

**CITY COUNCIL MEETING MINUTES
JUNE 17, 2014 – 5:00 P.M.**

The agenda for the June 17, 2014 regular meeting of the Oroville City Council was posted on the bulletin board at the front of City Hall and on the City of Oroville's website located at www.cityoforoville.org on Friday, June 13, 2014, at 2:32 p.m.

The June 17, 2014 regular meeting of the Oroville City Council was called to order by Mayor Dahlmeier at 5:03 p.m.

ROLL CALL

Present: Council Members Andoe, Berry, Bunker, Pittman, Simpson, Vice Mayor Wilcox,
Mayor Dahlmeier
Absent: None

Staff Present:

Randy Murphy, City Administrator	Scott Huber, City Attorney
Bill La Grone, Director of Public Safety	Karolyn Fairbanks, City Treasurer
Donald Rust, Director of Planning & Development Services	Jamie Hayes, Deputy City Clerk
Luis Topete, Associate Planner	Glenn Lazof, Interim Director of Finance

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Dahlmeier and student representatives from St. Thomas the Apostle Parish School.

PROCLAMATION / PRESENTATION

Mayor Dahlmeier and Council Member Pittman presented student representatives from St. Thomas the Apostle Parish School with a Proclamation recognizing St. Thomas the Apostle Parish School and students for achieving their goals in the 2013-2014 'Accelerated Reader Program'.

Mayor Dahlmeier presented Gary Clark, President of the Oroville Amateur Radio Society, with a Proclamation recognizing June 22 – 28, 2014 as Amateur Radio Week.

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS

Jim Moll – Item No. 12

CONSENT CALENDAR

A motion was made by Council Member Pittman seconded by Council Member Bunker, to approve the following 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 considered 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 considered 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 considered 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 received 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 received 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 considered 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 considered 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 considered 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.**

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

Ayes: Council Members Andoe, Berry, Bunker, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

PUBLIC HEARING -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 considered 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)**

Following discussion, a motion was made by Council Member Andoe, seconded by Council Member Simpson, to:

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.**

The motion was passed by the following vote:

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

Noes: None
Abstain: None
Absent: None

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

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

Following discussion, a motion was made by Council Member Bunker, seconded by Vice Mayor Wilcox, to:

- 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.**

The motion was passed by the following vote:

Ayes: Council Members Andoe, Berry, Bunker, Pittman, Vice Mayor Wilcox, Mayor Dahlmeier
Noes: Council Member Simpson
Abstain: None
Absent: None

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

The Council received 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)**

Jim Moll, STAGE President, thanked the Council for their consideration of allowing STAGE to take over the operation, maintenance and management of the Oroville State Theatre.

Following discussion, a motion was made by Vice Mayor Wilcox, seconded by Council Member Bunker, to:

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

The motion was passed by the following vote:

Ayes: Council Members Andoe, Berry, Bunker, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

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

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

The Council acknowledged receipt of the May 2014 Monthly Summary of Investments and Monthly Financial Reports.

MAYOR/ COUNCIL REPORTS

Council Member Pittman reported his attendance to the Butte County Continuum of Care Council meeting, as well as a Butte County Indian Gaming meeting.

Council Member Pittman also reported a meeting between himself and Senator Neilson's representatives in regards to the release of California State Park funding, earmarked for the Oroville Clay Pit State Vehicular Recreational Area, which is currently being held by the State of California Department of Finance.

Council Member Bunker announced the Oroville Economic Development Corporation's Annual Barbeque would be held on August 15, 2014.

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

- Department of Public Safety – activity report

Bill LaGrone, Director of Public Safety, praised Public Safety staff for their accomplishments in applying and receiving grant awards for 2013/14.

Donald Rust, Director of Community Development, gave a brief report relating to the Department of Water Resources Gravel Project within the Feather River. In addition, Mr. Rust advised that a Community Outreach meeting relating to the City's Sustainability Code and Climate Action Plan would be held June 19, 2014.

Glenn Lazof, Interim Director of Finance, reported that a Request for Proposals has been advertised relating to Annual Audit Services. Mr. Lazof also reported that staff was preparing to conduct a physical inventory of fixed assets, and under the leadership of the City Treasurer, Karolyn Fairbanks, researching alternative banking establishments for consideration by the City Council.

Randy Murphy, City Administrator, commended Bill LaGrone, Public Safety Director, for keeping within the allowable 2013/14 overtime budget for the Fire Department.

Mr. Murphy also reported that staff had completed the review of an annexation study relating to the annexation of South Oroville. A final draft of the annexation study should be available by July 2014.

CORRESPONDENCE

- Comcast, received June 2, 2014

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON NON-AGENDA ITEMS - None

Celia Hirshman spoke to the Council in regards to the California Water Rights Association.

CLOSED SESSION

The Council held a Closed Session on the following:

1. Pursuant to Government Code section 54957.6, the Council met 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 met 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 met 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 met 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 met with the City Administrator and the City Attorney regarding potential litigation – one case.

Mayor Dahlmeier announced that no actions had been taken in Closed Session and direction had been given to staff.

ADJOURNMENT

The meeting was adjourned at 8:45 p.m. A special meeting of the Oroville City Council will be held on Tuesday, June 24, 2014 at 5:00 p.m.

Randy Murphy, City Clerk

Linda L. Dahlmeier, Mayor