



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Regular Meeting

JULY 1, 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. 6)

RECONVENE TO OPEN SESSION

OPEN SESSION (6:00 P.M.)

PLEDGE OF ALLEGIANCE

PROCLAMATION / PRESENTATION

A Presentation by the *Oroville Downtown Business Association* in appreciation of *City of Oroville employees*.

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 17, 2014 REGULAR MEETING AND JUNE 24, 2014 SPECIAL MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached

2. **APPLICATION TO PLACE THE LOTT HOME ON THE NATIONAL REGISTER OF HISTORIC PLACES** – staff report

The Council may consider directing the staff to work with the Friends of the Parks to process the required paperwork to place the Lott Home on the National Register of Historic Places. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Provide direction, as necessary.**

3. **SETTING FORTH A CHARGE OF \$277 FOR CANDIDATE'S STATEMENT** – staff report

The Council may consider setting forth a \$277 deposit to be levied against each candidate wishing to include a candidate's statement in the 2014 General Municipal Election pamphlet. **(Randy Murphy, City Administrator)**

Council Action Requested: **Adopt Resolution No. 8226 – A RESOLUTION OF THE OROVILLE CITY COUNCIL DETERMINING THAT A CHARGE OF \$277 IS LEVIED AGAINST EACH CANDIDATE FOR THE CANDIDATE'S STATEMENT SENT TO THE VOTERS FOR THE CITY OF OROVILLE'S GENERAL MUNICIPAL ELECTION TO BE HELD NOVEMBER 4, 2014.**

4. **MODIFICATIONS TO THE LEASE TO PURCHASE PROGRAM** – staff report

The Council may consider modifications to the Lease to Purchase Program guidelines. **(Pat Clark, Director of Business Assistance and Housing Development)**

Council Action Requested: **Authorize the modifications to the Lease to Purchase Program guidelines.**

5. **MODIFICATIONS TO THE AUTHORIZED SIGNATURES FOR VARIOUS HOUSING AND ECONOMIC DEVELOPMENT GRANTS** – staff report

The Council may consider modifications to the authorized signatures for various housing and economic development housing grants. **(Pat Clark, Director of Business Assistance and Housing Development)**

Council Action Requested: **Adopt Resolution No. 8227 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING MODIFICATIONS TO THE AUTHORIZED SIGNATURES FOR VARIOUS HOUSING AND ECONOMIC DEVELOPMENT GRANTS.**

6. **SERVICE AGREEMENT WITH ARAMARK FOR UNIFORM CLEANING SERVICES** – staff report

The Council may consider a three (3) year Service Agreement with Aramark for uniform cleaning services. **(Donald Rust, Director of Community Development)**

Council Action Requested:

1. **Approve the three (3) year Service Agreement with Aramark for uniform cleaning services.**
2. **Authorize staff to continue using Ameripride for uniform cleaning services until August 1, 2014, or until the services begin with Aramark.**

7. ACCEPTANCE OF A UNITED STATES ENVIRONMENTAL PROTECTION AGENCY COMMUNITY-WIDE BROWNFIELD ASSESSMENT GRANT RELATING TO PROPERTIES WITHIN THE INDUSTRIAL AREA (IU2) PROJECT AREA– staff report

The Council may consider the acceptance of a \$400,000 United States Environmental Protection Agency Grant to conduct a community-wide brownfield assessment of properties within the Industrial Area (IU2) project area. **(Donald Rust, Director of Community Development)**

Council Action Requested:

- 1. Adopt Resolution No. 8228 - A RESOLUTION OF THE OROVILLE CITY COUNCIL ACCEPTING \$400,000 FROM THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY'S FOR A COMMUNITY-WIDE BROWNFIELD ASSESSMENT GRANT PROGRAM AND AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE ALL DOCUMENTS RELATING TO THE GRANT.**
- 2. Direct staff to reflect the necessary appropriations in the City's final budget for Fiscal Year 2014/2015 on August 12, 2014.**

8. ACCEPTANCE OF A UNITED STATES ENVIRONMENTAL PROTECTION AGENCY SITE-SPECIFIC BROWNFIELD ASSESSMENT GRANT – staff report

The Council may consider the acceptance of a \$350,000 United States Environmental Protection Agency Grant to conduct a site-specific brownfield assessment of a 39-acre property located at the intersection of Oro Dam Boulevard (east) and Veatch Street (APN 035-270-016). **(Donald Rust, Director of Community Development)**

Council Action Requested:

- 1. Adopt Resolution No. 8229 - A RESOLUTION OF THE OROVILLE CITY COUNCIL ACCEPTING \$350,000 FROM THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY'S 2014 SITE-SPECIFIC BROWNFIELD ASSESSMENT GRANT PROGRAM AND AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE ALL DOCUMENTS RELATING TO THE GRANT.**
- 2. Direct staff to reflect the necessary appropriations in the City's final budget for Fiscal Year 2014/2015 on August 12, 2014.**

PUBLIC HEARINGS

9. ZONING CODE AMENDMENT - DIGITAL DISPLAY SIGNS – staff report

The Council will conduct a public hearing to consider amending the City's Municipal Code Sections 26-04.020, 26-19.030 and 26-19.045 regarding digital display signs. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Waive the first reading and introduce by title only, Ordinance No. 1806 – AN ORDINANCE OF THE OROVILLE CITY COUNCIL AMENDING THE OROVILLE MUNICIPAL CODE SECTIONS 26-04.020, 26-19.030 AND 26-19.045 REGARDING DIGITAL DISPLAY SIGNS.**

REGULAR BUSINESS

10. **LIMA SHAY LOCOMOTIVE WITHIN HEWITT PARK** – staff report

The Council may consider the potential sale of the Lima Shay Locomotive currently located in Hewitt Park. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Direct staff as necessary.**

11. **AMENDMENT TO LEGAL AGREEMENT WITH COTA COLE, LLP** –staff report

The Council may consider an amendment to the Legal Services Agreement with Cota Cole, LLP, for City Attorney Services. **(Randy Murphy, City Administrator)**

Council Action Requested: **Adopt Resolution No. 8230 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE LEGAL SERVICES AGREEMENT WITH COTA COLE, LLP, FOR CITY ATTORNEY SERVICES – (Agreement No. 2004-3).**

12. **COLLABORATION BETWEEN FEATHER RIVER RECREATION AND PARK DISTRICT AND THE CITY OF OROVILLE FOR SHARING RESOURCES** – staff report

The Council will receive information and may provide comments on the collaboration between Feather River Recreation and Park District and the City for the use of the Municipal Auditorium for their sports programs, the return of Bedrock Park to the City, and the funding of a Reserve Police Officer. **(Randy Murphy, City Administrator)**

Council Action Requested:

1. **Authorize staff to complete the negotiations with Feather River Recreation and Park District and execute any necessary agreements relating to the sharing of resources, as detailed in the July 1, 2014 staff report; or**
2. **Do not authorize any changes to the Maintenance Agreement for Bedrock Park and authorize a 50% fee waiver for Feather River Recreation and Park District use of the Municipal Auditorium, or**
3. **Provide other direction to staff, including revisions to City's final budget for Fiscal Year 2014/2015 on August 12, 2014.**

13. **DISCUSSION OF GAS TAX REVENUES FOR THE CITY** – staff report

The Council will receive a report on how gas taxes are distributed to the City. **(Randy Murphy, City Administrator)**

Council Action Requested: **Direct staff as necessary.**

14. **EMPLOYMENT AGREEMENT FOR ASSISTANT CHIEF OF POLICE** – staff report

The Council may consider an Employment Agreement between the City of Oroville and Allen W. Byers for the position of Assistant Chief of Police. **(Randy Murphy, City Administrator)**

Council Action Requested:

1. **Adopt Resolution No. 8231 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND ALLEN W. BYERS FOR THE POSITION OF**

ASSISTANT CHIEF OF POLICE – (Agreement No. 3073).

2. **Authorize staff to perform the necessary personnel and budgetary actions in order to activate and fund the position of Assistant Chief of Police.**

15. EMPLOYMENT AGREEMENT FOR DEPUTY FIRE CHIEF/FIRE MARSHAL – staff report

The Council may consider an Employment Agreement between the City of Oroville and Dean J. Hill, Jr. for the position of Deputy Fire Chief/Fire Marshal. **(Randy Murphy, City Administrator)**

Council Action Requested:

1. **Adopt Resolution No. 8232 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND DEAN J. HILL, SR. FOR THE POSITION OF DEPUTY FIRE CHIEF/FIRE MARSHALL – (Agreement No. 3074).**
2. **Authorize staff to perform the necessary personnel and budgetary actions in order to activate and fund the position of Deputy Fire Chief/Fire Marshall.**

16. CITY'S FINAL OFFER TO THE OROVILLE FIREFIGHTERS' ASSOCIATION REGARDING STAFFING STRUCTURE – staff report

The Council may consider imposing the City's final offer to the Oroville Firefighters' Association regarding the staffing structure at the Oroville Fire Department. **(Randy Murphy, City Administrator)**

Council Action Requested: **Impose the Fire Department staffing structure and order its implementation July 2, 2014, or as soon as practicable thereafter, but not later than the onset of the next 24 day cycle.**

17. ADOPTION OF FISCAL YEAR 2015 BUDGET – staff report

The Council may consider the adoption of the preliminary budget, as revised, to be the Fiscal year 2015 working budget. **(Randy Murphy, City Administrator and Glenn Lazof, Interim Director of Finance)**

Council Action Requested:

1. **Direct staff regarding revisions to the Preliminary Budget prior to adoption.**
2. **Adopt the revised budget for Fiscal Year 2015.**

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

CORRESPONDENCE

- Pacific Gas & Electric Company, received June 16, 2014
- Butte County Fair, received June 23, 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 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: Director of Finance.
5. 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

ADJOURNMENT

The meeting will be adjourned. The next regular meeting of the Oroville City Council will be held on Tuesday, July 15, 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.