

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

The agenda for the May 5, 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 Thursday, April 30, 2015, at 3:30 p.m.

The May 5, 2015 regular meeting of the Oroville City Council was called to order by Vice Mayor Wilcox at 5:02 p.m.

ROLL CALL

Present: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox
Absent: Mayor Dahlmeier (excused)

Staff Present:

Donald Rust, Director of Community Development
Bill La Grone, Director of Public Safety
Ruth Wright, Director of Finance
Allen Byers, Assistant Police Chief
Gary Layman, Chief Building Official

Scott Huber, City Attorney
Jamie Hayes, Assistant City Clerk
Liz Ehrenstrom, Human Resource Analyst II
Karolyn Fairbanks, Treasurer
Rick Walls, Interim City Engineer

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Assistant Police Chief Allen Byers.

PROCLAMATION / PRESENTATION - None

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS

Sateh Sam Hasroun – Item No. 6

CONSENT CALENDAR

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

1. **APPROVAL OF THE MINUTES OF APRIL 21, 2015 REGULAR MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached
2. **AMENDMENTS TO SECTIONS 20-1 AND 20-11 OF THE OROVILLE MUNICIPAL CODE – SEWER COLLECTION** – staff report

The Council considered amending Sections 20-1 and 20-11 of the Oroville Municipal Code relating to the Sanitary Sewer Collection System. **(Donald Rust, Director of Community**

Development and Rick Walls, Interim City Engineer)

Council Action Requested: **Waive the second reading and adopt by title only, Ordinance No. 1808 - AN ORDINANCE OF THE OROVILLE CITY COUNCIL AMENDING SECTIONS 20-1 AND 20-11 OF THE CODE OF THE CITY OF OROVILLE RELATING TO THE SANITARY SEWER COLLECTION SYSTEM.**

3. REQUEST BY UNIVERSITY OF CALIFORNIA - LOS ANGELES – staff report

The Council considered a request by the University of California, Los Angeles (UCLA) to utilize and publish an image held in the Oroville Pioneer History Museum collection. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Approve the request by Professor Madley, University of California, Los Angeles, to utilize and publish the image, “Jay Salisbury, Sandy Young, Hi (Harmon) Good, and Indian Lad” currently held at the Oroville Pioneer History Museum.**

4. UN-CASHED CHECK POLICY – staff report

The Council considered a policy for processing un-cashed checks. **(Ruth Wright, Director of Finance)**

Council Action Requested: **Adopt Resolution No. 8354 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING AN UN-CASHED CHECK POLICY FOR THE CITY OF OROVILLE.**

The motion was passed by the following vote:

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

PUBLIC HEARINGS - None

REGULAR BUSINESS

5. APPOINTMENT TO THE OROVILLE PARK COMMISSION – staff report

The Council considered giving staff direction on the existing Facility and Park Fee Waiver Policy. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Following a ballot vote, the Council appointed Kim Campbell to serve on the Oroville Park Commission for the remainder of former Commissioner Standley-Brown’s term which expires on June 30, 2019.

6. **COMMERCIAL LEASE AGREEMENT WITH SATEH SAM HASROUN FOR THE RENTAL OF OFFICE SPACE AT 1461 MYERS STREET – staff report (*Continued from April 21, 2015*)**

The Council considered a Commercial Lease Agreement with Sateh Sam Hasroun, publisher of The Digger Shopper and News, for rental of a commercial unit at the Historic State Theatre, 1461 Myers Street, Suite 2. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Sateh Sam Hasroun thanked the Council for considering the Lease Agreement for 1461 Myers Street, Suite 2.

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

Adopt Resolution No. 8348 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE VICE MAYOR TO EXECUTE A COMMERCIAL LEASE AGREEMENT WITH SATEH SAM HASROUN FOR OFFICE SPACE LOCATED AT 1461 MYERS STREET, SUITE 2 – (Agreement No. 3118).

The motion was passed by the following vote:

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

7. **AGREEMENT TO RIGHT-OF-ENTRY/ POSSESSION WITH BUTTE COUNTY – staff report**

The Council considered an Agreement to Right-of-Entry/Possession with Butte County 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)**

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

Adopt Resolution No. 8355 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT TO RIGHT-OF-ENTRY/POSSESSION WITH THE COUNTY OF BUTTE FOR THE FIBER OPTIC UTILITY INSTALLATION RELATING TO THE BUTTE COUNTY HALL OF RECORDS CONSTRUCTION PROJECT, LOCATED ON THE CORNER OF NELSON AVENUE AND DEL ORO AVENUE – (Agreement No. 3121).

The motion was passed by the following vote:

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

8. PROPOSED FIRE SUPPRESSION AVIATION FACILITY PRESENTATION – staff report

The Council heard a presentation regarding the exploration of a proposed collaborative effort between the Oroville City Fire Department, Mooretown Fire Department, El Medio Fire Department and the Bureau of Indian Affairs to develop a Fire Suppression Aviation Facility at the Oroville Airport. **(Bill La Grone, Director of Public Safety)**

Following the presentation and discussion, a motion was made by Council Member Berry, seconded by Council Member Pittman, to:

Authorize and direct the Vice Mayor to execute a Letter of Support for the exploration of the collaborative effort between the Oroville City Fire Department, Mooretown Fire Department, El Medio Fire Department and the Bureau of Indian Affairs to develop a Fire Suppression Aviation Facility at the Oroville Airport.

The motion was passed by the following vote:

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

SUCCESSOR AGENCY - None

MAYOR/ COUNCIL REPORTS

Council Member Pittman reported on the 2015 Chamber Awards event, held Thursday, April 23, 2015, at which the Samuel J. Norris Award for Excellence Award was presented to the Gee family.

Council Member Pittman reported that the Chamber of Commerce was conducting interviews for the position of Chief Executive Officer, due to the retirement of Claudia Knaus.

Council Member Pittman that the private security service, hired by Butte County Association of Governments, was receiving positive feedback from the community and effectively decreasing the loitering and vandalism that was taking place at the Spencer Avenue Transit Station.

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

Ruth Wright, Director of Finance, reported that the Oversight Board had approved the transfer of \$3,400,000 to the City's General Fund, pending approval by the State's Department of Finance.

Donald Rust, Director of Community Development, reported on the following:

- Willow Partners would be making a presentation to the Council on May 19, 2015, regarding a proposed 52-unit Affordable Senior Housing Project.
- Butte County will be considering approval of a Specific Plan for Rio de Oro. A letter of support will be sent from the City expressing the need for City standards to be included in the Specific Plan, with a request for a development agreement between the City and the County addressing future annexations.
- The Chinese Temple Repairs and Conservation Project is on schedule with only a few minor modifications to the scheduled repairs. The apartment located on the Chinese Temple property will be occupied by a sub-contractor for the duration of the Project.

CORRESPONDENCE

- Department of Alcoholic Beverage Control, received April 20, 2015
- State of California Department of Parks & Recreation, Boating & Waterways Commission, received April 20, 2015

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

Preston Dickenson, AT&T External Affairs Representative, spoke to the Council in regards to local services and assistance.

CLOSED SESSION

The Council held a Closed Session on the following:

1. Pursuant to Government Code Section 54957(b), the Council met 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 met 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 met 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 met 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 54956.95, the Council met with the Acting City Administrator and City Attorney relating to Worker's Compensation Claim No. NCWA-556295.
6. Pursuant to Government Code section 54956.9(a), the Council met with the Acting 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.
7. Pursuant to Government Code section 54956.9(d), the Council met with the Acting City Administrator and the City Attorney regarding potential litigation – two cases.

Vice Mayor Wilcox announced that there were no reportable actions taken in Closed Session and direction had been given to staff.

ADJOURNMENT

The meeting was adjourned at 7:35 p.m. A special meeting of the Oroville City Council will be held on Monday, May 11, 2015, at 3:00 p.m. at the Table Mountain Golf Club, 2700 Oro Dam Boulevard, Oroville, CA.

Donald Rust, Acting City Clerk

Linda L. Dahlmeier, Mayor