

**CITY COUNCIL
REGULAR COUNCIL MEETING MINUTES**

Date of Meeting: Tuesday, March 16, 2010
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: Jeffery Moyer, Mayor
Bob Carrel, Mayor Pro Tem
Wayne Brown
Forrest Flynn
James Byrne

Staff Present: Martin Nichols, City Manager
Richard Crabtree, City Attorney
Margaret Van Warmerdam, Finance Director
Jo Anna Lopez, City Clerk
Paul Nanfito, Police Chief
Scot Timboe, Planning Director
Mark Barthel, Public Works Director
Michael Bachmeyer, Fire Chief
Tessa Pritchard, Human Resource Director
Donna Gordy, City Treasurer

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CLOSED EXECUTIVE SESSION:

1. **CONFERENCE WITH LABOR NEGOTIATORS: Executive Session in accordance with Government Code Section 54957.6 for the purpose of instructing the City's designated regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits with the Miscellaneous Unit and Police Employees.**

2. **PENDING LITIGATION**
 - a. **PENDING LITIGATION: CASE NO. 58342 Citizens for a Healthy Community v. City of Red Bluff – Wal-Mart**
 - b. **PENDING LITIGATION: CASE NO. 61476 Red Bluff Citizens for Sensible Planning v. City of Red Bluff**

Mayor Jeffery Moyer reported that the City Council given direction to staff.

PLEDGE OF ALLEGIANCE:

Mayor Jeffery Moyer led the Pledge of Allegiance and the assembly joined in.

CITIZEN'S COMMENTS:

Rod Moore, Red Bluff Round-Up Director, presented the City Council with an Economic Impact Study for the Red Bluff Round-Up on Tehama County.

CONSENT CALENDAR:

Councilmember Byrne requested that item #1-b (March 2, 2010 minutes) be amended by moving his comments from Staff Items to the discussion of the reorganization of the Street Department – Transfer of Funds.

Councilmember Flynn stated that the Council needed to address the concerns of Councilmember Byrne about the need to have a registered Civil Engineer as the City's Public Works Director. Other Councilmembers being in agreement, the City Manager was directed to report to the Council on this matter at an upcoming meeting.

Councilmember Brown pulled item #3 for clarification.

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M/S/C Councilmembers Brown and Flynn to approve the remainder of the Consent Agenda and the March 2, 2010 minutes as amended.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

APPROVAL OF MINUTES

A) February 2, 2010

B) March 2, 2010

Amend Minutes to move this comment from staff items to Amend Reorganization of the Street Department – Transfer of Funds. Councilmember Flynn stated that the Council needed to address the concerns of Councilmember Byrne about the need to have a registered Civil Engineer as the City's Public Works Director. Other Councilmembers being in agreement, the City Manager was directed to report to the Council on this matter at an upcoming meeting.

Approved 5-0-0

REPORT REGARDING CONTRACT AWARDS – FEBRUARY 2010

Recommendation: That the City Council accepts the Contract Awards for February 2010.

Approved 5-0-0

HOME PROGRAM OWNER-OCCUPIED HOUSING REHABILITATION PROGRAM GUIDELINES

Recommendation: That the City Council approve the AP&P 71-3 HOME Program Owner-Occupied Housing Rehabilitation Program Guidelines.

M/S/C Councilmember Brown and Carrel to approve the AP&P 71-3 HOME Program Owner-Occupied Housing Rehabilitation Program Guidelines.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

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RADIO REPLACEMENT AWARD

Recommendation: That the City Council approve the purchase of (26) HT 1250 VHF LTD keypad Portable Radios and associated charging units, from First Communications, Wireless Technology Center: 234 Bountstown Highway, Tallahassee, Florida 43304. This vendor had the low bid at \$16,427.89.

Approved 5-0-0

ACCEPTANCE OF ASSISTANCE TO FIREFIGHTERS GRANT (AFG)

Recommendation: That the City Council accept the 2009 Assistance to Firefighters Grant with a Federal share of cost of 95 percent, or \$40,542.00 and a City of Red Bluff share of costs of 5 percent, or \$2,133.00 Matching funds are available from account No. 19-31-530-101 under hose replacement of the current Fire Department budget. Staff also requests that the City Council add this grant to the 2009/2010 final budget.

Approved 5-0-0

CURRENT BUSINESS:

LAKE RED BLUFF MITIGATION PROJECTS ADVISORY COMMITTEE

Martin Nichols, City Manager reviewed the staff report and gave staff's recommendation that the City Council add the Tehama County Resource Conservation District as a member of the Advisory Committee and ask that they select someone from their agency to sit on the committee.

M/S/C Councilmember Flynn and Byrne to add the Tehama County Resource Conservation District as a member of the Advisory Committee and ask that they select someone from their agency to sit on the committee.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

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WALNUT STREET – STREET LIGHT REPLACEMENT PROJECT

Mark Barthel, Public Works Director reviewed the staff report and gave staff's recommendation that the City Council approve the Walnut Street – Street Light Replacement Project Option A or Option B and authorize a supplemental budget appropriation in the amount of \$100,000 for engineering plan check and construction funding for Option A or \$146,000 for Option B to Fund 43-43-530-101 from the Regional Surface Transportation Program (RSTP) Account.

Mayor Jeffery Moyer asked if the street or the sidewalk would be dug up, and if it's the street could we redo the roadway at the same time if the funds are available.

Mr. Barthel stated that it would be in the roadway next to the gutter, if the funds are available redoing the roadway would be an option, but it would be very costly.

John Gumm, Gumms Optical, stated that back in 1997 the Downtown Association worked with PG&E and the City of Red Bluff to do the historical decorative lighting.

Jackson Williams, citizen, stated that he was in favor of Option B.

Irene Fuller, resident, stated that she was also in favor of Option B.

Max Simmons, resident, stated that he would rather see the streets fixed than spend all that money on lighting, or go cheaper on the lighting and fix the streets.

Jesse Woods, Gold Exchange, stated that because of the lighting her business has been broken into twice and feels that this is a matter of safety.

M/S/C Councilmembers Brown and Carrel to approve Option B.

AYES: Councilmembers Brown, Carrel, Flynn and Moyer

NOES: Councilmember Byrne

ABSENT OR NOT VOTING: NONE

Mayor Jeffery Moyer called for a break at 8:10 p.m. and reconvened the meeting at 8:16 p.m.

LOCAL STREETS AND ROAD NEEDS ASSESSMENT PRESENTATION

Mark Barthel, Public Works Director, presented a Power Point presentation on the local streets and road needs.

NO ACTION NEEDED INFORMATIONAL ONLY

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REORGANIZATION OF THE STREET DEPARTMENT AND WATER DEPARTMENT – TRANSFER OF FUNDS

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

1. Approve the reorganization of the Street Department and Water Department by merging the duties of Street Department Supervisor to the Water Department supervisor, and creating a new classification of Public Work Supervisor.
2. Approve a 10% pay increase applied to the Water System Supervisor classification in order to create a new salary range for the proposed Public Works Supervisor Classification effective March 17, 2010.
3. Approve the new Public Works Supervisor job classification, and
4. Approve the transfer of the salary saving (\$17,900) to Fund 43-42-330.

Mayor Jeffery Moyer and Mayor Pro Tem Carrel expressed their concerns about the rate of pay being more than some Department Heads. They felt that a 10% raise is just too high; they feel he is not taking on that much more duty wise.

Mr. Barthel stated that he really was taking on a significant amount of duties and explained to the City Council some of those duties.

Councilmember Byrnes stated that the whole Public Works Department needed to be reorganized, as there are too many supervisors for the amount of people who work there. He felt that this action should not be taken at this time.

M/S/C Councilmembers Flynn and Brown to approve staff's recommendations.

AYES: Councilmembers Flynn, Brown, Carrel and Moyer

NOES: Councilmember Byrne

ABSENT OR NOT VOTING: NONE

SUPPLEMENTAL BUDGET APPROPRIATION FOR GIS SOFTWARE 2010 AERIAL PHOTO BASE IMAGE UPDATE \$14,978

Scot Timboe, Planning Director reviewed the staff report and gave staff's recommendation that the City Council authorize the City of Red Bluff Planning Department Sole Source with a supplemental appropriation in the amount up to \$14,978 from fund 19-25-540-100 Capital Reserve and replace the 2004 City of Red Bluff Aerial Photo.

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M/S/C Councilmembers Byrne and Carrel to authorize the City of Red Bluff Planning Department Sole Source with a supplemental appropriation in the amount up to \$14,978 from fund 19-25-540-100 Capital Reserve and replace the 2004 City of Red Bluff Aerial Photo.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

RESOLUTION NO. 13-2010; A RESOLUTION IN SUPPORT OF THE LOCAL TAXPAYER, PUBLIC SAFETY, AND TRANSPORTATION PROTECTION ACT OF 2010

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

1. Adopt Resolution No. 13-2010; A Resolution in support of the Local Taxpayer, Public Safety, and Transportation Protection Act of 2010
2. Direct staff to seek support of this act from the Red Bluff/Tehama County Chamber of Commerce.

M/S/C Councilmembers Carrel and Byrne to approve staff recommendations numbers 1 and 2.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

Mayor Jeffery Moyer called for a break at 9:08 p.m. and reconvened at 9:15 p.m.

2009-2010 BUDGET UPDATE

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

1. View the Staff prepared PowerPoint presentation highlighting budget updates for 2009/2010 for City Council consideration on March 16, 2010
2. Approve additional funding for the City Attorney for fiscal year 2009/2010 in the amount of \$25,000 to account 10-15-340-100

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Mayor Moyer asked to see the City Attorney bills.

Richard Crabtree, City Attorney, stated the bills are made available each month and that Councilmember's can make arraignments to see them with City Manager, Martin Nichols, as they cannot go out of City Hall due to Attorney Client privilege.

M/S/C Councilmember Flynn and Brown to approve the additional funding for the City Attorney for fiscal year 2009/2010 in the amount of \$25,000 to account 10-15-340-100.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

INCREASE OF UNEMPLOYMENT INSURANCE ACCRUAL

Margaret Van Warmerdam, Finance Director, reviewed the staff report and gave staff's recommendation that the City Council approve the increase of Unemployment Insurance accrual effective March 17, 2010 at 3.0% of actual wages based on rate experiences for the City of Red Bluff.

M/S/C Councilmembers Brown and Byrne to approve the increase of Unemployment Insurance accrual effective March 17, 2010 at 3.0% of actual wages based on rate experiences for the City of Red Bluff.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

RIDE ON CYCLE CROSS RACE AT FORWARD PARK

Debbie Carlisi, Parks and Recreation Director, gave an informational presentation for Council and staff on the Forward Park Cycle Cross Race.

NO ACTION NECESSARY INFORMATIONAL ONLY

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APPROVAL OF WARRANT LIST

Recommendation: That the City Council approve check warrant No. 65635 through 65908 dated February 4, 2010 through February 26, 2010.

M/S/C Councilmembers Flynn and Carrel to approve the Warrant List for February.

AYES: Councilmembers Flynn, Carrel, Byrne and Moyer

NOES: NONE

ABSENT OR NOT VOTING: Councilmember Brown (abstained)

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

None

ADJOURNMENT:

There being no further business Mayor Jeffery Moyer adjourned the meeting at 9:39 p.m. until the meeting of April 6, 2010 at 7 p.m.

s/Jeffery M. Moyer, Mayor

ATTEST:

s/Jo Anna Lopez, City Clerk

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