

**RED BLUFF  
CITY COUNCIL  
REGULAR MEETING MINUTES**

**Date of Meeting:** February 5, 2008  
**Time of Meeting:** 6:15 p.m. Closed Executive  
Session  
**Place of Meeting:** 7 p.m. Regular Meeting  
Council Chambers, City Hall  
555 Washington Street  
Red Bluff, Ca 96080

**Councilmembers Present:**

Dan Irving, Mayor Pro Tem  
Wayne Brown  
Jeff Moyer  
James Byrne

**Councilmember Absent:** Mayor Forrest Flynn

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

Jo Anna Lopez, City Clerk  
Scott Capilla, Police Chief  
Scot Timboe, Planning Director  
Mark Barthel, Public Works

Director

Gerry Gray, Fire Chief  
Tessa Pritchard, Human Resources

Director

Donna Gordy, City Treasurer  
Debbie Carlisi, Parks and

Recreation Director

Margaret Van Warmerdam, Finance

Director

Mayor Pro Tem Irving asked Boy Scout Troop 154 to lead the Pledge of Allegiance and the assembly joined in.

## **CLOSED EXECUTIVE SESSION**

### **CONFERENCE WITH LEGAL COUNSEL – Government Code Section 54956.9 EXISTING LITIGATION: WAL-MART EIR**

Mayor Pro Tem Irving recused himself from discussion of this item.

### **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: Two potential cases. Government Code Section 54956.9**

Mayor Pro Tem Irving stated the City Council had given direction to staff.

## **CITIZEN'S COMMENT:**

P.A.T.H. President Arlene Dering spoke on zoning for the homeless, and asked for this item to be put on the agenda at a later date.

## **PROCLAMATION:**

## **BOY SCOUT TROOP 154 – NATIONAL SCOUT WEEK**

Michael DeFonte, Carson Dunbar and Edward Spidle

Councilmember Brown read and presented the Proclamation to Boy Scout Troop 154.

### **CONSENT AGENDA:**

M/S/C: Councilmembers Brown and Moyer to approve the Consent Agenda.

AYES: Councilmembers: Brown, Moyer, Irving and Byrne

NOES: None

ABSENT OR NOT VOTING: Councilmember Flynn (absent – excused)

### **APPROVAL OF MINUTES**

Special Meeting - January 29, 2008

***Approved 4/0/1***

## **COPIER FOR COMMUNITY CENTER**

**Recommendation:** That the City Council authorizes the City Manager to enter into a three year lease order with Inland Business Systems in the amount of \$11,493.67 for one copier machine to serve the Community Center.

*Approved 4/0/1*

## **RESOLUTION NO. 8-2008; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RED BLUFF AMENDING CERTAIN SALARIES AND BENEFITS BETWEEN THE CITY OF RED BLUFF AND THE RED BLUFF POLICE MID MANAGERS ASSOCIATION**

**Recommendation:** That the City Council adopt Resolution No. 8-2008; a Resolution of the City Council of the City of Red Bluff amending certain Salaries and benefits between the City of Red Bluff and the Red Bluff Police Mid-

Managers Association for the period of July 1, 2007 through June 30, 2010.

***Approved 4/0/1***

**RESOLUTION NO. 6-2008; A RESOLUTION ADOPTING THE CONFLICT OF INTEREST CODE FOR THE CITY OF RED BLUFF**

**Recommendation:** That the City Council adopt Resolution No. 6-2008 thereby repealing Resolution No. 47-2006 and adopting a new Conflict of interest Code.

***Approved 4/0/1***

**SUPPLEMENTAL BUDGET APPROPRIATION FOR TASER CAM PURCHASE**

**Recommendation:** That the City Council authorize a supplemental appropriation in the amount up to \$1,800 from fund account 19-33-

540-100 to purchase the Taser  
Cam's.

***Approved 4/0/1***

**RESOLUTION NO. 5-2008; A RESOLUTION OF  
THE CITY COUNCIL OF THE CITY OF RED  
BLUFF AUTHORIZING THE TEHAMA COUNTY  
SANITARY LANDFILL AGENCY TO SUBMIT A  
REGIONAL GRANT APPLICATION TO THE  
CALIFORNIA INTEGRATED WASTE  
MANAGEMENT BOARD TIRE RECYCLING  
GRANT PROGRAM**

**Recommendation:** That the City Council:

1. Adopt Resolution No. 5-2008 authorizing the Tehama County Landfill Agency to submit an application to the CIWWB for the Fiscal Year 2007/2008 Local Government Waste Tire Cleanup and/or Tire Collection Event Grant; and
2. Authorize and/or empower the Solid Waste Director of the Tehama County Sanitary Landfill Agency, or his/her designee to execute in the name of the City of Red Bluff all necessary applications, contracts, agreements and

amendments hereto for the purposes of securing grant funds to implement and carry out the purpose specified in the grant application.

***Approved 4/0/1***

## **CELLULAR PHONE POLICY**

**Recommendation:** That the City Council approve the Cellular Phone Policy.

***Approved 4/0/1***

## **POLICE DEPARTMENT VEHICLE BID AWARD**

**Recommendation:** That the City Council authorize the purchase to two vehicles for the Police Department from Corning Ford in the amount of \$48,601.75 from the Workforce Housing Grant

***Approved 4/0/1***

## **CURRENT BUSINESS:**

## **PUBLIC HEARING; CHARTER COMMUNICATIONS CABLE FRANCHISE AGREEMENT**

Martin Nichols, City Manager, reviewed the staff report and gave staff's recommendation that the City Council open the Public Hearing and continue to March 4, 2008.

Mayor Pro Tem Irving opened the Public Hearing at 7:15 p.m. and hearing no comments at this time Mayor Pro Tem Irving will keep the Public Hearing open until the March 4, 2008 meeting.

M/S/C Councilmembers Brown and Byrne to continue Public Hearing until March 4, 2008.

AYES: Councilmembers: Brown, Byrne, Moyer and Irving

NOES: NONE

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

## **PUBLIC HEARING TO CONSIDER; TENTATIVE PARCEL MAP 08-01; RESOLUTION NO. 07-2008;**

## **715 MADISON STREET; 29-378-08; DENNIS ALBRIGHT**

Scot Timboe, 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. 07-2008 approving Tentative Parcel Map 08-01 with the Findings and Conditions of approval shown in Resolution No. 07-2008.

Mayor Pro Tem Irving opened the Public Hearing at 7:20 p.m. after hearing no comments closed the Public Hearing at 7:21 p.m.

M/S/C: Councilmembers Brown and Byrne Adopt resolution No. 07-2008 approving Tentative Parcel Map 08-01 with the Findings and Conditions of approval shown in Resolution No. 07-2008.

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

NOES: NONE

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

## **PUBLIC HEARING FOR FINAL GRANTEE PERFORMANCE REPORT FOR THE CITY OF RED BLUFF'S 04-STBG-1942**

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

1. Conduct the Public Hearing.
2. Approve the Final Grantee Performance Report for the City of Red Bluff's 04-STBG-1942 CDBG Agreement with the State of California for the City of Red Bluff to be submitted to the State of California.

Mayor Pro Tem Irving opened the Public Hearing at 7:26 p.m. hearing no comments closed the Public Hearing at 7:26 p.m.

M/S/C: Councilmembers Brown and Moyer to approve the Final Grantee Performance Report for the City of Red Bluff's 04-STBG-1942 CDBG Agreement with the State of California for the City of Red Bluff to be submitted to the State of California.

AYES: Councilmembers Brown, Moyer, Byrne and Irving

NOES: NONE

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

## **S. MAIN ST./I-5 INTERCHANGE – PROJECT STUDY REPORT (PSR) APPROVAL**

Mark Barthel, Public Works Director, reviewed staff report and gave staff's recommendation that the City Council:

1. Accept the PSR for the S. Main / I-5 Interchange Improvement Project.
2. Authorize the City Manager to sign the report.

M/S/C: Councilmembers Byrne and Moyer to accept the PSR for the S. Main/I-5 Interchange

Improvement Project and authorized the City Manager to sign the report.

AYES: Councilmembers Byrne, Moyer, Brown and Irving

NOES: NONE

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

## **RESOLUTION NO. 4-2008 – RTIP PROJECTS 2008-2013**

Mark Barthel, Public Works Director, reviewed the staff report and gave staff's recommendation that the City Council adopt Resolution No. 4-2008 accepting the RTIP project schedule.

Mayor Pro Tem Irving questioned why only two projects instead of four or five, and if there are any other competing projects.

Mark Barthel, Public Works Director, stated yes there are a number of projects that are going to be submitted to the transportation commission.

Barbara O'Keeffe from Tehama County Transportation stated that the reason there are only

two projects is due to the lack of money in the State Transportation Program and that these two projects were the main projects.

M/S/C: Councilmembers Byrne and Moyer to accept the RTIP and adopt Resolution No. 4-2008.

AYES: Councilmembers Byrne, Moyer, Brown and Irving

NOES: NONE

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

## **PRESENTATION AND ACCEPTANCE OF THE ANNUAL FINANCIAL REPORTS FOR FISCAL YEAR ENDED JUNE 30, 2007**

Margaret Van Warmerdam, Finance Director, gave a power point presentation, reviewed staff report and gave staff's recommendation that the City Council:

1. Listen to the presentation by staff and comment as appropriate on the Audited Financial Statements.
2. Accept the Annual Financial Reports for the Fiscal Year ended June 30, 2007.

Mayor Pro Tem Irving requested clarification on where it states that Red Bluff did not qualify as a low risk auditee and what that meant.

Rob Griffith, Nystrom & Company, stated the Single Audit Act which is the act they audit federal funds determines what programs they have to audit and that part of that determination is whether you have had a single audit in the past couple of years, because for the past couple of years Red Bluff has not had to have a single audit which puts Red Bluff in that category. It's not that there is anything wrong; it's just that there hasn't been a single audit for a couple of years.

M/S/C: Councilmembers, Brown and Byrne to accept the Annual Financial Reports for the Fiscal Year ended June 30, 2007.

AYES: Councilmembers Brown, Byrne, Moyer and Irving

NOES: NONE

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

## **MID – YEAR BUDGET UPDATE**

Margaret Van Warmerdam, Finance Director, gave a power point presentation on this item which is informational only.

## **RESERVE POLICIES**

Margaret Van Warmerdam, Finance Director, gave a power point presentation, reviewed staff report and gave staff's recommendation that the City Council:

1. Listen to the presentation by staff on the Draft Reserve Policies.
2. Direct staff as necessary on the Draft Reserve Policies

No action was taken on this item.

## **MODIFICATION AND EXPANSION OF THE PROPOSED SPHERE OF INFLUENCE (SOI) AND MUNICIPAL SERVICE REVIEW DOCUMENT TO INCLUDE RECOMMENDATIONS OF THE COUNTY FOR JOINT COOPERATION AND MUTUAL SUPPORT ON THE PROPOSED EXPANSION OF THE CITY OF RED BLUFF SOI**

## **AND LAFCO PRESENTATION THAT WILL REQUIRE AND ADDITIONAL ALLOCATION OF \$3,600 OUT OF FUND (S) 21,22,23,24,25 & 61 ACCOUNTS**

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

1. Approve the payment of \$3,600.00 for the Municipal Service Review from (Fund(s) 21, 22, 23, 24, 25 & 61) Accounts to Tehama County LAFCO for the City's share of the modified MSR Study cost proposal.
2. Direct staff to request Tehama County LAFCO to proceed with authorization of Diaz Associates to modify and finish the MSR Study for the proposed City of Red Bluff Sphere of Influence Boundary Map Expansion upon receipt of the final MSR funding cost payment from the City

Councilmember Byrnes stated that this needs to be the final changes as this is costing the City and that he felt any further changes need to be paid for by LAFCO.

Martin Nichols, City Manager, stated that this should be the last time because the County is in agreement

with the City on the boundaries and in the direction that the City is growing.

M/S/C: Councilmembers Brown and Moyer to:

1. Approve the payment of \$3,600.00 for the Municipal Service Review from (Fund(s) 21, 22, 23, 24, 25 & 61) Accounts to Tehama County LAFCO for the City's share of the modified MSR Study cost proposal.
2. Direct staff to request Tehama County LAFCO to proceed with authorization of Diaz Associates to modify and finish the MSR Study for the proposed City of Red Bluff Sphere of Influence Boundary Map Expansion upon receipt of the final MSR funding cost payment from the City.

AYES: Councilmembers Brown, Moyer, Byrne and Irving

NOES: NONE

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

## **POLICE DEPARTMENT QUARTERLY REPORT**

Police Chief Scott Capilla gave the Police Departments Quarterly Report. This item was informational only no action taken.

## **2007 FIRE DEPARTMENT ANNUAL REPORT**

Fire Chief Gerry Gray gave the 2007 Fire Department annual Report. This item was informational only no action taken.

## **2007 LOCAL GOVERNMENT LEADERSHIP DEVELOPMENT PROGRAM**

Martin Nichols, City Manager gave staff report on this agenda item. This item is informational only no action taken.

## **COMMITTEE REPORTS / COUNCIL COMMENTS:**

No Comments at this time

## **ADJOURNMENT:**

There being no further business Mayor Pro Tem Irving adjourned the meeting at 8:45 p.m. until the meeting of March 4, 2008 at 7:00 p.m.

*s/b Forrest Flynn,*

*Mayor*

ATTEST:

*s/b Jo Anna Lopez, City Clerk*