



CITY OF RED BLUFF

555 Washington Street Red Bluff, California 96080 (530) 527-2605 Fax (530) 529-6878 www.cityofredbluff.org

CITY COUNCIL

MINUTES

Date of Meeting: Tuesday, October 21, 2014
Time of Meeting: 6:30 p.m. Closed Executive Session
7 p.m. Regular Meeting
Place of Meeting: Council Chambers, City Hall
555 Washington Street
Red Bluff, CA 96080

Councilmember's Present:

Daniele Jackson, Mayor
Clay Parker, Councilmember
Rob Schmid, Councilmember
Wayne Brown, Councilmember

Councilmember Absent:

Ray Eliggi, Mayor Pro Tem (absent-excused)

City Council Minutes

October 21, 2014

Page 1 of 15

The City of Red Bluff is an equal opportunity provider

Staff Present:

Rick Crabtree, City Manager/City Attorney
Sandy Ryan, Finance Director
Cheryl Smith, Deputy City Clerk
Bruce Henz, Public Works Director
Scot Timboe, Community Development Director
Vi Cobb, Human Resource Analyst II
Donna Gordy, City Treasurer

Staff Absent:

Kyle Sanders, Police Captain (absent-excused)
Ray Barber, Fire Chief (absent-excused)
Jo Anna Lopez, City Clerk (absent-excused)

CLOSED EXECUTIVE SESSION:

1. CONFERENCE WITH LABOR NEGOTIATORS:
Executive Session in accordance with Government Code Section 54957.6 for the purpose of instructing the City's designated representatives Richard Crabtree, City Manager/City Attorney, regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits with the Police Unit Employees.

Mayor Jackson reported that during closed session the City Council had given direction to City Manager Rick Crabtree.

PLEDGE OF ALLEGIANCE:

Mayor Jackson led the Pledge of Allegiance and the assembly joined in.

CITIZEN'S COMMENT:

None at this time.

PROCLAMATION:

WESTERN OPEN FIDDLE WEEK

Mayor Jackson read and presented the Western Open Fiddle Week Proclamation to Sharon

Loosely Strung played three tunes for those in attendance as samples of the types of music that will be played at the Western Open Fiddle Contest this weekend.

CONSENT AGENDA:

Councilmember Schmid requested that items 1 and 2 be pulled for clarification.

M/S/C Councilmembers Brown and Parker to approve the remainder of the Consent Agenda.

AYES: Councilmembers Jackson, Brown, Parker and Schmid

NOES: none

ABSENT OR NOT VOTING: Councilmember Eliggi (absent-excused)

1. REPORT REGARDING OPEN MARKET PURCHASES AND CONTRACT AWARDS – SEPTEMBER 2014

Recommendation:

That the City Council accepts the open market purchases and contract awards for September 2014.

Pursuant to the City of Red Bluff's Code, Section 2.67-2, the Purchasing Officer shall, at least monthly, prepare and submit a report to the City Council of all open market purchases & contract awards made for the preceding month. Above is a list of purchases and awards for September of 2014 with the amount of the bid and the dates for the purchase of materials, supplies and services required by the City's departments and approval by the Purchasing Officer. Unless otherwise noted, the awards were to the lowest responsible bidders and bids were in compliance with City specifications/requirements. All bids awarded were within the appropriations approved for them by the City Council in the current Annual Budget.

Councilmember Schmid requested and received clarification on items contained in the open market purchases and contract awards for September 2014.

M/S/C Councilmembers Schmid and Brown to approve the open market purchases and contract awards for September 2014.

AYES: Councilmembers Jackson, Brown, Parker and Schmid

NOES: none

ABSENT OR NOT VOTING: Councilmember Eliggi (absent-excused)

2. APPROVAL OF WARRANT LIST

Recommendation:

That the City Council approve Check Warrant No. 79385 through 79592 dated September 1, 2014 through September 30, 2014.

This is a normal procedure per California Government code section 41004 and General Warrants need to be approved by the City Council regularly.

Councilmember Schmid requested and received clarification on items contained in the warrant list.

M/S/C Councilmembers Schmid and Brown to approve Check Warrant No. 79385 through 79592 dated September 1, 2014 through September 30, 2014.

AYES: Councilmembers Jackson, Brown, Parker and Schmid

NOES: none

ABSENT OR NOT VOTING: Councilmember Eliggi (absent-excused)

3. EXPIRATION OF TERMS; VARIOUS COMMISSIONS

Recommendation:

That the City Council direct the Deputy City Clerk to solicit applications for the various City committees and commissions.

Various commissions have Commissioner's whose terms will expire on December 31, 2014, as well as one vacancy on the Parks and Recreation Advisory Board created by the resignation of Richard Bourne.

The City has a total of five (5) commissions, committees and/or boards that have rotating expiration dates of its members. These vacancies are as follows:

Planning Commission – two vacancies

Parks and Recreation Commission – three vacancies (1 student 1-year term and 1 - 3 year term and one uncompleted term to expire 12/31/15.

Airport Commission – 2 vacancies

Audit Committee – 1 vacancy

Loan Committee Member for Economic, CDBG/HOME Loans – one vacancy

Approved 4-0-1

CURRENT BUSINESS:

- 1. ALCOHOL BEVERAGE LICENSE; NEW TYPE 42 (ON-SALE BEER AND WINE PUBLIC PREMISES); 343 WALNUT ST; THE END UP (NAME OF BUSINESS); MISTI MAYER (FIRST APPLICANT)**

Scot Timboe, Community Development Director, reviewed the staff report and provided staff's recommendation that the City Council:

1. Acknowledge the application for a New Type 42 License to authorize the sale of beer and wine for consumption on the premises for the End Up at 343 Walnut Street.
2. Affirm the conclusion of the Community Development Director and the Police Chief's designee that protesting the license and requesting conditions is not necessary, provided the business is operated as described in writing by the applicant.
3. Find that a "Public Convenience or Necessity" would be served by the issuance of these licenses and direct the Community Development Director and the Chief of Police to submit a letter of "Public Convenience or Necessity" to ABC (Alcohol and Beverage Control).

Mrs. Misti Mayer has applied for a New Type 42 License to authorize the sale of beer and wine for consumption on the premises (wherein no person under 21 years of age is allowed) at 343 Walnut St. The applicant has acquired this tenant space and wishes to operate it as The End Up Tavern (formerly the Brunswick full service bar; Liquor/beer/wine).

The Community Development Department received the application and cover letter (attached) for a New Type 42 Alcoholic Beverage License (On Sale Beer and Wine for Public Premises). The End Up is currently closed; however the days and hours of operation were typically Monday-Sunday 10:00 AM to 2:00 AM.

An undue concentration of Type 42 Licenses exists within this area of the City of Red Bluff. Therefore, the application is subject to review under the “undue concentration” provisions [Section 23958 and 23958.4 et seq of the Business and Professions Code]. According to license record information provided to staff, six Type 42 licenses are allowed and seventeen currently exist in the census tract where this business is proposed to be located. The new proposed Type 42 license by The End Up

would be the eighteenth. The End Up sold its general alcohol license (liquor/beer/wine) and is reducing the type of alcohol served to just beer and wine. For this reason, the Community Development Director and Police Chief's designee support the request. The City of Red Bluff may review and comment on this license within 90 days of the date of the application notice, protest the issuance of license, submit evidence of problems, and request the imposition of conditions restricting the operation of the business.

In order for ABC to grant approval of this application the City must find that a "Public Convenience or Necessity" would be served by the issuance of this license, and submit a letter to ABC stating such. A draft letter has been prepared (attached).

The Community Development Director and the Police Chief's designee have reviewed this application and have no objections to issuance of the Alcoholic Beverage Licenses.

Councilmember Schmid requested and received clarification on whether or not the business would re-open or if this was more for the purpose of sale of the business.

Mr. Timboe stated that he believed it was for the sale of the business.

M/S/C Councilmembers Schmid and Parker to:

1. Acknowledge the application for a New Type 42 License to authorize the sale of beer and wine for consumption on the premises for the End Up at 343 Walnut Street.
2. Affirm the conclusion of the Community Development Director and the Police Chief's designee that protesting the license and requesting conditions is not necessary, provided the business is operated as described in writing by the applicant.
3. Find that a "Public Convenience or Necessity" would be served by the issuance of these licenses and direct the Community Development Director and the Chief of Police to submit a letter of "Public Convenience or Necessity" to ABC.

AYES: Councilmembers Jackson, Brown, Parker and Schmid

NOES: none

ABSENT OR NOT VOTING: Councilmember Eliggi (absent-excused)

STAFF ITEMS:

City Manager Rick Crabtree reported that Fire Chief Barber did not attend the meeting due to downed power lines on Willow Street.

Community Development Director Scot Timboe reported that Starbucks on Antelope Blvd should open on Thursday October 23rd.

COMMITTEE REPORTS/COUNCIL COMMENTS:

Reports by City Council members on the activities of their assigned agencies and/or committees.

Local Agency Formation Commission (LAFCO) –
met on October 8th, staff reviewing agreements
3 Core – *will hold an outreach meeting on*
October 28th in Red Bluff

Tehama County Transportation Commission – *no*
meeting

Downtown Red Bluff Business Association –
unable to attend due to date change

Community Action Agency – *no update*

Tehama Economic Development Corporation –
meeting on October 22nd

Tehama County Sanitary Landfill JPA I – *no*
meeting

Executive Committee -- Tehama County/City of Red
Bluff Landfill Management Agency JPA II – *no*
meeting

Tehama County/City of Red Bluff Landfill
Management Agency JPA II – *met on October 14th*

Chamber of Commerce – *meeting on October 28th*

ADJOURNMENT:

There being no further business Mayor Jackson adjourned the meeting at 7:31 p.m. until the meeting of November 4, 2014.

At this time Thu Berry requested clarification on her water and sewer billing and Bruce Henz and Mayor Jackson explained the billing to her and that she could contact the office on Wednesday for additional information and assistance.

s/ Daniele Jackson, Mayor

ATTEST:

s/ Jo Anna Lopez, City Clerk