

**RED BLUFF
CITY COUNCIL
REGULAR COUNCIL MEETING**

Date of Meeting: Tuesday, February 7, 2012
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

Councilmember's Present:

Forrest Flynn, Mayor
Wayne Brown Mayor Pro Tem
Bob Carrel
Daniele Jackson
Rob Schmid

Staff Present:

Martin Nichols, City Manager
Richard Crabtree, City Attorney
Jo Anna Lopez, City Clerk
Paul Nanfito, Police Chief
Scot Timboe, Planning Director
Bruce Henz Public Works Director
Mike Bachmeyer, Fire Chief
Tessa Pritchard, Human Resource Director
JD Ellison, Building Director
Debbie Carlisi, Parks and Recreation Director
Donna Gordy, City Treasurer
Sandy Ryan, Finance Director
Cheryl Smith, Executive Assistant to the City
Manager/Deputy City Clerk

CLOSED EXECUTIVE SESSION:

CONFERENCE WITH LABOR NEGOTIATORS:

Executive Session in accordance with Government Code Section 54957.6 for the purpose of instructing the City's designated representatives Martin Nichols, City Manager, Cheryl Smith, Deputy City Clerk and Tessa Pritchard, Human Resources Director, regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits with the Police Unit Employees, Miscellaneous Unit Employees, and Police Mid Management Unit.

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

PLEDGE OF ALLEGIANCE:

Mayor Flynn asked City Manager Martin Nichols to lead the Pledge of Allegiance and the assembly joined in.

CITIZEN'S COMMENTS:

Councilmember Carrel noted that this was the last meeting for Red Bluff Daily News Reporter Tang Lor, and thanked her for attending all the City Council meetings.

STAFF ITEMS / REPORTS / STAFF UPDATES OF COMING EVENTS:

Martin Nichols, City Manager, stated that, as this was his last meeting, he wanted to thank all the Department Heads for their hard work during his time as City Manager and also thanked the Red Bluff City Council for all their hard work and support.

CONSENT CALENDAR:

Councilmember Carrel noted a change to the January 31, 2012 minutes to reflect that Mayor Flynn adjourned the meeting.

M/S/C Councilmembers Brown and Carrel to approve the Consent Agenda with the change to the January 31, 2012 meeting minutes noted above.

AYES: Councilmembers Carrel, Brown, Schmid,
Jackson, and Flynn

NOES: NONE

ABSENT OR NOT VOTING: NONE

1. APPROVAL OF MINUTES:

- a. January 7, 2012
- b. January 17, 2012
- c. January 31, 2012 – with the change on the last page which states Mayor Carrel adjourned the meeting to Mayor Flynn adjourned the meeting.

Approved 5/0/0

**2. REPORT REGARDING OPEN MARKET
PURCHASES & CONTRACT AWARDS
DECEMBER 2011.**

Recommendation:

That the City Council receives the open market purchases and Contract Awards for December 2011.

Approved 5/0/0

3. APPOINTMENT TO NORTHERN CALIFORNIA SELF INSURANCE FUND JPA (NCCSIF)

Recommendation:

That the City Council appoint Sandy Ryan, Finance Director and Cheryl Smith, Interim City Manager, as the City's representative and alternate to the NCCSIF Board of Directors.

Approved 5/0/0

CURRENT BUSINESS:

1. NEW CITY MANAGER AND APPROVAL OF EMPLOYMENT AGREEMENT

Martin Nichols, City Manager, reviewed the staff report and gave staff's recommendation that the City Council appoint Richard L. Crabtree as a combined Red Bluff City Manager and City Attorney and approve an employment agreement with Mr. Crabtree for both positions.

Councilmember Carrel stated that it's a huge benefit for Mr. Crabtree to come forward and offer to do both jobs. The City will benefit to have a City Manager who also is an Attorney. Mr. Crabtree has closed his private practice to be available to the City. Another benefit is the money the City will save by having Mr. Crabtree as both the City Manager and Attorney.

Councilmember Schmid stated that the Council did spend a lot of time in closed session asking questions and working things out. Mr. Crabtree has been here for 10 years he knows the people, the problems and the City. Council agreed this was a good thing,

Councilmember Jackson, noted that under duties the last sentence reads "the City shall also provide Mr. Crabtree with a portable computer, software, and a smart cell phone:" and that the City Council had put a stipulation of \$50.00 per month reimbursement on his cell phone.

Mayor Pro Tem Brown asked that Cheryl Smith, Deputy City Clerk, to make this amendment to the contract.

Mayor Pro Tem Brown stated that the Council had a meeting scheduled with Mr. Crabtree on another issue, when Mr. Crabtree came up with this idea for him to do

both jobs. It took the Council a few days to think about it. The Budget Committee was excited about the savings to the City. Any work Mr. Crabtree does as the City Attorney, that is reimbursable, would go into the General Fund. The \$41,000.00 savings is very exciting for Council. Having worked with Rick for 7 Years I have found his work to be flawless. Mr. Crabtree has all of our confidence and Council is looking forward to working with Rick.

Mayor Flynn stated he was concerned about the conflict, but this way the City would have our attorney on hand to ask immediately. The efficiency here would outweigh anything negative and that this would be an excellent fit.

Mayor Flynn stated this has been a very quick process, but Council believes this is the best solution for the City of Red Bluff.

M/S/C Councilmember's Brown and Carrel to approve with the amendment to Section 1, paragraph 2 that the City would pay \$50 per month for cell phone usage and not provide a smart phone.

John Growney, resident of Red Bluff, stated to the City Council that he felt it would have been better to find

outside leadership for both the City Manager and Police Chief positions, but stated it looked like the City Council had already made up their minds. Mr. Growney stated that he hoped Mr. Crabtree would be involved in the community.

AYES: Councilmembers Brown, Carrel, Schmid, Jackson, and Flynn

NOES: NONE

ABSENT OR NOT VOTING: NONE

Each Councilmember thanked Martin Nichols for all his hard work and wished him good luck at his new job with Lassen County.

2. EMPLOYMENT AGREEMENT – POLICE CHIEF PAUL NANFITO

Martin Nichols City Manager reviewed the staff report and gave staff's recommendation that the City Council approve the Employment Agreement with Paul Nanfito for the position of Police Chief and authorize the City Manager to execute the contract on behalf of the City.

M/S/C Councilmember Schmid and Carrel to approve the Employment Agreement with Paul Nanfito for the

position of Police Chief and authorize the City Manager to execute the contract on behalf of the City.

Councilmember Schmid stated Police Chief Nanfito had grown up in Red Bluff, had been a Police Officer in Red Bluff for 27 years and couldn't think of anyone better for the job.

Councilmember Carrel stated he agreed and that Paul Nanfito should have been appointed a long time ago.

Councilmember Jackson stated that she was concerned with this appointment because of learning of some possible existing problems in the Police Department. Council was presented with a letter that in 2 different paragraphs mentioned, first of all to look for a half time chief and in the second paragraph asked for a full time chief, but in both paragraphs asked for an external applicant. Councilmember Jackson did not feel that the Council had looked into this long enough.

Mayor Pro Tem Brown stated that he did not feel that Red Bluff Council could do any better than Mr. Nanfito. He has been very impressed with Paul Nanfito taking over as Interim Police Chief. Paul Nanfito has been

very professional and Mayor Pro Tem Brown has the highest of confidence in Paul Nanfito and agreed with Councilmember Carrel and Schmid.

Mayor Flynn stated he agreed that Paul Nanfito is the right person for the job and he is sorry that it has taken Council so long to get this appointment done.

AYES: Councilmembers Schmid, Carrel, Brown, and Flynn

NOES: Councilmember Jackson

ABSENT OR NOT VOTING: NONE

3. REPORT ON 2011 LEAF COLLECTION PROGRAM

Martin Nichols, City Manager, reviewed the staff report and gave staff's recommendation that the City Council receive the report from Amanda Garrett of GreenWaste on the 2011 Leaf Collection Program.

Amanda Garrett of GreenWaste provided the City Council with an update on the Leaf Collection program for 2011. She stated that they are looking at additional ways to improvement the program.

NO ACTION NEEDED

4. PUBLIC HEARING; CCOMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION SUBMITTAL

Sandy Ryan, Finance Director reviewed the staff report and gave staff's recommendation that the City Council conducts the public hearing and receives all public testimony and/or comments regarding a possible submittal of an application for CDBG funds under the State CDBG program.

Mayor Flynn opened the Public Hearing at 7:49 p.m.

Don Williams, Red Bluff resident, stated he would like to look at all new technology.

Mayor Flynn Closed the Public Hearing at 7:51 p.m.

NO ACTION NEEDED

5. PUBLIC HEARING AND DISCUSSION OF USER FEES STUDY AND HISTORY

Sandy Ryan, Finance Director reviewed the staff report and gave staff's recommendation that the City Council:

- 1 Conduct the Public Hearing and receive all public comments
- 2 Review the 2005 User Fee Study and the History of City of Red Bluff User Fees;
- 3 Direct Staff to prepare the CPI-U rate increase for all departments for the annual rate increase for 2012/2013 fiscal year. Council can elect to use 0, 1, 2, 3, or 4 years of past increases. Increases are based on the following yearly December CPI-U increases:
 - a.2008 increase of 0.19
 - b.2009 increase of 5.72
 - c.2010 increase of 3.23
 - d.2011 increase of 6.49

Total of all 4 past and present increases is 15.63
(compounded is 16.44)

- 4 Take no action

Mayor Flynn opened the Public Hearing at 8:12 p.m. and hearing no comments closed the Public Hearing at 8:12 p.m.

This item will be brought back to the City Council in increments at future meetings.

6. ACCEPT THE SEXUAL ASSAULT FELONY ENFORCEMENT TEAM (S.A.F.E.) FUNDS IN THE AMOUNT OF \$24,351.00

Police Chief Paul Nanfito reviewed the staff report and gave staff's recommendation that the City Council:

1. Accept the S.A.F.E. funds in the amount of \$24,351.00 for the purchase of the listed equipment and for overtime related to the Sexual Assault Felony Enforcement (S.A.F.E.) Program.
2. The grant funding will be allocated to the Police Department revenue account #11-33-060-753 The funds will be expended through Police Department overtime expenditure account # 11-33-120-300 and the Police Department equipment expenditure account # 11-33-450-400.

M/S/C Councilmembers Carrel and Jackson to accept the S.A.F.E. funds in the amount of \$24,351.00 for the purchase of the listed equipment and for overtime related to the Sexual Assault Felony Enforcement (S.A.F.E.) Program and allocate these funds to the Police Department revenue account #11-33-060-753 The funds will be expended through Police Department overtime expenditure account # 11-33-120-300 and the

Police Department equipment expenditure account # 11-33-450-400.

AYES: Councilmembers Carrel, Jackson, Brown, Schmid and Flynn

NOES: NONE

ABSENT OR NOT VOTING: NONE

7. CORPORATION YARD OPERATIONS AND ORGANIZATION

Bruce Henz, Public Works Director, reviewed the staff report and gave staff's recommendation that the City Council authorize City staff to fill the vacant positions for a Water Division Supervisor and a Wastewater (Sewer Collection) Division Supervisor.

The City Council requested and received clarification to their questions regarding the reorganization and the reasons for it.

M/S/C Councilmembers Carrel and Schmid to authorize staff to fill the vacant positions for a Water Division Supervisor and Wastewater (Sewer Collection) Division Supervisor.

AYES: Councilmembers Carrel, Schmid, Brown and Flynn

NOES: Councilmember Jackson

ABSENT OR NOT VOTING: NONE

8. APPROVAL OF WARRANT LIST

Recommendation:

That the City Council approve the Check Warrant No. 71089 through 71389 dated December 1, 2011 through December 31, 2011.

M/S/C Councilmembers Jackson and Carrel to approve the Check Warrant No. 71089 through 71389 dated December 1, 2011 through December 31, 2011.

AYES: Councilmembers Jackson, Carrel, Schmid and Flynn

NOES: NONE

ABSENT OR NOT VOTING: Councilmember Brown

COMMITTEE REPORTS/COUNCIL COMMENTS:

Local Agency Formation Commission (LAFCO): *NO MEETING*

3 Core: *NO MEETING*

Tehama County Transportation Commission: *NO MEETING*

Downtown Red Bluff Business Association: *Mayor Pro Tem Brown provided an update on the City Manager appointment*

Community Action Agency: *NO MEETING*

Tehama Economic Development Corporation: *Had meeting and on Friday will be discussing the Branding Program*

Tehama County Sanitary Landfill JPA1: Routine *NO MEETING*

Executive Committee – Tehama County/City of Red Bluff Landfill Management Agency JPA11: *NO MEETING*

ADJOURNMENT:

There being no further business Mayor Flynn adjourned the meeting at 8:34 p.m. until the meeting of February 21, 2012 at 7 p.m.

s/ Forrest Flynn, Mayor

ATTEST:

s/ Jo Anna Lopez, City Clerk