

**CITY COUNCIL MEETING MINUTES
JUNE 2, 2015 – 5:00 P.M.**

The agenda for the June 2, 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, May 29, 2015, at 2:36 p.m.

The June 2, 2015 regular meeting of the Oroville City Council was called to order by Mayor Dahlmeier at 5:33 p.m.

ROLL CALL

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

Staff Present:

Donald Rust, Director of Community Development
Bill La Grone, Director of Public Safety
Allen Byers, Assistant Police Chief
Rick Walls, Interim City Engineer
Dean Hill, Assistant Fire Chief

Scott Huber, City Attorney
Jamie Hayes, Assistant City Clerk
Karolyn Fairbanks, Treasurer
Gary Layman, Chief Building Official

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Brianna and Derrick Pearson.

PROCLAMATION / PRESENTATION

Ken Shuey, Sewerage Commission – Oroville Region, gave a presentation regarding rate increases.

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

CONSENT CALENDAR

A motion was made by Council Member Hatley, seconded by Vice Mayor Wilcox, to approve the following Consent Calendar, with exception to Item No. 3, 7 and 8:

1. **APPROVAL OF THE MINUTES OF MAY 19, 2015 REGULAR MEETING AND THE MAY 26, 2015 SPECIAL MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached
2. **AMENDMENT TO STREET SWEEPING AGREEMENT WITH CALTRANS** – staff report

The Council considered an Amendment to the Street Sweeping Agreement with Caltrans regarding the street sweeping of Highway 162. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested: **Approve the Amendment to the Street Sweeping Agreement with Caltrans as indicated in the June 2, 2015 staff report**

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

4. AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH SPECIAL DISTRICT SERVICES, INC. – staff report

The Council considered an Amendment to the Professional Services Agreement with Special District Services, Inc. for the preparation of Assessment District and Community Facilities District Annual Administrative Reports. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested: **Adopt Resolution No. 8367 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH SPECIAL DISTRICT SERVICES, INC. FOR THE PREPARATION OF ASSESSMENT DISTRICT AND COMMUNITY FACILITIES DISTRICT ANNUAL ADMINISTRATIVE REPORTS – (Agreement No. 1935-3).**

5. REQUEST TO AMEND AND RESTATE A PROFESSIONAL SERVICES AGREEMENT WITH ROYSTON HANAMOTO ALLEY & ABEY – staff report

The Council considered amending and restating a Professional Services Agreement with Royston Hanamoto Alley & Abey for the update and completion of the draft Parks, Trails and Open Space Master Plan. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Adopt Resolution No. 8369 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDED AND RESTATED PROFESSIONAL SERVICES AGREEMENT WITH ROYSTON HANAMOTO ALLEY & ABEY TO UPDATE AND COMPLETE THE PARKS, TRAILS AND OPEN SPACE MASTER PLAN – (Agreement No. 1869-2).**

6. AMENDMENT TO JOINT POWERS AGREEMENT WITH BUTTE COUNTY ASSOCIATION OF GOVERNMENTS – staff report

The Council considered an Amendment to the Joint Powers Agreement with Butte County Association of Governments. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested: **Adopt Resolution No. 8368 – A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING AN EXTENSION OF THE TERM OF THE JOINT POWERS AGREEMENT ESTABLISHING THE BUTTE COUNTY ASSOCIATION OF GOVERNMENTS ENDING JULY 26, 2017.**

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

8. **THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR (SEE BELOW)**
9. **AMENDMENTS TO THE EMPLOYMENT AGREEMENTS WITH DONALD L. RUST AND BILL LA GRONE** – staff report

The Council considered Amendments to the Employment Agreements with Donald L. Rust, Community Development Director and Acting City Administrator, and Bill La Grone, Public Safety Officer and Acting Personnel Officer. **(Scott E. Huber, City Attorney)**

Council Action Requested:

1. **Adopt Resolution No. 8370 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND DONALD L. RUST – (Agreement No. 1974-5).**
2. **Adopt Resolution No. 8371 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND BILL LA GRONE – (Agreement No. 1969-6).**

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

ITEMS REMOVED FROM THE CONSENT CALENDAR

3. **ADDITIONAL FUNDING FOR UNIFORM CLEANING SERVICES** – staff report

The Council considered additional funding for uniform cleaning services for the Sewer and Vehicle Maintenance Divisions. **(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 clarification.

Following discussion, a motion was made by Council Member Hatley, seconded by Council Member Berry, to:

Authorize additional funding, in the amount of \$700, for uniform cleaning services for the Sewer and Vehicle Maintenance Divisions through June 30, 2015.

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

7. 2014 – 2015 BUDGET ADJUSTMENTS – staff report

The Council considered necessary year-end Budget adjustments for 2014 - 2015. **(Ruth Wright, Director of Finance)**

This item was removed from the Consent Calendar at the request of Council Member Hatley for clarification.

Following discussion, a motion was made by Council Member Hatley, seconded by Council Member Berry, to:

Approve the necessary year-end Budget adjustments as indicated in Exhibit “A” of the June 2, 2015 staff report.

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

8. CLOSURE AND TRANSFER OF CITY FUNDS – staff report

The Council considered the closure and transfer of City funds. **(Ruth Wright, Director of Finance)**

This item was removed from the Consent Calendar at the request of Donald Rust, Acting City Administrator.

Following discussion, a motion was made by Council Member Hatley, seconded by Council Member Berry, to:

Approve the year-end closure and transfer of City funds, as indicated in Exhibit “A” of the June 2, 2015 staff report.

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

PUBLIC HEARINGS - None

REGULAR BUSINESS

10. **USE OF THE CITY'S 1922 BUICK FOR THE 5TH ANNUAL BUTTE COUNTY OLIVE FESTIVAL** – staff report

The Council considered a request from the Butte County Historical Society for permission to display the City's 1922 Buick at the Ehmann Home parking lot for the 5th Annual Olive Festival. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Following discussion, the Council directed staff to assist Council Member Del Rosario with locating and displaying the City's 1922 Buick at the Ehmann Home parking lot for the 5th Annual Olive Festival.

11. **SALE OF JET FUEL FILTER TO CITY OF UKIAH** – staff report

The Council considered the sale of a City-owned jet fuel filter to the City of Ukiah. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

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

Authorize the sale of the City's Airport fuel filter pumping package to the City of Ukiah for \$24,000.

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. **PROJECT CONTRACT WITH WALBERG, INC.** – staff report

The Council considered a Project Contract with the lowest responsible bidder, Walberg, Inc., in the amount of \$55,544, for the Municipal Auditorium Storm Drain Repair Project. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

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

1. **Adopt Resolution No. 8372 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROJECT CONTRACT WITH THE LOWEST RESPONSIBLE BIDDER, WALBERG, INC, IN THE AMOUNT OF \$55,544, FOR THE MUNICIPAL AUDITORIUM STORM DRAIN PIPE REPAIR PROJECT – (Agreement No. 3126).**

2. Approve the inclusion of the Administrative Assistant position in the fiscal year 2015/2016 Budget.

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

13. PROJECT CONTRACT WITH SOUTHWEST PIPELINE AND TRENCHLESS CORPORATION – staff report

The Council considered a Project Contract with the lowest responsible bidder, Southwest Pipeline and Trenchless Corporation, in the amount of \$1,085,493, for the Sewer Pipe Lining and Point Repairs Project. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

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

- 1. Adopt Resolution No. 8373 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROJECT CONTRACT WITH THE LOWEST RESPONSIBLE BIDDER, SOUTHWEST PIPELINE AND TRENCHLESS CORPORATION, IN THE AMOUNT OF \$1,085,493, FOR THE SEWER PIPE LINING AND POINT REPAIRS PROJECT – (Agreement No. 3127).**
- 2. Authorize a 10% contingency, not to exceed \$108,549 for the Project.**

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

14. UTILITY ROUNDTABLE REGARDING FUTURE GROWTH AND EXPANSION – staff report

The Council considered directing staff in regards to the City's involvement with reaching out to local utility agencies for discussions of future growth and expansion. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Following discussion, the Council directed staff to assist with reaching out to local utility agencies for discussions on future growth and expansion relating to economic development.

15. 2015/2016 PRELIMINARY BUDGET – staff report

The Council received the 2015/2016 Preliminary Annual Budget for review. *(The Adopted Budget is required to be approved by the July 7, 2015 regular City Council meeting)* **(Ruth Wright, Director of Finance and Donald Rust, Director of Community Development)**

SUCCESSOR AGENCY - None

MAYOR/ COUNCIL REPORTS

Mayor Dahlmeier reported that the City of Oroville had been selected as one of two recipients of the Destination America's Red, White and You Contest – "American Towns with Memorable Fireworks Celebrations This July 4th".

Council Member Pittman reported that Sandy Linville had begun her employment as Chief Executive Officer of the Oroville Area Chamber of Commerce.

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

Bill La Grone, Director of Public Safety, reported that the Municipal Law Enforcement Services Program will be operated out of the Municipal Auditorium.

Donald Rust, Director of Community Development reported that the Saturday Farmer's Market had recently been relocated to the corner lot of Parking Lot A due protests made by a few local businesses located along Montgomery Street in regards to parking accessibility to their storefronts. After reviewing the current location of the Market, the Council directed staff to allow for the Farmer's Market to locate in Parking Lot A along Huntoon Street and Montgomery Street in order to allow for Public Safety access.

Mr. Rust also reported on the following:

- Leakage Study Update completed by Chico State's Center for Economic Development to include Currier Square businesses
- Department of Water Resources Lake Oroville billboards have been renewed along Highway 99
- League of California Cities Conference to be held September 30th – October 2nd in San Jose

CORRESPONDENCE

- Butte County Historical Society, received May 20, 2015
- Oroville Fireman's Association, received May 27, 2015

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

Natalie Carter, Oroville Farmer's Market Manager, spoke to the Council in regards to the current location of the Saturday Market.

Alan Cartwright spoke to the Council in regards to local trees.

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 54956.9(d), the Council met with the Acting City Administrator and the City Attorney regarding potential litigation – one case.

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

ADJOURNMENT

The meeting was adjourned at 7:30 p.m. A regular meeting of the Oroville City Council will be held on Tuesday, June 16, 2015, at 5:00 p.m.

Donald Rust, Acting City Clerk

Linda L. Dahlmeier, Mayor