



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Regular Meeting

JULY 15, 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 *New Business Acknowledgement* and *Welcome to Oroville* for *The Italian Kitchen*.

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 JULY 1, 2014 REGULAR MEETINGS OF THE OROVILLE CITY COUNCIL** – minutes attached

2. **LEASE AND SALE OF CITY-OWNED PROPERTY LOCATED AT 33 CANYON HIGHLANDS DRIVE** – staff report

The Council may consider the lease and sale of City-owned property located at 33 Canyon Highlands Drive, Oroville (APN 033-462-049), to a qualified City of Oroville Lease to Purchase Home Ownership Program applicant. **(Randy Murphy, City Administrator and Amy Bergstrand, Management Analyst III)**

Council Action Requested: **Adopt Resolution No. 8233 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE LEASE AND SALE OF 33 CANYON HIGHLANDS DRIVE, OROVILLE, TO DENISE JOHNSON AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS RELATING TO THE LEASE AND SALE OF THE ABOVE-MENTIONED PROPERTY, INCLUDING ANY AMENDMENTS THERETO.**

3. **MODIFICATIONS TO HOME INVESTMENT PARTNERSHIP FIRST TIME HOME BUYER LOAN PROGRAM GUIDELINES** – staff report

The Council may consider proposed modifications to the City of Oroville's Home Investment Partnership First Time Home Buyer Program Guidelines. **(Randy Murphy, City Administrator and Amy Bergstrand, Management Analyst III)**

Council Action Requested: **Authorize the modifications to the City of Oroville's Home Investment Partnership First Time Home Buyer Program Guidelines, as indicated in the July 15, 2014 staff report.**

4. **ZONING CODE AMENDMENT - DIGITAL DISPLAY SIGNS** – staff report

The Council may 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 second reading and adopt 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.**

5. **SUPPLEMENTAL BENEFITS FUND FUNDING AGREEMENT WITH FEATHER RIVER RECREATION AND PARK DISTRICT** – staff report

The Council, serving as the Supplemental Benefits Fund Administrator, may consider approving a Funding Agreement, in the amount of \$30,000, with Feather River Recreation and Park District for installation of irrigation well at the Nelson Sports Complex. **(Randy Murphy, City Administrator and Bob Marciniak, SBF Program Specialist)**

Council Action Requested: **Adopt Resolution No. 8234 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A FUNDING AGREEMENT BETWEEN THE CITY OF OROVILLE, SERVING AS FUND ADMINISTRATOR OF THE SUPPLEMENTAL BENEFITS FUND, AND FEATHER RIVER RECREATION AND PARK DISTRICT, IN THE AMOUNT OF \$30,000, FOR INSTALLATION OF AN IRRIGATION WELL AT NELSON SPORTS COMPLEX – (Agreement No. 3076).**

6. **STRONG MOTION INSTRUMENTATION AND SEISMIC HAZARD MAPPING FEE INCREASE** - staff report

The Council may consider adopting a fee increase on building permits for the strong motion instrumentation and seismic hazard mapping required for all cities and counties within the State of California. **(Donald Rust, Director of Community Development and Gary Layman, Chief Building Official)**

Council Action Requested: **Adopt Resolution No. 8235 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING THE FEE INCREASE ON BUILDING PERMITS FOR THE STRONG MOTION INSTRUMENTATION AND SEISMIC HAZARD MAPPING REQUIRED FOR ALL CITIES AND COUNTIES WITHIN THE STATE OF CALIFORNIA AS INDICATED IN SENATE BILL 861, CHAPTER 35, SECTION 2705.**

7. **PLACEMENT OF DELINQUENT GARBAGE BILLS ON THE 2014/15 PROPERTY TAX ROLL – staff report**

The Council may consider the placement of delinquent garbage bills to Recology on the 2014/15 property tax roll. **(Glenn Lazof, Interim Director of Finance)**

Council Action Requested: **Adopt Resolution No. 8236 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING DIRECT ASSESSMENTS FOR DELINQUENT GARBAGE BILLS FOR FISCAL YEAR 2013/14 ON THE 2014/15 PROPERTY TAX ROLL AND AUTHORIZING THE MAYOR TO EXECUTE THE PROPOSITION 218 CERTIFICATION OF TAX BILL LEVY.**

8. **REVISION AND APPOINTMENTS TO BUILDING CODE AND DISABLED ACCESSIBILITY APPEALS BOARD – staff report**

The Council may consider a revision of the Building Code and Disabled Accessibility Appeals Board and the appointment of a new Chairperson and Vice Chairperson with one (1) temporary appointment until staff has advertised for application submittals from interested parties to fill the one (1) position available for the 2014 – 2017 term. **(Donald Rust, Director of Community Development and Gary Layman, Chief Building Official)**

Council Action Requested: **Adopt Resolution No. 8237 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE IMPLEMENTATION OF THE BUILDING CODE AND DISABLED ACCESSIBILITY APPEALS BOARD AND APPOINTING SCOTT GIBSON AS THE CHAIRPERSON, AND NEIL GRABER AS VICE CHAIRPERSON TO THE BOARD AND APPROVING THE PROPOSED LIST OF EXPERTS APPROVED BY THE CHIEF BUILDING OFFICIAL.**

PUBLIC HEARINGS - None

REGULAR BUSINESS

9. **COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME USE POLICY – staff report**

The Council will receive a report outlining the required changes, effective July 1, 2014, to the Program Income and Revolving Loan Account policies in the State of California's Community Development Block Grant Program. **(Randy Murphy, City Administrator and Amy Bergstrand, Management Analyst III)**

Council Action Requested: **Direct staff, as necessary, including reflecting any known changes to the Business Assistance and Housing Development budget relating to the Final City Budget.**

10. **ANNUAL ASSESSMENTS FOR THE CITY'S CONSOLIDATED LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT, ZONES 1 – 17- staff report**

The Council may consider the annual assessments for the City's Consolidated Landscape and Lighting Maintenance Assessment District, Zones 1-17. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested:

1. **Adopt Resolution No. 8238 - A RESOLUTION OF THE CITY COUNCIL INITIATING PROCEEDINGS, PRELIMINARILY APPROVING THE ANNUAL ASSESSMENT REPORT AND DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE OROVILLE CONSOLIDATED LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2014/2015.**
2. **Direct staff to make any changes and/or amendments to the Annual Assessment Report.**

11. ANNUAL ASSESSMENTS FOR THE CITY'S CONSOLIDATED BENEFIT ASSESSMENT DISTRICT, ZONES 1 – 8 – staff report

The Council may consider the annual assessments for the City's Consolidated Benefit Assessment District, Zones 1-8. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested:

1. **Adopt Resolution No. 8239 - A RESOLUTION OF THE CITY COUNCIL INITIATING PROCEEDINGS, PRELIMINARILY APPROVING THE ANNUAL ASSESSMENT REPORT AND DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE OROVILLE CONSOLIDATED BENEFIT ASSESSMENT DISTRICT FOR FISCAL YEAR 2014/2015**
2. **Authorize any necessary budget adjustments to the Annual Assessment Report.**

12. PROFESSIONAL SERVICES AGREEMENT WITH WILLDAN ENGINEERING FOR PUBLIC WORKS INSPECTION SERVICES – staff report

The Council may consider a Professional Services Agreement, in an amount not to exceed \$20,000, for Public Works Construction Inspection Services. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested: **Adopt Resolution No. 8240 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH WILLDAN ENGINEERING, IN AN AMOUNT NOT TO EXCEED \$20,000, FOR PUBLIC WORKS CONSTRUCTION INSPECTION SERVICES – (Agreement No. 3077).**

13. U.S. DEPARTMENT OF JUSTICE ASSET FORFEITURE PROGRAM EQUITABLE SHARING AGREEMENT AND CERTIFICATION- staff report

The Council may consider an U.S. Department of Justice Equitable Sharing Agreement and Certification allowing the Oroville Police Department to participate in the Asset Forfeiture Program. **(Bill LaGrone, Director of Public Safety)**

Council Action Requested: **Adopt Resolution No. 8241 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A U.S. DEPARTMENT OF JUSTICE EQUITABLE SHARING AGREEMENT AND CERTIFICATION ALLOWING THE OROVILLE POLICE DEPARTMENT TO PARTICIPATE IN THE ASSET FORFEITURE PROGRAM – (Agreement No. 3078).**

14. AUTHORIZATION TO PREPARE AND RELEASE A REQUEST FOR PROPOSAL FOR FIRE

PROTECTION SERVICES FOR THE CITY OF OROVILLE – staff report

The Council may provide direction to the Director of Public Safety to prepare and release a Request for Proposal for Fire Protection Services for the City of Oroville. **(Randy Murphy, City Administrator and Bill LaGrone, Director of Public Safety)**

Council Action Requested: **Adopt Resolution No. 8242– A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SAFETY TO PREPARE AND RELEASE A REQUEST FOR PROPOSALS TO INVESTIGATE THE POSSIBILITY OF CONTRACTING WITH BUTTE COUNTY/CALFIRE, OR WITH ANOTHER DULY AUTHORIZED FIRE SERVICES PROVIDER TO PROVIDE CITY FIRE SERVICES AND TO REPORT BACK TO THE CITY COUNCIL FOR ACTION.**

15. AUTHORIZATION TO PREPARE AND RELEASE A REQUEST FOR PROPOSAL FOR LAW ENFORCEMENT SERVICES FOR THE CITY OF OROVILLE – staff report

The Council may provide direction to the Director of Public Safety to prepare and release a Request for Proposal for the proposed consolidation of Police Services with the Butte County Sheriff's Department, or another duly authorized law enforcement provider. **(Randy Murphy, City Administrator and Bill LaGrone, Director of Public Safety)**

Council Action Requested: **Adopt Resolution No. 8243– A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SAFETY TO PREPARE AND RELEASE A REQUEST FOR PROPOSALS FOR THE PROPOSED CONSOLIDATION OF POLICE SERVICES WITH THE BUTTE COUNTY SHERIFF'S DEPARTMENT, OR OTHER DULY AUTHORIZED LAW ENFORCEMENT PROVIDER AND TO REPORT BACK TO THE CITY COUNCIL FOR ACTION.**

16. MONTHLY SUMMARY OF INVESTMENTS AND MONTHLY FINANCIAL REPORTS FOR JUNE 2014 – reports attached

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

Council Action Requested: **Acknowledge receipt of the June 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.)

- Appointments to Shay Locomotive restoration Ad hoc Committee
- Discussion – Rescheduling of July 17, 2014 Special Meeting - Budget Workshop

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

- Public Safety Department – activity report

CORRESPONDENCE

- Butte Local Agency Formation Commission, received July 7, 2014
- World Strides Discover Now Programs, received July 8, 2014
- Pacific Gas & Electric Company, received July 9, 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 Police Officers' Association, Oroville City Confidential Association, and Oroville Mid-Manager's Association.
2. Pursuant to Government Code Section 54957(b), the Council will meet with Labor Negotiators and City Attorney to consider the appointment, employment, evaluation of performance, discipline, and/or dismissal of a public employee related to the following position: Director of Finance.
3. 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, August 5, 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.