

**RED BLUFF  
CITY COUNCIL  
SPECIAL MEETING MINUTES**

**Date of Meeting:** Wednesday, April 1, 2009  
**Time of Meeting:** 6:15 p.m. Closed Session  
Open Session – Immediately following Closed Session  
**Place of Meeting:** Council Chambers, City Hall  
555 Washington Street  
Red Bluff, CA 96080

**Council Members Present:**

Wayne Brown, Mayor  
Forrest Flynn  
James Byrne  
Bob Carrel  
Jeff Moyer, Mayor Pro Tem (arrived at 7:50 pm.)

**Council Members Absent:** None

**Staff Present:** Richard Crabtree, City Attorney  
Martin J. Nichols, City Manager

Mayor Brown called the meeting to order at 6:19 p.m.

**CITIZEN'S COMMENT:**

None

## **CLOSED SESSION:**

1. **CONFERENCE WITH LEGAL COUNSEL –  
Government Code Section 54956.9  
CITY OF RED BLUFF VS. TEHAMA COLUSA CANAL AUTHORITY,  
UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF  
RECLAMATION; CASE NO. 2:08-CV-01902 MCE/DAD**
  
2. **CONFERENCE WITH LABOR NEGOTIATORS: Executive Session in  
accordance with Government Code Section 54957.6 for the purpose  
of instructing the City’s designated representatives 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 Unit, Fire Unit, Miscellaneous  
Unit, Mid-Management and Management Employees.**

Mayor Brown convened the open session at 8:11 p.m.

## **CURRENT BUSINESS**

1. **CONSIDERATION OF A POTENTIAL SETTLEMENT AGREEMENT WITH THE  
TEHAMA COLUSA CANAL AUTHORITY REGARDING THE RED BLUFF V.  
TCCA LITIGATION**

Martin Nichols, City Manager, reviewed the staff report and gave staff’s recommendation that the City Council provides direction to staff on a proposed settlement agreement with the Tehama Colusa Canal Authority.

Jackson Williams, concerned citizen, expressed his concerns with the pumping project and pumps that would be installed by the Canal Authority.

M/S/C Flynn, Carrel to approve the proposed settlement agreement with the Tehama Colusa Canal Authority.

AYES: Councilmembers: Flynn, Carrel and Moyer  
NOES: Councilmembers: Brown and Byrne  
ABSENT OR NOT VOTING: None

Martin Nichols, City Manager, reviewed the staff report and gave staff's recommendation that the City Council provides for a budget appropriation to cover the additional costs to fund 10-15-340-100.

City Attorney advised the city Council that action on this appropriation adjustment was appropriate at this time because the cost of the Tehama Colusa Canal Authority litigation was the principle reason the City Attorney budget regarded supplemental budget appropriation.

M/S/C Carrel, Flynn to authorize the supplemental budget appropriation of \$50,000 for City Attorney services to Fund Number 10-15-340-100.

AYES: Councilmembers: Brown, Byrne, Flynn, Carrel and Moyer

NOES: Councilmembers: None

ABSENT OR NOT VOTING: None

The City Council then adjourned back into closed session to continue the conference with labor negotiators.

Mayor Brown opened the reconvened the open meeting and reported that the City Council had given direction to staff.

There being no further business Mayor Brown adjourned the meeting at 9:21 p.m. until the meeting of April 7, 2009 at 7:00 p.m.

s/b Wayne Brown, Mayor

ATTEST:

s/b Jo Anna Lopez, City Clerk