

**RED BLUFF
CITY COUNCIL
REGULAR MEETING MINUTES**

DATE OF MEETING: December 2, 2008
TIME OF MEETING: 7 p.m. Regular Meeting
PLACE OF MEETING: Council Chambers, City Hall
555 Washington Street
Red Bluff, CA 96080

Councilmember's Present: Wayne Brown, Mayor
Jeff Moyer, Mayor Pro Tem
James Byrne
Bob Carrel
Forrest Flynn

Councilmembers Absent: None

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

Mayor Flynn called the meeting to order at 7:00 p.m.

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

CITIZENS COMMENTS:

No Citizen comments.

ADMINISTRATION:

1. Approval of minutes

November 18, 2008

M/S/C: Councilmembers Irving and Brown to approve November 18, 2008 minutes as written.

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

NOES: None

ABSENT OR NOT VOTING: NONE

RESOLUTION NO, 63-2008: A RESOLUTION DECLARING CANDIDATES ELECTED TO SERVE AS CITY COUNCIL MEMBERS, CITY CLERK AND CITY TREASURER FOR FOUR-YEAR TERMS.

Recommendation: That the City Council adopt Resolution No. 63-2008; A Resolution Declaring Candidates Elected to Serve as City Council Members; City Clerk, and City Treasurer for Four Year Terms.

M/S/C Councilmember Irving and Byrne to adopt Resolution No. 63-2008.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

ADMINISTRATION OF OATH OF OFFICE:

Cheryl Smith, Deputy City Clerk, gave the Oath of Office to Forrest Flynn and Bob Carrel who will serve on the City Council, Jo Anna Lopez as City Clerk and Donna Gordy as City Treasurer for the next four years.

ELECTION OF MAYOR AND MAYOR PRO TEM:

M/S/C: Councilmembers Moyer and Flynn to elect Wayne Brown as Mayor.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

M/S/C Councilmembers Flynn and Byrne to elect Jeff Moyer as Mayor Pro Tem.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

COMMENTS BY FORMER MAYOR PRO TEM IRVING

Mayor Pro Tem Irving thanked the City Council and Staff for his time spent at City Council and stated that he would miss everyone.

COMMENTS BY COUNCILMEMBER ELECT BOB CARREL.

Councilmember Carrel thanked everyone on the City Council, Staff and the people of Red Bluff for giving him this chance to serve on Red Bluff City Council.

COMMENTS BY OTHER COUNCILMEMBERS

NONE

PRESENTATION TO DAN IRVING

Councilmember Flynn thanked Mr. Irving for his services throughout the years. Taking a lot of time away from his family Councilmember Flynn thanked Mr. Irving's family and then awarded Mr. Irving with a plaque for his service.

CONSENT AGENDA:

Item # 1 was pulled by staff from the Consent Calendar.

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

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

1. RESOLUTION 56-2008, QUIT CLAIMING THE GRANT OF RIGHT OF WAY FOR THE PURPOSES OF LAYING WATERLINES ALONG THE SOUTHERLY PORTION OF SECTION 16 TO THE COUNTY OF TEHAMA AND AUTHORIZING THE MAYOR TO EXECUTE THE QUIT CLAIM DEED

Recommendation:

That the City Council adopt Resolution 56-2008 Quit Claiming the grant of right of way for the purposes of laying waterlines along the southerly portion of Section 16 and authorizing the Mayor and the City Clerk to execute the Quit Claim Deed.

Public Works Director Mark Barthel reported that he pulled this item from the consent calendar because a second deed from 1876 had been located and needed to be included in the document. A correct document was provided to the City Council noting the changes.

M/S/C Moyer, Flynn to adopt Resolution 56-2008 Quit Claiming the grant of right of way for the purposes of laying waterlines along the southerly portion of Section 16 and authorizing the Mayor and the City Clerk to execute the Quit Claim Deed.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

2. ADOPTION OF 2009 MEETING DATES

Recommendation:

That the City Council adopt the 2009 City Council meeting schedule which cancels meetings on January 20th and February 19th due to preceding Monday Holidays.

Approved 5/0/0

3. UNCLAIMED CHECKS UNDER FIFTEEN DOLLARS

Recommendation:

That the City Council adopt Resolution No. 67-2008 which allows the transfer of the unclaimed checks less than (\$15) fifteen dollars from other Special Funds to the General Fund per California Government Code Section 50053 and the City's Unclaimed Check Policy.

Approved 5/0/0

4. APPROVAL OF PAVEMENT MANAGEMENT SYSTEM (PMS) STREET RATING WORK BY CHECK CONSULTING

Recommendation:

That the City Council approve Pavement Management System (PMA) Street Rating Work by CHEC Consulting for the Public Works Department per the City's Procurement Policy in the amount of \$5,550.

Approved 5/0/0

5. ANNUAL REPORT OF BUSINESS IMPROVEMENT AREA ADVISORY BOARD

Recommendation:

That the City Council review the Annual BID Report and 1) accept it as submitted or, 2) modify any particular portion of the report.

Approved 5/0/0

CURRENT BUSINESS:

1. APPOINTMENT OF VARIOUS COMMISSIONERS, LOAN COMMITTEE MEMBER AND AUDIT COMMITTEE MEMBER

Recommendation:

That the City Council makes the necessary appointments to the various Commissions and Committees from the applications received.

Ballots were distributed to the City Council and the votes were as follows:

Parks and Recreation Commission (1- 3 year term and 1-1 year student term)

Mayor Brown voted for Mike Shaffer and Shane Graham Mayor Pro Tem Moyer voted for Mike Shaffer and Shane Graham

Councilmember Byrne voted for Mike Shaffer and Shane Graham

Councilmember Carrel voted for Mike Shaffer and Shane Graham

Councilmember Flynn voted for Mike Shaffer and Shane Graham

Ballots were tallied and with 5 votes each Shane Graham was elected to serve as the Student Representative to the Parks and Recreation Commission with a 1 year term and Mike Shaffer to serve for a term of 3 years (1/1/09 – 12/31/11).

Ballot #1 Planning Commission – Voting to fill two 3-year terms

Mayor Brown voted for Doug Dale and Greg Latourell

Mayor Pro Tem Moyer voted for Doug Dale and Greg Ellis

Councilmember Byrne voted for Doug Dale and Kevin Fitzpatrick

Councilmember Carrel voted for Doug Dale and Greg Latourell

Councilmember Flynn voted for Doug Dale and Kevin Fitzpatrick

With 5 votes, Doug Dale was elected to serve for 3 years (1/1/09-12/31/11).

Ballot #2 Planning Commission – Voting to fill one 3-year term

Mayor Brown voted for Greg Latourell

Mayor Pro Tem Moyer voted for Kevin Fitzpatrick

Councilmember Byrne voted for Kevin Fitzpatrick

Councilmember Carrel voted for Greg Latourell

Councilmember Flynn voted for Kevin Fitzpatrick

Kevin Fitzpatrick was elected to serve for 3 years (1/1/09-12/31/11)

Ballot #3 – Voting to fill the remaining 2 years of Councilmember Carrel's term on the Planning Commission

Mayor Brown voted for Greg Latourell

Mayor Pro Tem Moyer voted for Greg Ellis

Councilmember Byrne voted for Greg Ellis

Councilmember Carrel voted for Greg Latourell

Councilmember Flynn voted for Greg Latourell

With 3 votes, Greg Latourell will serve the remaining 2 years of Bob Carrel's appointment to the Planning Commission (1/1/09-12/31/10).

Ballot #1 Airport Commission – Voting for two 3-year terms.

Mayor Brown voted for Lynn Chamblin and Rob Schmid
Mayor Pro Tem Moyer voted for Lynn Chamblin and R.J. Miller
Councilmember Byrne voted for Lynn Chamblin and Rob Schmid
Councilmember Carrel voted for Lynn Chamblin and Rob Schmid
Councilmember Flynn voted for Lynn Chamblin and Rob Schmid

Lynn Corda Chamblin (5 votes) and Rob Schmid (4 votes) were elected to serve for 3 years on the Airport Commission (1/1/09-12/31/11)

M/S/C Flynn, Byrne to appoint Maureen Greer to the Audit Committee for 1-year.

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

M/S/C Moyer, Byrne to appoint J.B. Stacy to the Loan Committee for 1-year.

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

2. OTHER AGENCY REPRESENTATION

Recommendation: That the City Council Review the Current City Councilmember assignments and determine other agency representation for 2009

The City Council reviewed the other agency listing and agreed upon changes of representatives and alternates to the various agencies.

3. SECOND READING AND ADOPTION OF ORDINANCE NO. 992 (REZONE NO. 194) REZONING OF THE ZONING MAP FOR C-3 GENERAL COMMERCIAL; PORTIONS OF APN'S 033-180-860; WAL-MART

Scot Timboe, Planning Director reviewed the staff report and gave staff's recommendation that the City Council waive the second reading and adopt Ordinance No. 992 (Rezone No. 194), Rezoning of the Map to C-3 (General Commercial) as contained in the attached City of Red Bluff Ordinance No. 992 with Exhibit A.

M/S/C: Councilmembers, Flynn and Byrne to waive the second reading and adopt Ordinance No. 992 (Rezone No. 194), Rezoning of the Map to C-3 (General Commercial)as contained in the attached City of Red Bluff Ordinance No. 992 with Exhibit A.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

4. SECOND READING AND ADOPTION OF ORDINANCE NO. 988 (REZONE NO. 207) REVISE CITY CODE SECTION 25.92, ALONG WITH CITY CODE SECTION 25.79 AND REVISING CITY CODE SECTION 25.197; EMERGENCY HOMELESS SHELTERS

Scot Timboe, Planning Department, reviewed staff report and gave staff's recommendation that the City Council waive the second reading and adopt Ordinance No. 988 (Rezone No. 207), amending RBCC Section 25.92 Industrial Zone and Permit Requirements; Miscellaneous M-1 with a CUP and M-2 Permitted Outright, along with the removal of the CUP in C-3 Zoning Districts amending RBCC Section 25.79 Commercial Zones and Permit Requirements; Miscellaneous, and the addition of objective standards to RBCC Section 25.197 Emergency Homeless Shelters.

M/S/C Councilmembers Flynn and Brown to waive the second reading and adopt Ordinance No. 988.

AYES: Councilmembers: Flynn, Brown, Byrne and Carrel

NOES: Councilmember: Moyer

ABSENT OR NOT VOTING: NONE

5. ORDINANCE NO. 993, REVISING SECTION 24.8-1 OF CHAPTER 24- WATER

Cheryl Smith, Deputy City Clerk, reviewed staff report and gave staff's recommendation that the City Council waive the first reading and introduce Ordinance No. 993; Revising Section 24.8-1 of Chapter 24 – Water.

M/S/C Councilmembers Moyer and Flynn to waive the first reading and introduce Ordinance No. 993; Revising Section 24.8-1 of Chapter 24 – Water.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

6. ORDINANCE NO . 994; UPDATING FEES IN CHAPTER 12; SECTIONS 12.21 THROUGH 12.25

Margaret Van Warmerdam, Finance Director reviewed staff report and gave staff's recommendation that the City Council waives the first reading and introduce Ordinance No. 994.

M/S/C Councilmembers Moyer and Byrne waive the first reading and introduce Ordinance No. 994.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

7. PUBLIC HEARING; 2008-2009 SUPPLEMENTAL LAW ENFORCEMENT SERVICE GRANT FUNDS - \$100.000

Scott Capilla, Police Chief reviewed staff report and gave staff's recommendation that the City Council open the Public Hearing, consider public comments, and approve the expenditure plan for Supplemental Law Enforcement Services Funds.

M/S/C Councilmembers Moyer, Flynn to approve the expenditure plan for Supplemental Law Enforcement Services Funds.

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

NOES: None

ABSENT OR NOT VOTING: None

8. RESOLUTION NO. 64-2008; ADOPTING STATE OF CALIFORNIA BUILDING STANDARDS FEES.

J.D. Ellison, Building Director reviewed staff report and gave staff's recommendation that the City Council:

- a. Adopt the Building Standards Commission required fees per SB-1474 Chapter 719. Statues of 2008 (Senate Bill No. 1473, Calderon); and
- b. Adopt Resolution No. 64-2008; A Resolution of the City Council of the City of Red Bluff establishing a schedule of fees and charges for City Building Permits as required by SB-1473.

M/S/C: Councilmember Flynn and Moyer to adopt Resolution 64-2008 establishing a schedule of fees and charges for City Building Permits as required by SB-1473.

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

9. UPDATE ON DOG ISLAND PARK

Debbie Carlisi, Parks and Recreation Director gave an update on the progress of cleaning up Dog Island Park by the Ishi Crews.

Informational only - no action needed

10. TREASURER'S REPORT

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

M/S/C Councilmembers Byrne and Moyer to accept the report for the fourth month of Fiscal Year 2008.

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

STAFF ITEMS/REPORTS/COMMITTEE REPORTS/COUNCIL COMMENTS/STAFF UPDATES OF COMING EVENTS

None

ADJOURNMENT:

There being no further business Mayor Brown adjourned the meeting at 8:35 p.m. until the meeting of December 16, 2008 at 7:00 p.m.

s/b Wayne Brown, Mayor

ATTEST:

s/b Jo Anna Lopez, City Clerk

COUNCILMEMBER: Wayne Brown

PARKS AND RECREATION COMMISSION

VOTE FOR ONE 3 YEAR TERM
AND ONE 1 YEAR STUDENT TERM



MIKE SHAFFER



GREGORY ELLIS



SHANE GRAHAM (STUDENT APPLICANT)

COUNCILMEMBER: Wayne Brown

PARKS AND RECREATION COMMISSION

VOTE FOR ONE 3 YEAR TERM
AND ONE 1 YEAR STUDENT TERM



MIKE SHAFFER



GREGORY ELLIS



SHANE GRAHAM (STUDENT APPLICANT)

COUNCILMEMBER: Moyer

PARKS AND RECREATION COMMISSION

VOTE FOR ONE 3 YEAR TERM
AND ONE 1 YEAR STUDENT TERM

MIKE SHAFFER

GREGORY ELLIS

SHANE GRAHAM (STUDENT APPLICANT)

COUNCILMEMBER: Jim Byrne

PARKS AND RECREATION COMMISSION

VOTE FOR ONE 3 YEAR TERM
AND ONE 1 YEAR STUDENT TERM



MIKE SHAFFER



GREGORY ELLIS



SHANE GRAHAM (STUDENT APPLICANT)

COUNCILMEMBER: Bob Carrel

PARKS AND RECREATION COMMISSION

VOTE FOR ONE 3 YEAR TERM
AND ONE 1 YEAR STUDENT TERM



MIKE SHAFFER



GREGORY ELLIS



SHANE GRAHAM (STUDENT APPLICANT)

COUNCILMEMBER: Forrest

PARKS AND RECREATION COMMISSION

VOTE FOR ONE 3 YEAR TERM
AND ONE 1 YEAR STUDENT TERM



MIKE SHAFFER



GREGORY ELLIS



SHANE GRAHAM (STUDENT APPLICANT)

Ballot #1

COUNCILMEMBER: Wayne Brown

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)



DOUG DALE



JOE VINE



GREGORY ELLIS



KEVIN FITZPATRICK



GREG LATOURELL

COUNCILMEMBER: Mayer

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)

DOUG DALE

JOE VINE

GREGORY ELLIS

KEVIN FITZPATRICK

GREG LATOURELL

Ballot 1

COUNCILMEMBER: Jim Byrne

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)

DOUG DALE

JOE VINE

GREGORY ELLIS

KEVIN FITZPATRICK

GREG LATOURELL

COUNCILMEMBER: Bob Carroll

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)

DOUG DALE

JOE VINE

GREGORY ELLIS

KEVIN FITZPATRICK

GREG LATOURELL

Ballot #1

COUNCILMEMBER: Foster

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)



DOUG DALE



JOE VINE



GREGORY ELLIS



KEVIN FITZPATRICK



GREG LATOURELL

COUNCILMEMBER: Wayne Brown

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)

DOUG DALE

JOE VINE

GREGORY ELLIS

KEVIN FITZPATRICK

GREG LATOURELL

Ballot 2

COUNCILMEMBER: Mayer

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)

DOUG DALE

JOE VINE

GREGORY ELLIS

KEVIN FITZPATRICK

GREG LATOURELL

COUNCILMEMBER: Jim Bruce

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)

DOUG DALE

JOE VINE

GREGORY ELLIS

KEVIN FITZPATRICK

GREG LATOURELL

COUNCILMEMBER: Bob Carr

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)

DOUG DALE

JOE VINE

GREGORY ELLIS

KEVIN FITZPATRICK

GREG LATOURELL

COUNCILMEMBER: Fornest

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)

DOUG DALE

JOE VINE

GREGORY ELLIS

KEVIN FITZPATRICK

GREG LATOURELL

COUNCILMEMBER: Wayne Brown

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)

DOUG DALE

JOE VINE

GREGORY ELLIS

KEVIN FITZPATRICK

GREG LATOURELL

COUNCILMEMBER: Moyer

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)

DOUG DALE

JOE VINE

GREGORY ELLIS

KEVIN FITZPATRICK

GREG LATOURELL

COUNCILMEMBER: Jim Byrne

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)

DOUG DALE

JOE VINE

GREGORY ELLIS

KEVIN FITZPATRICK

GREG LATOURELL

COUNCILMEMBER: Bob Carrel

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)

DOUG DALE

JOE VINE

GREGORY ELLIS

KEVIN FITZPATRICK

GREG LATOURELL

COUNCILMEMBER: Forsyth

PLANNING COMMISSION BALLOT

COUNCILMEMBER:
VOTE FOR TWO (2)

*Bob Carroll
Term*

DOUG DALE

JOE VINE

GREGORY ELLIS

KEVIN FITZPATRICK

GREG LATOURELL

B-3

COUNCILMEMBER: Wayne Brown

AIRPORT COMMISSION
VOTE FOR TWO (2)



LYNN CHAMBLIN



ROB SCHMID



R.J. "TONY" MILLER

Ballot #1

COUNCILMEMBER: MOYER

AIRPORT COMMISSION
VOTE FOR TWO (2)

LYNN CHAMBLIN

ROB SCHMID

R.J. "TONY" MILLER

COUNCILMEMBER: Jim Byrnes

AIRPORT COMMISSION
VOTE FOR TWO (2)



LYNN CHAMBLIN



ROB SCHMID



R.J. "TONY" MILLER

COUNCILMEMBER: Bob Carroll

AIRPORT COMMISSION
VOTE FOR TWO (2)



LYNN CHAMBLIN



ROB SCHMID



R.J. "TONY" MILLER

COUNCILMEMBER: FORREST

AIRPORT COMMISSION
VOTE FOR TWO (2)



LYNN CHAMBLIN



ROB SCHMID



R.J. "TONY" MILLER

