

**CITY COUNCIL MEETING MINUTES
MARCH 1, 2016 – 5:00 P.M.**

The agenda for the March 1, 2016, regular meeting of the Oroville City Council was posted on the bulletin board at the front of City Hall and on the City of Oroville's website located at www.cityoforoville.org on Thursday, February 25, 2015, at 11:00 a.m.

The March 1, 2016 regular meeting of the Oroville City Council was called to order by Vice Mayor Wilcox at 5:03 p.m.

ROLL CALL

Present: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox
Absent: Mayor Dahlmeier (excused)

Staff Present:

Donald Rust, Director of Community Development
Jamie Hayes, Assistant City Clerk
Allen Byers, Assistant Police Chief
Tyson Pardee, IT Manager
Bob Marciniak, SBF Program Specialist

Bill LaGrone, Director of Public Safety
Scott Huber, City Attorney
Karolyn Fairbanks, City Treasurer
Rick Walls, Interim City Engineer

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chief LaGrone.

PROCLAMATION / PRESENTATION

Council Member Berry presented a New Business Certificate and Welcome to Oroville to Robert Fager, General Manager, for The Patio.

Vice Mayor Wilcox presented a Proclamation to Mike Hennessey, Chief Growth Officer and Stan Hanson, Campus Director, in recognition and appreciation of the Northwest Lineman College.

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS

Lawrence Kimball – Item No. 12
Alan Jones – Item No. 15

Pastor David Goodson – Item No. 12

CONSENT CALENDAR

A motion was made by Council Member Pittman, seconded by Council Member Berry, to approve the following Consent Calendar:

- 1. APPROVAL OF THE MINUTES OF FEBRUARY 16, 2016 REGULAR MEETING OF THE OROVILLE CITY COUNCIL – minutes attached**

Administration Department:

2. **MONTHLY FINANCIAL REPORT AND REPORT OF INVESTMENTS FOR JANUARY 2016** – report attached

The Council received a copy of the Monthly Financial Report and Report of Investments for January 2016. **(Ruth Wright, Director of Finance)**

Council Action Requested: **Acknowledge receipt of the January 2016 Monthly Financial Report and Report of Investments.**

Community Development Department:

3. **REQUEST FOR PARTNERSHIP WITH BUTTE COUNTY OFFICE OF EDUCATION FOR KID'S ART DAY EVENT AT THE CENTENNIAL CULTURAL CENTER** – staff report

The Council considered the partnership request of the Butte County Office of Education for the upcoming Kid's Art Day event at the Centennial Cultural Center. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Approve the partnership with the Butte County Office of Education's Visual and Performing Arts Program and the Oroville Arts Commission on the Kid's Art Day event to be held on Saturday, March 19, 2016.**

4. **MEMEORANDUM OF UNDERSTANDING WITH THE LANTRIP FAMILY** – staff report

The Council considered a Memorandum of Understanding (MOU) with the Lantrip family outlining the governance and long-term sustainability of the ashtray collection donation. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8469 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE VICE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE LANTRIP FAMILY OUTLINING THE GOVERNANCE AND LONG-TERM SUSTAINABILITY OF THE LANTRIP ASHTRAY COLLECTION DONATION – (Agreement No. 2093-1).**

Administration Department:

5. **AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE MANAGEMENT AND CONFIDENTIAL ASSOCIATION** – staff report

The Council considered an Amendment to the Memorandum of Understanding between the City of Oroville and the Oroville Management and Confidential Association. **(Bill LaGrone, Personnel Director)**

Council Action Requested: **Adopt Resolution No. 8470 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE VICE MAYOR TO EXECUTE AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING**

BETWEEN THE CITY OF OROVILLE AND THE OROVILLE MANAGEMENT AND CONFIDENTIAL ASSOCIATION RELATING TO THE EDUCATION PAY PROGRAM – (Agreement No. 3083-1).

6. **AMENDMENT TO THE SUPPLEMENTAL BENEFITS FUND IMPLEMENTATION AGREEMENT WITH THE STATE OF CALIFORNIA DEPARTMENT OF WATER RESOURCES – staff report**

The Council considered an Amendment to the Supplemental Benefits Fund Implementation Agreement between the City of Oroville and the State of California Department of Water Resources, extending the term through July 20, 2017. **(Bob Marciniak, SPF Program Specialist)**

Council Action Requested: **Adopt Resolution No. 8471 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE SUPPLEMENTAL BENEFITS FUND IMPLEMENTATION AGREEMENT BETWEEN THE CITY OF OROVILLE AND THE STATE OF CALIFORNIA DEPARTMENT OF WATER RESOURCES, EXTENDING THE TERM THROUGH JULY 20, 2017 – (Agreement No. 1688-7).**

7. **AUTOCAD UPGRADE – staff report**

The Council received information about upgrading existing AutoCAD 2007 and AutoCAD LT 2007 into 2-3 years subscription licenses of AutoCAD Civil 3D. **(Tyson Pardee, IT Manager and Donald Rust, Director of Community Development)**

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

8. **PURCHASE OF COMPUTERS FOR THE CITY TRAFFIC SYNCHRONIZATION PROJECT – staff report**

The Council received information about the purchase of a laptop and a desktop for the City Traffic Synchronization Project. **(Tyson Pardee, IT Manager and Donald Rust, Director of Community Development)**

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

9. **PURCHASE OF THREE TABLET COMPUTERS FOR PUBLIC WORKS – staff report**

The Council received information about the purchase of three (3) Microsoft Surface tablets. **(Tyson Pardee, IT Manager and Donald Rust, Director of Community Development)**

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

10. **AMENDMENT TO AGREEMENT WITH VISION INTERNET SOLUTIONS, INC. – staff report**

The Council considered an Amendment to the Agreement with Vision Technology Solutions, Inc. for the addition of new features to their website hosting package. **(Tyson Pardee, IT Manager and Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8472 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE VICE MAYOR TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH VISION TECHNOLOGY SOLUTIONS, INC. – (Agreement No. 1799-2).**

The motion to approve the Consent Calendar was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor
Wilcox
Noes: None
Abstain: None
Absent: Mayor Dahlmeier

PUBLIC HEARINGS - None

REGULAR BUSINESS

Public Safety Department:

11. REQUEST FOR PROPOSALS FOR NEW BUILDING AND CONCRETE SLAB AT THE PUBLIC SAFETY FACILITY – staff report

The Council considered authorizing the release of a Request for Proposals for a new 30' x 40' x 16' metal building and concrete slab to be constructed at the Public Safety Facility. **(Bill LaGrone, Director of Public Safety)**

Following discussion, a motion was made by Council Member Pittman, seconded by Council Member Del Rosario, to:

Authorize the release of a Request for Proposals for a new 30' x 40' x 16' metal building and concrete slab to be constructed at the Public Safety Facility.

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor
Wilcox
Noes: None
Abstain: None
Absent: Mayor Dahlmeier

Community Development Department:

12. OFFER TO ACQUIRE THE SOUTHSIDE OROVILLE COMMUNITY CENTER – staff report

The Council considered an offer from Butte County to acquire ownership of the Southside Oroville Community Center located at 2959 Lower Wyandotte Road, Oroville. **(Donald Rust, Director of Community Development)**

Lawrence Kimball and Pastor David Goodson made comments regarding the offer from

Butte County to acquire ownership of the Southside Oroville Community Center.

Following further discussion, the Council directed staff to decline the offer from Butte County to acquire ownership of the Southside Oroville Community Center.

13. LETTER AGREEMENT WITH PACIFIC GAS AND ELECTRIC COMPANY – staff report

The Council considered a Letter Agreement with Pacific Gas and Electric Company for the temporary use of City property (APN 035-450-013) as a construction lay down area for a gas line improvement project. **(Rick Walls, Interim City Engineer and Donald Rust, Director of Community Development)**

Following discussion, a motion was made by Council Member Pittman, seconded by Council Member Hatley, to:

Adopt Resolution No. 8473 - RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE VICE MAYOR TO EXECUTE A LETTER AGREEMENT WITH PACIFIC GAS AND ELECTRIC COMPANY FOR THE TEMPORARY USE OF CITY PROPERTY (APN 035-450-013) AS A CONSTRUCTION LAY DOWN AREA FOR A GAS LINE IMPROVEMENT PROJECT – (Agreement No. 3168).

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox
Noes: None
Abstain: None
Absent: Mayor Dahlmeier

14. REQUEST FROM THE NORTH STATE DANCERS ASSOCIATION FOR OVERNIGHT RV PARKING – staff report

The Council considered permitting the overnight parking of approximately fifteen RVs, from March 30, 2017 through April 2, 2017, in a specified area of the Municipal Auditorium levee parking lot, for the 49th Annual Square Dancing Jamboree. **(Donald Rust, Director of Community Development)**

Following discussion, the Council authorized the overnight parking of approximately fifteen RVs, from March 30, 2017 through April 2, 2017, in a specified area of the Municipal Auditorium levee parking lot, for the 49th Annual Square Dancing Jamboree.

15. FEE WAIVER REQUEST FROM THE OROVILLE DOWNTOWN BUSINESS ASSOCIATION – staff report

The Council considered a request from the Oroville Downtown Business Association to waive the fees for an administrative permit for the ODBA's 2016 Farmers Market. **(Donald Rust, Director of Community Development)**

Alan Jones, President of the Oroville Downtown Business Association (ODBA), spoke in support of the administrative fee permit waiver relating to the ODBA's 2016 Farmer's Market in historic downtown Oroville.

Council approved a 50% fee waiver, per policy, for an administrative permit for the ODBA's 2016 Farmers Market.

16. DEVELOPMENT OF PRIORITY LIST FOR USE OF EXCESS BOND PROCEEDS – staff report

The Council provided direction for the development of a priority list for the approximately \$3,395,434 of excess bond proceeds to the City of Oroville for implementation of projects consistent with the original bond covenants. **(Donald Rust, Director of Community Development, Rick Farley, RDA Coordinator and Dawn Nevers, Assistant Planner)**

Following discussion, the Council directed staff to schedule a special meeting on March 21, 2016 at 10:00 a.m. for further discussion and direction relating to the priority list for the approximately \$3,395,434 of excess bond proceeds to the City of Oroville for implementation of projects consistent with the original bond covenants.

Administration Department:

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

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

At the request of Director LaGrone, this item was continued to the March 15, 2016 City Council meeting for consideration, therefore; no action was taken on the following:

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).

18. AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH PATRICK CLARK CONSULTING – staff report

The Council considered an Amendment to the Professional Services Agreement with Patrick Clark Consulting, in the amount of 50,000, for Labor Negotiation Services relating to all City employee associations. **(Bill LaGrone, Personnel Director)**

Following discussion, a motion was made by Council Member Pittman, seconded by Council Member Berry, to:

- 1. Adopt Resolution No. 8475 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE VICE MAYOR TO EXECUTE AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH PATRICK CLARK CONSULTING FOR LABOR NEGOTIATION SERVICES RELATING TO ALL CITY EMPLOYEE ASSOCIATIONS - (Agreement No. 3115-1); and**
- 2. Approve the necessary budget adjustment, as indicated in the March 1, 2016**

staff report.

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor
Wilcox
Noes: None
Abstain: None
Absent: Mayor Dahlmeier

19. 2016 STATE OF THE CITY ADDRESS – staff report

The Council considered coordinating the 2016 State of the City Address with the April 1, 2016 Oroville Downtown Business Association's 1st Friday event. **(Donald Rust, Director of Community Development)**

Following discussion, the Council directed staff to coordinate the 2016 State of the City Address with the April 1, 2016 Oroville Downtown Business Association's 1st Friday event. Staff will also coordinate the event with the STAGE.

MAYOR/ COUNCIL REPORTS

Council Member Pittman, reported his attendance to the Butte County Association of Governments meeting.

Council Member Del Rosario reported her attendance to the Butte County Air Quality Control District meeting.

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

- Tourism and Festival Committees – activity report
- Oroville Downtown Business Association – activity report
- Tree and Vegetation Ad hoc Committee – activity report

Bill LaGrone, Director of Public Safety, reported that a stakeholders meeting with governing agencies would be held regarding the jurisdictional determination of the low flow channel within the Feather River.

Donald Rust, Director of Community Development, reported on the following:

- Current vacancies on the Butte County Airport Land Use Commission
 - Council Members Pittman and Simpson appointed to represent the City of Oroville
- Office of Historic Preservation Local Government Training to be attended by appointed Planning Commission members, on March 18, 2016
- Butte County Special Use/ Vacant Facilities Staff Report regarding the potential release of County owned properties, including APN 068-150-006, 2243 – 2269 Del Oro Avenue, 2279 Del Oro Avenue, 2959 Lower Wyandotte Avenue, 2450 Montgomery Street, 1811 Kusel Road, 5 County Center Drive, and 2374 Montgomery Street

- Butte County Association of Governments Summary
- Arbor Day event to be held Thursday, March 10, 2016 at Wyandotte Avenue School

CORRESPONDENCE - None

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON NON-AGENDA ITEMS - None

CLOSED SESSION

The Council held a Closed Session on the following:

1. Pursuant to Government Code section 54957.6, the Council met 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 met with Acting City Administrator, Personnel Officer, and City Attorney to consider the evaluation of performance related to the following position: Deputy Fire Chief.
3. Government Code section 54956.9(d), the Council met with the Acting City Administrator and the City Attorney regarding potential litigation – one case.
4. Pursuant to Government Code section 54956.8, the Council met with Real Property Negotiators, Acting City Administrator and City Attorney, regarding the property identified as 2959 Lower Wyandotte Road, Oroville, CA 95966.
5. Pursuant to Government Code section 54957(b), the Council met with Acting City Administrator, Personnel Officer, and City Attorney to consider the evaluation of performance related to the following position: Director of Community Development.

Vice Mayor Wilcox announced that there were no reportable actions taken in Closed Session and direction had been given to staff.

ADJOURNMENT

The meeting was adjourned at 7:35 p.m. A special meeting of the Oroville City Council will be held on Tuesday, March 15, 2016, at 5:00 p.m.

Donald Rust, Acting City Clerk

Linda L. Dahlmeier, Mayor