



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Regular Meeting

MAY 17, 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)

RECONVENE TO OPEN SESSION

OPEN SESSION (6:00 P.M.)

PLEDGE OF ALLEGIANCE

PROCLAMATION / PRESENTATION

A Presentation by *The Burn Institute*, regarding the “*Fill the Boot Campaign*”

A Proclamation recognizing the *135th Year Anniversary* of *the Native Sons of the Golden West, Argonaut Parlor No. 8*

CONSENT CALENDAR

1. **APPROVAL OF THE MINUTES OF MAY 3, 2016 REGULAR MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached

Finance Department

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

The Council will receive a copy of the Monthly Financial Report and Report of Investments for April 2016.

(Ruth Wright, Director of Finance)

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

Community Development Department

3. **AMENDMENT TO PARK COMMISSION POLICIES AND PROCEDURES - UNITED STATES FLAG POLICY NO. 44** – staff report

The Council may consider amendments to the Park Commission's Policies and Procedures - United States Flag Policy No. 44. **(Donald Rust, Director of Community Development Department)**

Council Action Requested: **Adopt the amended Park Commission's Policies and Procedures - United States Flag Policy No. 44.**

4. **PROPOSED GROUNDWATER BASIN BOUNDARY MODIFICATION FOR THE NORTH YUBA SUBBASIN** – staff report

The Council may consider supporting a modification to the North Yuba Subbasin proposed by the Yuba County Water Agency. **(Rick Walls, Interim City Engineer, and Donald Rust, Director of Community Development Department)**

Council Action Requested: **Adopt Resolution No. 8498 - A RESOLUTION OF THE OROVILLE CITY COUNCIL ELECTING TO SUPPORT A GROUNDWATER BASIN BOUNDARY MODIFICATION OF THE NORTH YUBA SUBBASIN REQUESTED BY THE YUBA COUNTY WATER AGENCY FOR SUBMISSION TO THE CALIFORNIA DEPARTMENT OF WATER RESOURCES.**

5. **DEFERRED IMPROVEMENTS AGREEMENT FOR PROPERTY LOCATED AT 3420 MYERS STREET** – staff report

The Council may consider a Deferred Improvements Agreement for the property located at 3420 Myers Street, for a period of 36 months. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8499 – A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING A DEFERRED IMPROVEMENTS AGREEMENT FOR THE PROPERTY LOCATED AT 3420 MYERS STREET (APN: 035-103-009) – (Agreement No. 3176).**

6. **ABM BUILDING SOLUTIONS, LLC – LETTER OF AUTHORIZATION FOR PRELIMINARY ENERGY ASSESSMENT** – staff report

The Council may consider approving a letter of authorization for the completion of a preliminary energy assessment of City facilities by ABM Building Solutions, LLC. **(Donald Rust, Director of Community Development Department)**

Council Action Requested: **Direct staff to sign the attached Letter of Authorization for a Preliminary Energy Assessment, at no cost to the City of Oroville.**

PUBLIC HEARINGS

Public Safety Department

7. **AMENDMENT AND ADDITION OF CHAPTER 3.18 TO THE OROVILLE MUNICIPAL CODE REGARDING A TRANSACTION AND USE TAX TO BE ADMINISTERED BY THE STATE BOARD OF EQUALIZATION** – staff report

The Council will conduct a public hearing regarding an amendment and addition of Municipal Code 3.18 Transaction and Use Tax, and ballot language relating to a 1% local sales tax for municipal services. **(Bill LaGrone, Director of Public Safety)**

Council Action Requested: **Waive the first reading and introduce by title only, Ordinance No. 1816 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE AMENDING AND ADDING CHAPTER 3.18 TO THE OROVILLE MUNICIPAL CODE REGARDING A TRANSACTIONS AND USE TAX TO BE ADMINISTERED BY THE STATE BOARD OF EQUALIZATION.**

Community Development Department

8. **REQUEST TO UPDATE THE COMMUNITY DEVELOPMENT DEPARTMENT'S PORTION OF THE CITY'S MASTER FEE SCHEDULE - CONSUMER PRICE INDEX ANNUAL ADJUSTMENTS** – staff report

The Council will conduct a public hearing and may consider updating the Community Development Department's portion of the City's Master Fee Schedule to adjust for inflation using the annual percentage change in Consumer Price Index as published by the Bureau of Labor Statistics. **(Donald Rust, Director of Community Development Department)**

Council Action Requested: **Waive the first reading, and introduce by title only, Ordinance No. 1815 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE UPDATING THE COMMUNITY DEVELOPMENT DEPARTMENT'S PORTION OF THE CITY'S MASTER FEE SCHEDULE; CONSUMER PRICE INDEX ANNUAL ADJUSTMENTS.**

REGULAR BUSINESS

Community Development Department

9. **PROFESSIONAL SERVICES AGREEMENT WITH REINARD W. BRANDLEY FOR CONSTRUCTION INSPECTION SERVICES FOR THE AIRPORT SAFETY GRADING AND DRAINAGE IMPROVEMENT PROJECT** – staff report

The Council may consider a Professional Services Agreement with Reinard W. Brandley, Consulting Airport Engineer, in the amount of \$30,120 for Construction Inspection and Construction Management Services for the Safety Grading and Drainage Improvements Project at Oroville Municipal Airport. **(Rick Walls, Interim City Engineer and Donald Rust, Director of Community Development Department)**

Council Action Requested: **Adopt Resolution No. 8500 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH REINARD W. BRANDLEY, IN THE AMOUNT OF \$30,120, FOR CONSTRUCTION INSPECTION AND CONSTRUCTION MANAGEMENT SERVICES FOR THE NORTH APRON REHABILITATION PROJECT – (Agreement No. 3177).**

10. **PROFESSIONAL SERVICES AGREEMENT WITH REINARD W. BRANDLEY FOR CONSTRUCTION INSPECTION SERVICES FOR THE PRECISION AND APPROACH PATH INDICATOR AND RUNWAY END IDENTIFIER LIGHT INSTALLATION PROJECT** – staff report

The Council may consider a Professional Services Agreement with Reinard W. Brandley, Consulting Airport Engineer, in the amount of \$25,360 for Construction Inspection and Construction Management Services for the Furnish and Install Precision and Approach Path Indicator and Runway End Identifier Light Runway 02 Project at Oroville Municipal Airport. **(Rick Walls, Interim City Engineer and Donald Rust, Director of Community Development Department)**

Council Action Requested: **Adopt Resolution No. 8501 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH REINARD W. BRANDLEY, IN THE AMOUNT OF \$25,360, FOR**

CONSTRUCTION INSPECTION AND CONSTRUCTION MANAGEMENT SERVICES FOR THE FURNISH AND INSTALL PRECISION AND APPROACH PATH INDICATOR AND RUNWAY END IDENTIFIER LIGHT RUNWAY 02 PROJECT CONSTRUCTION INSPECTION AND CONSTRUCTION MANAGEMENT SERVICES FOR THE NORTH APRON REHABILITATION PROJECT – (Agreement No. 3178).

11. **PROFESSIONAL SERVICES AGREEMENT WITH TRAFFIC WORKS FOR THE PREPARATION OF A CYCLE 3 ACTIVE TRANSPORTATION PROGRAM GRANT APPLICATION FOR THE STATE HIGHWAY 162 SIDEWALK INFILL PROJECT – staff report**

The Council may consider a Professional Services Agreement with Traffic Works, in the amount of \$14,500 for the preparation of a Cycle 3 Active Transportation Program (ATP) Grant application for the State Highway 162 Sidewalk Infill Project (Project). **(Rick Walls, Interim City Engineer and Donald Rust, Director of Community Development Department)**

Council Action Requested: **Adopt Resolution No. 8502 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH TRAFFIC WORKS FOR THE PREPARATION OF A CYCLE 3 ACTIVE TRANSPORTATION PROGRAM GRANT APPLICATION FOR A FIXED FEE NOT TO EXCEED \$14,500 – (Agreement No. 3179).**

12. **COST OPTIONS FOR THE CONSTRUCTION OF SPEED HUMPS ALONG SPENCER AVENUE – staff report**

The Council may consider cost options and provide direction for the construction of speed humps along Spencer Avenue. **(Donald Rust, Director of Community Development Department)**

Council Action Requested: **Provide direction to staff regarding the cost preference for the installation of speed humps and traffic speed indicator signs along Spencer Avenue.**

13. **DEVELOPMENT OF PRIORITY LIST FOR THE USE OF EXCESS BOND PROCEEDS – staff report**

The Council may provide direction for the development of projects using the approximately \$3,395,434 of excess bond proceeds for implementation of projects. **(Dawn Nevers, Assistant Planner and Donald Rust, Director of Community Development Department)**

Council Action Requested: **Direct staff to move forward with the implementation of the nine selected projects totaling \$2,921,000 of excess bond proceeds.**

Business Assistance and Housing Development Department

14. **GATEWAY PROJECT COMPENSATION AGREEMENT – staff report**

The Council may consider approving a Compensation Agreement with the Snyder Real Estate Holdings, LLC, for the Gateway Project. **(Rick Farley, RDA Coordinator and Donald Rust, Director of Community Development Department)**

Council Action Requested: **Adopt Resolution No. 8503 – A RESOLUTION OF THE OROVILLE CITY COUNCIL EXPRESSING APPROVAL FOR THE CONTRIBUTION OF THE MONTGOMERY STREET AND FEATHER RIVER BOULEVARD PROPERTIES TO THE GATEWAY PROJECT IN THE CITY OF OROVILLE, CALIFORNIA, AND APPROVING A COMPENSATION AGREEMENT BETWEEN THE CITY OF OROVILLE AND SNYDER REAL ESTATE HOLDINGS, LLC, IN THE AMOUNT OF ONE DOLLAR.**

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

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

CORRESPONDENCE

- Department of Toxic Substance Control – Work Notice
- Comcast

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 54956.9(a), the Council will meet with the Acting City Administrator and City Attorney relating to existing litigation: Bill Webb Construction, et al., v. County of Butte, et al., Butte County Superior Court, Case No. 16CV000186.
3. 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-556295.
4. 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, June 7, 2016, 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.