



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Regular Meeting

SEPTEMBER 1, 2015
CLOSED SESSION 5:00 P.M.
OPEN SESSION 6:00 P.M.
AGENDA

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. 4 AND 5)

RECONVENE TO OPEN SESSION

OPEN SESSION (6:00 P.M.)

PLEDGE OF ALLEGIANCE

PROCLAMATION / PRESENTATION

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 AUGUST 18, 2015 REGULAR MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached

2. **DOWNTOWN CITY TREE REMOVAL WORK PROJECT** – staff report

The Council may consider the removal of three (3) trees in downtown Oroville. **(Donald Rust, Director of Community Development, Wade Atteberry, Public Works Supervisor and Gary Layman, Chief Building Official)**

Council Action Requested: **Authorize the City's Parks & Trees staff to remove the subject trees, and to replace the trees from the City's current tree inventory, located at the Corporation Yard, to eliminate several deficiencies along Bird Street, from Oak Street to Huntoon Street.**

3. **ZC 15-01: SIGN CODE AMENDMENT – REQUIREMENTS FOR THE DOWNTOWN HISTORIC OVERLAY AND HISTORIC PRESERVATION DISTRICTS** – staff report

The Council may consider amending Section 26-19.105 of the Oroville Municipal Code relating to the City's sign regulations in the Downtown Historic Overlay/Historic Preservation District. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Waive the second reading and adopt by title only, Ordinance No. 1809– AN ORDINANCE OF THE OROVILLE CITY COUNCIL ADOPTING THE PROPOSED AMENDMENTS TO THE OROVILLE MUNICIPAL CODE SECTION 26-19.150 RELATING TO THE CITY'S SIGN REGULATIONS IN THE DOWNTOWN HISTORIC OVERLAY / HISTORIC PRESERVATION DISTRICT.**

4. **REINSTATEMENT OF FULL-TIME SWORN POLICE OFFICER POSITION** – staff report

The Council may consider a correction to the Police Department Position Control List to include the reinstatement of a full-time Sworn Police Officer position. **(Ruth Wright, Director of Finance)**

Council Action Requested: **Approve the correction to the Police Department Position Control List to include the reinstatement of a full-time Sworn Police Officer position.**

5. **LETTER OF AGREEMENT WITH DAVIS HAMMON AND COMPANY** – staff report

The Council may consider a Letter of Agreement with Davis Hammon & Company to review the City's financial information and recap Home Investment Partnership Program's Program Income received and expended for the period July 1, 2002 through June 30, 2015. **(Donald Rust, Director of Community Development and Amy Bergstrand, Management Analyst III)**

Council Action Requested: **Adopt Resolution No. 8422 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A LETTER OF AGREEMENT WITH DAVIS HAMMON AND COMPANY, IN AN AMOUNT NOT TO EXCEED \$4,400, FOR FINANCIAL SERVICES RELATING TO THE HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) PROGRAM INCOME RECEIVED AND EXPENDED FOR THE PERIOD JULY 1, 2002 THROUGH JUNE 30, 2015 – (Agreement No. 3144).**

6. **AMENDMENT TO NORTHWEST SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS AGREEMENT** – staff report

The Council may consider an Amendment to the Northwest Society for the Prevention of Cruelty to Animals Agreement, to include the newly annexed Area B, in South Oroville. **(Bill La Grone, Director of Public Safety)**

Council Action Requested: **Adopt Resolution 8423 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH THE NORTHWEST SOCIETY FOR THE PREVENTION OF CRUELTY OF ANIMALS TO INCLUDE A \$10,000 INCREASE FOR FISCAL YEAR 2015/2016, TO INCLUDE NEWLY ANNEXED AREA B, IN SOUTH OROVILLE - (Agreement No. 2041-3).**

7. **RE-OPENING OF THE OROVILLE SAFETY MORTGAGE ASSISTANCE PROGRAM** – staff report

The Council may consider re-opening the Oroville Safety Mortgage Assistance Program. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize staff to re-open the Oroville Safety Mortgage Assistance Program.**

8. **AMENDED AND RESTATED PROFESSIONAL SERVICES AGREEMENT WITH CHRISTOPHER SMITH DBA: ROCKETSPOTS.TV** – staff report

The Council may consider an Amended and Restated Professional Services Agreement with Christopher Smith dba: RocketSpots.tv (formerly Musselman Pictures), in the amount of \$10,450, relating to video recording services provided for the Oroville City Council meetings. **(Donald Rust, Director of Community Development and Tyson Pardee, IT Manager)**

Council Action Requested: **Adopt Resolution No. 8424 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDED AND RESTATED PROFESSIONAL SERVICES AGREEMENT WITH CHRISTOPHER SMITH DBA: ROCKETSPOTS.TV (FORMERLY MUSSELMAN PICTURES), IN THE AMOUNT OF \$10,450, RELATING TO VIDEO RECORDING SERVICES PROVIDED FOR THE OROVILLE CITY COUNCIL MEETINGS – (Agreement No. 1810-6).**

PUBLIC HEARINGS - None

REGULAR BUSINESS

9. **AMENDMENT TO PROJECT CONTRACT WITH WALBERG, INC.** – staff report

The Council may consider an Amendment to the Project Contract with Walberg, Inc., in the amount of \$63,199, for the Municipal Auditorium Storm Drain Pipe Repair Project. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested: **Adopt Resolution No. 8425 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE PROJECT CONTRACT WITH WALBERG, INC., IN THE AMOUNT OF \$63,199, FOR THE MUNICIPAL AUDITORIUM STORM DRAIN PIPE REPAIR PROJECT (Agreement No. 3126-1)**

10. **COMMUNITY DIVERSION FOR THE RE-DIRECTION OF THE TRANSIENT HOMELESS** – staff report

The Council may consider supporting the further implementation a community wide diversion program to address the ongoing issue of transient homelessness and the associated crime and quality of life issues associate with the transient homeless. **(Bill La Grone, Director of Public Safety)**

Council Action Requested: **Direct staff to implement a community-wide diversion program to address the ongoing issue of transient homelessness and the associated crime and quality of life issues associate with the transient homeless, as indicated in this staff report, dated September 1, 2015.**

11. **REQUESTS FOR BIDS – WESTSIDE PUBLIC SAFETY FACILITY** – staff report

The Council may consider the issuance of a Request for Bids relating to the alterations of the Advanced Technology Center building for the future location of the Westside Public Safety Facility located at the

Oroville Municipal Airport. (**Bill La Grone, Director of Public Safety and Gary Layman, Chief Building Official**)

Council Action Requested: **Authorize the issuance of a Request for Bids for alterations to the Advanced Technology Center building for its use as the Westside Public Safety Facility.**

12. RESPONSE TO 2014/2015 BUTTE COUNTY GRAND JURY REPORT – staff report

The Council may consider approving the response to the 2014/2015 Butte County Grand Jury Report on behalf of the City of Oroville. (**Scott E. Huber, City Attorney**)

Council Action Requested: **Approve the City of Oroville’s response to the 2014/2015 Butte County Grand Jury Report and authorize the Mayor to sign the response on behalf of the City Council.**

SUCCESSOR AGENCY - None

MAYOR/ COUNCIL REPORTS

- (2) Council Appointments to the Health Review Committee

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 54957.6, 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.
2. Pursuant to Government Code section 54956.9(d), the Council will meet with the Acting City Administrator and the City Attorney regarding potential litigation – two cases.
3. Pursuant to Government Code section 54956.9(a), the Council will meet with the Acting City Administrator, and the City Attorney relating to existing litigation: Diane MacMillan v. City of Oroville, et al., Butte County Superior Court, Case No. 163806.

4. Pursuant to Government Code section 54956.9(a), the Council will meet with the Acting City Administrator, and the City Attorney relating to existing litigation: Norman O. Cable v. City of Oroville, et al., Butte County Superior Court, Case No. 164706.
5. Pursuant to Government Code section 54956.9(a), the Council will meet with the Acting City Administrator 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.

ADJOURNMENT

The meeting will be adjourned. A regular meeting of the Oroville City Council will be held on Tuesday, September 15, 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.