

Red Bluff
City Council
Regular Council Meeting (Corrected)

Date of Meeting: Tuesday, July 1, 2008

Time of Meeting: Close Executive Session 6:15 pm
Regular Session 7:00 pm

Place of Meeting: Council Chambers
555 Washington Street
Red Bluff, CA 96080

Council Members Present: Forrest Flynn, Mayor
Daniel Irving, Mayor Pro Tem
Wayne Brown
Jeff Moyer
James Byrne

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, Panning Director
Mark Barthel, Public Works Director
Gerry Gray, Fire Chief
Tessa Pritchard, Human Resources Director
Debbie Carlisi, Parks and Recreation Director
Donna Gordy, City Treasurer

Amended Section

Mayor Flynn called the meeting to order at 6:15 p.m.

Mayor Flynn reported that an item for consideration had been brought to the City Council's attention for immediate action by the City Council. This issue arose after the completion and posting of the City Council Agenda and could be added to the Agenda by a minimum 4 out of 5 votes of the City Council. It had been determined by staff that action on this item could not wait until the next City Council meeting date of July 15, 2008.

M/S/C Brown, Moyer to add to the Closed Session:

CONFERENCE WITH LABOR NEGOTIATORS: Executive Session in accordance with Government Code Section 54957.6 for the purpose of instructing the City's designated representative, 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 Miscellaneous Unit.

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

NOES: None

ABSENT OR NOT VOTING: None

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

CITIZEN'S COMMENT:

Una Jordan reminded the City Council of the Blues for the Pool event on July 19, 2008.

CLOSED EXECUTIVE SESSION:

CONFERENCE WITH LEGAL COUNSEL - Executive Session in accordance with the (Government Code Section 54956.9 - One potential case

PUBLIC EMPLOYEE PERFORMANCE REVIEW

Title: City Manager (Government Code Section 54957)

CONFERENCE WITH LABOR NEGOTIATORS: Executive Session in accordance with Government Code Section 54957.6 for the purpose of instructing the City's designated representative, 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 Miscellaneous Unit.

Mayor Flynn reported that the City Council had given direction to staff.

CONSENT AGENDA:

Councilmember Brown pulled items 4 and 6 for clarification.

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

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

APPROVAL OF MINUTES

June 3, 2008

5/0/0 Approved

TREASURER'S REPORT

Recommendation: That the City Council accept the report for the eleventh month of Fiscal year 2007.

5/0/0 Approved

ASSUMPTION OF LEASE AGREEMENT

Recommendation: That the City Council authorize the City Manager to sign the Assumption of Lease Agreement with Christopher Carey.

5/0/0 Approved

ADOPT RESOLUTION NO. 40-2008 - ACCEPTANCE OF ADOBE ROAD RIGHT OF WAY - RELINQUISHMENT BY STATE OF CALIFORNIA DEPT. OF TRANSPORTATION

Recommendation: That the city Council adopt Resolution No. 40-2008 accepting the Adobe Road Right of road shown as segment "A" and "B" on Exhibit "A" attached to the resolution.

Councilmember Brown asked for and received clarification.

M/S/C: Councilmember Brown and Moyer to adopt Resolution No. 40-2008.

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

PARCEL MAP 06-1007 ACCEPTANCE OF PARCEL MAP AND DEDICATIONS

Recommendation: That the City Council accept the dedication of the Road and Public Utility Easement contained on Parcel Map 06-1007 and direct staff to record Parcel Map 06-1007.

5/0/0 Approved

CHARTER COMMUNICATIONS SETTLEMENT AGREEMENT

Recommendation: That the City Council approve the Cable TV Settlement and Release Agreement with Falcon Cable Systems (dba Charter Communications) and authorize the City Manager to sign the agreement on behalf of the City of Red Bluff

Councilmember Brown asked for and received clarification on this settlement.

M/S/C: Councilmember Brown and Moyer to approve the Cable TV Settlement and Release Agreement with Falcon Cable Systems (dba Charter Communications) and authorize the City Manager to sign the agreement on behalf of the City of Red Bluff.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

EXPENDITURE AGREEMENT BETWEEN THE CITY OF RED BLUFF AND THE COUNTY OF TEHAMA FOR 2007 HOMELAND SECURITY GRANT PROGRAM FUNDS

Recommendation: That the City Council authorize the Chief of Police to sign agreement between the City of Red Bluff and the County of Tehama and include an appropriation of \$16,000.00 in the final 2008 - 2009 City Budget for the purpose of upgrading the radio repeater equipment.

5/0/0 Approved

SEXUAL ASSAULT FELONY ENFORCEMENT TEAM (S.A.F.E.) GRANT 2008 - 2009

Recommendation: That the City Council ratify the 2008 - 2009 SAFE Grant Memorandum of Understanding.

5/0/0 Approved

CURRENT BUSINESS:

UPDATE ON NORTH STATE FIRE ACTIVITY AND POSTPONEMENT OF JULY 4TH FIREWORKS DISPLAY

Fire Chief Gerry Gray gave an update on the fires in Butte County, Shasta County and Tehama County. Chief Gray then recommended that the July 4th fireworks display be postponed and that they are looking at some dates in September. No Action needed on this item.

APPROVAL OF EMPLOYMENT AGREEMENT WITH DEBORAH CARLISI FOR THE POSITION OF PARKS & RECREATION DIRECTOR

Martin Nichols, City Manager reviewed staff report and gave staff's recommendation that the City Council approve the Employment Agreement with Deborah Carlisi for the position of Parks & Recreation Director, and authorize the City Manager to execute the contract on behalf of the City.

Mayor Flynn thanked Deborah Carlisi for her hard work and dedication.

M/S/C: Councilmembers: Irving and Brown to approve the Employment Agreement with Deborah Carlisi.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

CABLE TELEVISION UPGRADE

Martin Nichols, City Manager reviewed staff report and gave staff's recommendation that the City Council receive a report from Charter Communications on the Company's plans to upgrade cable television services in Red Bluff.

Martin Nichols, City Manager introduced Suzie Evans from Charter Communications.

Suzie Evans, Director of Government Relations for Charter Communications California Division, gave Council a presentation on the upgrade of cable television services which includes high definition TV, well over 200 channels, DVR's etc, high speed internet services and telephone service. The project has an estimated time for completion of 18 months or less. Ms. Evens then introduced Trenton Roaden, Assistant Engineering Manager for Charter Communications and Jim Anderson, Construction Manager for Charter Communications. Mr. Anderson is the Manager for this project upgrade.

Trenton Roaden, Assistant Engineering Manager for Charter Communication also spoke on the upgrades that would be going on and the progress that has already taken place so far. Mr. Roaden also stated in case of a power outage the cable would then go to a backup battery system for about 3 hours and then on to a generator so service wouldn't be affected.

No action needed on this agenda item.

RATE INCREASE AND CONTRACT EXTENSION FOR GREENWASTE

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

1. Authorize a 8.31% garbage collection rate increase for GreenWaste of Tehama effective July 1, 2008, and
2. Authorize a month to month extension of our current garbage collection agreement with GreenWaste of Tehama.

Amanda Garrett from GreenWaste of Tehama, asked for a price increase not only for fuel but for the other products they use.

Mayor Pro Tem Irving questioned what would happen if fuel prices go down.

Martin Nichols stated that the City Council could go back to GreenWaste and ask to reduce the fuel price.

The City Council discussed the cost of fuel, the CPI increase and the new contract, with the City Attorney, Richard Crabtree.

M/S/C: Councilmembers Brown and Flynn to approve only the fuel increase of 5.52% for a period of 6 months, or until the new contract are in place.

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

2/3/0 Motion Failed

After more discussion and consideration another motion was made.

M/S/C: Councilmembers Irving and Brown to renew the motion made by Councilmember Brown to approve only the fuel increase of 5.52% for a period of 6 months or until the new contract is in place.

AYES: Councilmembers: Irving, Brown, Flynn and Byrne

NOES: Councilmember Moyer

ABSENT OR NOT VOTING: NONE

ADA UPGRADE PROJECT - CONTRACT AWARD

Mark Barthel, Public Works Director, reviewed staff report and gave staff's recommendation that the City Council award the ADA Upgrade Project Contract to the lowest responsible bidder.

Councilmember Byrne requested clarification on who had made the plans.

Mark Barthel stated the City did along with a consultant.

M/S/C: Councilmembers Byrne and Irving to reject the bid and put it back out to bid.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

ACCEPTANCE OF FAA AND DOA GRANTS - AIP-09, AWARD OF CONTRACT TO STIMPEL - WIEBELHAUS ASSOC. FOR THE CONNECTOR TAXIWAY, TAXIWAY LIGHTS, HOLD SIGN, RUNWAY REJUVENATION, PAPI INSTALLATION PROJECT - APPROVAL OF SCOPE OF WORK WITH MEAD - HUNT

Mark Barthel, Public Works Director, reviewed staff report and gave staff's recommendation that the City Council accept the FAA and DOA grants, award the AIP-09 project to Stimpel-Wiebelhaus in the amount of \$826,976.00 plus an additional \$20,000 in grant funds to be available for contingencies (change orders) and authorize the Airport Manager to approve the Mead-Hunt scope of work for construction engineering services in the not to exceed amount of \$59,700.00 which will be paid from the grant funding.

Councilmember Byrne requested clarification on when this project had gone out to bid.

Mark Barthel stated he didn't have an exact date but there was a very long process with this grant.

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

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

AGREEMENT BETWEEN THE CITY OF RED BLUFF - SENIOR NUTRITION AND TEHAMA COUNTY DEPARTMENT OF SOCIAL SERVICES

Debbie Carlisi, Parks & Recreation Director, reviewed the staff report and gave staff's recommendation that the City Council authorize the City Manager to sign the agreement between the City of Red Bluff - Senior Nutrition and Tehama County Social Services to establish a CalWork's Community Service/Work Experience site to be located at the Red Bluff Community Senior Center.

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

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

SKATE PARK PHASE II PROJECT BID AWARD

Debbie Carlisi, Parks & Recreation Director, reviewed staff report and gave staff's recommendation that the City Council:

1. Award the Skate Park Parking Lot and Landscaping project to Ron Hale Construction, Inc, for the amount of \$232,092.25.
2. Approve a contingency fund in the amount of \$10,000.00 from Parks and Recreation Development Impact Fee Fund 61.45 for unanticipated project variable costs.

Councilmember Moyer asked if this includes the outdoor roller rink.

Debbie Carlisi stated this does not include the outdoor roller rink.

Mark Barthel, Public Works Director, stated that the parking lot will serve as the outdoor roller rink at a later date.

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

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

SELECTION OF FINANCE COMMITTEE MEMBERS

Martin Nichols, City Manager, reviewed staff report and gave staff's recommendation that the City Council discusses and selects two members of the City Council to sit on the finance Committee to review the Preliminary Budget prior to presentation to the full Council.

M/S/C: Councilmembers Irving and Byrne toe select Councilmembers Brown and Byrne to serve on this committee.

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

APPROVAL OF MINUTES

June 17, 2008

M/S/C: Councilmembers Moyer and Irving to approve the minutes of June 17, 2008.

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

COMMITTEE REPORTS/COUNCIL COMMENTS:

Councilmember Byrne questioned if there had been any action taken on the 4 day work week for City employees. Councilmember Byrne also requested a report on the McGlynn Pool.

Martin Nichols, City Manager, stated each Department is putting together a plan for a 4 day work week, but there is no set date for that to come back to Council. Mr. Nichols also stated he would get a report for Council on the pool project.

There being no further business Mayor Flynn adjourned the Meeting at 8:50 p.m. until the next meeting of July 15, 2008.

S/B Forrest Flynn, Mayor

ATTEST:

S/B Jo Anna Lopez, City Clerk