

**RED BLUFF
CITY COUNCIL
REGULAR MEETING MINUTES**

DATE OF MEETING: November 21, 2006

TIME OF MEETING: 6:15 P.M. Closed Executive Meeting
7:00 P.M. Regular Meeting

PLACE OF MEETING: RED BLUFF COUNCIL CHAMBERS,
CITY HALL.

Councilmember's Present: Andy Houghton, Mayor
Wayne Brown, Mayor Pro Tem
Forrest Flynn
Daniel Irving
Larry Stevens

Councilmember's Absent: None

Staff Present: John Blacklock, Interim City Manager
Richard Crabtree, City Attorney
Gerry Gray, Fire Chief
Al Shamblin, Chief of Police
Scot Timboe, Interim Planning Director
Margaret Van Warmerdam, Finance Director
Mark Barthel, Public Works Director
Tessa Pritchard, Human Resources Director
Donna Gordy, City Treasurer
Jo Anna Lopez, City Clerk
Cheryl Smith, Deputy City Clerk

Jeff Moyer led the Pledge of Allegiance at the request of Mayor Houghton and the Assemblage joined in.

CLOSED EXECUTIVE SESSION – 6:15 P.M.

CONFERENCE WITH LABOR NEGOTIATORS: Executive Session in accordance with Government Code Section 54957.6 for the purpose of instructing the City's designated representative, John Blacklock, Interim City Manager, and Tessa Pritchard, Human Resources Director, regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits with the Management Group.

The City Council gave direction to Labor Negotiators.

CITIZEN COMMENTS

NO COMMENTS.

CONSENT CALENDAR

M/S/C Brown, Flynn to pull item's number 3 and 6 and approve the remainder of the Consent Calendar.

AYES: Councilmembers: Brown, Flynn, Houghton, Irving and Stevens

NOES: None

ABSENT OR NOT VOTING: None

APPROVAL OF MINUTES

November 7, 2006 - REGULAR MEETING

Approved 5-0-0

RATIFY/APPROVE OCTOBER PAYABLES CHECK NUMBERS 53707-53907

Recommendation: That the City Council ratify/approve October Payables Checks Number 53707-53907.

Approved 5-0-0

POLICE CHIEF CONTRACT

Mayor Pro Tem Brown thanked Al Shamblin for extending his contract for another six months.

M/S/C Brown, Flynn to approve the Employment Agreement for the Position of Police Chief between the City of Red Bluff and Albert Shamblin.

AYES: Councilmembers: Brown, Flynn, Houghton, Irving and Stevens

NOES: None

ABSENT OR NOT VOTING: None

APPOINTMENT OF DEPUTY CITY CLERK

Recommendation: That the City Council approves the appointment of Vi Cobb as an additional Deputy City Clerk.

Approved 5-0-0

RED BLUFF GREAT NATIONAL CANOE DRAG RACES

Recommendation: That the City Council approves the Parks and Recreation Department to partner with the Sacramento River Discovery Center and Red Bluff Exchange Club to host the Red Bluff Great National Canoe Drag Races to be held at River Park on May 19, 2007 upon completion of the T.A.C. recommendations.

Approved 5-0-0

CITY ENGINEER CONSULTANT SERVICES – DESIGNATION OF MR. GARY GORDON AS CITY ENGINEER.

Councilmember Irving requested an explanation of the scoring and how that worked. He also wanted to know the duties of the Engineer.

Mark Barthel, Public Works Director, stated that it was reviewed by the Building Director, Interim Planning Director and himself. They ranked each consultant by experience and knowledge of the consultant with that type of work and the City. The cost of the work performed ranks very low. The design would be done in house under City Engineer's direction as is required by State Law.

As part of the action requested by the City Council to designate Mr. Gary Gordon as the City Engineer, staff is also requesting authorization to enter into a professional agreement subject to approval of the City Attorney.

M/S/C - Irving, Brown to designate Mr. Gary Gordon, P.E. as the City Engineer for the City of Red Bluff and authorize entering into a professional services agreement subject to approval of the City Attorney.

AYES: Councilmembers: Irving, Brown, Stevens, Houghton and Flynn

NOES: None

ABSENT OR NOT VOTING: None

TREASURER'S REPORT

Recommendation: That the City Council accept the report for the fourth quarter of Fiscal Year 2005/2006.

Approved 5-0-0

ALCOHOL BEVERAGE LICENSE; NEW; TYPE 42 (ON-SALE BEER AND WINE PUBLIC PREMISES); 4 SUTTER ST. STE. C; TAVERN; KEANE WAYNE (FIRST APPLICANT)

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 proposed tavern at 4 Sutter Street Ste. C.
2. Affirm the conclusion of the Planning Director and the Chief of Police 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 Planning Director and the Chief of Police to submit a letter of "Public Convenience or Necessity" to ABC.

Approved 5-0-0

CURRENT BUSINESS

PARKS AND RECREATION DEPARTMENT NEW BUILDING AND GROUNDS MAINTENANCE WORKER.

John Blacklock, Interim City Manager, reported that this request was included in previous budgets, but staff felt more information was needed. Mr. Blacklock reported that he had toured the parks with Mr. Skelton the Parks and Community Center Supervisor, with the new parks coming in the maintenance crews don't have the man power to get to it. There is a compelling need for an additional maintenance person. The City of Red Bluff has 90 acres of parks being maintained by only three employees and by national standards is very far from meeting that standard. The Parks Department is willing to give up \$11,000 from its part-time employee budget. This year the Parks Department has the salary covered but next year the City would have to come up with approximately \$37,000 to fund the position.

Councilmember Stevens commented that Mr. Skelton does a wonderful job and should be commended for it.

M/S/C Stevens, Flynn approve the addition of one additional Building and Grounds Maintenance Worker for the Department of Parks and Recreation.

AYES: Councilmembers: Stevens, Flynn, Brown, Irving and Houghton

NOES: None

ABSENT OR NOT VOTING: None

RECLASSIFICATION OF THE FIRE MARSHAL POSITION

Gerry Gray, Fire Chief, stated that Mike Bachmeyer's position is the position they are talking about. Mr. Bachmeyer has been assisting from the operational point of view however his current job description no longer allows this. Staff is asking to up grade him to the equivalent of a Division Chief. The cost for the first year would be approximately \$2,800, as he would be starting at a B Step Division Chief. The job description will be done by the City Manager, Human Resources Director and Fire Chief.

Councilmember Irving requested clarification if by reclassifying his position that we weren't diminishing his enterprise building fund related activities.

Fire Chief Gray stated no he would continue in the exact same role and that he would still oversee fire prevention as well as continuing to oversee the Fire Marshal activities.

Councilmember Stevens stated that what this would do is increase flexibility.

Chief Gray stated yes.

M/S/C Stevens, Flynn to reclassify the Fire Marshal to a Division Chief and eliminate the current Fire Marshal position altogether and authorize the annual transfer of funds from the Building Department Enterprise Account to Public Safety (Fire Department) for the amounts indicated.

AYES: Councilmembers: Stevens, Flynn, Brown, Irving and Houghton

NOES: None

ABSENT OR NOT VOTING: None

GREENWASTE LEAF COLLECTION SERVICES

Mark Barthel, Public Works Director stated this was informational only. Leaf pick up dates would be Saturday December 16, 2006 and Saturday January 13, 2007. GreenWaste will advertise in the Red Bluff Daily News.

EXTENSION OF THE STREET CLOSURE FOR THE CHRISTMAS PARADE

Al Shamblin, Police Chief, stated that he had been contacted by the Downtown Business owners requesting an extension of the street closure on the 600 and 700 hundred blocks of Main Street after the Christmas parade to allow people to enjoy the festivities after the parade. The Fire Chief has volunteered to place engines at the intersections to allow only emergency personnel to go through. There also is a minor cost for officer overtime. He stated that he is seeking direction from the City Council as to whether or not to do this.

Councilmember Irving asked if we had extended the time in the past.

Chief Shamblin stated this is the first time for the time extension.

A Councilmember stated that this was a liability but we should try it and see if it works.

M/S/C Flynn, Irving to allow the extension of time for a street closure after the annual Christmas Parade.

AYES: Councilmembers: Flynn, Irving, Brown, Houghton and Stevens

NOES: None

ABSENT OR NOT VOTING: None

ORDINANCE NO. 975 AMENDING RED BLUFF CITY CODE CHAPTER 13, MOTOR VEHICLES AND TRAFFIC DIVISION 3; SECTION 13.29 PARKING TIME LIMIT ZONES.

Mark Barthel, Public Works Director reviewed the staff report and gave staff's recommendation that the City Council waive the first reading and introduce Ordinance No. 975.

M/S/C Stevens, Brown to waive the first reading and introduce Ordinance No. 975.

AYES: Councilmembers: Stevens, Brown, Houghton, Irving and Flynn

NOES: None

ABSENT OR NOT VOTING: None

PUBLIC HEARING TO CONSIDER; TENTATIVE TRACT MAP 04-1008; MITIGATED NEGATIVE DECLARATION; CITY COUNCIL RESOLUTION NO. 74-2006; OAK CREEK SUBDIVISION CROSBY/SPYGLASS; CORINTHIAN HOMES (APPLICANT/OWNER)

Scot Timboe, Interim Planning Director reviewed the staff report and gave staff's recommendation that the City Council:

1. Conduct the Public Hearing.
2. Consider all public testimony and all other information relating to this project submitted to the Commission.
3. Adopt Resolution No. 74-2006 approving Tentative Tract Map 04-1008 with the Findings and Conditions of approval shown in Resolution No. 74-2006.

Mayor Houghton opened the Public Hearing at 7:30 p.m.

Brian Stevenson, project representative, thanked everyone and asked if there were any questions.

Councilmember Irving requested clarification on if this property was largely in the flood plan and on page 15 Item G which was marked potentially significant.

Mr. Timboe stated the flood hazard and prevention standards Chapter 26 that we have adopted in our community will exceeds any FEMA Regulations and with that in mind this map complies with that standard. He stated that Mr. Stevenson had agreed with that standard and that there would be a study done by FEMA for the flood plan. He also noted that there was no Grasshopper Creek as shown on the map.

Councilmember Irving stated that Grasshopper Creek was poorly defined and what staff is saying is that the map is not accurate.

Mr. Timboe stated that was correct and that there is a new map, which he had seen, but it is not finalized yet. However as long as the finished floors of the dwellings are 1 foot above the base flood elevation it is acceptable.

Councilmember Irving asked if there is flooding what will happen with the sewer system.

Mark Barthel, Public Works Director, stated that there will be provisions for not backing up the sewer system into the houses if there is flooding.

Mayor Houghton closed the Public Hearing at 7:38 p.m.

Councilmember Irving asked if there would be any liability on the City's part.

Mr. Timboe stated no it will be the builder's responsibility to build higher if the map states it needs to be done.

Councilmember Irving expressed his concern that Grasshopper Creek will flow through lots 1-8.

Mr. Timboe stated that the situations on the old map will be drastically reduced.

Councilmember Irving asked about core of engineers flood plans certificate.

Mr. Timboe stated that staff will apply pre and post elevation certificates. Staff will require a pre elevation so everyone is on the same page when they go to build the house.

Councilmember Stevens asked that since there is a large population of big rig drivers that live in that community and since there had been some damage to the manhole covers as they are above asphalt level, if there would be any rehabilitation in that area.

Mr. Barthel stated that there would not be any rehabilitation in the existing subdivision.

Councilmember Stevens stated that he would advise that they take a look at the problem in that area since there will be more vehicles using this road way.

Councilmember Irving questioned if Roads B and C would tie into the new subdivision.

Mr. Timboe answered yes and that staff was trying to keep residential traffic off South Jackson.

Richard Crabtree, City Attorney, questioned if there was a signed statement from the applicant stating they had agreed to implement the mitigation measures.

Mr. Timboe answered he had never had anyone sign a statement indicating that they had agreed to implement the mitigation measures and that what he has done is incorporate the conditions into the Resolution.

Mr. Crabtree stated that the mitigated measures are not valid unless the applicant agrees to make the mitigation measures part of the project.

Mr. Timboe answered yes they have agreed to make them part of the project.

Mr. Crabtree stated if we could just get a statement from the applicant that they have agreed to implement the mitigation measures.

Mr. Stevenson stated yes they had agreed to all the mitigation measures.

Mayor Pro Tem Brown questioned if the lots against the golf course with the netting, if that netting be one continues to be maintained by the developer or if the property owners would be responsible for the replacement and up keep.

Mr. Timboe stated that in the mitigation it was identified that each lot owner would be responsible for the 25 foot net and stated that these nets do last about 15 years.

Councilmember Irving asked who would monitor that.

Mr. Timboe stated that the property owner would be responsible.

M/S/C Brown, Flynn to adopt Resolution No. 74-2006 approving Tentative Tract Map 04-1008 with the Findings and Conditions of approval shown in Resolution No. 74-2006.

AYES: Councilmembers: Brown, Flynn, Houghton, Irving and Stevens

NOES: None

ABSENT OR NOT VOTING: None

**SECOND READING AND ADOPTION OF ORDINANCE NO. 967 (REZONE NO 194)
REZONING OF THE ZONING OF THE MAP FOR C-3 GENERAL COMMERCIAL;
PORTIONS OF APN'S 033-180-21, 26, 46 AND 47; WAL-MART.**

Councilmember Irving refused himself.

M/S/C Stevens, Flynn to waive the second reading and adopt Ordinance No. 967.

AYES: Councilmembers: Stevens, Flynn, Brown and Houghton

NOES: None

ABSENT OR NOT VOTING: Councilmember: Irving

BUILDING DEPARTMENT PURCHASE OF CRW SOFTWARE

City Manager John Blacklock pulled this item from the agenda at the beginning of the meeting for further review.

COMMITTEE REPORTS/COUNCIL COMMENTS

Mayor Houghton stated this is Mr. Blacklock's last meeting as he would be gone for the December 5th meeting and thanked Mr. Blacklock for all his hard work.

Mr. Blacklock thanked City Attorney Rick Crabtree and all the City Councilmembers for the opportunity to work as the Interim City Manager for the last 7 months.

All the Councilmember's thanked Mr. Blacklock for all his help and dedication.

At 8:05 p.m. Mayor Houghton adjourned the meeting to December 5, 2006 at 7:00 p.m. in the Red Bluff City Council Chambers.

s/b Wayne Brown
Mayor

ATTEST:

s/b Jo Anna Lopez, City Clerk