

**CITY COUNCIL MEETING MINUTES  
AUGUST 19, 2014 – 5:00 P.M.**

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The agenda for the August 19, 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](http://www.cityoforoville.org) on Thursday, August 15, 2014, at 1:48 p.m.

The August 19, 2014 regular meeting of the Oroville City Council was called to order by Mayor Dahlmeier at 5:05 p.m.

**ROLL CALL**

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

**Staff Present:**

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Randy Murphy, City Administrator  
Bill LaGrone, Director of Public Safety  
Donald Rust, Director of Community Development  
Glenn Lazof, Interim Director of Finance  
Gary Layman, Chief Building Official

Scott Huber, City Attorney  
Karolyn Fairbanks, City Treasurer  
Jamie Hayes, Assistant City Clerk  
Luis Topete, Associate Planner

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**NEWLY INTRODUCED AGENDA ITEMS**

Pursuant to Government Code section 54954.2, and prior to convening for closed session, City Attorney Scott Huber introduced and Oath of Office, New Business Acknowledgement and a Closed Session item for the Council to consider for the August 19, 2014 regular City Council agenda.

A motion was made by Vice Mayor Wilcox, seconded by Council Member Bunker, to:

**Approve the placement of the following items onto the August 19, 2014 City Council agenda:**

- 1. A New Business Acknowledgement and Welcome to Oroville for Bought For You; and**
- 2. Oath of Office for Police Officer Jessica Raggio; and**
- 3. Pursuant to Government Code section 54956.9(a), the City Council will meet with the City Administrator, City Attorney and Counsel relating to existing litigation: WGS Dental et. al., v. City of Oroville et. al., Butte County Superior Court, Case No. 152036.**

The motion was passed by the following vote:

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

## **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mayor Dahlmeier.

## **PROCLAMATION / PRESENTATION**

Vice Mayor Wilcox presented Richard and Curtis Atterberry with a New Business Acknowledgement and Welcome to Oroville for R P A Welding.

Mayor Dahlmeier and Vice Mayor Wilcox presented a Proclamation in recognition and appreciation of Elisabeth "Mike" Isch.

Bill LaGrone, Director of Public Safety, and Mayor Dahlmeier, presented Police Officer Jessica Raggio with a new badge and conducted the Oath of Office.

## **RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS**

Bud Tracy – Item No. 5  
Ann Willman – Item No. 6

Allen Young – Item No. 5

## **CONSENT CALENDAR**

A motion was made by Council Member Bunker, seconded by Council Member Pittman, to approve the following Consent Calendar:

1. **APPROVAL OF THE MINUTES OF THE AUGUST 5, 2014 REGULAR MEETING AND AUGUST 12, 2014 SPECIAL MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached
2. **PROPOSED RESERVE POLICY** – staff report

The Council considered adopting the proposed Reserve Policy. **(Randy Murphy, City Administrator and Glenn Lazof, Interim Director of Finance)**

Council Action Requested: **Adopt Resolution No. 8256 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING THE PROPOSED RESERVE POLICY.**

3. **UNITED STATES ENVIRONMENTAL PROTECTION AGENCY FUNDING ASSISTANCE AGREEMENT FOR A SITE-SPECIFIC BROWNSFIELD ASSESSMENT GRANT** – staff report

The Council considered a Funding Assistance Agreement, in the amount of \$350,000, with the U.S. Environmental Protection Agency to conduct a site-specific brownsfield assessment of a 39-acre property located at the intersection of Oro Dam Boulevard and Veatch Street (APN 036-270-016). **(Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8257 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ACCEPTING THE FUNDING ASSISTANCE AGREEMENT, IN THE AMOUNT OF \$350,000, FROM THE U.S. ENVIRONMENTAL PROTECTION**

**AGENCY FOR A SITE-SPECIFIC BROWNSFIELD ASSESSMENT OF A 39-ACRE PROPERTY LOCATED AT THE INTERSECTION OF ORO DAM BOULEVARD AND VEATCH STREET (APN 035-270-016).**

**4. UNITED STATES ENVIRONMENTAL PROTECTION AGENCY FUNDING ASSISTANCE AGREEMENT FOR A COMMUNITY-WIDE BROWNSFIELD ASSESSMENT GRANT – staff report**

The Council considered a Funding Assistance Agreement, in the amount of \$400,000, with the U.S. Environmental Protection Agency to conduct a community-wide brownsfield assessment of properties within the Industrial Area (IU2) Project Area. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8258 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ACCEPTING THE FUNDING ASSISTANCE AGREEMENT, IN THE AMOUNT OF \$350,000, FROM THE U.S. ENVIRONMENTAL PROTECTION AGENCY TO CONDUCT A COMMUNITY-WIDE BROWNSFIELD ASSESSMENT OF PROPERTIES WITHIN THE INDUSTRIAL AREA (IU2) PROJECT AREA.**

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**

**5. ARTS, CULTURE AND ENTERTAINMENT DISTRICT TASK FORCE AND MANAGEMENT TEAM – staff report**

The Council considered the establishment of the desired operations, management and marketing structure dedicated to the start-up and on-going management of the Arts, Culture and Entertainment District. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Bud Tracy, Tracy Realty Company, spoke in support of the Arts, Culture and Entertainment District but expressed concerns over parking issues and the continued public outreach relating to the District.

Allen Young spoke in support of the Arts, Culture and Entertainment District.

Following discussion, the Council directed staff to advertise for applicants to serve on a Arts, Culture and Entertainment District Committee to assist in the establishment of the desired operations, management and marketing structure dedicated to the start-up and on-going management of the District.

**6. RENTAL AGREEMENT BETWEEN FEATHER RIVER RECREATION AND PARK DISTRICT AND THE CITY OF OROVILLE AND TERMINATION OF THE EXISTING LEASE AGREEMENT OF BEDROCK PARK – staff report**

The Council considered a rental agreement between Feather River Recreation and Park District (FRRPD) and the City for the use of the Municipal Auditorium for FRRPD's sports programs, and returning Bedrock Park back to the City by terminating the existing lease agreement between FRRPD and the City. **(Randy Murphy, City Administrator)**

Ann Willman, FRRPD General Manager, spoke in support of a rental agreement between FRRPD and the City for the use of the Municipal Auditorium for FRRPD's sports programs, and returning Bedrock Park back to the City by terminating the existing lease agreement between FRRPD and the City.

Following discussion, a motion was made by Council Member Bunker, seconded by Council Member Pittman, to:

- 1. Direct the City Administrator to process the termination of the existing lease agreement between the FRRPD and the City for the operation and maintenance and return Bedrock Park to the City; *and***
- 2. Direct the City Administrator to execute a rental agreement that allows FRRPD to utilize the Municipal Auditorium for sports programs at the pro-rated price of \$24,000 per year for its annual indoor program, with an option to extend on an annual basis.**

The motion was passed by the following vote:

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

**7. MONTHLY SUMMARY OF INVESTMENTS AND MONTHLY FINANCIAL REPORTS FOR JULY 2014 – reports attached**

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

**MAYOR/ COUNCIL REPORTS** - None

**CITY ADMINISTRATOR/ ADMINISTRATION REPORTS**

- Public Safety Department – activity report

Bill LaGrone, Director of Public Safety, reported that the Oroville Police Department received a federal grant for the replacement of bulletproof vests.

Director LaGrone also reported that the State of California awarded \$350,000 to the Butte County Municipal Police Chiefs to offset the impacts of AB109.

Glenn Lazof, Interim Finance Director, reported that the responses for the Auditor Requests for Proposals were due on August 29, 2014.

City Administrator, Randy Murphy, announced the current vacancy on the Southside Oroville Community Center Advisory Board. Applications will be accepted until the vacancy has been filled by a qualified citizen.

### **CORRESPONDENCE**

- Torres Community Shelter, received August 12, 2014

### **RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON NON-AGENDA ITEMS**

Bud Tracy, Tracy Realty Company, announced that Butte College would be hosting a home football game at Harrison Stadium on October 25, 2014.

Celia Hirschman gave a brief update regarding Montgomery Street Neighborhood Watch et. al. v. Cal Water Company.

### **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 the City Attorney to discuss labor negotiations for the following represented groups: Oroville City Employees' Association, Oroville Fire Fighters' Association, Oroville Police Officers' Association, Oroville City Confidential Association and Oroville Mid-Managers' Association.
2. Pursuant to Government Code section 54957(b), the Council met with Labor Negotiators and the City Attorney to consider the appointment, employment, evaluation of performance, discipline and/or dismissal of a public employee relating to the following position: Director of Finance.
3. Pursuant to Government Code section 54957(b), the Council met with Labor Negotiators and the City Attorney to consider the appointment, employment, evaluation of performance, discipline and/or dismissal of a public employee relating to the following position: City Administrator.
4. Pursuant to Government Code section 54956.9(b), the Council met with the City Administrator and the City Attorney regarding potential litigation – one case.
5. Pursuant to Government Code section 54956.8, the Council met with Real Property Negotiators, City Administrator, Director of Community Development and City Attorney, regarding the property identified as 2009 Challenger Avenue, Oroville.
6. Pursuant to Government Code section 54956.8, the Council met with Real Property

Negotiators, City Administrator, Director of Community Development and City Attorney, regarding the property identified as 2066 Bird Street, Oroville.

7. Pursuant to Government Code section 54956.9(a), the Council met with the City Administrator, City Attorney and Counsel relating to existing litigation: WGS Dental, et. al. v. City of Oroville, et. al., Butte County Superior Court, Case No. 152036.

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

**ADJOURNMENT**

The meeting was adjourned at 8:47 p.m. A special meeting of the Oroville City Council will be held on Tuesday, September 2, 2014, at 5:00 p.m.

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Randy Murphy, City Clerk

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Linda L. Dahlmeier, Mayor