



## **OROVILLE CITY COUNCIL**

Council Chambers  
1735 Montgomery Street  
Regular Meeting

**MARCH 18, 2014**  
**CLOSED SESSION 5:00 P.M.**  
**OPEN SESSION 6:00 P.M.**  
**AMENDED AGENDA**

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### **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 FEBRUARY 26, 2014 SPECIAL MEETING AND THE MARCH 4,**

**2014 REGULAR MEETING OF THE OROVILLE CITY COUNCIL – minutes attached**

**2. AMENDMENT TO THE CITY OF OROVILLE'S PERSONNEL RULES AND REGULATIONS TO INCORPORATE A VIRTUAL PRIVATE NETWORK POLICY – staff report**

The Council may consider an amendment to the City of Oroville's Personnel Rules and Regulations relating to a Virtual Private Network Policy. **(Randy Murphy, City Administrator and Liz Ehrenstrom, Human Resource Analyst II)**

Council Action Requested: **Adopt Resolution No. 8192 – A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING THE AMENDMENT TO THE CITY OF OROVILLE'S PERSONNEL RULES AND REGULATIONS RELATING TO A VIRTUAL PRIVATE NETWORK POLICY.**

**3. PAYMENT PLAN FOR A MOBILE FOOD VENDOR PERMIT – staff report**

The Council may consider approving a payment plan as requested by Brad Mckeehan for the issuance of a mobile food vendor permit. **(Donald Rust, Director of Community Development, Luis Topete, Associate Planner)**

Council Action Requested: **Adopt Resolution No. 8196 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING BRAD MCKEEHAN TO PAY A CITY MOBILE FOOD VENDOR PERMIT IN INSTALLMENT PAYMENTS OVER A SIX MONTH TIME PERIOD AS SPECIFIED IN THIS RESOLUTION.**

**4. SUPPLEMENTAL BENEFITS FUND FUNDING AGREEMENT WITH UPSTATE COMMUNITY ENHANCEMENT FOUNDATION – staff report**

The Council, serving as the Supplemental Benefits Fund Administrator, may consider a Funding Agreement, in the amount of \$60,000, with Upstate Community Enhancement Foundation for Event Coordinator Services for 2014 and 2015. **(Randy Murphy, City Administrator and Bob Marciniak, SBF Program Specialist)**

Council Action Requested:

**1. Adopt Resolution No. 8194 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A FUNDING AGREEMENT BETWEEN THE CITY OF OROVILLE, AS FUND ADMINISTRATOR OF THE SUPPLEMENTAL BENEFITS FUND, AND UPSTATE COMMUNITY ENHANCEMENT FOUNDATION, IN THE AMOUNT OF \$60,000, FOR SERVICES RELATED TO AN EVENT COORDINATOR – (Agreement No. 3059).**

**2. Approve Supplemental Appropriation No. 2013/14-0314-45 as indicated in the March 18, 2014 staff report.**

**5. SUPPLEMENTAL BENEFITS FUND FUNDING AGREEMENT WITH MELTON DESIGN GROUP – staff report**

The Council, serving as the Supplemental Benefits Fund Administrator, may consider a Funding Agreement, in an amount not to exceed \$20,000, with Melton Design Group for Landscape Architectural Design Concept Services related to the envisioned Oroville Aquatic Center. **(Randy Murphy, City Administrator and Bob Marciniak, SBF Program Specialist)**

Council Action Requested:

**1. Adopt Resolution No. 8195 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A FUNDING AGREEMENT**

**BETWEEN THE CITY OF OROVILLE, AS FUND ADMINISTRATOR OF THE SUPPLEMENTAL BENEFITS FUND, AND MELTON DESIGN FROUP, IN AN AMOUNT NOT TO EXCEED \$20,000, FOR LANDSCAPE ARCHITECTURAL DESIGN CONCEPT SERVICES RELATED TO THE ENVISIONED OROVILLE AQUATIC CENTER – (Agreement No. 3060).**

2. **Approve Supplemental Appropriation No. 2013/14-0314-44 as indicated in the March 18, 2014 staff report.**

**PUBLIC HEARINGS** -None

**REGULAR BUSINESS**

6. **COST RECOVERY FOR EMERGENCY MEDICAL RESPONSE – staff report**

The Council may consider providing direction to staff regarding the study and potential implementation of cost recovery fees for responses to emergency medical incidents. **(Bill LaGrone, Director of Public Safety)**

Council Action Requested:

1. **Direct staff to determine the best method to conduct a Cost Recovery Fee Study.**
2. **Direct staff to determine the best method for third party billing and collection of Cost Recovery Fees.**
3. **Direct staff to return to Council with information regarding a Cost Recovery Fee Study for further consideration.**

7. **FEATHER RIVER RECREATION AND PARK DISTRICT (FRRPD) AGREEMENTS – staff report**

The Council may receive an update on the various agreements that exist between the Feather River Recreation and Park District (FRRPD) and the City of Oroville. **(Donald Rust, Director of Community Development, Luis Topete, Associate Planner)**

Council Action Requested: **For informational purposes only.**

8. **PERMIT FEE REFUND POLICY – staff report**

The Council may consider directing City staff to draft a refund policy for City permitting processes. **(Donald Rust, Director of Community Development, Luis Topete, Associate Planner)**

Council Action Requested: **Direct staff to prepare a refund policy for City permit fees.**

9. **POTENTIAL ISLAND ANNEXATIONS – staff report**

The Council may consider reviewing potential islands at the fringes of the City limits and direct staff on which islands, if any, the Council would like to pursue for annexation. **(Donald Rust, Director of Community Development, Luis Topete, Associate Planner)**

Council Action Requested: **Direct staff on which islands, if any, the Council would like to pursue for annexation. Staff shall work closely with LAFCO and bring back an update on feasibility, application requirements and fiscal impacts before the submittal of any applications.**

10. **OROVILLE OPHIR LIONS CLUB USE OF THE CENTENNIAL CULTURAL CENTER – staff report**

The Council may consider the Oroville Ophir Lions Club request to use the City's Centennial Cultural Center (CCC) as specified in this report. **(Donald Rust, Director of Community Development, Luis Topete, Associate Planner)**

Council Action Requested: **The City will forgo collecting \$1.00 per person for use of the CCC building for the Lions Club bi-monthly meetings.**

**11. TEMPORARY TRAFFIC CONTROL POLICY – staff report**

The Council may consider the approval of a Temporary Traffic Control (TTC) Policy for public works operations that occur in the public right of way. **(Donald Rust, Director of Community Development, Rick Walls, Interim City Engineer)**

Council Action Requested: **Adopt the Temporary Traffic Control (TTC) Policy**

**12. 1880 BIRD STREET SIDEWALKS CONSTRUCTION REIMBURSEMENT – staff report**

The Council will consider a reimbursement in the amount of \$750, to Better Builders Construction (BBC), for the removal and replacement of approximately 125 square feet of sidewalk adjacent to 1880 Bird Street. **(Donald Rust, Director of Community Development, Rick Walls, Interim City Engineer)**

Council Action Requested: **Authorize the reimbursement of approximately \$750 to Better Builders Construction, for the material costs associated with the removal and replacement of sidewalk adjacent to 1880 Bird Street, Oroville. Reimbursement will be based on actual cost which may be slightly more or less than \$750.**

**13. ACQUISITIONS OF RIGHT OF WAY – staff report**

The Council may consider the approval of a counteroffer received from Greyhawk Investors for the purchase of right-of-way (ROW) for the Table Mountain Boulevard Roundabout Project (Project). **(Donald Rust, Director of Community Development, Rick Walls, Interim City Engineer)**

Council Action Requested: **Adopt Resolution No. 8197 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING BENDER ROSENTHAL TO REVISE THE PURCHASE CONTRACT WITH GREYHAWK INVESTORS TO REFLECT A PURCHASE PRICE OF \$15,000 FOR THE 0.06 ACRE PROPERTY ON THE NORTHWEST CORNER OF TABLE MOUNTAIN BOULEVARD AND NELSON AVENUE.**

**14. AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH WILLDAN ENGINEERING TO PROVIDE FINAL PAYMENT – staff report**

The Council may consider an amendment to the Professional Services Agreement with Willdan Engineering, increasing the amended agreement amount of \$45,000 to \$57,785.50 for Plan Review and Building inspection Services through February 14, 2014. **(Randy Murphy, City Administrator, Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8198 – Adopt Resolution No. 8198 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH WILLDAN ENGINEERING, INCREASING THE AMENDED AGREEMENT AMOUNT OF \$45,000 TO \$57,785.80 FOR PLAN REVIEW AND BUILDING INSPECTION SERVICES THROUGH FEBRUARY, 2014 - (Agreement No. 3044-2).**

**15. SELECTION OF THE 2014 SAMUEL J. NORRIS AWARD FOR EXCELLENCE RECIPIENT – staff report**

The Council may consider the selection of a recipient for the 2014 Samuel J. Norris Award for Excellence. **(Randy Murphy, City Administrator) (Continued from March 4, 2014)**

Council Action Requested: **Select a recipient for the 2014 Samuel J. Norris Award for Excellence, to be presented at the Oroville Economic Development Corporation's Annual Awards Dinner on March 27, 2014, at the Southside Community Center.**

**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**

- Police & Fire Department – activity report

## **CORRESPONDENCE**

- Marci Reaven, Vice President, History Exhibits New York Historical Society, dated March 10, 2014
- League of California Cities, dated March 6, 2014

## **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 Fire Fighters' Association.
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 City Employee's Association.
3. Pursuant to Government Code section 54957.6, the Council will meet with Labor Negotiators and City Attorney to discuss labor negotiations for the Oroville City Confidential Association.
4. Pursuant to Government Code section 54957.6, the Council will meet with Labor Negotiators and City Attorney to discuss labor negotiations for the Oroville Mid Manager's Association.
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 54956.9(b), the Council will meet with the City Administrator and the City Attorney regarding potential litigation – two cases.
7. Pursuant to Government Code Section 54957(b), the Council will meet with Labor Negotiators and City Attorney to consider employment related to the following position: Assistant Chief of Police.

## **ADJOURNMENT**

The meeting will be adjourned. The next regular meeting of the Oroville City Council will be held on Tuesday, April 1, 2014 at 5:00 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.