

**CITY COUNCIL**

**A G E N D A**

**Date of Meeting: Tuesday, December 15, 2009**  
**Time of Meeting: 6:15 p.m. Closed Executive Session**  
**7 p.m. Regular Meeting**

**PLEASE NOTE CHANGE IN MEETING LOCATION**

**Place of Meeting: Red Bluff Community/Senior  
Center – Westside Room  
1500 South Jackson Street  
Red Bluff, CA 96080**

The City of Red Bluff welcomes you to their meetings, which are regularly scheduled for the first and third Tuesdays of each month. Your participation and interest are encouraged and appreciated. Meeting

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notices are available in appropriate alternative formats, upon request of a person with a disability. If accommodations are needed for individuals with disabilities, please contact the Deputy City Clerk's office prior to the day of the meeting.

The Agenda is divided into two sections:

**CONSENT AGENDA:** These items include routine financial and administrative actions and are usually approved by a single majority vote. Any City Councilmember, staff member or interested person may request that an item be removed from the Consent Agenda and those items are usually considered following approval of the remaining Consent Agenda.

**REGULAR AGENDA:** These items include significant financial and administrative actions of special interest that are usually approved individually by a majority vote. The Regular Agenda also includes noticed hearings and public hearings. The times on the agenda are approximate.

The deadline for items to be placed on the City's agenda is 5:00 p.m. on the preceding Tuesday,

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unless a holiday intervenes. Items not listed on the Agenda can only be considered by the City Council if they qualify under Government Code Section 54954.2(b) (typically this applies to items meeting the criteria as an off agenda emergency).

**A. CLOSED EXECUTIVE SESSION:**

**1. PENDING LITIGATION**

- a. PENDING LITIGATION: CASE NO. 58342 Citizens for a Healthy Community v. City of Red Bluff – Wal-Mart**
- b. PENDING LITIGATION: CASE NO. 61476 Red Bluff Citizens for Sensible Planning v. City of Red Bluff- Wal-Mart**

**B. PLEDGE OF ALLEGIANCE:**

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### **C. CITIZEN'S COMMENT:**

*This time is set-aside for citizens to address the City Council on any item of interest to the public that is within the subject matter jurisdiction of the City Council. For items that are on the agenda, public comment will be heard when the item is discussed. If your comments concern an item that is noted as a public hearing, please address the City Council after the public hearing is opened for public testimony. The Mayor reserves the right to limit each speaker to three (3) minutes. Please understand that by law, the City Council cannot make decisions on matters not on the agenda and matters of concern will be referred to the City Manager's Office.*

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## **D. CONSENT CALENDAR:**

### **1. APPROVAL OF MINUTES**

a. **NOVEMBER 17, 2009**

b. **DECEMBER 1, 2009**

### **2. POLICE DEPARTMENT VEHICLE BID AWARD**

#### **Recommendation:**

That the City Council approve the waiver of the City of Red Bluff bid process for the purpose of vehicle acquisitions, thereby enabling the City of Red Bluff to take advantage of the CMAS State of California contract pricing from Downtown Ford in the amount of \$50,426.70 from SAFE Grant Funds.

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**3. REPORT REGARDING CONTRACT AWARDS  
– NOVEMBER 2009**

**Recommendation:**

That the City Council accept the Contract Awards for November 2009.

**4. MEMORANDUM OF UNDERSTANDING;  
DRUG ENDANGERED CHILDREN (DEC)**

**Recommendation:**

That the City Council authorize the Chief of Police to sign the Memorandum of Understanding regarding law enforcements response to Drug Endangered Children (DEC) arrests and prosecutions with other Tehama County Law Enforcement agencies.

**END OF CONSENT CALENDAR**

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## **E. CURRENT BUSINESS:**

- 1. RESOLUTION NO. 46-2009, A RESOLUTION OF INTENTION TO LEVY A FISCAL YEAR ASSESSMENT FOR THE DOWNTOWN RED BLUFF PARKING AND BUSINESS IMPROVEMENT AREA**

### **Recommendation:**

That the City Council adopt the Resolution of Intention to Levy an assessment and set a public hearing for January 5, 2010.

- 2. PUBLIC HEARING; CITY COUNCIL RENEWAL OF URGENCY ORDINANCE 1003 AND REZONE NO. 213 FOR A PERIOD OF 10 MONTHS AND 15 DAYS ALONG WITH THE ASSOCIATED CEQA EXEMPTION 15061 (b) (3), PRC 21080 Sub. (b) (4) & CCR TITLE 14 SECTION'S 15307 & 15308 AND WILL TAKE ACTION ON SAID ORDINANCE AND REZONE; AMENDING SECTION 25.213 OF THE RED**

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**BLUFF CITY CODE PROHIBITING USES –  
PROHIBITING MEDICAL MARIJUANA  
DISPENSARIES, COLLECTIVES, AND  
COOPERATIVE IN ANY ZONING DISTRICT  
ALONG WITH AMENDING RED BLUFF CITY  
CODE SECTION 25.239 DEFINITIONS BY  
ADDING A DEFINITION FOR MEDICAL  
MARIJUANA DISPENSARIES, COLLECTIVES,  
AND COOPERATIVES**

**Recommendation:**

That the City Council renew/adopt Urgency Ordinance No. 1003; Rezone No. 213, amending Section 25.213 of the Red Bluff City Code Prohibiting Uses by adding Medical Marijuana Dispensaries, Collectives, and Cooperatives in any Zoning District along with amending Red Bluff City Code Section 25.239 definition by adding a definitions for Medical marijuana Dispensaries, Collectives and Cooperatives.

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### **3. LAKE RED BLUFF ECONOMIC MITIGATION PROJECT**

#### **Recommendation:**

That the City Council accept a \$30,000 WIRED Initiative Grant from the Job Training Center and authorize the City Manager:

1. Sign a WIRED Initiative funding agreement with the Job Training Center, and
2. Sign an amended agreement with CTS II for additional services to identify and obtain funding for Lake Red Bluff Mitigation Projects.

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**4. ORDINANCE NO. 1004 UPDATING FEES IN  
CHAPTER 12 SECTIONS 12.21 THROUGH  
12.25**

**Recommendation:**

That the City Council waive the second reading and adopt Ordinance No. 1004 which increase City Business License fees by .30 percent.

**5. APPROVAL OF WARRANT LIST**

**Recommendation:**

That the City Council approve Check Warrant No. 64905 through 65170 dated November 1, 2009 through November 30, 2009.

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## **6. ENERGY CONSERVATION RETRO-FIT FUNDING FOR COMMERCIAL AND RESIDENTIAL PROPERTIES**

### **Recommendation:**

That the City Council authorize the City Manager to send a letter of intent to participate in a State Energy Commission funded program to provide funding for certain commercial and residential properties to install energy savings equipment.

## **F. STAFF ITEMS/REPORTS/COMMITTEE REPORTS/COUNCIL COMMENTS/STAFF UPDATES OF COMING EVENTS:**

*Reports by City Council Committee members on meetings held, City Council comments, staff updates of coming events and/or meetings.*

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**G. ADJOURNMENT:**

**Next regular meeting of the City Council will be the Meeting of January 5, 2010, at the Red Bluff City Council Chambers.**

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