

**RED BLUFF
CITY COUNCIL
REGULAR MEETING MINUTES**

Date of Meeting: Tuesday January 15, 2008
Time of Meeting: 6:15 Closed Executive Session
7 p.m. Regular Meeting
Place of Meeting: Council Chambers, City Hall
555 Washington Street
Red Bluff, Ca 96080

Councilmembers Present: Forrest Flynn, Mayor
Daniel Irving, Mayor Pro Tem
Wayne Brown
Jeff Moyer

Councilmember Absent: James Byrne (absent-excused)

Staff Present: Martin Nichols, City Manager
Richard Crabtree, City Attorney
Jo Anna Lopez, City Clerk
Scott Capilla, Police Chief
Scot Timboe, Planning Director
Mark Barthel, Public Works Director
Gerry Gray, Fire Chief
Tessa Pritchard, Human Resources Director
Debbie Carlisi, Parks and Recreation Director
J.D. Ellison, Building Official/ Director
Donna Gordy, City Treasurer
Margaret Van Warmerdam, Finance Director

Mayor Flynn asked Terry Mathews to lead the Pledge of Allegiance and the Assembly joined in.

CLOSED EXECUTIVE SESSION:

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Possible initiation of litigation.

One potential case.

CONFERENCE WITH LABOR NEGOTIATORS: Executive Session in accordance with Government Code Section 54957.6 for the purpose of instructing the City's designated representative, Nickolaus and Haeg, Labor Negotiators and Martin Nichols, City Manager, and Tessa Pritchard, Human Resources Director, regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits with the Fire Unit.

CONFERENCE WITH LABOR NEGOTIATORS: Executive Session in accordance with Government Code Section 54957.6 for the purpose of instructing the City's designated representative, Nickolaus and Haeg, Labor Negotiators and Martin Nichols, City Manager, and Tessa Pritchard, Human Resources Director, regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits with the Police Mid-Management Unit.

Mayor Flynn reported that the City Council had given direction to staff on all three of the above items.

CITIZEN'S COMMENTS:

NONE AT THIS TIME

PROCLAMATION:

Mayor Flynn read the Proclamation and proclaimed the month of January 2008 as Red Bluff Mentoring Month. Mayor Flynn thanked everyone involved in the program and encouraged others to become mentors in our community.

CONSENT AGENDA:

Mayor Pro Tem Irving pulled item # 3 for clarification.

Councilmember Brown pulled item #'s 8 and 9 for clarification.

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

AYES: Councilmembers Brown, Moyer, Irving and Flynn
NOES: NONE
ABSENT OR NOT VOTING: Councilmember Byrne (absent-excused)

Approved 4/0/1

APPROVAL OF MINUTES

DECEMBER 4, 2007

Approved 4/0/1

DECEMBER 18, 2007

Approved 4/0/1

DECEMBER 26, 2007

Approved 4/0/1

REPORT REGARDING CONTRACT AWARDS – DECEMBER 2007

Recommendation: That the City Council accept the report.

Approved 4/0/1

RESOLUTION NO. 2-2008; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RED BLUFF APPROVING THE APPLICATION FOR A FARM & RANCH SOLID WASTE CLEANUP AND ABATEMENT GRANT BY THE TEHAMA COUNTY SANITARY LANDFILL AGENCY for the following cleanup project:

Parcel # 006-390-41 Brandt Property located off of Elm Dr. North of Cypress Dr. and West of Hooker Creek Rd. Tehama County, CA

Recommendation: That the City Council adopt Resolution No. 2-2008; A Resolution of the City Council of the City of Red Bluff authorizing the Tehama County Sanitary Landfill Agency to submit to the California Integrated Waste Management Board a Regional Application for a Farm & Ranch Solid Waste Cleanup and Abatement Grant.

M/S/C: Councilmembers, Irving and Brown to adopt Resolution No. 2-2008; A Resolution of the City Council of the City of Red Bluff authorizing the Tehama County Sanitary Landfill Agency to submit to the California Integrated Waste Management Board a Regional Application for a Farm & Ranch Solid Waste Cleanup and Abatement Grant.

AYES: Councilmembers, Irving, Brown, Moyer, and Flynn

NOES: NONE

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

Approved 4/0/1

AMENDMENT TO PETTY CASH POLICY

Recommendation: That the City Council approve the amendment to the Petty Cash Policy for minor changes.

Approved 4/0/1

TREASURER REPORT

Recommendation: That the City Council accept the report for the second month of the Fiscal Year 2008.

Approved 4/0/1

TREASURER REPORT

Recommendation: That the City Council accept the report for the third month of the Fiscal Year 2008.

Approved 4/0/1

APPOINTMENT OF RED BLUFF ELEMENTARY SCHOOL DISTRICT REPRESENTATIVE TO THE PARKS AND RECREATION COMMISSION

Recommendation: That the City Council accept the recommendation of the Red Bluff Elementary School District Board of Trustees and appoint Rachelle Sousa as the district representative to the Parks and Recreation Commission.

Approved 4/0/1

USE OF PRE-EMPLOYEE.COM UNDER GENERAL SERVICE ADMINISTRATION PURCHASING

Recommendation: That the City Council authorize the City Manager to finalize the Contract for Pre-Employee.COM under General Services Administration contract.

M/S/C: Councilmembers Brown and Irving authorize the City Manager to finalize the Contract for Pre-Employee.COM under General Services Administration contract.

AYES: Councilmembers Brown, Irving, Moyer and Flynn

NOES: NONE

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

Approved 4/0/1

SKATE PARK PARKING LOT AND LANDSCAPING DESIGN PROJECT AWARD

Recommendation: That the City Council:

1. Award the Skate Park Parking Lot and Landscaping Design Project to PACE CIVIL in the amount of \$20,300 and
2. Approve a supplemental budget appropriation of \$10,300 for Fund 60-45-340-100
3. Approve staff to advertise for bids for the construction portion of the Skate Park Parking Lot and Landscape Project upon completion of the design

M/S/C: Councilmembers Brown and Irving to accept staff recommendations.

AYES: Councilmembers Brown, Irving, Moyer and Flynn

NOES: NONE

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

Approved 4/0/1

RESOLUTION NO. 3-2008; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RED BLUFF REGARDING THE DISABILITY RETIREMENT OF RONALD SPURGEON

Recommendation:

That the City Council adopt Resolution No. 3-2008 which makes the determination that Mr. Spurgeon's disability is a result of injury or disease arising out of employment and therefore qualifies for Industrial Disability Retirement.

Approved 4/0/1

CURRENT BUSINESS

PUBLIC HEARING AND RESOLUTION NO. 1-2008 REGARDING FISCAL YEAR 2008 ASSESSMENT FOR DOWNTOWN RED BLUFF PARKING AND BUSINESS IMPROVEMENT AREA

Margaret Van Warmerdam, Finance Director, reviewed staff report and gave staff's recommendation that the City Council open the public hearing, receive any testimony and determine whether or not written protests constitute 50% or more of the assessments and depending upon the outcome of the public hearing, the City Council may choose to adopt Resolution No. 1-2008.

Mayor Flynn opened the public hearing at 7:15 p.m. and hearing no comments closed the public hearing at 7:15 p.m.

M/S/C: Councilmembers Brown and Moyer to adopt Resolution No. 1-2008.

AYES: Councilmembers Brown, Moyer, Irving and Flynn

NOES: NONE

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

SECOND READING AND ADOPTION OF ORDINANCE NO. 984; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RED BLUFF AMENDING CHAPTER 22A OF THE CITY CODE – CABLE TELEVISION

Martin Nichols, City Manager, reviewed the staff report and gave staff's recommendation that the City Council waive the second reading and adopt Ordinance No. 984; an Ordinance of the City Council of the City of Red Bluff amending Chapter 22A of the Code of the City of Red Bluff establishing Franchise and PEG Fees and

Customer Service Penalties for the State of California Video Franchise Holders Providing Video Service within the City of Red Bluff.

M/S/C: Councilmembers Irving and Moyer to waive second reading and adopt Ordinance No. 984.

AYES: Councilmembers Irving, Moyer, Brown and Flynn

NOES: NONE

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

ACCEPTANCE OF EASEMENT DEED GRANTED TO THE CITY OF RED BLUFF FROM TRINITY RETAIL GROUP, LLC

Scot Timboe, Planning Department, reviewed the staff report and gave staff's recommendation that the City Council accept the Easement Deed to the City of Red Bluff from Trinity Retail Group LLC and request it to now be recorded.

M/S/C: Councilmembers Irving and Brown to accept the Easement Deed and request it to now be recorded.

AYES: Councilmembers Irving, Brown, Moyer and Flynn

NOES: NONE

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

RED BLUFF MUNICIPAL AIRPORT TAXIWAY LIGHTING, WINDCONE, AND PAVEMENT IMPROVEMENT PROJECT – AIP-08 – PROJECT ACCEPTANCE – RELEASE OF RETAINAGE

Mark Barthel, Public Works Director, reviewed staff report and gave staff's recommendation that the City Council:

1. Approve the final contract amount of \$371,821.23, accept the completed project improvements, direct staff to file a notice of completion, release the retainage and begin the one year warranty period,
2. Authorize a supplemental appropriation in the amount of \$3,632.73 from the FAA/DOA grant with reimbursement to the City of Red Bluff from the FFA/DOA

Mayor Pro Tem Irving questioned what the total cost to the City was.

Mr. Barthel stated that it would be \$10,000.

M/S/C: Councilmembers Irving and Moyer to approve staff's recommendation.

AYES: Councilmembers Irving, Brown, Moyer and Flynn
NOES: NONE
ABSENT OR NOT VOTING: Councilmember Byrne (absent-excused)

AFTER-ACTION REPORT OF JANUARY 4TH WINTER STORM

Gerry Gray, Fire Chief, updated the City Council on the storm damage and how the City of Red Bluff might improve their plan of action in the case of another storm. This item was informational only.

APPROVAL OF WARRANT LIST

Margaret Van Warmerdam, Finance Director, reviewed the staff report and gave staff's recommendation that the City Council approve Check Warrant Nos 58231 through 58487 dated December 6, 2007 through December 27, 2007.

M/S/C: Councilmembers Moyer and Irving to approve the Warrant List.

AYES: Councilmembers Moyer, Irving and Flynn
NOES: NONE
ABSENT OR NOT VOTING: Councilmembers Byrne (absent-excused) and Brown (abstained)

COMMITTEE REPORTS / COUNCIL COMMENTS:

No Comments at this time

ADJOURNMENT:

There being no further business Mayor Flynn adjourned the meeting at 7:40 p.m. until the meeting of February 5, 2008 at 7 p.m.

s/b Forrest Flynn, Mayor

ATTEST:

s/b Jo Anna Lopez, City Clerk