

**RED BLUFF
CITY COUNCIL
REGULAR COUNCIL MEETING**

Date of Meeting: Tuesday, August 17, 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:

Jeff Moyer, Mayor
Bob Carrel, Mayor Pro Tem
Wayne Brown
Forrest Flynn
James Byrne

Staff Present:

Martin Nichols, City Manager
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
Debbie Carlisi, Parks and Recreation Director
J.D. Ellison, Building Director/Official
Tessa Pritchard, Human Resources Director
Donna Gordy, City Treasurer

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, and Tessa Pritchard, Human Resource Director, regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits with the Fire Unit Employees.

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

PLEDGE OF ALLEGIANCE:

Mayor Jeff Moyer asked Carson Dunbar to lead the Pledge of Allegiance and the Assembly joined in.

CITIZEN'S COMMENTS:

Art Frolli, Representative for the members of the Miscellaneous Group Operating Engineers Local 3 Union spoke to the City Council regarding the salary cuts being made to all City employees with the exception of the Senior Nutrition Program. Mr. Frolli felt this was unfair to all the other City employees.

CONSENT CALENDAR:

M/S/C Councilmembers Flynn and Carrel to approve the Consent Agenda.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

APPROVAL OF MINUTES

July 26, 2010 – Special Meeting

Approved 5/0/0

REPORT REGARDING CONTRACT AWARDS – JULY 2010

Recommendation: That the City Council receives
Contract Awards for July 2010.

Approved 5/0/0

EMPLOYMENT AGREEMENT – CAPTAIN PAUL NONFITO

Recommendation:

That the City Council authorize the City Manager to sign amendment number 1 to the employment agreement with Captain Paul Nanfito regarding the assumed duties of Chief of Police.

Approved 5/0/0

CURRENT BUSINESS:

CHAMBER OF COMMERCE UPDATE PRESENTATION

Recommendation:

That the City Council receive the update from members of the Red Bluff Chamber of Commerce.

Kristen Behrens, President of the Chamber of Commerce along with Chamber CEO Dave Gowan, gave the City Council an update on what they are doing to help our city grow and bring in more revenue.

NO ACTION NEEDED INFORMATIONAL ONLY

TEHAMA ECONOMIC DEVELOPMENT CORPORATION UPDATE

Recommendation:

That the City Council receive an update by Kathy Schmitz, Job Training Center-CEO, on the activities completed and planned by Tehama Economic Development Corporation.

Kathy Schmitz, Job Training Center-CEO spoke to the City Council about the activities completed and planned by the Tehama Economic Development Corp.

NO ACTION NEEDED INFORMATIONAL ONLY

**ADOPTION OF RED BLUFF POLICE OFFICERS'
ASSOCIATION MEMORANDUM OF
UNDERSTANDING - JULY 1, 2010 – JUNE 30,
2011**

Tessa Pritchard, Human Resource Direction reviewed staff report and gave staff recommendation that the City Council adopt the proposed Memorandum of Understanding for the Period of July 1, 2010 through June 30, 2011 covering the Red Bluff Police Officers' Association.

Tessa Pritchard along with the Councilmember's thanked the Red Bluff Police Officers for their service and dedication.

M/S/C Councilmember Brown and Flynn to approve the Memorandum of Understanding between the Red Bluff Police Department and the City of Red Bluff.

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

NOES: NONE

ABSENT OR NOT VOTING; NONE

APPROVAL OF SIDE LETTER AGREEMENT TO THE CURRENT MEMORANDUM OF UNDERSTANDING BETWEEN THE FIRE UNIT AND THE CITY OF RED BLUFF

Tessa Pritchard, Human Resource Director reviewed staff report and gave staff recommendation that the City Council authorize the Human Resources Director to sign on, behalf of the City the attached Side Letter to Fire Unit Memorandum of Understanding (MOU).

Tessa Pritchard and the Councilmembers thanked the Red Bluff Fire Unit for their effort during this economic time.

M/S/C Councilmembers Brown and Carrel to approve the Memorandum of Understanding between the Fire Unit and the City of Red Bluff.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

COUNCIL DIRECTION ON RED BLUFF REBOUND RECOMMENDATION

Recommendation:

That the City Council provide direction to the City Manager on how to proceed regarding the various proposals made by the Chamber of Commerce's Local Government Services Committee to increase economic activity in the City of Red Bluff.

City Council reviewed each of the items with staff and those present from the Red Bluff Rebound group.

1. Billboard on Interstate 5 – the concept is for the City to provide land (and possibly power) for a full video billboard at the City Wastewater Treatment Plant to promote City events and

businesses. This project will have regulatory and funding issues to overcome.

Recommendation:

Direct staff to develop policy recommendations.

M/S/C Councilmembers Flynn and Brown to direct staff to move forward with this project by developing policies.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

2. Use of Proposition 1B funds to micro-surface overlay Downtown Street.

Recommendation:

No further action is necessary at this time on these two projects. The Council will eventually need to authorize the re-surfacing project to go out to bid and then award the project to the low qualified firm.

NO ACTION TAKEN AT THIS TIME BY COUNCIL

3. Use DIF funds that the City has to create a shovel-ready project.

Recommendation:

Direct staff to develop policy recommendation.

M/S/C Councilmembers Carrel and Flynn to direct staff to develop policy recommendation.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

4. Use Wastewater Funds (to) repair the First Street to Monroe Street sewer interceptor.

Recommendation:

Direct staff to develop an implementation policy.

M/S/C Councilmembers Flynn and Brown to direct staff to develop an implementation policy.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

5. Amortize or eliminate Development Impact Fees

Recommendation:

Direct staff to develop a policy recommendation.

M/S/C Councilmembers Brown and Carrel have staff look into the legal aspect and find out if this can be done if so then direct staff to develop a policy recommendation.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

6. Provide a bidding preference to local business licenses.

Recommendation:

Direct staff to develop a policy recommendation.

M/S/C Councilmembers Flynn and Carrel look into the legal aspect to see if this can be done if so
Direct staff to develop a policy recommendation.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

7. Partner with the Fair Grounds and acknowledge the importance of the Fair Grounds to Red Bluff.

Recommendation:

Once a proposed resolution is received, direct staff to develop a policy recommendation.

M/S/C Councilmembers Flynn and Carrel, once the proposed resolution is in the hands of the Council and all members agree on the proposed resolution Council will proceed.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

8. Re-examine ADA requirement and give guidance to staff

Recommendation:

Decline to further consider this proposal due to the exposure to litigation for the City and future builders.

NO ACTION TAKEN BY COUNCIL AT THIS TIME

9. Participate and cooperate in “Shop Local” campaigns

Recommendation:

Direct staff to develop a policy recommendation.

M/S/C Councilmembers Flynn and Byrne to direct staff to continue with flyers in the water bills and shop local when possible.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

10. Develop a list of City owned property that might be surplus and available for development.

Recommendation:

Direct staff to develop a policy recommendation.

M/S/C Councilmembers Carrel and Brown to form a committee with Councilmembers Flynn and Byrne to put together a list of the properties and bring it back to Council at a future meeting.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

11. Require that a group appealing a development related Court decision be required to post a bond or otherwise be responsible for appeal costs if they are unsuccessful Introducing legislation to affect this change in Court procedures

M/S/C Councilmembers Flynn and Byrne to direct Martin Nichols, City Manager to send a letter to Assemblymember Nielsen as recommended by Rebound.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

Mayor Jeff Moyer called for a Break at 9:20 pm and reconvened the meeting at 9:28 p.m.

FAIR BOARD PRESENTATION ON TRAFFIC CONTROL COST

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

Council receive a presentation from representatives of the Tehama District Fair Board of Directors on traffic control costs, which had been continued from the August 3, 2010 meeting.

Tonya Redimonte, Tehama District Fair Board Member gave a presentation to the Council on options for traffic control to keep costs down for vendors.

Tessa Pritchard, Human Resources Director, indicated it was against the law for the Police Officers to donate their time for traffic control as this is part of their job description and the State of California does not allow someone to donate their time for something that is within their job description, which they are normally paid for.

Motion by Councilmember Flynn to refer to staff to look into different options.

Motion died due the lack of a second.

RESOLUTION NO. 41-2010; ALLEY CLOSURE FOR BEEF AND BREW EVENT

Scot Timboe, Planning Director, reviewed the staff report and gave staff's recommendation that the City Council adopt Resolution No. 41-2010, authorizing the request for the alley and sidewalk closure for the September 18, 2010 Beef and Brews Event. He noted the correction that needed to be made to the resolution of removing the Kelly Griggs Directors and replacing with the correct event sponsors of the Downtown Red Bluff Business Association and the Tehama County Cattlewomen's Association.

M/S/C Councilmembers Byrne and Flynn to make the noted correction to Resolution No. 41-2010 and then adopt Resolution No. 41-2010, authorizing the request for the alley and sidewalk closure for the September 18, 2010 Beef and Brews Event.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

DISCUSSION OF ANNUAL CPI-U FOR USER FEES

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

1. Direct Staff to postpone CPI-U increase for 2010 until 2011 which will include a CPI-U for 2009 and 2010.

OR

2. Direct staff to prepare CPI-U increase for all departments for the annual revision for 2010.

M/S/C Councilmembers Byrne and Carrel to postpone the CPI-U increase for 2010 until 2011 which will include a CPI-U for 2009 and 2010.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

REPORT ON SALES TAX

Margaret Van Warmerdam, Finance Director, reviewed the staff report and gave staff's recommendation that the City Council accepts the Report on Sales Tax.

M/S/C Councilmembers Brown and Flynn to accept the Report on Sales Tax.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

HAZARD MITIGATION PLANNING LETTER OF INTENT

Mike Bachmeyer, Fire Chief reviewed the staff report and gave staff's recommendation that the City Council approve the City Manager Martin Nichols to sign a letter of intent to participate with the County of Tehama, and other local government, in Hazard Mitigation planning process.

M/S/C Councilmembers Flynn and Byrne to the City Manager Martin Nichols to sign a letter of intent to participate with the County of Tehama, and other local government, in Hazard Mitigation planning process.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

REQUEST FOR PROPOSAL – COMPUTER SYSTEM AND MAINTENANCE SERVICES

Margaret Van Warmerdam, Finance Director, reviewed the staff report and gave staff's recommendation that the City Council approve the Request for Proposal (RFP) – Professional Services for Computer System and Maintenance Services.

M/S/C Councilmembers Carrel and Flynn to approve the Request for Proposal (RFP) – Professional Services for Computer System and Maintenance Services.

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

NOES: NONE

ABSENT OR NOT VOTING: NONE

APPROVAL OF MINUTES

August 3, 2010

M/S/C Councilmembers Flynn and Carrel to approve the August 3, 2010 Minutes as written.

AYES: Councilmembers Flynn, Carrel and Brown

NOES: NONE

ABSENT OR NOT VOTING: Councilmembers Byrne and Moyer (both abstained –absent that meeting)

APPROVAL OF WARRANT LIST

Recommendation:

That the City Council approve Check Warrant No. 66932 through 67113 dated July 1, 2010 through July 29, 2010.

M/S/C Councilmembers Flynn and Byrne to approve the Warrant List.

AYES: Councilmembers Flynn, Byrne, Carrel 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 Moyer adjourned the meeting at 10:31 p.m. until the meeting of September 7, 2010.

s/b Jeffery M. Moyer, Mayor

ATTEST:

s/b Jo Anna Lopez, City Clerk