



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

March 19, 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/UCAoRW34swYI85UBfYqT7IbQ/>
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 54956.9(d)(2), the Council will meet with the City Administrator and City Attorney regarding potential exposure to litigation – Two cases.
2. Pursuant to Government Code Section 54957(b), the Council will meet with the Personnel Officer and City Attorney to consider an extension to the agreement related to the following position: City Attorney.

OPEN SESSION

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

PRESENTATIONS AND PROCLAMATIONS

1. 2023 YEAR END FIRE REPORT

The City Council will receive the 2023 Year End Fire Report from Chief Chris Tenns.

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 – 13** 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. DONATION OF HISTORICAL ARTIFACTS TO THE CHINESE TEMPLE

The City Council may consider acknowledging the receipt of a donation to the Chinese Temple.

ACTION REQUESTED – ACKNOWLEDGE RECEIPT OF THE DONATIONS FOR THE CHINESE TEMPLE AND RECOMMEND THAT THE CITY COUNCIL ACCEPT THE DONATIONS.

2. REQUEST TO WAIVE ADMISSION FEE FOR ANTIQUE APPRAISEL EVENT AT THE BOLT'S ANTIQUE TOOL MUSEUM

The Council may consider a request to waive the admission fee for an Antique Appraisal event to be hosted by the Oroville Docent Association at the Bolt's Antique Tool Museum on April 6, 2024.

ACTION REQUESTED - PROVIDE DIRECTION, AS NECESSARY.

3. HOUSING SUCCESSOR AGENCY ANNUAL REPORT

Receive and file the Housing Successor Agency Annual Report for Fiscal Year 2022-23.

ACTION REQUESTED - RECEIVE AND FILE THE HOUSING SUCCESSOR AGENCY ANNUAL REPORT FOR FISCAL YEAR ENDING JUNE 30, 2023.

4. HOUSING ELEMENT ANNUAL REPORT

Receive and file the 2023 Housing Element Annual Progress Report

ACTION REQUESTED - RECEIVE AND FILE THE HOUSING ELEMENT ANNUAL PROGRESS REPORT FOR 2023.

5. PERMANENT LOCAL HOUSING ALLOCATION (PLHA) GRANT APPLICATION FOR YEARS 2021 AND 2022

The Council may consider the submittal of an application to the Department of Housing and Community Development (HCD) for the City's 2021 and 2022 share of the PLHA 5-year allocation.

ACTION(S) REQUESTED –

APPROVE THE SUBMITTAL OF A PLHA STREAMLINE GRANT AGREEMENT FOR YEARS 2021 AND 2022.

AUTHORIZE STAFF TO IMPLEMENT THE GRANT IF AWARDED; AND

ADOPT RESOLUTION NO. 9234 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE APPLICATION AND ADOPTING THE PLHA PLAN FOR THE PERMANENT LOCAL HOUSING ALLOCATION PROGRAM.

6. OROVILLE CITY EMPLOYEE MORTGAGE ASSISTANCE PROGRAM

The council may consider authorizing modifications to the Oroville City Employee Mortgage Assistance Program guidelines.

ACTION REQUESTED - AUTHORIZE REQUESTED MODIFICATION TO THE OCEMAP.

7. RATIFY MEMORANDUM OF UNDERSTANDING WITH BUTTE COUNTY FOR OPHIR ROAD REHABILITATION PROJECT

The Council may consider ratifying the Memorandum of Understanding (MOU) with Butte County for the Ophir Road Rehabilitation Project.

ACTION(S) REQUESTED –

1. APPROVE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND BUTTE COUNTY FOR OPHIR RD. REHABILITATION PROJECT.
2. ADOPT RESOLUTION NO. 9235 - A RESOLUTION OF THE OROVILLE CITY COUNCIL RATIFYING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE COUNTY OF BUTTE FOR THE OPHIR ROAD REHABILITATION PROJECT.

8. PURCHASE OF PERSONAL PROTECTIVE EQUIPMENT GEAR LOCKERS

Council may consider authorizing the Fire Department to purchase personal protective gear lockers in an amount not to exceed \$14,985.00.

ACTION REQUESTED - STAFF RECOMMENDS COUNCIL AUTHORIZE THE FIRE DEPARTMENT TO PURCHASE PERSONAL PROTECTIVE GEAR LOCKERS IN AN AMOUNT NOT TO EXCEED \$14,985.00.

9. FINANCIAL ADJUSTMENT OF CAL WATER ANNUAL FIREFIGHTER GRANT

The Council will consider a financial adjustment to the annual firefighter grant awarded 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 and associated equipment.

ACTION(S) REQUESTED -

1. ACCEPT THE INCREASE FOR THE ANNUAL CAL WATER FIREFIGHTER GRANT IN THE AMOUNT OF \$1,151.39.
2. AUTHORIZE THE PURCHASE OF GEAR KEEPERS, RETRACTABLE LANYARDS AND BATTERY CHARGING STATION.

10. PURCHASE OF BOSCH CRASH DATA RETRIEVAL SOFTWARE

The Council will consider the purchase of Bosch Crash Data Retrieval Software and equipment, to be used in support of the Oroville Police Department, which will be used to retrieve information from electronic communication devices within vehicles after an accident. The initial cost of this software, license, and tool kit is \$29,250.00.

ACTION REQUESTED – AUTHORIZE THE PURCHASE OF BOSCH CRASH DATA RETRIEVAL SOFTWARE AND EQUIPMENT.

11. AMENDMENT TO CAPITAL PROJECT TASK ORDER 3 AMENDMENT WITH ROLLS, ANDERSON & ROLLS

The Council may direct staff regarding amending Task Order 3 for the design of three (3) capital improvement projects to include needed geotechnical services.

ACTION REQUESTED - DIRECT THE CITY ADMINISTRATOR TO PROCEED WITH THE TASK ORDER AMENDMENT DISCUSSED ABOVE WITH ROLLS ANDERSON & ROLLS CIVIL ENGINEERS.

12. CALRECYCLE FISCAL YEAR 2023-2024 TDA22 TIRE-DERIVED AGGREGATE GRANT PROGRAM

The Council will consider ratifying the submission to the Cal Recycle 2023-2024 TDA22: Tire-Derived Aggregate Grant Program in the amount of \$228,139.

RECOMMENDATION

Adopt Resolution No. – APPROVAL OF THE CALRECYCLE FISCAL YEAR 2023-2024 TDA22 TIRE-DERIVED AGGREGATE GRANT PROGRAM

13. CALRECYCLE FISCAL YEAR 2023-2024 TRP16 RUBBERIZED PAVEMENT GRANT PROGRAM.

The Council will consider ratifying the submission to the Cal Recycle TRP16: 2023-2024: Rubberized Pavement Grant Program in the amount of \$100,000.

RECOMMENDATION

Adopt Resolution No. – APPROVAL OF THE CALRECYCLE FISCAL YEAR 2023-2024 TRP16 RUBBERIZED PAVEMENT GRANT PROGRAM.

REGULAR BUSINESS

14. PROPOSED STRIPING AND SAFETY IMPROVEMENTS FOR MONTGOMERY STREET

The Council may discuss proposed improvements to Montgomery Street and give direction to staff on how to proceed.

ACTION REQUESTED – PROVIDE DIRECTION TO STAFF ON PROPOSED IMPROVEMENTS.

15. FOURTH OF JULY FIREWORKS CONTRIBUTION OPTIONS

At the request of Mayor Pittman and Council Member Webber, the City Council will discuss and consider making a contribution to the Oroville Economic Alliance to help offset the cost of the annual 4th of July fireworks show.

ACTION REQUESTED - DISCUSS AND APPROVE A CONTRIBUTION AMOUNT TO SUBMIT TO THE OROVILLE ECONOMIC ALLIANCE FOR THE ANNUAL 4TH OF JULY FIREWORKS SHOW.

16. APRIL 18, 2024, CHAMBER OF COMMERCE ANNUAL DINNER AND AWARDS CEREMONY

The Oroville Chamber of Commerce Communications Director has requested that the City Council sponsor one table at their Annual Chamber of Commerce Dinner, due to be held on April 18, 2024. Historically, the City Council has purchased a table for this event.

ACTION REQUESTED - PURCHASE ONE TABLE.

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

17. 5:00PM - SECOND READING OF ZONING CODE AMENDMENT (ZC) 23-03, AMENDING SECTION 17.12.060 (TREE PRESERVATION), SECTION 17.12.065 (OAK TREE LOSS MITIGATION) AND SECTION 17.48.070 (TREE REMOVAL PERMITS) OF THE OROVILLE MUNICIPAL CODE (OMC)

The Council will consider adopting ZC 23-03, amending the City's oak tree loss mitigation standards, requirements, and applicability as found in Section 17.12.065 of the Oroville Municipal Code (OMC). ZC 23-03 would also amend Section 17.12.060 pertaining to tree preservation requirements and Section 17.48.070 pertaining to the City's tree removal permit requirements.

ACTION(S) REQUESTED -

ADOPT ORDINANCE NO. 1877 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE AMENDING SECTION 17.12.060 "TREE PRESERVATION", SECTION 17.12.065 "OAK TREE LOSS MITIGATION", AND SECTION 17.48.070 "TREE REMOVAL PERMITS"

ADOPT RESOLUTION NO. 9213 AMENDING THE CITY'S MASTER SCHEDULE OF USER AND REGULATORY FEES BY ADDING AN OAK TREE MITIGATION IN-LIEU FEE TO THE PLANNING FEES

18. 5:00PM - SECOND READING OF ZONING CODE AMENDMENT (ZC) 24- 02; CHANGING THE SECTION'S TITLE FROM SECOND DWELLING UNITS TO ACCESSORY DWELLING UNITS AND AMENDING MUNICIPAL CODE SECTION 17.16.010

The Council will consider adopting ZC 24-02, changing the title of Municipal Code Section 17.16.010 from Second Dwelling Units to Accessory Dwelling Units, and establishing regulations and standards for accessory dwelling units.

ACTION REQUESTED - APPROVE THE SECOND READING AND INTRODUCE BY TITLE ONLY, ORDINANCE 1878 – AN ORDINANCE OF THE OROVILLE CITY COUNCIL AMENDING SECTION 17.16.010 OF THE ZONING ORDINANCE OF THE CITY OF OROVILLE CONSISTENT WITH STATE LAW RELATING TO ACCESSORY DWELLING UNITS.

19. 5:15PM - PUBLIC HEARING - CONTINUED FROM DECEMBER 19, 2023 - FEATHER RIVER RECREATION AND PARK DISTRICT NEXUS FEE STUDY AND PROPOSED FEE INCREASES

The Council shall continue the public hearing, which was initiated on December 5, 2023, continued to December 19, 2023, and again continued to March 19, 2024 with regard to consideration of adopting the Feather River Recreation and Park District Park Impact Fee Nexus Study along with an eight-year phased in approach to implement the new Park impact fees.

ACTION REQUESTED - CONTINUE THE PUBLIC HEARING UNTIL MAY 21, 2024.

PUBLIC COMMUNICATION – HEARING OF NON-AGENDA ITEMS

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FUTURE AGENDA ITEMS / CORRESPONDENCE

1. Future Agenda Items
2. Correspondence
 - i. Monthly Report from the Oroville Police Department

ADJOURN THE MEETING

The meeting will be adjourned. A regular meeting of the Oroville City Council will be held on April 2, 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.