



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Regular Meeting

NOVEMBER 3, 2015
CLOSED SESSION 5:00 P.M.
OPEN SESSION 6:00 P.M.
AMENDED 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.6 AND 7)

RECONVENE TO OPEN SESSION

OPEN SESSION (6:00 P.M.)

PLEDGE OF ALLEGIANCE

PROCLAMATION / PRESENTATION

Oaths of Office for Municipal Law Enforcement Officers, Fire Engineer, Lieutenants and Sergeants

Proclamation recognizing *November 2015* as *Homeless and Runaway Youth Awareness Month*

Presentation by *Sandy Linville, Oroville Area Chamber of Commerce*, relating to the *Oroville Economic Index and Business Confidence Survey*

Presentation by *Anthony Thomas* relating to *Space Based Weapons* and *Chemical Trails*

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 OCTOBER 20, 2015 REGULAR MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached

Successor Agency:

2. **PURCHASE AND SALE AGREEMENTS OF FORMER OROVILLE REDEVELOPMENT AGENCY PROPERTIES** – staff report

The Council may consider recommending approval of the Sale and Purchase Agreements to the Oversight Board for the Successor Agency of the City of Oroville of four former Oroville Redevelopment Agency properties pursuant to the Long-Range Property Management Plan, approved by the State Department of Finance. **(Rick Farley, RDA Coordinator and Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 15-14 - A RESOLUTION OF THE OROVILLE SUCCESSOR AGENCY OF THE FORMER OROVILLE REDEVELOPMENT AGENCY OF THE CITY OF OROVILLE AUTHORIZING AND DIRECTING THE CHAIRPERSON TO SIGN A RESOLUTION RECOMMENDING TO THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE CITY OF OROVILLE THAT THE FOUR (4) PROPERTIES: 2044, 2060 AND 2062 MONTGOMERY STREET, AND 1305 MYERS STREET BE SOLD FOR THE APPRAISED VALUE.**

Finance Department:

3. **PURCHASE OF COST ALLOCATION SOFTWARE FROM COSTTREE, LLC** – staff report

The Council will receive information regarding the recent purchase of CostTree, LLC. cost allocation software. **(Ruth Wright, Director of Finance)**

Council Action Requested: **Information only.**

Community Development Department:

4. **TREE REMOVAL AT ORO DAM BOULEVARD AND ACACIA AVENUE** – staff report

The Council may consider the removal of a Chinese Pistache tree at Oro Dam Boulevard and Acacia Avenue. **(Wade Atteberry, Parks and Trees Supervisor and Donald Rust, Director of Community Development)**

Council Action Requested: **Direct staff to remove the Chinese Pistache tree at Oro Dam Boulevard and Acacia Avenue.**

5. **RATIFICATION OF TIRE-DERIVED PRODUCT GRANT APPLICATION** – staff report

The Council may consider ratifying the submission of a Tire-Derived Product Grant Application to CalRecycle on October 14, 2015, in the amount of \$62,965. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8440 – A RESOLUTION OF THE OROVILLE CITY COUNCIL RATIFYING ALL DOCUMENTS RELATING TO THE CALRECYCLE FISCAL YEAR 2015/2016 TIRE-DERIVED GRANT APPLICATION, IN THE AMOUNT OF \$62,965.**

Business Assistance & Housing Development Department:

6. **PROFESSIONAL SERVICES AGREEMENT WITH ROY L. HASTINGS & ASSOCIATES, LLC** – staff report

The Council may consider a Professional Services Agreement with Roy L. Hastings & Associates, LLC., in the amount of \$5,000, for Labor Standards Monitoring Services relating to the Oroville Municipal Auditorium Heating and Colling Repairs Project. **(Amy Bergstrand, Management Analyst III and Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8441 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH ROY L. HASTINGS & ASSOCIATES, IN THE AMOUNT OF \$5,000, FOR LABOR STANDARDS MONITORING SERVICES RELATING TO THE OROVILLE MUNICIPAL AUDITORIUM HEATING AND COOLING REPAIRS PROJECT – (Agreement No. 3155).**

PUBLIC HEARINGS - None

REGULAR BUSINESS

Public Safety Department:

7. **UN-FREEZING POLICE OFFICER POSITION** - staff report

The Council may consider un-freezing a Police Officer position and authorizing staff to fill the position. **(Bill LaGrone, Director of Public Safety)**

Council Action Requested:

1. **Authorize staff to recruit and hire a Police Officer position; and**
2. **Approve Supplemental Appropriation No. 2015/2016-1103-XX.**

8. **FIRE INSPECTOR POSITION** - staff report

The Council may consider the implementation of a Fire Inspector position for the Fire Department to complete State Fire Marshal required annual fire inspections and annual weed abatement inspections. **(Bill LaGrone, Director of Public Safety)**

Council Action Requested:

1. **Authorize staff to recruit and hire a Fire Inspector position; and**
2. **Approve Supplemental Appropriation No. 2015/2016-1103-XX.**

Finance Department:

9. **ACCOUNTS RECEIVABLE WRITE-OFFS** - staff report

The Council may consider uncollectable account receivables for write-off, including which year to apply the write-off. **(Ruth Wright, Director of Finance)**

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

10. REPORT OF INVESTMENTS FOR SEPTEMBER 2015 – report attached

The Council will receive a copy of the Report of Investments for September 2015. **(Ruth Wright, Director of Finance)**

Council Action Requested: **Acknowledge receipt of the September 2015 Report of Investments.**

Community Development Department:

11. REIMBURSEMENT FROM PACIFIC GAS AND ELECTRIC COMPANY – staff report

The Council may consider accepting a reimbursement in the amount of \$6,841, from Pacific Gas & Electric Company, for asphalt paving at the Table Mountain Boulevard Roundabout Project. **(Rick Walls, Interim City Engineer and Donald Rust, Director of Community Development)**

Council Action Requested: **Accept the reimbursement in the amount of \$6,841, from Pacific Gas & Electric Company for asphalt paving at the Table Mountain Boulevard Roundabout Project, and direct staff to deposit into the Table Mountain Boulevard Roundabout Project Construction Fund.**

12. TABLE MOUNTAIN GOLF CLUB FEE WAIVER – staff report

The Council may consider a request from the Table Mountain Golf Club for a waiver of City fees associated with the projects described in the November 3, 2015 staff report. **(Luis Topete, Associate Planner, and Donald Rust, Director of Community Development)**

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

13. “WELCOME TO OROVILLE” DIGITAL DISPLAY SIGN PUBLIC FACILITY LEASE AGREEMENT – STOTT OUTDOOR ADVERTISING – staff report

The Council may consider a Lease Agreement with Stott Outdoor Advertising to lease City-owned property located at the northwest corner of the intersection of Georgia Pacific Road and Feather River Boulevard, just east of the Highway 70 (Caltrans) right-of-way, for the installation, operation, maintenance, and marketing of a digital display sign. **(Luis Topete, Associate Planner, and 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 LEASE AGREEMENT WITH STOTT OUTDOOR ADVERTISING FOR THE INSTALLATION, OPERATION, MAINTENANCE, AND MARKETING OF A DIGITAL DISPLAY SIGN ON CITY-OWNED PROPERTY LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION AT GEORGIA PACIFIC ROAD AND FEATHER RIVER BOULEVARD – (Agreement No. 3147).**

14. ATTENDANCE TO POST-REDEVELOPMENT SEMINAR – staff report

The Council may consider directing staff to attend a post-redevelopment seminar aimed at examining the current programs and strategies available for development finance in post-redevelopment California and how communities can achieve the goals of redevelopment with available authorities and financing opportunities, as well as discuss promising new strategies. **(Donald Rust, Director of Community Development)**

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

15. MESA AVENUE STORMWATER DRAINAGE IMPROVEMENTS – staff report

The Council may consider a Resolution making findings and consider the award of an Emergency Construction Contract to the lowest bidder, Duke Sherwood Construction, Inc., in the amount of \$13,802, for the Mesa Avenue Alley Stormwater Drainage Improvements Project. **(Rick Walls, Interim City Engineer and Donald Rust, Director of Community Development)**

Council Action Requested:

1. **Adopt Resolution No. 8442 – A RESOLUTION OF THE OROVILLE CITY COUNCIL MAKING FINDINGS THAT THE MESA AVENUE ALLEY STORMWATER DRAINAGE IMPROVEMENT PROJECT CONSTITUTES AN EMERGENCY REQUIRING THE EXECUTION OF AN EMERGENCY CONTRACT; AND**
2. **Adopt Resolution No. 8443 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN EMERGENCY CONTRACT WITH THE LOWEST BIDDER, DUKE SHERWOOD CONTRACTING, INC., IN THE AMOUNT OF \$13,802, FOR THE MESA AVENUE ALLEY STORMWATER DRAINAGE IMPROVEMENTS PROJECT – (Agreement No. 3156); AND**
3. **Authorize a 10% contract contingency of \$1,380 to only be used for unanticipated and legitimate change orders.**

16. APPOINTING AN AD HOC SUB-COMMITTEE TO COMPLETE AN URBAN FOREST MANAGEMENT PLAN, VEGETATION MANAGEMENT PLAN, AND AMEND THE EXISTING TREE ORDINANCE AND OTHER RELEVANT CITY MUNICIPAL CODE SECTIONS – staff report

The Council may consider appointing an Ad hoc sub-committee to oversee, provide input, and to help complete the Urban Forest Management Plan, amend the existing Tree Ordinance and other relevant City Municipal Code sections, and complete a Vegetation Management Plan for the areas along the Feather River. **(Luis Topete, Associate Planner and Donald Rust, Director of Community Development)**

Council Action Requested:

1. **Direct staff to complete the Urban Forest Management Plan, amendments to the existing Tree Ordinance and other relevant code sections, and a new Vegetation Management Plan for the areas along the Feather River and bring back to the Council review and adoption;**
2. **Appoint three (3) City Council members to the ad hoc sub-committee; and**
3. **Appoint the following to the ad hoc sub-committee to oversee, provide input, and help draft the documents and ordinance amendments:**
 - **Two (2) Park Commissioners, to be appointed at the November 9, 2015 Park Commission meeting**
 - **Four (4) local citizens**
 - **City Staff - Wade Atteberry, Luis Topete, Gary Layman and Donald Rust.**

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

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

Activity Reports:

- Finance Department
- Public Safety Department

Discussion:

- State of the City
- Samuel Norris Award
- Non-Profit Fee Waiver Policy
- City & Private Property Drainage Issues

CORRESPONDENCE

- California Water Service Company, received October 21, 2015
- Butte County Mosquito & Vector Control District, received October 19, 2015
- Butte County Mosquito & Vector Control District, received October 21, 2015
- James Lenhoff, Oroville Heritage Council, received October 28, 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: Director of Public Safety.
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: Director of Planning and Community Development.
4. 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: Director of Finance.

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, November 17, 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.