



Internal Affairs Committee Report

DATE: January 16, 2009

File : [Comm Binder](#)

TO: CITY COUNCIL

FROM: INTERNAL AFFAIRS COMMITTEE

RE: **REPORT ON INTERNAL AFFAIRS COMMITTEE MEETING HELD JANUARY 13, 2009**

<u>Committee present:</u> Chair Nickell Councilmember Holcombe Councilmember Walker	<u>Staff present:</u> City Manager Burkland Assistant City Manager Rucker City Attorney Barker General Services Director Beardsley Capital Project Services Director Varga	Planning Services Director Peterson Assistant Planner Morley Senior Planner Bettencourt Urban Forest Manager Britton Administrative Analyst Cameron
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COMMITTEE MATTERS REQUIRING COUNCIL ACTION

- A. **Recommendations from the Ad-Hoc Tree Preservation Committee.** At its 7/08/08 meeting, the Internal Affairs Committee (IAC) directed staff to develop a phasing order for the Ad-Hoc Tree Committee recommendations. The IAC also directed staff to research low interest loans for maintenance of Heritage Trees and develop public recognition of exiting parking lots that meet 50 percent shading requirement. Staff recommended that the IAC forward the recommendations of the Ad-Hoc Tree Committee to City Council for consideration. Once all the recommendations are considered by Council, then the Heritage Tree program and code amendments will be forwarded to the Planning Commission. ***(Report - Denice Britton, Urban Forest Manager and Jake Morley, Assistant Planner)***

Chair Nickell asked if there are contractors identified that will help citizens with low interest loans for the maintenance of heritage trees. Staff indicated that there is a current list of contractors available at the General Services Department that can easily be added to the City's website.

Alan Gair addressed the Committee on this item indicating that the staff report did not recommend any of the requests from the Ad-Hoc Tree Committee. Francine Gair listed those recommendations as: (1) extending the ordinance into the sphere of influence, adding that a proposal was previously submitted to the City Attorney for review; (2) when trees are protected during the development phase they should be further protected by future homeowners; and (3) permits should be required for all trees at 12" diameter at breast height (DBH) not just certain species.

The Committee asked that the City hold a discussion with the County regarding the sphere of influence and protection of trees, perhaps interfacing this with the General Plan.

Staff indicated that the 12" DBH on native trees versus all trees is the practice in most counties and cities because most ordinances pertain to trees native to the area not those planted.

Staff responded to the third request from the Ad-Hoc Committee concerning the lack of protection for trees in new development, agreeing there is not mechanism for monitoring the care of trees after the property is sold. Councilmember Holcombe questioned if the City could place a deed restriction on the property. City Attorney Barker said it would be an enforcement issue and the underlying issue to consider is would the Council want to regulate the removal of trees on private property, adding that legally it can be done, but it would be a policy question.

John Merz and Karen Laslo addressed the Committee in support of the Ad-Hoc Tree Committee recommendations.

Councilmember Holcombe made a motion to approve staff's recommendation for Phase 1, 2, and 3, with the following additions: (1) Phase 1 to include B1 through B6 landscaping code amendments as specified on the staff report; (2) Phase 2 to go to Planning Commission then to Council; (3) extend the City's regulations to the sphere of influence and bring forward to Council with Phase 1; and (4) direct staff to research compliance and consequences of non-compliance in regard to the 50% shading requirements in parking lots and the possibility of 5 and 10-year reviews during the 15-year time frame to meet those requirements and bring a proposal back to Internal Affairs Committee. Councilmember Walker seconded the motion and asked for a friendly amendment to move Phase 2 forward with Phase 1 in July 2009 rather than the proposed date of December 2009. The amendment was accepted and the motion passed 3-0.

Recommendation: The Committee recommended (3-0) the following: (1) Phase 1 - Heritage Tree Program and landscaping code amendments B1-B6 be forwarded to the Bidwell Park and Playground Commission and the Planning Commission for discussion and additional public outreach, review, and recommendation to the City Council including the extension of the City's regulations to the sphere of influence to come forward to the Council and Phase 2 - reduction of diameter and reduction in "half-acre" threshold be brought forward to the Planning Commission for discussion, review and recommendation to the City Council with an anticipated completion date of July 2009; (2) fees to replace trees and a replacement tree mitigation program be included in the updated nexus study with an anticipated completion date December 2009; and (3) direction to staff to research compliance and consequences of non-compliance in regard to the 50% shading requirements in parking lots and the possibility of 5 and 10-year reviews during the 15-year time frame to meet those requirements and bring a proposal back to a future Internal Affairs Committee meeting.

- B. **Downtown Circulation Issues.** As directed by the Internal Affairs Committee at its meeting of 10/30/08, staff, in coordination with the Downtown Chico Business Association (DCBA), held a second community workshop on 12/02/08 to continue the dialogue with downtown stakeholders regarding commercial loading/unloading issues in the downtown area. The following recommendations reflect the comments and input received at the two workshops with the research and technical analysis compiled by staff. In addition, an update on the implementation of other components of the Downtown Parking Access Plan was provided. The Committee was asked to: (1) direct staff to collaborate with the DCBA to develop a downtown loading/unloading education campaign designed to address existing issues as identified by downtown stakeholders, and establish "best loading/unloading practices;" (2) direct staff to focus near-term efforts on the selection of and contracting with a private enforcement firm and a "smart meter" vendor to improve parking management as the current top priority for implementing the Downtown Access Plan; (3) recommend that the City Council delay consideration of the conversion from parallel parking to diagonal parking and associated lane reductions along the Broadway / Main couplet until after the privatized enforcement and parking kiosks have been in effect for a reasonable period of time to determine if parking conversion is still warranted; and (4) recommend that the City Council adopt a formal resolution temporarily suspending the downtown parking in-lieu fee. **(Report - Tracy Bettencourt, Senior Planner)**

Staff indicated that the City would act as a liaison to resolve the commercial loading/unloading issues and that at this time there was no desire for additional regulation with the downtown businesses.

In response to Councilmember Holcombe's concern about the downtown plan having a time line, staff responded that it is part of the Walkable Downtown Report, which has it's own time line.

Mike McGinnis and Mike Trolinder addressed the Committee on this item.

Councilmember Walker made a motion to: (1) direct staff to collaborate with the DCBA to develop a downtown loading/unloading education campaign designed to address existing issues as identified by downtown stakeholders, and establish "best loading/unloading practices;" (2) direct staff to focus near-term efforts on the selection of and contracting with a private enforcement firm and a "smart meter" vendor to improve parking management as the current top priority for implementing the Downtown Access Plan; (3) recommend that the City Council delay consideration of the conversion from parallel parking to diagonal parking and associated lane reductions along the Broadway/Main couplet until after the privatized enforcement and parking kiosks have been in effect for a reasonable period of time to determine if parking conversion is still warranted; and (4) recommend that the City Council adopt a formal resolution temporarily suspending the downtown parking in-lieu fee. Councilmember Holcombe seconded the motion and asked for a friendly amendment to encourage aggressive enforcement of parking regulations. The amendment was accepted and the motion passed 3-0.

Recommendation: The Committee approved (3-0) the following: (1) direct staff to collaborate with the DCBA to develop a downtown loading / unloading education campaign designed to address existing issues as identified by downtown stakeholders, and establish "best loading / unloading practices;" (2) direct staff to focus near-term efforts on the selection of and contracting with a private enforcement firm and a "smart meter" vendor to improve parking management as the current top priority for implementing the Downtown Access Plan; (3) recommend that the City Council delay consideration of the conversion from parallel parking to diagonal parking and associated lane reductions along the Broadway / Main couplet until after the privatized enforcement and parking kiosks have been in effect for a reasonable period of time to determine if parking conversion is still warranted; (4) recommend that the City Council adopt a formal resolution temporarily suspending the downtown parking in-lieu fee; and (5) encourage aggressive enforcement of parking regulations.

- C. **Business From the Floor.** Mike Trolinder addressed the Committee on the possibility of the City budgeting marketing dollars for the downtown area.
- D. **Adjournment and Next Meeting.** The meeting adjourned at 9:55 a.m. The next meeting is scheduled for Tuesday February 20, 2009, at 8:00 a.m. in Conference Room No. 1.

Lynda Cameron, Administrative Analyst

Distribution:

City Council (7); Council Office copy; City Manager; Building & Development Services Director; Fire Chief; Chief of Police; Housing & Neighborhood Services Director; Capital Project Services Director; Finance Director; Admin Services Director; Traffic Engineer; Eng. Admin. Manager; Urban Forest Manager; A.P. Morley



Internal Affairs Committee Report

DATE: February 23, 2009

File : Comm Binder

TO: CITY COUNCIL

FROM: INTERNAL AFFAIRS COMMITTEE

RE: **REPORT ON INTERNAL AFFAIRS COMMITTEE MEETING HELD FEBRUARY 10, 2009**

<p><u>Committee present:</u> Chair Nickell Councilmember Holcombe Councilmember Walker</p>	<p><u>Staff present:</u> City Manager Burkland Assistant City Manager Rucker City Attorney Barker General Services Director Beardsley Administrative Services Director Pierce</p>	<p>Building & Dev. Services Dir. McKinley Capital Project Services Director Varga Senior Development Engineer Johnson Senior Planner Tillman Traffic Engineer Mickelson Administrative Analyst Cameron</p>
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COMMITTEE MATTERS REQUIRING COUNCIL ACTION

- A. **Chico Avenues Neighborhood Association (CANA) Request for Corner Bulbing.** As a step towards implementing the traffic calming goals of the Chico Avenues Neighborhood Plan, CANA requested the installation of temporary corner bulbing at the intersections of West First Avenue/Magnolia Avenue and at East First Avenue/Oleander Avenue. The Building & Development Services Director recommended: (1) the installation of temporary corner bulbing at the West First/Magnolia Avenue intersection; (2) the installation of temporary corner bulbing at the East First/Oleander Avenue intersection and adoption of a supporting traffic regulation establishing "Prohibit Left Turns on Weekdays from 6:00 a.m to 6:00 p.m.;" and (3) that staff monitor the above recommendations for a six-month period and provide the Committee with a report detailing the results at that time. **(Report - Fritz McKinley, Building & Development Services Director)**

Councilmember Holcombe was disqualified on this item due to residing in the avenues neighborhood.

Alan Chamberlain and Kasey Merrill addressed the Committee on this item.

Councilmember Walker advised trying something different and wondered if the City was missing an opportunity to look at technology such as flashing crosswalks (in-pavement lights).

Staff indicated that the plan was to make incremental improvements and monitor them to see what happens. If the neighborhood is receiving a benefit, the City will then make the changes permanent.

Councilmember Walker stated that it is reasonable to implement these changes for a trial period, adding he doesn't think it is the complete solution. He would like to see flashing crosswalks and has concerns about diverting traffic and buses through a historic neighborhood, but at the same time wants to be respectful of the work previously completed.

Councilmember Walker made a motion to forward the following recommendation to the Council. The motion was seconded by Chair Nickell and passed 2-0-1 Holcombe disqualified.

Recommendation: ***The Committee recommended approval (2-0-1 Holcombe disqualified) of: (1) the installation of temporary corner bulbing at the West First/Magnolia Avenue intersection; (2) the installation of temporary corner bulbing at the East First/Oleander Avenue intersection and adoption of a supporting traffic regulation establishing "Prohibit Left Turns on Weekdays from 6:00 a.m to 6:00 p.m.;" and (3) staff monitoring of the above recommendations for a six-month period with results provided to the Committee at that time.***

- B. **Update on Relocation of the Disc Golf Short Course.** At its 1/06/09 meeting, the City Council voted unanimously to allow a disc golf long course to be developed in Upper Bidwell Park adjacent to Hwy. 32 and to work on relocating a short disc golf course at a new location(s) to be determined closer to Chico. The Council directed staff to work with the Internal Affairs Committee, CARD and stakeholders on identifying potential sites for the short disc golf course. Staff provided an update on the status and progress on this task. The General Services Director recommended that any consideration of relocating a short course in Bidwell Park or to any other site under Bidwell Park and Playground Commission oversight be referred to the Commission for review and recommendation. **(Report - Dennis Beardsley, General Services Director)**

Chair Nickell was disqualified on this item due to his residence being within 500' of one of the disc golf short course potential locations.

Lon Glazner, Gregg Payne, Bob Woods, Cynthia VanAuken, Alan Chamberlain, John Merz, Denny Wayne, Grace Marvin, Susan Strong, Bob Kline, Maria Phillips, and Josephine Rubino addressed the Committee on this item.

Staff indicated that seven short course sites were identified and considered after a series of public meetings by City staff, Chico Area Recreation District (CARD) and interested parties. Staff discussed the following sites and issues that may render these specific sites infeasible:

Walnut orchard along Vallombrosa - location and infrastructure issues
Comanche Creek - linear infeasibility
Lindo Channel - linear infeasibility and infrastructure issues
North Rim trail, five mile area - elderberry, cultural and wetland issues

Staff noted the following sites that could possibly be feasible:

Horseshoe Lake area
Caper Acres (between Caper Acres and Hwy. 99)
Vallombrosa Avenue and Peterson

Staff recommended this item be directed to the Bidwell Park and Playground Commission (BPPC) for conceptual review and approval which would be the basis for the Environmental Impact Report.

Jan Snead, Boardmember, CARD, stated that CARD got involved because they were interested in managing the course, adding that the sites at the airport and Hwy. 32 would not be serviceable useable areas as far as CARD was concerned.

Councilmember Walker made a motion to forward the following recommendation to the Council. The motion was seconded by Councilmember Holcombe and passed 2-0-1, with Chair Nickell disqualified.

Recommendation: The Committee recommended (2-0-1, Nickell disqualified) sending consideration of relocating a disc golf short course to the BPPC for a 60 day review. The BPPC will forward its recommendations to the City Council.

- C. **Business From the Floor.** None.
- D. **Adjournment and Next Meeting.** The meeting adjourned at 10:05 a.m. The next meeting is scheduled for Tuesday, March 10, 2009, at 8:00 a.m. in Conference Room No. 1.

Lynda Cameron, Administrative Analyst

Distribution:

City Council (7); Council Office copy; City Manager; Building & Development Services Director; Fire Chief; Chief of Police; Housing & Neighborhood Services Director; Capital Project Services Director; Finance Director; General Services Director; Admin Services Director; Traffic Engineer; Eng. Admin. Mgr.



City Clerk's Office
411 Main Street, Chico, CA 95928
(530) 896-7250

CITY OF CHICO
INTERNAL AFFAIRS COMMITTEE

NOTICE OF CANCELLATION OF MEETING

The Internal Affairs Committee meeting scheduled for
March 10, 2009, has been canceled.

The next meeting of the Internal Affairs Committee is
scheduled for Tuesday, April 14, 2009, at 8:00 a.m. in
Conference Room 1, unless otherwise noted.



Internal Affairs Committee Report

DATE: April 30, 2009

File : Comm Binder

TO: CITY COUNCIL

FROM: INTERNAL AFFAIRS COMMITTEE

RE: **REPORT ON INTERNAL AFFAIRS COMMITTEE MEETING HELD APRIL 14, 2009**

Committee present: Chair Nickell Councilmember Holcombe Councilmember Walker	Staff present: City Manager Burkland Assistant City Manager Rucker City Attorney Barker General Services Director Beardsley Operation & Maintenance Dir. Martinez	Administrative Services Director Pierce Public Works Supervisor White Administrative Analyst Cameron
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COMMITTEE MATTERS REQUIRING COUNCIL ACTION

- A. **Consideration of an Amendment to the Chico Municipal Code (CMC) to Allow Only Residential Yard Waste Generators to Use the City's Leaf Collection Program.** At its 3/03/09 meeting, the City Council considered staff's and Internal Affairs Committee recommendations to amend the CMC to prohibit commercial yard waste generators from using the City's leaf collection program. This was proposed as a cost saving measure to meet the required budget reductions. The Council referred this item back to the Committee for further review and discussion. In particular, the Committee was requested to discuss potential alternatives such as adding additional drop off sites, charging a fee for the service, and whether to require mandatory compliance. The General Services Director recommended that the Committee forward the adoption of an ordinance amending the CMC as proposed to the Council. ***(Report - Dennis Beardsley, General Services Director and Ruben Martinez, Director of Operations and Maintenance)***

Staff indicated that the original budget savings of \$25,000 was to be accomplished by not hiring hourly employees during the leaf pick-up season. With the changes to the program, staff anticipates a \$13,000 savings.

Staff emphasized that the leaf pick-up programs' original intent was to keep the right-of-ways clear for public safety, adding the City is at a turning point and may need to consider ways of gradually phasing out the program.

Councilmember Walker stated that Chico is the City of Trees which, in turn, leads to the City of Leaves.

Staff is recommending the following changes to the program: free dumping for leaves at the greenwaste site, reduced fees for mixed loads; additional City drop sites; enforcement of illegal dumping with warnings and citations issued; the posting of notices at drop sites to reinforce that drop sites are for leaves only.

Chair Nickell made a motion to accept staff's recommendation and to direct staff to look for ways to eliminate the leaf pick-up program. The motion died for lack of a second.

Councilmember Holcombe made a motion to forward the following recommendation to the Council. The motion was seconded by Councilmember Walker and passed 3-0.

Recommendation: The Committee recommended (3-0) approving modifications to Section 8.12.120 of the Chico Municipal Code, adding definitions of "Commercial Yard Debris Generators" and "Residential Yard Debris Generators" to clarify who may place leaves in the City streets and rights-of ways, during leaf season and providing the City with the discretion to select specified drop-off sites. The Committee also asked that the program be evaluated after one year.

- B. **Business From the Floor.** None.
- C. **Adjournment and Next Meeting.** The meeting adjourned at 8:35 a.m. The next meeting is scheduled for Tuesday, May 12, 2009, at 8:00 a.m. in Conference Room No. 1.

Lynda Cameron, Administrative Analyst

Distribution: City Council (7); Council Office copy; City Manager; General Services Director; Fire Chief; Chief of Police; Housing & Neighborhood Services Director; Finance Director; Admin Services Director; Building and Development Services Director



Internal Affairs Committee Report

DATE: June 1, 2009

File : [Comm Binder](#)

TO: CITY COUNCIL

FROM: INTERNAL AFFAIRS COMMITTEE

RE: **REPORT ON INTERNAL AFFAIRS COMMITTEE MEETING HELD MAY 12, 2009**

<p><u>Committee present:</u> Chair Nickell Councilmember Holcombe Councilmember Gruendl</p>	<p><u>Staff present:</u> City Manager Burkland Assistant City Manager Rucker City Attorney Barker Interim Chief of Police Maloney</p>	<p>Supv. Code Enforcement Officer Armstrong Administrative Analyst Cameron</p>
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COMMITTEE MATTERS REQUIRING COUNCIL ACTION

- A. **Consideration of Possible Regulation of Outdoor Cultivation of Medicinal Marijuana Including the Allowance of Dispensaries in the City of Chico.** At its meeting of 4/07/09, the City Council referred general discussion of this topic to the Internal Affairs Committee. The Committee was provided with a copy of the e-mail dated 2/24/09 from Michele Cooper. No written staff report was prepared on this item. Assistant City Manager Rucker gave a verbal report at the meeting.

Assistant City Manager Rucker indicated that the law surrounding the zoning ordinance was the original reason for discussion of this topic. There is no argument that the sale of marijuana for profit is illegal and there are many instances of crimes of violence related to this issue. Marijuana growing and sales are most problematic during the harvest season of August, September and October. The law also allows for the operation of a marijuana collectives or cooperatives where people participate in the growing and sharing of marijuana. In order to be legal, those who obtain marijuana at a collective or cooperative must have participated in the care and cultivation of the marijuana plants.

Storefront dispensaries are usually illegal in that they allow for the sales of marijuana for profit to holders of marijuana recommendations. The only way that money can ever change hands in a marijuana transaction is if the funds are strictly limited to covering the operating costs of the dispensary. However, there are some dispensaries operating in the State of California. According to provided statistics, there is also an extreme amount of crime surrounding those dispensaries. In Butte County, the District Attorney has taken a firm stand that dispensaries where marijuana is sold for profit are illegal.

Councilmember Holcombe stated that dispensaries are potentially legal if the Attorney General guidelines are followed.

Staff indicated that when the City informs citizens that dispensaries are illegal it is in the sense that they are not allowed in any of the City's zoning districts. Dispensaries are not provided for in any of the land use descriptions in the Chico Municipal Code.

Councilmember Holcombe made a motion that staff review Title 19 to find an appropriate land use to operate a medical marijuana cooperative or a collective as defined by the Attorney General guidelines. Staff indicated that an amendment to Title 19 would require Planning Department input and staff is currently consumed with the General Plan Update.

Councilmember Gruendl seconded the motion. He asked for a friendly amendment to direct staff to find out how many medical marijuana identification cards have legitimately been issued by the County Health Department in the City of Chico. The amendment was accepted and the motion passed by Committee concurrence. The City Manager added that he will direct the timing of this item as it will require an extensive staff effort.

Staff indicated that the zoning ordinance would be a tool that law enforcement could use, it would fall under the Housing and Neighborhood Services Department and Code Enforcement would monitor and enforce the usage. As this is a land use issue it would be a way to address neighborhood concerns.

Interim Police Chief Maloney indicated that an intermediate step the City could take would be to establish suggested "safety guidelines" to help maintain peace in the neighborhood. This could be a brochure that recommends "if you are going to grow marijuana the City recommends that you follow the law and not cause problems for your neighbors, by moving the "grow" away from the fence line, keeping it out of view, etc. The City would not necessarily be advocating the "grow," but rather, making citizens aware of the law. Growing end guidelines would come from Police Department and Housing and Neighborhood Services Department. Attorney General and District Attorney guidelines would be made available to the public along with suggestions for City of Chico growers.

Councilmember Gruendl noted it would be a good idea to inform Butte County Health Officer Lundberg of the Committee's recommendation in case he wants to provide input on this issue.

Recommendation: The Committee directed staff (3-0) to: (1) add review of Title 19 to the Planning Services Department Work Plan to find an appropriate land use for operating a medical marijuana cooperative or a collective as defined by the Attorney General guidelines; and (2) find out how many medical marijuana identification cards have legitimately been issued by the County Health Department in the City of Chico. The City Manager will direct the timing of this item as it will require an extensive staff effort.

B. **Business From the Floor.** None.

C. **Adjournment and Next Meeting.** The meeting adjourned at 9:05 a.m. The next meeting is scheduled for Tuesday June 9, 2009, at 8:00 a.m. in Conference Room No. 1.

Lynda Cameron, Administrative Analyst

Distribution:

City Council (7); Council Office copy; City Manager; Building & Development Services Director; Fire Chief; Chief of Police; Housing & Neighborhood Services Director; Capital Project Services Director, Finance Director; Admin Services Director; Traffic Engineer; Eng. Admin. Mgr.



Internal Affairs Committee Report

DATE: June 9, 2009
 TO: CITY COUNCIL
 FROM: INTERNAL AFFAIRS COMMITTEE

File : [Comm Binder](#)

RE: **REPORT ON INTERNAL AFFAIRS COMMITTEE MEETING HELD JUNE 9, 2009**

Committee present: Chair Nickell Councilmember Holcombe Councilmember Walker	Staff present: City Manager Burkland Assistant City Manager Rucker City Attorney Barker Building & Dev. Services Dir. McKinley	Capital Project Services Director Varga Sr. Development Engineer Johnson Traffic Engineer Mickelson Administrative Analyst Cameron
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COMMITTEE MATTERS NOT REQUIRING COUNCIL ACTION

- A. The Committee was provided with a copy of an e-mail dated 4/13/09 from Vice-Mayor Nickell regarding a public safety and liability issue at the Saturday Farmers Market. At its meeting of 4/21/09, the City Council referred discussion of this topic to the Internal Affairs Committee. No written staff report was provided.

Chair Nickell gave a verbal report of his concerns of the Saturday Farmers Market. He indicated that the two side lanes of parking within the market (paralleling Second and Third Streets) cause safety issues for pedestrians. He suggested closing off both parking lanes totaling 80 parking spaces lost. In the spirit of compromise, he would be willing to do a "test close" for the Second Street parking lane only, allowing vendors to expand into that area.

Councilmember Walker said the Committee has identified a series of problems with the market, and what needs to be determined is how the market can continue to grow and be safe, adding that perhaps the Committee could look at moving the market to the City Hall Municipal Parking Lot or the City Plaza.

Staff indicated that the Farmers Market has a franchise agreement with the City that, if amended, would have to go through the ordinance process. Staff added that the future traffic circulation project for this area is proposing a one way couplet heading east on Second Street with a roundabout at the Camellia Way triangle. This one way street could provide additional parking and also a bike lane.

Tom Hall, owner, Garden Walk Mall, spoke in opposition to losing 40 to 80 parking spots.

Terry Givens, Manager, Chico Certified Farmers Market, spoke in support of closing the parking lane.

City Manager Burkland stated that when this item returns to Committee it will include the parking issue and market expansion and the downtown business owners will have adequate notification of the meeting.

Councilmember Holcombe made the following motion to consider this item at a future meeting. The motion carried 3-0.

Action: The Committee agreed (3-0) to agendaize consideration of parking and safety concerns at the Saturday Farmers Market at a future meeting in order to allow staff sufficient time to prepare a report that would identify alternatives, traffic safety, pedestrians and the temporary rearrangement of handicapped parking on Second Street. The Committee asked staff to identify consequences and alternatives to closing the Second Street parking lane within the parking lot during the Saturday Farmers Market.

- B. **Business From the Floor.** None.
- C. **Adjournment and Next Meeting.** The meeting adjourned at 8:52 a.m. The next meeting is scheduled for Tuesday, July 14, 2009, at 8:00 a.m. in Conference Room No. 1.

Lynda Cameron, Administrative Analyst

Distribution:
 City Council (7); Council Office copy; City Manager; Building & Development Services Dir; Fire Chief; Chief of Police; Capital Project Services Director, Finance Director; Admin Services Director; Traffic Engineer; Eng. Admin. Mgr.



Internal Affairs Committee Report

DATE: July 28, 2009

TO: CITY COUNCIL

File : Comm Binder

FROM: INTERNAL AFFAIRS COMMITTEE

RE: **REPORT ON INTERNAL AFFAIRS COMMITTEE MEETING HELD JULY 14, 2009**

<u>Committee present:</u> Chair Nickell Councilmember Holcombe Councilmember Walker	<u>Staff present:</u> City Manager Burkland City Attorney Barker City Clerk Presson Building & Dev. Services Dir. McKinley General Services Director Beardsley	Capital Project Services Director Varga Sr. Development Engineer Johnson Administrative Services Director Pierce Public Works Manager White Administrative Assistant Sevier
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COMMITTEE MATTERS NOT REQUIRING COUNCIL ACTION

A. Review of Chico Certified Farmer's Market Franchise Agreement -

The Committee continued its discussion regarding the interaction of vehicles, pedestrians and bicycles interior and exterior to the Chico Certified Farmer's Market (Market) area as set forth in its Franchise Agreement from the meeting of 6/9/09. The Building and Development Services Director made the following recommendations: (1) modify the boundaries of the Market to the northerly half of Municipal Parking Lot 1 (MLP 1), including the surrounding sidewalks out to the face of curb, allowing for a definite separation of vehicles, bicycles and pedestrians on the south half of the lot, but having no net impact on the number of available parking spaces within MLP 1; (2) address circulation issues outside the Market boundaries concurrently with the changes to circulation patterns being considered for the Second Street corridor; and (3) if approved, a noticed public hearing would be scheduled for a future City Council meeting after which the Council will consider introduction of an ordinance to amend the Franchise Agreement which allows the Market exclusive use of MPL 1. In addition, staff would review the agreement with Market staff to determine whether any further clean up items are needed. **(Report - Fritz McKinley, Bldg. & Development Services Director)**

Addressing the Committee in support of staff's recommendations of moving the Market to the northern half of MLP 1 were Katrina Davis-Woodcox, Robert Mallory, Terry Givens, Charles Clark, and Mike Trolinder with the exception that Mr. Trolinder was not in favor of expanding the Market to the face of the curb.

Addressing the Committee in support of relocating the Farmer's Market to the City Hall Municipal Lot were Tom Hall, Katrina Davis-Woodcox, Cecilia Richardson, Robert Mallory, Barbara Mundy, and Ashley Person.

Terry Givens, representative of the Farmer's Market, stated the Market was not interested in relocating. However, the Committee asked her to meet with the Board to consider a possible relocation of the Market.

Robert Mallory and Steve Catteral indicated that if the Farmer's Market was relocated to the Municipal Lot, they would cover the costs of a banner that would be displayed on Mr. Mallory's building in order to advertise the new location of the Market.

Councilmember Holcombe raised the question of whether the location is appropriate for the Market and whether curb-side vendors would be pushed elsewhere by the Market's expansion. Staff explained the expansion would give the Market control over the sidewalks and force those vendors to pay a fee to be part of the Market.

Councilmember Walker emphasized this has become an issue due to the Market's popularity and that the Market has grown without expanding its borders. He added the proposed solution only addresses the initial problem without solving the other issues of an extremely popular market and agreed the Market should consider another location such as the Municipal Lot or City Plaza.

A motion was made by Councilmember Holcombe to move forward with the above-mentioned staff recommendations. The motion died for lack of a second.

Staff clarified a public hearing would be needed to modify the Franchise Agreement, requiring an approximate three month time frame.

The Committee directed staff to provide additional information pertaining to the possible relocation of the Farmer's Market to the Municipal Lot. The information requested includes: (1) what to do about the vehicles in the parking lot; (2) restroom facilities; (3) verify the area (number of spaces, square footage, layout, configuration); and (4) get the details on the objections to moving the Market to the Municipal Lot that arose out of the proposed Parking Structure at 2nd and Wall.

Councilmember Walker made a motion to approve the following action, which was seconded by Councilmember Holcombe. The motion carried 3-0.

Action: The Committee approved (3-0) continuing the discussion with consideration of relocating the Farmer's Market to the Municipal Lot at the Committee's next meeting and to direct staff to provide: (1) logistics on whether this can be accomplished; and (2) a list of issues that might need to be amended in the Franchise Agreement.

B. One-year Review of the Flag Installation Encroachment Permit Policy - This item was heard first.

On 8/19/08, the City Council approved the Internal Affairs Committee recommendation to adopt a policy to establish a permit process to allow individuals, groups, and organizations to display flags on City-owned light poles. The Internal Affairs Committee requested that staff monitor the program for the first year and report back to the Committee. The General Services Director and the Public Works Manager recommended the flag program continue in its current form. **(Report - Dennis Beardsley, General Services Directive and Kirby White, Public Works Manager)**

Councilmember Holcombe made a motion to approve the following action, which was seconded by Councilmember Walker. The motion carried 3-0.

Action: The Committee approved (3-0) continuing the flag program in its current form.

C. Business from the Floor.

Mike Trolinder addressed the Committee concerning the need for the sign ordinance to work for the benefit of retailers.

D. Adjournment and Next Meeting. The Committee adjourned at 9:55 a.m. to its next regularly scheduled meeting on Tuesday, August 11, 2009, at 8:00 a.m. in Conference Room No. 1.

Laurie Sevier, Administrative Assistant

Distribution:

City Council (7); Council Office copy; City Manager; Building & Development Services Dir; Fire Chief; Chief of Police; Capital Project Services Director, Finance Director; Admin Services Director; Traffic Engineer; Eng. Admin. Mgr.



Internal Affairs Committee Report

DATE: August 14, 2009

TO: CITY COUNCIL

File : [Comm Binder](#)

FROM: INTERNAL AFFAIRS COMMITTEE

RE: **REPORT ON INTERNAL AFFAIRS COMMITTEE MEETING HELD AUGUST 11, 2009**

<u>Committee present:</u> Chair Nickell Councilmember Holcombe Councilmember Walker	<u>Staff present:</u> City Manager Burkland Assistant City Manager Rucker City Attorney Barker Building & Dev. Services Dir. McKinley	Oper & Maint Director Martinez Capital Project Services Director Varga Administrative Services Director Pierce Administrative Assistant Sevier
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COMMITTEE MATTERS NOT REQUIRING COUNCIL ACTION

- A. **Consideration of Use of City Municipal Building Parking Lot for Chico Certified Farmer's Market** - At its 7/14/09 meeting, the Committee directed staff to investigate the feasibility of the Chico Certified Farmer's Market (CCFM) using the City Municipal Building Parking Lot (MBPL) on Saturdays. Information requested by the Committee included: 1) feasibility of relocating City vehicles; 2) restroom facilities; 3) configuration of the MBPL including the number of parking spaces, square footage, and layout; and 4) identifying objections to moving to the MBPL made during previous discussions regarding the construction of a proposed parking structure on Municipal Parking Lot 1. The Building and Development Services Director recommended the Committee provide staff direction on the Saturday Market relocation. **(Report - Fritz McKinley, Bldg. & Development Services Director)**

Addressing the Committee on behalf of market vendors were Christina Greer, who provided the Committee with a "Chico Police Department Request for Information" report showing zero collisions at the current market location in the last five years, Dave Miller, Robert Montgomery, Bruce Bell, Weesie Campbell, Charles Clark, Wednesday Market manager, Kurt Albrecht, President of the CCFM Board, and James Brach.

Addressing the Committee on behalf of downtown merchants were David Halimi, Tom Hall, Barbara Mundy, Steve Catteral, Cecilia Richardson, Robert Mallory, Val Montague, Katrina Davis-Woodcox, DCBA, and Alan Chamberlain, President of the DCBA.

Citizens addressing the Committee were Hilary Herman, Karen Laslo, Karl Ory, Richard Roth, Cheryl King, Paige Gambel, Jim Williams, Rich Drullard, Ken Fleming, and LaDona Knigge, CSU, Chico, Professor who volunteered her planning class to take on the project of researching and assessing the pros and cons of various market locations.

Councilmember Holcombe noted he did not want to lose sight of the original idea to shift the current footprint of the market within Municipal Parking Lot 1 and suggested developing a task force or bringing in experts to study all available options and locations for the market and indicated more data was needed to make a decision. He then requested clarification of the staff report that depicted twice as much usable space in the MBPL as compared to the current location. BDS McKinley explained the usable space referred to overall square footage rather than usable vending space.

BDS McKinley stressed his concerns regarding the speed bumps located in the MBPL and pointed out the hardscape of the current location allows for a better Market configuration due to straight medians and deeper parking stalls. He added the benefits of the MBPL are that parking could be provided by accessing neighboring businesses, including the University of Phoenix lot.

City Manager Burkland conveyed that the Committee direction from its meeting of 7/14/09 was to see what could be accommodated in the MBPL and that a reconfiguration would have to be more creative, but if it was wanted, it could be done. He emphasized the idea was not to move the Market, but to address the feasibility of moving it.

Chair Nickell stressed the goal is not to move the Market from its current location, but to address the safety issue.

Chair Nickell made a motion that the Saturday Farmer's Market to stay at its current location and that LaDonna Knigge's class at CSU, Chico research the possibilities of expanding at the current location. The motion died for lack of a second.

Councilmember Holcombe made a motion to accept the following action. The motion was seconded by Councilmember Walker and carried 2-1, with Chair Nickell opposed.

Action: The Committee accepted (2-1, Nickell opposed) the offer of University Professor Knigge to study the pros and cons of both the current market location and the MBPL, contingent upon coordinating with the City and having one or more public venues for input in the data collection process. The Professor will report back at the end of the semester and the item will be agendized as soon as possible thereafter for review by the Committee. Councilmember Walker asked for a friendly amendment that the research include all possibilities including the creek along First Street, the MBPL by itself or as a spillover for Market vendors and to encompass all the pros and cons of various Market locations.

- B. **Final Disposition of Administrative Review** - Vehicle for Hire Permits. The Committee accepted the City Manager's report.
- C. **Business from the Floor**. None.
- D. **Adjournment and Next Meeting**. The Committee adjourned at 10:07 a.m. to its next regularly scheduled meeting on Tuesday, September 8, 2009, at 8:00 a.m. in Conference Room No. 1.

Laurie Sevier, Administrative Assistant

Distribution:

City Council (7); Council Office copy; City Manager; Building & Development Services Dir; Fire Chief; Chief of Police; Capital Project Services Director, Finance Director; Admin Services Director; Traffic Engineer; Eng. Admin. Mgr.



Internal Affairs Committee Report

DATE: September 22, 2009
 TO: CITY COUNCIL
 FROM: INTERNAL AFFAIRS COMMITTEE

File : [Comm Binder](#)

RE: **REPORT ON INTERNAL AFFAIRS COMMITTEE MEETING HELD September 8, 2009**

<u>Committee present:</u> Chair Nickell Councilmember Holcombe Councilmember Walker	<u>Staff present:</u> City Manager Burkland Assistant City Manager Rucker City Attorney Barker City Clerk Presson	Human Resources Director Campbell General Services Director Beardsley Administrative Services Director Pierce General Services Admin Manager Herman Administrative Assistant Sevier
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COMMITTEE MATTERS NOT REQUIRING COUNCIL ACTION

- A. **Transparency in Bargaining** - At its meeting of 9/16/08, the Council directed that the Internal Affairs Committee conduct a one year review of the Transparency process. While there has been no bargaining related to new contracts during this period, it is anticipated that the negotiations process for renewal of contracts will begin during the early part of 2010. The HR/RM Director recommended that the Committee review the "Transparency in Bargaining" process in 18 months after the renewal of the December 2010 contracts and based on that review, either include the policy as a formal budget policy or modify as necessary. **(Report - Teresa Campbell, HR/RM Director)**

Addressing the Committee on this item were Bob Best, Lee Lyon and Stephanie Taber. Mr. Best requested clarification on Council direction from its 9/16/08 meeting at which the Committee was to publicize the fiscal impact at the beginning of negotiations, as well as provide a two-week review period prior to being agendaized.

HR/RM Director Campbell verified the fiscal impact requirement and stated the unions have a 30-day review period, so enabling a two-week review for the public. She emphasized the figures can dramatically change from beginning to the end of negotiations.

Councilmember Holcombe indicated he thought the process was to deliberate in a closed session, allow time for the union to take action, come to Council for a public hearing, and then back to Council for final action, thus providing time to think about the public comments. City Manager Burkland clarified the process, adding the information could be made available on the web, then put on the regular agenda allowing public input and Council action at the same time. City Clerk Presson confirmed that the process adhered to Council direction.

Councilmember Walker made the following motion. The motion was seconded by Councilmember Holcombe and carried 3-0.

Action: The Committee approved (3-0) the review of the transparency in bargaining process in 18 months after the renewal of the December 2010 contracts and based on that review, either include the policy as a formal budget policy or modify as necessary.

COMMITTEE MATTERS REQUIRING COUNCIL ACTION

- B. **Consideration of the Human Resources Commission's (HRC'S) Request to Restructure the Commission**
 At its meeting of 6/02/09, the City Council directed the Internal Affairs Committee to hold a joint discussion with members of the HRC regarding its proposed restructuring of the Commission in order to become a community outreach forum on diversity and nondiscrimination and/or the possible disbanding of the advisory body. The Committee was being asked to provide direction and/or a recommendation on the following items: (1) consider the proposed redirection of the HRC and determine if some gap in the existing regulatory requirements is not currently being met which creates a need for the proposed change; (2) consider the possible disbanding of the HRC due to it fulfilling its mission; and (3) consider having the HRC continue in its current form with it becoming an "ad hoc" commission that meets on an "as needed" basis. **(Report - Teresa Campbell, HR/RM Director)**

Addressing the Committee in support of restructuring the HRC and adding Item "8" pertaining to the formation of a community forum back into the 2009/2010 HRC Work Plan were the following HRC members: Ali Sarsour, Chair, Megan Thomas, Lee Lyon, Charlie Turner, Ann Schulte, and Thor Vue.

Councilmember Holcombe stated the review of the EEO reports by the Commission is no longer needed as staff handles the reporting process internally. He was however opposed to disbanding the HRC and suggested waiting until the regular scheduled biennial recruitment to formally reorganize the HRC. He felt that the HRC could become a conduit to address issues of cultural divides, homelessness, and mental disabilities to better serve the community and create trust in government for minorities.

Councilmember Walker suggested the IAC could serve as the forum if one is needed. Councilmember Holcombe felt that the IAC would be too formal for most community members and could cost more for staff to do the outreach. Staff confirmed that the duties of the Committee have been fulfilled due to state imposed checks and balances. Councilmember Walker stated that he also believed that the HRC had fulfilled its original purpose and should be disbanded. He did however, support the Commission being redirected as a forum for community outreach meeting on an ad hoc basis.

Chair Nickell asked staff the cost of the HRC and if the City would save that money by making the commission ad hoc. Staff responded that regardless of the redirection of the commission, the cost would still include the time to write reports, room costs for setup, cleanup and heating, City Manager's time, Clerk's Office review time, as well as staff time to attend the meetings, etc. Human Resources Director Campbell noted that the costs could go up substantially if legal counsel was required for the proposed community outreach Commission dealing with diversity issues in this community.

Councilmember Holcombe indicated that Item "8" pertaining to developing a community outreach forum on diversity issues should be immediately added back into the 2009/2010 Work Plan on a trial basis, with the Commission determining the structure and a report back out at the end of the Work Plan to determine a formal restructuring via the appropriate code amendments.

Councilmember Walker indicated he would like a review of the Commission prior to the Biennial Recruitment to decide if the forum/structure is working and the Commission is doing what it is supposed to. He noted for the record that he supports disbanding this Commission and ultimately forming a new one, but is willing to wait until the next recruitment in 2010.

Staff asked for clarification on the structure of the community outreach forum in order to determine costs and level of staff support, etc. Staff also noted that citizens may have expectations as to resolution of their issues after approaching the HRC. Staff asked that well defined guidelines be put into place to help guide the Commission.

Councilmember Holcombe stated the HRC would report all items or discussions to Council by inclusion in the HRC minutes and then a Councilmember could agendaize any items of interest at a Council meeting if further action is needed.

Councilmember Holcombe made the following motion. The motion was seconded by Councilmember Walker and carried 3-0.

Recommendation: The Committee directed (3-0) staff to incorporate Item 8 of the proposed 2009/2010 HRC Work Plan back into the plan and report back on how it is working prior to the next Biennial Recruitment for review and redirection of the Commission.

- C. **Consideration of Requests to Consider Making City Plaza and Other Public Areas Smoke-Free** - At its 5/26/09 meeting, the Bidwell Park and Playground Commission (BPPC) considered a request from the American Lung Association and the Downtown Chico Business Association to make City Plaza smoke-free. The Council referred a request to the Committee from the California Health Collaborative to endorse a smoke-free policy for the Silver Dollar Fair. In addition, staff received a request from Enloe Medical Center to prohibit smoking near its facility. The General Services Director recommended that the Committee: (1) approve BPPC's recommendation that Council approves amending the Chico Municipal Code to prohibit smoking in City Plaza; and (2) provide direction to staff on whether to pursue: (a) establishing a City-wide policy to prohibit smoking at public events; (b) prohibiting smoking within 50 feet of Enloe's main hospital facility; and (c) Council endorsement of a proposed policy to make Silver Dollar Fair smoke-free. ***(Report- Dennis Beardsley, General Services Director)***

Addressing the Committee on this item was Deann Blankenship, of the California Health Collaborative, who provided a fact sheet to the Committee and explained the Silver Dollar Fair is under new management and they will be addressing the Board in October. She stated that she is looking for Council support.

Councilmember Holcombe reiterated that State law prohibits smoking within 20 feet of an entrance to a facility and asked staff to identify the entrances to the City Plaza. He also requested clarification that the policy would not extend an additional 20 feet beyond the Plaza, as is the case for other facilities and questioned whether an individual could pass through the park while smoking, as opposed to being at an event in the park. Staff responded that the term facility is being used to encompass the entire Plaza, excluding the sidewalks and if the term is confusing a policy similar to that of Caper Acres could be made. Staff added that the policy would include the phrasing of "carrying anything lighted," which would make the Plaza smoke-free regardless of standing still or passing through.

Councilmember Walker requested the language be such to not prohibit candles during a vigil. He added that Council has not discussed a City-wide policy to prohibit smoking at public events and supports policies that benefit public health, but still struggles with freedom of choice.

Councilmember Walker made a motion to prohibit smoking in City Plaza. Councilmember Holcombe seconded the motion and asked for a friendly amendment that would prohibit smoking within 20 feet of the entrance to the City Plaza. The amendment was accepted and the motion carried 3-0.

Recommendation: The Committee recommended (3-0) amending the Chico Municipal Code to prohibit smoking in City Plaza and within 20 feet of the entrances.

Councilmember Holcombe made the following motion. The motion was seconded by Chair Nickell and carried 3-0.

Recommendation: The Committee concurred (3-0) to support and endorse the California Health Collaborative proposal to the Fairgrounds Board to make the Silver Dollar Fairgrounds smoke free as defined and implemented by the Board of Directors.

Councilmember Holcombe stated he is not ready to make a policy for Enloe that differs from the rest of the City and requests more information. The Committee concurred that more information is needed and asked staff to bring this item back to the Committee.

D. **Business from the Floor.** None.

E. **Adjournment and Next Meeting.** The Committee adjourned at 10:15 a.m. to its next regularly scheduled meeting on Tuesday, October 13, 2009, at 8:00 a.m. in Conference Room No. 1.

Laurie Sevier, Administrative Assistant

Distribution:

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CITY OF CHICO
INTERNAL AFFAIRS COMMITTEE

NOTICE OF CANCELLATION OF MEETING

The Internal Affairs Committee meeting scheduled for
October 13, 2009, has been cancelled.

The next meeting of the Internal Affairs Committee is
scheduled for Tuesday, November 10, 2009, at 8:00 a.m.
in Conference Room 1, unless otherwise noted.



Internal Affairs Committee Report

DATE: November 20, 2009

File : [Comm Binder](#)

TO: CITY COUNCIL

FROM: INTERNAL AFFAIRS COMMITTEE

RE: **REPORT ON INTERNAL AFFAIRS COMMITTEE MEETING HELD NOVEMBER 10, 2009**

Committee present: Chair Nickell Councilmember Holcombe Councilmember Walker	Staff present: City Manager Burkland Assistant City Manager Rucker City Attorney Barker General Services Director Beardsley	Capital Project Services Director Varga Administrative Services Director Pierce Senior Civil Engineer Mickelson Administrative Assistant Sevier
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Councilmember Holcombe joined the meeting at 8:05 a.m.

COMMITTEE MATTERS NOT REQUIRING COUNCIL ACTION

- A. **Consideration of an Update Regarding the Farmer’s Market Location Study.** A verbal report was provided by Professors Knigge and Gitleson.

Addressing the Committee were Karen Laslo, Cheryl King, Al Bogar, Karl Ory, Katrina Davis-Woodcox, Kevin Creekbound, David Volsner, Alan Chamberlain, Deborah Abbott, Michael (*no last name given*), Charles Clark, and Leslie Berger.

Professors Gitleson and Knigge informed the Committee that shoppers and vendors were surveyed on shopping behaviors, parking locations and frequency of market attendance.

Professor Knigge emphasized that her understanding was the study she conducted would not result in any immediate changes to the Agreement.

Councilmember Holcombe clarified that the sequence of events changed from safety to expansion of the market as a result of Councilmembers reacting to the concerns of the entire community. He stated if the market is at capacity, the community may want more vendor choice and additional data is needed in order to take the appropriate action.

Councilmember Holcombe expressed his confusion regarding the term “save our market” and what that means to the community. Councilmember Walker stressed the market is not at risk of closing or being taken away, but that the study is being done is to explore all possibilities for potential to make the market better.

Councilmember Walker requested the December meeting be phrased in such a way to allow the flexibility to adjust the Franchise Agreement on an as-needed basis, rather than waiting for the renewal to incorporate any changes. City Attorney Barker stated any mutually agreed upon changes to the Franchise Agreement could be implemented during the course of the year without affecting the term of the Agreement.

Action: The Committee agreed (3-0) to continue this item at its December meeting and requested that comments from the survey be included in the final report.

- B. **Consideration of Request to Prohibit Smoking in the Vicinity of Enloe Medical Center, 1531 Esplanade.** During recent discussions regarding smoking restrictions in various locations, a request was received from the Enloe Medical Center to prohibit smoking in certain locations surrounding its main hospital facility bounded by the Esplanade, Arcadian, W. 6th Avenue and W. 5th Avenue. On 9/08/09, the Internal Affairs Committee deferred any action on this item until additional information was available. (**Report-Dennis Beardsley, General Services Director**)

Recommendation - The General Services Director recommended consideration and direction regarding the request to prohibit smoking adjacent to the Enloe Medical Center.

Chair Nickell noted for the record that an Enloe representative was not present at the meeting.

Staff clarified that Enloe's intent for requesting the ordinance is to allow on-site security a method by which to require people to leave the premises when smoking within 50 feet of any entrance to the building. Further enforcement would fall to the burden of the Police Department.

Chair Nickell expressed concern regarding enforcement of this ordinance if such an ordinance is approved by Council.

Action: The Committee concurred (3-0) that any further action regarding the Enloe Medical Center smoking prohibitions be postponed until such time as the facility comes forward with a proposal.

- C. **Reports and Communications.** The following report and communication item was provided for the Committee's information.

Update on East Avenue Signals. At the 9/22/09 City Council meeting, Lynn Bellante addressed the Council regarding safety issues at the recently removed left turn signals on East Avenue where four schools are located. These signal modifications were made in June based upon a Council approved recommendation from the Sustainability Task Force to help Butte County Air Quality Management District achieve its air quality requirements. In addition to improving air quality, staff was working to implement these changes to improve overall traffic safety on East Avenue. Since the June implementation, staff has met with the Chico Unified School District (CUSD), concerned citizens, and also conducted weekly monitoring of each intersection. Based upon concerns voiced by CUSD, a pedestrian phase was developed which provides an additional safety feature and remedies the situation of cars illegally turning across the path of pedestrians. These modifications have been made at the intersection adjacent to the elementary school at North Avenue and will be added soon at Marigold Avenue. ***(Report- Brian Mickelson, Senior Civil Engineer)***

Stephanie Taber addressed the Committee regarding this item.

Councilmember Holcombe noted the portion of East Avenue near Highway 99 pertains to a more broad question that our General Plan process is attempting to answer. The City is looking at long-term solutions to improve air quality throughout the City.

Staff indicated that the "all-red" signal phase is on track for meeting a 30 percent reduction in emissions.

- D. **Business from the Floor.**

Dylan Tellison, Executive Director of Citizen Collective, and Max Del Rio addressed the Committee regarding medicinal cannabis and presented a packet of information to the Committee for the record.

Councilmember Holcombe requested that when medicinal marijuana comes forward to the Committee that it be phrased in such a way as to broaden the discussion to include dispensing, zoning, and growing issues.

- E. **Adjournment and Next Meeting.** The Committee adjourned at 9:55 a.m. to its next regularly scheduled meeting on Tuesday, December 8, 2009, at 8:00 a.m. in Conference Room No. 1.

Laurie Sevier, Administrative Assistant



Internal Affairs Committee Report

DATE: December 11, 2009
 TO: CITY COUNCIL
 FROM: INTERNAL AFFAIRS COMMITTEE

File : [Comm Binder](#)

RE: **REPORT ON INTERNAL AFFAIRS COMMITTEE MEETING HELD DECEMBER 8, 2009**

<u>Committee present:</u> Chair Nickell Councilmember Holcombe Councilmember Walker	<u>Staff present:</u> City Manager Burkland Assistant City Manager Rucker City Attorney Barker	Administrative Services Director Pierce Capital Project Services Director Varga Senior Civil Engineer Mickelson Administrative Assistant Sevier
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COMMITTEE MATTERS NOT REQUIRING COUNCIL ACTION

- A. **Consideration of the Farmer’s Market Location Study.** A verbal report and presentation of the Saturday Farmer’s Market Survey results were provided by Professors Knigge and Gitleson and the students from CSU, Chico Geography 425.

Michael Jensen, Rob Montgomery, Mike Trolinder, Cheryl King, Pamela Posey, Farmer James, Al Vogel, Katrina Davis-Woodcox, Bruce Callahan, and Susan Sullivan addressed the Committee regarding the survey results.

Farmer James questioned the City’s role in any of the Market’s activities and stated that only the Chico Certified Farmer’s Market Board could move the Market. City Attorney Barker clarified that the Franchise Agreement automatically renews each year, but that the City has the ability to say whether or not the Market could locate on City property.

Councilmember Walker reiterated that the survey results indicated only 10% of market-goers thought there were safety issues at the Market, yet the observations by the students were that there seemed to be a perception of issues around the 2nd Street intersections. He then pointed out the data from the Police Department confirmed there have been no significant vehicle/pedestrian incidents at any of the intersections surrounding Municipal Parking Lot 1. The students then reported they witnessed several near misses during their course of surveying the Market.

The students reported that of the 79 farmers surveyed, 69 were satisfied with their vending space, however five times as many farmers than vendors said they would benefit from more space and most of those people would be willing to pay more to have more space.

Councilmember Walker emphasized the notion of moving the Market one block had become difficult for some to hear, but that he now feels strongly the solutions need to revolve around keeping the Market in its current location, within its current boundaries.

Councilmember Holcombe acknowledged the importance for there to be open communication and collaboration between the Chico Certified Farmer’s Market and the DCBA, but stressed the importance of including the Council in all future communications.

Councilmember Nickell remarked that the data answered a lot of questions and that City staff could look into some quick fixes such as signage, a crossing guard on 2nd Street, and Volunteers In Police Service to volunteer during Market hours.

- B. **Business from the Floor.**

Dillon Tellison of Citizen Collective submitted a Peace in Mind Healing Center Calendar of Events to the Committee.

The Committee voted (3-0) to extend the meeting to hear the additional two speakers from the floor.

Max Del Real, spokesperson for Citizen Collective, submitted documents from Santa Rosa to the Committee.

Noel Andrews submitted documents pertaining to indoor medical marijuana growth to the Committee.

- C. **Adjournment and Next Meeting.** The Committee adjourned at 10:05 a.m. to its next regularly scheduled meeting on Tuesday, January 12, 2010, at 8:00 a.m. in Conference Room No. 1.

Laurie Sevier, Administrative Assistant

Distribution:

City Council (7); Council Office copy; City Manager; Building & Development Services Dir; Fire Chief; Chief of Police; Capital Project Services Director; Finance Director; Admin Services Director; Traffic Engineer