

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

The agenda for the September 5, 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 on Thursday, August 31, 2017, at 4:45 p.m.

The September 5, 2017 regular meeting of the Oroville City Council was called to order by Vice Mayor Goodson at 5:32 p.m.

ROLL CALL

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

Staff Present:

Donald Rust, Assistant City Administrator	Ruth Wright, Director of Finance
Bill LaGrone, Director of Public Safety	Jamie Hayes, Assistant City Clerk
Scott E. Huber, City Attorney	Karolyn Fairbanks, Treasurer
Rick Farley, Enterprise Zone & Bus. Asst. Coordinator	Mike Massaro, (Contracted) City Engineer
Amy Bergstrand, Management Analyst III	Dawn Nevers, Assistant Planner

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ryan Nierenhausen.

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS

Randy Chapman – items No. 4, 5 and 6	Joe Hejl – Item No. 4
Anastacia Snyder – Item No. 4	Tyanna Diaz – Item No. 4
Sherri Vandervort – Item No. 4	Garret Moon – Item No. 4
Laralynn Lambert – Item No. 4	Matt Murray – Item No. 6
Nancy Triantos – Item No. 4	Cheri Bunker – Item No. 6

PROCLAMATION / PRESENTATION

Scott Belyea and Steve Faughn, Belyea & Company, gave a presentation regarding the Rio d' Oro Development Project.

Matt Murray, Lauralynn Lambert and Eric Parker posed questions relating to the Rio d' Oro Project.

Rick Farley, Enterprise Zone & Business Assistance Coordinator, gave a presentation regarding the use of CalFire Emergency Aviation at the Oroville Municipal Airport.

CONSENT CALENDAR

A motion was made by Vice Mayor Goodson, seconded by Council Member Del Rosario, to approve the following Consent Calendar, with exception to item No. 2:

1. **APPROVAL OF THE AUGUST 15, 2017 REGULAR MEETING AND SPECIAL MEETING MINUTES OF THE OROVILLE CITY COUNCIL** – minutes attached

Finance Department

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

Community Development Department

3. **REQUEST TO WAIVE ADMISSION FEE FOR VARIOUS PROMOTIONAL EVENTS HELD AT THE OROVILLE MUSEUMS** – staff report

The Council considered a request to waive the admission fees for various promotional events to be held at the C.F. Lott Home, Pioneer Museum, and Chinese Temple & Museum Complex to be hosted by the Oroville Docents. **(Dawn Nevers, Assistant Planner and Donald Rust, Director of Community Development)**

Council Action Requested: **Approve the waiver of admission fees for various promotional events to be held at the C.F. Lott Home, Pioneer Museum, and Chinese Temple & Museum Complex to be hosted by the Oroville Docents.**

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

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

ITEMS REMOVED FROM THE CONSENT CALENDAR

Finance Department

2. **PAYROLL TIMESHEET POLICY** – staff report

The Council considered approving a Payroll Timesheet Policy for the City. **(Ruth Wright, Director of Finance)**

This item was removed from the Consent Calendar at the request of Council Member Berry.

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

Approve the Payroll Timesheet Policy.

The motion was passed by the following vote:

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

PUBLIC HEARINGS

Business Assistance and Housing Development

4. COMMUNITY DEVELOPMENT BLOCK GRANT FOR FISCAL YEAR 2017/2018 – staff report

The Council conducted a public hearing regarding the 2017/2018 Fiscal Year Community Development Block Grant Program Funding and Program Income. **(Amy Bergstrand, Management Analyst III)**

Mayor Dahlmeier opened the Public Hearing.

Joe Hejl spoke in support of the Boys and Girls Club.

Anastacia Snyder spoke in support of Catalyst Domestic Violence Services.

Randy Chapman, Tyanna Diaz, Sherri Vandervort, Garret Moon, Laralynn Lambert and Nancy Triantos spoke in support of the First Time Home Buyers Program.

Hearing no other comments or questions from the audience, Mayor Dahlmeier closed the Public Hearing.

Following discussion, the Council directed staff to continue this item to the September 19, 2017 regular meeting of the Oroville City Council for further consideration.

5. MODIFICATIONS TO THE COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIP PROGRAM HOMEBUYER MORTGAGE ASSISTANCE PROGRAM GUIDELINES – staff report

The Council conducted a public hearing to solicit comments regarding requested modifications to the Community Development Block Grant (CDBG) Home Ownership Program.

Thereafter, the Council also considered authorizing the modifications to the Combined HOME Investment Partnership (HOME) and CDBG Assistance Program Guidelines. **(Amy Bergstrand, Management Analyst III)**

Mayor Dahlmeier opened the Public Hearing.

Randy Chapman spoke in support of the Community Development Block Grant (CDBG) Home Ownership Program.

Hearing no comments or questions from the audience, Mayor Dahlmeier closed the Public Hearing.

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

Adopt Resolution No. 8645 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING MODIFICATIONS TO THE COMBINED COMMUNITY DEVELOPMENT BLOCK AND HOME INVESTMENT PARTNERSHIP PROGRAM HOMEBUYER MORTGAGE ASSISTANCE PROGRAM GUIDELINES.

The motion was passed by the following vote:

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

REGULAR BUSINESS

Public Works Department

6. TRAFFIC CALMING AND SPEED REDUCTION OPTIONS FOR MONTGOMERY STREET ROUNDABOUT PEDESTRIAN SAFETY – staff report

The Council considered different options for reducing vehicle speeds at the Washington Avenue and Montgomery Street roundabout. **(Mike Massaro, PE, City Engineer)**

Matt Murray, Cheri Bunker and Randy Chapman made comments relating to the proposed options for reducing vehicle speeds at the Washington Avenue and Montgomery Street roundabout.

Following discussion, the Council directed staff to return to Council for further direction on the purchase and installation of flashing beacons and rumble strips at the Washington Avenue and Montgomery Street roundabout in order to reduce vehicle speeds and enhance pedestrian safety.

Finance Department

7. SECTION 115 IRREVOCABLE TRUST ACCOUNT TO PRE-FUND PENSIONS – staff report

The Council considered an Agreement for Administrative Services with Phase II Systems, dba: Public Agency Retirement Services, for the administration of the Public Agencies Post-Employment Benefits Trust, relating to the pre-funding of pensions for City employees. **(Ruth Wright, Director of Finance)**

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

1. **Adopt a Conservative Investment Strategy as indicated in the September 5, 2017 staff report.**
2. **Adopt Resolution No. 8646 – A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING THE ADOPTION OF THE PUBLIC AGENCIES POST-EMPLOYMENT BENEFITS TRUST ADMINISTERED BY PUBLIC AGENCY RETIREMENT SERVICES – (Agreement No. 3231).**

The motion was passed by the following vote:

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

Community Development Department

8. LETTERS OF SUPPORT FOR 2018 PARK BOND FUNDING – staff report

The Council considered authorizing the Mayor to sign two letters in support of Assembly Bill 18 – California Clean Water, Climate, Coastal Protection and Outdoor Access for All Act of 2018; and Assembly Bill 5 – California Drought, Water, Parks, Climate, Coastal Protection and Outdoor Access for All Act of 2018, relating to Park Bond Funding. **(Dawn Nevers, Assistant Planner and Donald Rust, Director of Community Development)**

Following discussion, the Council authorized Mayor Dahlmeier to execute letters in support of Assembly Bill 18 – California Clean Water, Climate, Coastal Protection and Outdoor Access for All Act of 2018; and Assembly Bill 5 – California Drought, Water, Parks, Climate, Coastal Protection and Outdoor Access for All Act of 2018, relating to Park Bond Funding.

9. HEATING VENTILATION AND AIR CONDITIONING MAINTENANCE PROGRAM AGREEMENT (PG&E QUALITY MAINTENANCE SERVICE CONTRACT) AND FINANCING AGREEMENT WITH ABM BUILDING SOLUTIONS – staff report

The Council considered approving the Heating Ventilation and Air Conditioning (HVAC) Maintenance Program Agreement, which includes the PG&E Quality Maintenance Service Contract and the 100% Financing Agreement, with ABM Building Solutions, LLC. **(Dawn Nevers, Assistant Planner and Donald Rust, Director of Community Development)**

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

1. **Adopt Resolution No. 8647 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN HEATING VENTILATION AND AIR CONDITIONING MAINTENANCE PROGRAM AGREEMENT WITH ABM BUILDING SOLUTIONS, LLC, IN THE AMOUNT OF \$106,301.76 – (Agreement No. 3232).**

2. **Adopt Resolution N1200o. 8648 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR AS TO THE EXECUTION AND DELIVERY OF AN EQUIPMENT LEASE-PURCHASE AGREEMENT, AN ESCROW AGREEMENT AND EQUIPMENT SCHEDULE WITH RESPECT TO THE ACQUISITION, PURCHASE, FINANCING, AND LEASING OF CERTAIN EQUIPMENT FOR THE PUBLIC BENEFIT; AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AND AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION – (Agreement No. 3233).**

The motion was passed by the following vote:

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

Business Assistance & Housing Development Department

10. **EXTENSION OF FIVE-YEAR DEADLINE TO DEVELOP/DISPOSE OF HOUSING SUCCESSOR AGENCY PROPERTIES – staff report**

The Council, serving as the Successor Agency of the former Oroville Redevelopment Agency (RDA), considered an extension of five-years to initiate the development and/or disposal of the remaining housing assets that were transferred from the RDA to the Successor Agency. **(Amy Bergstrand, Management Analyst III)**

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

Adopt Resolution No. 8649 - A RESOLUTION OF THE OROVILLE CITY COUNCIL EXTENDING THE TIME PERIOD FOR THE DEVELOPMENT AND OR DISPOSITION OF HOUSING PROPERTIES TRANSFERRED FROM THE FORMER OROVILLE REDEVELOPMENT AGENCY, TO SEPTEMBER 7, 2022, PURSUANT TO HEALTH AND SAFETY CODE SECTION 34176.1(e).

The motion was passed by the following vote:

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

11. **AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH REINARD W. BRANDLEY – staff report**

The Council considered an Amendment to the Professional Services Agreement with

Reinard W. Brandley, in the amount of \$50,000, for engineering services relating to the Oroville Municipal Airport. **(Rick Farley, Enterprise Zone & Business Assistance Coordinator)**

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

Adopt Resolution No. 8650 – 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 \$50,000, FOR ENGINEERING SERVICES RELATING TO THE OROVILLE MUNICIPAL AIRPORT – (Agreement No. 2006-12).

The motion was passed by the following vote:

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

Administration Department

12. PROCEDURE TO AMEND CITY CHARTER – staff report

The Council received a presentation regarding the procedure to amend the City Charter. **(Scott E. Huber, City Attorney)**

Following discussion, the Council directed staff to forgo any proposed amendments to the City Charter.

COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS

Council Members Del Rosario, Draper and Vice Mayor Goodson reported their attendance to a meeting with Habitat for Humanity.

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

- Finance Department – activity report

Bill LaGrone, Director of Public Safety, reported his attendance with both Council Members Del Rosario and Hatley to Caltrans meeting, hosted by Congressman LaMalfa and Congressman Garamendi, regarding the Highway 70 Expansion Project.

Director LaGrone provided a copy of the City's Emergency Operations Plan, which will be presented at the September 19, 2017 regular meeting of the Oroville City Council.

Donald Rust, Acting City Administrator, gave a brief update on the use of the Municipal Auditorium by Butte County during the Ponderosa Fire event.

CORRESPONDENCE

- Optimist Clubs of Chico & Oroville - Buy a Firefighter Breakfast on 9/11 Invitation
- Feather River Recreation & Park District – Feather River Clean Up
- Federal Energy Regulatory Commission – Notice of Availability of Environmental Assessment

HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS

Laura Peterson, League of Women Voters, invited the Council to attend an informational forum regarding the Economic Impacts of the Oroville Dam Past, Present & Future, to be held September 16, 2017.

Steven Lee discussed the need for access to medical cannabis for patients within the community.

Matt Murray, Department of Water Resources, provided an update on the Oroville Dam Spillway Construction Project.

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 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).
3. Pursuant to Government Code section 54956.9(d)(2), the Council met with the Acting City Administrator and City Attorney regarding potential exposure to litigation – one case.
4. Pursuant to Government Code section 54956.9(a), the Council met 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.

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 10:18 p.m. A regular meeting of the Oroville City Council will be held on Tuesday, September 19, 2017, at 5:30 p.m.

Donald Rust, Acting City Clerk

Linda L. Dahlmeier, Mayor