

**OROVILLE CITY COUNCIL MEETING MINUTES
MARCH 4, 2008 – 7:00 P.M.**

The agenda for the March 4, 2008 regular meeting of the Oroville City Council was posted on the bulletin board at the front of City Hall on Thursday, February 28, 2008, at 2:45 p.m.

The March 4, 2008 regular meeting of the Oroville City Council was called to order by Mayor Jernigan at 7:15 p.m.

ROLL CALL

Present: Council Members Berry, Corkin, Howard, Prouty, Vice Mayor Johansson, Mayor Jernigan
Absent: Council Member Hatley (Excused)

Staff Present:

Sharon Atteberry, City Administrator/City Clerk	Dwight Moore, City Attorney
Diane MacMillan, Finance Director	Kirk Trostle, Chief of Police
Eric Teitelman, Community Development/Public Works Director	Nathan Trauernicht, Interim Fire Chief
Pat Clark, Business Assistance/Housing Development Director	Karolyn Fairbanks, City Treasurer
Charles Miller, Director of Parks and Trees	Sharon Mize, Administrative Assistant

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Charles Miller, Director of Parks and Trees.

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS

John Anderson – Item no. 6

PROCLAMATIONS/ PRESENTATIONS - None

PROCLAMATION / PRESENTATION

Council Member Howard presented a Proclamation recognizing March 7th through the 14th as the week to celebrate Arbor Day to Charles Miller, Director of Parks and Trees.

CONSENT CALENDAR

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

1. **APPROVAL OF THE MINUTES OF THE FEBRUARY 19, 2008 6:00 P.M. ADJOURNED SPECIAL MEETING AND 7:00 P.M. ADJOURNED REGULAR MEETING OF THE OROVILLE CITY COUNCIL** - minutes attached.

2. **REQUEST TO DECLARE FIRE TRUCK 120 AS SURPLUS** – staff report

The Council considered declaring Fire Truck 120, a 1976 Howe Ladder Truck of the Oroville Fire Department, vehicle fleet surplus and removing it from service. **(Nathan Trauernicht, Interim Fire Chief)**

Council Action Requested: **Adopt Resolution No. 7090 - A RESOLUTION OF THE OROVILLE CITY COUNCIL DECLARING TRUCK 120, A 1976 HOWE LADDER TRUCK, SURPLUS AND REMOVING IT FROM SERVICE.**

3. **AMENDMENT TO PROVISION 8 OF THE HAZARDOUS MATERIALS TEAM SPECIAL MUTUAL AID JOINT POWERS AGREEMENT** – staff report

The Council considered amending the Hazardous Materials Team Special Mutual Aid Joint Powers Agreement. **(Nathan Trauernicht, Interim Fire Chief)**

Council Action Requested: **Adopt Resolution No. 7091 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE HAZARDOUS MATERIALS TEAM SPECIAL MUTUAL AID JOINT POWERS AGREEMENT – (Agreement No. 1002-1).**

4. **AUTHORIZATION FOR SUBMITTAL OF GRANT APPLICATION COLLABORATIVE RESPONSE TO VIOLENCE PROJECT** – staff report

The Council considered the approval of a memorandum of understanding between the Oroville Police Department, the California State University, Chico, and Butte Community College to support the submittal of a Collaborative Response to Violence Project grant. **(Kirk Trostle, Chief of Police)**

Council Action Requested: **Adopt Resolution No. 7092 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE OROVILLE POLICE DEPARTMENT, THE CALIFORNIA STATE UNIVERSITY, CHICO, AND BUTTE COMMUNITY COLLEGE TO AUTHORIZE SUBMITTAL OF A COLLABORATIVE RESPONSE TO VIOLENCE PROJECT GRANT – (Agreement No. 1805).**

5. **AMENDMENT TO AGREEMENT WITH GREEN VALLEY CONSULTING ENGINEERS** – staff report

The Council considered amending the professional services agreement with Green Valley Consulting Engineers for construction management services for the Centennial Plaza Project. **(Eric Teitelman, Director of Community Development and Public Works)**

Council Action Requested: **Adopt Resolution No. 7093 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A THIRD AND FINAL AMENDMENT TO THE AGREEMENT WITH GREEN VALLEY**

CONSULTING ENGINEERS FOR ADDITIONAL CONSTRUCTION MANAGEMENT SERVICES FOR THE CENTENNIAL PLAZA PROJECT – (Agreement No. 1681-3).

6. AWARD OF BID FOR THE LINCOLN BOULEVARD AND WYANDOTTE AVENUE 4-WAY STOP IMPROVEMENT PROJECT – staff report

The Council considered awarding a bid to Newland Entities, Inc. for the Lincoln Boulevard and Wyandotte Avenue 4-Way Stop Improvement Project. **(Eric Teitelman, Director of Community Development and Public Works Department)**

Council Action Requested:

- 1. Approve Resolution No. 7094 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF OROVILLE AND NEWLAND ENTITIES, INC. FOR THE LINCOLN BOULEVARD AND WYANDOTTE AVENUE 4-WAY STOP IMPROVEMENT PROJECT – (Agreement No. 1806).**
- 2. Approve supplemental appropriation no. 2007/08-0308-37 as indicated in the March 4, 2008 staff report.**

Mayor Jernigan allowed John Anderson to speak to the Council regarding item no. 6.

Mr. Anderson thanked the Council for moving forward with the installation of the 4-way stop at the intersection of Wyandotte Avenue and Lincoln Blvd.

7. AGREEMENT WITH GDA ENGINEERING FOR PROFESSIONAL SURVEY SERVICES – staff report

The Council considered a professional services agreement with GDA Engineering to provide survey services on an “as needed” basis. **(Eric Teitelman, Director of Community Development and Public Works)**

Council Action Requested: **Adopt Resolution No. 7095 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT WITH GDA ENGINEERING FOR PROFESSIONAL SURVEY SERVICES – (Agreement No. 1807).**

8. ASSIGNMENT OF GROUND LEASE AGREEMENT – staff report

The Council considered a request from Mr. Donald P. Dozier and Mr. Donald R. Dozier for authorization to have the existing ground lease with Mr. Robert A. Green at the Oroville Municipal Airport assigned. **(Eric Teitelman, Director of Community Services and Public Works)**

Council Action Requested: **Adopt Resolution No. 7096 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN ASSIGNMENT OF THE EXISTING GROUND LEASE AGREEMENT WITH MR. ROBERT A. GREENE TO MR. DONALD P. DOZIER AND MR. DONALD R. DOZIER – (Agreement No. 1214-3).**

9. INITIATE FORECLOSURE PROCEEDINGS RELATING TO THE SECURITY INTEREST IN PROPERTY LOCATED AT 3265 GLEN AVENUE – staff report

The Council considered initiating foreclosure proceedings relating to the City's security interest in its deed of trust against the property located at 3265 Glen Avenue, Oroville. **(Pat Clark, Director of Business Assistance and Housing Development)**

Council Action Requested: **Adopt Resolution No. 7097 - 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 3265 GLEN AVENUE, OROVILLE (APN 068-300-095).**

10. PURCHASE OF A SERVER TO STORE *LASERFICHE* DATA – staff report

The Council considered authorizing the purchase of a server to store *Laserfiche* data. **(Pat Clark, Director of Business Assistance and Housing Development and Diane MacMillan, Director of Finance)**

Council Action Requested: **Authorize the purchase of an IBM server to store *Laserfiche* data.**

11. ANNUAL CARRYOVER OF GRANT ACTIVITY FUNDS – staff report

The Council considered approving a supplemental appropriation to carryover grant activity funds remaining in 2006/07 fiscal year to the 2007/08 fiscal year for various grant and Housing program activities. **(Pat Clark, Director of Business Assistance and Housing Development)**

Council Action Requested: **Approve supplemental appropriation no. 2007/08-0308-36 to carryover remaining 2006/07 fiscal year grant and Housing activity funds to the 2007/08 fiscal year.**

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

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

PUBLIC HEARINGS - None

REGULAR BUSINESS

12. ANNUAL AUDIT AND COMPREHENSIVE FINANCIAL REPORT – staff report

The Council received the 2006/07 Annual Audit and Comprehensive Annual Financial Report. **(Diane MacMillan, Director of Finance)**

The Council acknowledged receipt of the 2006/07 Annual Audit and Comprehensive Annual Financial Report and heard the presentation provided by the City's Auditor, Steve Herr, C.P.A. of Davis Hammon and Company.

Mr. Herr reported that there were no findings against the City's finances.

13. MONTHLY FINANCIAL REPORT FOR JANUARY 2008 AND MONTHLY SUMMARY OF INVESTMENTS FOR DECEMBER 2007.

The Council received a copy of the Monthly Financial Report for January 2008 and the Monthly Summary of Investments for December 2007. **(Diane MacMillan, Director of Finance)**

The Council acknowledged receipt of the January 2008 Monthly Financial Report and the December 2007 Monthly Summary of Investments.

14. AGREEMENT WITH REVENUE AND COST SPECIALISTS – staff report

The Council considered an agreement with Revenue and Cost Specialists, LLC to provide consultation services regarding the current park development impact fee study for an amount not to exceed \$2,500. **(Sharon Atteberry, City Administrator)**

Sharon Atteberry, City Administrator, explained that this consultant would provide some clarification regarding the City's park development impact fees and Feather River Recreation and Park District's (FRRPD) impact fees. Ms. Atteberry explained that Revenue and Cost Specialists, LLC was the consultant that completed the nexus study for the City in 2003 and also completed a nexus study for FRRPD.

Council Member Corkin and Vice Mayor Johansson were opposed to meeting with the consultant to discuss park development impact fees, and felt that any questions could be answered without spending the money.

Mayor Jernigan was in favor of hiring the consultant to answer questions regarding park development impact fees.

Council Member Prouty and Council Member Howard were in favor of the consultant services to answer questions and concerns regarding the park development impact fees.

Council Member Corkin decided that if having the consultant to answer questions would provide clarification regarding park development impact fees then she would agree to hire Revenue and Cost Specialists.

After discussion, a motion was made by Council Member Corkin, seconded by Council Member Howard, to:

Adopt Resolution No. 7098 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT WITH

REVENUE AND COST SPECIALISTS, LLC TO PROVIDE CONSULTATION SERVICES REGARDING PARK DEVELOPMENT IMPACT FEES – (Agreement No. 1808).

The motion was passed by the following vote:

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

MAYOR/ COUNCIL REPORTS

COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS

Sewerage Commission of Oroville Region – SC-OR

Because Council Member Hatley was absent, this item was continued until the next meeting.

Airport Land-Use Commission – ALUC

Eric Teitelman, Director of Community Development and Public Works, reported that ALUC adopted a \$100 fee to pay for advertising to fill the vacancy on the commission.

Butte County Association of Governments – BCAG

Mayor Jernigan reported that the topics of discussion at the BCAG meeting were the fiscal audit, draft regional housing needs for Butte County and the 2008 Regional Transportation Plan.

Oroville Economic Development Corporation – OEDCO

Vice Mayor Johansson reported that the last meeting was the State of the City Address and the presentation of the Samuel J. Norris Award.

Downtown Business Association - DBA

Council Member Howard reported that Kristine Armstrong gave a presentation regarding the television commercials for Oroville Downtown Business Association.

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

Sharon Atteberry, City Administrator, reported that staff has reviewed two proposals for videotaping the Council meetings, and a staff report will be presented at the next City Council meeting.

CORRESPONDENCE - None

HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS - None

CLOSED SESSION

The Council adjourned to Closed Session to discuss the following:

Pursuant to Government Code section 54956.8, the Council met with real property negotiators Sharon L. Atteberry, City Administrator, and Pat Clark, Business Assistance and Housing Development Director, concerning authorization to make available for sale the following City-owned homes: 194 Canyon Highlands, 2950 El Noble Avenue, 1949 Spencer Avenue.

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

ADJOURNMENT

The meeting was adjourned at 8:24 p.m. An adjourned regular meeting of the Oroville City Council will be held on Tuesday, March 18, 2008 at 7:00 p.m.

Sharon L. Atteberry, City Clerk

Steven Jernigan, Mayor