



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

January 16, 2024
REGULAR MEETING
CLOSED SESSION 4:00 PM
OPEN SESSION 4:30 PM
AGENDA

PUBLIC ACCESS AND PARTICIPATION

Please review the options below for ways to participate or observe the Council Meetings.

To Observe the Meeting:

1. Live Feed: <https://www.youtube.com/channel/UCAoRW34swYl85UBfYqT7IbQ/>
2. Zoom Link: <https://zoom.us/j/96870319529?pwd=dW9kMGRZSFo5MFFNQk5wVDUzRkRrZz09>
3. Zoom Application: Meeting ID: 968 7031 9529 Passcode: 67684553
4. By Phone: Telephone: 1-669-900-6833 Meeting ID: 968 7031 9529 Passcode: 67684553

To Provide Comment to the Council:

1. Attend the meeting in person
2. Send an Email by 2:00 PM the day of the meeting to publiccomment@cityoforoville.org. All comments emailed will be provided to the Council Members for their consideration.

If you would like to address the Council at this meeting, you are requested to complete the blue speaker request form (located on the wall by the agendas) and hand it to the City Clerk, who is seated on the right of the Council Chamber. The form assists the Clerk with minute taking and assists the Mayor or presiding chair in conducting an orderly meeting. Providing personal information on the form is voluntary. For scheduled agenda items, **please submit the form prior to the conclusion of the staff presentation for that item.** Council has established time limitations of three (3) minutes per speaker on all items and an overall time limit of thirty minutes for non-agenda items. If more than 10 speaker cards are submitted for an item, the time limitation would be reduced to one and a half (1.5) minutes per speaker for that item. If more than 15 speaker cards are submitted for non-agenda items, the first 15 speakers will be randomly selected to speak at the beginning of the meeting, with the remaining speakers given an opportunity at the end. **(California Government Code §54954.3(b)).** 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.

CALL TO ORDER / ROLL CALL

Council Members: Tracy Johnstone, Krysi Riggs, Scott Thomson, Janet Goodson, Shawn Webber, Vice Mayor Eric Smith, Mayor David Pittman

CLOSED SESSION

The Council will hold a Closed Session on the following:

1. Pursuant to Government Code Section 54957.6, the Council will meet with the Personnel Officer and City Attorney to discuss labor negotiations related to the following bargaining units: All Bargaining Units

OPEN SESSION

1. Announcement from Closed Session
2. Pledge of Allegiance
3. Adoption of Agenda

PRESENTATIONS AND PROCLAMATIONS

1. Presentation of Financial Transparency Model

The Council may receive a demo of a new financial model for transparency of information.

ACTION REQUESTED – ACCEPT FOR INFORMATION.

2. Presentation for AHSC Nelson Pointe Affordable Housing Project

Cameron Johnson from AMG & Associates will present the project descriptions and site plan renderings for the proposed Nelson Point Project. Additionally, he will cover the many benefits to the community and timeline requirements of the Affordable Housing and Sustainable Communities (AHSC) grant funding.

ACTION REQUESTED – ACCEPT FOR INFORMATION.

PUBLIC COMMUNICATION – HEARING OF NON-AGENDA ITEMS

This is the time to address the Council about any item not listed on the agenda. If you wish to address the Council on an item listed on the agenda, please follow the directions listed above.

REPORTS / DISCUSSIONS

1. Council Announcements and Reports
2. Administration Reports

CONSENT CALENDAR

Consent calendar **items 1 - 7** are adopted in one action by the Council. Items that are removed will be discussed and voted on immediately after adoption of consent calendar items.

1. 2024 California Department of Transportation Dump Day Event

The Council will consider authorizing the City of Oroville to enter into an agreement with the California Department of Transportation to host a Free Dump Day Event.

ACTION REQUESTED – ADOPT RESOLUTION NO. 9214 AUTHORIZING THE CITY OF OROVILLE TO ENTER INTO AN AGREEMENT WITH CAL TRANS TO HOST A FREE DUMP DAY EVENT.

2. Second Reading of Zoning Code Amendment (ZC) 23-02 Adding Section 17.12.120 to the Oroville Municipal Code (OMC) Establishing Regulations For Al Fresco Dining and Al Fresco Seating, And Amending Section 17.12.070 (Parking), 17.32.010 (Allowed Uses In Commercial Districts), 17.34.020 (Allowed Uses In Mixed-Use Districts), and 12.04.030 (Placing Produce, Merchandise, Etc., On Streets And Sidewalks)

The Council will consider adopting ZC 23-02, establishing regulations and standards for al fresco dining and al fresco seating in commercial and mixed-use districts within the City. ZC 23-02 would add Section 17.12.120 to the Oroville Municipal Code (OMC), amend Section 17.12.070 pertaining to parking standards for businesses proposing al fresco dining areas, amend Sections 17.32.010 and 17.34.020 by adding al fresco dining and seating areas as a Use-Specific Regulation in Commercial and Mixed-Use Districts, and amend Section 12.04.030 to allow the placement of dining and seating areas in the public right-of-way.

ACTION REQUESTED - ADOPT ORDINANCE NO. 1876 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE ADOPTING ZC 23-02 AND AMENDING THE OROVILLE MUNICIPAL CODE BY ADDING SECTION 17.12.120 ESTABLISHING REGULATIONS AND STANDARDS FOR AL FRESCO DINING AND AMENDING SECTION 17.12.070 "PARKING," SECTION 17.32.010 "ALLOWED USES IN COMMERCIAL DISTRICTS," SECTION 17.34.020 "ALLOWED USES IN MIXED-USE DISTRICTS," AND SECTION 12.04.030 "PLACING PRODUCE, MERCHANDISE, ETC., ON STREETS AND SIDEWALKS."

3. Acceptance of the REAP 2.0 Grant

The Council may consider accepting the REAP 2.0 grant to use for Construction Management Services on the SR-162 ATP Pedestrian Mobility and Safety Improvement Project.

ACTION REQUESTED – STAFF RECOMMENDS DIRECTING THE CITY ADMINISTRATOR TO SIGN THE AGREEMENT WITH THE BUTTE COUNTY ASSOCIATION OF GOVERNMENTS.

4. Authorization To Release a Request For Proposal (RFP) To Provide Goat Grazing Vegetation Management Services In Oroville

The Council may provide direction to the Director of Public Works to release a Request for Proposal (RFP) to Provide Goat Grazing Vegetation Management Services in Oroville.

ACTION REQUESTED - AUTHORIZE STAFF TO RELEASE A REQUEST FOR PROPOSAL GOAT GRAZING VEGETATION MANAGEMENT SERVICES FOR THE CITY OF OROVILLE.

5. Replacement of Problematic Credit Card Reader Kiosk For Fuel Island at Oroville Airport

For several months the credit card reader kiosk at the fuel island at the Oroville Municipal Airport has been problematic for pilots obtaining fuel for their aircraft. The issues seem to be primarily related to extremely problematic landline telephone service (dial-up) through AT&T. City staff has had several discussions with AT&T representatives, and AT&T has indicated that there are known problems with the “copper” lines servicing the area and that there are no known plans for a permanent solution. The current card reader hardware is approximately 17 years old and the software for report production is similar to technology of Windows95.

ACTION REQUESTED - APPROVE THE PURCHASE OF THE QT POD QT M4000 FMS CONTROL PEDESTAL, SOFTWARE AND HOSTING SUPPORT FOR MAXIMIZED SERVICE FOR PILOTS PURCHASING FUEL AT THE OROVILLE MUNICIPAL AIRPORT.

6. Creation of a Placard in Honor of Alberta Tracy

The Oroville City Council may consider creating a placard in honor of Alberta Tracy and her service to the community.

ACTION REQUESTED - APPROVE VERBIAGE AND PURCHASE OF PLACARD IN HONOR OF ALBERTA TRACY AS REPORTED IN THE STAFF REPORT.

7. Approval of the December 5, 2023 City Council Regular Meeting Minutes

Submitted for consideration and adoption by the Oroville City Council are the Regular Meeting Minutes from December 5, 2023.

ACTION REQUESTED – APPROVE DECEMBER 5, 2023 REGULAR CITY COUNCIL MEETING MINUTES AND AUTHORIZE THE MAYOR TO SIGN.

REGULAR BUSINESS

8. Modifications to Council Appointment to Committees, Commissions and Boards

The City Council may consider two modifications to the 2024 Committee, Commission, and Board Appointments List.

ACTION REQUESTED - APPOINT ERIC SMITH TO THE BUTTE COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT BOARD FOR A TERM OF TWO YEARS; AND

APPOINT SHAWN WEBBER AS REGULAR MEMBER TO THE CITIZENS OVERSIGHT BOARD, AND

APPOINT TRACY JOHNSTONE AS AN ALTERNATE MEMBER TO THE CITIZENS OVERSIGHT BOARD

9. Hewitt Park Improvements Project Budget Discussion

The Council will receive a project update regarding the estimated cost and funding sources of the Hewitt Park improvement project.

ACTION REQUESTED -

PROVIDE STAFF DIRECTION FOR MOVING FORWARD WITH THE HEWITT PARK IMPROVEMENT PROJECTS FROM THE FOLLOWING TWO OPTIONS:

1. CONTINUE WITH THE DESIGN AS PRESENTED DURING THE JANUARY 2, 2024, CITY COUNCIL MEETING WITH THE UNDERSTANDING THAT ALL COSTS THAT EXCEED THE GRANT FUNDS WILL BE FUNDED BY PARK DEVELOPMENT IMPACT FEES.
2. PROVIDE STAFF DIRECTION FOR REMOVING FEATURES TO LOWER THE OVERALL PROJECT COSTS.

10. Acceptance of Cal Water Annual Firefighter Grant and Recognition of Cal Water

The Council will consider acceptance of an annual firefighter grant offered by the California Water Service (Cal Water) for the Oroville Fire Department. This proposed grant, earmarked for the Fiscal Year 2024 (FY24), aims to facilitate the acquisition of 10 handheld thermal imaging cameras.

ACTION REQUESTED ACCEPT THE ANNUAL CAL WATER FIREFIGHTER GRANT (FY24)

11. Licensing Purchase of a Web Based Platform Designed to Assist Homeowners and Developers Through the Development Permitting Process

The Council will consider entering into a two-year agreement with On Camino for a web-based platform that will allow the public to better understand the permitting process and the requirements for a project or development.

ACTION REQUESTED -

DIRECT STAFF TO EXECUTE AN AGREEMENT (ATTACHED) WITH ON CAMINO, SUBJECT TO LEGAL REVIEW FOR CONFORMANCE, FOR A LICENSE TO USE THE ON CAMINO PLATFORM FOR A TWO-YEAR PERIOD.

12. Mid-Year Financial Review

The Council may receive a mid-year financial report for revenues and expenditures for the first six months of the fiscal year July 1, 2023, to December 31, 2023.

ACTION REQUESTED:

STAFF RECOMMENDS THE FOLLOWING BUDGET ADJUSTMENTS:

REVENUES

NO BUDGET ADJUSTMENTS REQUESTED.

EXPENDITURES

- INCREASE TO RISK MANAGEMENT IN THE GENERAL FUND, LINE ITEM 100.1060.6090 TO COVER INCREASED INSURANCE COSTS. \$180,000
- INCREASE TO THE ELECTED OFFICIALS IN THE GENERAL FUND, LINE ITEM 100.1070.5310 TO COVER HEALTH INSURANCE COSTS. \$80,248
- INCREASE TO FIRE BUDGET IN THE GENERAL FUND, LINE ITEM 100.1150.6370 TO COVER A REVISION TO THE ESTIMATED COST OF THE CAL FIRE CONTRACT. \$592,768

PUBLIC HEARINGS

The Public Hearing Procedure is as follows:

- Mayor or Chairperson opens the public hearing and staff will present the item and answer Council questions.
- The hearing is opened for public comment limited to three (3) minutes per speaker. In the event of more than ten (10) speakers, time will be limited to one and a half (1.5) minutes. Under Government Code 54954.3, the time for each presentation may be limited.
- Speakers are requested to provide a speaker card to the City Clerk
- Public comment session is closed and then the Council will debate and take action
- Those wishing to speak at the public hearings below, but unable to attend before 5pm, may request that the council consider holding the public hearing after 5pm by emailing cityclerk@cityoforoville.org or calling 530-538-2535. Please submit request 24 hours before the meeting.
- Individuals may email comments for council consideration to publiccomment@cityoforoville.org

13. 5:00PM - Public Hearing Regarding The Adoption Of An Ordinance Of The City Council Of The City Of Oroville Related To The Addition Of Chapter 9 Section 6.08.102(A) A Dangerous Or Vicious Animals Policy (Second Reading)

The Council will conduct a public hearing regarding the adoption of Ordinance NO. 1875, an ordinance on dangerous and vicious animals for the Oroville Police Department and Northwest Society for the Prevention of Cruelty to Animals (NWSPCA).

ACTION REQUESTED - WAIVE THE SECOND READING AND ADOPT BY TITLE ONLY ORDINANCE NO. – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE ADDING A DANGEROUS OR VICIOUS ANIMAL POLICY, AMENDING TITLE 6 TO INCLUDE CHAPTER 6.08.120(A) TO 6.08.129(D), DANGEROUS OR VICIOUS ANIMAL POLICY, FOR THE CITY OF OROVILLE

**14. 5:15PM - First Reading of an Amendment of Oroville Municipal Code Section 17.16.150
- Mobile Food Vending**

The City Council will consider amending Municipal Code Section 17.16.150 (“Mobile Food Vending”) to set development standards for multiple food vendors at one location. The Planning Commission recommended approval of these modifications at its regular meeting of November 16, 2023 after consideration of the staff report, Planning Commissioner comments, and public comment. If approved by the City Council, the City Council will hold a second hearing to formally adopt the ordinance amending Municipal Code Section 17.16.150.

ACTION REQUESTED – CONTINUE THE PUBLIC HEARING TO THE REGULARLY SCHEDULED CITY COUNCIL MEETING DUE TO BE HELD ON FEBRUARY 6, 2024.

PUBLIC COMMUNICATION – HEARING OF NON-AGENDA ITEMS

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FUTURE AGENDA ITEMS / CORRESPONDENCE

1. Future Agenda Items
2. Correspondence
 - i. **Police Department Monthly Report for December 2023**

ADJOURN THE MEETING

The meeting will be adjourned. A regular meeting of the Oroville City Council will be held on February 6, 2024 at 4:00 p.m.

Accommodating Those Individuals with Special Needs – In compliance with the Americans with Disabilities Act, the City of Oroville encourages those with disabilities to participate fully in the public meeting process. If you have a special need in order to allow you to attend or participate in our public meetings, please contact the City Clerk at (530) 538-2535, well in advance of the regular meeting you wish to attend, so that we may make every reasonable effort to accommodate you. Documents distributed for public session items, less than 72 hours prior to meeting, are available for public inspection at City Hall, 1735 Montgomery Street, Oroville, California.

Recordings - All meetings are recorded and broadcast live on cityoforoville.org and YouTube.