



**OROVILLE CITY COUNCIL**  
Council Chambers  
1735 Montgomery Street  
Oroville, CA. 95965

**MAY 15, 2018**  
**REGULAR MEETING**  
**OPEN SESSION 6:30 P.M.**  
**AGENDA**

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## **1. OPENING**

- 1.1 Call to Order
- 1.2 Roll Call

**CITY COUNCIL MEMBERS:** Jack Berry, Marlene Del Rosario, Linda Draper, Art Hatley, Scott Thomson, Vice Mayor Janet Goodson, Mayor Linda Dahlmeier.

## **2. CLOSED SESSION – None.**

## **3. OPEN SESSION (6:30 p.m.)**

- 3.1. Pledge of Allegiance to the Flag of the United States of America

## **4. PROCLAMATIONS / PRESENTATIONS**

- 4.1 Haven of Hope on Wheels” presentation from the Oroville Southside Community Improvement Association. The presenters will be Pastor Kevin Thompson and Keesha Hills.
- 4.2 Update on Oroville Police Department Operations, Lieutenant Gil Zarate

## **5. PUBLIC COMMUNICATION - HEARING OF NON-AGENDA ITEMS**

This is the time for members of the public to address the Council on matters not listed on the agenda. The City Council has established time limitations of three minutes per speaker and an overall time limit of thirty minutes. If more than 10 speaker cards are submitted for non-agenda items, the time limitation will be reduced to two minutes per speaker, thus allowing up to 15 speakers. If more than 15 speaker cards were submitted for non-agenda items, the first 15 speakers would be randomly selected to speak at the beginning of the meeting. The Mayor or presiding chair will call the names of persons

who have submitted a speaker card to the City Clerk. Speakers are to step to the podium, state their name for the record, and make a brief presentation to the City Council. Pursuant to Government Code Section 54954.2, the Council is prohibited from taking action except for a brief response from the Council or staff to statements or questions relating to a non-agenda item.

For agenda items, citizens who have submitted a speaker card will be called to the podium by the Mayor or Presiding Chair after which the public discussion will be closed for Council debate and decision. Speaker cards are to be presented to the City Clerk prior to roll call.

## **6. CONSENT CALENDAR**

Consent calendar items are adopted in one action by the Council. Items that are removed will be discussed and voted on immediately after adoption of consent calendar.

### **RECOMMENDATION: ADOPT CONSENT CALENDAR AS PRESENTED.**

**6.1 MINUTES** - Approve meeting minutes for the April 11, 2018 Special Meeting; the April 17, 2018 Regular Meeting; the April 25, 2018 Special Meeting; and, the May 1, 2018 Regular Meeting.

**6.2 AGREEMENT WITH INTERIM CITY ADMINISTRATOR** - Adopt Resolution No. 8696, A Resolution of the Oroville City Council Authorizing and Directing the Mayor to Execute an Amendment to the Professional Service Agreement between the City of Oroville and Tom Lando to serve as Interim City Administrator. Approval will result in a monthly cost reduction of \$2,400 with no other changes to be considered.

**6.3 FIRE DEPT POLICY UPDATE** - Approve request of the Oroville Fire Department to add Policy #1725 to its current Policy and Procedure Manual to include Section 1725 Smoking, Vaping and other Tobacco Use to provide a more comprehensive use policy for the department.

### **6.4 AGREEMENT FOR REMEDIATION OF CITY PARKING LOT WITH CONDITIONS**

- Authorize staff to sign the Professional Contact Agreement between Pacific Gas and Electric Company with conditions to: (1) Replace the trees that are to be removed. (2) Provide infrastructure for ten (10) Electrical Vehicle Charging Stations. (3) Coordinate with PG&E's department for the Electrical Vehicle Charging Stations. (4) Allow the city to repair the existing storm drain when exposed, (5) Allow Oroville City Electrician to install or PG&E to install infrastructure for electrical supply when site is excavated for a dig once program. (6) Replace the sidewalk where the temporary driveway goes onto Huntoon Street prior to final of project. (7) Slurry and stripe the entire parking lot for consistency in finish, (8) Have Huntoon Street and Montgomery Street inspected by the City Consulting Engineer prior to commencing work and after work is complete; and (9) Repair any damage to Montgomery Street and Huntoon Street caused by the large trucks and traffic from the project. Cost incurred for the road and site inspections by the City Consulting Engineer shall be paid by PG&E prior to final of project.

**7. PUBLIC HEARINGS** – None.

**8. REGULAR BUSINESS – Action Calendar**

**8.1 NET NEUTRALITY PLEDGE - OPEN INTERNET**

Council Action Requested: Authorize the Mayor to sign the Pledge to Support Net Neutrality on behalf of the Oroville City Council via the internet website **MayorsForNetNeutrality.org**.

**8.2 PAVEMENT REHABILITATION LIST FOR SUBMITTAL TO THE CALIFORNIA TRANSPORTATION COMMISSION**

Council Action Requested: Adopt Resolution No. 8697, A Resolution of the Oroville City Council Amending the 2018-2019 Budget to Incorporate a List of Projects Funded by SB1: The Road Repair and Accountability Act and direct staff to submit to the California Transportation Commission (CTC) for SB-1 Funding Compliance. Submittal of the SB-1 project list preserves the City's eligibility for funding under SB-1 and AB-135.

**8.3 RENEW SUBSCRIPTION FOR MICROSOFT OFFICE 365 SERVICES**

Council Action Requested: Authorize Microsoft Office 365 renewal from Planet Technologies and approve IT budget increase in the amount of \$2,755.52 to cover the increased subscription cost.

**9. COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS**

**10. CITY ADMINISTRATOR/ ADMINISTRATION REPORTS**

**11. CORRESPONDENCE**

**11.1** Fire Department Apparatus Update

**12. ADJOURNMENT** – Adjourn to a special meeting at 3pm on May 22, 2018.

*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.



## CITY COUNCIL SPECIAL MEETING MINUTES APRIL 11, 2018 3:00 P.M.

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The agenda for the April 11, 2018, 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 Monday, April 19, 2019 pursuant to State Law.

**Note:** The following minutes are action minutes and provide a succinct recap of actions taken at the meeting. A complete audio recording is available by contacting the City Clerk at (530) 538-2401. You may also watch live meetings or past meetings via the internet by going to [www.cityoforoville.org](http://www.cityoforoville.org) and clicking on the City Council Agendas & Minutes page and click WATCH LIVE MEETINGS.

**OPENING:** The April 11, 2018 special meeting of the Oroville City Council was called to order by Vice Mayor Goodson at 3:05 p.m. The Pledge of Allegiance to the flag of the United States of America was led by Council Member Art Hatley.

**Council Members Present:** Council Members Jack Berry, Marlene Del Rosario, Linda Draper, Art Hatley, Scott Thomson, Vice Mayor Janet Goodson and Mayor Linda Dahlmeier (arrived at 3:08 p.m.)

**Council Members Absent:** Council Member Linda Draper and Council Member Jack Berry (arrived at 4 pm).

**Staff Present:** Interim City Administrator Tom Lando; Interim City Clerk Joanna Gutierrez, Police/Fire Chief Bill LaGrone; Director of Finance, Ruth Wright; SBF Program Specialist Dawn Nevers; Chief Building Official/Fire Marshal Gary Layman; Contract City Engineer Mike Massaro; City Attorney Scott Huber and City Treasurer Karolyn Fairbanks.

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## **2. BUDGET WORKSHOP FOR THE 2018/2019 FISCAL YEAR**

Ruth Wright, Director of Finance, report to Council regarding City Revenues by source and explained the software and budget process used by City staff to make projections. Director Wright provided Council a handout that summarizes Revenues by Source – Taxes, License Permits and Franchises, and Other – and reviewed each in detail via Power Point presentation. It was noted that sales tax is the largest revenue source for the city and from the 7.25% sales tax collected only 1% is allocated back to the City of Oroville, and that the last three budgets have been based on very conservative estimates that did not include one-time revenues.

RDA repayments are not coming back in the same manner as they were taken by the State, which was a lump sum of \$2.5 million, but will be paid back incrementally.

Mayor Dahlmeier asked if staff could provide a detailed breakdown of the summary in order to provide a tool to help the public to better understand the city budgeting process and whether or not an intern from Chico State could be invited to assist in posting the information to the city website.

**ADJOURNMENT**

At 4:50 p.m. Mayor Dahlmeier adjourned the special meeting at 4:50 p.m. to April 17, 2018 for the purpose conducting a Regular Council Meeting.

SUBMITTED ON: May 15, 2018

By: \_\_\_\_\_  
Joanna Gutierrez, Interim City Clerk

APPROVED ON:

By: \_\_\_\_\_  
Linda Dahlmeier, Mayor



# OROVILLE CITY COUNCIL

Council Chamber  
1735 Montgomery Street  
Oroville, CA. 95965

**APRIL 17, 2018**  
**Meeting Minutes**

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**1. OPENING** – Mayor Linda Dahlmeier called the April 17, 2018 Oroville City Council Meeting to order at 5:30 p.m. in the City Hall Council Chamber located at 1735 Montgomery Street, Oroville, California.

**Council Members Present:** Jack Berry, Marlene Del Rosario, Linda Draper, Art Hatley, Scott Thomson, Vice Mayor Janet Goodson, Mayor Linda Dahlmeier.

**Council Members Absent:** None.

**Staff Present:** Interim City Clerk Joanna Gutierrez, Interim City Administrator Tom Lando, Police/Fire Chief Bill LaGrone, Supplemental Benefits Program Specialist Dawn Nevers, Finance Director Ruth Wright, Building Official Gary Layman, City Treasurer Karolyn Fairbanks, City Attorney Scott Huber, Human Resources Manager Elizabeth Ehrenstrom.

**2. CLOSED SESSION (5:30 p.m.)**

At 5:35 Mayor Dahlmeier announced that the City Council would meeting in closed session for the following:

**2.1.** Pursuant to Government Code Section 54957(b), the Council will meet with Acting City Administrator, Personnel Officer, and/or City Attorney to consider the employment related to the following positions: City Administrator.

**2.2** 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.

Mayor Dahlmeier reconvened the meeting at 6:30 p.m. and announced that direction was given, no action taken in closed session.

**3. PROCLAMATIONS / PRESENTATIONS**

**3.1** Vice Mayor Janet Goodson read the **Sexual Assault Awareness and Child Abuse Prevention Month** Proclamation for the record and presented the document to a representative from Rape Crisis Intervention Services.

**3.2** **SCI CONSULTING: Neil Hall**, Business Initiative Leader, provided information pursuant to his contract with the City of Oroville, relating to public relations in the community and the legislative process of the Council placing a measure on the November 6, 2018 ballot relating to cannabis issues. Mr. Hall outlined the measure process and timelines for Council adoption of an ordinance for voter approval; reviewed the evolution of medical marijuana (cannabis) legislation from 1996 to the present; discussed five legal activities related to cannabis distribution and the three

agencies formed for oversight and regulation; and, discussed the six elements of cannabis implementation: community outreach, land use ordinance(s); local industry application process; full cost recovery regulatory fees; revenue (tax ballot measure); monitoring; and, compliance.

#### **4. CONSENT CALENDAR**

**MOTION by Goodson, seconded by Del Rosario, approved the following Consent Calendar Items 4.1 and 4.2 as presented. Council vote was unanimous.**

**4.1 April 7, 2018 Regular Meeting Minutes.**

**4.2 Resolution No. 8693, A Resolution Delegating Industrial Disability Findings to The City of Oroville and Authorizing and Directing the Mayor to Execute the Resolution Under Public Employees' Retirement Law (Section 21156, Government Code).**

#### **REMOVED FROM CONSENT FOR DISCUSSION**

##### **4.3 HOURS OF OPERATION FOR CITY HALL**

Council Member Hatley stated that he thinks it is a dis-service to close City Hall to the public on Fridays, as recommended, as the closure is not a cost savings measure because staff is still being paid to be at work on Friday. Hatley would prefer that citizens be able to leave a message even though the appropriate staff to respond are not available on Friday.

Police/Fire Chief Bill LaGrone informed Council that permits could be submitted at the public safety facility on Fridays and the website enhanced to facilitate online submission of permits.

Council Member Thomson stated he agrees with the recommended closure as it would provide staff with opportunities for focus and efficiency by removing interruptions for assistance that cannot be provided.

Council Member Draper was in favor of the alternate location and Mayor Dahlmeier was concerned that the transfer of work to another department would result in a burden on the staff at the safety facility.

**MOTION by Vice Mayor Goodson, seconded by Draper, authorized the closing city Hall on Fridays, beginning May 1, 2018, necessitated by the inability of staff to serve the public due to staff reductions and furloughs. Council vote was unanimous.**

##### **4.4 JOB DESCRIPTION FOR POSITION OF ASSISTANT CITY ADMINISTRATOR AND APPROVED APPOINTMENT OF BILL LAGRONE TO THE POSITION FOR SIX MONTHS.**

Council expressed concern about the request to appoint Bill LaGrone in light of the Grand Jury Report that current staff was "wearing too many hats". Attorney Huber stated that there would no conflict of interest issues if Mr. LaGrone was appointed to serve in a part-time capacity in the position of Assistant City Administrator. Interim City Administrator Tom Lando stated that approval of his request would formalize what is already occurring in the work place and clarify Mr. LaGrone's role within the work force. Mr. Lando believes it is prudent, as a policy decision, to appoint an Assistant for the term of six-months because his time as Interim City Administrator is limited by the terms of his contract to the end of June. Police/Fire Chief Bill LaGrone explained to Council the chain of command process and how it enables him to serve effectively in an

administrative role as Police/Fire Chief. It also enables his ability to have an office and be present at City Hall in an Assistant City Administrator capacity.

**MOTION by Council Member Berry, seconded by Council Member Thomson, approved the job description for the position of Assistant City Administrator and approved appointment of Bill LaGrone to the position. Ayes of Berry, Del Rosario, Draper, Thomson, Vice Mayor Goodson and Mayor Dahlmeier; no of Council Member Hatley.**

**5. PUBLIC HEARINGS** – None.

**6. REGULAR BUSINESS**

**6.1 SET TIME LIMITS AND AMENDED COUNCIL AGENDA FORMAT**

Bobby O'Reiley spoke against moving non-agenda items to beginning of meeting and establishing the 30-minute time limit.

**MOTION by Vice Mayor Goodson, seconded by Council Member Del Rosario, set time limits and amended the Council Agenda format as follows by unanimous vote.**

- a. Move non-Agenda Items to beginning of meeting
- b. Establish a 30-minute time limit for hearing non-agenda items
- c. Establish a 'per speaker' time limit for non-agenda items.
- d. Approved a sequential numbering system for Council Agendas.

**6.2 AMENDED CODE OF CONDUCT**

Bobby O'Reiley and Eric Smith spoke in favor of adding the oath of office to the current code of conduct, with no other amendments.

**COUNCIL CONCURRED to direct staff to amend the current Code of Conduct by adding oath of office and to bring back the amended code to Council on May 1, 2018.**

**6.3 AUTHORIZED INVESTMENT OF \$1,000,000 IN CERTIFICATES OF DEPOSIT**

**MOTION by Vice Mayor Goodson, seconded by Council Member Del Rosario, approved investment of \$1,000,000 in five (5) \$200,000 certificates of deposit through the Bank of the West and directed attorney to prepare Resolution No. 8694 for execution by Mayor: A Resolution Authorizing the City Treasurer to Invest \$1,000,000 in Five (5) \$200,000 Certificates of Deposit Through the Bank of the West with Karolyn Fairbanks, City Treasurer; Ruth Wright, Finance Director; and, Tom Lando, Interim City Administrator as Signatories and Approval for Reinvestment Upon Maturity if a Greater Return Can Continue to be received at that Time. Council vote was unanimous.**

**6.4 'DIG ONCE' POLICY (OPEN TRENCH) REMOVED FROM AGENDA AT REQUEST OF STAFF.**

**7. COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS**

Council Member Del Rosario attended the April 7<sup>th</sup> Wurlitzer Organ Premier and silent movies and the



April 10<sup>th</sup> Park and Recreation District Meeting.

Vice Mayor Goodson attended the Chamber of Commerce meeting.

Mayor Dahlmeier informed that the staff will be providing a breakdown of revenue as reported at the April 11, 2018 budget meeting to assist in explanation to the public; and, attended the State Theatre opening which was a sold-out event.

## **8. CITY ADMINISTRATOR/ ADMINISTRATION REPORTS**

### **8.1 COUNCIL CONCURRED to review Interim City Administrator observations and to set a special meeting after budget to consider recommendations.**

Police/Fire Chief Bill LaGrone reported that staff is working with DWR on the repair of Old Ferry Road and hopes to have a timeline by the next Council Meeting; the recommendations for amending the Tree Ordinance are scheduled for the May 1st Council Meeting; PG&E will be repainting the towers with non-lead based paint; provided a copy of a letter from Kristina Wagner asked for speed bumps around the park and that he will bring projected costs for the speed bumps back to Council; and that a request to support SB 955 will be scheduled on the April 25<sup>th</sup> Special Meeting agenda.

Interim City Manager Lando reviewed his observations with Council, stated that he provided the list for information only and suggested that Council set a special meeting for a goal-setting workshop after the budget for 2018/2019 has been adopted.

Finance Director Ruth Wright shared an email with Council relating to the breakdown of property tax distribution to the City and informed Council that she has requested a presentation from a County official that would detail the allocations of property taxes to the various cities.

## **9. CORRESPONDENCE**

### **10. HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS**

1. Bobby O'Reiley thanked Chief LaGrone for taking on another hat with no increase in pay, that the SCI Consultants made no mention of federal law relating to cannabis, and the Grand Jury report on the City of Oroville was disturbing and he hopes that things can change.
2. John Miller George stated that he was encouraged by the presentation of SCI Consulting (item 3.2), suggested the Council agenda have space for revenue raising ideas, that rumble strips might be better than speed bumps around the park, and he likes non-agenda items heard at the end of the meeting.
3. John Mitchell stated that he is alarmed by the Grand Jury Report, especially the comment about turmoil among City Council, that he would like unity on the Council, that he respects all the Council Members, that the community is split on the cannabis issues, and invited Council to the river cleanup on Saturday at 10 am.
4. Eric Smith stated that more laws don't make a community safer, that the force of the Constitution is on State rights, that he thinks tradition should be questioned in light of societal changes with regard to policy, regulations and rules, and would like simple talking points on issues such as cannabis.
5. Randy Murphy introduced himself as the new manager of the Park District, informed Council that Riverbend Park will be closed until August and opened for soccer season, that 20-30 people were in the park because the lock had been broken. Mr. Murphy asked everyone to keep eyes on the park to protect it, that there is a vacancy on the Park Board for an unexpired term of office, and there will be an update to the Master Plan for the Riverbend Park.

**11. ADJOURNMENT – 8:30 p.m**

At 8:30 p.m. Mayor Dahlmeier adjourned the meeting to April 25, 2018 at 3:00 p.m. for a special meeting relating to the budget.

Submitted by Clerk: May 15, 2018

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Joanna Gutierrez, Interim City Clerk

Date approved by Council:

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LINDA DAHLMEIER, Mayor



**OROVILLE CITY COUNCIL**  
Council Chambers  
1735 Montgomery Street  
Oroville, CA. 95965

**APRIL 25, 2018**  
**OPEN SESSION 3:00 P.M.**  
**SPECIAL MEETING MINUTES**

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## **OPENING**

- 1.1 Called to Order at 3:00 p.m. by Vice Mayor Janet Goodson.
- 1.2 Roll Call
- 1.3 Pledge of Allegiance to the Flag of the United States of America

**Council Members Present:** Council Members Jack Berry, Marlene Del Rosario, Linda Draper, Art Hatley, Scott Thomson, Vice Mayor Janet Goodson, Mayor Linda Dahlmeier.

**Council Members Absent:** None

**Staff Present:** Interim City Administrator Tom Lando, Interim City Clerk Joanna Gutierrez, Police/Fire Chief Bill LaGrone, Director of Finance Ruth Wright, Human Resources Manager Elizabeth Ehrenstrom and City Treasurer Karolyn Fairbanks.

## **2. BUDGET WORKSHOP FOR THE 2018/2019 FISCAL YEAR**

**2.1 MOTION by Council Member, seconded by Vice Mayor Goodson,** approved a letter of support for SB 955, legislation that would form a Citizen Advisory Commission relating to the Oroville Dam, for signature by the Mayor and Council Members. Council vote was unanimous.

**2.2** Second in the series of budget workshops.

Director of Finance Ruth Wright presented information to Council relating to City expenditures and discussed:

- (1) The fiscal impact of mandatory funding requirement by the California Public Employees Retirement System (Cal PERS) to fund employee unfunded liability, which amounts to \$22 million for the City of Oroville;
- (2) The increases to the cost of medical insurance; and,
- (3) The decline in levels of staffing in City government.

Director Wright informed Council that the Cal PERS financial crisis is a result of PERS overstating the expected rate of return on investments and resulted in a \$22 million liability for

the City of Oroville, which is on a 30-year payment plan. The term will be affected if the discount rate is lower than expected; if the City pays the balance off earlier than 30 years; and, if Cal PERS realizes a rate of return higher than 7%. Director Wright explained the PARS Trust Fund, a pension trust fund that is separate from PERS and that the City has committed over \$3 million to the PARS Trust Fund.

Interim City Administrator Tom Lando stated that he thinks the Council should be proud of its City's efforts relating to the unfunded liability, in that two nearby cities are in very serious trouble with unfunded liabilities in amounts over \$200 million. Contract employees are being utilized in many instances but the labor unions are opposing efforts of the cities to utilize contracted labor to diminish the liability created by employees.

Staff discussed the impact of the museums that do not bring in sufficient revenue to cover the cost of operation, mainly due to the cost of electricity.

1. Frieda Flint provided a summary of the efforts within the community to keep costs down and suggested increasing admission fees for individuals and to consider an increased fee for special tours.

Director Wright stated that Council needs to address vehicle replacement which will come back at another time with the Capital Replacement Plan.

Council Member Thomson left the meeting at 3:55 p.m.

### **2.3 LOCAL SALES TAX AS POTENTIAL REVENUE SOURCE**

Police/Fire Chief Bill LaGrone presented information to Council regarding whether or not the Council wishes to pursue implementation of a local sales tax that would directly benefit the city; and, if so, if the Council desires to hire a professional consultant to assist the City staff with public outreach.

Council Member Hatley stated that he would like to know how much money is needed, how much revenue a sales tax would provide, and that the voters already said 'no' to a 1% general sales tax.

Interim City Administrator Lando suggested that a one-half percent (0.05%) sales tax would be amendable to the public, and that the Town of Paradise passed a one-half cent local tax measure for a term of six years.

Police/Fire Chief Bill LaGrone stated that the ballot measure proposed by the City of Oroville in 2016 used the same language as the Town of Paradise measure, the exception being the amount of tax proposed. Mr. LaGrone stated that the issues before the Council today are whether or not the Council wishes to pursue a local sales tax measure and if Council would like to hire a consultant to reach out to the community and what would be the scope of work.

Chief LaGrone stated that he believes the Council must be unified on the matter for it to be successful. A consultant could promote a measure within the community using various means communication, such as Facebook, Twitter, local press, presentation to community groups, etc. City staff can only provide information and is prohibited by law from promoting a tax measure.

Council Member Del Rosario stated that she would like to tax cannabis, and City Administrator Lando reminded Council that they have already hired SCI Consulting to address the cannabis issue.

- (a) **MOTION by Del Rosario, seconded by Draper, directed staff to move forward with the ballot measure process for a local sales tax measure that would approve a special/general or percentage increase of sales tax that would directly benefit the City of Oroville. Council vote was unanimous; Council Member Thomson absent and not voting.**
  
- (b) **MOTION by Draper, seconded by Berry, approved hiring of sales tax consultant William Berry in an amount not to exceed \$40,000 for services relating to promotion of a local sales tax ballot measure. Ayes of Council Member Berry, Council Member Draper, Vice Mayor Goodson and Mayor Dahlmeier; noes of Council Member Hatley and Council Member Del Rosario; Council Member Thomson absent and not voting.**

**3. PUBLIC COMMUNICATION** – None.

**4. ADJOURNMENT**

At 4:20 p.m. Mayor Dahlmeier adjourned to May 1, 2018 at 5:00 p.m. for the purpose of conducting a Regular Council Meeting.

Submitted on: May 15, 2018

By: \_\_\_\_\_  
Joanna Gutierrez, Interim City Clerk

Approved on:

By: \_\_\_\_\_  
Linda Dahlmeier, Mayor



**OROVILLE CITY COUNCIL**  
Council Chambers  
1735 Montgomery Street  
Oroville, CA. 95965

**MAY 1, 2018**  
**REGULAR MEETING**  
**CLOSED SESSION 5:00 P.M.**  
**OPEN SESSION 6:30 P.M.**

**MEETING MINUTES**

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**1. OPENING**

- 1.1 Called to Order by Mayor Dahlmeier at 5:05 p.m.
- 1.2 Roll Call

**CITY COUNCIL MEMBERS PRESENT:** Marlene Del Rosario, Linda Draper, Art Hatley, Vice Mayor Janet Goodson, Mayor Linda Dahlmeier.

**CITY COUNCIL MEMBERS ABSENT:** Jack Berry, Scott Thomson.

**STAFF PRESENT:** Interim City Clerk Joanna Gutierrez, City Attorney Scott Huber, SBF Program Specialist Dawn Nevers, Interim City Administrator Tom Lando.

**2. CONVENED TO CLOSED SESSION (5:05 p.m.)**

- 2.1 Pursuant to Government Code Section 54957(b), the Council will meet with the Interim City Administrator, the Personnel Officer, and/or City Attorney to consider the employment related to the following positions: City Administrator.
- 2.2 Pursuant to Government Code section 54956.9(a), the Council will meet with the Acting City Administrator, and the City Attorney relating to existing litigation: City of Oroville v. Department of Water Resources, Butte County Superior Court, Case No. 18-CV-00163.
- 2.3 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.

**3. RECONVENED TO OPEN SESSION (6:30 p.m.)**

**CITY COUNCIL MEMBERS PRESENT:** Marlene Del Rosario, Linda Draper, Art Hatley, Scott Thomson, Vice Mayor Janet Goodson, Mayor Linda Dahlmeier.

**CITY COUNCIL MEMBERS ABSENT:** Jack Berry.

**STAFF PRESENT:** Interim City Clerk Joanna Gutierrez, City Attorney Scott Huber, SBF Program Specialist Dawn Nevers, Interim City Administrator Tom Lando, Assistant Police Chief Allen Byers, Finance Director Ruth Wright, Building Official Gary Layman, Human Resources Manager Elizabeth Ehrenstrom, Business Assistance & Housing Analyst III Amy Bergstrand and City Treasurer Karolyn Fairbanks.

**3.1** Closed Session Announcement by Mayor Dahlmeier: Direction given, no action taken.

**3.2** Mayor Dahlmeier and the students from St. Thomas Catholic School led the Pledge of Allegiance to the Flag of the United States of America.

#### **4. PROCLAMATIONS / PRESENTATIONS**

**4.1 COMMUNITY VOLUNTEER PROJECT AT PUBLIC SAFETY FACILITY (St. Thomas Catholic Church)** Following a student presentation of a plan to beautify the public safety facility, Council referred the students to City staff to assist in implementation of the proposed planters to be filled with colored stones, blue for police and red for fire.

**4.2 SUSTAINABLE GROUNDWATER MANAGEMENT ACT (SGMA) STATUS (Dawn Nevers, City of Oroville, SBF Program Coordinator)** No action was taken. The next public workshop is scheduled for May 3, 2018 from 6-8 pm at the Southside Community Center.

**4.3 PROCLAMATION RECOGNIZING THE WEEK OF MAY 6, 2018 AS PUBLIC SERVICE RECOGNITION WEEK** was read into the record by Mayor Dahlmeier and presented to Dawn Nevers who was accepting on behalf of the OMCA Managers Association.

#### **5. PUBLIC COMMUNICATION - HEARING OF NON-AGENDA ITEMS**

1. John Miller-George stated that he would like an opportunity to brainstorm new ideas for revenue for the City of Oroville and discussed the possibility of cannabis delivery in the city.
2. Bill Speer stated that he likes to start with prayer, gave thanks for public safety and staff and for the community.
3. Eric Smith stated that he was a victim of petty theft while shopping and asked for a city task force or merchant driven solution as he believes there is currently no law enforcements consequences for shoplifters.
4. Edward Hall asked Council to go out and talk to business owners about their experiences with criminals in their businesses, and that a committee be formed to consider transitional assistance for the homeless population.
5. Tasha Levinson provided a Regional Water update and discussed the efforts of the Park Watch volunteers at Centennial Park.
6. Bobby O'Reiley stated that feels very positive about the community parks, that he has seen many families visiting Bedrock Park, thanked law enforcement for their quick resolution to issues in the park and that the parks are being kept in good shape.

## **6. CONSENT CALENDAR**

**MOTION BY GOODSON, SECONDED BY DEL ROSARIO, approved the Consent Calendar as presented by unanimous vote, Council Member Berry absent.**

**6.1 MINUTES NOT AVAILABLE FOR APPROVAL.** April 11, 2018 Special Meeting, April 17, 2018 Regular Meeting April 25, 2018 Special Meeting Minutes pending.

**6.2** Adopted Resolution No. 8695, A Resolution Repealing Resolution No. 8003 and Re-Adopting a Code of Conduct Relating to the Conduct of City Council Members, Commissioners and other Various City Appointees, City Staff and Members of the Public. The resolution includes a copy of the Oath of Office.

**7. PUBLIC HEARINGS** – None.

## **8. REGULAR BUSINESS – Action Calendar**

### **8.1 CITY ADMINISTRATOR AS APPOINTING AUTHORITY**

**COUNCIL CONCURRED** with staff's proposal to amend Ordinance No. 1761 to designate the city administrator as appointing authority for the City of Oroville and directed staff to bring back an ordinance for consideration at a future meeting.

### **8.2 TREE ORDINANCE AMENDMENTS**

Speakers:

1. Bobby O'Reiley spoke against the proposed regulations.
2. Bill Bynum spoke in favor of protecting trees.
3. Carol Anderson spoke in favor of protecting trees.
4. Eric Smith spoke in favor of a balance between government protection of trees and property owners' rights to remove trees.
5. Cheri Bunker spoke in favor of regulation and discussed her experience as a seated Council Member when 200 mature trees were removed by PG&E from the Oroville Cemetery and there were no regulations in place that provided the City any authority relating to the preservation of these trees.

**COUNCIL CONCURRED** to direct staff to bring back a tree preservation ordinance that is less burdensome on property owners and that focuses more on preservation of heritage trees.

### **8.3 NON-FORECLOSURE ON CITY PROPERTY AT 2294 ORO QUINCY HWY**

**MOTION BY GOODSON, SECONDED BY DRAPER,** authorized non-foreclosure of City loan interest on property at 2294 Oro Quincy Hwy, Oroville (APN 013-270-008). by unanimous vote; Council Member Berry absent.



#### **8.4 TREE REMOVAL AT 1150 PINE STREET**

Speakers:

- 1, Bill Speer spoke in favor of allowing the homeowner to remove the trees.
2. Loretta Watson spoke in favor of the Council granting the request.

**MOTION BY DEL ROSARIO, SECONDED BY GOODSON**, granted the request of the owner of apartments at 1150 Pine Street to remove seven (7) Chinese Elm trees, located at 1150 Pine Street and concurred to allow the planting of suitable replacements with City supervision. Homeowner has agreed to remove trees and work with City staff to replant suitable replacements. No fiscal impact to the City. Council vote was unanimous; Council Member Berry absent.

#### **8.5 MOU BETWEEN POLICE DEPARTMENT & CATALYST DOMESTIC VIOLENCE SERVICES FOR SHORT TERM HOTEL STAYS**

**MOTION BY DRAPER, SECONDED BY GOODSON**, authorized the Chief of Police to execute the Memorandum of Understanding with Catalyst Domestic Violence Services for short-term hotel stays for victims of crime. The MOU proposes to reimburse the City up to \$90 a day for short term hotel stays arranged by the Oroville Police Department. This agreement would provide a needed service for victims and reduce the time of officers in finding shelter. Council vote was unanimous, Council Member Berry absent.

### **9. COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS**

Council Member Scott Thomson reported on his attendance at the Supplemental Benefits Fund (SBF) meeting and introduced Matt Murray, Department of Water Resources, who provided an update on the progress being made to re-open sites to the public by next summer that are currently closed due to repairs to the Oroville Dam.

### **10. CITY ADMINISTRATOR/ ADMINISTRATION REPORTS**

Interim City Administrator Tom Lando reported that progress is being made with Oroville Hospital and that May 24 and May 25, 2018 have been reserved for meetings with the City Council's consultant relating to cannabis issues.

### **11. CORRESPONDENCE** – None.

### **12. ADJOURNMENT**

At 8:30 p.m., Mayor Dahlmeier adjourned the regular meeting to May 15, 2018.

Submitted on: May 15, 2018

Approved on:

By: \_\_\_\_\_  
Joanna Gutierrez, Interim Town Clerk

By: \_\_\_\_\_  
Linda Dahlmeier, Mayor

**OROVILLE CITY COUNCIL  
STAFF REPORT**

**TO: MAYOR AND COUNCIL MEMBERS**

**FROM: BILL LAGRONE, ASSISTANT CITY ADMINISTRATOR**

**RE: AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT BETWEEN  
THE CITY OF OROVILLE AND TOM LANDO TO SERVE AS INTERIM CITY  
ADMINISTRATOR**

**DATE: MAY 15, 2018**

**SUMMARY**

The City Council will consider an amendment to the agreement for Professional Services between the City and Tom Lando for service as Interim City Administrator.

**DISCUSSION**

In March, Council approved a professional services agreement with Tom Lando for his service as Interim City Administrator through June 30, 2018, while the City searches for a candidate for City Administrator.

After several weeks of service and based upon some recent assignments made by the Council, Mr. Lando has agreed to reduce his monthly fees for his service as Interim City Administrator. The original agreement The City provided for a monthly fee of \$10,000. With this Amendment, Mr. Lando has agreed to a reduced monthly fee in the amount of \$7,600. No other changes are contemplated by this Amendment.

**FISCAL IMPACT**

Cost reduction of \$2,400 per month.

**RECOMMENDATIONS**

1. Adopt Resolution No. 8696 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF OROVILLE AND TOM LANDO TO SERVE AS INTERIM CITY ADMINISTRATOR.

**ATTACHMENTS**

- Resolution
- Amendment to Professional Services Agreement

**OROVILLE CITY COUNCIL  
RESOLUTION NO. 8696**

A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND  
DIRECTING THE MAYOR TO EXECUTE AN AMENDED PROFESSIONAL SERVICES  
AGREEMENT BETWEEN THE CITY OF OROVILLE AND TOM LANDO TO SERVE AS  
INTERIM CITY ADMINISTRATOR

**(Agreement No. 3246-1)**

**BE IT HEREBY RESOLVED** by the Oroville City Council as follows:

1. The Mayor is hereby authorized and directed to execute an amended professional services agreement between the City of Oroville and Tom Lando for service as Interim City Administrator. A copy is attached hereto as Exhibit "A".
2. The City Clerk shall attest to the adoption of this Resolution.

**PASSED AND ADOPTED** by the Oroville City Council at a regular meeting held on May 15, 2018 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

\_\_\_\_\_  
Linda Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

\_\_\_\_\_  
Scott E. Huber, City Attorney

\_\_\_\_\_  
Bill Lagrone, Asst. City Administrator

**AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE  
CITY OF OROVILLE AND TOM LANDO**

**(Agreement No. 3246-1)**

This Amendment, dated May 15, 2018, is to the Professional Services Agreement between the City of Oroville ("City") and Tom Lando. ("Lando").

In consideration of the terms and conditions herein, the City and Lando agree that the amendment to the agreement is effective May 15, 2018, and shall be amended as follows:

1.       **SECTION 3 IS REPLACED WITH THE FOLLOWING:**

Compensation to be paid to Consultant shall be \$7,600.00 per month. **In no event shall Consultant's total compensation exceed the amount of \$30,000 without additional written authorization from the City governing body.**

Payment by City under this Agreement shall not be deemed a waiver of defects in Consultant's services, even if such defects were known to the City at the time of payment.

2.       Conflicts between this Amended Agreement and Agreement No. 3246 shall be controlled by this Amendment. All other provisions within Agreement No. 3246 shall remain in full force and effect.

This Amendment is approved by the City Council of the City of Oroville at a regular meeting held on May 15, 2018.

CITY OF OROVILLE

TOM LANDO

By: \_\_\_\_\_  
Linda L. Dahlmeier, Mayor

By: \_\_\_\_\_  
Tom Lando, Interim City  
Administrator

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Scott E. Huber, City Attorney

**OROVILLE CITY COUNCIL  
STAFF REPORT**

**TO: MAYOR DAHLMEIER AND COUNCIL MEMBERS**

**FROM: ROB BUCKHOUT, INTERIM DEPUTY FIRE CHIEF,  
BILL LAGRONE, PUBLIC SAFETY DIRECTOR**

**RE: SMOKING, VAPING AND TOBACCO PRODUCT USE**

**DATE: MAY 15, 2018**

**SUMMARY**

The City Council may consider authorizing the addition of section 1725 Smoking, Vaping and Tobacco use, to the Oroville Fire Department Policy manual.

**DISCUSSION**

The Oroville Fire Department is dedicated to providing a healthy, comfortable, and productive work environment for our employees.

The City of Oroville Fire Department does not have a policy regarding smoking, vaping or use of other tobacco products in its current Policy and Procedures Manual. Past practice was and currently is to rely on the City of Oroville Personnel Rule 15.4 Smoking Policy.

The Oroville Fire Department seeks to add a more comprehensive smoking, vaping and other tobacco product use policy to its Policy and Procedure Manual.

The Oroville Fire Department requests permission to amend the current policy manual to include section 1725 Smoking, Vaping, and other Tobacco use. For details of Policy see attachment.

**FISCAL IMPACT**

None

**RECOMMENDATIONS**

Approve the Fire Department request to add Policy #1725 to its current Policy and Procedure manual

**ATTACHMENTS**

- Proposed Policy 1725 Smoking, Vaping and Tobacco use

## **1725 Smoking, Vaping and Tobacco Use**

### **1725.1 PURPOSE AND SCOPE**

This policy establishes limitations on the use of tobacco products and vaping. Vaping refers to the use of electronic nicotine delivery systems or electronic smoking devices, by employees and others while on-duty or while in Oroville Public Safety facilities or vehicles.

### **1725.2 POLICY**

Smoking, use of tobacco products or Vaping is not permitted inside department facilities or any department vehicle. It shall also be the responsibility of all employees to ensure that no person smokes, uses any tobacco product, or Vapes inside department facilities and vehicles.

No person shall smoke tobacco products or Vape within 20 feet of a main entrance, exit, or operable window of any public building (including any Department facility), or buildings on the campuses of the University of California, California State University and California community colleges, whether present for training, enforcement, or any other purpose (Government Code § 7596 et seq.).

Employees in uniform are also prohibited from smoking, using tobacco products or Vaping while in public view.

### **1725.3 EMPLOYEE USE**

Tobacco use, and Vaping by employees is prohibited anytime employees are in public view representing the Department. Smoking, the use of other tobacco products and Vaping is not permitted inside any City facility, office or vehicle (California Labor Code § 6404.5).

It shall be the responsibility of each employee to ensure that no person under his/her supervision smokes, uses any tobacco product or Vapes inside City facilities and vehicles.

### **1725.4 ADDITIONAL PROHIBITIONS**

No person shall use tobacco products, or Vape within 20 feet of a main entrance, exit, or operable window of any public building (including any department facility), or buildings on the campuses of the University of California, California State University and California community colleges, whether present for training, enforcement, or any other purpose (Government Code § 7596 et seq.).

**OROVILLE CITY COUNCIL  
STAFF REPORT**

**TO: MAYOR AND CITY COUNCIL MEMBERS**

**FROM: Bill LAGRONE, ASSISTANT CITY ADMINISTRATOR  
ADMINISTRATION DEPARTMENT**

**RE: PROFESSIONAL SERVICES AGREEMENT WITH PACIFIC GAS AND  
ELECTRIC**

**DATE: MAY 15, 2018**

**SUMMARY**

The Council may consider a Professional Contact Agreement between Pacific Gas and Electric Company, a California Corporation (hereafter "PG&E") and the City of Oroville for environmental remediation activities of the City of Oroville parking lot A.

**DISCUSSION**

An Oroville manufactured gas plant (MGP) was originally constructed along the north side of the Site in 1878. This MGP was operated until 1881, when a flood washed away the entire plant with the exception of a gas holder (1878 Holder). In 1881, a new MGP was constructed immediately south of the 1878 Holder within the boundaries of the Site, using coal as feedstock. In 1891, the coal gas works was removed, and an oil-gas facility was constructed in its place. This change and the expansion of plant operations over time resulted in a number of alterations to the plant.

The primary MGP facilities included the Gas Works Building in the southern portion of the Site, the Southern Gas Holder and Purifier Building in the central portion of the Site, and the Northern Gas Holder and Storage Building in the northern portion of the Site (Figure 3). The Gas House/ Gas Works building housed a generator, scrubbers, an oil underground storage tank (UST), repair shop, six long steel compression tanks, materials storage and testing area, lampblack separator, and lampblack bin. Alterations to the plant occurred periodically during its operation. In 1926, a high-pressure gas main was built from the Marysville gas plant to Oroville, and the Oroville MGP was shut down. The City of Oroville acquired the property in 1964 and subsequently re-developed the Site as a parking lot. The City also operates and maintains a storm water pumping station in the building located on the northwest corner of the Site.

The nature and extent of impacts to soil, soil gas and groundwater were characterized during the Site Characterization Investigation conducted during the period 2010 to 2012 and the Supplemental Site Characterization Investigation completed in 2014, as presented in the Final Site Characterization Reports, reported soil contaminations which needed to be removed.

## **FISCAL IMPACT**

NONE

## **RECOMMENDATIONS**

1. Authorize staff to sign the Professional Contact Agreement between Pacific Gas and Electric Company with conditions to replace the trees that are to be removed, provide infrastructure for ten (10) Electrical Vehicle Charging Stations, coordinate with the PG&E's department for the Electrical Vehicle Charging Stations, allow the city to repair the existing storm drain when exposed, allow Oroville City Electrician to install or PG&E to install infrastructure for electrical supply when site is excavated for a dig once program, replace the sidewalk where the temporary driveway goes onto Huntoon Street prior to final of project, Slurry and stripe the entire parking lot for consistency in finish, have Huntoon Street and Montgomery Street inspected by the City Consulting Engineer prior to commencing work and after work is complete and repair any damage to Montgomery Street and Huntoon Street caused by the large trucks and traffic from the project. Cost incurred for the road and site inspections by the City Consulting Engineer shall be paid by PG&E prior to final of project.

## **ATTACHMENTS**

- A – Professional Contact Agreement between Pacific Gas and Electric Company
- B – Location of Electric Vehicle Charging Stations



**OROVILLE CITY COUNCIL  
STAFF REPORT  
May 15, 2018**

**TO: MAYOR DAHLMEIER AND COUNCIL MEMBERS**

**FROM: BILL LAGRONE, ASSISTANT CITY ADMINISTRATOR**

**RE: PLEDGE TO SUPPORT NET NEUTRALITY**

**DATE: MAY 15, 2018**

**SUMMARY**

The Council may consider a pledge to commit our city to take all available steps to ensure the internet remains open and to keep gatekeepers from throttling, blocking or limiting government content on the internet.

**DISCUSSION**

Over the past two decades, cities have increased their presence on the internet to provide information and services to constituents. In that time, conducting business online has gone from an amenity to a necessity. Cities have come to rely on the internet as an open medium with the assurance that a service provider will deliver a resident's request for government content just the same as they deliver any other content. The Federal Communications Commission's recent repeal of its Open Internet order violates that principle. Cities cannot allow private internet service providers to be the gatekeeper between our residents and the local government services on which they depend every day.

We each commit our city to take all available steps to ensure the internet remains open and to keep gatekeepers from throttling, blocking or limiting government content on the internet. To that end, to the extent permitted by law and within our control, we will:

**PLEDGE**

1. Procure applicable internet services from companies that do not block, throttle, or provide paid prioritization of content on sites that cities run to provide critical services and information to their residents.
2. Ensure an open internet connection with any free or subsidized service we offer to our residents.

3. Not block, throttle or engage in paid prioritization when providing internet service directly to our residents, such as through free public Wi-Fi or municipal broadband.
4. To the extent permitted, require clear and accessible notices of filtering, blocking and prioritization policies with enforceable penalties for violations to protect consumers from deceptive practices.
5. Monitor the practices of internet service providers so consumers and regulators can know when a company is violating open internet principles or commitments.
6. Encourage consumer use of ISPs, including municipal options, that abide by open internet policies.

### **FISCAL IMPACT**

None

### **RECOMMENDATION**

Authorize the Mayor to sign pledge on behalf of the City Council via the internet website **MayorsForNetNeutrality.org**

**OROVILLE CITY COUNCIL  
STAFF REPORT**

**TO: MAYOR AND CITY COUNCIL MEMBERS**

**FROM: MIKE MASSARO, CONTRACT CITY ENGINEER  
PUBLIC WORKS DEPARTMENT**

**RE: RESOLUTION OF PAVEMENT REHABILITATION LIST FOR  
SUBMITTAL TO CALIFORNIA TRANSPORTATION COMMISSION  
(CTC) FOR SB-1 FUNDING COMPLIANCE**

**DATE: May 15, 2018**

**SUMMARY**

The Council may consider approving the City Engineer and Financial Director to submit a list of roads and streets prioritized for rehabilitation to the CTC for compliance with CTC guidelines. The CTC requires submittal for the City to be eligible for additional funding under Senate Bill 1 (SB 1) and Assembly Bill 135 (AB 135).

**DISCUSSION**

Initial unofficial estimated Maintenance of Effort (MOE) amounts of required annual general fund spending for receipt of funds under the Road Repair and Accountability Act of 2017 (SB1 Beall) are now available. The Road Repair and Accountability Act of 2017 (SB1 Beall) includes a substantial boost in Local Streets and Roads Funding over the Highway Users Tax Account allocations that cities and counties have been receiving. The Act establishes a new Road Maintenance and Rehabilitation Account (RMRA) in the state treasury and allocates amounts to cities and counties from that account based on statutory formulas.

The Road Repair and Accountability Act contains a local agency maintenance of effort (MOE) requirement that applies to funds allocated through the RMRA. The Act states that the MOE requirement is to ensure that these new roads funds do not supplant existing levels of city and county general revenue spending on streets and roads. The MOE for the receipt of RMRA funds state that a city or county must maintain general fund spending for street, road, and highway purposes at no less than average of 2009–10, 2010–11, and 2011–12 years. In making this calculation certain one-time funds may be excluded. A city or county that fails to comply in a particular year may make it up with in additional expenditures in the following year.

The Act provides that the State Controller may perform audits to ensure compliance with these MOE rules. If the State Controller determines that a city or county has not met its' MOE, the agency will be required to reimburse the state for the funds it received during that fiscal year. However, a city or county that fails to comply in a particular fiscal

year may expend during that fiscal year and the following fiscal year a total amount that is sufficient to comply. Any funds withheld or returned as a result of a failure to comply will be reapportioned to the other counties and cities whose expenditures are in compliance.

In order to maintain compliance with state requirements and assure that the City of Oroville continues to receive its share of funding, City Staff must submit our prioritized list of roads and streets for rehabilitation and repair. This list should be considered a DRAFT and is merely submitted at this time to meet state mandated deadlines. The CTC does not “approve” or “deny” project lists, they simply gather all of the cities project lists.

City Staff have affirmed that future road rehabilitation lists will be brought to the Planning Commission for comment and to the City Council for confirmation and approval. Therefore the attached list of projects will be reviewed and revised going forward. The list provided to CTC can and will be updated in a few months with Planning Commission and City Council comments.

### **FISCAL IMPACT**

No immediate impact to the City’s local transportation fund or general fund. However, submittal of list to CTC will assure future allocations of funding from the State to the City for road repair and rehabilitation.

### **RECOMMENDATIONS**

Adopt Resolution of prioritized streets and commitment to spend allocation for compliance with CTC.

### **ATTACHMENTS**

- A – SB1 Project List Resolution
- B – Prioritized List for submittal to CTC website

**CITY OF OROVILLE  
RESOLUTION NO. 8697**

**A RESOLUTION OF THE OROVILLE CITY COUNCIL AMENDING THE 2018-2019 BUDGET TO INCORPORATE A LIST OF PROJECTS FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT**

**WHEREAS**, Senate Bill 1 (SB 1), the Road Repair and Accountability Act of 2017 (Chapter 5, Statutes of 2017) was passed by the Legislature and Signed into law by the Governor in April 2017 to address the significant multi-modal transportation funding shortfalls statewide; and

**WHEREAS**, SB 1 includes accountability and transparency provisions that will ensure the residents of our City are aware of the projects proposed for funding in our community and which projects have been completed each fiscal year; and

**WHEREAS**, the City must include a list of all projects proposed to receive funding from the Road Maintenance and Rehabilitation Account (RMRA), created by SB 1, in the City budget, which must include a description and the location of each proposed project, a proposed schedule for the project's completion, and the estimated useful life of the improvement; and

**WHEREAS**, the City, will receive an estimated \$102,868 in RMRA funding in Fiscal Year 2017-18 from SB 1 and \$299,523 in RMRA funding in Fiscal Year 2018-19 from SB 1 ; and

**WHEREAS**, the City used a Pavement Management System to develop the SB 1 project list to ensure revenues are being used on the most high-priority and cost-effective projects that also meet the community's priorities for transportation investment; and

**WHEREAS**, the funding from SB 1 will help the City maintain and rehabilitate two more roads in 2019, add active transportation infrastructure throughout the City this fiscal year and several more miles of similar projects into the future; and

**WHEREAS**, without revenue from SB 1, the City, would have otherwise been deferring some road maintenance projects in the community; and

**WHEREAS**, modernizing the local street and road system provides well-paying construction jobs and boosts local economies; and

**WHEREAS**, the local street and road system is also critical for interconnectivity, multimodal needs, and commerce; and

**WHEREAS**, maintaining and preserving the local street and road system in good condition will reduce drive times and traffic congestion, improve bicycle safety, and make the pedestrian experience safer and more appealing, which leads to reduce vehicle emissions helping the State achieve its air quality and greenhouse gas emissions reductions goals; and

**WHEREAS**, restoring roads before they fail also reduces construction time which results in less air pollution from heavy equipment and less water pollution from site run-off; and

**WHEREAS**, the SB 1 project list and overall investment in our local streets and roads infrastructure with a focus on basic maintenance and safety, investing in complete streets infrastructure, and using cutting-edge technology, materials and practices, will have significant positive co-benefits statewide.

**NOW, THEREFORE IT IS HEREBY RESOLVED, ORDERED AND FOUND** by the City Council of the City of Oroville, State of California, as follows:

1. The foregoing recitals are true and correct.
2. The City of Oroville Local Transportation Fund budget for fiscal year 2018-19 is amended to incorporate the following list of projects planned to be funded with Road Maintenance and Rehabilitation Account revenues: See Attachment 1.
3. The City of Oroville Local Transportation Fund budget for fiscal year 2018-19 is amended as follows: Special Gas Tax Balance 2018-2019: \$768,320.

**PASSED AND ADOPTED** by the City Council of the City of Oroville, State of California this 15<sup>th</sup> day of May, 2018, by the following vote:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

\_\_\_\_\_  
**Linda L. Dahlmeier, Mayor**

**APPROVED AS TO FORM:**

**ATTEST:**

\_\_\_\_\_  
**Scott E. Huber, City Attorney**

\_\_\_\_\_  
**Joanna Gutierrez, Acting City Clerk**

2018-2019 SB1 LIST	ROAD	LENGTH (LF)	WIDTH (LF) VARIES	AREA (SF)	COST
2020 Construction	ORANGE AV (MONTGO	2,620	50	131,000	\$554,567
	FEATHER RIVER BL	4,480	56.5	253,120	\$1,071,541
	NELSON AV & 6TH	4,297	28.5	122,465	\$518,433
2019 Construction	ORO BANGOR HWY	2,492	26	64,792	\$274,286
	GREENVILLE ST	2,499	30.33	75,803	\$320,899
	MYERS ST	3,557	41.33	147,023	\$622,396

2019  
2020

ROAD	Area (SQFT)
ORANGE AV (MONTGOMERY ST-LONG)	131000.000
FEATHER RIVER BL	253120.000
NELSON AV & 6TH	122464.500
ORO BANGOR HWY	64792.000
GREENVILLE ST	75803.000
MYERS ST	147022.667

ORANGE AV (MONTGOMERY ST-LONG)	Asphalt	4
	Grind	
	Digout	10%
FEATHER RIVER BL	Asphalt	4
	Grind	
	Digout	10%
NELSON AV & 6TH	Asphalt	4
	Grind	
	Digout	10%
ORO BANGOR HWY	Asphalt	4
	Grind	
	Digout	10%
GREENVILLE ST	Asphalt	4
	Grind	
	Digout	10%
MYERS ST	Asphalt	4
	Grind	
	Digout	10%



CFT	TON	CY
43666.667	1861.324	1617.282
84373.333	3596.476	3124.935
40821.500	1740.047	1511.906
21597.333	920.602	799.900
25267.667	1077.053	935.839
49007.556	2088.984	1815.093
Price		Cost
120	TON	223358.909
0.6	SQFT	151872.000
90	CY	145555.410
	<b>Total Cost</b>	<b>520786.319</b>
		Cost
120	TON	431577.153
0.6	SQFT	151872.000
90	CY	281244.163
	<b>Total Cost</b>	<b>864693.316</b>
		Cost
120	TON	208805.627
0.6	SQFT	73478.700
90	CY	136071.531
	<b>Total Cost</b>	<b>418355.857</b>
		Cost
120	TON	110472.293
0.6	SQFT	38875.200
90	CY	71991.039
	<b>Total Cost</b>	<b>221338.532</b>
		Cost
120	TON	129246.377
0.6	SQFT	45481.800
90	CY	84225.471
	<b>Total Cost</b>	<b>258953.648</b>
		Cost
120	TON	250678.034
0.6	SQFT	88213.600
90	CY	163358.355
	<b>Total Cost</b>	<b>502249.989</b>

Mill and Fill

HMA Depth	4 inches
	0.333333 feet
Area	1 SF
Volume	0.333333 CF
	0.012346 CY
Weight	0.025 TON
Price	120 \$/TON
	3 \$/SF HMA
	0.6 \$/SF Grind
	3.6 \$/SF Rehab

Digout

HMA Depth	4 inches
	0.333333 feet
Area	1 SF
Volume	0.333333 CF
	0.012346 CY
Weight	0.025 TON
Price	120 \$/TON
	3 \$/SF HMA
AB/Road Ex	12 inches
	1 feet
Area	1 SF
Volume	1 CF
	0.037037 CY
Price	90 \$/CY
	3.333333 \$/SF AB/Ex
	6.333333 \$/SF Digout

**OROVILLE CITY COUNCIL  
STAFF REPORT**

**TO: MAYOR AND CITY COUNCIL MEMBERS**

**FROM: TYSON PARDEE, MANAGER  
INFORMATION TECHNOLOGY DIVISION**

**RE: CHANGES TO OFFICE 365 SUBSCRIPTION**

**DATE: MAY 15, 2018**

**SUMMARY**

It has come to the attention of the IT Department that its current Microsoft Office 365 partner will no longer be renewing subscriptions. The City will need to purchase its software renewal from a new Microsoft partner.

**DISCUSSION**

The provider the City purchase its yearly Office 365 subscription from is no longer renewing Microsoft's Office 365 accounts so the City will need to move to another provider. A second thing that has happened is Microsoft has eliminated some of its government discounts. After receiving 3 bids for the Office 365 renewal the IT Department has settled on Planet Technologies as they have the lowest renewal fees. The change in providers will not cost the city any more money but the change in Microsoft pricing will increase the Office 365 subscription by \$3,462.12.

The IT department has a budgeted line item of \$13,000 but has always paid less than that. Last year the actual cost was \$12,293.40. With the price increase the cost will rise to \$15,755.52 which is a \$3,462.12 increase.

Just to refresh the Council, this service provides the City with Microsoft Office licensing (Example: Microsoft Word, Excel, Outlook, PowerPoint), email storage, email archiving, spam filtering, legal holds on email and other data within a user's account, and a much-reduced workload on City IT staff for administration of these products and services.

**FISCAL IMPACT:**

**Appropriation is available for the following:**

Current budget is \$13,000 so an additional \$2,755.52 is needed.

## **RECOMMENDATIONS**

Authorize the Microsoft Office 365 renewal from Planet Technologies.

## **ATTACHMENTS**

O365 Documentation of Open Market Purchase

City of Oroville

DOCUMENTATION OF OPEN MARKET PURCHASE

Purchases which are under the limit for sealed competitive bids may be made on the open market. Whenever practicable obtain informal or formal bids, if possible obtain at least three bids.

Item \_\_\_\_\_

\_\_\_\_\_ no informal/formal bids because sole source: \_\_\_\_\_

\_\_\_\_\_ not practicable to obtain informal/formal bids because \_\_\_\_\_

\_\_\_\_\_ only \_\_\_\_\_ possible sources were located therefore three bids could not be obtained

\_\_\_\_\_ informal or formal bids were obtained from: \_\_\_\_\_ PRICE/BID

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Vendor selected \_\_\_\_\_ Cost \_\_\_\_\_

\_\_\_\_\_ Lowest responsible bid

\_\_\_\_\_ Other, explain \_\_\_\_\_

Prepared by:  
\_\_\_\_\_

Authorized Signature  
\_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_



Quote prepared: 4/18/2018

Quote expires: 4/30/2018

Planet Technologies offers the following quote for the next year for City of Oroville through our AOS-G Agreement. This quote will expire April 30, 2018; upon expiration of this quote, the following prices may no longer be valid.

**Quote 1:**

Part Number	SKU	Monthly Cost Per User	Annual Cost Per license	Quantity/Users	Annual Cost for licenses
3NS-00003	ExchgOnInPlan2Gov ShrdSvr ALNG SubsVL MVL PerUsr	\$7.04	\$84.48	7	\$591.36
4ES-00001	ExchgOnInArchGov ShrdSvr ALNG SubsVL MVL PerUsr	\$2.64	\$31.68	46	\$1,457.28
3PS-00001	ExchgOnInKioskGov ShrdSvr ALNG SubsVL MVL PerUsr	\$1.76	\$21.12	79	\$1,668.48
AAA-11894		\$17.60	\$211.20	57	\$12,038.40

	O365GovE3 ShrdSvr ALNG SubsVL MVL PerUsr				
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**PO Amount for Quote 1: \$15,755.52**

City of Oroville must include the attached Microsoft Terms and Conditions as part of the contract. The agreement cannot be executed (processed at Microsoft) until the completed documents and PO are received for the initial payment. At the point the documents are approved by the Legal Department at Microsoft, the billing period will begin. Prior to the enrollment anniversary, the Annual Order process allows your organization to submit an annual order to account for any increase or decrease in licenses (for example those required for qualified devices or users, license transitions and Online Services reservations, as permitted). Additional details:

- Your annual order must be received by Planet Technologies, Inc. between 60 and 30 days prior to the Enrollment Anniversary.



Imager Software, Inc. d.b.a. ISC  
 2932 Wellington Circle  
 Tallahassee, FL 32309

# AOS-G License Order Form

**Billing Contact** Tyson Pardee  
**Title** IT Manager  
**Department** IT  
**Organization** City of Oroville  
**Address** 2055 Lincoln St. Oroville, CA 95966  
**Phone** (530) 538-2493  
**Email** [tpardee@cityoforoville.org](mailto:tpardee@cityoforoville.org)

**Quote Issue Date** 4/9/2018  
**Price Quotation #** 4/9/2018-1  
**Customer #** City of Oroville

This Quote is valid for 30 days from date issued.  
 Price will vary based on actual start date.  
 Terms Net 30.

### Per User/Seat Based Products

Effective dates	Item #	Mfr #	Description	Qty	ISC Monthly Price ea.	ISC Monthly Extended	ISC Annual Extended	Notes
5/1/2018 - 4/30/2019	EOP2	3NS-00003	ExchgOnlnPlan2Gov ShrdSvr ALNG SubsVL MVL PerUsr	7	\$ 7.20	\$ 50.40	\$ 604.80	Paid in advance and in full annually
5/1/2018 - 4/30/2019	EO Arch	4ES-00001	ExchgOnlnArchGov ShrdSvr ALNG SubsVL MVL PerUsr	46	\$ 2.70	\$ 124.20	\$ 1,490.40	Paid in advance and in full annually
5/1/2018 - 4/30/2019	EO Kiosk	3PS-00001	ExchgOnlnKioskGov ShrdSvr ALNG SubsVL MVL PerUsr	79	\$ 1.80	\$ 142.20	\$ 1,706.40	Paid in advance and in full annually
5/1/2018 - 4/30/2019	GOV E3	AAA-11894	O365GovE3 ShrdSvr ALNG SubsVL MVL PerUsr	57	\$ 18.00	\$ 1,026.00	\$ 12,312.00	Paid in advance and in full annually

### Consumption Based Products

Year	Item #	Mfr #	Description	Qty	ISC Monthly Price ea.	ISC Monthly Extended	Notes
	AZURE	Microsoft	Azure Consumption Based Services	0	\$ -	\$ -	See *

(\*) Azure Consumption Based Services are priced by Microsoft. A customer's consumption of these Azure services changes month to month, and Microsoft's pricing can change as well. ISC provides an ESTIMATE of the monthly cost. This estimate is based on the workloads that ISC has assessed and planned for deployment in Azure.

Estimated Azure Annual Total \$ -

### Note \*\*

License order will not be placed until annual invoice payment is received.  
 Order fulfillment can take up to 5 business days to be provisioned.

**Grand Total \$ 16,114 See \*\***

Price Quote Approved by:

Print Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**Sales Contact** Edwin Lott  
 Title Managing Partner  
 Phone Phone: 850-566-8421

**Accounting Contact** Jennifer Wright  
 Title Director of Accounting  
 Phone Phone: 850.893-6741 option #1



## QUOTE

as of 4/9/2018

### Bill to:

City of Oroville, CA  
1735 Montgomery Street  
Oroville, CA 95965

### Ship to:

City of Oroville, CA  
1735 Montgomery Street  
Oroville, CA 95965

### Reseller (Remit To):

LiftOff LLC  
Attn: Ron Braatz  
1667 Patrice Circle  
Crofton, MD 21114

### Terms:

Due on Receipt

### Payment Options:

Check

### Quote Description

G SKU Item Name	Part Number	Term in Months	Price/User/Month	Licenses	Cost/Year
Exchange Online Plan 2 GOV	3NS-00003	12	8.00	7	\$672.00
ExchangeOnlineArchiving GOV	4ES-00001	12	3.00	46	\$1,656.00
Exchange Online Kiosk GOV	3PS-00001	12	2.00	79	\$1,896.00
Office 365 Plan E3 GOV	AAA-11894	12	20.00	57	\$13,680.00

**Total: \$17,904.00**

### Pricing Information:

- All prices are displayed in United States Dollars.
- Product and pricing data are updated frequently and may change without notice.
- Pricing valid for 14 days
- License orders are paid up front, are non-refundable, and are one-year licenses that renew each year.
- License reductions, upgrades, or cancellations may only occur at the annual renewal date.





# CITY OF OROVILLE PUBLIC SAFETY DEPARTMENT

2055 LINCOLN STREET • OROVILLE, CALIFORNIA 95966-5385

BILL F. LAGRONE  
DIRECTOR OF PUBLIC SAFETY  
(530) 538-2451



## Fire Department Apparatus Status

- Engine 1** Was sent to Hi-Tech Fire Apparatus in Oakdale California for warranty work to repair the pump cabinet mounts to the frame. This has been identified by the manufacturer, Smeal Fire Apparatus, as a common problem with that model of apparatus. It is worth noting that Engine 2 is also the same make and model as Engine 1. It can be anticipated that the same issue could happen with Engine 2. Smeal has not, yet issued a recall for the problem, however all repairs were paid for by the manufacture. As of 4/13/18 Engine 1 is back in-service and responding to incidents
- Engine 10** The anti-lock braking system (ABS) and automatic traction control (ATC) system were not functioning correctly. To confirm the functionality of the systems, staff drove the engine at 15 MPH and applied the brakes sharply. This caused the front left tire to lock up. The result of this lock up was the front suspension bottoming out and the front u-bolt of the drive line hitting the bottom control module of the transmission causing failure of the transmission case (large hole).
- Marty Schmeltz, a volunteer for the Oroville Fire Department who is also a professional mechanic and the owner of Derotic Truck (HME NOR -CAL) agreed that the both the ABS and ATC were disabled when the Jacobs Brake was installed by Derotic Truck. The front suspension stops were not long enough to stop this type of incident. Derotic Truck/HME will cover the cost of a new transmission, driveline, low boy transport, and reprogramming of the truck electronic systems. Marty Schmeltz and Valley Truck oversee and confirm the work. All repairs will be at the manufacturers expense.