



CITY OF RED BLUFF

555 Washington Street Red Bluff, California 96080 Phone (530) 527-2605 Fax (530) 529-6878 www.ci.red-bluff.ca.us

RED BLUFF CITY COUNCIL REGULAR COUNCIL MEETING

Date of Meeting: Tuesday October 2, 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
Rob Schmid, Councilmember
Bob Carrel, Councilmember
Daniele Jackson, Councilmember

Staff Present: Richard Crabtree, City Manager/City Attorney
Sandy Ryan, Finance Director
Jo Anna Lopez, City Clerk
Kyle Sanders, Police Captain
Scot Timboe, Planning Director
Bruce Henz, Public Works Director
Jon Bennett, Fire Chief
J.D. Ellison, Building Director/Official
Donna Gordy, City Treasurer
Vi Cobb, Human Resource Analyst II

CLOSED EXECUTIVE SESSION:

- 1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
Government Code Section 54956.9
Operating Engineers Local 3, IUOE v. City of Red Bluff, Unfair Practice Charge No. SA-CE-765-M Government Code Section 54956.9

Mayor Forrest Flynn reported that the City Council had given direction to staff during the closed session.

PLEDGE OF ALLEGIANCE:

Mayor Forrest Flynn led the Pledge of Allegiance and the assembly joined in.

CITIZEN'S COMMENTS:

Elsa Martinez reported that on October 10th beginning at 5 p.m. there would be an Open House at the Girl Scout Building and everyone was welcome. The central heating and air, siding, windows, sidewalk have been redone and the building has been painted.

George Avila, concerned citizen, reported that he lives off of Otis and Hasvold Streets and has a neighbor who grows pot. He stated that he is tired of the smell and the break-ins in the area due to the marijuana that is being grown there and would like the City Council to write an ordinance that provides guidelines to the people who grow and use the marijuana for medical purposes.

James Nelson reported that on October 27th from 10 a.m. to 5 p.m. there would be a Cow Dog Rodeo Competition to help the Back to School Project and invited everyone to attend.

Councilmember Carrel reported that Mayor Flynn was presented an award for his years of service to the Community as a member of the City Council at the Chambers Installation Dinner held on September 26th.

A moment of silence was observed in memory of Tehama County Supervisor George Russell.

PROCLAMATION:

LIGHTS ON AFTER SCHOOL

Mayor Flynn read and presented the proclamation to Elizabeth Birk.

Elizabeth Birk spoke on how she has been with the program since its inception. There are 1800 kids in SERRF this year and they are focusing on helping kids realize that there is more beyond high school. She invited everyone to stop by on October 18, 2012 from 3:30 p.m. to 6:00 p.m.

CONSENT AGENDA:

Mayor Pro Tem Brown pulled item 1 for corrections to 1-a and 1-b.

M/S/C Councilmember Brown and Carrel to approve the remainder of the Consent Agenda.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

1. APPROVAL OF MINUTES

a. September 4, 2012

Mayor Pro Tem Brown asked that under Citizens Comments the name be changed from Dave Nelson to James Nelson.

b. September 18, 2012

Mayor Pro Tem Brown asked that Linda's last name be changed from Fawcett to Clawsen.

c. September 27, 2012

M/S/C Councilmembers Brown and Carrel to approve the minutes with the above changes.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

2. COMPUTER UPGRADES FOR DISPATCH AND RECORDS

Recommendation: That the City Council allocate \$5,895.35 to the Police Department Revenue Account No. 11-33-060-766 for the purchase of three computers to upgrade computers in Dispatch to handle the GIS and Traffic Safety grant these funds would be expended from the Police Department Expenditure Account No. 11-33-530-102.

Approved 5/0/0

3. ACCEPT THE SEXUAL ASSAULT FELONY ENFORCEMENT TEAM (S.A.F.E.) FUNDS IN THE AMOUNT OF \$5,000.00

Recommendation: That the City Council:

- a. Accept S.A.F.E funds in the amount of \$5,000.00 for the purchase of the below listed equipment related to the Sexual Assault Felony Enforcement (S.A.F.E.) Program.
- b. Allocate \$5,000.00 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. Once expended the funds will be reimbursed by the SAFE Grant.

Approved 5/0/0

4. SCHMRT AGREEMENT

Recommendation: That the City Council adopt Resolution No. 22-2012 approving the Letter of Understanding (LOU) with the Shasta Cascade Hazardous Materials Response Team (SCHMRT) for the five year term 2012-2017, and authorize the Fire Chief to sign the agreement on the City Council's behalf.

Approved 5/0/0

CURRENT BUSINESS:

1. AUTHORIZATION AND EXECUTION OF THE 2013 CAL PERS REFUNDING LOAN AGREEMENT

Sandy Ryan, Finance Director, reviewed the staff report and gave staff's recommendation that the City Council adopt Resolution Number 33-2012 authorizing execution and delivery of the 2013 CalPERS Refunding Loan Agreement to refinance outstanding side fund obligations of the City.

At the time of joining a CalPERS risk pool, a side fund was created to account for the difference between the funded status of the pool and funded status of the plans. The side fund balance is amortized and annual payments are applied in a very similar manner as a mortgage loan with an interest rate of 7.75% through fiscal year 2012-13 and 7.50% thereafter.

The City's public safety side fund balance is estimated to be \$2,012,230 as of June 30, 2012. This balance is being amortized over the next 8 years and is a percentage of the CalPERS public safety plan employer's rate. It is equal to 17.661% of the employer rate for safety police and 6.728% of the employer rate for safety fire for fiscal year 2012-13.

Based on a 3.90% rate for the refunding loan, the savings are approximately \$16,429 per year, or about \$131,434 in total, when compared to continuing with the current amortized annual payments to CalPERS. The net present value savings are about \$90,682 or 4.38%. The industry standard for determining whether to proceed with a refinancing is a minimum of 3.0%.

Jeff Land with Brandis Tallman provided Council with a Power Point presentation providing background on Brandis Tallman and refinancing of the City's Side Fund.

Andy Hall with Jones and Hall was also present to answer questions of the City Council.

Lisha Goings asked questions about the actual amount being financed and how it would work.

M/S/C Councilmembers Carrel and Brown to adopt Resolution No. 33-2012 authorizing execution and delivery of the 2013 CalPERS Refunding Loan Agreement to refinance outstanding side fund obligations of the City.

AYES: Councilmembers Carrel, Jackson, Brown, Schmid and Flynn
NOES: NONE
ABSENT OR NOT VOTING: NONE

2. RENEWAL OF GREEN WASTE OF TEHAMA SOLID WASTE COLLECTION FRANCHISE AGREEMENT

Rick Crabtree, City Manager/ City Attorney, reviewed the staff report and gave staff's recommendation that the City Council direct staff not to issue a Notice of Non-Renewal and authorize the City Manager to continue Franchise Agreement renewal/amendment negotiations with GreenWaste.

Councilmember's were concerned about street sweeping and asked Mr. Crabtree to make sure to get improvements on the street sweeping in the negotiations.

As indicated in Section 2. TERM (B) of the Franchise Agreement, the City and Green Waste may mutually agree to extend the term of the Agreement for a maximum of two (2) periods of five (5) years each, on the same terms and conditions. In a letter dated June 29, 2012, Green

Waste requested a five year renewal of the existing Franchise Agreement. Pursuant to the Agreement, the City then had 90 days to provide GreenWaste with a notice of non-renewal (or the Agreement would automatically renew). Due to GreenWaste scheduling issues, Green Waste agreed to extend the City's time to present a non-renewal notice to October 31, 2012.

City and Green Waste representatives met August 7, 2012 and again on August 27, 2012 and discussed potential modifications to the existing Agreement, if renewed. Those discussions included possible modification of the street sweeping schedule and the expanded use of GreenWaste 96 gallon yard waste carts.

Ray Eliggi stated that the street sweeping isn't working and something needs to be done.

Amanda Garrett, Green Waste District Manager, provided information on the residential garbage and recycling programs as well as updates on commercial endeavors, holiday tree collecting and street sweeping.

M/S/C Councilmembers Schmid and Brown to authorize the City Manager to continue Franchise Agreement renewal/amendment negotiations with GreenWaste.

AYES: Councilmember Schmid, Brown, Carrel, Jackson and Flynn
NOES: NONE
ABSENT OR NOT VOTING: NONE

3. CITY OF RED BLUFF BOAT LAUNCH REPAIR RECONSTRUCTION/REHABILITATION IMPROVEMENT PROJECT

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

- a. Consider all information presented along with all public comment.
- b. Authorize the staff to prepare a request for proposal for the City of Red Bluff River Front Park Boat Launching Facility-Repair/Rehabilitation and Modifications Improvement Project.
- c. Authorize staff to begin the bid process.

On April 30, 2012 the Emergency Grant funds for the project were authorized and executed between the Dept. of Boating and Waterways and the City of Red Bluff for \$163,000. The City then secured consultants to prepare construction drawings, Bid Documents and Environmental

Permit Applications. Several Permit Applications have been submitted to the State at this point including the following: State Lands Commissions Lease (No Lease fees at this time), Flood Department Applications, Department of Water Resources Control Board Applications, Department of Fish and Game Application and Consultation with the Army Corps of Engineers.

M/S/C Councilmembers Carrel and Brown to authorize staff to prepare a request for proposal for the City of Red Bluff River Front Park Boat Launching Facility-Repair/Reconstruction/Rehabilitation and Modifications Improvement Project and authorize staff to begin the bid process.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

4. CONTRACT AWARD FOR THE PURCHASE AND INSTALLATION OF AN AIR CONDITIONING AND HEATING UNIT ATOP THE FAA BUILDING AT THE RED BLUFF AIRPORT

Bruce Henz, Public Works Director, reviewed the staff report and gave staff's recommendation that the City Council authorize the award of a contract with Bickley's Air Conditioning and Heating in the amount of \$9,687.06 for the purchase and installation of an air conditioning and heating unit atop the FAA building at the Red Bluff Airport.

The air conditioning unit that cools the FAA building, with all of the sophisticated computer hardware contained within that building, has been requiring repetitive repairs for several years. It is on its "last legs" and is in need of replacement, as it is an essential component for the operation of the FAA computer systems.

M/S/C Councilmembers Brown and Jackson to authorize the award of a contact with Bickley's Air Conditioning and Heating in the amount of \$9,687.06 for the purchase and installation of an air conditioning and heating unit atop the FAA building at the Red Bluff Airport.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

5. CONTRACT AWARD FOR PUMP REPAIR AT WELL NO. 4

Bruce Henz, Public Works Director, reviewed the staff report and gave staff's recommendation that the City Council authorizes the award of a contract for pump repair and water lube conversion at Well No. 4 to Commercial Pump and Mechanical (CPM) in the amount of \$29,763.

The Public Works Department has undertaken a well repair and refurbishment program to address many of deficiencies that have been identified by an operational review and inspection of the City's well sites. The repairs to well # 11 have been recently completed. The proposed repairs to Well #4 will be the second of four well repair projects that have been budgeted for completion this year. Wells are typically shut down and repaired one at a time in order to minimize the losses to the water supply within the water distribution system.

M/S/C Councilmembers Carrel and Brown to authorize the award of a contract for pump repair and water lube conversion at Well No. 4 to Commercial Pump and Mechanical (CPM) in the amount of \$29,763.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

6. APPROVAL OF A NEW CLASS SPECIFICATION FOR THE POSITION OF PUBLIC WORKS MAINTENANCE SUPERVISOR

Bruce Henz, Public Works Director, reviewed the staff report and gave staff's recommendation that the City Council approve a Class Specification and Salary Schedule category for the Public Works Maintenance Supervisor.

The new Job Specification includes the historical Public Works Division Supervisor responsibilities for Street and Fleet Maintenance and adds the additional responsibilities necessary to address the Parks and Community Center maintenance responsibilities.

The Job Specification and Salary Schedule category that had been assigned in the past to a Supervisor with the responsibility for the oversight of multiple divisions was the old Public Works Supervisor category. The Salary Schedule category proposed for the new position of Public Works Maintenance Supervisor is consistent with this past practice.

M/S/C Councilmembers Brown and Carrel to approve the Class Specification and Salary Schedule category for the Public Works Maintenance Supervisor.

AYES: Councilmembers Brown, Carrel, Schmid and Flynn

NOES: Councilmember Jackson

ABSENT OR NOT VOTING: NONE

7. CITY OF RED BLUFF McGLYNN COMMUNITY POOL MAIN DRAIN AND POOL RESURFACE REHABILITATION PROJECT WITH ADA WORK

Scot Timboe, Planning Director, reviewed the staff report and gave staff's recommendation that the City Council approve the final contract amount of \$229,628.66 accept the completed improvements, direct staff to file a notice of completion, release the retainage and begin the one year warranty period.

The City received a grant for the McGlynn Community Pool Main Drain and Pool Resurface Rehabilitation Project. The Total project funds are \$233,000 of which \$163,000 is grant funds with a City match of \$70,000.

The Pool Project went out to Bid and a Contract for the Pool Project was secured in the amount of \$177,670 on July 2, 2012. Staff brought additional project elements to Council for approval totaling \$51,520.73 plus \$1,260 in extra concrete materials and administration in order to perfect the ADA path on the Riverside of the pool, which \$230,450.73 of which the state will pay 161,315.5 (70%).

The McGlynn Pool Main Drain and Pool Resurfacing Rehabilitation Project with ADA Work project is complete and all work is acceptable to the Public Works Director and CASP Consultant. Final project cost is \$230,450.73. The project was completed \$2,449.27 under the budgeted amount.

M/S/C Councilmembers Carrel and Schmid to approve the final contract amount of \$229,628.66, accept the completed improvements, direct staff to file a notice of completion, release the retainage and begin the one year warranty period.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

STAFF ITEMS:

Those in attendance were reminded of the Monster Truck Event being held this weekend.

COMMITTEE REPORTS/COUNCIL COMMENTS:

Local Agency Formation Commission (LAFCO): **No Meeting**

3 Core: **Did have a meeting in Willows and now has more money to help small businesses**

Tehama County Transportation Commission: **Did have a blue print planning project meeting, which went well**

Downtown Red Bluff Business Association: **No meeting**

Community Action Agency: **No meeting**

Tehama Economic Development Corporation: **No meeting**

Tehama County Sanitary Landfill JPA II: **No Meeting**

Executive Committee – Tehama County/City of Red Bluff Landfill Management Agency JPAII: **Did meet early today**

ADJOURNMENT:

There being no further business Mayor Flynn adjourned the meeting at 9:03 p.m. until the meeting of October 16, 2012 at 7 p.m.

s/b Forrest Flynn, Mayor

ATTEST:

s/b Jo Anna Lopez, City Clerk