



CITY OF RED BLUFF

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CITY COUNCIL

MINUTES

Date of Meeting: Tuesday, January 20, 2015
Time of Meeting: 6:15 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: Clay Parker, Mayor
Daniele Jackson, Mayor Pro Tem
Rob Schmid, Councilmember
Suren Patel, Councilmember
Orville Knox, Councilmember

Staff Present: Rick Crabtree, City Manager/City Attorney
Sandy Ryan, Finance Director
Cheryl Smith, Deputy City Clerk
Paul Nanfito, Police Chief
Bruce Henz, Public Works Director
Ray Barber, Fire Chief
Donna Gordy, City Treasurer

CLOSED EXECUTIVE SESSION:

1. CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION
(one case) (GOV CODE § 54956.9(d)(2))
2. PUBLIC EMPLOYEE PERFORMANCE REVIEW
Title: City Manager (Government Code Section 54957)

Mayor Parker reported that the City Council had met in Closed Session and provided direction to staff.

PLEDGE OF ALLEGIANCE:

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

CITIZEN'S COMMENT:

Pastor Scott Camp provided a prayer for the City Council and the City of Red Bluff.

Robert Moore, Airport Commissioner, provided the City Council with an update of activities at the Airport. He reported that the FBO had reduced the price of fuel by 43 cents a gallon, that PJ Helicopters was expanding their operational base and that a new operator would be taking over the restaurant.

PRESENTATION:

1. PRESENTATION - EMPLOYEE LONGEVITY RECOGNITION

Employee Longevity Recognition Certificates were presented to Sherryl Arend (Fire Administrative Assistant – 15 years), Josiah Ferrin (Police Corporal – 10 years) and Marvin Eckels (Water Department – 25 years).

City employees are recognized for their length of service in 5 year increments on a quarterly basis.

Chief Barber presented the certificate to Sherry Arend.

Chief Nanfita presented the certificate to Corporal Josiah Ferrin who spoke briefly after being presented with the certificate.

Bruce Henz accepted the certificate on behalf of Marvin Eckels, who was unable to attend.

CONSENT AGENDA:

1. REPORT REGARDING OPEN MARKET PURCHASES & CONTRACT AWARDS - DECEMBER 2014

Recommendation: That the City Council accepts the open market purchases & contract awards for December of 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 December 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 pulled this item for clarification on various payments made during the month of December.

M/S/C Councilmembers Schmid and Jackson to accept the open market purchases and contract awards for December of 2014.

AYES: Councilmembers Jackson, Knox, Parker, Patel and Schmid

NOES: None

ABSENT OR NOT VOTING: None

2. APPROVAL OF WARRANT LIST

Recommendation: That the City Council approve Check Warrant No. 80127 through 80328 dated December 1, 2014 through December 31, 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 Patel pulled this item for clarification on payments made to Humana Dental and Councilmember Schmid requested and received clarification on the payments made for Union Dues and the Wellness Program.

M/S/C Councilmembers Patel and Schmid to approve Check Warrant No. 80127 through 80328 dated December 1, 2014 through December 31, 2014.

AYES: Councilmembers Jackson, Knox, Parker, Patel and Schmid

NOES: None

ABSENT OR NOT VOTING: None

3. **TREASURER'S REPORT – FIFTH MONTH OF FISCAL YEAR 2015**

Recommendation: That the City Council accepts the Treasurer's report for the fifth month of FY 2015.

The Government Code provides that the City Treasurer shall submit to the City Clerk a written report and accounting of all receipts, disbursements, and fund balances. (Government Code Section 41004).

M/S/C Councilmembers Jackson and Schmid to accept the Treasurer's report for the fifth month of FY 2015.

AYES: Councilmembers Jackson, Knox, Parker, Patel and Schmid

NOES: None

ABSENT OR NOT VOTING: None

CURRENT BUSINESS:

1. **APPOINTMENT OF PLANNING COMMISSIONER**

Rick Crabtree, City Manager, reviewed the staff report and provided staff's recommendation that the City Council make an appointment to fill the current vacancy on the Planning Commission from the application received from Dustin Maria.

Mr. Maria provided the City Council with his background.

Councilmember Schmid encouraged Mr. Maria to learn everything he could about zoning, planning and the General Plan.

M/S/C Councilmembers Schmid and Jackson to appoint Dustin Maria to the current vacancy on the Planning Commission.

AYES: Councilmembers Jackson, Knox, Parker, Patel and Schmid

NOES: None

ABSENT OR NOT VOTING: None

2. CONTRACT AWARD FOR THE LINCOLN STREET AND CRITTENDEN STREET ROADWAY IMPROVEMENT PROJECT

Bruce Henz, Public Works Director, reviewed the staff report and provided staff's recommendation that the City Council authorize the award of a contract to Franklin Construction Inc., in the amount of \$278,125.00, for the improvements included within the Lincoln Street and Crittenden Street Roadway Improvement Project.

The Lincoln Street and Crittenden Street Roadway Improvement Projects are two of the neighborhood street projects that will address some of the most needed improvements to our neighborhood streets. The repairs will consist of either a complete pavement removal and full section replacement for certain areas or a grind and overlay repair with a 3" asphalt overlay, at limited conformance locations within the project. The Engineers estimate for this work was **\$212,000.00**.

The funding for this project would be taken from the City's Fund 43, the Special Transportation Fund for Street Expenditures. There is a sufficient allocation within the currently approved Street Expenditure Fund (43-42-530 -100) to accommodate the **\$278,125.00** bid that was received.

Councilmember Schmid requested and received clarification on the money used for these projects, which is from gas tax revenue received by the City.

M/S/C Councilmembers Schmid and Jackson to authorize the award of a contract to Franklin Construction Inc., in the amount of \$278,125.00, for the improvements included within the Lincoln Street and Crittenden Street Roadway Improvement Project.

AYES: Councilmembers Jackson, Knox, Parker, Patel and Schmid

NOES: None

ABSENT OR NOT VOTING: None

3. EXTENSION OF SEVERN TRENT SERVICE AGREEMENT

Rick Crabtree, City Manager, reviewed the staff report and provided staff's recommendation that the City Council approve the amendment to the Service Contract, authorizing a month-to-month extension of the existing Service Contract while a new contract is negotiated.

The City's existing Service Contract for operation of the City's Wastewater Treatment Plant expires on February 1, 2015. The proposed Amendment would extend the existing contract on a month-to-month basis while a new contract is negotiated.

Councilmember Schmid questioned if Severn Trent had been involved in discussions of these extension.

Mr. Crabtree stated that they had been.

M/S/C Councilmembers Schmid and Knox to approve the amendment to the Service Contract with Severn Trent, authorizing a month-to-month extension of the existing Service Contract while a new contract is negotiated.

AYES: Councilmembers Jackson, Knox, Parker, Patel and Schmid

NOES: None

ABSENT OR NOT VOTING: None

4. COMMUNITY CENTER AD HOC COMMITTEE

Rick Crabtree, City Manager, reviewed the staff report and provided staff's recommendation that the City Council appoint an additional councilmember to serve on the Community Center Ad Hoc Committee.

On January 13, 2015, the Tehama County Board of Supervisors took action to establish an ad hoc committee "to review and discuss the current agreements relating to the Senior/Community Center, and propose any revisions necessary to make the agreements mutually satisfactory moving forward." Supervisors Bob Williams and Candy Carlson were appointed to the committee. The County has requested that the City also appoint two City Councilmembers to also serve on the ad hoc committee. It is expected that the Committee will meet as necessary to address outstanding issues related to the Senior/Community Center.

Councilmember Jackson is currently the other member appointed to this ad hoc committee.

M/S/C Councilmembers Schmid and Jackson to appoint Mayor Clay Parker as the additional Councilmember to serve on the Community Center Ad Hoc Committee.

AYES: Councilmembers Jackson, Knox, Parker, Patel and Schmid

NOES: None

ABSENT OR NOT VOTING: None

5. PROPOSED REVISED HARASSMENT/DISCRIMINATION POLICY

Rick Crabtree, City Manager, reviewed the staff report and provided staff's recommendation that the City Council adopt the proposed revised Prohibition of Harassment, Discrimination and Retaliation policy.

Effective January 1, 2015, the California Fair Employment and Housing Act (FEHA) has been modified to require that supervisors be trained regarding the prevention of “abusive conduct” in the workplace. In addition, current law requires that anti-discrimination, harassment and retaliation policies apply to unpaid interns and volunteers.

According to the new statute, “abusive conduct” means “conduct of an employer or employee in the workplace, with malice, that a reasonable person would find hostile, offensive, and unrelated to an employer’s legitimate business interests. Abusive conduct may include repeated infliction of verbal abuse, such as the use of derogatory remarks, insults, and epithets, verbal or physical conduct that a reasonable person would find threatening, intimidating, or humiliating, or the gratuitous sabotage or undermining of a person’s work performance. A single act shall not constitute abusive conduct, unless especially severe and egregious.” (Govt C §12950.1(g)(2))

City staff has proposed revision of the City’s current “Prohibition of Harassment, Discrimination and Retaliation” policy to include prohibition of “abusive conduct,” as defined in the new law. In addition, new language is proposed which expressly applies the policy to unpaid City interns and volunteers. (See, AB 1443 - 2014)

The proposed revised policy has been circulated for comment to each of the City’s bargaining groups.

M/S/C Councilmembers Knox and Jackson to adopt the proposed revised Prohibition of Harassment, Discrimination and Retaliation policy.

AYES: Councilmembers Jackson, Knox, Parker, Patel and Schmid

NOES: None

ABSENT OR NOT VOTING: None

STAFF ITEMS:

None.

COMMITTEE REPORTS/COUNCIL COMMENTS:

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

Local Agency Formation Commission (LAFCO) – *No Meeting*

3 Core – *meeting in March*

Tehama County Transportation Commission – *No Meeting*

Downtown Red Bluff Business Association - *meeting January 21st in the evening*

Community Action Agency – *met last week and appointed a new Chair and Vice Chair*

Tehama Economic Development Corporation – *meeting on January 28th*

Tehama County Sanitary Landfill JPA I – *No meeting*

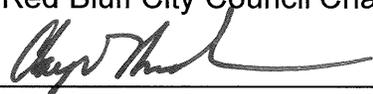
Executive Committee -- Tehama County/City of Red Bluff Landfill Management Agency JPA II – *No meeting*

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

Chamber of Commerce – *meeting January 27th*

I. ADJOURNMENT:

There being no further business Mayor Parker adjourned the meeting at 7:49 p.m. until the meeting of February 3, 2015, at the Red Bluff City Council Chambers.



Clay Parker, Mayor

ATTEST:



Jo Anna Lopez, City Clerk