



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Regular Meeting

OCTOBER 6, 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. 5)

RECONVENE TO OPEN SESSION

OPEN SESSION (6:00 P.M.)

PLEDGE OF ALLEGIANCE

PROCLAMATION / PRESENTATION

Proclamation recognizing *October 2015* as *Domestic Violence Awareness Month*

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 SEPTEMBER 15, 2015 REGULAR MEETING OF THE OROVILLE

CITY COUNCIL – minutes attached

2. CAPITAL PROJECTS/EQUIPMENT REPLACEMENT FUND TRANSFER REVERSAL – staff report

The Council may consider the reversal of a transfer from the General Fund to the Equipment Replacement and Capital Projects Funds, in the amount of \$437,415. **(Ruth Wright, Director of Finance)**

Council Action Requested: **Approve the transfer from the General Fund, in the amount of \$437,415, to replenish the Equipment Replacement and Capital Projects Funds.**

3. PUBLIC AUTHORITY AGGREGATE WATER BUDGET PROGRAM – staff report

The Council may consider enrollment in the Public Authority Aggregate Water Budget Program for the City of Oroville. **(Donald Rust, Director of Community Development and Wade Atteberry, Parks and Trees Supervisor)**

Council Action Requested: **Direct staff to enroll the City of Oroville into the Public Water Budget Program with the California Water Service Company.**

4. POTENTIAL FUNDING OPPORTUNITIES FROM STATE AGENCIES AND CORPORATE SPONSORS
– staff report

The Council may consider seeking funding opportunities from state agencies and corporate sponsors. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Authorize staff to make in-person contacts and seek sponsorship from relevant state agencies and other potential corporate sponsors.**

5. PURCHASE OF SIX (6) GPH ANALOG BENDIX KING PROGRAMMABLE HANDHELD RADIOS WITH BATTERIES – staff report

The Council will be advised of the purchase of six (6) GPH Analog Bendix King programmable radios by the Fire Department, utilizing Fire Impact fees, in the amount of \$5,652.07, for the purchase. **(Bill LaGrone, Director of Public Safety)**

Council Action Requested: **For information purposes only.**

6. PROFESSIONAL SERVICES AGREEMENT WITH THE OROVILLE AREA CHAMBER OF COMMERCE – staff report

The Council may consider a Professional Services Agreement with the Oroville Area Chamber of Commerce, in the amount of \$10,000, to provide assistance to the City for marketing and tourism related activities. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8429 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH THE OROVILLE AREA CHAMBER OF COMMERCE, IN THE AMOUNT OF \$10,000, TO PROVIDE ASSISTANCE TO THE CITY FOR MARKETING AND TOURISM RELATED ACTIVITIES – (Agreement No. 1412-14).**

PUBLIC HEARINGS

7. EXPEDITED PERMITTING PROCEDURES FOR SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEMS – staff report

The Council may consider adopting an ordinance adding a section to the City of Oroville Municipal Code, per Subsection (a) of Section 65850.5 of the California Government Code, regarding the implementation of consistent statewide standards to achieve the timely and cost-effective installation of solar energy systems. **(Donald Rust, Director of Community Development and Gary Layman, Chief Building Official)**

Council Action Requested: **Waive the first reading and introduce by title only, Ordinance No. 1810 - AN ORDINANCE OF THE OROVILLE CITY COUNCIL ADOPTING THE PROPOSED AMENDMENTS TO THE OROVILLE MUNICIPAL CODE SECTION 21-1 RELATING TO THE EXPEDITED PERMITTING PROCEDURES FOR SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEMS.**

REGULAR BUSINESS

8. AGREEMENT WITH RICK CARPENTER ROOFING – staff report

The Council may consider an Agreement with Rick Carpenter Roofing, in the amount of \$5,670, for the State Theatre Roof Repairs Project. **(Donald Rust, Director of Community Development and Gary Layman, Chief Building Official)**

Council Action Requested: **Provide direction, as necessary.**

9. OROVILLE OPHIR LIONS CLUB FEE WAIVER AND FACILITY USE REQUEST – staff report

The Council may consider a request from the Oroville Ophir Lions Club for the use of a City facility, at no cost for three monthly meetings and a fee waiver request for the use of the Municipal Auditorium on December 4 – 6, 2015. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Provide direction to staff.**

10. REQUEST FROM OROVILLE UNION HIGH SCHOOL DISTRICT TO USE CITY COUNCIL CHAMBERS – staff report

The Council may consider a request from the Oroville Union High School District to utilize the City Council Chambers for their bi-monthly board meetings. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Direct staff, as necessary.**

11. AGREEMENT WITH BUTTE COUNTY FOR PLACING COMMUNITY FACILITIES DISTRICT 2006-1 AND 2006-2 SPECIAL TAXES ON PROPERTY TAX BILL – staff report

The Council may consider an Agreement with Butte County for placement of the annual Community Facilities District special tax onto the property tax bills for those properties subject to the City's CFD 2006-1 and 2006-2 annual tax. **(Donald Rust, Director of Community Development and Rick Walls, Interim, City Engineer)**

Council Action Requested:

- 1. Adopt Resolution No. 8430 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT WITH BUTTE COUNTY FOR THE PLACEMENT OF COMMUNITY FACILITIES DISTRICT 2006-1 TAXES ON THE PROPERTY TAX BILLS – (Agreement No. 3148); and**

2. **Adopt Resolution No. 8431 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT WITH BUTTE COUNTY FOR THE PLACEMENT OF COMMUNITY FACILITIES DISTRICT 2006-1 TAXES ON THE PROPERTY TAX BILLS – (Agreement No. 3149).**

12. **BUTTE COUNTY TOURISM BUSINESS IMPROVEMENT DISTRICT – staff report**

The Council may consider a Resolution granting consent to the County of Butte to form a Butte County Tourism Business Improvement District and to include the jurisdiction of the City of Oroville within the District. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Adopt Resolution No. 8432 – A RESOLUTION OF THE COUNCIL OF THE CITY OF OROVILLE, STATE OF CALIFORNIA, GRANTING CONSENT TO THE COUNTY OF BUTTE TO FORM THE BUTTE COUNTY TOURISM BUSINESS IMPROVEMENT DISTRICT.**

13. **PROFESSIONAL SERVICES AGREEMENT WITH HOLDREGE & KULL – staff report**

The Council may consider a Professional Services Agreement with the lowest responsible bidder, Holdrege & Kull, in the amount of \$23,704, for materials testing services for the Oro Dam Traffic Signals and Table Mountain Boulevard Roundabout Projects. **(Donald Rust, Director of Community Development and Rick Walls, Interim, City Engineer)**

Council Action Requested:

1. **Adopt Resolution No. 8433 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH HOLDREGE & KULL, IN THE AMOUNT OF \$23,704, FOR MATERIALS TESTING SERVICES FOR THE ORO DAM BOULEVARD TRAFFIC SIGNALS AND TABLE MOUNTIAN BOULEVARD ROUNDABOUT PROJECTS – (Agreement No. 3150); and**
2. **Authorize a 5% contingency, not to exceed \$1,185.**

14. **ESTABLISHMENT OF A BOARD OF DIRECTORS FOR THE CITY OF OROVILLE MUSEUM AND CULTURAL FACILITIES FOUNDATION - staff report**

The Council may consider seeking applications from individuals desiring to serve as a Director on the Board of City Museums and Cultural Facilities Foundation for terms ranging from one to three years.**(Donald Rust, Director of Community Development)**

Council Action Requested: **Provide direction to staff, as necessary.**

15. **ADDITIONAL ROADWAY IMPROVEMENTS FOR WALMART SUPERSTORE PROJECT – staff report**

The Council may consider the use of traffic impact fees, estimated at \$40,000, for the construction of additional curb, gutter and sidewalk improvements along the east side of Feather River Boulevard. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested: **Authorize the use of traffic impact fees to pay the actual cost of additional curb, gutter and sidewalk improvements for the Walmart Superstore Project, estimated at \$40,000.**

16. **PROFESSIONAL SERVICES AGREEMENT WITH PATRICK CLARK CONSULTING – staff report**

The Council may consider a Professional Services Agreement with Patrick Clark Consulting for Labor Negotiation Services. **(Bill LaGrone, Director of Public Safety)**

Council Action Requested: **Adopt Resolution No. 8434 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH PATRICK CLARK CONSULTING FOR LABOR NEGOTIATION SERVICES RELATING TO ALL EMPLOYEE ASSOCIATIONS OF THE CITY OF OROVILLE - (Agreement No. 3115).**

SUCCESSOR AGENCY - None

COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS (A verbal report may be given regarding any committee meetings attended.)

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

CORRESPONDENCE

- California Water Service Company, received September 22 , 2015
- Butte County Administration, received September 23, 2015

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 54957(b), the Council will meet with Acting City Administrator, Personnel Officer, and City Attorney to consider the evaluation of performance related to the following position: Assistant Chief of Police.
3. Pursuant to Government Code Section 54957(b), the Council will meet with Acting City Administrator, Personnel Officer, and City Attorney to consider the evaluation of performance related to the following position: Deputy Fire Chief.
4. Pursuant to Government Code section 54956.8, the Council will meet with Real Property Negotiator, Acting City Administrator, and the City Attorney regarding the property identified as 1729 Boynton Avenue, Oroville, CA. 95966.
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 regular meeting of the Oroville City Council will be held on Tuesday, October 20, 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.