

City Council, Regular Meeting
 Civic Center Council Chambers
 777 Cypress Avenue
 Redding, California
 September 18, 2007 7:00 p.m.

The Pledge of Allegiance to the Flag was led by Charles Menoher.

The Invocation was offered by Police Chaplain Ray Foust.

The meeting was called to order by Mayor Dickerson with the following Council Members present: Bosetti, Jones, Murray, and Stegall.

Also present were City Manager Starman, Assistant City Manager/Police Chief Moty, City Attorney Duvernay, Development Services Director Hamilton, Transportation and Engineering Director Tippin, Economic Development Director Zauher, Personnel Director Johnson, Police Lieutenant Severson, City Clerk Strohmayer, and Executive Assistant Stribley.

PUBLIC COMMENT

(A-050-060-450)

Mayor Dickerson stated that there was an editorial cartoon that appeared in the Record Searchlight newspaper on Sunday, September 16, 2007, which depicted the City Hall building with an "hourly rates available" sign mocking recent events. He believed the cartoon to be in poor taste and an insult to the 1,000 honest, dedicated City employees and stressed that this type of satire directed at the entire City Hall was unfair. Mayor Dickerson emphasized that City employees are appreciated and valued by the City Council and a majority of the citizens they serve.

(P-150 & P-150-200)

Art Gubser, Redding resident, requested that the City Council consider enacting an ordinance requiring individuals legally cultivating medicinal marijuana to keep the plants from public view. He stated legal marijuana is grown in his neighborhood in an unfenced yard easily visible from the roadway and sidewalk.

PRESENTATION - League of California Cities Update

(L-040-150)

League of California Cities Public Affairs Regional Manager Tony Cardenas provided updates to recent accomplishments and processes by the League of California Cities, such as the passage of the state budget which released funds for local programs relative to transportation, housing, and public safety. He stated that Senate Bill 88 appropriates \$950 million for distribution for streets and roads throughout California, with an estimated \$2.8 million going to the City of Redding (\$1.4 million this fiscal year and the remaining \$1.4 million next year). Mr. Cardenas advised that it will be necessary for the City to generate a list of projects for both fiscal years and submit that list to the California Department of Finance which must forward it to the State Controller's Office where funds will be issued. He said the rationale for submitting the list twice is for purposes of review to ensure that cities are spending the funds as intended. He related that Proposition 42, the Transportation Congestion Improvement Act, was fully funded this year and work is being done by a task force on Assembly Bill 32-Global Warming to clarify language and look for ways to provide local flexibility. The Citizens Option for Public Safety Program (COPS) and juvenile justice programs will receive \$230 million for cities utilizing these programs, and the League continues to work toward protections from eminent domain.

Mr. Cardenas advised that the 2008 annual Mayors Executive Forum will be held in Squaw Valley on June 4th to June 6, 2008, and the League will be accepting possible topics for that conference until October 15, 2007. He thanked the City for its continued participation in the League and advised he would return with updates to current issues.

RESOLUTION - "National Youth Court Month"

(A-050-060-600)

Dr. Charles Menoher, Executive Director of the Youth Violence Prevention Council of Shasta County, provided information regarding the Shasta County Youth Peer Court, in association with the Youth Violence Prevention Council. He pointed out that in 1994, there

were less than 100 Youth/Peer Courts throughout the nation and today there are approximately 1,300. The recidivism rate for youths processed through the Juvenile Justice system is 50% higher than youths that go through the Youth/Peer Court process, which he said is not only a benefit to the Juvenile Justice system but to the entire community. Mr. Menoher invited everyone to attend the Youth Court and observe the process in action and thanked the community for its support.

Mayor Dickerson recommended that the City Council adopt a resolution proclaiming September 2007 as "National Youth Court Month."

MOTION: Made by Council Member Murray, seconded by Council Member Stegall, adopting Resolution No. 2007-189, a resolution of the City Council of the City of Redding proclaiming September 2007 as "National Youth Court Month." The Vote:

AYES: Council Members - Bosetti, Jones, Murray, Stegall, and Dickerson
NOES: Council Members - None
ABSTAIN: Council Members - None
ABSENT: Council Members - None

Resolution No. 2007-189 is on file in the Office of the City Clerk

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CONSENT CALENDAR

The following matters were considered inclusively under the Consent Calendar:

Approval of Minutes - Regular and Special Meetings of September 4, 2007; and Special Meeting of September 12, 2007

Approval of Payroll and Accounts Payable Registers

(A-050-100-500)

It is recommended that Accounts Payable Register No. 5, check numbers 855294 through 855707 inclusive, in the amount of \$3,800,397.71, for the period of September 1, 2007, through September 14, 2007; and Payroll Register No. 5 electronic deposit transaction numbers 214664 through 215533 and check numbers 537550 through 537684 inclusive, in the amount of \$2,569,063.52 for the period of July 1, 2007, through July 14, 2007, be approved.

TOTAL: \$6,369,461.23

Ordinance - Amending Redding Municipal Code Chapter 9.20 - Fire Prevention, and adopting the 2007 California Code and Standards, with amendments and Findings of Facts; and adding new Section 9.20.070 - Explosives and Fireworks

(C-110-275 & F-210-550-175)

It is the recommendation of the Fire Chief that Ordinance No. 2394 be adopted, an ordinance of the City Council of the City of Redding adopting the 2007 California Fire Code and Standards, including local Amendments and Findings of Fact, by amending Redding Municipal Code Chapter 9-Fire Prevention, repealing Sections 9.20.200 and 9.20.210, amending and renumbering Sections 9.20.010 through 9.20.200 and adding Section 9.20.070-Explosives and Fireworks, effective January 1, 2008.

Council Members Jones and Murray advised they will vote no on this item for consistency with previous meetings.

The Vote:

AYES: Council Members - Bosetti, Stegall, and Dickerson
NOES: Council Members - Jones and Murray
ABSTAIN: Council Members - None
ABSENT: Council Members - None

Ordinance - Amending Redding Municipal Code Section 11.12.010, updating speed zones on various streets

(T-080-750)

It is the recommendation of the Transportation and Engineering Director that Ordinance No. 2395 be adopted, an ordinance of the City Council of the City of Redding amending Redding Municipal Code Section 11.12.010-Speed Limits relating to the establishment of speed zones on various City streets.

Right-of-way Easement - Redding Redevelopment Agency for the South Bonnyview Road Widening Project

(C-070-010/S-070-100-708/R-030-145-050)

It is the recommendation of the City Manager that the City Council authorize the Mayor to execute a Certificate of Acceptance for the right-of-way easement on Assessor Parcel Number 050-270-003 (.27 acres of land at the intersection of South Bonnyview and Eastside Road) from the Redding Redevelopment Agency required for the South Bonnyview Road Widening Project.

Resolution - Supporting location of the new Cyber Command Center at Beale Air Force Base in Yuba County

(L-040-150-600)

It is the recommendation of the Economic Development Director that Resolution No. 2007-190 be adopted, a resolution of the City Council of the City of Redding, in support of locating the new Cyber Command Center at Beale Air Force Base in Yuba County in an effort to bring new jobs to the Northern California region.

Resolution - Accepting streets & improvements in River Ridge Terrace Subdivision Unit (S-100-654-700 & S-070-100)

It is the recommendation of the Transportation and Engineering Director that Resolution No. 2007-191 be adopted, a resolution of the City Council of the City of Redding, accepting for maintenance and operation the streets in the River Ridge Terrace Subdivision Unit 3 (S-4-97) located south of Quartz Hill Road and east of Spinnaker Drive, by Three Seasons Development, Inc.; and that the improvements be accepted as satisfactorily completed and that the City Clerk be instructed to return securities to the developer.

Award of Request for Proposals - Request for Proposals No. 4061, Three Rental Car Concessions at Redding Municipal Airport; and

Concession Agreements - Avis Rent-A-Car System, LLC; Budget Rent-A-Car Systems, Inc., and Enterprise Rent-A-Car of Sacramento
(B-050-100 & A-090-100)

It is the recommendation of the Transportation and Engineering Department that the City Council award Request for Proposals No. 4061, Three Rental Car Concessions at Redding Municipal Airport to Avis Rent-A-Car System, LLC, Budget Rent-A-Car Systems, Inc., and Enterprise Rent-A-Car of Sacramento in the amount of a guarantee of \$17,611.50 per month, and that the Mayor be authorized to execute Concession Agreements with same.

Agreements - S.J. Denham dba Hertz Rentals for off-airport rental car services at Redding Municipal Airport

(A-090-100)

It is the recommendation of the Transportation and Engineering Director that The City Council approve the Agreement with S.J. Denham dba Hertz Rentals for off-airport rental car services at Redding Municipal Airport in the amount of 10% of gross receipts related to car rental at the Airport and an annual fee of \$250 for installation and maintenance of a key drop box.

Award of Bid - Bid Schedule No. 4070, Two (2) refuse trucks - Automated Side-loaders for Solid Waste Utility

(B-050-100 & S-020-100)

It is the recommendation of the Municipal Utilities Director that Bid Schedule No. 4070, Two (2) refuse trucks - Automated Side-loaders for Solid Waste Utility be awarded to Western Truck Parts & Equipment Redding Autocar in the amount of \$452,732.28 delivered. It is further recommended that the City Council authorize the sale of two surplus vehicles (a 1997 Volvo Model WX64 Side-loader and a 1998 Volvo Model WXR64 Side-loader) and the proceeds to be deposited to the Solid Waste Utility Equipment Replacement Fund.

MOTION: Made by Council Member Stegall, seconded by Council Member Bosetti, that all the foregoing items on the Consent Calendar be approved and adopted as recommended with the exception of the item approved by separate vote as indicated above. The Vote:

AYES: Council Members - Bosetti, Jones, Murray, Stegall, and Dickerson

NOES: Council Members - None

ABSTAIN: Council Members - None

ABSENT: Council Members - None

Ordinance Nos. 2394 and 2395 and Resolution Nos. 2007-190 and 2007-191 are on file in the Office of the City Clerk.

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PUBLIC HEARING - Tentative Subdivision Map Application S-4-06, Westside Road Subdivision

ORDINANCE - Planned Development Plan Application PD-2-06, and Rezoning Application RZ-3-06

(S-101-112/L-010-211-028/L-010-230)

The hour of 7:00 p.m. having arrived, Mayor Dickerson opened the public hearing regarding a Negative Declaration, Tentative Subdivision Map Application S-4-06, Westside Road Subdivision, Planned Development application PD-2-06, and Rezoning Application RZ-3-06, on property located at 6230 and 6250 Westside Road, by Hansen PSC.

The following documents are on file in the Office of the City Clerk:

Affidavit of Publication - Notice of Public Hearing

Affidavit of Mailing - Notice of Public Hearing

City Clerk Strohmayer advised that a communication was received from Wells, Small & Selke, via fax, requesting consideration regarding access by offsite properties to a roadway running north/south on the western edge of the Westside Road Subdivision.

Development Services Director Hamilton provided highlights of the Report to City Council dated September 7, 2007, incorporated herein by reference, relating that the proposed Westside Road Subdivision would consist of 37 small-lot, single-family units on approximately 3.68 acres. The private street, utilities, and common outdoor areas will be maintained by a homeowners' association. He explained that the request to rezone the property from "RM-18" Residential Multiple Family District to "RM-18-PD" Residential Multiple Family District with Planned Development Overlay District would allow the detached homes to cluster around motor court driveways and make more efficient use of the property.

Mr. Hamilton advised that although the Project lies within the floodplain of Olney Creek, the Creek is 1,000 feet from this particular property which did not flood in the Olney Creek event a few years ago. However, the proposed buildings will be elevated one foot above the base flood elevation as required by the City's Floodplain Ordinance and the Federal Emergency Management Agency (FEMA) will provide a Conditional Letter of Map Revision (CLOMR-F) removing the proposed structures from the 100-year floodplain.

Mr. Hamilton pointed out that a long-standing 30-foot Pacific Gas and Electric (PG&E) easement exists at the back of the property to the west and is used by adjacent property owners for ingress/egress, and is the subject of the letter received from Wells, Small, and Selke who are requesting that Council grant permanent access across this easement. He said that this issue arose during the Planning Commission process but City Attorney Duvernay ruled that because the easement is owned by PG&E, the affected property owners must approach PG&E for access. He further ruled that pursuant to the Subdivision Map Act, the access issue is not part of the specified findings and, therefore, the City Council cannot base a denial of the Project thereon.

Mr. Hamilton stated that certain findings must be made for approval of the Project as follows:

1. The Project will have no significant effect on the environment;
2. The Negative Declaration prepared for the Project reflects the independent judgment and analysis of the City;
3. The Project is compatible with the Redding General Plan;
4. The Project will not significantly alter existing land form;
5. The Project is compatible with surrounding land use;
6. The Project site is adequate in size and shape to accommodate the Project;
7. The Project carries out the intent of the Planned Development provision by providing a more efficient use of the land and an excellence of architecture and site design greater than that which could be achieved through the application of the base district regulations; and

8. The Project is compatible with the Code of the City of Redding, California, and with the approved Negative Declaration authorized by the Development Services Department.

Mr. Hamilton recommended that the City Council make the necessary findings, adopt the Negative Declaration prepared for the Westside Road Subdivision, approve Tentative Subdivision Map Application S-4-06 subject to Conditions of Approval, Planned Development Plan Application PD-2-06, and Rezoning Application RZ-3-06, on property located at 6220, 6230, 6240, 6250, 6260, 6270, and 6280 Westside Road, by Hansen PSC, and offer an ordinance for first reading and waive the full reading, amending the Redding Municipal Code Zoning Map for said properties rezoning them from "RM-18" Residential Multiple Family District to "RM-18-PD" Residential Multiple Family District with Planned Development Overlay District.

Mike Dormer, Sharrah Dunlap Sawyer, advised that the applicant is in agreement with the Conditions of Approval as set forth, and added that the project developer has been in contact with the attorney representing adjacent property owners and discussions are underway regarding the easement issue.

Ken Scheler, owner of a carwash business at the corner of the project site, expressed concern that new home owners in the Westside Road Subdivision will complain about the noise generated at his business. Mr. Hamilton responded that the business was taken into consideration during the planning process for the Subdivision and a soundwall should provide a sufficient buffer for any surrounding businesses.

Debbie Everett, Redding resident, expressed concern regarding a single access road in and out of the area.

Mayor Dickerson determined that no other individual wished to address this matter and closed the public hearing.

MOTION: Made by Council Member Stegall, seconded by Council Member Jones making findings and adopting the Negative Declaration prepared for the Westside Road Subdivision, approving Tentative Subdivision Map Application S-4-06 subject to Conditions of Approval, Planned Development Plan Application PD-2-06, and Rezoning Application RZ-3-06, on property located at 6220, 6230, 6240, 6250, 6260, 6270, and 6280 Westside Road, by Hansen PSC . The Vote: Unanimous Ayes

Council Member Stegall offered Ordinance No. 2396 for first reading, an ordinance of the City Council of the City of Redding amending the Redding Municipal Code Zoning Map for said properties from "RM-18" Residential Multiple Family District to "RM-18-PD" Residential Multiple Family District with Planned Development Overlay District.

MOTION: Made by Council Member Stegall, seconded by Council Member Murray, that the full reading of Ordinance No. 2396 be waived, and that the City Attorney be instructed to read the full title. The Vote: Unanimous Ayes

PUBLIC HEARING - North Redding Traffic Benefit District

ORDINANCE - Amending Redding Municipal Code Section 16.20.040C-Development Impact Fees-Fee Schedule and adding Section 16.20.072-North Redding Traffic Benefit District Impact Fee Zone

(F-205-600/A-170-130-003/T-080-400)

The hour of 7:00 p.m. having arrived, Mayor Dickerson opened the public hearing regarding amending the Redding Municipal Code Chapter 16.20-Development Impact Fees, adding Section 16.20.072-North Redding Traffic Benefit District Impact Fee Zone, and amending Subsection 16.20.040C-Fee Schedule (Citywide transportation development impact fees).

The following documents are on file in the Office of the City Clerk:

Affidavit of Publication - Notice of Public Hearing
Affidavit of Mailing - Notice of Public Hearing

City Clerk Strohmayer advised that no protests were received.

Development Services Director Hamilton related that the two major developers in the Oasis Road Specific Plan area, Thomason Development and Levenson Development, have requested that the public hearing for the North Redding Traffic Benefit District be continued. He stated that the developers are meeting to solidify a joint position on which the impact fee program would best serve their interests in the area.

City Manager Starman observed that it would also be in the interest of the community to continue the hearing for 30 days to allow the developers an opportunity to agree on a proposal. He stated that the developers indicated they wished to pay a higher fee than that approved by the City Council last month, in order to provide a larger financing program to fund more of the infrastructure than anticipated.

Mr. Hamilton recommended that the public hearing be continued to the meeting of October 16, 2007.

Mary Machado, Executive Director of Shasta Voices, believed that the developers should be given ample time, as much as 60 days, to work on an amicable scenario for the impact fee process.

MOTION: Made by Council Member Bosetti, seconded by Council Member Murray, continuing the public hearing regarding the North Redding Traffic Benefit District and fee schedule to the October 16, 2007, regular City Council meeting.

The Vote: Unanimous Ayes

UPDATE ON MAJOR PROJECTS - Stillwater Business Park
(E-050-500 & A-050-080)

Economic Development Director Zauher provided information regarding the Stillwater Business Park and recent accomplishments in pursuit of Project completion including receipt of the U.S. Army Corps of Engineers 404 permit and conceptual approval of the proposed Tentative Map by the Planning Commission. He stated that rights-of-way acquisitions continue, the Federal Aviation Administration land release is nearing completion, and the Shasta Airport Land Use Commission (ALUC) is currently reviewing the Project. Mr. Zauher said that a grant will be submitted to the U.S. Economic Development Administration to fund the southern bridge at the site and staff is working on a marketing plan which should be ready for Council consideration in October along with a competitive analysis.

No action was required on this informational item.

UPDATE ON MAJOR PROJECTS - Photo Enforcement Program
(P-150-150 & A-050-080)

Redding Police Lieutenant Severson provided a Powerpoint Presentation depicting the Red Light Photo Enforcement Program in its initial implementation and recent representative photos of vehicles failing to yield for red light signals at the intersection of Cypress Avenue and Bechelli Lane. The photos were captured by the Redflex Traffic System, Inc. cameras which were recently installed at selected intersections throughout Redding. Officer Severson explained that currently, violators are receiving a warning in order to acclimate citizens to the new enforcement method, but he said violators will be issued citations beginning October 1, 2007. He explained that information regarding red light enforcement is available at the Redding Police Department website and individuals receiving citations will have an opportunity to review the incident photo and video and may challenge the violation in court if they so desire.

Lieutenant Severson pointed out that in some cities, red light violations as a whole have decreased as a result of photo enforcement, and he added that the City of Marysville has experienced a 45% reduction in its overall crash rate. He stated that in the first four days of photo enforcement implementation at the intersection of Cypress Avenue and Bechelli Lane, westbound Cypress Avenue traffic committed 130 violations and eastbound traffic committed 160 violations.

No action was required on this informational item.

RESOLUTION - Amending the Service Employees International Union-Clerical/Technical, Professional Employees Exempt and Non-Exempt Employees Schedules of Classifications and Salary Ranges

(P-100-050-124)

Personnel Director Johnson stated that after conducting a thorough analysis of classifications, it was determined that the Records Specialist classification required significant changes to more accurately depict the job duties and level of responsibility for the position and the associated salary range required an adjustment reflective of the work performed. In addition, during the budget process, the City Council approved creating an Associate Environmental Specialist classification for the Transportation and Engineering Department to assist in achieving environmental compliance with state and federal laws.

Ms. Johnson advised that the classification of Senior Wastewater Laboratory Technician is being removed from consideration at this time because the Service Employees International Union (SEIU) needs additional time to review the classification specifications and it will be brought back at a later date

Ms. Johnson recommended that the City Council adopt a resolution amending the SEIU-Clerical, Technical, Professional Employees Exempt and Non-Exempt Employee Schedule of Classifications and Wage Rates, changing the duties for the Records Specialist classification and salary range from \$18.46 to \$23.56 per hour, and creating the classification of Associate Environmental Specialist with a salary range of \$4,602 to \$6,475 per month.

MOTION: Made by Council Member Stegall, seconded by Council Member Jones, adopting Resolution No. 2007-192, a resolution of the City Council of the City of Redding, amending the Service Employees International Union-Clerical, Technical, Professional Employees Exempt and Non-Exempt Employee Schedule of Classifications and Wage Rates, changing the duties for the Records Specialist classification and salary range from \$18.46 to \$23.56 per hour, and creating the classification of Associate Environmental Specialist with a salary range of \$4,602 to \$6,475 per month, effective September 23, 2007. The Vote:

AYES: Council Members - Bosetti, Jones, Murray, Stegall, and Dickerson

NOES: Council Members - None

ABSTAIN: Council Members - None

ABSENT: Council Members - None

Resolution No. 2007-192 is on file in the Office of the City Clerk

ORAL REPORT - City Council Member attendance at conferences/meetings reimbursed at City expense (Requirement of Assembly Bill 1234)

(A-050-060)

Council Member Murray reported attending the Annual League of California Cities Conference in Sacramento on September 5-7, 2007.

Council Member Murray thanked the volunteers, sponsors, and City staff who worked so hard to clean the creeks on the west side of the City last Saturday, September 15, 2007.

ADJOURNMENT

There being no further business, at the hour of 8:47 p.m., Mayor Dickerson declared the meeting adjourned.

APPROVED:

Mayor

ATTEST:

City Clerk