



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

JULY 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. 5)

RECONVENE TO OPEN SESSION

OPEN SESSION (6:30 P.M.)

PLEDGE OF ALLEGIANCE

PROCLAMATION / PRESENTATION

- *FAA Airport Conference* - Rick Farley, Oroville Airport Manager

CONSENT CALENDAR

1. **APPROVAL OF THE JULY 11, 2017 REGULAR MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached

Community Development Department

2. **AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH SCS ENGINEERS FOR A REALLOCATION OF FUNDS BETWEEN TASKS AND ALLOCATION OF UNUSED GRANT FUNDS FROM THE U.S. EPA 2014 SITE-SPECIFIC BROWNFIELDS ASSESSMENT GRANT** – staff report

The Council may consider an amendment to the Professional Services Agreement (Agreement No. 3102) with SCS Engineers for the purpose of transferring funds between tasks and allocating unused grant funds. **(Donald Rust, Assistant City Administrator)**

Council Action Requested: **Adopt Resolution No. 8625 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH SCS ENGINEERS FOR A REALLOCATION OF FUNDS BETWEEN TASKS AND ALLOCATION OF UNUSED GRANT FUNDS FROM THE U.S. EPA 2014 SITE-SPECIFIC BROWNFIELDS ASSESSMENT GRANT – (Agreement No. 3102-3)**

PUBLIC HEARINGS

3. **BUNDLED ENERGY SOLUTIONS (BES) PROGRAM WITH ABM BUILDING SOLUTIONS, LLC – staff report**

The Council may consider finalizing the contract with ABM Building Solutions, LLC, to participate in the Bundled Energy Solutions (BES) Program and enter into an Energy Solutions Project Agreement, Section 4217, as well as an Annual Energy Unit Savings Agreement. **(Dawn Nevers, Assistant Planner)**

Council Action Requested: **Adopt Resolution No. 8626 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A CONTRACT WITH ABM BUILDING SOLUTIONS, LLC, TO PARTICIPATE IN THE BUNDLED ENERGY SOLUTIONS (BES) PROGRAM AND ENTER INTO AN ENERGY SOLUTIONS PROJECT AGREEMENT, SECTION 4217, AS WELL AS AN ANNUAL ENERGY UNIT SAVINGS AGREEMENT IN THE AMOUNT OF \$3,203,338.24 (Energy Solutions Project Agreement & Annual Energy Unit Savings Agreement).**

REGULAR BUSINESS

Finance

4. **ANNUAL ASSESSMENTS FOR THE CITY'S CONSOLIDATED BENEFIT ASSESSMENT DISTRICT, ZONES 1-8– staff report**

The Council may consider approving the Annual Assessment Report for the Oroville Consolidated Benefit Assessment District for Fiscal Year (FY) 2017/2018. **(Ruth Right, Director of Finance)**

Council Action Requested:

1. **Adopt Resolution No. 8627 - A RESOLUTION OF THE CITY COUNCIL APPROVING THE ANNUAL ASSESSMENT REPORT AND FOR THE OROVILLE CONSOLIDATED BENEFIT ASSESSMENT DISTRICT FOR FISCAL YEAR 2017/2018; and**
2. **Authorize any necessary budget adjustments to the Annual Assessment Report.**

5. **ANNUAL ASSESSMENTS FOR THE CITY'S CONSOLIDATED LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT, ZONES 1-17 – staff report**

The Council may consider initiating proceedings, preliminarily approving the Annual Assessment Report and declaring its intention to levy and collect assessments for the Oroville Consolidated Landscape and Lighting Maintenance Assessment District, Zones 1-17, for Fiscal Year 2017/2018. **(Ruth Right, Director of Finance)**

Council Action Requested:

1. **Adopt Resolution No. 8628 - A RESOLUTION OF THE CITY COUNCIL INITIATING PROCEEDINGS, PRELIMINARILY APPROVING THE ANNUAL ASSESSMENT REPORT AND DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE OROVILLE CONSOLIDATED LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2017/2018; and**
2. **Authorize any necessary budget adjustments to the Annual Assessment Report.**

Business Assistance and Housing Development Department

6. **OROVILLE ECONOMIC ALLIANCE ANNUAL BBQ RECYCLING DEVELOPMENT ZONE BOOTH SPONSORSHIP – staff report**

The Council may consider sponsoring an Oroville Recycling Development Zone (RMDZ) booth at the Oroville Economic Alliance Annual BBQ, in the amount of \$500. (Funding would be paid through the Cal Recycle Recycling Development Zone grant funds. There would be no impact to the City's General Fund) **(Rick Farley, Enterprise Zone and Business Assistance Coordinator)**

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

Community Development Department

7. **HIGHLAND APARTMENT PARKING LOT REPAIRS DUE TO TRAFFIC BYPASSING THROUGH DURING TABLE MOUNTAIN ROUNDABOUT CLOSURE– staff report**

The Council may consider approving City staff to perform repairs of the Highland Apartment Parking Lot due to impacts from the Table Mountain Roundabout Construction. **(Donald Rust, Assistant City Administrator)**

Council Action Requested: **Approve project approach and costs and direct staff to begin work to procure materials and repair.**

8. **PROFESSIONAL SERVICES AGREEMENT WITH SCS ENGINEERS TO PROVIDE ENVIRONMENTAL CONSULTING SERVICES FOR THE PROPERTIES LOCATED AT 730 AND 750 MONTGOMERY STREET – staff report**

The Council may consider a proposal from SCS Engineers to provide Environmental Consulting Services for the properties located at 730 and 750 Montgomery Street. **(Donald Rust, Assistant City Administrator)**

Council Action Requested: **Adopt Resolution No. 8629 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH SCS ENGINEERS TO PROVIDE ENVIRONMENTAL CONSULTING SERVICES FOR THE PROPERTIES LOCATED AT 730 AND 750 MONTGOMERY STREET – (Agreement No. 3226)**

9. **LANDOWNER RESPONSIBILITY AND LIABILITY FOR STREET TREES AND SIDEWALK SAFETY AND MAINTENANCE – staff report**

The Council may consider directing staff to draft an ordinance for either cost sharing or passing the full obligation for maintenance/repairs of parking strips and public landscaping (trees, shrubs, etc.), sidewalks, curbs and gutters onto adjacent property owners. **(Donald Rust, Assistant City Administrator)**

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

10. AMERICAN PLANNING ASSOCIATION CALIFORNIA CONFERENCE AND LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE AND EXPO 2017 – staff report

The Council may consider approving the attendance of City staff, elected and appointed officials to the American Planning Association California Conference and League of California Cities Annual Conference and Expo for 2017. **(Donald Rust, Assistant City Administrator)**

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

11. PLANNING COMMISSION REVIEW OF “ROADWAY” PROJECTS – staff report

The Council may consider a request from the Planning Commission to be granted the authority to provide review and prioritization recommendations to the City Council regarding certain “roadway” improvement projects. **(Donald Rust, Assistant City Administrator)**

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

12. AFFORDABLE HOUSING AND SUSTAINABLE COMMUNITIES PROGRAM – AFFORDABLE FAMILY HOUSING DEVELOPMENT – staff report

The Council may discuss and consider applying for the 2016-2017 Affordable Housing and Sustainable Communities (AHSC) Program to develop a 70-unit affordable family housing project north of the Starbucks/Panda Express development in partnership with Jamboree Housing Corporation. **(Donald Rust, Assistant City Administrator)**

Council Action Requested:

Adopt Resolution No. 8630 - A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING VARIOUS FUNDING RELATED ACTIONS FOR AN AFFORDABLE HOUSING AND SUSTAINABLE COMMUNITIES PROGRAM GRANT APPLICATION INCLUDING AUTHORIZING AND DIRECTING THE VICE MAYOR TO EXECUTE AN OPTION AGREEMENT WITH VALLEY STAR PARTNERS, LLC FOR THE PURCHASE OF THE PROPERTY IDENTIFIED AS 2355 FEATHER RIVER BOULEVARD (APN: 035-030-099) - (Agreement No .3227).

Adopt Resolution No. 8631 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE VICE MAYOR TO EXECUTE AN EXCLUSIVE NEGOTIATION AGREEMENT WITH JAMBOREE HOUSING CORPORATION MUTUALLY AGREEING TO ENTER INTO NEGOTIATIONS CONCERNING THE PROPOSED HOUSING DEVELOPMENT PROJECT SHOULD THE AFFORDABLE HOUSING AND SUSTAINABLE COMMUNITIES PROGRAM GRANT BE AWARDED (Agreement No. 3228)

Administration Department

13. AMENDMENT TO THE LEGAL SERVICES AGREEMENT WITH COTA COLE & HUBER, LLP – staff report

The Council will consider an Amendment to the Legal Services Agreement with Cota Cole & Huber, LLP for City Attorney Services. **(Donald Rust, Assistant City Administrator)**

Council Action Requested: **Adopt Resolution No. 8632 - A RESOLUTION OF THE CITY OF OROVILLE AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH COTA COLE & HUBER, LLP FOR CITY ATTORNEY LEGAL SERVICES – (Agreement No. 2004-4).**

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

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

CORRESPONDENCE

1. AT&T – Notice of Price Increase
2. Certificate of Appreciation, presented to the City of Oroville from Butte County Office of Education, Regional Occupational Program

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 54956.9(d)(4), the Council will meet 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 54956.95, the Council will meet with the Acting City Administrator, Personnel Officer and City Attorney relating to Worker's Compensation Claim No. OWCA-22392.
4. Pursuant to Government Code section 54956.9(d)(2), the Council will meet with the Acting City Administrator and City Attorney regarding potential exposure to litigation – one case.

ADJOURNMENT

The meeting will be adjourned. A regular meeting of the Oroville City Council will be held on Tuesday, August 1, 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.