

**OROVILLE CITY COUNCIL MEETING - MINUTES
MAY 17, 2005- 7:00 PM**

The agenda for the May 17, 2005 meeting of the Oroville City Council was posted on the bulletin board at the front of City Hall on Friday, May 13, 2005 at 4:00 p.m.

The May 17, 2005 adjourned regular meeting of the Oroville City Council was called to order at 7:00 p.m. by Mayor Andoe.

ROLL CALL

PRESENT: Council Members Berry, Corkin, Prouty, Sharkey, Simpson, Vice Mayor Jernigan, Mayor Andoe
ABSENT: None

Staff Present:

Sharon Atteberry, City Administrator/City Clerk	John Nickelson, Police Lieutenant
Dwight Moore, City Attorney	Charles Miller, Director of Parks and Trees
Diane MacMillan, Director of Finance	David Pittman, Fire Chief
Lauri Pittman, Administrative Assistant	Eric Teitelman, Community Development/Public Works
Pat Clark, Business Assistance/Housing Development	

PLEDGE OF ALLEGIANCE

Members of the Eagle Scout Troop 144 from the Sacramento area performed a flag ceremony and led the Pledge of Allegiance.

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS

PROCLAMATION / PRESENTATION

*A Proclamation In Recognition Of **Guy H. Hall** for His Forty-Year Contribution as a Community Business Leader was presented by Mayor Andoe to Mr. Hall's son, Bruce.*

*A Proclamation of Appreciation was presented to the **Boy Scouts of America Troup 144**, Golden Empire Council, Pony Express District, by Mayor Andoe, for completing projects within the local area. Also presented were letters of appreciation and a City pin to Bergen Curley, Ryan Fackler, Conor Melanson, Dylan Melanson and Matt Samson for their participation in a cleanup service project on May 15, 2005 at the fish hatchery and along the Feather River.*

CONSENT CALENDAR

A motion was made by Council Member Berry, seconded by Council Member Corkin, to approve the following Consent Calendar:

- 1. APPROVAL OF THE MINUTES OF THE MAY 3, 2005 7:00 P.M. REGULAR MEETING OF THE OROVILLE CITY COUNCIL** - minutes attached.

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2. TRANSFER OF HOME INVESTMENT PARTNERSHIPS REVOLVING LOAN FUNDS – staff report

The Council considered a supplemental appropriation to transfer \$169,914 in unanticipated HOME Investment Partnership Program revenues to the Redevelopment Agency (RDA) Housing Set-aside fund to reimburse expenditures associated with First Time Home Buyer (FTHB) In-Fill New Construction Program activities. *(Pat Griffin, Director of Business Assistance and Housing Development)*.

Council Action Requested: **Approve Supplemental Appropriation No. 2004/05-0505-64 in the amount of \$169,914 from HOME Revolving Loan Fund budget to the Redevelopment Agency Housing Set-Aside Fund budget account as indicated in the fiscal impact of the May 17, 2005 staff report.**

3. CARRYOVER OF TWO PROJECT/GRANT BUDGETS FROM 2003/2004 – staff report

The Council considered a supplemental appropriation to transfer funds remaining from two project/grants authorized in 2003/04 that have not been previously carried over into the 2004/05 fiscal year. *(Diane MacMillan, Director of Finance)*

Council Action Requested: **Approve supplemental appropriation no. 2004/05-0505-63 in the amount of \$13,760 to transfer funds remaining from two project/grants approved in 2003/04 but not carried over to the 2004/05 fiscal year as indicated in the fiscal impact of the May 17, 2005 staff report.**

4. ASSISTANCE IN THE COMMUNITY DEVELOPMENT/PUBLIC WORKS DEPARTMENT - staff report

The Council considered authorizing staff to hire two engineering students from Chico State to assist in the Community Development/Public Works Department during the summer. *(Eric Teitelman, Community Development and Public Works Director)*

Council Action Requested:

- 1. Authorizing staff to hire two engineering students from Chico State to assist in the Community Development/Public Works Department during the summer. (The RDA will consider the salary for the second position).**
- 2. Authorize funding for a maximum amount of \$7,644 to pay the salary of one engineering student as indicated in the fiscal impact of the May 17, 2005 staff report.**

5. TEMPORARY BUILDING INSPECTOR – staff report

The Council considered funding for a temporary Building Inspector for the Building Division. *(Liz Ehrenstrom, Human Resource Analyst II)*

Council Action Requested: **Approve the funding for a temporary Building Inspector available in account no. 001-5XXX-2990 (salaries).**

6. BOLT MUSEUM ALARM SYSTEM – staff report

The Council considered an agreement with Accularm Security Systems to install and monitor an alarm system at the Bolt Tool Museum, soon to be located at 1650 Broderick Street, Oroville. *(Charles Miller, Director of Parks and Trees)*

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Council Action Requested: **Adopt Resolution No. 6467 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A LEASE AGREEMENT BETWEEN THE CITY OF OROVILLE AND ACCULARM SECURITY SYSTEMS FOR THE INSTALLATION AND MONITORING OF AN ALARM SYSTEM AT THE BOLT MUSEUM – (Agreement No. 1598).**

The motion to approve the above Consent Calendar passed by the following vote:

AYES: Council Members Berry, Corkin, Prouty, Sharkey, Simpson, Vice Mayor Jernigan, Mayor Andoe
NOES: None
ABSENT: None
ABSTAIN: None

PUBLIC HEARINGS

7. COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME REUSE PLAN – staff report

The Council conducted a public hearing to solicit input and comments on a proposed modification to the City of Oroville's Community Development Block Grant (CDBG) Program Income Reuse Plan. **(Pat Griffin, Director of Business Assistance and Housing Development Department)**

Pat Griffin, Director of Business Assistance and Housing Development Department, explained that the State Department of Housing and Community Development requires that the City conduct a public hearing to establish revolving loan funds. The City currently has a revolving loan fund for homeowner assistance, and one for small business loans. The City has been unable to help some of the smaller business owners because they don't meet the criteria of the loan program. To assist smaller business owners, the City would like to establish a revolving loan fund to fill a needed void in the Small Business Loan Program.

Mayor Andoe opened the public hearing. Hearing no response, the public hearing was closed.

A motion was made by Vice Mayor Jernigan, seconded by Council Member Simpson, to:

Adopt Resolution No. 6468 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE ADDITION TO THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM INCOME REUSE PLAN BY INCORPORATING A MICROENTERPRISE REVOLVING LOAN FUND PROGRAM.

The motion was approved by the following vote:

AYES: Council Members Berry, Corkin, Prouty, Sharkey, Simpson, Vice Mayor Jernigan, Mayor Andoe
NOES: None
ABSENT: None
ABSTAIN: None

8. ESTABLISH A MICRO-ENTERPRISE REVOLVING LOAN FUND PROGRAM – staff report

The Council conducted a public hearing to solicit input and comments regarding the establishment and implementation of a Micro-enterprise Revolving Loan Fund (RLF) Program and Micro-enterprise Program Guidelines. **(Pat Griffin, Director of Business Assistance and Housing Development Department)**

Pat Griffin explained that this hearing will set the criteria establishing the program guidelines. Staff is requesting one-time funding in the amount of \$200,000 to establish the program. Repayments will revolve to continue funding the program.

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Mayor Andoe opened the public hearing. Hearing no response, the public hearing was closed.

A motion was made by Council Member Simpson, seconded by Council Member Corkin, to:

1. **Adopt Resolution No. 6469 – A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING THE IMPLEMENTATION OF A MICRO-ENTERPRISE REVOLVING LOAN FUND PROGRAM TO COMPLIMENT THE CITY OF OROVILLE’S BUSINESS ASSISTANCE RELATED PROGRAMS AND ADOPTING THE MICRO-ENTERPRISE REVOLVING LOAN FUND PROGRAM GUIDELINES.**
2. **Approve supplemental appropriation no. 2004/05-0505-65 to transfer \$200,000 from the Economic Development Revolving Loan Fund into the new Micro-enterprise Revolving Loan Fund as indicated in the fiscal impact of the May 17, 2005 staff report.**

The motion was approved by the following vote:

AYES: Council Members Berry, Corkin, Prouty, Sharkey, Simpson, Vice Mayor Jernigan, Mayor Andoe
NOES: None
ABSENT: None
ABSTAIN: None

REGULAR BUSINESS

9. UPDATING THE THERMALITO DRAINAGE MASTER PLAN – staff report

The Council considered authorizing staff to include properties within the City of Oroville in the Thermalito Drainage Master Plan that is proposed to be updated by the Butte County Public Works Department. **(Eric Teitelman, Community Development and Public Works Director)**

Eric Teitelman, Community Development and Public Works Director, explained that in the late 1970's the County of Butte, in cooperation with the City of Oroville, prepared a Thermalito Drainage Master Plan. The County has proposed to update this Plan to establish more current impact fees for the Thermalito area. Part of the drainage areas are within City limits, and the County has asked the City to once again participate in updating the current Master Plan. If the City agrees to participate, staff will help to solicit a consultant, negotiate a fee, and then come back to the Council with an agreement.

Following discussion a motion was made by Council Member Simpson, seconded by Council Member Corkin, to:

Authorize staff to negotiate a fee and scope of work for the City's portion of the Thermalito Drainage Master Plan, and bring back an inter-agency agreement with Butte County for Council's consideration.

The motion was approved by the following vote:

AYES: Council Members Berry, Corkin, Prouty, Sharkey, Simpson, Vice Mayor Jernigan, Mayor Andoe
NOES: None
ABSENT: None
ABSTAIN: None

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10. EXTEND CONTRACT WITH PACIFIC MUNICIPAL CONSULTANTS (PMC) TO ASSIST THE PLANNING DIVISION ON AN INTERIM BASIS – staff report

The Council considered an amendment to extend the agreement with Pacific Municipal Consultants (PMC) to assist the Planning Division with processing development applications for an amount not to exceed \$25,000. *(Jo Sherman, Planning Manager)*

Mr. Teitelman explained that the City currently has a contract with PMC to assist the Planning Division, and would like to extend those contracted services until the newly hired Associate Planner has been trained to avoid falling behind in the review of plans for developers.

Following discussion, a motion was made by Council Member Sharkey, seconded by Council Member Corkin, to:

1. **Adopt Resolution No. 6470 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE MAYOR TO EXECUTE AN AMENDED AGREEMENT WITH PACIFIC MUNICIPAL CONSULTANTS TO ASSIST THE PLANNING DEPARTMENT WITH PROCESSING DEVELOPMENT APPLICATIONS – (Agreement No. 1511-3).**
2. **Approve supplemental appropriation no. 2004/05-0505-66 in the amount of \$25,000 as indicated in the fiscal impact of the May 17, 2005 staff report.**

The motion was approved by the following vote:

AYES: Council Members Berry, Corkin, Prouty, Sharkey, Simpson, Vice Mayor Jernigan, Mayor Andoe
NOES: None
ABSENT: None
ABSTAIN: None

11. MATERIAL TESTING AND CONSTRUCTION INSPECTION SERVICES – staff report

The Council considered professional service agreements with Applied Testing Consultants (ATC) to provide on-call material testing and construction inspection services, and with Holdrege & Kull Consulting Engineers-Geologists to provide material testing and on-call construction inspection services. *(Eric Teitelman, Community Development and Public Works Director)*

Mr. Teitelman explained that the City has a number of subdivisions in process, and expects a flood of construction. The City does not have a construction inspector and is not capable of handling certain in-house materials testing. In anticipation of the growth coming, and to avoid any problems with infrastructure, staff is requesting these on-call contracts. The costs of these services will be paid by the developers.

Following discussion, a motion was made by Council Member Simpson, seconded by Council Member Corkin, to:

1. **Adopt Resolution No. 6471 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT WITH APPLIED TESTING CONSULTANTS (ATC) TO PROVIDE MATERIAL TESTING AND CONSTRUCTION INSPECTION SERVICES – (Agreement No. 1599).**

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2. **Adopt Resolution No. 6472 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT WITH HOLDREGE & KULL CONSULTING ENGINEERS-GEOLOGISTS TO PROVIDE MATERIAL TESTING AND CONSTRUCTION INSPECTION SERVICES – (Agreement No. 1600).**

The motion was approved by the following vote:

AYES: Council Members Berry, Corkin, Prouty, Sharkey, Simpson, Vice Mayor Jernigan, Mayor Andoe
NOES: None
ABSENT: None
ABSTAIN: None

12. MONTHLY FINANCIAL REPORT FOR APRIL 2005 AND MONTHLY SUMMARY OF INVESTMENTS FOR MARCH 2005.

The Council received a copy of the Monthly Financial Report for April 2005 and the Monthly Summary of Investments for March 2005. (*Diane MacMillan, Interim Finance Director*)

The Council acknowledged receipt of the April 2005 Monthly Financial Report and March 2005 Summary of Investments.

MAYOR/ COUNCIL REPORTS

COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS (A verbal report may be given regarding any committee meetings attended.)

Chamber of Commerce Meeting

Vice Mayor Jernigan reported that the Chamber discussed a change of direction in participation within the City. They set goals and major focuses, and discussed appointing individuals to perform certain tasks to reach those goals. They also set timelines in meeting those goals.

Tao Stadler reported that the Chamber is working on rejuvenation of their board. Relicensing of the dam has dominated much of the meetings in the recent past, and now that it is coming to a conclusion the board decided they needed to refocus. The Chamber hired a consultant from "Best Year Yet", a Chico based company, and held an eight-hour retreat to list the areas of interest for the year and top ten goals, and the consultant helped to keep them on track.

Mr. Stadler gave the April report on inquiries coming into the Chamber, the breakdown of the type of requests, and who made the inquiry. They have contracted with the Center of Economic Development out of Chico to purchase current numbers and statistics to put together a new economic profile for Oroville. The Chamber has a waiting list of people who have called to investigating whether to either bring a business to Oroville or expand an existing business. They would like to know how the momentum in Oroville is, and how much business Oroville can support. The retail leakage information and the statistics purchased will give an accurate sense of how large Oroville is and how large it is going to get.

The Chamber is hosting the "Pulse of Business" event coming up on May 31, 2005.

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Oroville Recreation Area Committee Meeting - (ORAC)

Bob Sharkey reported there was much discussion on cold water fishing at the ORAC meeting. There will be a meeting with Assemblyman Rick Keene regarding this topic on May 26, 2005, along with the possibility of the afterbay boat speed limit being lowered to 5 mph. There is concern that once the relicensing is complete, the Department of Fish and Game will do a wildlife plan, and recreation will be lost. Boat launch fees will also be discussed at this meeting.

Great Valley Conference

Mayor Andoe reported on the Great Valley Conference in Sacramento that he attended on May 11 & 12th. It was a very informative conference. Oroville is part of the great central valley, and there are a lot of things happening in the central valley. One of the issues discussed was growth and "raising the bar". It is up to the Council to "raise the bar" on development.

Don North Celebration

Council Member Sharkey attended the Don North Celebration that was held on Saturday, May 14, 2005 at the Martin Luther King Park. It was a well attended event held in an effort to raise funds to install sidewalks along Wyandotte Avenue and in the Southside area, and it will become an annual event.

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

David Pittman reported and showed pictures from the ribbon cutting ceremony for the Fire Training Tower at Butte College, a product of Measure "A". The Oroville Firefighters will participate in live drills at the tower. It is a great training facility for all local firefighters.

1. Parks & Trees – monthly reports
2. Public Works Department – activities report
3. Business Assistance and Housing Department – activities report
4. Oroville Fire Department – activities report
5. Chamber of Commerce – activities report
6. Nuisance Ordinance

Sharon Atteberry reported that this amended and updated ordinance will be brought before the Council at a future Council meeting. City Attorney Dwight Moore gave a brief overview of the ordinance.

7. Weed Abatement Ordinance

Sharon Atteberry reported that this amended and updated ordinance will be brought before the Council at a future Council meeting. City Attorney Dwight Moore gave a brief overview of the ordinance.

CORRESPONDENCE - None

HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS

Mr. Bill Plyler, a member of the Oroville Veteran's Memorial Park Committee, thanked the Council for their support. He said the committee is anxious to get the Veteran's Memorial completed.

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CLOSED SESSION

The meeting was adjourned to Closed Session at 8:44 p.m. to discuss the following:

1. Pursuant to Government Code Section 54956.8, the City Council met with its negotiators, Sharon L. Atteberry and Dwight L. Moore, concerning the proposed purchase of the following property located within the City of Oroville, California:

Address: 2424 Montgomery Street, Oroville
Owner: Lesa D. Boetto-Franco
APN: 012-041-004

2. Pursuant to Government Code section 54947.6, the City Council met with Labor Negotiator, Sharon Atteberry, to discuss labor negotiations for the following:

Oroville Firefighters Association	Oroville Mid-Managers Association
Oroville Police Officers Association – Sworn	Oroville City Employees Association
Oroville Police Officers Association – Non-Sworn	

3. Pursuant to Government Code Section 54957 the City Council held performance evaluations for the following:

Charles Miller, Director of Parks and Trees
David Pittman, Fire Chief

The meeting was reconvened at 10:24 p.m., and Mayor Andoe announced that no action was taken and direction was given to staff.

ADJOURNMENT

The meeting was adjourned at 10:25 p.m. A regular meeting of the Oroville City Council will be held on Tuesday, June 7, 2005 at 7:00 p.m.

Sharon Atteberry, City Clerk

Gordon Andoe, Mayor