



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Regular Meeting

JUNE 17, 2014
CLOSED SESSION 5:00 P.M.
OPEN SESSION 6:00 P.M.
AGENDA

Oroville - California's best opportunity for a safe and diverse quality of life.

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)

RECONVENE TO OPEN SESSION

OPEN SESSION (6:00 P.M.)

PLEDGE OF ALLEGIANCE

PROCLAMATION / PRESENTATION

A Proclamation recognizing *June 22 – 28, 2014* as *Amateur Radio Week*.

A Proclamation recognizing *St. Thomas the Apostle Parish School and students* for achieving their goals in the *2013-2014 'Accelerated Reader Program'*.

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 JUNE 3, 2014 REGULAR MEETINGS OF THE OROVILLE CITY COUNCIL** – minutes attached

2. **2014 CALHOME GRANT PROGRAM APPLICATION** – staff report

The Council may consider the submission of a grant application to the State Department of Housing and Community Development for CalHome Program funds. **(Pat Clark, Director of Business Assistance and Housing Development)**

Council Action Requested: **Adopt Resolution No. 8220 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE CALIFORNIA STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE CALHOME PROGRAM; THE EXECUTION OF A STANDARD AGREEMENT IF SELECTED FOR SUCH FUNDING, ANY AMENDMENTS THERETO, AND ANY RELATED DOCUMENTS NECESSARY TO PARTICIPATE IN THE CALHOME PROGRAM.**

3. **REGULATIONS FOR DISTRIBUTIVE ANTENNA SYSTEMS** – staff report

The Council may consider amendments to Section 26-04.020 of the Oroville Municipal Code and adding Section 26-16.175 for the purpose of specifying the City's regulations for Distributed Antenna Systems as an alternative telecommunications technology within the City of Oroville. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Waive the second reading and adopt by title only, Ordinance No. 1805 – AN ORDINANCE OF THE OROVILLE CITY COUNCIL AMENDING CHAPTER 26 OF THE OROVILLE MUNICIPAL CODE FOR THE PURPOSE OF SPECIFYING CITY REGULATIONS REGARDING DISTRIBUTIVE ANTENNA SYSTEMS IN THE CITY RIGHT OF WAY.**

4. **ACCEPTANCE OF DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL GRANT ASSISTANCE PROGRAM FUNDING** – staff report

The Council may consider accepting the Department of Alcoholic Beverage Control Grant Assistance Program funding, in the amount of \$32,045, to fund overtime activities to address alcohol related crimes and ensure compliance with the ABC Act. **(Bill LaGrone, Director of Public Safety)**

Council Action Requested: **Adopt Resolution No. 8221 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE ATTACHED CONTRACT, INCLUDING ANY EXTENSIONS OR AMENDMENTS THEREOF AND ANY SUBSEQUENT CONTRACT WITH THE STATE IN RELATION THERETO.**

5. **NEWSLETTER CONGRATULATING THE OROVILLE CITY COUNCIL FOR ITS CLASSIFICATION OF E-CIGARETTES AS A TOBACCO PRODUCT** – staff report

The Council will receive and update on a newsletter released by the Butte County Public Health Department which congratulates the Oroville City Council in protecting the health of our youth by redefining electronic cigarettes as tobacco products in the recently adopted Tobacco Retail Policy. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **None.**

6. **PROPOSED ARTWORK ONTO A PACIFIC GAS AND ELECTRIC COMPANY CABINET** – staff report

The Council will receive a report regarding a proposed art project to paint a Pacific Gas & Electric Company cabinet at the north end of Grand Avenue, just east of Wildflower Terrace. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Approve the placement of the proposed artwork onto a Pacific Gas & Electric Company cabinet at the north end of Grand Avenue, just east of Wildflower Terrace.**

7. **AMENDMENT TO THE COMMERCIAL LEASE AGREEMENT WITH BOB THOMASTON DBA: LA PETITE GALLERIE – 1461 AND 165 MYERS STREET** – staff report

The Council may consider an amendment to the Commercial Lease Agreement with Bob Thomaston dba: La Petite Gallerie, located at 1461 and 1465 Myers Street, Oroville. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8222 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE COMMERCIAL LEASE AGREEMENT WITH BOB THOMASTON DBA: LA PETITE GALLERIE, FOR OFFICE SPACE LOCATED AT 1461 MYERS STREET, SUITE 2 AND 1465 MYERS STREET, SUITE 3, OROVILLE – (Agreement No. 3017-2).**

8. **STANDARD INTERAGENCY AGREEMENT FOR WITH REGIONAL GOVERNMENT SERVICES FOR RECRUITMENT OF FINANCE DIRECTOR** – staff report

The Council may consider a Standard Interagency Agreement (Agreement) with Regional Government Services (RGS), in an amount not-to-exceed \$15,000, for services and related expenses associated with the recruitment for a new Finance Director. **(Randy Murphy, City Administrator)**

Council Action Requested: **Adopt Resolution No. 8223 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO EXECUTE A STANDARD INTERAGENCY AGREEMENT WITH REGIONAL GOVERNMENT SERVICES, IN AN AMOUNT NOT TO EXCEED \$15,000, FOR RECRUITMENT SERVICES AND RELATED EXPENSES – (Agreement No. 3068).**

9. **ACCEPTANCE AND APPROPRIATION OF INDIAN GAMING GRANT FUNDS FOR THE OROVILLE PUBLIC SAFETY DEPARTMENT** – staff report

The Council may consider the acceptance and appropriation of Indian Gaming Local Community Benefit Committee funds in the amount of \$97,130 for the Oroville Public Safety Department. **(Bill LaGrone, Director of Public Safety)**

Council Action Requested:

1. **Accept the Indian Gaming Local Community Benefit Committee grant funds in the amount of \$97,130 for the Oroville Public Safety Department.**
2. **Direct staff to reflect the Indian Gaming Local Community Benefit Committee grant funds, in the amount of \$97,130, to the fiscal year 2015 budget as proposed for adoption at the July 1, 2014 regular City Council meeting.**

PUBLIC HEARINGS – None

REGULAR BUSINESS

10. REINSTATEMENT OF THE PROGRAM ANALYST I POSITION AND MODIFICATION TO THE JOB DESCRIPTION AND SALARY INCREASE FOR MANAGEMENT ANALYST III POSITION – staff report

The Council may consider the reinstatement of the Program Analyst I position and increasing the salary range and a new job description for the Management Analyst III position. **(Pat Clark, Director of Business Assistance and Housing Development) (Continued from June 3, 2014)**

Council Action Requested:

- 1. Approve the Reinstatement of the Program Analyst I position and approve time this individual spent in Step F count in the current classification as time served towards the next step increase (Longevity Step G) in the new classification.**
- 2. Approve the salary increase and new job description for the Management Analyst III position and approve time this individual spent in Step G classification as time served towards the next step increase (Longevity Step G) in the new classification.**
- 3. Direct staff to reflect these changes in the 2014/15 budget as proposed for adoption July 1, 2014.**

11. APPROVAL OF ATTENDANCE TO THE 2014 U.S. CONFERENCE OF MAYORS – staff report

The Council may consider a request by Mayor Dahlmeier to attend the 2014 U.S. Conference of Mayors in Dallas, Texas. **(Randy Murphy, City Administrator)**

Council Action Requested:

- 1. Approve the request by Mayor Dahlmeier to attend the 2014 U.S. Conference of Mayors in Dallas, Texas.**
- 2. Direct staff to submit any necessary budget adjustments as part of the final budget review of fiscal year 2014.**

12. NEGOTIATION OF A LEASE AGREEMENT FOR THE OPERATION, MAINTENANCE AND MANAGEMENT OF THE OROVILLE STATE THEATRE – staff report

The Council will receive a report and provide direction to staff regarding the negotiations with State Theatre Arts Guild, Inc. (STAGE) to take over the operation, maintenance and management of the Oroville State Theatre. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Direct staff to negotiate the final agreement with STAGE for the operation, maintenance and management of the Oroville State Theatre.**

13. MONTHLY SUMMARY OF INVESTMENTS AND MONTHLY FINANCIAL REPORTS FOR MAY 2014 – reports attached

The Council will receive a copy of the Monthly Summary of Investments and the Monthly Financial Reports for May 2014. **(Randy Murphy, City Administrator)**

Council Action Requested: **Acknowledge receipt of the May 2014 Monthly Summary of Investments and Monthly Financial Reports.**

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

- Department of Public Safety – activity report

CORRESPONDENCE

- Comcast, received June 2, 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 following represented groups: Oroville City Employee's Association, Oroville Fire Fighter's Association, Oroville City Confidential Association and Oroville Mid-Manager's Association.
2. Pursuant to Government Code Section 54957(b), the Council will meet with the City Administrator and City Attorney to consider the appointment, employment, evaluation of performance, discipline, and/or dismissal of a public employee related to the following position: Assistant Fire Chief.
3. Pursuant to Government Code Section 54957(b), the Council will meet with Labor Negotiators, City Attorney and Director of Public Safety to consider the appointment, employment, evaluation of performance, discipline, and/or dismissal of a public employee related to the following position: Assistant Chief of Police.
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 of a public employee related to the following position: City Administrator.
5. Pursuant to Government Code section 54956.9(b), the Council will meet with the City Administrator and the City Attorney regarding potential litigation – one case.

ADJOURNMENT

The meeting will be adjourned. The next regular meeting of the Oroville City Council will be held on Tuesday, July 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.