

City Council, Regular Meeting
 Civic Center Council Chambers
 777 Cypress Avenue
 Redding, California
 October 16, 2007 7:00 p.m.

The Pledge of Allegiance to the Flag was led by Judge William Gallagher.

The Invocation was offered by Police Chaplain Cyndee Thomas.

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, Electric Utility Director Feider, Development Services Director Hamilton, Transportation and Engineering Director Tippin, Community Services Director Niemer, Personnel Director Johnson, Community Services Project Coordinator Glover, City Clerk Strohmayer, Assistant City Clerk Sherman, and Executive Assistant Stribley.

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PUBLIC COMMENT

(A-050-125)

Ken Jones, Chair for the Shasta County Commission on Aging, presented a letter to Redding Electric Utility (REU) Director Feider expressing appreciation for an REU presentation regarding its programs available to seniors. The letter asserted that REU assesses a daily non-pay fine to customers whose electricity has been turned off which increases until power is restored and also requires payment of a deposit in advance of restoration of power. He maintained that this alleged practice is punitive and exacerbates a serious financial handicap for those least able to afford it, and asked that the REU review this practice.

Mayor Dickerson asked that REU staff contact Mr. Jones to clarify REU policy.

PRESENTATION - Recognition of the 2007 Community Creek Clean-up Committee

(S-060-150)

Community Services Project Coordinator Glover provided photos of the 2007 Community Creek Clean-Up of September 15, 2007. He also introduced local artists Elin Klaseen, Celeste White, Bill Ulch, Bruce Greenberg, and Chris Pit, who created art pieces from some of the debris removed from the creeks during the cleanup.

Mr. Glover related that 400 volunteers worked on Cleanup Day removing more than 30 tons of debris from 15.5 miles of creeks and streams throughout the community. He said that the major sponsors for the event were the Shasta Association of Realtors, Pace Civil Inc., and the City's Municipal Utilities Solid Waste Division. Mr. Glover introduced organizing committee members Elin Klaseen, Vicki Marlar, Redding Rotary Stream Team, Sunset Neighbors, Jane Worth, Gail Rich, Rayola Pratt, Shasta Service Guild, Randy Smith, and Susan Weale who were presented with Certificates of Appreciation by Mayor Dickerson who also thanked them for their community pride and spirit.

RESOLUTION - Commending Dr. Randy Smith for efforts to enhance the watersheds in and around the City

(A-050-060)

MOTION: Made by Council Member Bosetti, seconded by Council Member Jones, adopting Resolution No. 2007-195, a resolution of the City Council of the City of Redding commending Dr. Randy Smith for exemplary efforts to enhance the watersheds in and around the City and for his commitment and dedication to the betterment of the community's streams and waterways. 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. 2007-195 is on file in the Office of the City Clerk.

Dr. Smith thanked the City Council and City staff for this honor and stated that without strong community support, he would not be able to continue his work.

CONSENT CALENDAR

The following matters were considered inclusively under the Consent Calendar:

Approval of Minutes - Special and Regular Meetings of October 2, 2007

Approval of Payroll and Accounts Payable Registers

(A-050-100-500)

It is recommended that Accounts Payable Register No. 7, check numbers 856213 through 856633 inclusive, in the amount of \$3,431,571.69, for the period of October 1, 2007, through October 12, 2007; and Payroll Register No. 7 electronic deposit transaction numbers 216449 through 217296 and check numbers 537869 through 537996 inclusive, in the amount of \$2,559,744.53 for the period of September 23, 2007, through October 6, 2007, be approved. TOTAL: \$5,991,316.22

Ordinance - Amending Redding Municipal Code Chapter 1.13-Administrative Citations and Chapters 7.04-Animals, General Provisions 7.12-Dogs, and 7.13-Dangerous Dogs

(A-130-150 & ^C-110-100-400)

It is the recommendation of the City Attorney that Ordinance No. 2397 be adopted, an ordinance of the City Council of the City of Redding amending Redding Municipal Code Chapter 1.13-Administrative Citations, Sections 1.13.110, 1.13.120, 1.13.130, 1.13.140, amending Title 7-Animals, Chapters 7.04-General Provisions, amending Sections 7.04.010, 7.04.050, and 7.04.170, Chapter 7.12-Dogs, repealing Sections 7.12.010 and amending Section 7.12.110, Chapter 7.13-Dangerous Dogs, amending Section 7.13.080, adding Section 7.13.095, amending Sections 7.13.110, 7.13.120 and 7.13.150.

Amendment to Agreement - D. R. Horton, Inc.-Sacramento, for construction of Rivercrest Park, Phase I

(P-050-390)

It is the recommendation of the Community Services Director that the City Council approve the Amendment to the Agreement with D. R. Horton, Inc.-Sacramento (C-4677), for construction of Rivercrest Park, Phase I, extending the completion date to October 30, 2008

Two-year Multi-Agency Methamphetamine Initiative Grant - Department of Justice

(G-100-070 & P-150-150)

It is the recommendation of the Police Chief that the City Council accept the Methamphetamine Initiative Grant from the Department of Justice in the amount of \$449,559 for multi-agencies over a two-year period from September 1, 2007 to August 31, 2009.

Accept Edward Byrne Discretionary Grant - Department of Justice

(G-100-070 & P-150-150)

It is the recommendation of the Police Chief that the City Council accept the Edward Byrne Discretionary Grant in the amount of \$130,627, through the Department of Justice for the Shasta Anti-Gang Enforcement (SAGE) Program for a twelve-month period.

Equipment Purchase - Chouinard & Myhre, Inc. (A/S 400 Computer System upgrade)

(P-150-150)

It is the recommendation of the Police Chief that the City Council approve the purchase of an IBM Model 525 from Chouinard & Myhre, Inc. In the amount of \$131,426 to upgrade the existing IBM Model 820 for the A/S 400 Computer System as budgeted and approved by the Integrated Public Safety System (IPSS) Directors on October 2, 2007.

Notice of Completion - Bid Schedule No. 4001, Court Street 8-inch Water Main Replacement

(B-050-020 & W-030-725)

It is the recommendation of the Transportation and Engineering Director that Bid Schedule No. 4001 (Job No. 2252), Court Street 8-inch Water Main Replacement awarded to R.A. Martin Constructors, Inc., be accepted as satisfactorily completed and that the City Clerk be authorized to file a Notice of Completion with the Shasta County Recorder. The final cost was \$1,090,499.36.

Notice of Completion - Bid Schedule No. 3980, Enterprise Well No. 23
(B-050-020 & W-030-750-100)

It is the recommendation of the Transportation and Engineering Director that Bid Schedule No. 3980 (Job No. 2286), Enterprise Well No. 23 awarded to For H Investments, Inc. be accepted as satisfactorily completed and that the City Clerk be authorized to file a Notice of Completion with the Shasta County Recorder. The final cost was \$746,687.43.

Resolution - Accepting streets and improvements in Buenaventura Park Subdivision (aka Airpark Manor)
(S-070-230 & ^S-101-084)

It is the recommendation of the Transportation and Engineering Director that Resolution No. 2007-197 be adopted, a resolution of the City Council of the City of Redding, accepting the streets in Buenaventura Park Subdivision (aka Airpark Manor) (S-18-04/S-19-04) for maintenance and operation, located northeast of Buenaventura Boulevard off Cessna Drive, by Northwest Homes; and accepting the improvements as satisfactorily completed and that the City Clerk be instructed to return the securities to the developer.

Award of Request for Proposal - Request for Proposal Schedule No. 4066, Professional Security Services at Redding Municipal Airport; and
Agreement - North State Security for said security services
(B-050-100 & A-090-100)

It is the recommendation of the Transportation and Engineering Director that Request for Proposal Schedule No. 4066, Professional Security Services at Redding Municipal Airport be awarded to North State Security in the amount of approximately \$232,578 annually, plus mileage in excess of 1,500 miles per month at the current City rate; and that a Professional Services Agreement with North State Security be approved for same.

Resolution - Appropriating Federal Grant and Construction Tax Funds for preliminary design of the Twin View Boulevard Bridge Replacement over Churn Creek
(B-130-070/G-100-070-100/S-070-050)

It is the recommendation of the Transportation and Engineering Director that Resolution No. 2007-198 be adopted, a resolution of the City Council of the City of Redding approving and adopting the 12th amendment to City Budget Resolution No. 2007-127 appropriating \$278,680 in Federal Grant and Construction Tax Funds for the initial preliminary design of the Twin View Boulevard Bridge Replacement over Churn Creek for fiscal year 2007-08.

Award of Bid- Bid Schedule No. 4023, Churn Creek Road Realignment and Widening Project
(B-050-020 & S-070-100)

It is the recommendation of the Transportation and Engineering Director that Bid Schedule No. 4023 (Job Nos 2238/2275), Churn Creek Road Realignment and Widening Project be awarded to Axner Excavating in the amount of \$4,266,914.65, that an additional \$200,000 be approved for administration and inspection fees, and that an additional \$640,000 be approved for a construction contingency fund, for a total amount of \$5,106,914.65.

Resolution - Adopting a Mitigated Negative Declaration and Mitigation Monitoring Program, and approving the Boulder Creek Interceptor Sewer Project
(W-020-610)

It is the recommendation of the Transportation and Engineering Director that Resolution No. 2007-199 be adopted, a resolution of the City Council of the City of Redding adopting a Mitigated Negative Declaration and Mitigation Monitoring Program for the Boulder Creek Interceptor Sewer Project and approving said Project.

Resolution - Adopting a Records Retention Schedule for City records
(A-050-055-750)

It is the recommendation of the City Clerk that Resolution No. 2007-200 be adopted, a resolution of the City Council of the City of Redding, adopting a City-wide Records Retention Schedule.

Sole-source Procurement - Specialty, waste arrangement, high-drive, D8T-WA Dozer for West Central Landfill
(B-050-100 & S-020-900)

It is the recommendation of the Municipal Utilities Director that the City Council approve a sole-source procurement of a specialty, waste arrangement, high-drive, D8T-WA Dozer

(Caterpillar Tractor Corporation) for the West Central Landfill from Peterson Tractor Company in the amount \$611,668.64 because there is only one available source.

Development Plan and Schedule - City of Redding Sanitary Sewer Management Plan (W-020)

It is the recommendation of the Municipal Utilities Director that the City Council certify the City of Redding Sanitary Sewer Management Plan (SSMP) for compliance with the State Water Resources Control Board Statewide General Waste Discharge Requirements.

Resolution - Amending the Schedule of Wages and Classifications for the Executive Management Pay for Performance Plan, for classifications in the Electric Utility Department (P-100-050-100)

It is the recommendation of the Personnel Director that Resolution No. 2007-201 be adopted, a resolution of the City Council of the City of Redding, amending the Employment and Benefit Policies for Unrepresented Employees Executive Management Pay-For-Performance Salary Plan adding the newly-created classifications of Electric Utility Information Systems and Mapping Supervisor with a salary range of \$4,356 to \$6,913 per month, Electric Utility Manager-Technical Services with a salary range of \$4,287 to \$6,803 per month, and Electric Utility Manager-Customer Contact with a salary range of \$3,800 to \$6,059 per month, effective October 21, 2007.

MOTION: Made by Council Member Stegall, seconded by Council Member Murray, that all the foregoing items on the Consent Calendar be approved and adopted as recommended 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. 2397 and Resolution Nos. 2007-197, 2007-198, 2007-199, 2007-200, and 2007-201 are on file in the Office of the City Clerk.

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PUBLIC HEARING - Parkview-Wyndham Neighborhood Traffic Protection Plan (T-080-500)

The hour of 7:00 p.m. having arrived, Mayor Dickerson opened the public hearing regarding the Parkview-Wyndham Neighborhood Traffic Protection Plan (Plan).

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 stated that the Plan identifies the neighborhood's key traffic-circulation problems and provides options for improving the safety and livability of the Parkview-Wyndham Neighborhood. He said that the Plan would be used to identify the location and priority of traffic calming and other improvements such as curbs, gutters, sidewalks, and the range of traffic improvements which would be applied when funds become available and/or development occurs.

Mr. Hamilton recalled that in November 2006, a Committee was formed consisting of members of the Parkview Neighborhood to assist in the study and development of the Plan. The Planning Commission considered the recommendations on September 11, 2007, and while it supported the Committee's recommendations, it eliminated the removable rubber speed tables in favor of asphalt speed tables for Freebridge Street, and recommended that Polk Street be temporarily closed for six months to allow further study before a permanent closure is implemented.

Mr. Hamilton recommended that the City Council accept the Parkview-Wyndham Neighborhood Traffic Protection Plan as presented with the additional recommendations by the Planning Commission.

Bill Ulch urged Council to approve the Plan and thanked City staff for the opportunity to work with them on the project for his neighborhood.

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

Mayor Dickerson announced that he would abstain from voting on the matter due to property holdings in the neighborhood.

MOTION: Made by Council Member Bosetti, seconded by Council Member Stegall, accepting the Parkview-Wyndham Neighborhood Traffic Protection Plan as set forth in Alternative No. 2 to include a temporary closure of Polk Street to be reviewed after six-months, and eliminating the use of removable rubber speed tables in favor of asphalt tables.

The Vote:

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

NOES: Council Members - None

ABSTAIN: Council Members - Dickerson

ABSENT: Council Members - None

CONTINUED PUBLIC HEARING - North Redding Traffic Benefit District

ORDINANCE - Amending Redding Municipal Code Chapter 16.20.040 - Development Impact Fees, adding a new subsection for the North Redding Traffic Benefit District, and adding a City-wide Transportation Development Impact Fee (F-205-600/A-170-130-003/T-080-400)

The hour of 7:00 p.m. having arrived, Mayor Dickerson opened the continued public hearing regarding an ordinance amending Redding Municipal Code (RMC) 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 a letter was received from Jordan Taylor, President of Chase and Taylor, Inc.

Development Services Director Hamilton recalled that at the meeting of August 21, 2007, the City Council approved the North Redding Traffic Benefit District (NRTBD) Impact Fee Study - Light Scenario, and directed staff to proceed with preparation of an ordinance and resolution amending RMC Chapter 16.20-Development Impact Fees. At the public hearing on September 8, 2007, Mr. Hamilton said the City Council continued the public hearing at the request of the major property owners to allow them to discuss a methodology to raise the amount of improvement funding to the Full Scenario and provide completion of a greater amount of improvements during the first phase of the project. However, those meetings did not develop legitimate alternatives.

Mr. Hamilton recommended that an ordinance be offered for first reading (consistent with the light scenario approved at the meeting of September 18th) amending RMC 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), and waive the full reading.

Mike Dormer, Sharrah Dunlap Sawyer, expressed concern regarding the method of allocation for both the Light and Full Scenarios. He pointed out that many of the parcels do not front roads that will be improved and, therefore, would not enjoy the benefits of those roads. He contended that when these non-fronting properties are developed, they will be required to pay additional improvement monies not shared by the major property owners. Mr. Dormer believed the minimum scenario was the most equitable to all property owners and allocations should be based on the amount of property fronting the improvements.

City Attorney Duvernay clarified that standard methodology for impact fees is based on the number of trips generated at a site, not the footage fronting a particular road. If the City

Council wished to change the standard methodology, it would require additional work by the consultant.

Jordan Taylor, developer of Tuscan Villas, alleged that traffic impacts were not addressed and he objected to paying frontage improvements for other developers' property in addition to his property. He urged reconsideration of the Minimum scenario.

Jeff Swanson, representing NorCal Investment Partners and Thomason Development, acknowledged that his clients had requested either the Full or Minimum scenarios at the last meeting, and asked for a per quadrant area of benefit allocation around the Oasis Road area. He contended that the Light fee program would favor Levenson Development, and his clients prefer either the Full or Minimum scenario.

Mary Machado, Executive Director for Shasta Voices, presented a matrix of possible fees for the Oasis Road development area prepared by Shasta Voices. She believed a review of the cumulative impact fee structure is needed.

In response to Council Member Jones, Mr. Hamilton explained that 87% of the NRTBD Impact Fee can be directly allocated to improvements within and related to the development fee boundary area, however, 13% had to be allocated and attributed to growth in the City as a whole and is the Citywide fee portion of the proposal.

Council Member Stegall supported the Full scenario because it would provide the maximum improvements at the earliest possible date and she would not support any other alternative.

MOTION: Made by Council Member Bosetti, seconded by Council Member Murray approving the Light scenario for the North Redding Traffic Benefit District Impact Fee Zone, and Citywide transportation development impact fees. The Vote:

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

NOES: Council Members - Stegall

ABSTAIN: Council Members - None

ABSENT: Council Members - None

Council Member Bosetti offered Ordinance No. 2398 for first reading, an ordinance of the City Council of the City of Redding 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).

MOTION: Made by Council Member Bosetti, seconded by Council Member Murray, that the full reading of Ordinance No. 2398 be waived, and that the City Attorney be instructed to read the full title. The Vote:

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

NOES: Council Members - Stegall

ABSTAIN: Council Members - None

ABSENT: Council Members - None

RESOLUTION - Declaring City-owned property on the south side of St. Andrews Drive in Gold Hills Subdivision as surplus (C-070-200)

City Manager Starman recalled that the City Council deferred action on the disposition of City-owned property located on the south side of St. Andrews Drive at the meeting of October 2, 2007, to allow additional bids to be submitted as requested by Thomason Development and the Gold Hills Homeowners Information and Action Group. He advised that the Gold Hills Homeowners Group has since withdrawn its request and Thomason Development proposed that the property not be deemed surplus, or that the City should provide the property to Thomason Development at no charge. Mr. Starman said that City Attorney Duvernay has reviewed the information and advises that there is no legal reason the property cannot be declared surplus and sold as originally intended.

Mr. Starman recommended that the City Council adopt a resolution to declare the 15,972 square feet of City-owned property located on the south side of St. Andrews Drive as surplus property, make findings that the property is exempt from California Environmental Quality Act (CEQA) and that the provisions of Government Code Section 54222 do not apply to the property, authorize the City Manager to negotiate the sale of the property to the owners of

record of the three parcels located immediately adjacent to the property on the south side of St. Andrews Drive, and authorize the Mayor to execute documents necessary to effectuate the transfer of title.

Jeff Swanson, representing Norcal Investment Properties and Thomason Development, contended that the property was intended to prevent development and its use should be maintained as a buffer. He did not believe that placing Conditions, Covenants, and Restrictions (CC&Rs) on the property would guarantee the type of housing that would be constructed on the properties located to the south of the City's strip of land. He urged that it not be sold.

City Attorney Duvernay explained that the CC&Rs would be part of the sales agreements and would be recorded with the land. Then, if the properties are developed, the City would have discretionary review of the development and would ensure that the CC&Rs are adhered to.

MOTION: Made by Council Member Murray, seconded by Council Member Jones, adopting Resolution No. 2007-203, a resolution of the City Council of the City of Redding, declaring the 15,972 square feet of City-owned property located on the southerly edge of St. Andrews Drive as surplus property, making findings that the property is exempt from California Environmental Quality Act (CEQA) and that the provisions of Government Code Section 54222 do not apply to the property, approving the disposition of said property, authorizing the City Manager to negotiate the sale of the property to the owners of record of the three parcels located immediately adjacent to the property on the south side of St. Andrews Drive, and authorizing the Mayor to execute documents necessary to effectuate the transfer of title. 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. 2007-203 is on file in the Office of the City Clerk

RESOLUTION - Possible donation of City-owned Property on Parkview Avenue for a new Shasta County Superior Courthouse (C-070-200 & S-010)

City Manager Starman recalled that the Shasta County Superior Court (Court) has been searching for several years for a site to construct a new courthouse. Although the Court prefers a location near the Shasta County Jail, none has been identified and the Court's options are shrinking. Mr. Starman said that the Court approached the City (October 2005, and again in June 2007) and, because it has been unable to develop a plan with the County of Shasta that is workable for both parties, requested assistance from the City. He pointed out that the Court is approximately 9th in line for construction funding consideration by the State of California, which places Shasta County in a realistic position to receive a grant of \$120 million for construction of a new courthouse, but state grant criteria also requires cooperation with a local agency to assist in the endeavor. Mr. Starman advised that a letter from the City to the Court in June 2007, suggested that the City would entertain the possibility of donating property at 1407 and 1641 California Street or property on Parkview Avenue for the project site. However, because of various parking restrictions and other ancillary problems at the California Street sites, the Court has focused on the four-acre parcel on Parkview Avenue. Mr. Starman stated that the property value is estimated at \$2.1 million, although an updated appraisal would be necessary, and the existing softball field would have to be relocated at a cost of approximately \$1 million.

Mr. Starman recommended that a resolution be adopted supporting, in concept, the donation of City property on Parkview Avenue to the Shasta County Superior Court for construction of a new courthouse.

Shasta County Superior Court Presiding Judge Gallagher and Judge Baker related that a preferred site for the new courthouse would be property just south of the existing courthouse. However, because a majority of the property is in private ownership, the site does not meet the state grant criteria of donated land at a reduced rate or free of charge to the state. They observed that although Parkview Avenue is not the ideal location, the need for a new, larger,

and more secure courthouse outweighs specific site disadvantages. They stated that a resolution demonstrating a partnership with a local government entity must be submitted to the state by October 25, 2007.

Shasta County Sheriff Besenko, and District Attorney Benito supported the need for a new courthouse in Shasta County but opposed the Parkview Avenue site due to significant logistical and financial impacts of transporting prisoners and files from Downtown to Parkview Avenue.

Larry Lees, Shasta County Chief Executive Officer, supported the need for a new courthouse and added that the hope of identifying a location downtown closer to the jail has not been abandoned. He concurred that the financial impacts would detour funds from other necessary services and pointed out that the resolution under consideration by the City Council was non-binding and does not prohibit further efforts for a courthouse downtown.

Ann Duchi, Steve Courtney, Vi Klaseen, Elin Klaseen, Gary Cadd, and Robert Prolcup, opposed the Parkview Avenue location as the site for the courthouse citing a waste of time and money spent to rehabilitate the Parkview Neighborhood, traffic and parking impacts, officer and neighborhood safety, loss of open space, gross inefficiencies resulting from the separation of the court system, a negative impact to the Redding Library, lack of consideration of alternative sites near the existing courthouse, and costs for transportation ultimately borne by the members of the community.

Jeff Swanson, on behalf of Viva Downtown Redding, opposed the Parkview location for a new courthouse maintaining that it would strip revenue from local businesses in the Downtown area, devastating current efforts to revitalize and redevelop the Downtown. He suggested a multi-party agreement that would include the City and the Court to locate a better site in the area of the existing courthouse.

Redding Mayor Emeritus Michael Pohlmeier and Bill Ulch supported the Parkview Avenue location citing the need for a new courthouse, the opportunity to receive a sizeable state grant which would benefit the entire community, and pointed out that the Civic Center complex was designed and dedicated as a governmental complex to include state and federal offices.

Council Members Stegall and Jones acknowledged the need for a new courthouse, but did not support the Parkview Avenue site for that purpose. They pointed out that should a better location not be found, the City Council would have to honor the proposed non-binding resolution.

Mayor Dickerson and Council Members Murray and Bosetti supported the proposal, but hoped that the County and the Court would continue to look at alternative locations that would be more efficient and cost-saving for the system as a whole.

MOTION: Made by Council Member Murray, seconded by Council Member Bosetti, adopting Resolution No. 2007-202, a resolution of the City Council of the City of Redding, supporting, in concept, the donation of City property to the Shasta County Superior Court for the construction of a new courthouse on Parkview Avenue. The Vote:

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

Resolution No. 2007-202 is on file in the Office of the City Clerk

SUPPLY AND PROFESSIONAL SERVICES AGREEMENT - Siemens Industrial Turbomachinery, Inc. for Redding Power Plant Unit No. 6 Project;

RESOLUTION - Increasing budget appropriation for Unit 6 (E-120-150-676 & ^B-130-070)

Electric Utility Director Feider advised that the City has completed negotiations with Siemens Industrial Turbomachinery, Inc. (Siemens) to furnish delivery of a SGT-800 gas turbine power island and associated technical services for the Redding Power Plant Unit 6 Project (Project) in an amount not-to-exceed \$21 million.

Mr. Feider related that due to the devaluation of the dollar in European markets (especially Sweden) the cost of the turbine power island is more than anticipated and will significantly impact the City Council approved budget for the entire Project which is not to exceed \$62 million. He said that if the Project is to continue, it would be necessary to increase the Project budget from \$62 million to not-to-exceed \$64.5 million.

Mr. Feider recommended that the Mayor be authorized to execute a Professional Services Agreement with Siemens to provide a SGT-800 gas turbine power island and associated technical services for the Project in an amount not-to-exceed \$21 million, that the City Manager be authorized to approve contract change orders up to \$1 million with a total aggregate not-to-exceed Project costs of \$64.5 million, and that a resolution be adopted increasing appropriations for the Project by \$2.5 million for a new Project total of \$64.5 million.

MOTION: Made by Council Member Stegall, seconded by Council Member Jones, authorizing the Mayor to execute a Professional Services Agreement with Siemens Industrial Turbomachinery, Inc. to provide a SGT-800 gas turbine power island and associated technical services for the Redding Electric Power Plant Unit 6 Project in an amount not-to-exceed \$21 million and that the City Manager be authorized to approve contract change orders up to \$1 million with a total aggregate not-to-exceed Project costs of \$64.5 million; and adopting Resolution No. 2007-204, a resolution of the City Council of the City of Redding approving and adopting the 13th amendment to City Budget Resolution No. 2007-127, appropriating an additional \$2.5 million for the construction of a combustion turbine generator and heat recovery steam generator system and ancillary facilities at the Redding Power Plant for Redding Electric Power Plant Unit 6 Project for fiscal year 2007-08.

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. 2007-204 is on file in the Office of the City Clerk

AWARD REQUEST FOR PROPOSALS - Request for Proposal No. 4064, Design of the Redding Power Plant Unit 6 Project; and
PROFESSIONAL CONSULTING SERVICES AGREEMENT - Power Engineers, Inc., (B-050-100 & E-120-150-676)

Electric Utility Director Feider recalled that on June 19, 2007, the City Council authorized the construction of Unit 6 at the Redding Power Plant as well as procurement of design services and required equipment. Mr. Feider said that in response to Request for Proposal (RFP) No. 4064, Design of the Redding Power Plant Unit 6, three proposals were received on September 13, 2007, with Power Engineers, Inc., as the lowest responsive bid in the amount of \$2,791,212. After review by a selection panel and it was determined that Power Engineers demonstrated the best ability to meet the objectives of the RFP.

Mr. Feider recommended that RFP No. 4064, Design of the Redding Power Plant Unit 6 be awarded to Power Engineers, Inc. in the amount \$2,791,212 to perform consulting and design services for the Project, that the Mayor be authorized to execute a Consulting and Professional Services Agreement with Power Engineers, Inc. for same, and that the City Manager be authorized to sign contract change orders with Power Engineers up to an aggregate, not-to-exceed total of \$400,000.

MOTION: Made by Council Member Stegall, seconded by Council Member Jones, awarding Request For Proposal No. 4064, Design of the Redding Power Plant Unit 6 Project (Project) to Power Engineers, Inc. in the amount \$2,791,212 to perform consulting and design services for the Project, authorizing the Mayor to execute a Consulting and Professional Services Agreement with Power Engineers, Inc. for same, and authorizing the City Manager to sign contract change orders with Power Engineers up to an aggregate, not-to-exceed total of \$400,000. The Vote: Unanimous Ayes

RESOLUTION - Approving grant application to the California Resources Agency under the California River Parkways Grant Program for the Sacramento River Parkway Improvement Project
 (G-100-170/P-050-460-700/C-070-250-030)

Community Services Director Niemer recalled that the California Resources Agency

(Agency) awarded the City a California River Parkways Grant in the amount of \$1,669,000 in 2006, for work in the Turtle Bay Exploration Park area to extend the Sacramento River Trail from the Sundial Bridge to Highway 44. This new grant will fund Phase II of the work to connect trails in, around, and along the Sacramento River.

Ms. Niemer recommended that a resolution be adopted approving the application for a California River Parkways Grant in the amount of \$2,600,000 through the California Resources Agency to connect the Highway 44 bikeway and the Sacramento River Trail to North Bechelli Lane and Palisades Avenue, improve public access at Turtle Bay East, restore 30-acres of riparian habitat on City property at Turtle Bay East and install environmental interpretive signage and a wayfinding program at Turtle Bay East and on the Highway 44 bikeway; and authorize the City Manager to execute all necessary documents.

Council Member Jones said that while he supported unpaved trails and riparian habitat, he objected to the potential liability for the City to provide maintenance and repairs to additional trails and believed that the funds should be used for projects such as road repairs.

MOTION: Made by Council Member Stegall, seconded by Council Member Murray, adopting Resolution No. 2007-205, a resolution of the City Council of the City of Redding, approving application to the California Resources Agency for a California River Parkways Grant in the amount of \$2,600,000 to provide connection of the Highway 44 bikeway and the Sacramento River Trail to North Bechelli Lane and Palisades Avenue, improve public access at Turtle Bay East, restore 30-acres of riparian habitat on City property at Turtle Bay East and install environmental interpretive signage and a wayfinding program at Turtle Bay East and on the Highway 44 bikeway; and authorizing the City Manager to execute all necessary documents. The Vote:

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

Resolution No. 2007-205 is on file in the Office of the City Clerk

ORDINANCE - Amending Redding Municipal Code Chapters 16.20 and 17.42 relating to the application process for developer fees credit for construction of park facilities (F-205-600 & P-050)

Community Services Director Niemer related that City staff and the Community Services Advisory Commission recommend that clarification wording be added to Redding Municipal Code (RMC) Chapters 16.20 and 17.42 relating to the application process for developer fees credit for construction of park facilities. She said that the proposed changes would require that developers request fee credits for park facilities at the beginning of the application process so that the request and its implications can be reviewed with all other development considerations and not after construction of improvements begin.

Ms. Niemer recommended that the City Council offer an ordinance for first reading amending RMC Chapters 16.20 and 17.42 relating to the application process for developer fees credit for construction of park facilities and waive the full reading of the ordinance.

MOTION: Made by Council Member Murray, seconded by Council Member Stegall approving amendments to the Redding Municipal Code Chapters 16.20 and 17.42 relating to the application process for developer fees credit for construction of park facilities .

The Vote: Unanimous Ayes

Council Member Murray offered Ordinance No. 2399 for first reading, an ordinance of the City Council of the City of Redding amending Redding Municipal Code Chapter 16.20-Development Impact Fees and Chapter 17.42-Park and Recreational Land Dedications and Fees, Sections 17.42.010, 17.42.070, 17.42.090, and 17.42.100 relating to the application process for developer fees credit for construction of park facilities.

MOTION: Made by Council Member Murray, seconded by Council Member Stegall, that the full reading of Ordinance No. 2399 be waived, and that the City Attorney be instructed to read the full title. The Vote: Unanimous Ayes

ORDINANCE - Amending the Redding Municipal Code by adding Chapter 10.19 - Aggressive Solicitation (P-150-150)

Police Chief Moty explained that numerous complaints from the public prompted development of the proposed ordinance prohibiting aggressive solicitation. He explained that such solicitation included impeding vehicle or pedestrian traffic, following individuals after having been refused a donation, using offensive language, and other actions that appear aggressive. He stated that the overriding concern is for public safety and welfare while continuing to allow persons to ask for money without being aggressive.

Chief Moty recommended that an ordinance be offered for first reading and waive the full reading, amending the Redding Municipal Code Chapter 10.19-Aggressive Solicitation

MOTION: Made by Council Member Jones, seconded by Council Member Bosetti approving amendments to the Redding Municipal Code adding Chapter 10.19 Aggressive Solicitations to Title 10-Public Peace, Morals, and Welfare, pertaining to the regulation of the time, place, and manner of solicitations for money or other things of value by aggressive means. The Vote: Unanimous Ayes

Council Member Jones offered Ordinance No. 2400 for first reading, an ordinance of the City Council of the City of Redding amending the Redding Municipal Code adding Chapter 10.19 Aggressive Solicitations pertaining to the regulation of the time, place, and manner of solicitations for money or other things of value by aggressive means.

MOTION: Made by Council Member Jones, seconded by Council Member Bosetti, that the full reading of Ordinance No. 2400 be waived, and that the City Attorney be instructed to read the full title. The Vote: Unanimous Ayes

RESOLUTION - Approving modifications to the Benefit Policies for Executive Management Unrepresented Employees - VantageCare Retiree Health Savings Plan (P-100-050-100)

Personnel Director Johnson explained that the VantageCare Retiree Health Savings Plan (Plan) was offered to the Management-Unrepresented Employee Unit on a voluntary contribution basis in 2002, and also made available to represented City employees in 2004. Currently, the Plan allows all City employees to pay into a fund that, in turn, pays health-related benefits to employees after retirement. Ms. Johnson related that after receiving information from the Internal Revenue Service (IRS) that the voluntary or elective feature of the Plan violates IRS Code, modifications were made to the reimbursement arrangement to allow represented City employee participants to continue to make elective contributions until such time as their collective bargaining unit contract expires, but no later than December 31, 2010. However, the Management Unrepresented employee group will be allowed to make voluntary contributions only until December 31, 2007, after which time, participation will be mandatory. Ms. Johnson said that two informational meetings were held and the majority of Management Unrepresented employee unit has opted to continue the program on the mandatory contribution basis.

Ms. Johnson recommended that a resolution be adopted approving modifications to the Benefit Policies for Executive Management Unrepresented Employees - VantageCare Retiree Health Savings Plan, effective January 1, 2008.

MOTION: Made by Council Member Stegall, seconded by Council Member Jones, adopting Resolution No. 2007-206, a resolution of the City Council of the City of Redding approving modifications to the VantageCare Retiree Health Savings Plan Document and the Employment and Benefit Policies for Unrepresented Employees, effective January 1, 2008, to comply with the IRS tax code. 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. 2007-206 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)

Mayor Dickerson reported attending the Industrial Asset Management Council (IAMC) Professional Forum in St. Louis, Missouri, on October 5-10, 2007.

ADJOURNMENT

There being no further business, at the hour of 10:47 p.m., Mayor Dickerson declared the meeting adjourned.

APPROVED:

Mayor

ATTEST:

City Clerk