



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

January 21, 2020
REGULAR MEETING
CLOSED SESSION 3:30 PM
OPEN SESSION 5:30 PM
AGENDA

REQUESTS TO ADDRESS COUNCIL

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 two (2) 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 non-agenda items, the time limitation would be reduced to one and a half minutes per speaker. 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: David Pittman, Eric Smith, Linda Draper, Art Hatley, Janet Goodson, Vice Mayor Scott Thomson, Mayor Chuck Reynolds

CLOSED SESSION

The Council will hold a Closed Session on the following:

1. Pursuant to Government Code Section 54957(b), the Council will meet with the City Administrator and the Personnel Officer to consider the employment related to the following positions: Assistant Community Development Director.
2. Pursuant to Government Code Section 54957(b), the Council will meet with the City Administrator, Personnel Officer, and City Attorney to consider the employment related to the following position: Assistant City Administrator.
3. Pursuant to Government Code section 54956.9(d)(2), the Council will meet with the City Administrator and City Attorney regarding potential exposure to litigation – two cases.
4. 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.

OPEN SESSION

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

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.

CONSENT CALENDAR

Consent calendar **items 1 - 6** 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. APPROVAL OF THE MINUTES

The Council may approve the minutes of the January 7, 2020 Council Meeting

RECOMMENDATION

Approve the Minutes of the January 7, 2020 City Council Meeting

2. REQUEST FOR EXTENSION OF AGREEMENT 3274-2 – A GRANT AGREEMENT WITH THE BIRDCAGE THEATRE

The City Council may approve a recommendation from the Arts Commission to extend Agreement 3274-2 to May 31, 2020.

RECOMMENDATION

APPROVE the Arts Commission recommendation; and

ADOPT Resolution No. 8830 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDED GRANT AGREEMENT RELATING TO THE OROVILLE ARTS & DOWNTOWN BEAUTIFICATION PROJECTS (Agreement 3274-2)

3. FEE WAIVER FOR FLAG POLE AND SHADE STRUCTURE FOR THE VETERANS MEMORIAL FOR ALL OF BUTTE COUNTY

The Council will consider a fee waiver request in the amount of \$1,587.91 for the installation of a shade structure and a flag pole for the Veterans Memorial for all of Butte County located at 2310 Montgomery Street.

RECOMMENDATION

Staff recommends wavier of all permit and plan check fees for this project.

4. ESTABLISH BUDGET AND APPROPRIATION FOR SB2 PLANNING GRANT TO PROMOTE HOUSING DEVELOPMENT IN OROVILLE

Establish Budget and appropriation for SB2 Planning Grant to promote housing development in Oroville

RECOMMENDATION

Approve budget and appropriation for implementation of the awarded SB2 Planning Grant.

5. AMENDMENT OF ORIGINAL AGREEMENT TO EXTEND THE TERM OF THE AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF PARKS AND RECREATION

The Council may consider an Amendment to the Agreement with the California Department of Parks and Recreation, for extra patrols in the State Parks Recreation area in and around Oroville, extending the terms through January 31, 2021.

RECOMMENDATION

Adopt Resolution No. 8831 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE PUBLIC SAFETY DIRECTOR TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH THE STATE DEPARTMENT OF PARKS AND RECREATION, EXTENDING THE TERM THROUGH JANUARY 31, 2021.

6. PURCHASE OF A STUMPEX STUMP GRINDER

The Council may consider authorizing staff to purchase a Stumpex Stump Grinder.

RECOMMENDATION

Authorize staff to purchase the Stumpex Stump Grinder

PUBLIC HEARINGS

The Public Hearing Procedure is as follows:

- Mayor or Chairperson opens the public hearing.
- Staff presents and answers questions from Council
- The hearing is opened for public comment limited to two (2) 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
- Council debate and action

7. PUBLIC HEARING TO RECEIVE INPUT REGARDING TRANSITION TO BY-DISTRICT ELECTIONS FOR COUNCIL MEMBERS

The Council will hold a public hearing to receive a presentation from Q2 Data & Research LLC and to receive input from the public regarding the transition to a by-district election process.

RECOMMENDATION

Open a public hearing to receive a presentation from Q2 Data & Research LLC and to receive input from the public

8. SECOND READING OF A DRAFT ORDINANCE OF THE CITY OF OROVILLE AMENDING SECTIONS 17.04.060 AND 5.28.010 AND ADDING SECTIONS 5.28.095, 5.28.130 AND 5.28.140 OF THE OROVILLE MUNICIPAL CODE REGARDING PROHIBITING THE SALE OF FLAVORED TOBACCO

The Council will hold a public hearing to consider approving the second reading of an ordinance to prohibit the sale of flavored tobacco within the City limits. Input will be considered from the Planning Commission and the public on both sides of the issue.

RECOMMENDATION

Adopt Ordinance 1841 -- AN ORDINANCE OF THE CITY OF OROVILLE AMENDING SECTIONS 17.04.060 AND 5.28.010 AND ADDING SECTIONS 5.28.095, 5.28.130 AND 5.28.140 OF THE OROVILLE MUNICIPAL CODE REGARDING PROHIBITING THE SALE OF FLAVORED TOBACCO.

REGULAR BUSINESS

9. FISCAL YEAR UPDATE

The Council will hear an update of Council accomplishments and financial update for first half of fiscal year 2019/2020

RECOMMENDATION

Provide staff direction as to necessary staffing changes and return to Council with any necessary budget adjustments

REPORTS / DISCUSSIONS / CORRESPONDENCE

1. Council Announcements and Reports
2. Future Agenda Items
3. Administration Reports
4. Correspondence
 - i. Letter of Resignation - Parks Commissioner Scott Lawrence
 - ii. FERC - Oroville Spillway Recovery and Forbestown Diversion Dam Letters
 - iii. Butte County Planning Commission Public Hearing Notice

ADJOURN THE MEETING

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.