



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

APRIL 18, 2017
REGULAR MEETING
CLOSED SESSION 5:30 P.M.
OPEN SESSION 6:30 P.M.
AGENDA

CLOSED SESSION (5:30 P.M.)

ROLL CALL

Council Members Berry, Del Rosario, Draper, Hatley, Thomson, Vice Mayor Goodson, Mayor Dahlmeier

CONVENE TO CLOSED SESSION (ITEMS LISTED ON PAGE NO. 4)

RECONVENE TO OPEN SESSION

OPEN SESSION (6:30 P.M.)

PLEDGE OF ALLEGIANCE

PROCLAMATION / PRESENTATION

Oath of Office for newly sworn *Volunteer in Police Services Officer Barbara Joann Hurley*

CONSENT CALENDAR

1. **APPROVAL OF THE APRIL 4, 2017 REGULAR MEETING OF THE OROVILLE CITY COUNCIL –**
minutes attached

Finance Department

2. **MONTHLY FINANCIAL REPORT AND REPORT OF INVESTMENTS FOR FEBRUARY AND MARCH**
2017 – report attached

The Council will receive a copy of the February and March 2017 Monthly Financial Report and Report of

Investments. (Ruth Wright, Director of Finance)

Council Action Requested: **Acknowledge receipt of the February and March 2017 Monthly Financial Report and Report of Investments.**

3. AGREEMENT WITH SPYGLASS GROUP, LLC – staff report

The Council may consider an Agreement with SpyGlass Group, LLC for telecommunication audit services. (Ruth Wright, Director of Finance)

Council Action Requested: **Adopt Resolution No. 8599 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT WITH SPYGLASS GROUP, LLC FOR TELECOMMUNICATION AUDIT SERVICES – (Agreement No. 3216).**

Business Assistance & Housing Development Department

4. COMMERCIAL LEASE AGREEMENT WITH BILL RHOADES AND COLBY FLOWERS DBA: STATE BARBER SHOP – staff report

The Council may consider a Commercial Lease Agreement with Bill Rhoades and Colby Flowers dba: State Barber Shop, for the rental of a commercial unit at the Historic State Theatre, 1455 Myers Street, Suite 1. (Rick Farley, Enterprise Zone & Business Assistance Coordinator and Donald Rust, Director of Community Development)

Council Action Requested: **Adopt Resolution No. 8600 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A COMMERCIAL LEASE AGREEMENT WITH BILL RHOADES AND COLBY FLOWERS DBA: STATE BARBER SHOP, FOR THE OFFICE SPACE LOCATED AT 1455 MYERS STREET, SUITE 1 – (Agreement No. 3217).**

Community Development Department

5. ZONING CHANGE 16-01: ENCLOSURES FOR SOLID WASTE AND RECYCLABLE MATERIALS (2nd Reading) – staff report

The Council may consider adopting an amendment to Title 17 of the Oroville Municipal Code (Zoning Ordinance) relating to the provision of areas for collecting and loading recyclable materials and solid waste in development projects. (Donald Rust, Director of Community Development)

Council Action Requested: **Waive the second reading and adopt by title only, Ordinance No. 1820 – AN ORDINANCE OF THE OROVILLE CITY COUNCIL ADOPTING AMENDMENTS TO TITLE 17 OF THE OROVILLE MUNICIPAL CODE RELATING TO THE PROVISION OF AREAS FOR COLLECTING AND LOADING RECYCLABLE MATERIALS AND SOLID WASTE IN DEVELOPMENT PROJECTS**

Public Safety Department

6. REQUEST BY OROVILLE CITY ELEMENTARY SCHOOL DISTRICT FOR USE OF CITY OF OROVILLE'S RADIO TOWER – staff report

The Council may consider a request from the Oroville City Elementary School District to place their emergency communication infrastructure into one of the City of Oroville Public Safety Department's radio towers. (Bill LaGrone, Director of Public Safety)

Council Action Requested: **Allow the Oroville City Elementary School District to place their emergency communication infrastructure into one of the City of Oroville Public Safety Department's radio towers.**

PUBLIC HEARINGS

Community Development Department

7. **ZONING CHANGE 17-01: EXPANSION OF EXISTING MEDICAL MARIJUANA LAND USE REGULATIONS TO APPLY TO RECREATIONAL AND MEDICAL MARIJUANA (1st Reading)** – staff report

The Council will conduct a public hearing to review and consider an amendment to Title 17 of the Oroville Municipal Code (Zoning Ordinance) to expand the existing land use regulations regarding medical marijuana to apply to recreational and medical marijuana. (**Donald Rust, Director of Community Development**)

Council Action Requested: **Waive the first reading, and introduce by title only, Ordinance No. 1821 – AN ORDINANCE OF THE OROVILLE CITY COUNCIL ADOPTING AMENDMENTS TO TITLE 17 OF THE OROVILLE MUNICIPAL CODE EXPANDING EXISTING LAND USE REGULATIONS REGARDING MEDICAL MARIJUANA TO APPLY TO RECREATIONAL AND MEDICAL MARIJUANA.**

REGULAR BUSINESS

Community Development Department

8. **RE-EVALUATION OF PRIORITY LIST FOR THE USE OF EXCESS BOND PROCEEDS** – staff report

The Council may consider a re-evaluation and provide direction for use of the approximately \$3,403,149 of excess bond proceeds for implementation of development projects. (**Donald Rust, Acting City Administrator**)

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

9. **REPLACEMENT OF WATER SUPPLY LINE AND VALVE IN STATE THEATER BASEMENT** – staff report

The Council may consider the cost of the plumbing expenses for the replacement of a leaking water supply line and valve in the State Theatre's basement. (**Donald Rust, Director of Community Development**)

Council Action Requested:

Authorize one of the following options:

- **State Theatre Artists' Guild (STAGE) to pay the full amount of the \$2,800 cost of plumbing repair as indicated by the Consultant;**
- **STAGE and the City to split the cost 50/50, at \$1,400 each (or whatever the final amount of the repair);**
- **CITY to pay full \$2,800 cost of plumbing repair; or**
- **Provide direction, as necessary.**

Administration Department

10. **OROVILLE DAM COALITION LETTER** – staff report

The Council may consider joining with a coalition of community groups, local governments and agencies,

businesses, labor groups and individuals by participating with a coalition letter, with use of the City's logo in the coalition's letterhead, to be sent to the Governor's office and the Secretary of Natural Resource's office, specifying concerns, requests, and questions related to the recent Oroville Dam Spillway incident. **(Donald Rust, Acting City Administrator)**

Council Action Requested: **Agree to have the City of Oroville participate in a coalition of community groups, local governments and agencies, businesses, labor groups, and individuals in the herein identified, coalition letter, with use of the City logo in the coalition's letterhead, to be sent to the Governor's office and the Secretary of Natural Resources' office, specifying concerns, requests, and questions related to the recent Oroville Dam Spillway incident.**

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

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

CORRESPONDENCE

- Federal Energy Regulatory Commission

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 and employment related to the following position: Director of Finance.
3. 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: 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.
2. Pursuant to Government Code section 54956.9(d)(4), the Council will meet with the Acting City Administrator and City Attorney regarding potential initiation of litigation – one case.

ADJOURNMENT

The meeting will be adjourned. A regular meeting of the Oroville City Council will be held on Tuesday, May 2, 2017, at 5:30 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.