

**CITY COUNCIL MEETING MINUTES
JUNE 20, 2017 – 5:30 P.M.**

The agenda for the June 20, 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, June 15, 2017, at 12:25 p.m.

The June 20, 2017 regular meeting of the Oroville City Council was called to order by Mayor Dahlmeier at 5:33 p.m.

ROLL CALL

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

Staff Present:

Donald Rust, Assistant City Administrator	Ruth Wright, Director of Finance
Bill LaGrone, Director of Public Safety	Karolyn Fairbanks, Treasurer
Scott E. Huber, City Attorney	Jamie Hayes, Assistant City Clerk
Rick Farley, EZ Zone & Business Coordinator	Dawn Nevers, Assistant Planner
Liz Ehrenstrom, Human Resource Manager	Bob Marciniak, SBF Program Specialist
Allen Byers, Assistant Police Chief	

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Dahlmeier.

PROCLAMATION / PRESENTATION

Robert Bateman, Roplast Industries, gave a presentation regarding a potential Engineering Evaluation relating to the Oroville Dam Spillway Incident.

Jim Moll, State Theatre Artists Guild (STAGE), gave a presentation regarding the State Theatre Annual Operations Report.

Scott Huber, City Attorney, provided the audience with information relating to the filing claims for damages against the State of California in regards to the February, 2017 Oroville Dam Spillway incident.

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS

Greg Blake – Item No. 10
Matt Murray – Item No. 13
Billy Speer – Item No. 13

Tasha Levinson – Item No. 8, 9, and 13
Don Fultz – Item No. 13
Bill Bynum – Item No. 13

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 JUNE 6, 2017 REGULAR MEETING AND JUNE 13, 2017 SPECIAL MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached

Business Assistance and Housing Development Department

2. **SUBMITTAL OF A REGIONAL USED OIL PAYMENT PROGRAM APPLICATION WITH BUTTE COUNTY TO CALRECYCLE** – staff report

The Council considered submitting a letter to the County of Butte authorizing the Butte County Public Works to submit a CalRecycle Regional Used Oil Payment Program Application, and authorizing the County to act as the Lead Agency, on behalf of the City of Oroville. **(Rick Farley, Enterprise Zone and Business Assistance Coordinator)**

Council Action Requested: **Adopt Resolution No. 8613 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHOTIZING AND DIRECTING THE MAYOR TO EXECUTE A LETTER OF AUTHORIZATION TO THE BUTTE COUNTY PUBLIC WORKS DEPARTMENT FOR THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY FISCAL YEAR 2017-2018 USED OIL PAYMENT PROGRAM.**

3. **AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH HARVEST ACCOUNTING AND MANAGEMENT SYSTEMS, INC.** – staff report

The Council considered an Amendment to the Professional Services Agreement with Harvest Accounting and Management Systems, Inc., for Business Technical Assistance Consulting Services, and to carryover the current contract balance of \$21,175. **(Rick Farley, Enterprise Zone and Business Assistance Coordinator)**

Council Action Requested: **Adopt Resolution No. 8614 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH HARVEST ACCOUNTING AND MANAGEMENT SYSTEMS, INC., EXTENDING THE AGREEMENT TERM TO JUNE 30, 2019 AND TO CARRYOVER A BALANCE OF \$21,175 – (Agreement No. 1857-8).**

4. **RECONVEYANCE OF DEED OF TRUST FOR OROVILLE HOSPITAL 1997 FINANCING BOND** – staff report

The Council considered reconvening the Deed of Trust that secured a financing bond for Oroville Hospital in 1997. **(Rick Farley, Enterprise Zone and Business Assistance Coordinator)**

Council Action Requested: **Adopt Resolution No. 8615 – A RESOLUTION OF THE**

OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A DEMAND FOR FULL PAYMENT AND A SUBSTITUTION OF TRUSTEE AND FULL RECONVEYANCE FOR THE 1997 OROVILLE HOSPITAL BOND FINANCING THAT HAS BEEN REPAID IN FULL.

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

Community Development Department

5. AMENDMENTS TO THE REGULATIONS REGARDING THE ISSUANCE OF PREFERENTIAL PARKING PERMITS AND GUEST PASSES – staff report (1st Reading)

The Council conducted a public hearing to consider 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)**

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

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

Waive the first reading, and introduce 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.

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

6. ZONING CHANGE 17-02: MINOR VARIANCE AND MINOR USE PERMIT REGULATIONS – staff report (1st Reading)

The Council conducted a public hearing to consider 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)**

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

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

Waive the first reading, and introduce 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.

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

7. AMENDMENT TO THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AGREEMENT REGARDING EMPLOYEES SHARING ADDITIONAL COSTS - staff report (1st Reading)

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

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

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

Waive the first reading, and introduce 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.

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

8. **2017 – 2018 PRELIMINARY ANNUAL BUDGET – staff report (*Continued from May 6, 2017*)**

The Council conducted a public hearing relating to the 2017 – 2018 Preliminary Annual Budget. (*The Adopted Budget is required to be approved at the July 11, 2017 regular City Council meeting*) (**Ruth Wright, Director of Finance**)

Mayor Dahlmeier opened the Public Hearing.

Tasha Levinson made comments relating to the 2017 – 2018 Preliminary Annual Budget.

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

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

Approve the City's 2017 – 2018 Preliminary Annual Budget.

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

REGULAR BUSINESS

Community Development Department

9. **POTENTIAL CONVERSION OF THE INTERSECTION AT CAL OAK ROAD AND SOUTH 5TH AVENUE – staff report**

The Council considered converting the intersection at Cal Oak Road and South 5th Avenue into a 4-way stop, at the City's expense. (**Donald Rust, Director of Community Development**)

Tasha Levinson made comments relating to the potential funding for the conversion of the intersection at Cal Oak Road and South 5th Avenue into a 4-way stop.

Following discussion, the Council directed staff to convert the intersection at Cal Oak Road and South 5th Avenue into a 4-way stop, at the City's expense.

10. **POTENTIAL PLACEMENT OF STOP SIGNS AT 6TH STREET AND NELSON AVENUE – staff report**

The Council considered the installation of two stop signs at 6th Street and Nelson Avenue, including the placement of the "STOP" stencil and limit lines. (**Donald Rust, Director of Community Development**)

Greg Blake, Thermalito School District Superintendent, spoke in support of the installation of two stop signs at 6th Street and Nelson Avenue, including the placement of the “STOP” stencil and limit lines.

Following discussion, the Council directed staff to install two stop signs at 6th Street and Nelson Avenue, including the placement of the “STOP” stencil and limit lines, at the City’s expense.

Administration Department

11. 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 (FERC) regarding the recent Oroville Dam spillway incident. **(Donald Rust, Assistant City Administrator)**

This item was pulled from the agenda for consideration.

12. CITY OF OROVILLE FINAL 2016 COMPENSATION STUDY BY BRYCE CONSULTING – staff report

The Council considered acknowledging the 2016 City of Oroville Compensation Study completed by Bryce Consulting. **(Liz Ehrenstrom, Human Resource Manager and Donald Rust, Assistant City Administrator)**

Following discussion, the Council acknowledged receipt of the final City of Oroville 2016 Compensation Study from Bryce Consulting.

13. NINTH AMENDMENT TO THE SUPPLEMENTAL BENEFITS FUND IMPLEMENTATION AGREEMENT WITH THE STATE OF CALIFORNIA DEPARTMENT OF WATER RESOURCES – staff report

The Council considered the 9th Amendment to the Supplemental Benefits Fund (SBF) Implementation Agreement between the City of Oroville, as Fund Administrator of the SBF, and the State of California Department of Water Resources, extending the term through July 20, 2018. **(Bob Marciniak, SBF Program Specialist and Scott Huber, City and SBF Attorney)**

Billy Speer and Matt Murray spoke in support of the SBF Implementation Agreement between the City of Oroville, as Fund Administrator of the SBF, and the State of California Department of Water Resources.

Tasha Levinson, Don Fultz and Bill Bynum spoke in opposition to the SBF Implementation Agreement between the City of Oroville, as Fund Administrator of the SBF, and the State of California Department of Water Resources.

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

Adopt Resolution No. 8616 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE SUPPLEMENTAL BENEFITS FUND IMPLEMENTATION AGREEMENT BETWEEN THE CITY OF OROVILLE, AS FUND ADMINISTRATOR, AND THE STATE OF CALIFORNIA DEPARTMENT OF WATER RESOURCES, EXTENDING THE TERM OF THE AGREEMENT THROUGH JULY 20, 2018 – (Agreement No. 1688-9).

The motion was passed by the following vote:

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

COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS

Council Member Draper reported on the following:

- Attendance to the Butte County Continuum of Care Council (CCoC) on June 19, 2017
- City of Oroville would be hosting a cooling center during the extreme heat for the public at the Municipal Auditorium between the hours of 10:00 a.m. – 9:00 p.m.
- Butte 211 – A free resource that provides a way to quickly locate low-cost and no-cost health and human services in Butte County

Vice Mayor Goodson reported her attendance to the Oroville Economic Alliance meeting held on June 13, 2017.

Mayor Dahlmeier reported on the following:

- Attendance to meetings held with Robert Bateman, Roplast Industries
- Attendance to the kick-off event for Cities Combating Hunger through Afterschool and Summer Meal Programs (CHAMPS), in partnership with the Butte County Office of Education

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS - None

CORRESPONDENCE - None

HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS

Billy Speer commented on the need for positive community involvement.

Alan Cartwright commented on the need to replant City trees to replace the trees removed by Pacific Gas and Electric Company.

CLOSED SESSION

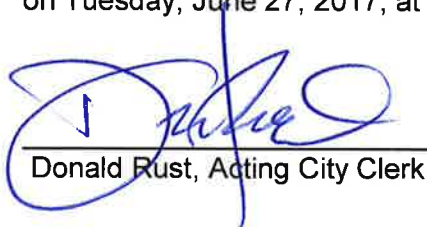
The Council held a Closed Session on the following:

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.
1. 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.
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 8:55 p.m. A special meeting of the Oroville City Council will be held on Tuesday, June 27, 2017, at 4:30 p.m.



Donald Rust, Acting City Clerk



Linda L. Dahlmeier, Mayor