the City. Speaker Cards can be pulled until the opening of public comment at which time sign ups will no longer be allowed. These cards can be found at the City Clerks desk. 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). Thirty minutes of public comment will be heard under this item in order of the speaker card assigned and the remaining general public comments will be heard at the end of the meeting. We will begin with number one.

<u>CONSENT ITEMS</u> -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.

3. Approval of the Regular Meeting Minutes of September 9, 2025.

Recommendation: Council approve minutes as submitted.

4. Second Reading of Ordinance 837 amending subsection (F) of section 17.38.080 and adding section 17.30.100 of Chapter 17.30 of Title 17 of the Grass Valley Municipal Code to establish standards for art installations in the City

<u>CEQA</u>: Exempt under CEQA Guideline §15301, Categorical Exemption Class 1 ("Existing Facilities") and under CEQA Guideline §15061(b)(3) (General Rule)

<u>Recommendation</u>: Hold a second reading, waive full reading, by title only, and adopt Ordinance 837, to regulate art on publicly and privately-owned properties in non-residential districts throughout the city

5. California Forest Improvement Program (CFIP) - Approve Authorized Representative

CEQA: N/A - Not a Project

<u>Recommendation</u>: That Council adopt a resolution designating the City Manager as the authorized representative to execute agreements and sign documents on the City's behalf, as required by the California Department of Forestry and Fire Protection (Cal Fire) and/or California Forest Improvement Program documents.

6. Potential Hazard Trees Removal at 341 East Main Street

CEQA: Categorically Exempt - Section 15301 "Existing Facilities"

<u>Recommendation:</u> That the City Council authorize the removal of approximately 23 Italian cypress trees at 341 East Main Street due to their significant fire hazard risk.

7. Agreement with Nevada County Probation for AB109 Officer services.

CEQA: Not a Project

<u>Recommendation</u>: That Council 1) approve the agreement (extension) between the City of Grass Valley and the Nevada County Probation Department for Assembly Bill 109 Police Officer Services; and 2) authorize the Finance Director to make any budget amendments, budget transfers, and personnel allocation changes as necessary.

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

REORGANIZATION RELATED ITEMS

PUBLIC HEARING

ADMINISTRATIVE

8. Condon Park Skatepark Expansion.

CEQA: Categorically Exempt - Section 15301 "Existing Facilities"

<u>Recommendation:</u> The Council 1) approves a change order with Grindline Skateparks up to \$138,000 to expand the Condon Park Skatepark by approximately 2,500 square feet; 2) authorize Deputy Public Works Director to execute all related documents, subject to legal review; 3) allow Finance Director to make any necessary budget adjustments and transfers.

BRIEF REPORTS BY COUNCIL MEMBERS

CONTINUATION OF PUBLIC COMMENT

POSTING NOTICE

This is to certify that the above notice of a meeting of The City Council, scheduled for
Tuesday, September 23rd, 2025, at 6:00 p.m., was posted at city hall, easily accessible to
the public, as of 5:00 p.m. Friday, September 19, 2025.

Taylor Whittingslow, City Clerk

<u>ADJOURN</u>



GRASS VALLEY

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

Tuesday, September 09, 2025 at 6:00 PM

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E-Mail: info@cityofgrassvalley.com Web Site: www.cityofgrassvalley.com

MINUTES

CALL TO ORDER

Meeting called to order at 6:02 pm.

PLEDGE OF ALLEGIANCE

Mayor Hodge led the Pledge of Allegiance.

ROLL CALL

PRESENT

Councilmember Jan Arbuckle Councilmember Joe Bonomolo Councilmember Tom Ivy Vice Mayor Haven Caravelli Mayor Hilary Hodge

AGENDA APPROVAL

Motion made to approve agenda by Councilmember Arbuckle, Seconded by Councilmember Bonomolo.

Voting Yea: Councilmember Arbuckle, Councilmember Bonomolo, Councilmember Ivy, Vice Mayor Caravelli, Mayor Hodge

REPORT OUT OF CLOSED SESSION

Nothing to report out of closed session.

INTRODUCTIONS AND PRESENTATIONS

- 1. Presentation from the Nevada County Arts Council
- 2. Proclamation for the City Council of the City of Grass Valley, California, Honoring our Continued Partnership with the People of Bodmin, Cornwall, England

Mayor Hodge read the proclamation and announced that the Town Crier, Paul Hass, will be taking a personal trip to Bodmin and during that trip, he will present them with a key to the City.

CITY UPDATE

3. Engineering Update

City Engineer, Bjorn Jones, gave an update to the Council.

PUBLIC COMMENT

Virtual public comments attached.

In person public comments:

CONSENT ITEMS

No public comments.

Motion made to approve the consent as submitted by Councilmember Arbuckle, Seconded by Councilmember Bonomolo.

Voting Yea: Councilmember Arbuckle, Councilmember Bonomolo, Councilmember Ivy, Vice Mayor Caravelli, Mayor Hodge

4. Approval of the Regular Meeting Minutes of August 26th, 2025.

Recommendation: Council approve minutes as submitted.

5. City of Grass Valley Audited Financial Statements and Supplemental Information for Fiscal Year Ended June 30, 2024.

CEQA: Not a Project.

<u>Recommendation</u>: Pass a Motion to receive and file the City of Grass Valley Audited Financial Statements and Supplemental Information for Fiscal Year Ended June 30, 2024.

6. Residential Permit Parking Program

CEQA: Not a project

<u>Recommendation</u>: Approve second reading of attached ordinance 836, waive full reading, and read by title only

7. Slate Creek Lift Station Pump Replacement Project - Authorization to Purchase Flygt Equipment

CEQA: Categorically Exempt - Section 15301 "Existing Facilities"

<u>Recommendation</u>: That Council authorize the City Engineer to purchase standardized Flgyt equipment for the Slate Creek Lift Station Pump Replacement Project

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

REORGANIZATION RELATED ITEMS

PUBLIC HEARING

8. Introduction of an ordinance amending subsection (F) of section 17.38.080 and adding section 17.30.100 of Chapter 17.30 of Title 17 of the Grass Valley Municipal Code to establish standards for art installations in the City

<u>CEQA</u>: Exempt under CEQA Guideline §15301, Categorical Exemption Class 1 ("Existing Facilities") and under CEQA Guideline §15061(b)(3) (General Rule)

<u>Recommendation</u>: Approve Resolution 2025-45 adopting a Notice of Exemption for the Project, and Introduce the attached Ordinance 837, waive full reading, and read by Title Only

Amy Wolfson, City Planner, gave presentation to the Council.

Motion made to approve Resolution 2025-45 adopting a Notice of Exemption for the Project, and Introduce the attached Ordinance 837, waive full reading, and read by title only by Councilmember Ivy, Seconded by Councilmember Arbuckle. Voting Yea: Councilmember Arbuckle, Councilmember Bonomolo, Councilmember Ivy, Vice Mayor Caravelli, Mayor Hodge

ADMINISTRATIVE

BRIEF REPORTS BY COUNCIL MEMBERS

Councilmember Bonomolo announced the upcoming Skate Park AdHoc committee meeting on Monday, September 15th.

Councilmember Ivy met with Staff regarding planning grants.

Councilmember Arbuckle met with staff from City of Ventura, attended the GVDA Board Meeting, On the Town, EILA PSA at Nevada County Media, met with Veterans' Association regarding banners, and attended the Magical Night on Mill. She also mentions that she received an email from Sherly regarding take-out containers and is happy to report many businesses are not utilizing styrofoam.

Vice Mayor Caravelli attended the Loma Rica housing grand opening, the ERC special meeting, the CalTrans meeting regarding art processes, the ERC executive meeting, the ERC board meeting, El Barrios 3rd anniversary, and Lieutenant Clint Bates retirement party. She also met with the Dorsey Marketplace developer and had a meeting with Veterans.

Mayor Hodge attended the ERC board meeting, the Magical Evening on Mill where the NU Jazz Band volunteered, stood in on the Resilience Project meeting, and reminded the public about her upcoming open office hours.

CONTINUATION OF PUBLIC COMMENT

ADJOURN

Meeting adjourned at 7:40 pm.

Subject: Doris Drive access

Date: Tuesday, September 9, 2025 at 3:53:49 PM Pacific Daylight Time

From: Janice Bedayn

To: Public Comments

You don't often get email from bedayn@gmail.com. Learn why this is important

Hello City Council Members,

My name is Janice Bedayn, I live at 311 Bernice Drive in Grass Valley. My house is located in the North Church St./Doris Drive neighborhood, which has recently become a part of the Washington Hill Neighborhood Fire Coalition. Our neighborhood has significantly increased efforts to protect our homes and ourselves from fire using our own resources, however, there are certain things that we cannot do without the help of our city, and I am adding my comments to those I know you will hear this evening.

The recent road improvements on North Church Street are appreciated and welcome, and I thank you. Unfortunately, North Church Street is the only reasonable access into and out of our neighborhood, a one-lane spur that is often tangled up by 2 way traffic. This road will become our nightmare in a fire. You may be aware that Doris Drive turns into a dirt road between the North Church St./Doris Drive neighborhood and the Cypress Hill development which is accessed primarily off of Hughes Road. Although the city annexed this area into the city limits many years ago, it did not take responsibility for the road, leaving it a rutted mess that is mostly impassable. This road will also become our nightmare in a fire.

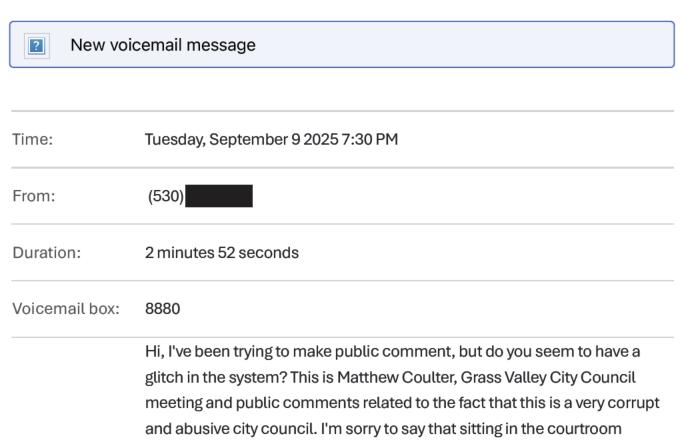
Currently the responsibility for this road hinges on a property owner's building of a home, at which time he/she will be responsible to maintain the road. This is unreasonable. My neighbors are in agreement that this should not become a paved road (for other safety reasons), but it should be maintained by the city as a gravel road that will allow cars to pass in an emergency. While this isn't a big ask, it could save untold lives.

Thank you for your consideration. Janice Bedayn

Friday, September 19, 2025 at 10:02:28 AM Pacific Daylight Time

Subject:	Voicemail from (530) on Sep 9 2025 7:30 PM
Date:	Tuesday, September 9, 2025 at 7:34:42 PM Pacific Daylight Time
From:	WIRELESS CALLER - Voicemail box 8880
То:	Public Comments
Attachments:	1757471419-0000268f.mp3
?	

You received a new voicemail message



watching the arson trial of the MEC employee that lived out in the Bennett Street homeless camps and walked back and forth to work, I believe that Haven should be fired immediately from a position that she knew he was there. She knew, you know, that she has people living in the woods and working. I don't know if it's under the table. I don't know if they're illegals. I don't know. She doesn't speak English, she can't interpret her, but this soulless information is available in the court documents, so it's nothing they're making up. This is the CAL FIRE and FIRE investigators' words under oath on the stand. So the energy that's being put into FIRE in this area is opposite of what really needs to be going on, and that seems like it would be a priority, but it seems to be the least of your guys' worry that you're going to go ahead. And again, Haven, Hillary, Eric, and Hamilton's are all trying to get restraining order violations against me. You guys are still trying to sue me in backdoor session. What is wrong? What is wrong with you people? I toss it off to alcohol. Jam's dreaming. Other people are having other issues. I don't know, but it's quite evident from watching these meetings and participating in the meetings and seeing how you guys react, see how Tim reacts when someone asks to do something, that road up there is all toxic mind waste. Up on doors, it's flying into the air every time people drive over. That's a

freaking super fun site. They all need mitigation before it can be built on. So, you guys are freaking ******* people in town, everyone, but you're worried

veterans art over at Memorial Park and you never did. You never helped that girl that you said you were going to help. So all these lies that you guys tell, you know, I don't know, it's freaking sad. You really destroyed our town and

about the art. And Haven, you were supposed to put that coating on the

the fact that no one comes to the meetings and no one really wants to

participate No one believes in you and Kim Kaiser needs to be fired

Transcript:

Rate this transcript's accuracy



immediately

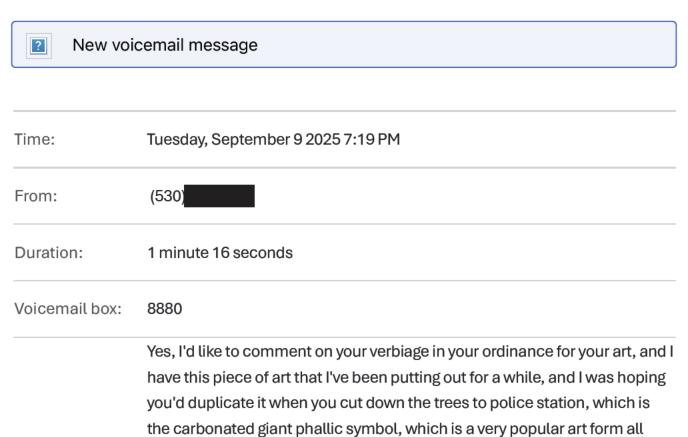
Mailbox Capacity:

97/99 available

Friday, September 19, 2025 at 10:06:06 AM Pacific Daylight Time

Subject:	Voicemail from on Sep 9 2025 7:19 PM
Date:	Tuesday, September 9, 2025 at 7:22:03 PM Pacific Daylight Time
From:	WIRELESS CALLER - Voicemail box 8880
То:	Public Comments
Attachments:	1757470760-00002689.mp3
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You received a new voicemail message



Transcript:

over the world for many thousands of years, probably the most popular. So I have the opinion that we need more of those around town, maybe one on every street corner, because art is what we need to focus on when there's piles of dry green waste all over town, and we're probably going to burn to the ground. But by putting some agenda into the art of it, fire is art too, right, like up at Burning Man? Oh, and on that topic, the fire is out on the Bennett Street Camp. Maybe we could list those six arson fires by the employee of MEC to an art installation and not arson. It's a big difference. We could just retitle things, call everything art, and all be safe. I'm on to it. Thank you.

Rate this transcript's accuracy



Mailbox Capacity:

97/99 available

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CITY OF GRASS VALLEY CITY COUNCIL MEETING

GENERAL PUBLIC COMMENT SIGN IN SHEET

WELCOME to the City of Grass Valley City Council meeting! Public Comments provide an opportunity for the public to address the City Council on any subject which is not on the agenda but in the jurisdiction of the council. If you wish to speak, please indicate in the appropriate box when you sign in and take the number corresponding to your name. Each individual can have up to 3 minutes of public comment. At the beginning of the meeting, there will be an allotted 30 minutes of general public comments and the remainder of comments will be heard at the end of the agenda. Speakers will be called in order of the numbers given.

When you are recognized by the mayor:

- 1. Please stand before the podium and give your name and address. (optional)
- 2. Please limit your comments to three minutes per speaker.
- 3. If previous speakers have made the same point, you may simply indicate your support or disagreement, unless you have new information.

Thank you for your participation.

	#'s	Print Name	Address	Self/Business
		or N/A	(optional)	(optional)
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•	3	GII MATHEW	133 HORIZUN Civ	BUSIONS BRE
	4	ROBIN DAVIES		GUDA /CHAMBER
•	5	Virginia Whitehead	100 Bawdien	washington t
•	6	Brian B Counte	PO Box 599 Grass Walley CA	Daris Dr.
•	7	Dosph werker		
	~8~	TOTAL AND	201 Nerchurch street	t
•	9	Ivene Frazier	303 Doris DR g.V	
•	10	Trew Ford	304 5 (hurch 7	56
•	11	JENIFER PADGETT	314 S. Chuerca St	seef.
•	12	Tang Sullivan	3285 ChurchSt	Suf
	13			
	14			Page 13



City of Grass Valley City Council Agenda Action Sheet

<u>Title:</u> Second Reading of Ordinance 837 amending subsection (F) of section 17.38.080 and adding section 17.30.100 of Chapter 17.30 of Title 17 of the Grass Valley Municipal Code to establish standards for art installations in the City

<u>CEQA</u>: Exempt under CEQA Guideline §15301, Categorical Exemption Class 1 ("Existing Facilities") and under CEQA Guideline §15061(b)(3) (General Rule)

<u>Recommendation</u>: Hold a second reading, waive full reading, by title only, and adopt Ordinance 837, to regulate art on publicly and privately-owned properties in non-residential districts throughout the city

Prepared by: Amy Wolfson, City Planner

Council Meeting Date: September 23, 2025 Date Prepared: September 17, 2025

Agenda: Public Hearing

Background Information: Council heard an introductory reading of Ordinance 837 at a public hearing held at their regular meeting on September 9, 2025. Ordinance 837 is proposed to provide a process for applicants to install visual art pieces, such as mosaic or sculpture, both on privately and publicly-owned property. Visual art proposed on private property will be required to be approved by the planning commission with a recommendation from the Development Review Committee (DRC), and the historic commission if proposed within the historic district. Visual art proposed on publicly-owned property will be required to be approved by the city council with a recommendation from the planning commission, as well as from the historic commission if proposed within the historic district. The finding required to approve visual art within the city is the same as that which currently exists for mural installments, "that the colors, placement, and size of the artwork are visually compatible with the surrounding character of the area, and that the artwork will serve to enhance the aesthetics of the city."

At the September 9th meeting, council directed staff to clarify what was meant by the term "private property" and "public property." These terms have been revised to read "privately-owned property" and "publicly-owned property" throughout the text of the ordinance in order to provide clarification.

<u>Council Goals/Objectives</u>: This ordinance supports the 2022 Strategic Plan Update, Goal #1: The City of Grass Vally is dedicated to promoting programs and projects that improve livability and enhance the character and charm of Grass Valley.

Fiscal Impact: Drafting of the ordinance required staff time.

Funds Available: None Account #: TBD Reviewed by: City Manager

Attachments:

- 1. Ordinance 2025-837 for the regulation of installation of public art throughout the City
- 2. Sample Visual Art Application Form

ORDINANCE NO. 837

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRASS VALLEY AMENDING SUBSECTION (F) OF SECTION 17.38.080 AND ADDING SECTION 17.30.100 OF CHAPTER 17.30 OF TITLE 17 OF THE GRASS VALLEY MUNICIPAL CODE TO ESTABLISH STANDARDS FOR ART INSTALLATIONS IN THE CITY.

WHEREAS, the ordinance was initiated by City of Grass Valley staff to address questions regarding standards and approval processes for a range of types of artwork on public and private property (the "Ordinance"); and

WHEREAS, the City of Grass Valley desires to facilitate artwork on public and private property to enhance the city visually; and

WHEREAS, the City desires to amend the Zoning Code to establish requirements for artwork citywide to promote the general welfare of the community and to protect the public health, safety, and welfare; and

WHEREAS, the Planning Commission of the City of Grass Valley, after giving notice thereof as required by law, held a public hearing on August 19, 2025 to review the draft Ordinance No. 837; and

WHEREAS, on August 19, 2025, the Planning Commission of the City of Grass Valley recommended adoption of Ordinance No. 837 by City Council; and

WHEREAS, the City Council of the City of Grass Valley, after giving notice thereof as required by law, held a public hearing on September 9, 2025 for a first hearing of Ordinance No. 837; and

THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GRASS VALLEY AS FOLLOWS:

SECTION 1. RECITALS. The recitals and findings set forth above are true and correct and incorporated herein by reference.

SECTION 2. CODE AMENDMENT. Subsection (F) Section 17.38.080 of Chapter 17.38 and Section 17.30.100 of Chapter 17.30 of Title 17 of the Grass Valley Municipal Code is hereby amended to read as follows (deletions denoted by struck through text and additions denoted by underlined text):

17.38.080 - Standards for specific sign types.

. . .

- F. Murals. A mural <u>placed</u> <u>painted</u> on the wall of a structure may be allowed in any commercial, industrial, and other nonresidential zone subject to the following requirements. All murals shall be subject to the review and recommendation by the development review committee (DRC) and approval by the commission.
 - 1. Murals on privately-owned property shall comply with requirements of Section 17.30.100(B) (Standards for visual art).
 - 2. Murals on publicly-owned property shall comply with requirements of Section 17.30.100(C) (Standards for visual art).
 - 3. 1. A mural without text visible from a public right-of-way may be approved in addition to (not counted as part of) the sign area allowed by Section 17.38.070 (zone sign standards), above; a mural with text shall comply with the sign area limitations applicable to the site.
 - 2. Murals that illustrate the local setting, history, or cultural significance as sources of inspiration are encouraged.
 - 3. The approval of a mural shall require that the review authority first find that the colors, placement, and size of the mural are visually compatible with the structure's architecture, and that the mural will serve to enhance the aesthetics of the city.

(NEW) 17.30.100 - Standards for visual art.

- A. <u>Applicability. The provisions of this section apply to any proposed installation of visual art on publicly or privately-owned property in all non-residential zoning districts.</u>
- B. Visual Art on Privately-owned Property. Visual art may be allowed in any commercial, industrial, and other nonresidential zone subject to the following requirements. All visual art shall be subject to the review and recommendation by the development review committee (DRC) and approval by the planning commission.
 - Visual art without text visible from a public right-of-way may be approved in addition to (not counted as part of) the sign area allowed by Section 17.38.070 (zone sign standards), above; visual art with text shall comply with the sign area limitations applicable to the site.
 - 2. <u>Visual art that illustrates the local setting, history, or cultural significance as sources of inspiration are encouraged.</u>

- 3. <u>Historic District: Visual Art that is proposed within the historic district shall be reviewed by the historical commission who shall provide a recommendation to the planning commission.</u>
- 4. Review Authority and Finding: The approval of visual art shall require that the planning commission first find that the colors, placement, and size of the artwork are visually compatible with the structure's architecture, and that the art will serve to enhance the aesthetics of the city.
- C. Visual Art on Publicly-owned Property. The following standards apply to visual art placed on publicly-owned property in all zones. All visual art in public spaces shall be subject to the review and recommendation by the DRC and Planning Commission and approval by City Council.
 - 1. Visual art on publicly-owned property without visible text may be approved in addition to (not counted as part of) the sign area allowed by Section 17.38.070 (zone sign standards), above; visual art with text shall comply with the sign area limitations applicable to the site.
 - 2. The composition of the artwork shall be of a permanent type of materials to be durable against vandalism, theft, and weather, and in order to require a low level of maintenance. Paintings and murals shall be treated with a protectant to prevent vandalism, fading, and wear.
 - 3. Illumination of artwork shall comply with requirements of Section 17.30.060 (Outdoor lighting).
 - 4. Artwork that illustrates the local setting, history, or cultural significance as sources of inspiration is encouraged.
 - 5. <u>Historic District: Visual Art that is proposed within the historic district shall be</u> reviewed by the historical commission who shall provide a recommendation to the planning commission.
 - 6. <u>Planning commission: All visual art proposals shall be reviewed by the DRC and planning commission who will provide a recommendation to City Council.</u>
 - 7. Review Authority and Finding: The approval of visual arts shall require that the City Council first find that the colors, placement, and size of the artwork are visually compatible with the surrounding character of the area, and that the artwork will serve to enhance the aesthetics of the city.

Chapter 17.100 - Definitions

. . .

"Visual Art." Original creations of art including, but not limited to, murals, paintings, drawings, carvings, mosaics, fountains, sculptures, and other artwork that are not intended to advertise or identify any business or product.

SECTION 3. EFFECT OF ADOPTION. It is the intent of the City Council of the City of Grass Valley that the Grass Valley Municipal Code sections affected by this Ordinance shall not be considered repealed and reenacted in their amended form; that the portions which are not altered are to be considered as having been the law from the time when they were enacted; that the new provisions are to be considered as having been enacted at the time of the amendment; and that the omitted portions are to be considered as having been repealed at the time of the amendment.

SECTION 4. EFFECTIVE DATE. This Ordinance shall be in full force and effect 30 days after its adoption pursuant to Article VII, § 2 of the Grass Valley City Charter.

SECTION 5. PUBLICATION. The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published once in The Union, a newspaper of general circulation printed, published, and circulated within the City.

INTRODUCED and first read at a regular meeting of the City Council on the 9th day of September 2025.

FINAL PASSAGE AND ADOPTION by the City Council was at a meeting thereof held on the 23rd day of September, 2025, by the following vote:

AYES:	
NOES:	
ABSENT:	
ABSTAINING:	
Hilary Hodge, Mayor	
APPROVED AS TO FORM:	ATTEST:
Michael G. Colantuono, City Attorney Clerk	Taylor Whittingslow, City

CITY OF GRASS VALLEY Community Development Department 125 E. Main Street Grass Valley, California 95945 (530) 274-4330 (530) 274-4399

VISUAL ART APPLICATION



SUPPLEMENTAL APPLICATION INFORMATION

Application Request:		
Property Address or Location:		
SUPPLEMENTAL CHECKLIST		
The following includes items required for a complete application. Some specific types of information may not apply to your project. If you are unsure, check with Planning Division Staff. A copy of this list will be returned to you if your application is determined to be incomplete.		
A. Application Checklist:		
One completed copy of Universal Application form.		
One completed copy of the Environmental Review Checklist (if applicable).		
One electronic copy of the site plan and all other applicable plans/information.		
One materials sample board (if applicable).		
☐ The appropriate non-refundable filing fee.		
B. Site Plan:		
SITE PLAN; On electronic copy of the Site Plan for the property on which the sign(s) will be placed including:		
Location of proposed artwork indicating the orientation of the art		
☐ Square footage of proposed artwork		
 Color elevation rendering clearly showing the artwork to scale in relation to its surroundings 		
☐ Material specifications, including finishes		
☐ A written statement by the artist describing any theme or development of the art		

	For more than one art installment, please give each piece of art a number starting with the number 1
	☐ If artwork includes text, provide height of lettering and square footage of text area
E. Mo	ounting and Lighting Details (if applicable):
	Mounting details may be placed on the Sign Plan or as a separate sheet but must include the following:
	☐ Description of material used in construction of artwork.
	☐ Means of exterior or interior lighting including shielding, type, and size of fixtures (if applicable). Should include a photometric plan.
	For sculptures or mounted art, provide details of footings, mounting hardware, etc. as applicable.

VISUAL ARTISTS RIGHTS ACT OF 1990 (VARA) CONSENT FORM

AGREEMENT by and between City of Grass Valley (Owner), and Autumn Gallagher (Artist) regarding the installation of the Artist's Work of Visual Art at the old pump house building located at 350 Race Street.

Through this Agreement, the Owner gives consent, receipt of which is hereby acknowledged by the Artist, for work of visual art by the Artist consisting of an approximate 15 by 20 foot mural on the east facing wall at 360 Race Street (APN: (09-300-01).

In consideration of consent, the Artist acknowledges the Artist's understanding and agreement that such installation may subject such work to destruction, distortion, mutilation or other modification by reason of the removal of such artwork from such location. Therefore, Artist hereby waives all rights under Visual Artists Rights Act of 1990 (VARA) and California Civil Code section 987 (Art Preservation Act)

ARTIST:		
Date:		
	Printed Name:	
CITY:		
Date:		
	Printed Name:	



City of Grass Valley City Council Agenda Action Sheet

<u>Title</u>: California Forest Improvement Program (CFIP) - Approve Authorized

Representative

CEQA: N/A - Not a Project

<u>Recommendation</u>: That Council adopt a resolution designating the City Manager as the authorized representative to execute agreements and sign documents on the City's behalf, as required by the California Department of Forestry and Fire Protection (Cal Fire) and/or California Forest Improvement Program documents.

Prepared by: Timothy Kiser, City Manager

Council Meeting Date: September 23, 2025 Date Prepared: September 17, 2025

Agenda: Consent

<u>Background Information</u>: As part of the authorization process for the California Forest Improvement Program (CFIP), the City is required to adopt a resolution designating an authorized representative to execute agreements and sign all necessary documents to secure and administer program funds. The attached resolution authorizes the City Manager to act as the City's authorized representative for the CFIP grant application and related agreements.

This action will allow the City to pursue funding for forest thinning, forest health improvements, and fire risk reduction on approximately 180 acres of City-owned property surrounding Loma Rica Ranch. With Council's approval, the City Manager will be empowered to execute all required agreements and documents to obtain CFIP funds and move forward with implementation of this important forest management project.

<u>Council Goals/Objectives</u>: This action and the associated improvement project executes portions of work tasks towards achieving/maintaining Strategic Plan Goal - Public Safety

Fiscal Impact: N/A

Funds Available: N/A Account #: N/A

Reviewed by: City Manager

<u>Attachments</u>: Resolution

RESOLUTION NO. 2025 - 47

RESOLUTION DELEGATING AUTHORITY TO EXECUTE THE CALIFORNIA FOREST IMPROVEMENT PROGRAM AGREEMENTS AND DOCUMENTS

WHEREAS the City of Grass Valley desires to participate in the California Forest Improvement Program (CFIP) funded through the California Department of Forestry and Fire Protection (CAL FIRE).

NOW, THEREFORE, BE IT RESOLVED that the City Manager be authorized on behalf of the City of Grass Valley to submit the grant proposal for this funding and sign the Grant Agreement and/or other grant related documents for California Forest Improvement Program (CFIP) with the California Department of Forestry and Fire Protection (CAL FIRE), including any amendments thereof.

BE IT FURTHER RESOLVED that grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

BE IT FURTHER RESOLVED that the City of Grass Valley agrees to abide by the terms and conditions of the Grant Agreement as set forth by CAL FIRE.

ADOPTED as a Resolution of the Council of the City of Grass Valley at a meeting thereof held on the 23rd day of September 2025, by the following vote:

AYES: NOES: ABSENT: ABSTAINING:	
	Hilary Hodge, Mayor
ATTEST:	Taylor Whittingslow, City Clerk
APPROVED AS TO FORM:	Michael G. Colantuono, City Attorney



City of Grass Valley City Council Agenda Action Sheet

<u>Title:</u> Potential Hazard Trees Removal at 341 East Main Street <u>CEQA:</u> Categorically Exempt - Section 15301 "Existing Facilities"

<u>Recommendation</u>: That the City Council authorize the removal of approximately 23 Italian cypress trees at 341 East Main Street due to their significant fire hazard risk.

Prepared by: Timothy Kiser, City Manager

Agenda: Consent

<u>Background Information</u>: The City owns the property at 341 East Main Street, a 0.68-acre parcel formerly occupied by the Old California Restaurant. During recent vegetation inspections, staff identified multiple Italian cypress trees on the site. While commonly planted for their vertical form and aesthetic appeal, Italian cypress trees are considered a significant fire hazard, particularly in wildland-urban interface areas.

Italian cypress contain dense, resinous, and oily wood and foliage that are highly flammable. Their tall, narrow structure allows flames to rapidly climb from the ground to the treetops, creating a "torch effect" that can produce intense heat, embers, and firebrands capable of spreading fire to nearby structures. When planted in groups or close to buildings, they can act as a vertical fuel ladder and dramatically increase the risk of fire spread. For these reasons, fire prevention professionals routinely identify Italian cypress as one of the highest-risk ornamental tree species in fire-prone communities.

To reduce fire risk on City-owned property and set a model for private property owners, staff recommend the following best practices:

- Tree Removal: Remove Italian cypress trees from the property to eliminate the vertical fuel hazard.
- Community Education: Use this City-owned property as an opportunity to educate the public about the risks of Italian cypress and other flammable species in high-fire-risk areas.

<u>Council Goals/Objectives</u>: This action executes portions of work tasks towards achieving/maintaining the Strategic Plan - Public Safety.

Fiscal Impact: No additional fiscal impact than budgeted expenses for FY 2025/26.

Funds Available: Yes Account #: General Fund

Reviewed by: __ City Manager



City of Grass Valley City Council Agenda Action Sheet

<u>Title</u>: Agreement with Nevada County Probation for AB109 Officer services.

CEQA: Not a Project

<u>Recommendation</u>: That Council 1) approve the agreement (extension) between the City of Grass Valley and the Nevada County Probation Department for Assembly Bill 109 Police Officer Services; and 2) authorize the Finance Director to make any budget amendments, budget transfers, and personnel allocation changes as necessary.

Prepared by: Steve Johnson, Deputy Police Chief

Council Meeting Date: September 23, 2025 <u>Date Prepared</u>: September 17, 2025

Agenda: Consent

<u>Background Information</u>: In July of 2017, the Grass Valley City Council authorized the Chief of Police to negotiate and execute an agreement with the Nevada County Probation Department which provided for a Grass Valley Police Officer to provide direct assistance and work closely with the Nevada County Probation Department in the furtherance of AB109 initiatives.

At that time, the Police Department and Nevada County Probation Department finalized an agreement, and it underwent legal review by the city attorney and county counsel. The agreement was approved by City Council on June 12, 2018. This agreement has been renewed each year since that time. It is now due to be renewed to cover the period of July 1, 2025 - June 30, 2026.

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

<u>Fiscal Impact</u>: Nevada County will be billed quarterly for Probation Liaison Officer hours worked up to \$20,000 per fiscal year to offset costs. The Probation Liaison Officer invoice will be based on the direct salary and benefit cost of the assigned officer for the hours worked on AB109 initiatives during that quarter.

Funds Available: N/A Account #: N/A

Reviewed by: City Manager

<u>Attachments</u>: A copy of the proposed agreement between the City of Grass Valley and the Nevada County Probation Department for Assembly Bill 109 Police Officer Services.

AGREEMENT BETWEEN THE CITY OF GRASS VALLEY AND THE NEVADA COUNTY PROBATION DEPARTMENT FOR ASSEMBLY BILL 109 POLICE OFFICER SERVICES

THIS AGREEMENT is effective July 1, 2025, between the CITY OF GRASS VALLEY, a municipal corporation, hereinafter referred to as "CITY," and the COUNTY OF NEVADA, a political subdivision of the State of California, hereinafter referred to as "NEVADA COUNTY." CITY and NEVADA COUNTY may be referred to herein individually as "Party" and collectively as the "Parties."

WHEREAS, the California Legislature passed Assembly Bill 109 (AB 109) which provided for the realignment of funding and supervision for certain low level offenders, adult parolees, and juvenile offenders from state prisons and institutional facilities to the local jurisdiction ("Realignment").

WHEREAS, the California Community Corrections Incentives Act of 2009 established a Community Corrections Partnerships (CCP) in each county and AB 109 expanded the role of CCP to provide planning, oversight, implementation, and assessment of Realignment in Nevada County.

WHEREAS, Nevada County CCP approved a plan and funding for CITY and the NEVADA COUNTY Probation Department to partner together to deliver AB 109 services to Nevada County.

WHEREAS, CITY and NEVADA COUNTY wish to collaborate in order to better achieve AB 109 initiatives.

WHEREAS, CITY is willing to partner with NEVADA COUNTY by providing a Grass Valley Police Officer to work side-by-side with NEVADA COUNTY to deliver AB109 services.

NOW, **THEREFORE**, for and in consideration of the mutual promises and covenants herein contained, it is agreed by and between the parties hereto as follows:

1. SCOPE OF SERVICES AND TERM

- A. CITY agrees to provide and dedicate to NEVADA COUNTY a sworn police officer to work alongside probation officers to further AB 109 initiatives. (the "AB 109 Officer") The AB 109 Officer shall serve up to those number of yearly hours working on probation efforts, not to exceed the compensation as outlined in this agreement. The officer will work in partnership with the Probation Department on adult drug court and other initiatives in furtherance of the AB109 objectives.
- B. Representatives of the CITY and NEVADA COUNTY shall make recommendations for the AB 109 Officer position to the CITY Chief of Police who shall assign such officer.
- C. The term of the Agreement shall commence July 1, 2025, and conclude June 30, 2026, unless extended by mutual written consent. If the parties find it mutually desirable to extend this Agreement, additional one-year extensions may be negotiated annually.

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Written notice of intent to negotiate an additional one-year extension shall be given by the party desiring such extension no later than May 1st of each year.

2. RESPONSIBILITY OF CITY: OFFICER'S DUTIES

- A. CITY shall administer this contract and provide AB 109 Officer services as set forth in **Attachment A**, which is attached to this Agreement and incorporated by his reference, at those times when appropriate or at those times designated therein. Services shall include, but not be limited to the enforcement of all state and local criminal laws and coordination with other enforcement details targeting AB 109 initiatives. The allocation of the AB 109 Officer's time will be mutually agreed upon between a representative of NEVADA COUNTY and the CITY Chief of Police or his designee.
- B. CITY shall control and determine the performance of CITY personnel serving under this Agreement, including, but not limited to the standards of personnel performance and discipline.
- C. CITY shall provide and supervise all personnel, establish all work schedules, furnish all equipment including vehicles, if any, and provide all supplies necessary to perform its duties as provided herein.

3. <u>COMPENSATION</u>

- A. As consideration for providing the services outlined above during the term of this Agreement, NEVADA COUNTY shall reimburse CITY up to \$20,000 per fiscal year as set forth herein:
 - 1. CITY shall submit a quarterly invoice to NEVADA COUNTY for the cost of providing the services for the previous quarter. Such invoice will be based on the direct salary and benefit costs of the assigned CITY Police Officer.
 - a. The CITY will invoice NEVADA COUNTY for direct salary and benefit costs of the assigned officer based on the actual hours spent providing AB 109 Officer services. The invoice shall contain sufficient detail to reasonably identify the date, time, location and nature of any services provided pursuant to this Agreement.
 - 2. NEVADA COUNTY shall pay such invoice to the City within thirty (30) days of receipt of said invoice.

4. STATUS OF PERSONNEL UTILIZED

- A. All personnel furnished by CITY shall at all times remain employees of CITY and be considered as such for all purposes. They shall not have, nor acquire, any benefits or rights NEVADA COUNTY may confer on NEVADA COUNTY employees.
- B. CITY shall be solely responsible for all salary, benefits, workers' compensation, and insurance for CITY employees performing duties under this Agreement, and CITY

shall be solely responsible for all supervisory, disciplinary and other employment related purposes for CITY employees performing duties under this Agreement. NEVADA COUNTY shall not be liable for the payment of any salaries, wages, overtime, vacation or other benefits or compensation to any CITY personnel performing duties under this Agreement. CITY shall retain the right to exercise its professional control over the manner in which it renders services, except as otherwise set forth in this Agreement.

C. NEVADA COUNTY shall have the right to reject for reasonable cause any employee of CITY assigned by the CITY to perform duties or services for NEVADA COUNTY.

5. <u>INDEMNITY</u>

Each party hereto (hereafter, "indemnifying Party") shall indemnify, defend and hold harmless the other party, its officers, agents, employees and volunteers against any loss, cost, damage, expense, claim, suit, demand, or liability of any kind or character, including but not limited to reasonable attorney fees, arising from or relating to any negligent or wrongful act or omission of the Indemnifying Party, its officers, agents or employees, which occurs in the performance of, or otherwise in connection with, this agreement, but only in proportion to and to the extent such loss, cost, damage, expense, claim, suit, demand, or liability of any kind or character, including reasonable attorney fees, is caused by or results from the negligent or wrongful act or omission of the Indemnifying Party, its officers, agents, or employees.

In no event shall the indemnification of an employee or former employee of the City exceed that provided in California Government Code Article 4 of Chapter 1 of Part 2 of Division 3.6, beginning with Section 825, as it now exists or may hereafter be amended.

6. <u>INSURANCE</u>

It is agreed that each Party shall maintain at all times during the performance of this Agreement insurance coverage or self-insurance in the amounts of not less than One Million Dollars (\$1,000,000) to cover all of its operations. Specifically, but not limited to not less than One Million Dollars (\$1,000,000) General Liability, One Million Dollars (\$1,000,000) Automotive Liability, and One Million Dollars (\$1,000,000) Workers' Compensation.

6. **NON-DISCRIMINATION**

During the performance of this Agreement, no Party shall unlawfully discriminate against any employee or applicant for employment, or recipient of services, because of race, religion, color, national origin, ancestry, physical disability, medical condition, sexual orientation, marital status, age or gender, pursuant to all applicable State and Federal statutes and regulations.

7. RECORDS. AUDITS AND INSPECTIONS

Each Party shall, at any time upon reasonable notice during business hours, and as often as may be deemed reasonably necessary, make available for examination by the other Party, State, local, or federal authorities all of its records and data with respect to the matters covered by this Agreement as may be required under State or federal law or regulation or a Party's contract with a State agency.

8. GOVERNING LAW AND FORUM

This Agreement shall be subject to and interpreted in accordance with the laws of the State of California and any action to enforce the terms of the Agreement for the breach thereof shall be brought in County of Nevada.

9. NO THIRD PARTY RIGHTS

The terms and provisions of this Agreement are intended solely for the benefit of each party hereto, and it is not the intention of the parties to confer third-party beneficiary rights upon any other party.

10. <u>AGREEMENT INTERPRETATION</u>

The Parties acknowledge that they have caused this Agreement to be reviewed and approved by legal counsel of their own choice. This Agreement has been specifically negotiated, and any presumption that an ambiguity contained in this Agreement shall be construed against the party that caused this Agreement to be drafted shall not apply to the interpretation of this Agreement.

11. **SEVERABILITY**

If any provision, or any portion of any provision hereof, is held to be unconstitutional, invalid, or unenforceable, the remainder of this Agreement, or portion thereof, shall be deemed severable, shall not be affected, and shall remain in full force and effect.

12. COMPLETE CONTRACT: MODIFICATIONS

This Agreement is to be read as a whole. This is an integrated agreement that contains all of the terms, considerations, understanding and promises of the parties as well as the fees, charges, and authorized expenses to be paid under the terms of this Agreement. No purported modifications of this Agreement shall be effective unless reduced to writing and mutually signed by authorized representative of the CITY and NEVADA COUNTY.

13. TERMINATION OR WITHDRAWAL

At any time and without cause, either Party may terminate in whole or in any part, its participation in this Agreement by giving at least 30 days advance written notice to the other Party prior to the termination date.

14. NOTICES

All notices required or permitted to be given under this Agreement shall be in writing and mailed postage prepaid by certified or registered mail to the appropriate address indicated below.

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To CITY of GRASS VALLEY:	To NEVADA COUNTY:
Grass Valley Police Department Attn: Deputy Chief Steve Johnson 125 East Main Street Grass Valley CA 95945	Nevada County Probation Department Attn: Jeff Goldman, Chief Probation Officer 109 ½ N Pine Street Nevada City, California 95959
Agreement on the day ofexecute same on behalf of the City.	Council of the City of Grass Valley, has approved this, 20, and authorized the Mayor to e of the Board of Supervisors, on behalf of the Nevada
	orized to approve and sign the Agreement, on behalf
"NEVADA COUNTY"	"CITY"
Heidi Hall Chair, Board of Supervisors	Hillary Hodge Mayor, City of Grass Valley
APPROVED AS TO FORM	APPROVED AS TO FORM
County Counsel, County of Nevada	Michael G. Colantuono, City Attorney
	ATTEST
	Taylor Day, Deputy City Clerk

ATTACHMENT A AGREEMENT WITH THE NEVADA COUNTY PROBATION DEPARTMENT FOR AB109 OFFICER SERVICES

The following are examples of services to be performed by the AB109 Officer:

- Act as the primary police department liaison with the Probation Department.
- Perform analytical work as assigned.
- Assist with probation supervision activities and program implementation.
- Act as an extension of the Probation Department for assignments consistent with this Agreement.
- Be a visible, active law enforcement figure working alongside probation officers on AB109 related activities.
- Share and receive information with the Probation Department about persons and conditions that pertain to AB109 initiatives. Attend and participate in Drug Court. Develop relationships with various community partners such as mental health and drug treatment providers, transitional housing resources, 2-1-1, etc. The AB109 Officer will make referrals to community partners when appropriate.
- Create, pursue, and maintain effective working relationships with Probation Department personnel, with other law enforcement agencies, with juvenile and social service agencies, and with other community partners.
- Wear approved department uniform, formal business attire or business casual attire with appropriate logos and name badges depending on the type of activity or program.



City of Grass Valley City Council Agenda Action Sheet

<u>Title</u>: Condon Park Skatepark Expansion.

CEQA: Categorically Exempt - Section 15301 "Existing Facilities"

<u>Recommendation</u>: The Council 1) approves a change order with Grindline Skateparks up to \$138,000 to expand the Condon Park Skatepark by approximately 2,500 square feet; 2) authorize Deputy Public Works Director to execute all related documents, subject to legal review; 3) allow Finance Director to make any necessary budget adjustments and transfers.

Prepared by: Zac Quentmeyer, Deputy Public Works Director

Council Meeting Date: 9/23/2025 Date Prepared: 9/17/2025

Agenda: Administrative

<u>Background Information</u>: In May 2025, construction began on the Condon Park Skatepark project. The project scope included demolition of the existing facility and construction of a new, 15,000 square foot skatepark. During grading and site layout, staff and the designer identified opportunities to increase the park's footprint without impacting other park uses.

The proposed expansion would:

- Provide additional space for features that accommodate all skill levels.
- Improve circulation and reduce congestion in high use zones
- Align with community feedback emphasizing the desire for a larger facility.

The expansion includes adding approximately 16 feet to the entire eastern edge of the skatepark, extending toward the adjacent dog park. An additional five to six feet of skateable space would also be constructed around the top and sides of the gold pan feature, allowing users to drop into the park at that location. Above the gold pan, a level gravel area with seating will be created, offering an ideal viewing area for both participants and spectators.

Expanding the skatepark presents a cost-effective opportunity to enhance the quality and usability of the new facility while construction is underway. Incorporating the expansion into the current construction schedule will minimize disruption and avoid the higher cost associated with making such improvements at a later date.

<u>Council Goals/Objectives</u>: Expansion of the Condon Park Skatepark fulfills Recreation and Parks objectives outlined in the adopted Grass Valley Strategic Plan.

Fiscal Impact: Funded through Measure E.

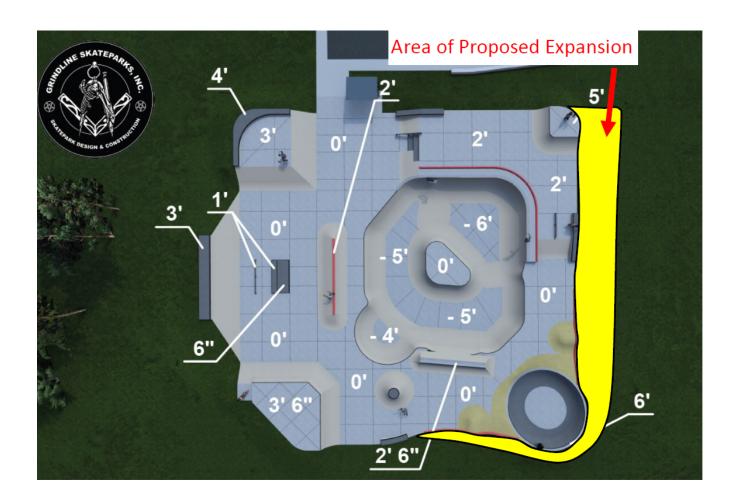
Funds Available: Yes

Account #: 200-406-66658 (Measure E- Condon Park Baseball Improvements)

Reviewed by: City Manager

Attachments: Proposed expansion drawing, Site Photos

Expansion Area



Site Photos





