

**CITY COUNCIL MEETING MINUTES
JANUARY 20, 2015 – 5:00 P.M.**

The agenda for the January 20, 2015 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, January 16, 2015, at 8:40 a.m.

The January 20, 2015 regular meeting of the Oroville City Council was called to order by Mayor Dahlmeier at 5:04 p.m.

ROLL CALL

Present: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox,
Mayor Dahlmeier

Absent: None

Staff Present:

Randy Murphy, City Administrator
Bill La Grone, Director of Public Safety
Donald Rust, Director of Community Development
Allen Byers, Assistant Police Chief
Dean Hill, Jr., Assistant Fire Chief

Scott Huber, City Attorney
Jamie Hayes, Assistant City Clerk
Ruth Wright, Director of Finance
Karolyn Fairbanks, Treasurer
Rick Walls, Interim City Engineer

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Dahlmeier.

PROCLAMATION / PRESENTATION

Mayor Dahlmeier presented a New Business Acknowledgement and Welcome to Oroville to Leslie A. Glass, LMFT.

Mayor Dahlmeier presented Sean Pierce with a New Business Acknowledgement and Welcome to Oroville for Gray Nurse Hardware.

Mayor Dahlmeier presented Jim Langford, Director of Development, with a New Business Acknowledgement and Welcome to Oroville for Orange Tree Apartments

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

CONSENT CALENDAR

A motion was made by Vice Mayor Wilcox, seconded by Council Member Pittman, to approve the following Consent Calendar, with exception to Item No. 1, 3 and 5:

1. **THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR (SEE BELOW)**

2. **SEWERAGE COMMISSION – OROVILLE REGION INDUSTRIAL PRE-TREATMENT PROGRAM MODIFICATIONS – staff report**

The Council considered the October 2014 modifications to the existing Industrial Pre-Treatment Policy of the Sewerage Commission – Oroville Region. (**Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer**)

Council Action Requested: **Adopt Resolution No. 8319 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING INDUSTRIAL WASTE PRE-TREATMENT POLICY MODIFICATIONS, DATED OCTOBER 22, 2014, PREPARED BY THE SEWERAGE COMMISSION – OROVILLE REGION.**

3. **THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR (SEE BELOW)**

4. **AMENDMENT TO ECONOMIC DEVELOPMENT INCENTIVE LOAN AGREEMENT WITH OROVILLE FORD LINCOLN – staff report**

The Council considered a six month extension of an Economic Development Incentive Loan Agreement with Oroville Ford Lincoln to assist them with a land acquisition to consolidate their automobile dealership operations at the Hobbie Auto Center in Oroville. (**Donald Rust, Director of Community Development and Luis Topete, Associate Planner**)

Council Action Requested: **Adopt Resolution No. 8321 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO AMEND THE ECONOMIC DEVELOPMENT INCENTIVE LOAN AGREEMENT BETWEEN THE CITY OF OROVILLE AND OROVILLE FORD LINCOLN TO EXTEND THE TERMS OF THE AGREEMENT FOR AN ADDITIONAL SIX MONTHS – (Agreement No. 2046-2).**

5. **THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR (SEE BELOW)**

6. **SELECTION OF A NEW CITY CREDIT CARD PROGRAM – staff report**

The Council considered the City's participation in a new City credit card program. (**Ruth Wright, Director of Finance**)

Council Action Requested: **Direct staff to research and select the best credit card program for the City of Oroville.**

7. **2013/2014 ANNUAL AUDIT AND COMPREHENSIVE ANNUAL FINANCIAL REPORT – staff report**

The Council received the Annual Audit and Comprehensive Annual Financial Report for fiscal year 2013/2014. (**Ruth Wright, Director of Finance**)

Council Action Requested: **Receive the 2013/2014 Annual Audit and Comprehensive Annual Financial Report.**

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

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor
Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

ITEMS REMOVED FROM THE CONSENT CALEDAR

1. APPROVAL OF THE MINUTES OF THE JANUARY 6, 2015 REGULAR MEETING OF THE OROVILLE CITY COUNCIL – minutes attached

This item was removed from the Consent Calendar at the request of Scott Huber, City Attorney, for an amendment to the reportable actions relating to Closed Session.

A motion was made by Council Member Hatley, seconded by Council Member Pittman, to:

APPROVE THE MINUTES OF THE JANUARY 6, 2015 REGULAR MEETING OF THE OROVILLE CITY COUNCIL.

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor
Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

3. AMENDMENT TO AIRPORT GROUND LEASE AGREEMENT WITH PRISS HARMAN – staff report

The Council considered an Amendment to the Airport Ground Lease Agreement with Priss Harman, extending the lease term to 25 years. (Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)

This item was removed from the Consent Calendar at the request of Council Member Hatley for questions, which were answered by staff.

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

Adopt Resolution No. 8320 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE AIRPORT GROUND LEASE AGREEMENT WITH PRISS HARMAN, EXTENDING THE LEASE TERM TO 25 YEARS – (Agreement No. 1746-3).

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor
Wilcox, Mayor Dahlmeier
Noes: None

Abstain: None
Absent: None

5. PETALUMA ECUMENICAL PROPERTIES DISBURSEMENT REQUEST – staff report

The Council considered Petaluma Ecumenical Properties Housing's disbursement request in the amount of \$24,099.24. **(Donald Rust, Director of Community Development)**

This item was removed from the Consent Calendar at the request of Don Rust, Director of Community Development, for an update to the disbursement request.

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

Approve Petaluma Ecumenical Properties Housing's Disbursement Request, in the amount of \$26,393.84, and authorize future interest and/or late fees that may be related, in an amount not to exceed the remaining balance of \$17,199.38, in compliance with an existing City Financial Obligation.

The motion was passed by the following vote:

Ayes: Council Members Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox,
Mayor Dahlmeier
Noes: Council Member Berry
Abstain: None
Absent: None

PUBLIC HEARINGS - None

REGULAR BUSINESS

8. COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME SUPPLEMENTAL APPLICATIONS – staff report

The Council may provide additional direction to staff regarding the submittal of Community Development Block Supplemental Applications to the 2012 and 2014 active agreements. **(Randy Murphy, City Administrator and Amy Bergstrand, Management Analyst III)**

At the request of Randy Murphy, City Administrator, this item was pulled for consideration therefore, no action was taken on the following:

Provide direction to staff, as necessary.

9. REQUEST TO PURCHASE CITY-OWNED PROPERTY FOR THE DEVELOPMENT OF A PARKING LOT – staff report

The Council considered several lease/purchase options resulting from a request from Dr. Steven H. Horn, CEO of Comprehensive Management, Inc., to purchase a City-owned property identified as APN: 012-160-055 for the development of a parking lot to service his existing business. **(Donald Rust, Director of Community Development and Luis Topete,**

Associate Planner)

Mayor Dahlmeier recused herself from this item.

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

Authorize the sale of City-owned property identified as APN: 012-160-055, first be offered for sale to other public agencies, and finally to Dr. Steven H. Horn, CEO of Comprehensive Management, Inc., for the development of a parking lot to service his existing business.

The motion failed to pass by the following vote:

Ayes: Council Members Pittman, Simpson, Vice Mayor Wilcox
Noes: Council Members Berry, Hatley
Abstain: Council Member Del Rosario
Absent: None

10. SELECTION OF CONSULTANTS FOR THE COMMUNITY-WIDE AND SITE-SPECIFIC UNITED STATES ENVIRONMENTAL PROTECTION AGENCY BROWNFIELDS ASSESSMENT GRANTS – staff report

The Council considered the selection of two consultants for their professional services to assist with the grant execution of the City awarded 2014 Community-Wide and Site-Specific United States Environmental Protection Agency Brownfields Assessment Grants. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

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

- 1. Adopt Resolution No. 8322 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH BSK ASSOCIATES, FOR AN AMOUNT NOT TO EXCEED \$352,000, FOR THE SCOPE OF WORK DETAILED IN THEIR PROPOSAL FOR THE CITY AWARDED U.S. EPA 2014 COMMUNITY-WIDE BROWNFIELDS ASSESSMENT GRANT – (Agreement No. 3101).**
- 2. Adopt Resolution No. 8323 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH SCS ENGINEERS, FOR AN AMOUNT NOT TO EXCEED \$287,500, FOR THE SCOPE OF WORK DETAILED IN THEIR PROPOSAL FOR THE CITY AWARDED U.S. EPA 2014 SITE-SPECIFIC BROWNFIELDS ASSESSMENT GRANT- (Agreement No. 3102).**

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

**11. INTERNATIONAL COUNCIL OF SHOPPING CENTER EVENTS IN 2015 – staff report
(Continued from January 6, 2015)**

The Council considered allowing members of the Executive Management staff to attend the 2015 International Council of Shopping Center Monterey Idea Exchange in Monterey, CA and RECon: “The Future Starts Now” – Las Vegas, NV RECon events. **(Randy Murphy, City Administrator and Donald Rust, Director of Community Development)**

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

Authorize staff to make arrangements to attend the 2015 International Council of Shopping Center Monterey Idea Exchange in Monterey, CA.

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

12. 2015/2016 CITY BUDGET KICK-OFF – staff report

The Council considered providing budget objectives for the 2015/2016 fiscal year. **(Ruth Wright, Director of Finance)**

Ruth Wright, Director of Finance, gave a presentation relating to the 2015/2016 City Budget.

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

The Council received and acknowledged receipt of the Monthly Summary of Investments and the Monthly Financial Reports for December 2014. **(Ruth Wright, Director of Finance)**

MAYOR/ COUNCIL REPORTS

Council Member Pittman reported his attendance to the Chamber of Commerce Board of Directors meeting.

Council Member Del Rosario reported her attendance to the League of California Cities New Mayor and Council Conference, with City Administrator Randy Murphy.

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

- Finance Department – activity report

Director of Public Safety, Bill La Grone, reported that a Memorandum of Understanding had been approved between the Municipal Police Chiefs of Butte County relating to AB 109 funding from the State of California.

Director of Community Development, Donald Rust, reported that interviews had been held by Butte County Association of Governments, Caltrans and City staff regarding the State Highway 162 Traffic Corridor Study.

Director of Finance, Ruth Wright, invited the Council to attend municipal accounting software presentations on January 26, 2015 and February 4 – 5, 2015.

CORRESPONDENCE

- Butte County Mosquito & Vector Control District, received January 8, 2015
- Jimmy's Custom Trophies, received January 13, 2015

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

Council Member Pittman reported that the 2015 Economic Development Forecast Conference would be held on January 22 – 23, 2015 at Gold Country Casino.

Michael Noonan spoke to the Council in regards to Code Enforcement issues relating to 1675 Oak Street, Oroville.

The following individuals spoke in opposition to the removal of trees along Feather River Boulevard by Pacific Gas & Electric Company:

Hellen Dennis
Jill Allen

Linda Draper
Alan Cartwright

Joseph Nunez
Bill Bynum

CLOSED SESSION

The Council held a Closed Session on the following:

Council Member Del Rosario recused herself from Item No. 2 and 3.

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 Police Officers' Association, and Oroville Fire Fighters' Association.
2. Pursuant to Government Code section 54956.9(a), the Council met with the City Administrator, Director of Community Development, Chief of Police, and the City Attorney relating to existing litigation: Save Oroville Trees, et al., v. City of Oroville and Oroville City Council, et al., Butte County Superior Court, Case No. 163550.
3. Pursuant to Government Code section 54956.9(a), the Council met 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.

4. Pursuant to Government Code section 54956.9(b), the Council met with the City Administrator and the City Attorney regarding potential litigation – two cases.

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 8:31 p.m. A regular meeting of the Oroville City Council will be held on Tuesday, February 3, 2015, at 5:00 p.m.



Randy Murphy, City Clerk



Linda L. Dahlmeier, Mayor