

**RED BLUFF
CITY COUNCIL
REGULAR COUNCIL MEETING**

Date of Meeting: Tuesday, June 16, 2009
Time of Meeting: 6:15 p.m. Closed Executive Session
7 p.m. Regular Meeting
Place of Meeting: Council Chambers, City Hall
555 Washington Street
Red Bluff, Ca, 96080

Councilmembers Present:

Wayne Brown, Mayor
James Byrne
Forrest Flynn
Bob Carrel

Councilmembers Absent:

Jeff Moyer, Mayor Pro Tem (absent-excused)

Staff Present:

Martin Nichols, City Manager
Richard Crabtree, City Attorney
Margaret Van Warmerdam, Finance Director
Jo Anna Lopez, City Clerk
Paul Nanfito, Police Captain
Scot Timboe, Planning Director
Mark Barthel, Public Works Director
Mike Bachmeyer, Fire Chief
Tessa Pritchard, Human Resources Director
Debbie Carlisi, Parks and Recreation Director
Donna Gordy, City Treasurer

Mayor Brown Called the Meeting to order at 7 p.m.
Then lead the Pledge of Allegiance and the
Assembly joined in.

CLOSED EXECUTIVE SESSION:

1. CONFERENCE WITH LABOR

NEGOTIATORS: Executive Session in accordance with Government Code Section 54957.6 for the purpose of instructing with City's designated Representatives Martin Nichols, City Manager, and Tessa Pritchard, Human Resource 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 Employees.

2. LIABILITY CLAIMS

Claimant: Martina Griego

Agency Claimed Against: City of Red Bluff

Mayor Brown reported that in Closed Executive Session the City Council had given direction to staff.

CITIZEN'S COMMENTS:

Alysa Eastman, Concerned Citizen spoke to the City Council on making a City ordinance regarding the guidelines for the security and non-diversion of Marijuana grown for medical use.

CONSENT AGENDA

M/S/C Councilmembers Flynn and Carrel to approve the Consent Agenda.

AYES: Councilmembers Flynn, Carrel, Byrne and Brown

NOES: NONE

ABSENT OR NOT VOTING: Councilmember Moyer (Absent - Excused)

APPROVAL OF MINUTES

JUNE 2, 2009

4/0/1 Approved

**JULY 1, 2009 – DECEMBER 31, 2009 EXTENSION
OF THE MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF RED BLUFF AND
COUNTY OF TEHAMA FOR PROVISIONS OF
PROGRAM MANAGEMENT SERVICES FOR THE
SENIOR NUTRITION PROGRAM**

Recommendation:

That the City Council authorize the City Manager to sign the attached Memorandum of Understanding between the City of Red Bluff and the County of Tehama for provisions of Program Management Services for the Senior Nutrition Program extending the previous agreement for 6 months.

4/0/1 Approved

**RESOLUTION NO. 21-2009; A RESOLUTION
AUTHORIZING WEEKLY STREET CLOSURE FOR
THE WEDNESDAY “RED BLUFF FARMERS’
MARKET”**

Recommendation:

That the City Council adopt Resolution No. 21-2009 authorizing the street closure for the Wednesday evening Farmers’ Market beginning July 1st 2009 through September 30, 2009.

4/0/1 Approved

**WALNUT STREET & MONROE STREET/ AVENUE
BICYCLE TRANSPORTATION PROJECT (BTA) –
REQUEST TO ADVERTISE FOR BIDS**

Recommendation:

That the City Council authorizes the Public Works Director to advertise for bids for the Walnut Street and Monroe Street/Avenue BTA project.

4/0/1 Approved

**EDWARD BYRNE MEMORIAL JUSTICE
ASSISTANCE GRANT (JAG) PROGRAM FY 2009
(LOCAL SOLICITATION)**

Recommendation:

That the City Council authorize staff to submit for the FY 2009 Edward Byrne Memorial Justice Assistance Grant for the eligibility award of \$17, 350.00.

4/0/1 Approved

CURRENT BUSINESS:

PLANNING DEPARTMENT BRIEFING ON TANC

Scot Timboe, Planning Director gave an informational Power Point Presentation on the TANC Project.

Informational Only

RED BLUFF MUNICIPAL AIRPORT FIXED BASE OPERATOR (FBO) LEASE AGREEMENT

Mark Barthel, Publics Works Director, reviewed staff report and gave staff's recommendation that the City Council authorize staff to advertise for Request for Proposals (RFP) for the Fixed Base Operator Lease Agreement.

Council member Carrel asked if we are responsible for above ground repairs.

Mark Barthel responded that anything above ground the FBO is responsible for maintaining and that the City is responsible for underground maintenance, although he asked for 50/50 on underground maintenance.

Mayor Brown asked who was on the selection committee.

Mark Barthel stated that two Airport Commissioners, himself as the Airport Manager, the City Manager, and an Airport Manager from another City.

Rob Schmid, Airport Commission Chairman, stated that at the meeting on May 27, 2009 Airport Commission they discussed the issue on the 2% gross sales, from day one for two years.

M/S/C Councilmembers Flynn and Byrnes to authorize staff to advertise for Request for Proposals (RFP) for the Fixed Base Operator Lease Agreement.

AYES: Councilmembers, Flynn, Byrne, Carrel and Brown

NOES: NONE

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

RESOLUTION NO. 22-2009; A RESOLUTION DESIGNATING NO PARKING ALONG A PORTION OF LAKE AVE.

Paul Nanfito, Police Captain, reviewed the staff report and gave staff's recommendation that the City Council adopt Resolution 22-2009 designating a portion of Lake Avenue, as No Parking by marking the curb red.

Mayor Brown asked if it was going to be red curb only or with no parking signs.

Captain Nanfito stated that was his understanding and that it will not interfere with any of the businesses around it.

M/S/C Councilmembers Byrnes and Flynn to adopt Resolution No. 22-2009 designating a portion of Lake Avenue, as No Parking by marking the curb red.

John Elko, concerned citizen, stated that he was concerned with all the red no parking curbs while the City of Red Bluff is growing.

AYES: Councilmembers Byrnes, Flynn, Carrel and Brown.

NOES: ONE

ABSENT OR NOT VOTING: Councilmember Moyer

AWARD OF FY 2009 RECOVERY ACT EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG)

Paul Nanfito, Police Captain, reviewed staff report and gave staff's recommendation that the City Council receives the grant award and authorizes the Chief of Police to sign the grant agreement.

Mayor Brown asked if there were any time constraints and if you have to prove to the grant what you did with the money.

Captain Nanfito stated no but they do want to get those cars out on the road as quick as possible.

The grant manager has to communicate with the federal government to let them know

M/S/C Councilmembers Flynn and Carrel to authorize the Chief of Police to sign the grant agreement.

AYES: Councilmembers Flynn, Carrel, Byrne and Brown

NOES: NONE

ABSENT OR NOT VOTING: Councilmember Moyer

CHANGE IN BUDGET PROCEDURES

Margaret Van Warmerdam, Finance Director, reviewed staff report and gave staff recommendation that the City Council:

1. View Staff prepared PowerPoint presentation highlighting proposed changes to the Budget process for the City Council consideration on June 16, 2009.
2. Approve changes to Budget Procedures.

Mayor Brown asked when the Budget Committee comes in.

Margaret Van Warmerdam stated that last year it met before, but most cities do after.

M/S/C Councilmembers Flynn and Carrel to approve the changes to Budget Procedures.

AYES: Councilmembers Flynn, Carrel, Byrne and Brown

NOES: NONE

ABSENT OR NOT VOTING: Councilmember Moyer

LOCAL GOVERNMENT SUMMIT ON GOVERNANCE AND FISCAL REFORM

Martin Nichols, City Manager, reviewed staff report and gave staff's recommendation that the City Council:

1. Determine if the City wants to participate in the Governance Summit
2. Determine who will represent the City.
3. Consider adopting reform principles.

M/S/C Councilmembers Flynn and Carrel to participate in the Governance Summit.

AYES: Councilmembers Flynn, Carrel, Byrne and Brown

NOES: NONE

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

M/S/C Councilmembers Flynn and Byrne to send Martin Nichols, City Manager and Councilmember Jeff Moyer (if he so decides) to represent the City.

AYES: Councilmembers Flynn, Byrne, Carrel and Brown

NOES: NONE

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

All Councilmembers agreed to consider adopting reform principles.

APPROVAL OF WARRANT LIST

Recommendation:

That the City Council approves Check Warrant No. 63237 through 63505 dated May 1, 2009 through May 28, 2009.

M/S/C Councilmembers Flynn and Byrne to approve the warrant list.

AYES: Councilmembers Flynn, Byrne and Carrel

NOES: NONE

ABSENT OR NOT VOTING: Councilmembers Moyer (absent-excused) and Brown (abstained)

RESOLUTION REGARDING LITIGATION OVER UNCONSTITUTIONAL DIVERSION OF THE LOCAL SHARE OF THE MOTOR FUEL (GAS) TAX

Martin Nichols, City Manager reviewed staff report and gave staff recommendation that the City Council adopt Resolution No. 23-2009 directing the City Attorney to cooperate with the League of California Cities in filing litigation to overturn the unconstitutional division of the local share of the Motor Fuel (Gas) Tax.

Councilmember Byrne asked City Attorney Richard Crabtree if there was any chance in winning.

Richard Crabtree stated yes with no cost to the City as they are protected by League Staff.

Councilmember Byrne questioned if they were taking 25% of our HUTA tax revenues.

Martin Nichols stated 100% of the tax revenues the first year and 75% the second year.

M/S/C Councilmembers Carrel and Flynn adopt Resolution No. 23-2009.

AYES: Councilmembers Carrel, Flynn, Byrne and Brown

NOES: NONE

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

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

Mayor Brown, Councilmember Byrne and Councilmember Carrel reported that they had attended the Veteran's Appreciation function over the weekend and it turned out very well for the first time, they did a good job.

ADJOURNMENT:

There being no further business Mayor Brown adjourned the meeting at 8:17 p.m. until the meeting of July 7, 2009 at 7:00 p.m.

s/Wayne Brown, Mayor

ATTEST:

s/Jo Anna Lopez, City Clerk