

**CITY COUNCIL MEETING MINUTES
FEBRUARY 21, 2017 – 5:30 P.M.**

The agenda for the February 21, 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 Friday, February 10, 2017, at 12:00 p.m.

The February 21, 2017 regular meeting of the Oroville City Council was called to order by Mayor Dahlmeier at 5:32 p.m.

ROLL CALL

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

Staff Present:

Donald Rust, Director of Community Development
Bill LaGrone, Director of Public Safety
Scott E. Huber, City Attorney
Amy Bergstrand, Management Analyst III
Liz Ehrenstrom, Human Resource Manager
Chris Nicodemus, Police Lieutenant

Ruth Wright, Director of Finance
Jamie Hayes, Assistant City Clerk
Karolyn Fairbanks, Treasurer
Dawn Nevers, Assistant Planner
Allen Byers, Assistant Police Chief
Gil Zarate, Police Lieutenant

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Dahlmeier

PROCLAMATION / PRESENTATION

Sheriff Kory Honea briefed the Council on the recent emergency evacuations relating to the potential failure of the spillway at Oroville Dam Spillway at Lake Oroville.

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

CONSENT CALENDAR

A motion was made by Vice Mayor Goodson, seconded by Council Member Thomson, to approve the following Consent Calendar:

- 1. APPROVAL OF THE MINUTES OF THE FEBRUARY 7, 2017 REGULAR MEETING OF THE OROVILLE CITY COUNCIL – minutes attached**

Business Assistance and Housing Development Department

2. COMMERCIAL LEASE AGREEMENT WITH AMANDA LIVERMORE DBA: LIVE WISE BATH & BEAUTY BAR – staff report

The Council considered a Commercial Lease Agreement with Amanda Livermore dba: Live Wise Bath & Beauty Bar, for the rental of a commercial unit located at 1465 Myers Street, Suite 3. **(Rick Farley, Enterprise Zone & Business Assistance Coordinator and Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8576 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A COMMERCIAL LEASE AGREEMENT WITH AMANDA LIVERMORE, DBA: LIVE WISE BATH & BEAUTY BAR, FOR THE RENTAL OF A COMMERCIAL UNIT LOCATED AT 1465 MYERS STREET, SUITE 3 – (Agreement No. 3205).**

3. COMMERCIAL LEASE AGREEMENT WITH LISA DEERY DBA: OROVILLE HEALING MASSAGE & DETOX – staff report

The Council considered a Commercial Lease Agreement with Lisa Deery dba: Oroville Healing Massage & Detox, for the rental of a commercial unit located at 1461 Myers Street, Suite 2. **(Rick Farley, Enterprise Zone & Business Assistance Coordinator and Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8577 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A COMMERCIAL LEASE AGREEMENT WITH LISA DEERY, DBA: OROVILLE HEALING MASSAGE & DETOX, FOR THE RENTAL OF A COMMERCIAL UNIT LOCATED AT 1461 MYERS STREET, SUITE 2 – (Agreement No. 3206).**

4. PROFESSIONAL SERVICES AGREEMENT WITH ROSENOW SPEVACEK GROUP, INC. – staff report

The Council considered a Professional Services Agreement with Rosenow Spevacek Group, Inc., in the amount of \$7,500, to assist the underwriting analysis of the proposed Sierra Heights Senior Affordable Housing Project. **(Amy Bergstrand, Management Analyst III and Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8585 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH ROSENOW SPEVACEK GROUP, INC, IN THE AMOUNT OF \$7,500, TO ASSIST THE UNDERWRITING ANALYSIS OF THE PROPOSED SIERRA HEIGHTS SENIOR AFFORDABLE HOUSING PROJECT – (Agreement No. 3210).**

Community Development Department

5. CALIFORNIA OLD TIME FIDDLERS USE OF MUNICIPAL AUDITORIUM PARKING LOT – staff report

The Council received information regarding the annual use of the Municipal Auditorium parking lot for overnight parking of approximately fifty RVs from March 13 – 20, 2017, for the 51st Annual California State Old Time Fiddle and Picking Championships. **(Donald Rust, Director of Community Development)**

Council Action Requested: **None.**

6. AMENDMENT TO MEMORANDUM OF UNDERSTANDING FOR THE WYANDOTTE SUB-BASIN GROUNDWATER SUSTAINABILITY PARTNERS – staff report

The Council considered an amendment to the Memorandum of Understanding (MOU) following the retraction of South Feather Water and Power's GSA designation for the Wyandotte Sub-Basin. Additionally, the Council considered a second Memorandum of Understanding between City of Oroville, Butte County, and South Feather Water & Power for the development of the Wyandotte Creek Sub-Basin Groundwater Sustainability Plan. **(Donald Rust, Director of Community Development)**

Council Action Requested:

1. **Adopt Resolution No. 8566-1 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO AMEND THE MEMORANDUM OF UNDERSTANDING FORMING THE WYANDOTTE SUB-BASIN GROUNDWATER SUSTAINABILITY PARTNERS – (Agreement No. 3200-1).**
2. **Adopt Resolution No 8578 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE MEMORANDUM OF UNDERSTANDING BETWEEN PARTIES WITHIN WYANDOTTE CREEK SUB-BASIN TO DEVELOP THE WYANDOTTE CREEK SUB-BASIN GROUNDWATER SUSATINABLE PLAN – (Agreement No. 3207).**

Administration Department

7. INDUSTRIAL DISABILITY RETIREMENT – staff report

The Council considered the approval of an industrial disability retirement for Police Officer, Joshua Woodby. **(Bill LaGrone, Director of Public Safety and Elizabeth Ehrenstrom, Human Resource Manager)**

Council Action Requested: **Adopt Resolution No. 8579 - A RESOLUTION DELEGATING INDUSTRIAL DISABILITY FINDINGS TO THE CITY COUNCIL OF THE CITY OF OROVILLE AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE RESOLUTION UNDER PUBLIC EMPLOYEES' RETIREMENT LAW.**

8. EMPLOYMENT AGREEMENTS WITH DONALD L. RUST AND BILL LA GRONE – staff report

The Council considered Employment Agreements with Donald L. Rust, Assistant City Administrator and Community Development Director, and Bill La Grone, Public Safety Officer and Acting Personnel Officer. **(Scott. E. Huber, City Attorney)**

Council Action Requested:

1. **Adopt Resolution No. 8583 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND DONALD L. RUST – (Agreement No. 1974-7).**
2. **Adopt Resolution No. 8584 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND BILL LA GRONE – (Agreement No. 1969-9).**

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

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

PUBLIC HEARINGS - None

REGULAR BUSINESS

Community Development Department

9. **OROVILLE HOSPITAL EXPANSION – FUNDING AGREEMENT WITH LANDMARK HEALTHCARE FACILITIES, LLC – staff report**

The Council considered entering into a Funding Agreement with Landmark Healthcare Facilities, LLC for funding the contract planning and California Environmental Quality Act (CEQA) compliance services of ICF Jones & Stokes, Inc. related to the expansion of the Oroville Hospital. **(Donald Rust, Director of Community Development)**

A motion was made by Vice Mayor Goodson, seconded by Council Member Draper, to:

Adopt Resolution No. 8581 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A FUNDING AGREEMENT WITH LANDMARK HEALTHCARE FACILITIES, LLC FOR FUNDING THE CONTRACT PLANNING AND CALIFORNIA ENVIRONMENTAL QUALITY ACT COMPLIANCE SERVICES OF ICF JONES & STOKES, INC. RELATED TO THE EXPANSION OF THE OROVILLE HOSPITAL - (Agreement No. 3209).

The motion was passed by the following vote:

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

Absent: None

10. OROVILLE HOSPITAL EXPANSION – PROFESSIONAL SERVICES AGREEMENT WITH ICF JONES & STOKES, INC. – staff report

The Council considered entering into a Professional Services Agreement with ICF Jones & Stokes, Inc. (ICF) for contract planning and California Environmental Quality Act (CEQA) compliance related to the expansion of the Oroville Hospital. **(Donald Rust, Director of Community Development)**

A motion was made by Council Member Draper, seconded by Vice Mayor Goodson, to:

Adopt Resolution No. 8580 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH ICF JONES & STOKES, INC. FOR CONTRACT PLANNING AND CALIFORNIA ENVIRONMENTAL QUALITY ACT COMPLIANCE SERVICES RELATED TO THE EXPANSION OF THE OROVILLE HOSPITAL - (Agreement No. 3208).

The motion was passed by the following vote:

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

Administration Department

***11. DECLARATION OF LOCAL EMERGENCY AND RATIFICATION OF PROCLAMATION OF EXISTENCE OF LOCAL EMERGENCY BY THE ACTING DIRECTOR OF EMERGENCY SERVICES – staff report**

This item was considered and discussed during the presentation by Sheriff Kory Honea.

The Council considered adoption of a resolution proclaiming the existence of a local emergency and ratification of the proclamation of the existence of a local emergency by the Acting Director of Emergency Services. **(Scott E. Huber, City Attorney)**

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

- 1. Adopt Resolution No. 8582 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE RATIFYING THE ACTING DIRECTOR OF EMERGENCY SERVICES’ PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY.**
- 2. Adopt Resolution No. 8583 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY.**

The motion was passed by the following vote:

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

COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS

Council Member Draper reported on a proposed request by Don Noble to organize a publication regarding the positive outcomes and events that took place locally during the recent emergency evacuations relating to the potential failure of the spillway at Lake Oroville.

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

Ruth Wright, Director of Finance, requested that the Council select dates to begin budget discussions relating to the 2017/2017 fiscal year.

The Council selected March 14, 2017 and March 28, 2017, at 4:30 p.m. to hold special budget meeting workshops.

CORRESPONDENCE

- Pacific Gas & Electric Company
- Hmong United Community of Oroville, Inc.
- Pierce Atwood, LLP

HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS

Barbara Fowler made comments relating to the emergency preparedness procedures relating to the evacuation of senior citizens.

August Lincoln made comments relating to the Table Mountain Boulevard/Nelson Avenue Roundabout 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 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 54956.95, the City Council met with Acting City Administrator and City Attorney regarding potential litigation – two cases.

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 7:16 p.m. A regular meeting of the Oroville City Council will be held on Tuesday, March 7, 2017, at 5:30 p.m.

Donald Rust, Acting City Clerk

Linda L. Dahlmeier, Mayor