



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Regular Meeting

JANUARY 7, 2014
CLOSED SESSION 5:00 P.M.
OPEN SESSION 6:00 P.M.
AGENDA

CLOSED SESSION (5:00 P.M.)

ROLL CALL

Council Members Andoe, Berry, Bunker, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier

CONVENE TO CLOSED SESSION (ITEMS LISTED ON PAGE NO. 5 AND 6)

RECONVENE TO OPEN SESSION

OPEN SESSION (6:00 P.M.)

PLEDGE OF ALLEGIANCE

PROCLAMATION / PRESENTATION

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS

This is the time the Mayor will invite anyone in the audience wishing to address the Council on a matter that is on the agenda to state your name and the agenda item on which you wish to speak. When that item comes up on the agenda, you will be asked to step to the podium, repeat your name for the record, and make your presentation or ask questions regarding the agenda item. Following your remarks, Council and/or staff may respond to your comments or questions. **Presentations are limited to three minutes per person.** Under Government Code Section 54954.3 the time allotted for presentations may be limited.

CONSENT CALENDAR

1. **APPROVAL OF THE MINUTES OF THE DECEMBER 17, 2013 REGULAR MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached

2. **FACILITY FEE WAIVER REQUEST FROM FEATHER RIVER RECREATION AND PARK DISTRICT AND THE EXCHANGE CLUB OR OROVILLE** – staff report

The Council may consider the appeal of the staff level denial of a facility use fee waiver request for use of the State Theatre for the Annual Winter Talent Show organized by the Feather River Recreation and Park District and the Exchange Club of Oroville. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Approve a 50% fee waiver for use of the State Theatre for the Annual Winter Talent Show organized by the Feather River Recreation and Park District and the Exchange Club of Oroville.**

3. **UPDATE - TABLE MOUNTAIN GOLF CLUB, INC. FEE WAIVER REQUEST FOR CONSTRUCTION OF NEW PATIO COVER AND MONUMENT SIGN AND APPROVAL OF FEE WAIVER REQUEST** – staff report

The Council will receive an update regarding the construction of a new patio cover and installation of a monument sign for the Table Mountain Golf Course and may approve a fee waiver request for the project. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Approve the fee waiver request from Table Mountain Golf Club, Inc. for all City fees associated with the construction of a new patio cover and installation of a monument sign at 1115 Wes Barrett Lane, Oroville.**

4. **SALE OF CITY PROPERTY TO THE OROVILLE MOSQUITO ABATEMENT DISTRICT** – staff report

The Council may consider the sale of approximately 1.20 acres of the northwest portion of the City's Corporation Yard to the Oroville Mosquito Abatement District, for the amount of \$100,000. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Adopt Resolution No. 8167 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE SALE OF 1.20 ACRES OF THE NORTHWEST PORTION OF THE CITY'S CORPORATION YARD TO THE OROVILLE MOSQUITO ABATEMENT DISTRICT, FOR THE AMOUNT OF \$100,000.**

5. **RENAME PROCTOR WAY TO RUSSELL PROCTOR WAY** – staff report

The Council may consider the renaming of Proctor Way to Russell Proctor Way. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Approve the renaming of Proctor Way to Russell Proctor Way.**

6. **AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH WILLDAN ENGINEERING** – staff report

The Council may consider an amendment to the Professional Services Agreement with Willdan Engineering, increasing the original Agreement amount of \$25,000 to \$45,000 for Building Inspection Services through January 31, 2014. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested:

1. **Adopt Resolution No. 8168 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH WILLDAN ENGINEERING, INCREASING THE ORIGINAL AGREEMENT AMOUNT OF \$25,000 TO \$45,000 FOR BUILDING INSPECTION SERVICES THROUGH JANUARY 31, 2014 – (Agreement No. 3044-1).**
2. **Approve Supplemental Appropriation No. 2013/14-0114-33 as indicated in the January 7, 2014 staff report.**

PUBLIC HEARINGS

7. **AMENDMENT TO THE OROVILLE MUNICIPAL CODE REGARDING ALARM SYSTEMS (1ST READING)**
– staff report

The Council will conduct a public hearing and may consider the repeal of Oroville Municipal Code Chapter 3A, sections 3A-1 through 3A-9, and adding a new sections 3A-1 through 3A-14 of Chapter 3A – Alarm Systems. **(Bill La Grone, Director of Public Safety)**

Council Action Requested: **Waive the first reading and introduce by title only, Ordinance No. 1803 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE REPEALING SECTIONS 3A-1 THROUGH 3A-9 OF CHAPTER 3A AND ADDING A NEW SECTION 3A-1 THROUGH 3A-14 OF CHAPTER 3A OF THE CODE OF THE CITY OF OROVILLE MUNICIPAL CODE REGARDING ALARM SYSTEMS ORDINANCE.**

REGULAR BUSINESS

8. **ACQUISITIONS OF RIGHT-OF-WAY** – staff report

The Council may consider authorization to proceed with right-of-way acquisitions for the Table Mountain Boulevard Roundabout Project located at the intersections of Nelson Avenue and Cherokee Road. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested: **Adopt Resolution No. 8169 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN APPROVAL TO ACQUIRE AND ANY OTHER REQUIRED AGREEMENTS OF PROJECT DOCUMENTS RELATING TO THE ACQUISITION OF REAL PROPERTY FOR THE TABLE MOUNTAIN BOULEVARD ROUNDABOUT PROJECT.**

9. **EAGLE SCOUT PROJECT: INSTALLATION OF FLAG POLE AND BENCH AT THE LOTT HOME IN SANK PARK** – staff report

The Council may consider a community service project of installing a flag pole and bench at the Lott Home in Sank Park by Michael Wilde in order for him to earn the rank of Eagle Scout. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Adopt Resolution No. 8170 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE COMMUNITY SERVICE PROJECT OF INSTALLING A FLAG POLE AND BENCH AT THE LOTT HOME IN SANK PARK BY LIFE SCOUT MICHAEL WILDE.**

10. **AIRPORT NORTH APRON REHABILITATION PROJECT CLOSE-OUT** – staff report

The Council will receive a PowerPoint presentation regarding the recently completed Airport North Apron Rehabilitation Project and may consider authorizing staff to close-out the Project. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested:

1. **Authorize the Finance Department to make a final payment, in the amount of \$56,356, to Knife River Construction relating to the Airport North Apron Rehabilitation Project.**
2. **Authorize staff to issue a Notice of Completion to Knife River Construction relating to the Airport North Apron Rehabilitation Project.**

11. ORO DAM BOULEVARD AND ORANGE AVENUE SIGNALIZATION PROJECT – staff report

The Council will receive a PowerPoint presentation regarding the status of the Oro Dam Boulevard and Orange Avenue Signalization Project, which will include a recommended choice for the traffic signals arrangement option. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested: **Authorize the completion of the final design and plans and specifications for the selected option recommended by staff, or an alternate selected by Council, as indicated in the January 7, 2014 staff report.**

12. PROCESSING ANY PROPOSED GENERAL PLAN AMENDMENT AND/OR REZONE APPLICATIONS BETWEEN JANUARY 7, 2014 AND MARCH 31, 2015 – staff report

The Council may consider providing direction to staff on how to process any General Plan Amendments and/or Rezone Applications between January 7, 2014 and March 31, 2015. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Adopt Resolution No. 8171 – A RESOLUTION OF THE OROVILLE CITY COUNCIL DIRECTING STAFF TO BRING ANY PROPOSED GENERAL PLAN AMENDMENT AND/OR REZONE APPLICATION FILED BETWEEN JANUARY 7, 2014 AND MARCH 31, 2015 TO THE COUNCIL FOR CONSIDERATION AND DIRECTION.**

13. AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE POLICE OFFICERS' ASSOCIATION – NON-SWORN UNIT – staff report

The Council may consider approving an Amended and Restated Memorandum of Understanding between the City of Oroville and the Oroville Police Officers' Association – Non-Sworn Unit (OPOA - NSU). **(Randy Murphy, City Administrator)**

Council Action Requested: **Adopt Resolution No. 8172 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE POLICE OFFICERS' ASSOCIATION NON-SWORN UNIT – (Agreement No. 1448-7).**

14. AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE POLICE OFFICERS' ASSOCIATION – SWORN UNIT – staff report

The Council may consider approving an Amended and Restated Memorandum of Understanding between the City of Oroville and the Oroville Police Officers' Association --Sworn Unit (OPOA - SU). (**Randy Murphy, City Administrator**)

Council Action Requested: **Adopt Resolution No. 8173 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE POLICE OFFICERS' ASSOCIATION - SWORN UNIT – (Agreement No. 1447-9).**

SUCCESSOR AGENCY - None

MAYOR/ COUNCIL REPORTS

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

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

- Online – Oroville City Municipal Code

CORRESPONDENCE

- Comcast, received December 13, 2013
- Butte County Mosquito and Vector Control District, received December 17, 2013
- Department of Alcoholic Beverage Control, received December 18, 2013

HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS

This is the time the Mayor will invite anyone in the audience wishing to address the Council on a matter not listed on the agenda to step to the podium, state your name for the record and make your presentation. **Presentations are limited to 3 minutes.** Under Government Code Section 54954.2, The Council is prohibited from taking action except for a brief response by the Council or staff to a statement or question relating to a non-agenda item.

CLOSED SESSION

The Council will hold a Closed Session on the following:

1. Pursuant to Government Code section 54957.6, the Council will meet with Labor Negotiators and City Attorney to discuss labor negotiations for the Oroville Police Officers' Association – Sworn and Non-Sworn.
2. Pursuant to Government Code section 54957.6, the Council will meet with Labor Negotiators and City Attorney to discuss labor negotiations for the Oroville Fire Fighters' Association.
3. Pursuant to Government Code section 54956.9(a), the Council will meet with the City Administrator and City Attorney relating to existing litigation: City of Oroville v. Department of Finance, et al., Sacramento County Superior Court, Case No. 34-2013-80001543.

4. Pursuant to Government Code Section 54957(b), the Council will meet with the City Administrator and City Attorney to consider the evaluation of performance related to the following position: Director of Business Assistance and Housing Development.
5. Pursuant to Government Code Section 54957(b), the Council will meet with the City Administrator and City Attorney to consider the evaluation of performance related to the following position: Director of Finance.
6. Pursuant to Government Code Section 54957(b), the Council will meet with the City Administrator and City Attorney to consider the evaluation of performance related to the following position: City Administrator.

ADJOURNMENT

The meeting will be adjourned. The next meeting of the Oroville City Council will be held on Tuesday, January 14, 2014 at 5:30 p.m.

Accommodating Those Individuals with Special Needs – In compliance with the Americans with Disabilities Act, the City of Oroville encourages those with disabilities to participate fully in the public meeting process. If you have a special need in order to allow you to attend or participate in our public meetings, please contact the City Clerk at (530) 538-2535, well in advance of the regular meeting you wish to attend, so that we may make every reasonable effort to accommodate you. Documents distributed for public session items, less than 72 hours prior to meeting, are available for public inspection at City Hall, 1735 Montgomery Street, Oroville, California.