



**CITY COUNCIL MEETING MINUTES  
MARCH 6, 2018 – 4:30 P.M.**

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The agenda for the March 6, 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 Thursday, March 1, 2018, at 4:23 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](http://www.cityoforoville.org) and clicking on the City Council Agendas & Minutes page and click WATCH LIVE MEETINGS.

The March 6, 2018 regular meeting of the Oroville City Council was called to order by Mayor Dahlmeier at 4:34 p.m.

**ROLL CALL**

Present: Council Members Berry, Del Rosario, Draper, Hatley, Thomson, Vice Mayor Goodson, Mayor Dahlmeier

Absent: None

**Staff Present:**

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Donald Rust, Assistant City Administrator  
Scott Huber, City Attorney  
Karolyn Fairbanks, Treasurer  
Elizabeth Ehrenstrom, Human Resources Manager  
Mike Massaro, Contract City Engineer

Bill LaGrone, Director of Public Safety  
Ruth Wright, Director of Finance  
Dawn Nevers, SBF Program Specialist  
Tyson Pardee, IT Manager

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**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 & 4  
Bobby O'Reiley – Item No. 3, 4, 6, 8 & 9  
Eric Smith – Item No. 4, 5 & 9  
August Lincoln – Item No. 3  
Stephanie Tousley – Item No. 9  
Steve Christensen – Item No. 9

Cheri Bunker – Item No. 9  
Mary Barr – Item No. 4 & 9  
Tasha Levinson – Item No. 6 & 9  
Thomas Sorensen – Item No. 6  
William Bynum – Item No. 9

**PROCLAMATION / PRESENTATION**

*Dawn Nevers, city staff*, received a Proclamation from the City Council recognizing March 7<sup>th</sup> through the 14<sup>th</sup> **Arbor Day** observance week in Oroville.

*Donovan Hill, 4-H member*, gave a presentation to the City Council on **Voter Registration**.

**CONSENT CALENDAR**

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

**Administration**

2. MAYOR, COUNCIL AND TREASURER STIPEND REDUCTION – staff report

The Council considered formalizing the 10% reduction in the Mayor, Council and Treasurer’s stipend that was agreed to in October 2017, pursuant to the California Public Employee’s Retirement Law. (**Elizabeth Ehrenstrom, Human Resources Manager**).

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

**Approve the attached Stipend Schedule for the Mayor, Council and Treasurer.**

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

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

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

**ITEMS REMOVED FROM THE CONSENT CALENDAR**

1. APPROVAL OF THE FEBRUARY 20, 2018 REGULAR MEETING MINUTES AND MARCH 1, 2018 SPECIAL MEETING MINUTES OF THE OROVILLE CITY COUNCIL – minutes attached

Bill Speer provided comments to the Council regarding the minutes.

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

**Approve the February 20, 2018 regular meeting minutes and March 1, 2018 special meeting minutes of the Oroville City Council.**

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

**3. APPOINTMENT TO THE OROVILLE PARK COMMISSION – staff report**

The Council considered appointing Joseph Whitley, a qualified City resident, to serve on the Oroville Park Commission for the remainder of a vacant seats term, ending June 30, 2022. **(Dawn Nevers, Interim Assistant City Clerk).**

The item was pulled from the consent calendar at the request of Vice Mayor Goodson.

Bobby O'Reiley provided comments to the Council regarding this item.

Following Discussion, the Council directed staff to:

**Repost the Park Commission application on the City website and Facebook to try to gain more applicants.**

**Public Safety**

**4. RESOLUTION OF SUPPORT FOR THE CITY OF OROVILLE SUPPORTING THE REDUCING CRIME AND KEEPING CALIFORNIA SAFE ACT OF 2018 – staff report**

The Council considered authorizing a resolution of support for The Reducing Crime and Keeping California Safe Act of 2018. **(Bill LaGrone, Director of Public Safety)**

Bobby O'Reiley, Eric Smith, Bill Speer, and Mary Barr provided comments to the Council regarding the item.

Public Safety Director, Bill Lagrone, provided comments to the Council regarding the importance of the Reducing Crime and Keeping California Safe Act of 2018.

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

**Adopt Resolution 8687 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE SUPPORTING THE REDUCING CRIME AND KEEPING CALIFORNIA SAFE ACT OF 2018.**

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**

**5. SUPPORT OF PROPOSED ISSUANCE OF BONDS FOR OROVILLE HOSPITAL – staff report**

The Council conducted a public hearing and consider the issuance of revenue bonds for Oroville Hospital. **(Scott E. Huber, City Attorney & Ruth Wright, Finance Director)**.  
The Mayor opened the public hearing.

Eric Smith provided comments to the Council regarding the item.  
Bud Levine and Ravi Chitkara of Wulff, Hansen & Co. answered questions for the Council regarding the financing.

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

A motion was then made by Vice Mayor Goodson, seconded by Mayor Dahlmeier, to:

**Approved resolutions with amendments changing the rate from variable to fixed.**

1. **Adopt Resolution No. 8688 – A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING THE FORM AND AUTHORIZING THE EXECUTION OF CERTAIN DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF ITS REVENUE BONDS OF 2018 IN AN AMOUNT NOT TO EXCEED \$21,000,000 FOR THE BENEFIT OF OROVILLE HOSPITAL AND DIRECTING CERTAIN ACTIONS WITH RESPECT THERETO.**
  
2. **Adopt Resolution No. 8689 – A RESOLUTION OF THE OROVILLE CITY COUNCIL, REQUIRED BY SECTION 147(f) OF THE INTERNAL REVENUE CODE, APPROVING ISSUANCE BY THE CITY OF OROVILLE OF REVENUE BONDS (OROVILLE HOSPITAL), 2018 SERIES A, IN A AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$21,000,000.**

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**

### **Public Works Department**

#### **6. FOGG AVENUE DRAINAGE REHABILITATION PROJECT – staff report**

The Council provided direction to the Contract City Engineer, based on the options and exhibits presented as part of this Staff Report, on how to proceed with a proposed drainage rehabilitation project on Fogg Avenue. **(Mike Massaro, Contract City Engineer)**.

Council Member Hatley recused himself.

Bobby O'Reiley, Thomas Sorensen, and Tasha Levinson provided comments to the Council regarding the item.

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

**Approve Option A-1; with City Public Works Staff performing the construction work.**

The motion was passed by the following vote:

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

### Community Development Department

**7. REQUEST FROM STREAM CHARTER SCHOOL FOR A FEE WAIVER FOR THE USE OF THE MUNICIPAL AUDITORIUM FOR A NINJA WARRIOR EVENT - staff report**

The Council considered a request from STREAM Charter School for a fee waiver for the use of the Municipal Auditorium for the purposes of holding a three-day community event promoting healthy activities. **(Donald Rust, Director of Community Development)**

Don Phillips, director of STREAM charter School, provided information and answered questions for the Council.

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

**Authorize the 50% waiver request in the amount of \$1,460.00 that meets the City's Facility/Park Fee Waiver policy.**

The motion was passed by the following vote:

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

**8. ART REQUIREMENT (ORDINANCE NO. 1798) – 2790 FEATHER RIVER BOULEVARD – staff report**

The Council reviewed the public art installed at 2790 Feather River Boulevard. **(Donald Rust, Director of Community Development)**

Applicant, Jerome Johnson, provided information and answered questions for the Council.

Bobby O'Reiley provided comments to the council regarding the item.

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

**Approve the ornamental iron fencing, chicken cutouts and rooster weathervane as exceeding the 1% Art in Public Places / Oroville Beautification policy requirements.**

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

**9. CONSIDER A PROFESSIONAL SERVICES AGREEMENT WITH WILLIAM BERRY CAMPAIGNS (WBC) TO CONDUCT AN OPINION SURVEY REGARDING A SPECIAL OR GENERAL SALES TAX INITIATIVE – staff report**

The Council reviewed and considered entering into a Professional Services Agreement with William Berry Campaigns to conduct an opinion survey regarding a special/general sales tax initiative. **(Donald Rust, Director of Community Development).**

William Berry, consultant, provided information about his services to the Council and answered questions.

Cheri Bunker, Bobby O'Reiley, August Lincoln, Eric Smith, Stephanie Tousley, Steve Christensen, Tasha Levinson, Mary Barr, and Bill Bynum provided comments to the Council regarding the item.

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

**Direct staff to prepare a contract with WBC to conduct an opinion survey regarding a potential special or general sales tax initiative for the November 2018 General Election.**

The motion failed by the following vote:

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

Following further discussion, Council directed staff to:

**Return to Council with William Berry Campaigns (WBC) and SCI Consulting Group proposals to conduct an opinion survey regarding a special/general sales tax initiative not to exceed \$15,000.**

## COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS

Council Member Draper reported on the following:

- Summarized correspondence received from Mark McKinnon regarding cannabis, attendance to the continuum of Care meeting on February 26<sup>th</sup>, and requested for city Attorney, Scott Huber, to return with sample Code of Ethics documents for Council to review.

Vice Mayor Goodson reported on the following:

- Attendance to the SC-OR Sewerage Commission meeting, spoke at Ophir Elementary School for a readathon, and asked questions as to BINTF occupancy of a City owner building in the airport Business Park.

Council Member Del Rosario reported on the following:

- Attended the Butte County Air Quality board and provided updates received.

Council Member Thomson reported on the following:

- A meeting with Assemblyman Gallagher regarding PERS.

Mayor Dahlmeier reported on the following:

- Gave a farewell to Mr. Rust.

## CITY ADMINISTRATOR/ ADMINISTRATION REPORTS - None

## CORRESPONDENCE

- Christine Crispin, Hearthstone School, RE: *Request to partner with the City on a "Safe Routes to School" grant.*
- Colleen Cecil, Butte County Farm Bureau, RE: *Request for City to oppose commercial cannabis regulations.*

(following correspondence was received following the agenda being published.)

- Mark McKinnon, RE: *Pro Cannabis Dispensaries*
- Jeanne Cecchi, RE: *Marijuana Issue – Negative*
- Chris Sommer, RE: *As Oroville falls, so falls Butte County*

## HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS

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

Tasha Levinson wished Mr. Rust farewell and encouraged everyone to pick up the litter in the community.

Bobby O'Reiley provided comments and requested the Council Members to remember the constituents and wished Mr. Rust good luck in his new position.

Stephanie Tousley expressed concern for the state of the City following the impending departure of two employees.

John Miller-George provided comments to the Council regarding the proposed cannabis dispensaries.

Mary Barr presented questions to the City Attorney requesting further clarification on the Initiative process.

Steve Terry announced March 24<sup>th</sup> the Oroville Exchange Club will be hosting annual Search for talent, provided comments to the Council regarding his opposition to cannabis and cautioned against personal attaches, and wished Mr. Rust well.

Bill Bynum expressed dislike for prayer during council meetings.

August Lincoln asked about the status of the CalWater study.

### **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 on Items 1, 2 and 3, and Bill LaGrone was appointed as Interim City Administrator beginning March 9<sup>th</sup>, 2018 for Item No. 4.

### **ADJOURNMENT**

The meeting was adjourned at 9:55 p.m. A regular meeting of the Oroville City Council will be held on Tuesday, March 20, 2018, at 5:30 p.m.

  
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Bill LaGrone, Acting City Clerk

  
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Linda L. Dahlmeier, Mayor