



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Regular Meeting

MARCH 15, 2016
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 AND 6)

RECONVENE TO OPEN SESSION

OPEN SESSION (6:00 P.M.)

PLEDGE OF ALLEGIANCE

PROCLAMATION / PRESENTATION

Proclamation recognizing the *50th Annual California State Old Time Fiddlers Open Fiddle and Picking Championships*

Presentation by *Jamboree Housing* relating to *Opportunities for Affordable Housing*

CONSENT CALENDAR

1. **APPROVAL OF THE MINUTES OF THE MARCH 1, 2016 REGULAR MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached

Community Development Department:

2. **UNITED STATES FLAG POLICY** – staff report

The Council may consider a policy relating to the proper use and etiquette of the United States flag.

(Donald Rust, Director of Community Development)

Council Action Requested: **Adopt the United States Flag Policy for the City of Oroville.**

Business Assistance and Housing Development Department:

3. MODIFICATIONS TO THE AUTHORIZED SIGNATURES FOR CALHOME AGREEMENTS 11-CALHOME-8194 AND 12-CALHOME-8692 – staff report

The Council may consider modifications to the authorized signatures for CalHome Agreements No. 11-CalHome-8194 and 12-Calhome-8692. **(Amy Bergstrand, Management Analyst III and Donald Rust, Director of Community Development)**

Council Action Requested:

- 1. Adopt Resolution No. 8476 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE MODIFICATION OF RESOLUTION NO. 8227 AND THE AUTHORIZED SIGNATURES RELATING TO AGREEMENT NO. 11-CALHOME-8194; AND**
- 2. Adopt Resolution No. 8477 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE MODIFICATION OF RESOLUTION NO. 8227 AND THE AUTHORIZED SIGNATURES RELATING TO AGREEMENT NO. 12-CALHOME-9240.**

4. HOUSING SUCCESSOR AGENCY ANNUAL REPORT – staff report

The Council will receive the Housing Element Annual Progress Report for 2015 and the Housing Successor Agency Annual Report for the Fiscal Year 2014-2015, and may consider the submittal of the Housing Successor Agency Annual Report to the State Department of Housing and Community Development. **(Amy Bergstrand, Management Analyst III and Donald Rust, Director of Community Development)**

Council Action Requested: **Direct staff to submit the Housing Successor Agency Annual Report to the State Department of Housing and Community Development.**

PUBLIC HEARINGS - None

REGULAR BUSINESS

Finance Department:

5. INVESTMENT IN BROKERED CERTIFICATES OF DEPOSIT – staff report

The Council may consider the investment of \$1,000,000 in Brokered Certificates of Deposit through Bank of the West, BNP Paribas. **(Karolyn J. Fairbanks, City Treasurer and Ruth Wright, Director of Finance)**

Council Action Requested: **Adopt Resolution No. 8478 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE CITY TREASURER TO INVEST \$1,000,000 IN FIVE \$200,000 CERTIFICATES OF DEPOSIT THROUGH THE BANK OF THE WEST WITH KAROLYN FAIRBANKS, CITY TREASURER; RUTH WRIGHT, FINANCE DIRECTOR; AND DONALD RUST, ACTING CITY ADMINISTRATOR, AS SIGNATORIES AND AUTHORIZE THE CITY TREASURER TO SIGN THE CERTIFICATE OF AUTHORIZATION AND CUSTODY AGREEMENT – (Agreement No. 3169).**

Business Assistance and Housing Development Department:

6. INITIATION OF FORECLOSURE PROCEEDINGS ON PROPERTY LOCATED AT 2075 BALDWIN AVENUE – staff report

The Council may consider the use of Revolving Loan Funds, in the amount of \$16,600, to pay reasonable costs for initiating foreclosure proceedings, paying property taxes and bringing delinquent payments current on the senior lien holder loan, including six months in additional payments, for property located at 2075 Baldwin Avenue, Oroville. **(Rick Farley, Business Assistance Coordinator and Donald Rust, Director of Community Development)**

Council Action Requested:

- 1. Authorize the foreclosure and the use of approximately \$16,600 in City Revolving Loan Funds for foreclosure and other costs related to 2075 Baldwin Avenue, Oroville (APN 012-160-071), to secure the City's interest in its deed of trust on the property; and**
- 2. Adopt Resolution No. 8479 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED 2075 BALDWIN AVENUE, OROVILLE, CALIFORNIA.**

Community Development Department:

7. REMOVAL OF SMALL TREES UNDER THE DRAFT URBAN FOREST MANAGEMENT PLAN – staff report

The Council may consider authorizing staff to use their discretion to remove small trees deemed inappropriate under the draft Urban Forest Management Plan. **(Wade Atteberry, Parks and Trees Supervisor and Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize staff to remove trees small trees deemed inappropriate under the draft Urban Forest Management Plan, as indicated in the March 15, 2016 staff report.**

8. TREE REMOVALS AT 1145 SAFFORD STREET – staff report

The Council may consider the removal of two Raywood Ash trees at 1145 Safford Street, and the replanting of suitable replacement trees. **(Wade Atteberry, Parks and Trees Supervisor and Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize the removal of two Raywood Ash trees at 1145 Safford Street and the replanting of suitable replacement trees.**

9. TREE REMOVALS ALONG GARDELLA AVENUE – staff report

The Council may consider the removal and replacement of dead and dying trees along Gardella Avenue. **(Wade Atteberry, Parks and Trees Supervisor and Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize the removal of dead and dying trees along Gardella Avenue, and the replanting of suitable replacement trees.**

10. TREE REMOVALS ALONG DOWNER STREET – staff report

The Council may consider the removal and replacement of two (2) Tallow trees along the east side of

Downer Street, between Bird Street and Robinson Street. (**Wade Atteberry, Parks and Trees Supervisor and Donald Rust, Director of Community Development**)

Council Action Requested: **Authorize the removal of 2 Tallow along the east side of Downer Street, between Bird Street and Robinson Street, and the replanting of suitable replacement trees.**

11. DRAFT LETTER – NOTICE OF ENCROACHMENT VIOLATION – staff report

The Council may consider reviewing a letter notifying property owners of an encroachment violation of private landscaping onto public right-of-way, provide suggested changes, and authorize staff to send out encroachment letters on an on-going basis. (**Donald Rust, Director of Community Development**)

Council Action Requested: **Authorize staff to send out encroachment letters notifying property owners of an encroachment violation of private landscaping onto public right-of-way on an on-going basis.**

12. SUNGARD EDUCATION AND TRAINING EVENT – staff report

The Council may consider sending City staff to attend a SunGard software education and training event. (**Donald Rust, Director of Community Development**)

Council Action Requested: **Approve two City staff members to attend the Annual SunGard Users Group education and training event, to be held April 18 – 22, 2016, in Las Vegas, NV.**

Administration Department:

13. AMENDMENT TO THE EMPLOYMENT AGREEMENT WITH DEAN HILL JR., DEPUTY FIRE CHIEF – staff report

The Council may consider Amendments to the Employment Agreement with Dean Hill Jr., Deputy Fire Chief. (**Bill LaGrone, Personnel Director**)

Council Action Requested: **Adopt Resolution No. 8474 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE VICE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND DEAN HILL JR. – (Agreement No. 3074-1).**

14. AFFORDABLE HOUSING AND SUSTAINABLE COMMUNITIES PROGRAM – AFFORDABLE FAMILY HOUSING DEVELOPMENT – staff report

The Council may consider various funding related actions for the assembling of a competitive grant application for the Affordable Housing and Sustainable Communities Program. (**Luis Topete, Associate Planner and Donald Rust, Director of Community Development**)

Council Action Requested: **Adopt Resolution No. 8480 – A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING VARIOUS FUNDING RELATED ACTIONS FOR AN AFFORDABLE HOUSING AND SUSTAINABLE COMMUNITIES PROGRAM GRANT APPLICATION INCLUDING AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PURCHASE AGREEMENT FOR THE PROJECT SITE – (Agreement No. 3170).**

15. SELECTION OF 2016 SAMUEL J. NORRIS AWARD FOR EXCELLENCE RECIPIENT – staff report

The Council may consider the selection of a recipient for the 2016 Samuel J. Norris Award for Excellence. (**Jamie Hayes, Assistant City Clerk and Donald Rust, Director of Community Development**)

Council Action Requested: **Select a recipient for the 2016 Samuel J. Norris Award for Excellence.**

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

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

CORRESPONDENCE

- Jordan Crossing Ministries & Hope Center, received March 1, 2016
- Oroville City Elementary School District, received March 8, 2016

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 Police Officers' Association – Sworn and Non-Sworn, Oroville Firefighters' Association, and the 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: Deputy Fire Chief.
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: Finance Director.
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: Public Safety Director.
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: Community Development Director.
6. Pursuant to Government Code section 54956.9(a), the Council will meet with Acting City Administrator and City Attorney relating to existing litigation: Norman O. Cable v. City of Oroville, et al., Butte County Superior Court, Case No. 164706; Third District Court of Appeals, Case No. C081084.
7. Pursuant to Government Code section 54956.9(a), the Council will meet with Acting City Administrator and City Attorney relating to existing litigation: Diane MacMillan v. City of Oroville, et al., Butte County Superior Court, Case No. 163806.
8. Pursuant to Government Code section 54956.9(a), the Council will meet with Acting City Administrator and City Attorney relating to existing litigation: Randolph Murphy v. City of Oroville, Butte County Small Claims Court Case No. DSC 09843.
9. Pursuant to Government Code section 54956.9(a), the Council will meet with Acting City Administrator

and City Attorney relating to existing litigation: Pursuant to Government Code section 54956.9(a), the Council will meet with the City Administrator, City Attorney and Counsel relating to existing litigation: WGS Dental, et al., v. City of Oroville, et al., Butte County Superior Court, Case No. 152036, Third District Court of Appeals, Case No. C 077181.

10. Pursuant to Government Code section 54956.95, the Council will meet with the Acting City Administrator, Personnel Officer and City Attorney relating to Worker's Compensation Claim No. NCWA-556623.
11. Pursuant to Government Code section 54956.95, the Council will meet with the Acting City Administrator, Personnel Officer and City Attorney relating to Worker's Compensation Claim No. NCWA-556254.
12. Pursuant to Government Code section 54956.95, the Council will meet with the Acting City Administrator and City Attorney regarding potential litigation – one case.

ADJOURNMENT

The meeting will be adjourned. A special meeting of the Oroville City Council will be held on Monday, March 21, 2016, at 10:00 a.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.