



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Regular Meeting

MAY 19, 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. 6 AND 7)

RECONVENE TO OPEN SESSION

OPEN SESSION (6:00 P.M.)

PLEDGE OF ALLEGIANCE

PROCLAMATION / PRESENTATION

New Business Acknowledgement and *Welcome to Oroville* for *Pieces of Love Quilt Shop* by *Ashley Coffey*

New Business Acknowledgement and *Welcome to Oroville* for *About Soul Beauty*

Presentation by *Willow Partners* relating an *Affordable Senior Housing Project*

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 MAY 5, 2015 REGULAR MEETING AND MAY 11, 2015 SPECIAL MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached

2. **SEWER FUND RECLASSIFICATION** – staff report

The Council may consider the reclassification of the Sewer Fund from a Special Revenue Fund to an Enterprise Fund. **(Ruth Wright, Director of Finance)**

Council Action Requested: **Adopt Resolution No. 8357 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING CITY ADMINISTRATION TO OPERATE AND BUDGET FOR THE SEWER SPECIAL REVENUE FUND AS AN ENTERPRISE FUND UNDER RELEVANT STATUTES AND OTHER APPLICABLE AUTHORITIES AND RENAMING THE OROVILLE SEWER SPECIAL REVENUE FUND TO THE OROVILLE SEWER ENTERPRISE FUND.**

3. **PROFESSIONAL SERVICES AGREEMENT WITH BROADBENT AND ASSOCIATES, INC.** – staff report

The Council may consider a Professional Services Agreement with the lowest responsible bidder, Broadbent and Associates, Inc., in the amount of \$9,425, for the 2120 Bird Street Underground Storage Tank Investigation Project. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested:

1. **Adopt Resolution No. 8358 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH BROADBENT & ASSOCIATES, INC., THE LOWEST RESPONSIBLE BIDDER, IN THE AMOUNT OF \$9,425 FOR THE 2020 BIRD STREET UNDERGROUND STORAGE TANK INVESTIGATION PROJECT – (Agreement No. 3122).**

2. **Authorize a 10% contingency, not to exceed \$942, for the Project.**

4. **PROFESSIONAL SERVICES AGREEMENT WITH HDR ENGINEERING** – staff report

The Council may consider and Amendment to the Professional Services Agreement with HDR Engineering, in the amount of \$2,089, for the Supplemental Levee Investigation Project. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested: **Adopt Resolution No. 8359 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH HDR ENGINEERING, IN THE AMOUNT OF \$2,089, FOR THE SUPPLEMENTAL LEVEE INVESTIGATION PROJECT – (Agreement No. 2011-2).**

5. **OCC INTERNATIONAL, LLC (DBA: ZEONETIX) LOAN PAYOFF** – staff report

The Council will receive information regarding the recent payoff of the OCC International, LLC., (dba: Zeonetix), Community Development Block Grant Business Assistance loan. **(Donald Rust, Director of Community Development and Rick Farley, Business Assistance Coordinator)**

Council Action Requested: **None.**

6. **MOTOR GRADER RENTAL** – staff report

The Council may consider the rental of a motor grader from the lowest bidder, I-5 Rentals, in the amount of \$6,275, for the construction of fire breaks, and grading and/or leveling City-owned properties. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize the rental of a motor grader from the lowest bidder, I-5 Rentals, in the amount of \$6,275, for the construction of fire breaks, and grading and/or leveling City-owned properties.**

7. **CONSTRUCTION CONTRACT WITH BETTER BUILDERS CONSTRUCTION, INC.** – staff report

The Council may consider a Construction Contract with lowest responsible bidder, Better Builders Construction, Inc, in the amount of \$2,650, for Public Safety Department Repair Project. **(Donald Rust, Director of Community Development and Gary Layman, Chief Building Official)**

Council Action Requested:

1. **Adopt Resolution No. 8360 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A CONSTRUCTION CONTRACT WITH THE LOWEST RESPONSIBLE BIDDER, BETTER BUILDERS CONSTRUCTION, INC, IN THE AMOUNT OF \$2,650, FOR THE PUBLIC SAFETY DEPARTMENT REPAIR PROJECT – (Agreement No. 3123).**
2. **Authorize a 10% contingency, not to exceed \$265.**

8. **USE PERMIT PAYMENT PLAN REQUEST – VOODOO TATTOO** – staff report

The Council may consider a request from Erika Copping, owner of Voodoo Tattoo, for a \$250 monthly payment plan to process a use permit that is required to relocate the business to 1374 Myers Street. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Adopt Resolution No. 8361 – A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING A \$250 MONTHLY PAYMENT PLAN FOR ERIKA COPPING TO PROCESS A REQUIRED USE PERMIT TO RELOCATE VOODOO TATTOO TO 1374 MYERS STREET, OROVILLE.**

9. **CITY RECORDS RETENTION POLICY** – staff report

The Council may consider a Records Retention Policy for the City of Oroville. **(Donald Rust, Director of Community Development and Scott E. Huber, City Attorney)**

Council Action Requested: **Adopt Resolution No. 8362 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING A RECORDS RETENTION POLICY FOR THE CITY OF OROVILLE.**

10. MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE CITY EMPLOYEES' ASSOCIATION – staff report

The Council may consider a Memorandum of Understanding between the City of Oroville and the Oroville City Employees' Association for the period of May 19, 2015 through June 30, 2018. **(Liz Ehrenstrom, Human Resource Analyst)**

Council Action Requested: **Adopt Resolution No. 8363 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE CITY EMPLOYEES' ASSOCIATION – (Agreement No. 1432-13).**

PUBLIC HEARINGS

11. AMENDMENT OF SUPPLEMENTAL PROGRAMS AND PROJECTS RELATING TO THE STATE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM – staff report

The Council may conduct a Public Hearing to consider approval of supplemental programs and projects to be amended into the 12-CDBG-8405 and 14-CDBG-9893 grant administered under the State Community Development Block Grant Program. **(Donald Rust, Director of Community Development and Amy Bergstrand, Management Analyst III)**

Council Action Requested: **Adopt Resolution No. 8364 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE AMENDMENT OF COMMUNITY DEVELOPMENT BLOCK GRANT NO. 12-CDBG-8405 AND NO. 14-CDBG-9893 STATE STANDARD AGREEMENTS TO INCLUDE SUPPLEMENTAL ACTIVITIES.**

REGULAR BUSINESS

12. RE-INSTATEMENT OF THE ADMINISTRATIVE ASSISTANT POSITION – staff report

The Council may consider the re-instatement of the Administrative Assistant position in the Department of Business Assistance and Housing Development. **(Donald Rust, Director of Community Development and Amy Bergstrand, Management Analyst III)**

Council Action Requested:

- 1. Approve the Re-instatement of the Administrative Assistant position at Step "A".**
- 2. Approve the inclusion of the Administrative Assistant position in the fiscal year 2015/2016 Budget.**

13. OPENING OF ESCROW FOR TABLE MOUNTAIN BOULEVARD ROUNDABOUT PROJECT – staff report

The Council may consider the opening of escrow with Fidelity National Title for the purchase of real property at Assessor's Parcel No. 031-052-027 relating to the Table Mountain Boulevard Roundabout Project. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested: **Authorize the payment of \$19,825 to Fidelity National Title to fund the escrow for the purchase of Right-of-Way from Star Highlands of Oroville (APN 031-052-027), relating to the Table Mountain Boulevard Roundabout Project.**

14. PURCHASE OF TRAFFIC MANAGEMENT SOFTWARE, EQUIPMENT AND HARDWARE – staff report

The Council may consider the purchase of QuicNet Pro, traffic management software, traffic equipment and hardware from the lowest responsible bidder, McCain, Inc., in the amount of \$112,841. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested: **Authorize the purchase of QuicNet Pro, traffic management software, traffic equipment and hardware from the lowest responsible bidder, McCain, Inc. in the amount of \$112,841.**

15. LICENSE AGREEMENT WITH RODNEY LAHMANN – staff report

The Council may consider a License Agreement with Rodney Lahmann for property located at Assessors Parcel No. 033-350-028. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested: **Adopt Resolution No. 8365 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A LICENSE AGREEMENT WITH RODNEY LAHMANN FOR THE DRIVEWAY CULVERT LOCATED ON CITY PROPERTY KNOWN AS ASSESSORS PARCEL NO. 033-350-039 – (Agreement No. 3124).**

16. ADDITIONAL FUNDING FOR THE CHINESE TEMPLE REPAIRS AND CONSERVATION WORK PROJECT – staff report

The Council may consider approving additional funding, in the amount of \$28,787, for the Chinese Temple Repairs and Conservation Work Project. **(Donald Rust, Director of Community Development and Amy Bergstrand, Management Analyst III)**

Council Action Requested: **Approve additional funding, in the amount of \$28,787, for the Chinese Temple Repairs and Conservation Work Project.**

17. COMMERCIAL LEASE AGREEMENT WITH NICOLE KOPEL, MEGAN MARSH AND SANTOS REYES DBA: OROVILLE SOAP SHOP FOR THE RENTAL OF OFFICE SPACE AT 1465 MYERS STREET – staff report

The Council may consider a Commercial Lease Agreement with Nicole Kopel, Megan Marsh and Santos Reyes dba: Oroville Soap Shop, for the rental of a commercial unit at the Historic State Theatre, 1465 Myers Street, Suite 3. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Adopt Resolution No. 8366– A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A COMMERCIAL LEASE AGREEMENT WITH NICOLE KOPEL, MEGAN MARSH AND SANTOS REYES DBA: OROVILLE SOAP SHOP, FOR THE RENTAL OF A COMMERCIAL UNIT AT THE HISTORIC STATE THEATRE, 1465 MYERS STREET, SUITE 3 – (Agreement No. 3125).**

18. MUNICIPAL LAW ENFORCEMENT SERVICES – staff report

The Council may consider the implementation of the Municipal Law Enforcement Services concept for lower level criminal and code violation issues. **(Bill La Grone, Director of Public Safety)**

Council Action Requested:

1. **Authorize the implementation of the Municipal Law Enforcement Services concept for lower level criminal and code violation issues.**
 2. **Authorize the hiring of eight (8) Community Service Officers and the purchasing of necessary equipment as outlined in the May 19, 2015 staff report.**
19. **MONTHLY SUMMARY OF INVESTMENTS AND MONTHLY FINANCIAL REPORTS FOR APRIL 2015**
– reports attached

The Council will receive a copy of the Monthly Summary of Investments and the Monthly Financial Reports for April 2015. **(Ruth Wright, Director of Finance)**

Council Action Requested: **Acknowledge receipt of the April 2015 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.)

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

CORRESPONDENCE - None

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: Director of Community Development.
2. 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: Public Safety Director.

3. 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 Employees Association, Oroville Police Officers' Association – Sworn and Non-Sworn, Oroville Firefighters' Association, and Oroville Management and Confidential Association.
4. Pursuant to Government Code Section 54956.8, the Council will meet with Real Property Negotiators, Acting City Administrator and City Attorney, regarding the property identified as 2066 Bird Street, Oroville.
5. Pursuant to Government Code section 54956.9(d), the Council will meet with the Acting City Administrator and the City Attorney regarding potential litigation – one case.

ADJOURNMENT

The meeting will be adjourned. A special meeting of the Oroville City Council will be held on Tuesday, May 26, 2015 at 3:00 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.