

**CITY COUNCIL MEETING MINUTES  
JULY 11, 2017 – 5:30 P.M.**

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The agenda for the July 11, 2017, 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](http://www.cityoforoville.org) on Friday, July 7, 2017, at 1:03 p.m.

The July 11, 2017 regular meeting of the Oroville City Council was called to order by Vice Mayor Goodson at 5:33 p.m.

**ROLL CALL**

Present: Council Members Berry, Del Rosario, Draper, Vice Mayor Goodson, Mayor Dahlmeier (arrived late)  
Absent: Hatley (excused), Thomson (excused)

**Staff Present:**

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Donald Rust, Assistant City Administrator	Ruth Wright, Director of Finance
Bill LaGrone, Director of Public Safety	Karolyn Fairbanks, Treasurer
Scott E. Huber, City Attorney	Amy Bergstrand, Management Analyst III
Liz Ehrenstrom, Human Resource Manager	Dawn Nevers, Assistant Planner

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**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mayor Dahlmeier.

**PROCLAMATION / PRESENTATION** - None

**HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS**

John Snyder, Snyder Development, Inc., provided an update regarding the Gateway Development Project (Highway 70 & Montgomery Street).

August Lincoln expressed concerns relating to trees along Feather River Boulevard, traffic lights at Grand Avenue and Table Mountain Boulevard and the Oroville Regional Water Review being conducted by the Butte Local Agency Formation Commission.

Tasha Levinson discussed the Department of Water Resources Settlement Agreement and the Oroville Regional Water Review.

Steve Orsillo discussed concerns relating to the City's relationship with small businesses within the City limits.

Teri Tata advised that the Oroville Downtown Historic District's Neighborhood Watch meetings are held on the last Tuesday of each month at 6:30 p.m. at the Oroville Public Library.

## RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS

John Mitchell - Item No. 2

Sandy Linville - Item No.16

## CONSENT CALENDAR

A motion was made by Vice Mayor Goodson, seconded by Council Member Berry, to approve the following Consent Calendar, with the exception of Item No. 4:

1. **APPROVAL OF THE JUNE 20, 2017 REGULAR MEETING AND JUNE 27, 2017 SPECIAL MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached

### Community Development Department

2. **AMENDMENTS TO THE REGULATIONS REGARDING THE ISSUANCE OF PREFERENTIAL PARKING PERMITS AND GUEST PASSES** – staff report  
The Council considered amendments to Sections 10.16.290 and 10.16.300 of the Oroville Municipal Code regarding the issuance of preferential parking permits and guest passes. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Waive the second reading, and adopt by title only, Ordinance No. 1822 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, ADOPTING AMENDMENTS TO SECTIONS 10.16.290 AND 10.16.300 OF THE OROVILLE MUNICIPAL CODE REGARDING THE ISSUANCE OF PREFERENTIAL PARKING PERMITS AND GUEST PASSES.**

3. **ZONING CHANGE 17-02: MINOR VARIANCE AND MINOR USE PERMIT REGULATIONS** – staff report

The Council considered amendments to the Zoning Ordinance to include the addition of provisions regarding Minor Variances and Minor Use Permits. **(Dawn Nevers, Assistant Planner and Donald Rust, Director of Community Development)**

Council Action Requested: **Waive the second reading, and adopt by title only, Ordinance No. 1823 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, ADOPTING AMENDMENTS TO TITLE 17 OF THE OROVILLE MUNICIPAL CODE TO ADD REGULATIONS REGARDING MINOR USE PERMITS AND MINOR VARIANCES.**

4. **THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR (SEE BELOW)**

### Administration Department

5. **AMENDMENT TO THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AGREEMENT REGARDING EMPLOYEES SHARING ADDITIONAL COSTS** - staff report

The Council considered an amendment to the California Public Employees' Retirement System (CalPERS) Agreement for employees sharing additional costs. **(Liz Ehrenstrom, Human Resource Manager)**

Council Action Requested: **Waive the second reading, and adopt by title only, Ordinance No. 1824 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AUTHORIZING AN AMENDMENT TO THE AGREEMENT BETWEEN THE OROVILLE CITY COUNCIL OF THE CITY OF OROVILLE AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES’ RETIREMENT SYSTEM.**

**6. AMENDMENT TO THE JOINT POWERS AGREEMENT WITH THE BUTTE COUNTY ASSOCIATION OF GOVERNMENTS – staff report**

The Council considered an amendment to the Joint Powers Agreement with Butte County Association of Governments, approving a ten-year extension. **(Donald Rust, Assistant City Administrator)**

Council Action Requested: **Adopt Resolution No. 8617 – A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING AN EXTENSION OF THE TERM OF THE JOINT POWERS AGREEMENT ESTABLISHING THE BUTTE COUNTY ASSOCIATION OF GOVERNMENTS.**

**7. REAPPOINTMENT TO THE OROVILLE PARK COMMISSION – staff report**

The Council considered reappointing Scott Lawrence, a City resident, to continue serving on the Oroville Park Commission for an additional 4-year term. **(Jamie Hayes, Assistant City Clerk)**

Council Action Requested: **Reappoint Scott Lawrence to continue serving on the Oroville Park Commission for an additional 4-year term, ending June 30, 2021.**

**8. REAPPOINTMENTS TO BUILDING CODE AND DISABLED ACCESSIBILITY APPEALS BOARD – staff report**

The Council considered the reappointment of Scott G. Gibson, Chairperson and Neil Graber, Vice Chairperson to the Building Code and Disabled Accessibility Appeals Board for additional three-year terms, ending June 30, 2020. **(Jamie Hayes, Assistant City Clerk)**

Council Action Requested: **Reappoint Scott G. Gibson, Chairperson and Neil Graber, Vice Chairperson, to the Building Code and Disabled Accessibility Appeals Board for additional three-year terms, ending June 30, 2020.**

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

Ayes: Council Members Berry, Del Rosario, Draper, Vice Mayor Goodson, Mayor Dahlmeier  
Noes: None  
Abstain: None  
Absent: Council Members Hatley, Thomson

## ITEMS REMOVED FROM THE CONSENT CALENDAR

### 4. **SHORT TERM SERVICE AGREEMENTS WITH DEWEY PEST CONTROL FOR CITY LOCATIONS** – staff report

The Council received a report regarding the treatment of flea infestation of the Lott Home Museum, Sank Park, Chinese Temple office, City Corporation Yard and the preventative treatment of City Hall. **(Dawn Nevers, Assistant Planner and Donald Rust, Director of Community Development)**

This item was removed from the Consent Calendar at the request of Council Member Berry, for comments. This was an information only item, therefore; no action was requested.

## PUBLIC HEARINGS

### Business Assistance and Housing Development Department

### 9. **SUBMITTAL OF A NEW COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME REUSE PLAN** – staff report

The Council conducted a public hearing regarding the submittal of a new Community Development Block Grant Program Income Reuse Plan. **(Amy Bergstrand, Management Analyst III)**

Mayor Dahlmeier opened the Public Hearing.

Public comment was made by Ed Gredvig, YMCA.

Hearing no further question of comments from the audience, the Public Hearing was closed.

Following discussion, a motion was made by Council Member Draper, seconded by Vice Mayor Goodson, to:

**Adopt Resolution No. 8618 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE ADOPTION OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME REUSE PLAN.**

The motion was passed by the following vote:

Ayes:	Council Members Berry, Del Rosario, Draper, Vice Mayor Goodson, Mayor Dahlmeier
Noes:	None
Abstain:	None
Absent:	Council Members Hatley, Thomson

**REGULAR BUSINESS**

**Business Assistance and Housing Development Department**

**10. FORECLOSURE OF CITY PROPERTY LOCATED AT 3027 FLORENCE AVENUE – staff report**

The Council considered initiating foreclosure proceedings related to the City of Oroville’s security interest in the Deed of Trust against the property located at 3027 Florence Avenue, Oroville. **(Amy Bergstrand, Management Analyst III)**

Following discussion, a motion was made by Vice Mayor Goodson, seconded by Council Member Del Rosario, to:

**Adopt Resolution No. 8619 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED AT 3027 FLORENCE AVENUE, OROVILLE (APN 013-225-013).**

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Draper, Vice Mayor Goodson, Mayor Dahlmeier  
Noes: None  
Abstain: None  
Absent: Council Members Hatley, Thomson

**11. FORECLOSURES FOR CITY PROPERTY LOCATED AT 134 MORNINGSTAR AVENUE – staff report**

The Council considered initiating foreclosure proceedings related to the City of Oroville’s security interest in the Deed of Trust against the property located at 134 Morningstar Avenue. **(Amy Bergstrand, Management Analyst III)20**

Following discussion, a motion was made by Vice Mayor Goodson, seconded by Council Member Draper, to:

**Adopt Resolution No. 8620 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR AND/OR ACTING CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTIES LOCATED AT 134 MORNINGSTAR AVENUE, OROVILLE (APN 031-340-038).**

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Draper, Vice Mayor Goodson, Mayor Dahlmeier  
Noes: None  
Abstain: None

Absent: Council Members Hatley, Thomson

### **Finance Department**

#### **12. ADOPTION OF THE FISCAL YEAR 2017-2018 ANNUAL BUDGET – staff report**

The Council considered the adoption of the Fiscal Year 2017-2018 Annual Budget. **(Ruth Wright, Director of Finance)**

A motion was made by Council Member Berry, seconded by Council Member Del Rosario, to:

**Adopt Resolution No. 8621 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING THE ANNUAL BUDGET FOR FISCAL YEAR 2017-2018.**

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Draper, Vice Mayor Goodson, Mayor Dahlmeier  
Noes: None  
Abstain: None  
Absent: Council Members Hatley, Thomson

#### **13. PLACEMENT OF DELINQUENT GARBAGE BILLS ON THE 2017-2018 PROPERTY TAX ROLL – staff report**

The Council considered the placement of delinquent garbage bills to Recology on the 2017-2018 property tax roll. **(Ruth Wright, Director of Finance)**

Following discussion, a motion was made by Vice Mayor Goodson, seconded by Council Member Draper, to:

**Adopt Resolution No. 8622 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING DIRECT ASSESSMENT FOR DELINQUENT GARBAGE BILLS FOR FISCAL YEAR 2016-2017 ON THE 2017-2018 PROPERTY TAX ROLL AND AUTHORIZING THE MAYOR TO EXECUTE THE PROPOSITION 218 CERTIFICATION OF TAX BILL LEVY.**

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Draper, Vice Mayor Goodson, Mayor Dahlmeier  
Noes: None  
Abstain: None  
Absent: Council Members Hatley, Thomson

#### **14. ANNUAL SANITARY SEWER SERVICE RATES – staff report**

The Council considered a Resolution certifying that the Sewer Service charges to be levied on the 2017-18 tax roll are in compliance with Proposition 218. **(Ruth Wright, Director of Finance)**

Following discussion, a motion was made by Council Member Berry, seconded by Vice Mayor Goodman, to:

**Adopt Resolution No. 8623 - A RESOLUTION OF THE OROVILLE CITY COUNCIL CERTIFYING TO THE COUNTY OF BUTTE THE VALIDITY OF THE LEGAL PROCESS USED TO PLACE DIRECT CHARGES (SPECIAL ASSESSMENTS) ON THE SECURED TAX ROLL AND AUTHORIZING THE MAYOR TO EXECUTE THE PROPOSITION 218 CERTIFICATIONS OF TAX BILL LEVY FOR FISCAL YEAR 2017-18 SEWER SERVICE CHARGES**

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Draper, Vice Mayor Goodson, Mayor Dahlmeier  
Noes: None  
Abstain: None  
Absent: Council Members Hatley, Thomson

**Community Development Department**

**15. PROFESSIONAL SERVICES AGREEMENT WITH GHIRARDELLI ASSOCIATES, INC. – FINAL PAYMENT – staff report**

The Council considered an amendment to the Professional Services Agreement with Ghirardelli Associates, Inc., in the amount of \$58,920, for providing qualified professional civil engineering services for the City's Table Mountain Boulevard and Nelson Avenue Roundabout Projects. **(Donald Rust, Assistant City Administrator)**

Following discussion, a motion was made by Vice Mayor Goodson, seconded by Council Member Draper, to:

**Adopt Resolution No. 8624 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT NO.3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH GHIRARDELLI ASSOCIATES, INC., IN THE AMOUNT OF \$58,920 FOR FINAL PAYMENT, TO PROVIDE PROFESSIONAL CIVIL ENGINEERING AND INSPECTION SERVICES FOR THE CITY'S ENGINEERING DIVISION – (Agreement No. 3191-3).**

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Draper, Vice Mayor Goodson, Mayor Dahlmeier  
Noes: None  
Abstain: None  
Absent: Council Members Hatley, Thomson

**16. LETTER TO THE FEDERAL ENERGY REGULATORY COMMISSION REGARDING THE OROVILLE DAM SPILLWAY INCIDENT – staff report**

The Council considered sending a letter to the Federal Energy Regulatory Commission regarding the recent Oroville Dam spillway incident. **(Continued from the June 20, 2017 meeting).**

Staff requested that this item be brought back to the next regular City Council meeting after suggested revisions from several Council Members were made. Following discussion and hearing comments from the public, staff was directed to bring this item back to the August 1, 2017 City Council meeting for further consideration.

### **COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS**

Vice Mayor Goodson reported her attendance to the 4<sup>th</sup> of July Oroville Community Concert that was held at the Historic State Theatre.

Council Member Del Rosario reported that she and Vice Mayor Goodson had attended and participated in the South Oroville Meet and Greet.

### **CITY ADMINISTRATOR/ ADMINISTRATION REPORTS** - None

### **CORRESPONDENCE**

- Pacific Gas & Electric Company

### **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 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(d)(4), the Council met with the Acting City Administrator and City Attorney regarding potential initiation of litigation – one case (related to Oroville Spillway Incident).

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

### **ADJOURNMENT**

The meeting was adjourned at 8:35 p.m. A regular meeting of the Oroville City Council will be held on Tuesday, July 18, 2017, at 5:30 p.m.

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Donald Rust, Acting City Clerk

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Linda L. Dahlmeier, Mayor