

**OROVILLE CITY COUNCIL MEETING MINUTES
NOVEMBER 6, 2007 – 7:00 P.M.**

The agenda for the November 6, 2007 regular meeting of the Oroville City Council was posted on the bulletin board at the front of City Hall on Thursday, November 1, 2007, at 3:42 p.m.

The November 6, 2007 regular meeting of the Oroville City Council was called to order by Mayor Jernigan at 7:00 p.m.

ROLL CALL

Present: Council Members Berry, Corkin, Hatley, Howard, Prouty, Vice Mayor Johansson, Mayor Jernigan
Absent: None

Staff Present:

| | |
|---|---|
| Sharon Atteberry, City Administrator/City Clerk | Mitchel Brown, Chief of Police |
| Dwight Moore, City Attorney | David Pittman, Fire Chief |
| Eric Teitelman, Community Development/Public Works Director | Kirk Trostle, Assistant Chief of Police |
| Pat Griffin, Business Assistance/Housing Development Director | Diane MacMillan, Finance Director |
| Charles Miller, Director of Parks and Trees | Karolyn Fairbanks, City Treasurer |
| Nathan Trauernicht, Deputy Fire Chief | Jared Hancock, Associate Planner |
| Tom Fitzpatrick, RDA Coordinator | Sharon Mize, Administrative Assistant |

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kirk Trostle, Assistant Chief of Police.

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS

| | |
|---------------------------------|------------------------------|
| Frank Cuny – Item No. 6 | Nick Vrolyk – Item No. 22 |
| Paul MacBeth – Item No.20 | Bob Wainsinger – Item No. 22 |
| Chris Devine – Item No. 21 | Michael Evans – Item No. 23 |
| Judy Mayhew – Item No. 22 | Casey Jones – Item No. 23 |
| Rick Delaby – Item No. 22 | Jim Lewis – Item No. 23 |
| John Wheeler – Item No. 22 | Connie Engen – Item No. 23 |
| John Leel – Item No. 22 | Weldon Larsen – Item No. 23 |
| Steve Seidenglanz – Item No. 24 | |

PROCLAMATION / PRESENTATION

Bob Hedrick, President of the Old Time Fiddlers Association, presented Allison Woodruff, who played a tune on her fiddle for the Council.

Council Member Prouty presented a proclamation in recognition and appreciation of his generous donation for the beautification of Hewitt Park to Charles Reynolds.

CONSENT CALENDAR

A motion was made by Council Member Corkin, seconded by Council Member Howard,, to approve the following Consent Calendar with the exception of items no. 8, 12, 16 and 18:

1. **APPROVAL OF THE MINUTES OF THE OCTOBER 10, 2007 5:00 P.M. SPECIAL MEETING, OCTOBER 16, 2007 7:00 P.M. ADJOUNED REGULAR MEETING AND OCTOBER 23, 2007 5:00 P.M. SPECIAL MEETING OF THE OROVILLE CITY COUNCIL** - minutes attached.

2. **CHILD PASSENGER SAFETY EDUCATION FITTING STATION** – staff report

The Council considered the formation of a Child Passenger Safety Fitting Station accepting and utilizing grant funding from the California Department of Health Services Vehicle Occupant Safety Program and technical assistance from Butte County Public Health. **(Kirk Trostle, Assistant Chief of Police)**

Council Action Requested:

1. **Authorize the formation of a Child Passenger Safety Fitting Station utilizing grant funding from the California Department of Health Services Vehicle Occupant Safety Program and technical assistance from Butte County Public Health; and**
2. **Approve supplemental appropriation no. 2007/08-1107-20 and establish the budget as indicated in the November 6, 2007 staff report.**

3. **POLICE K-9 PROGRAM FUNDING AND ACCEPTANCE OF DONATIONS** – staff report

The Council considered accepting donations in the amount of \$12,721 for the purchase and maintenance of a Police K-9. **(Kirk Trostle, Assistant Chief of Police)**

Council Action Requested:

1. **Accept all donations for the Police Department's K-9 Program;**
2. **Approve all necessary budget adjustments.**

4. **RADIO UPGRADE AND BACK-UP SYSTEM** – staff report

The Council considered the purchase of services and equipment from Sutter Buttes Communications, Inc. for a back-up radio system for the Oroville Police Department. **(Kirk Trostle, Assistant Chief of Police)**

Council Action Requested:

1. **Authorize the Oroville Police Department to award a bid to Sutter Butte's Communications, Inc., for services and equipment to complete the radio system upgrade in the amount of \$51,750 utilizing the bid contract from Western States Contracting Alliance; and**

2. **Approve supplemental appropriation no. 2007/08-1107-15 as indicated in the fiscal impact of the November 6, 2007 staff report.**

5. **ACCEPT COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACT NO. 06-EDBG-2699 AND ESTABLISH A BUDGET FOR PROGRAM ACTIVITIES – staff report**

The Council considered accepting the 2006/07 Community Development Block Grant (CDBG) Program Economic Development Allocation in the amount of \$500,000, and establish the budget for program activities. **(Pat Clark, Director of Business Assistance and Housing Development)**

Council Action Requested:

1. **Accept the 2006/07 Community Development Block Grant Agreement No. 06-EDBG-2699 in the amount of \$500,000 – (Agreement No. 1780); and**
2. **Approve supplemental appropriation no. 2007/08-1107-17 to establish the budget for program activities, as indicated in the November 6, 2007 staff report.**

6. **2006 HOME RENTAL NEW CONSTRUCTION PROJECT – staff report**

The Council considered accepting the 2006 Home Rental New Construction Project Grant No. 06-HOME-2407 in the amount of \$2,000,000 and establish the budget for project activities. **(Pat Clark, Director of Business Assistance and Housing Development)**

Council Action Requested:

1. **Accept the 2006 HOME Rental New Construction Project Grant Agreement No. 06-HOME-2407 in the amount of \$2,000,000 – (Agreement No. 1781); and**
2. **Authorize the budget for project activities as indicated in the November 6, 2007 staff report.**

7. **INITIATE FORECLOSURE PROCEEDINGS ON PROPERTY LOCATED AT 115 WORTHY AVENUE – staff report**

The Council considered initializing foreclosure proceedings relating to the City's security interest in its deed of trust against property located at 115 Worthy Avenue, Oroville. **(Pat Clark, Director of Business Assistance and Housing Development)**

Council Action Requested: **Adopt Resolution No. 7023 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED AT 115 WORTHY WAY, OROVILLE.**

8. **THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR (SEE BELOW).**

9. **BUDGET FOR THE STATE THEATER RENOVATION – staff report**

The Council considered a budget for the administration of the 2007 Community Development

Block Grant for the State Theater renovation project. **(Pat Clark, Director of Business Assistance and Housing Development)**

Council Action Requested: **Approve supplemental appropriation no. 2007/08-1107-24, in the amount of \$66,950 to establish the budget for the 2007 CDBG State Theater Renovation Administrative Activities as indicated in the November 6, 2007 staff report.**

10. CHINESE TEMPLE ARTIFACT RESTORATION – staff report

The Council considered authorizing the expenditure of funds for the professional assessment of artifacts at the Chinese Temple. **(Charles Miller, Director of Parks and Trees)**

Council Action requested:

1. **Accept the donation of \$500 from the Friends of the Park; and**
2. **Approve supplemental appropriation no. 2007/08-1107-16 in the amount of \$2,120 for the professional assessment of the two (2) paper mache Chinese Dragon Heads and the three (3) wooden Dancing Men sculptures, as indicated in the fiscal impact of the November 6, 2007 staff report.**

11. AUTOMATIC TRANSFER SWITCHES TO BE USED ON THE GENERATORS FOR SEWER LIFT STATIONS – staff report

The Council considered authorizing the expenditure of funds for two (2) automatic transfer switches for the generators recently purchased for the City's sewer lift stations. **(Charles Miller, Director of Parks and Trees)**

Council Action Requested: **Authorize the purchase of two (2) automatic transfer switches, from Bowers Transmission, for the City's sewer lift stations in the amount of \$2,794.**

12. THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR (SEE BELOW).

13. TRANSFER OF GRANT FUNDS FOR VETERAN'S MEMORIAL PARK PROJECT – staff report

The Council considered the pass-through of the \$328,770 in Proposition 12 Roberti-Z'Berg-Harris Grant funds to the County of for the purchase of property for the Veteran's Memorial Project. **(Sharon Atteberry, City Administrator)**

Council Action Requested: **Adopt Resolution No. 7024 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE AUTHORIZING THE TRANSFER OF THE ROBERTI-Z'BERG-HARRIS BLOCK GRANT PROGRAM ALLOCATION UNDER THE CALIFORNIA SAFE NEIGHBORHOOD PARKS, CLEAN WATER, CLEAN AIR, AND COASTAL PROTECTION BOND ACT OF 2000 TO THE COUNTY OF BUTTE IN THE AMOUNT OF \$328,770.**

14. TEMPORARY EMPLOYEE FOR THE CITY CLERK'S DEPARTMENT – staff report

The Council considered authorizing staff to hire a temporary employee for the City Clerk's Department. **(Sharon Atteberry, City Administrator)**

Council Action Requested:

1. **Authorize the temporary position for the City Clerk's Department; and**
2. **Approve supplemental appropriation no. 2007/08-1107-25 as indicated in the November 6, 2007 staff report.**

15. RENEWAL OF BLUE SHIELD HEALTH INSURANCE PLANS FOR 2007/08 – staff report

The Council considered renewals of the Blue Shield Health Insurance Plans for City employees. The renewal includes the "90/70", "80/60" and "HMO" health plans. **(Liz Ehrenstrom, Human Resource Analyst II)**

Council Action Requested: **Adopt Resolution No 7025 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE RENEWAL APPLICATIONS WITH BLUE SHIELD "90/70", "80/60" AND "HMO" HEALTH PLANS FOR 2007/08 – (Agreement No.'s 1313-6A, 1313-6B and 1313-6C).**

16. THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR (SEE BELOW).

17. SANITARY SEWER MANAGEMENT PLAN DEVELOPMENT SCHEDULE – staff report

The Council considered a development plan and schedule for the preparation of a Sanitary Sewer Management Plan. **(Eric Teitelman, Director of Community Development and Public Works)**

Council Action Requested: **Adopt Resolution No. 7027 – A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING THE DEVELOPMENT PLAN AND SCHEDULE FOR THE CITY'S SANITARY SEWER MANAGEMENT PLAN.**

18. THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR (SEE BELOW).

19. ORDINANCE ADDING CHAPTER 10A TO THE OROVILLE CITY CODE RELATING TO THE STATE OF CALIFORNIA VIDEO FRANCHISE HOLDERS – staff report

The Council considered an ordinance adding Chapter 10A to the Code of the City of Oroville establishing franchise and public access, educational, and/or governmental (PEG) fees and customer service penalties for the State of California video franchise holders providing video service within the City of Oroville. **(Dwight Moore, City Attorney)**

Council Action Requested: **Waive the first reading and introduce by title only Ordinance No. 1745 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE ADDING CHAPTER 10A TO THE CODE OF THE CITY OF OROVILLE ESTABLISHING FRANCHISE AND PEG FEES AND CUSTOMER SERVICE PENALTIES FOR THE STATE OF CALIFORNIA VIDEO FRANCHISE HOLDERS PROVIDING VIDEO SERVICE WITHIN THE CITY OF OROVILLE.**

The motion to approve the above Consent Calendar, with the exception of items no. 8, 12, 16 and 18, was passed by the following vote:

Ayes: Council Members Berry, Corkin, Hatley, Howard, Prouty, Vice Mayor Johansson, Mayor

Noes: Jernigan
None
Abstain: None
Absent: None

After the motion was made and seconded to approve the Consent Calendar, Frank Cuny spoke to the Council regarding item no. 6. Mr. Cuny stated that he hoped that the development of rental properties included ADA accessibility.

ITEM(S) REMOVED FROM THE CONSENT CALENDAR

8. PURCHASE OF LASERFICHE DOCUMENT IMAGING PROGRAM – staff report

The Council considered authorizing the purchase of *Laserfiche*, a document scanning program, from Ray Morgan Company (RMC) in the amount of \$14,908. **(Pat Clark, Director of Business Assistance and Housing Development)**

This item was removed from the Consent Calendar at the request of Council Member Hatley for questions, which were answered by staff.

Hearing no further questions or comments, a motion was made by Council Member Hatley, seconded by Vice Mayor Johansson, to:

- 1. Authorize the purchase of *Laserfiche* document scanning program from Ray Morgan Company, in the amount of \$14,908, utilizing the Butte County competitive bid process; and**
- 2. Authorize the necessary budget adjustment as indicated in the fiscal impact of the November 6, 2007 staff report.**

The motion was passed by the following vote:

Ayes: Council Members Berry, Corkin, Hatley, Howard, Prouty, Vice Mayor Johansson,
Mayor Jernigan
Noes: None
Abstain: None
Absent: None

12. PURCHASE OF VIDEO SURVEILLANCE SYSTEMS – staff report

The Council will consider authorizing the purchase of seven (7) video surveillance systems from Surveillance Systems Integration (SSI). **(Charles Miller, Director of Parks and Trees)**

This item was removed from the Consent Calendar at the request of staff and was continued to the next Council meeting, therefore, no action was taken on the following:

- 1. Award the bid to Surveillance Systems Integration and authorize the purchase of seven (7) security systems for various City parks and museums in the amount of \$25,127.42; and**

2. **Approve supplemental appropriation no. 2007/08-1107-23 as indicated in the November 6, 2007 staff report.**

16. REZONE FOR PAULA COURT SUBDIVISION TO ADD PD OVERLAY – staff report

The Council will consider an ordinance rezoning 2.15 acres from R-2 to R-2/PD to allow for variations of lot size, width and setbacks. **(Craig Sanders, Contract Planning Manager)**

This item was removed from the Consent Calendar at the request of staff and was continued to a later meeting to allow staff time to notice the public, therefore, no action was taken on the following:

1. **Adopt Resolution No. 7026 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING A MITIGATED NEGATIVE DECLARATION AND A MITIGATION MONITORING PROGRAM PREPARED FOR ZONING AMENDMENT (ZC) NO. 06-08 AND TENTATIVE SUBDIVISION MAP (TSM) NO. 06-06 (PAULA COURT SUBDIVISION); and**

2. **Waive the first reading, and introduce by title only, Ordinance No. 1744 – AN ORDINANCE OF CITY COUNCIL OF THE CITY OF OROVILLE APPROVING ZONING AMENDMENTS (ZC) NO 06-08 TO REZONE APPROXIMATELY 2.15 ACRES OF UNDEVELOPED LAND LOCATED ON THE SOUTH SIDE OF PAULA COURT APPROXIMATELY 100 FEET EAST OF FOGG AVENUE FROM MEDIUM DENSITY MULTI-FAMILY RESIDENTIAL (R-2) TO MEDIUM DENSITY MULTI-FAMILY RESIDENTIAL/PLANNED DEVELOPMENT (R-2/PD).**

18. SUBDIVISION MODEL HOME CONSTRUCTION AGREEMENT WITH GOLDEN CALLE VISTA, LLC FOR THE CALLE VISTA ESTATES, UNIT 2 SUBDIVISION – staff report

The Council considered a Subdivision Model Home Construction Agreement with Golden Calle Vista, LLC for the Calle Vista Estates, Unit 2 Subdivision. **(Eric Teitelman, Director of Community Development and Public Works)**

This item was removed from the Consent Calendar at the request of Council Member Hatley in order for him to abstain from voting because his residence is in close proximity to this development.

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

Adopt Resolution No. 7028 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A SUBDIVISION MODEL HOME CONSTRUCTION AGREEMENT WITH GOLDEN CALLE VISTA, LLC FOR THE CALLE VISTA ESTATES, UNIT 2 SUBDIVISION – (Agreement No. 1782).

The motion was passed by the following vote:

Ayes: Council Members Berry, Corkin, Howard, Prouty, Vice Mayor Johansson, Mayor Jernigan

Noes: None
Abstain: Council Member Hatley
Absent: None

PUBLIC HEARINGS

20. FINAL GRANTEE REPORT ON COMMUNITY DEVELOPMENT BLOCK GRANT PLANNING AND TECHNICAL ASSISTANCE ACTIVITY – staff report

The Council conducted a public hearing to provide an opportunity for citizens of the City of Oroville to ask questions and comment on the accomplishments and acceptance of the final product received for the Community Development Block Grant Planning and Technical Assistance grant activity related to the Tourism Strategy component - (Grant No. 05-PTAA-1463).

The Council considered accepting the Final Report on Tourism Marketing and Implementation Plan prepared by Pacific Group. **(Pat Clark, Director of Business Assistance and Housing Development)**

Paul MacBeth, Executive Director of the Oroville Area Chamber of Commerce, urged the Council to move forward with the Tourism Marketing and Implementation Plan.

Mayor Jernigan opened the Public Hearing. Hearing no comments or questions, the Public Hearing was closed.

A motion was made by Vice Mayor Johansson, seconded by Council Member Howard, to:

Accept the Final Report on the City of Oroville CDBG Planning and Technical Assistance Grant Economic Development Allocation, Tourism Strategy component.

The motion was passed by the following vote:

Ayes: Council Members Berry, Corkin, Hatley, Howard, Prouty, Vice Mayor Johansson, Mayor Jernigan
Noes: None
Abstain: None
Absent: None

REGULAR BUSINESS

21. PLANNING AGREEMENT REGARDING THE BUTTE COUNTY NATURAL COMMUNITY CONSERVATION PLAN AND HABITAT CONSERVATION PLAN – staff report

The Council considered a Conservation Planning Agreement by and among Butte County, the Cities of Biggs, Chico, Gridley and Oroville, the California Department of Fish and Game (DFG), the United States Fish and Wildlife Service (USFWS), and the National Marine Fisheries Service (NMFS). The agreement is regarding the Butte County Natural Community Conservation Plan and Habitat Conservation Plan (NCCP/HCP). **(Eric Teitelman, Director of Community Development and Public Works)**

Eric Teitelman, P.E., Director of Community Development and Public Works, explained that the City of Oroville has been working with the Butte County Association of Governments to develop the NCCP/HCP that would preserve oak woodlands.

Chris Devine, BCAG, explained that there are 39 covered species in the NCCP/HCP for Butte County.

After discussion, a motion was made by Vice Mayor Johansson, seconded by Council Member Prouty, to:

Adopt Resolution No. 7029 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PLANNING AGREEMENT BY AND AMONG BUTTE COUNTY, CITY OF CHICO, CITY OF BIGGS, CITY OF GRIDLEY, CITY OF OROVILLE, THE CALIFORNIA DEPARTMENT OF FISH AND GAME (DFG), THE UNITED STATES FISH AND WILDLIFE SERVICE (WSFWS), AND THE NATIONAL MARINE FISHERIES SERVICE (NMFS), FOR THE PURPOSE OF DEVELOPING THE BUTTE COUNTY NATURAL COMMUNITY CONSERVATION PLAN AND HABITAT CONSERVATION PLAN (NCCP/HCP) – (Agreement No. 1784).

The motion was passed by the following vote:

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|----------|---|
| Ayes: | Council Members Berry, Corkin, Hatley, Howard, Prouty, Vice Mayor Johansson, Mayor Jernigan |
| Noes: | None |
| Abstain: | None |
| Absent: | None |

22. INITIATION OF PROCEEDINGS FOR THE THERMALITO PHASE 1 ANNEXATION (ANX 07-02) – staff report

The Council considered the initiation of proceedings for the Thermalito Phase 1 Annexation area. **(Eric Teitelman, Director of Community Development and Public Works)**

Council Member Hatley stated that he had received a request from Judy Johnson, Southside Oroville Annexation Committee, to continue items no. 22, 23 and 24 to the next meeting because she was unable to attend this meeting.

Jared Hancock, Associate Planner, gave a PowerPoint presentation on the annexation strategy of Thermalito Phase I. Mr. Hancock explained that Thermalito Phase I included 113 parcels that totaled 239 acres.

Judy Mayhew, Thermalito Phase I property owner, opposed the annexation because the City allows fireworks. Ms. Mayhew expressed concerns that the use of fireworks near her property (which borders the wildlife area) would start fires.

Dave Pittman, Fire Chief, explained that safe and sane fireworks are sold for only two weeks and because the City of Oroville has entered into a mutual aid agreement with California Department of Forestry and Butte County Fire that service to her area would not change. Chief Pittman explained that the fires that have been started from fireworks have been in the County where they are illegal.

Rick Delaby, Thermalito Phase I property owner, stated that he was opposed to the annexation.

Eric Teitelman, P.E., Director of Community Development and Public Works, explained that the advantage to being annexed was that there is better government representation in the City than there is in the County.

John Wheeler, 5078 Larkin Road, Oroville, also expressed concerns regarding fire services.

John Leil, Oro Dam Blvd. property owner, wanted to know if he developed part of his property, would he be required to connect to the sewer system.

Nick Vrolyk, Oro Dam Blvd. property owner, stated that he owned a small mobile home park and is concerned about the erosion created from overflow of Ruddy Creek.

Bob Wainsinger, also owner of a mobile home park on Oro Dam Blvd., was opposed to the annexation because there would be more restrictions for his mobile home park.

Michael Evans, Evans Fun Works, stated that he was for annexation because without growth there won't be the development of restaurants and shopping and other services locally.

After discussion, a motion was made by Council Member Howard, seconded by Vice Mayor Johansson, to:

Adopt Resolution No. 7030 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE INITIATION OF APPLICATION BY THE CITY OF OROVILLE REQUESTING THE BUTTE COUNTY LOCAL AGENCY FORMATION COMMISSION TO TAKE PROCEEDINGS FOR THE ANNEXATION AREA DEFINED AS ANNEXATION AREA 07-02 (ANX 07-02).

The motion was passed by the following vote:

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|----------|--|
| Ayes: | Council Members Corkin, Howard, Prouty, Vice Mayor Johansson, Mayor Jernigan |
| Noes: | Council Members Berry, Hatley |
| Abstain: | None |
| Absent: | None |

23. INITIATION OF PROCEEDINGS FOR THE GARDEN DRIVE ANNEXATION AREA NO. 1 (ANX 07-03) – staff report

The Council considered the initiation of proceedings for the Garden Drive Annexation area no 1. **(Eric Teitelman, Director of Community Development and Public Works)**

Jared Hancock, Associate Planner, gave a PowerPoint presentation on the annexation strategy of Garden Drive. Mr. Hancock explained that the Garden Drive annexation included 24 parcels for a total of 78.3 acres.

Ken Bettis, 562 Table Mountain Blvd, Oroville, and Connie Engen, 570 Table Mountain Blvd, Oroville, stated that they were opposed to the annexation.

After discussion, a motion was made by Vice Mayor Johansson, seconded by Council Member Corkin, to:

Adopt Resolution No. 7031 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE INITIATION OF APPLICATION BY THE CITY OF OROVILLE REQUESTING THE BUTTE COUNTY LOCAL AGENCY FORMATION COMMISSION TO TAKE PROCEEDINGS FOR THE ANNEXATION AREA DEFINED AS ANNEXATION AREA 07-03 (ANX 07-03).

The motion was passed by the following vote:

Ayes: Council Members Corkin, Howard, Prouty, Vice Mayor Johansson, Mayor Jernigan
Noes: Council Members Berry, Hatley
Abstain: None
Absent: None

24. INITIATION OF PROCEEDINGS FOR THE PACIFIC HEIGHTS ANNEXATION AREA NO. 1 (ANX 07-04) – staff report

The Council considered the initiation of proceedings for the Pacific Heights Annexation area no. 1. **(Eric Teitelman, Director of Community Development and Public Works)**

Jared Hancock, Associate Planner, gave a PowerPoint presentation on the annexation strategy of Pacific Heights Road Area No. 1. Mr. Hancock explained that the Pacific Heights annexation area no. 1 consisted of 33 parcels for a total of 562.7 acres.

Michael Evans stated that Butte County's General Plan had considered waiving developer fees for this area because it is in the Enterprise Zone with a recreation overlay.

Steve Seidenglanz, a Pacific Heights Road property owner, requested that the application for the Pacific Heights annexation be tabled until the annexation would be cost-neutral to him.

After discussion, a motion was made by Council Member Howard, seconded by Vice Mayor Johansson, to:

Adopt Resolution No. 7032 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE INITIATION OF APPLICATION BY THE CITY OF OROVILLE REQUESTING THE BUTTE LOCAL AGENCY FORMATION COMMISSION TO TAKE PROCEEDINGS FOR THE ANNEXATION AREA DEFINED AS ANNEXATION AREA 07-04 (ANX 07-04).

The motion was passed by the following vote:

Ayes: Council Members Corkin, Hatley, Howard, Prouty, Vice Mayor Johansson, Mayor Jernigan
Noes: Council Member Berry
Abstain: None
Absent: None

MAYOR/ COUNCIL REPORTS

COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS

Oroville Economic Development Corporation (OEDCO)

Vice Mayor Johansson reported that OEDCO is looking for a new president.

Airport Land Use Commission – (ALUC)

Eric Teitelman, P.E., Director of Community Development and Public Works, reported that two projects were approved at the meeting, a subdivision map in the Thermalito area near the airport and the other project was in Chico.

Butte County Association of Governments - (BCAG)

Mayor Jernigan reported that Chris Devine spoke about the Habitat Conservation Plan at the meeting. Mayor Jernigan also reported that more bus stops, shelters and waste receptacles for the B-Line was a main topic of discussion.

Sewerage Commission Oroville Region - (SC-OR)

Council Member Hatley reported that a resolution that was required by the State was passed to have goals and organizational structure in place with a development plan on schedule. Council Member Hatley also reported that Ray Souza, Superintendent of SC-OR, met with Assemblyman Rick Keene to discuss selling the water from the plant that is currently channeled into the river.

Downtown Business Association – (DBA)

Council Member Howard reported that the DBA is excited about the Centennial Plaza and that they are preparing for the Christmas season.

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

Bridal Show

Charles Miller, Director of Parks and Trees, reported on the Bridal Show that was held at the Municipal Auditorium on October 14, 2007. Mr. Miller reported that there were over 500 guests that attended the show, more than 200 brides were registered and of the 60 exhibitors, 22 were from Oroville.

Centennial Plaza Dedication

Sharon Atteberry, City Administrator, reported that the Centennial Plaza Dedication will be on November 28, 2007. Ms. Atteberry reported that there were several events planned for the dedication and the downtown businesses and local community are involved.

David Pittman, Fire Chief, reported that a City Fire Truck was in the Veterans Day Parade.

CORRESPONDENCE - None

HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS – None

CLOSED SESSION

Council adjourned to Closed Session to discuss the following:

1. Pursuant to Government Code section 54957.6, the City Council met with Labor Negotiator, Jan Dole and Sharon Atteberry to discuss labor negotiations for the Oroville Police Officers Association (OPOA), Sworn and Non-Sworn.
2. Pursuant to Government Code section 54957, the City Council met with Kirk Trostle regarding the position of Police Chief and Nathan Trauernicht regarding the position for Fire Chief.

The Council reconvened from Closed Session and Mayor Jernigan announced that no action was taken in Closed Session and direction was given to staff.

ADJOURNMENT

The meeting was adjourned at 11:13 p.m. An adjourned meeting of the Oroville City Council will be held on Wednesday, November 14, 2007 at 5:00 p.m.

Sharon L. Atteberry, City Clerk

James Johansson, Vice Mayor