



**CITY COUNCIL MEETING MINUTES
FEBRUARY 20, 2018 – 5:30 P.M.**

The amended agenda for the February 20, 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 on Thursday, February 15, 2018, at 4:31 p.m.

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 and clicking on the City Council Agendas & Minutes page and click WATCH LIVE MEETINGS.

The February 20, 2018 regular meeting of the Oroville City Council was called to order by Mayor Dahlmeier at 5:31 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	Bill LaGrone, Director of Public Safety
Scott Huber, City Attorney	Ruth Wright, Director of Finance
Karolyn Fairbanks, Treasurer	Dawn Nevers, SBF Program Specialist
Elizabeth Ehrenstrom, Human Resources Manager	Tyson Pardee, IT Manager

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Linda Dahlmeier.

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS

Bill Speer – Item No. 1, 5, & 7	Cheri Bunker – Item No. 5, 6 & 7
Bobby O'Reiley – Item No. 5, 6 & 7	Mary Barr – Item No. 5 & 6
Kay Saavedra – Item No. 5	Tasha Levinson – Item No. 6 & 7
Joshua Durham – Item No. 5	Jeff Ballard – Item No. 5, 6 & 7
Kent Fowler – Item No. 5	Bryan Brown – Item No. 5, 6 & 7
Jessica MacKenzie – Item No. 5	William Bynum – Item No. 5 & 6
Gary Cecchi – Item No. 1 & 5	Jeanne Cecchi – Item No. 5
Larry Wahl, Supervisor – Item No. 5	Khris-Tina Kelley – Item No. 5 & 7
Samuel Monteon – Item No. 5	Dorinda Scofield – Item No. 5
Charles Colombo – Item No. 5	Michael K. Lewis – Item No. 5
Jason Bonham – Item No. 5	Michael Burchard – Item No. 5
Jackie Glover – Item No. 5	Fred Berry – Item No. 5, 6 & 7
Victoria Smith – Item No. 5	John Miller-George – Item No. 5 & 6
David Pittman – Item No. 5, 6 & 7	Canute – Item No. 5

Chelsey – Item No. 5
Laura Page – Item No. 5
Alberta Tracy – Item No. 5
Kenneth J. Paul Sr. – Item No. 5
Korie Rutenschoer – Item No. 5 & 7
Rick Lightbody – Item No. 5
Doug LaMalfa, Congressman – Item No. 5

Deborah Sage – Item No. 5
Eric Smith – Item No. 5 & 7
John Mitchell – Item No. 5, 6 & 7
Penny Derosier – Item No. 5
Misty Kimerer – Item No. 5
Dale Johnson – Item No. 5

PROCLAMATION / PRESENTATION

Cindy Hawthorne of Catalyst received a Proclamation from the City Council identifying February as *Teen Dating Violence Awareness Month*

CONSENT CALENDAR

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

Community Development Department

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

The Council received information regarding the annual use of the Municipal Auditorium parking lot for overnight parking of approximately fifty RVs from March 12 – 19, 2018, in the areas shown on the attached maps (Attachment A), for the 52nd Annual California State Old Time Fiddle and Picking Championships. (**Donald Rust, Director of Community Development**).

Council action: **For informational purposes only.**

3. DECLARATION AND DISPOSAL/DONATION OF SURPLUS PROPERTY – staff report The Council considered the declaration and disposal/donation of items listed on the Surplus Property List. (**Tyson Pardee, IT Manager & Donald Rust, Acting City Administrator**).

Council action: **Declare the items listed as surplus and authorize that the items be added to the Surplus Property List and donated or disposed of.**

ITEMS REMOVED FROM THE CONSENT CALENDAR

1. APPROVAL OF THE FEBRUARY 6, 2018 REGULAR MEETING MINUTES OF THE OROVILLE CITY COUNCIL – minutes attached

Bill Speer and Gary Cecchi provided comments to the Council regarding the minutes.

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

Approve Agenda Items No. 1, 2 and 3.

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

PUBLIC HEARINGS

Administration

4. RESOLUTION OF INTENT AND ORDINANCE TO AMEND THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AGREEMENT REGARDING EMPLOYEES SHARING ADDITIONAL COST – staff report

The Council conducted a public hearing and considered a Resolution of Intent and Ordinance to amend the California Public Employees Retirement System (CalPERS) Agreement for employees sharing additional cost. (**Liz Ehrenstrom, Human Resources Manager**).

The Mayor opened the public hearing.

Mary Barr asked the Council a question regarding the item.

Hearing no further comments, the Mayor closed the public hearing.

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

- 1. Adopt Resolution No. 8685 – A RESOLUTION OF INTENTION BY THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, TO APPROVE AN AMENDMENT TO THE AGREEMENT BETWEEN THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE CITY COUNCIL OF THE CITY OF OROVILLE RELATING TO EMPLOYEES SHARING ADDITIONAL COSTS.**
- 2. Waive the first reading, and introduce by title only, Ordinance No. 1827 – 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, CALIFORNIA, 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

REGULAR BUSINESS

Community Development Department

5. POTENTIAL FOR COMPREHENSIVE COMMERCIAL CANNABIS REGULATIONS TO BE A BALLOT INITIATIVE FOR DECISION OF CITY RESIDENTS – staff report

The Council reviewed and considered if approval/denial of comprehensive commercial cannabis regulations in the City of Oroville should be a decision made by a vote of the City residents. **(Donald Rust, Director of Community Development & Scott Huber, City Attorney).**

Bill Speer, Cheri Bunker, Bobby O'Reiley, Mary Barr, Kay Saavedra, Joshua Durham, Jeff Ballard, Kent Fowler, Bryan Brown, Jessica MacKenzie, William Bynum, Gary Cecchi, Jeanne Cecchi, Larry Wahl, Supervisor, Khri-Tina Kelley, Samuel Monteon, Dorinda Scofield, Charles Colombo, Michael K. Lewis, Jason Bonham, Michael Burchard, Jackie Glover, Fred Berry, Victoria Smith, John Miller-George, David Pittman, Canute, Chelsey, Deborah Sage, Laura Page, Eric Smith, Alberta Tracy, John Mitchell, Kenneth J. Paul Sr., Penny Derosier, Korie Rutenschoer, Misty Kimerer, Rick Lightbody, Dale Johnson, Doug LaMalfa, Congressman provided comments to the council regarding the item.

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

Direct staff to move forward with placing an initiative and ordinance on the ballot for voters of the City to determine whether comprehensive commercial cannabis should be allowed in the City.

The motion failed by the following vote:

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

The Council convened to recess at 8:20 p.m.

The Council reconvened from recess at 8:33 p.m.

6. CONSIDERATION OF A SPECIAL OR GENERAL SALES TAX INITIATIVE TO BE PLACED ON NOVEMBER 6, 2018 GENERAL MUNICIPAL ELECTION – staff report

The Council considered preparing a special or general sales tax initiative to be placed on the 2018 General Municipal Election. **(Scott Huber, City Attorney)**

Bobby O'Reiley, Jeff Ballard, Bryan Brown, William Bynum, Fred Berry, John Miller-George, Cheri Bunker, David Pittman, John Mitchell, Dave Rutenschroer, Tasha Levinson, Mary Barr provided comments to the Council regarding the item.

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

Develop a Mayor directed ad hoc committee to include public and private agencies to bring forward an initiative for the 2018 General Election.

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

7. PROFESSIONAL SERVICES AGREEMENT WITH SCI CONSULTING GROUP FOR COMMERCIAL CANNABIS RELATED CONSULTING SERVICES – staff report

The Council reviewed and considered entering into a Professional Services Agreement with SCI Consulting Group for commercial cannabis related consulting services. **(Donald Rust, Director of Community Development).**

Bobby O'Reiley, Tasha Levinson, Bryan Brown, Khris-Tina Kelley, Bill Speer, Cheri Bunker, David Pittman, Eric Smith, Fred Berry, Joshua Durham, John Mitchell, Jeff Ballard, Korie Rutenschroer, Anthony N/A, Congressman Doug LaMalfa provided comments to the Council regarding the item.

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

Adopt Resolution No. 8686 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH SCI CONSULTING GROUP FOR COMMERCIAL CANNABIS RELATED CONSULTING SERVICES (Agreement No. 3245).

The motion was passed by the following vote:

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

COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS

Council Member Del Rosario reported on the following:

- Attended the ballet performance at the Crest Theater.

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS - None

CORRESPONDENCE

(All correspondence was provided by public speakers during the meeting)

- Laura Page, Senior District Coordinator for congressman Doug LaMalfa, RE: The Legalization of Marijuana in Colorado: The Impact (Executive Summary).
- Cheri Bunker, RE: Outdoor Recreation Creates Healthy Economies
- Samuel Monteon, RE: California Model Cannabis Ordinance

HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS

Bobby O'Reiley provided comment regarding the community watching the council meetings and the conduct of the Council and requested respect for everyone.

John Miller-George provided comments regarding the personal beliefs versus the benefit of the good of the community.

Bill Speer provided comments to the Council regarding the community and prayed for the City and State.

Roy Fisher offered an apology to the Council for the comments received from the public speakers and thanked the Council for a job well done.

John Mitchell expressed that all values and beliefs matter and the members of the community should be heard.

An unidentified citizen asked why those who are pro cannabis are not the party funding the implementation of the initiative.

CLOSED SESSION

The Council held 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 Firefighters' Association, Oroville Police Officers Association (Sworn and Non-Sworn), Oroville Public Safety Mid-Managers Association, Oroville Management and Confidential Association, and Oroville City Employees Association.
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.
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.
4. Pursuant to Government Code Section 54957(b), the Council will meet with Acting City Administrator, Personnel Officer, and City Attorney to consider the employment related to the following positions: Deputy City Clerk and City Administrator.

Following Closed Session, Mayor Dahlmeier reported that direction had been given and no action

taken.

ADJOURNMENT

The meeting was adjourned at 12:04 a.m. A regular meeting of the Oroville City Council will be held on Tuesday, March 6, 2018, at 5:30 p.m.



Bill LaGrone, Acting City Clerk



Linda L. Dahlmeier, Mayor