



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Regular Meeting

FEBRUARY 3, 2015
CLOSED SESSION 5:00 P.M.
OPEN SESSION 6:00 P.M.
AMENDED AGENDA

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

CLOSED SESSION (5:00 P.M.)

ROLL CALL

Council Members Berry, Del Rosario, Hatley, 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

An *Oath of Office* for *Reserve Police Officer Marney Gedney*

A *Proclamation* recognizing *February 2015* as *Teen Dating Violence Awareness Month*

A *Presentation* by the *City Clerk's Office*

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 JANUARY 20, 2015 REGULAR MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached
2. **REQUEST FOR USE OF THE POLICE K-9 TRAINING FIELD** – staff report

The Council may consider a request by Tiffany Thompson-Damm to access the City's Police K-9 training field at the Table Mountain Golf Course in exchange for in-kind services of maintenance and repair to the field and its equipment. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Authorize Tiffany Thompson-Damm to access the City's Police K-9 training field for one (1) year in exchange for in-kind services of maintenance and repairs to the field and equipment.**

3. **AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT AND REVISED BUDGET WITH PLACEWORKS** – staff report

The Council may consider an Amendment to the Professional Services Agreement with PlaceWorks, formerly The Planning Center DC&E, in the amount of \$2,717, for a representative to be present at a public workshop to give a presentation to the City Council and Planning Commission on the Sustainable Code Updates. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested:

1. **Adopt Resolution No. 8324 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH PLACEWORKS, FOR AN ADDITIONAL AMOUNT OF \$2,717, RELATING TO A PUBLIC WORKSHOP PRESENTATION REGARDING SUSTAINABLE CODE UPDATES – (Agreement No. 3019-3); and**
2. **Direct staff to reflect any necessary changes to the 2014/15 Final Budget.**

PUBLIC HEARINGS

4. **STORMWATER MANAGEMENT ORDINANCE** – staff report

The Council will conduct a public hearing and may consider a draft Stormwater Management Ordinance regarding the addition of Chapter 27 to the Oroville Municipal Code relating to Stormwater Management. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested: **Waive the first reading and introduce by title only, Ordinance No. 1807 – AN ORDINANCE OF THE OROVILLE CITY COUNCIL ADDING CHAPTER 27 TO THE MUNICIPAL CODE OF THE CITY OF OROVILLE RELATING TO STORMWATER MANAGEMENT.**

REGULAR BUSINESS

5. APPOINTMENT TO THE CITY OF OROVILLE'S ARTS COMMISSION – staff report

The Council may consider appointing a Greater Oroville area resident to the City of Oroville's Arts Commission to fill the vacancy created by former Commissioner Monikah Niemczynowicz. **(Randy Murphy, City Administrator and Jamie Hayes, Assistant City Clerk)**

Council Action Requested: **Select an appointment to serve on the City of Oroville's Arts Commission for the remainder of former Commissioner Niemczynowicz's term, ending June 30, 2017.**

6. FEE WAIVER REQUEST BY BUTTE COUNTY – staff report

The Council may consider a fee waiver request by Butte County, in the amount of \$3,600, relating to a right-of-entry for the installation of a fiber optic communication line at the Butte County Hall of Records Construction Project, located on the corner of Nelson Avenue and Del Oro Avenue. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

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

7. DONATION REQUEST BY FEATHER RIVER SENIOR CITIZEN'S ASSOCIATION – staff report

The Council may provide staff with direction regarding a potential donation to the Feather River Senior Citizen's Association, in the amount of \$2,646, for their recent building reroofing project located at 1335 Myers Street. **(Randy Murphy, City Administrator)**

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

8. SAMUEL J. NORRIS AWARD FOR EXCELLENCE – staff report

The Council may provide staff with direction on the criteria and location relating to the 2015 Samuel J. Norris Award for Excellence. **(Randy Murphy, City Administrator)**

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

9. WORKSHOP FOR OROVILLE SUSTAINABILITY UPDATES – staff report

The Council may consider directing staff on a time and date to have a joint public workshop between the City Council and Planning Commission for an overview on multiple documents collectively referred to as the "Sustainability Code Updates" which both bodies will be reviewing for a decision within the next two months.. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Direct staff on the date/time for the public workshop.**

10. CHANGE ORDER FOR PURCHASE OF NEW POLICE VEHICLES, FIRE VEHICLE, AND PUBLIC WORKS VEHICLES – staff report

The Council may consider a change order, in the amount of \$2,585.99, for the vehicle purchase of (1) 2015 Ford F350 Fire vehicle, and (2) 2015 Ford F350 Parks and Trees Dump trucks from Oroville Ford. **(Bill La Grone, Director of Public Safety, Donald Rust, Director of Community Development and Ruth Wright, Director of Finance)**

Council Action Requested: **Approve the additional expenditures of \$2,585.99 relating to the vehicle purchase of (1) 2015 Ford F350 Fire vehicle, and (2) 2015 Ford F350 Parks and Trees Dump trucks from Oroville Ford.**

11. ESTABLISHMENT OF ALL CITY OF OROVILLE DEPARTMENT'S TO PARTICIPATE IN THE FEDERAL/STATE SURPLUS PROPERTY PROGRAM – staff report

The Council may consider the establishment of all City of Oroville Department's to participate in the Federal/State Surplus Property Program. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. XXXX – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING ALL CITY OF OROVILLE DEPARTMENT'S TO PARTICIPATE IN THE FEDERAL/STATE SURPLUS PROPERTY PROGRAM.**

SUCCESSOR AGENCY

12. AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH ROSENOW SPEVACEK GROUP, INC. – staff report

The Commission may consider an Amendment to the Professional Services Agreement with Rosenow Spevacek Group, Inc., in an amount not to exceed \$6,500, for administrative and technical services related to the completion of the Housing Element Annual Report for years 2013 and 2014, as well as additional reporting required pursuant to SB 341 – Health and Safety Code 34176.1(f). **(Randy Murphy, City Administrator and Amy Bergstrand, Management Analyst III)**

Commission Action Requested: **Adopt Resolution No. 15-01 – A RESOLUTION OF THE SUCCESSOR AGENCY OF THE FORMER OROVILLE REDEVELOPMENT AGENCY OF THE CITY OF OROVILLE AUTHORIZING AND DIRECTING THE CHAIRPERSON TO EXECUTE AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH ROSENOW SPEVACEK GROUP, INC. IN AN AMOUNT NOT TO EXCEED \$6,500, TO PROVIDE ADMINISTRATIVE AND TECHNICAL SERVICES RELATED TO COMPLETING THE 2013 AND 2014 HOUSING ELEMENT ANNUAL REPORT AND IMPLEMENTATION OF SB 341 – (Agreement No. 12-01-03).**

MAYOR/ COUNCIL REPORTS

COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS (A verbal report may be given regarding any committee meetings attended.)

- Sustainable Groundwater Management Act Workshop

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

- City Charter Review

CORRESPONDENCE

- Butte County Mosquito & Vector Control District, received January 20, 2015
- State of California Office of Historic Preservation, received January 27, 2015
- Housing Authority of the County of Butte, received January 26, 2015

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(b), the Council will meet with Labor Negotiators and City Attorney to consider the evaluation of performance related to the following position: City Administrator.
2. Pursuant to Government Code Section 54956.8, the Council will meet with Real Property Negotiators, City Administrator and City Attorney, regarding the property identified as 2066 Bird Street, Oroville.
3. Pursuant to Government Code section 54956.9(a), the Council will meet with the City Administrator, Director of Community Development, and City Attorney relating to existing litigation: Americanwest Bank v. Oroville Economic and Community Development Corp., et al., Butte County Superior Court, Case No. 161808.
4. Pursuant to Government Code section 54956.9(a), the Council will meet with the City Administrator, Director of Community Development, Chief of Police, and the City Attorney relating to existing litigation: Pacific Gas and Electric Company v. Save Oroville Trees, et al., Butte County Superior Court, Case No. 163598, and consolidated actions.
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. A regular meeting of the Oroville City Council will be held on Tuesday, February 17, 2015 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.