



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Regular Meeting

NOVEMBER 17, 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)

RECONVENE TO OPEN SESSION

OPEN SESSION (6:00 P.M.)

PLEDGE OF ALLEGIANCE

PROCLAMATION / PRESENTATION

New Business Certificate and *Welcome to Oroville* for *Morrow Heating & Air*

New Business Certificate and *Welcome to Oroville* for *Gilmore Computer Services, LLC*

Presentation by *Butte County Water & Resource Conservation* relating to the *2014 Groundwater Sustainability Act*

CONSENT CALENDAR

1. APPROVAL OF THE MINUTES OF NOVEMBER 3, 2015 REGULAR MEETING OF THE OROVILLE CITY COUNCIL – minutes attached

Finance Department:

2. **MONTHLY FINANCIAL REPORT AND REPORT OF INVESTMENTS FOR OCTOBER 2015** – report attached

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

Council Action Requested: **Acknowledge receipt of the October 2015 Monthly Financial Report and Report of Investments.**

Community Development Department:

3. **NATIVE SONS OF THE GOLDEN WEST REQUEST TO USE PIONEER MUSEUM** – staff report

The Council may consider a request by the Native Sons of the Golden West, Argonaut Parlor No. 8 to hold a plaque dedication ceremony on January 24, 2016, for the Native Sons of the Golden West Charter that is currently housed in the Pioneer Museum. **(Donald Rust, Director of Community Development)**

Council Action Requested:

1. **Approve the request by the Native Sons of the Golden West, Argonaut Parlor No. 8 to hold a plaque dedication ceremony on January 24, 2016, for the Native Sons of the Golden West Charter that is currently housed in the Pioneer Museum; and**
2. **Accept the offer by the Native Sons of the Golden West, Argonaut Parlor No. 8 to assist with the annual cleaning of the Pioneer Museum and its artifacts on December 15, 2015 – February 1, 2016.**

4. **AGREEMENT TO RIGHT-OF-ENTRY/POSSESSION WITH THE BUTTE COUNTY OFFICE OF EDUCATION** – staff report

The Council may consider an Agreement to Right-of-Entry/Possession with the Butte County Office of Education for the installation of existing and proposed fiber optic communication lines in the downtown area. **(Rick Walls, Interim City Engineer and Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8444 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT TO RIGHT-OF-ENTRY/POSSESSION WITH THE BUTTE COUNTY OFFICE OF EDUCATION FOR THE INSTALLATION OF COMMUNICATION LINES AT THREE LOCATIONS IN THE DOWNTOWN AREA – (Agreement No. 3157).**

Administration Department:

5. **DECLARATION AND DISPOSAL/DONATION OF SURPLUS PROPERTY** – staff report

The Council may consider the declaration and disposal/donation of items listed on the Surplus property List. **(Tyson Pardee, IT Manager and Donald Rust, Director of Community Development)**

Council Action Requested: **Declare the items listed in the November 17, 2015 staff report as surplus and authorize that the items be added to the Surplus Property List and donated or disposed of.**

6. **PURCHASE OF HP DESIGNJET 2500T FORMAT PLOTTER AND SCANNER** – staff report

The Council may consider the purchase of a large format digital scanner/copier/printer integrated unit

from the lowest responsible bidder, California Surveying & Drafting Supply, Inc. in the amount of \$7,782.13. **(Tyson Pardee, IT Manager and Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize the purchase of a HP DESIGNJET 2500TFormat Plotter and Scanner, from California Surveying & Drafting Supply, Inc., in the amount of \$7,782.13.**

7. ATTENDANCE TO LASERFICHE EMPOWER CONFERENCE – staff report

The Council may consider authorizing the IT Manager to attend the 2016 Laserfiche Empower Conference, to be held in Long Beach on January 11-14, 2016. **(Tyson Pardee, IT Manager and Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize the IT Manager to attend the 2016 Laserfiche Empower Conference, to be held in Long Beach on January 11-14, 2016.**

PUBLIC HEARINGS - None

REGULAR BUSINESS

Successor Agency:

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

The Council may consider recommending approval of Sale and Purchase Agreements relating to two (2) former Oroville Redevelopment Agency (RDA) properties, identified as Olive Highway Property No. 1 (APN 013-260-055) and Olive Highway Property No. 2 (APN 013-260-056), to the Oversight Board (OB) for the Successor Agency of the City of Oroville, pursuant to the Long Range Property Management Plan (LRPMP), which was approved by the Oversight Board and the State Department of Finance (DOF). **(Rick Farley, RDA Coordinator and Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 15-15 - A RESOLUTION OF THE OROVILLE SUCCESSOR AGENCY OF THE FORMER OROVILLE REDEVELOPMENT AGENCY OF THE CITY OF OROVILLE AUTHORIZING AND DIRECTING THE CHAIRPERSON OR VICE CHAIRPERSON TO SIGN A RESOLUTION RECOMMENDING TO THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE CITY OF OROVILLE THAT THE TWO (2) PROPERTIES: OLIVE HIGHWAY NO. 1 (APN 013-260-055) AND OLIVE HIGHWAY NO. 2 (APN 013-260-056), BE SOLD FOR THE APPRAISED VALUE.**

9. POTENTIAL SALE OF SUCCESSOR AGENCY HOUSING ASSET PROPERTIES – staff report

The Successor Agency may consider options for the distribution and/or potential sale of nine (9) residential former Redevelopment Agency (RDA) Housing asset properties.

Additionally, the Commission may consider the approval of approximately \$4,450 to complete appraisals of five (5) commercial properties and one (1) residential property associated with a possible land trade transaction. **(Amy Bergstrand, Management Analyst III and Donald Rust, Director of Community Development)**

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

Public Safety Department:

10. UN-FREEZING POLICE OFFICER POSITION – staff report *(Continued from November 3, 2015)*

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. 2015/2016-1117-XX.**

11. FIRE INSPECTOR POSITION – staff report (*Continued from November 3, 2015*)

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. 2015/2016-1117-XX.**

Community Development Department:

12. ZONING CLEARANCE/OCCUPANCY PERMIT APPLICATION FOR 2558 S. 5TH AVENUE, SUITE D – TOWING SERVICE – staff report

The Council may consider providing staff with direction regarding a zoning clearance/occupancy permit application for a towing service at 2558 S. 5th Avenue, Suite D, Oroville. **(Luis Topete, Associate Planner and Donald Rust, Director of Community Development)**

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

13. EQUIPMENT PURCHASES FOR SEWER DIVISION – staff report

The Council may consider approving budgeted equipment purchases for the Sewer Division. **(Rick Walls, Interim City Engineer and Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize the purchase of sewer operations equipment as indicated in the November 17, 2015 staff report.**

14. GOFF RESIDENCE DRAINAGE PROJECT – staff report

The Council may consider providing direction to staff in regards to the Goff Residence Drainage Project located at 2917 and 2923 Yard Street. **(Gary Layman, Chief Building Inspector and Donald Rust, Director of Community Development)**

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

Business Assistance and Housing Development Department:

15. REVISED USDA RURAL DEVELOPMENT COMMUNITY FACILITIES GRANT FOR FIRE FIGHTING PERSONAL PROTECTIVE EQUIPMENT FOR FISCAL YEAR 2015/2016 – staff report

The Council may consider the revised submittal of a USDA Rural Development Community Facilities Grant Application and resolution for Fiscal year 2015/2016 for the purchase of Personal protective Equipment for the City of Oroville Fire Department. **(Amy Bergstrand, Management Analyst III and Bill LaGrone, Director of Public Safety)**

Council Action Requested: **Adopt Resolution No. 8445 – A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING AN APPLICATION, MATCH COMMITMENT OF \$44,811, AND CONTRACT EXECUTION FOR FUNDING IN THE AMOUNT OF \$24,129, FROM THE USDA RURAL BUSINESS COMMUNITY FACILITIES GRANT FOR FIREFIGHTING PERSONAL PROTECTIVE EQUIPMENT FOR FISCAL YEAR 2015/2016 AND AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE ALL DOCUMENTS, AGREEMENTS AND ANY AMENDMENTS THERETO WITH THE STATE OF CALIFORNIA FOR THE PURPOSE OF THIS GRANT.**

16. CITY PURCHASE OF TWO FORMER REDEVELOPMENT AGENCY PROPERTIES – staff report

The Council may consider the purchase of two (2) former Oroville Redevelopment Agency properties, identified as: Olive Highway Property No. 1 (APN 013-260-055) and Olive Highway Property No. 2 (APN 12-260-056), for their appraised values as per the Successor Agency Long Range Property Management Plan. **(Rick Farley, RDA Coordinator and Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8446 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR OR VICE MAYOR TO EXECUTE A PURCHASE AGREEMENT AND ESCROW DOCUMENTS WITH THE SUCCESSOR AGENCY TO THE FORMER OROVILLE REDEVELOPMENT AGENCY FOR THE PURCHASE OF TWO FORMER REDEVELOPMENT AGENCY PROPERTIES DESCRIBED AS OLIVE HIGHWAY NO. 1 (APN 013-260-055) AND OLIVE HIGHWAY NO. 2 (APN 012-260-056), IN THE AMOUNT OF \$45,000.**

17. POTENTIAL SALE OF CITY HOUSING ASSET PROPERTIES – staff report

The Council may consider the potential sale of three (3) City-owned housing asset properties identified as: 247 Canyon Highlands Drive, 2485 Nevada Street and 730 Bird Street, Oroville. **(Amy Bergstrand, Management Analyst III and Donald Rust, Director of Community Development)**

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

Administration Department:

18. REGULATION OF CULTIVATION, PROCESSING, DISTRIBUTION AND DELIVERY OF MEDICAL MARIJUANA – staff report

The Council may consider an amendment to the Oroville Municipal Code related to the regulation of cultivation, processing, distribution and delivery of medical marijuana in the City of Oroville. **(Scott Huber, City Attorney)**

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

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

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

Activity Reports:

- Public Safety Department

Discussion:

- Award of Northern California City Clerks Association Scholarship
- Jamboree Affordable Housing Corporation – Field Trip to West Sacramento

CORRESPONDENCE

- Eddie Vela, California State University, Chico, received November 2, 2015
- Comcast, received November 2, 2015
- California Water Service Company, received November 4, 2015
- Butte Countywide Homeless Continuum of Care, received November 9, 2015

HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS

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 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
6. 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
7. 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.
8. 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, December 1, 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.