



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

November 07, 2023
REGULAR MEETING
CLOSED SESSION 3:30 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 54957(b), the Council will meet with the Personnel Officer and City Attorney to consider employment related to the following position: Assistant Police Chief.

2. 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: Oroville Police Officers Association - Sworn and Non-Sworn.
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 – One case.
4. Pursuant to Government Code section 54956.9(d)(4), the Council will meet with the City Administrator and City Attorney regarding potential initiation of litigation – One case.
5. Pursuant to Government Code section 54956.8, the Council will meet with Real Property Negotiators, City Administrator and City Attorney, regarding the following property: APN 012-190-021-000.

OPEN SESSION

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

PRESENTATIONS AND PROCLAMATIONS

1. **Resolution Recognizing the Five-Year Anniversary of the 2018 Camp Fire and Designating November 8th of Each Year as Camp Fire Remembrance Day**

The City Council will consider adopting a resolution recognizing the five-year anniversary of the 2018 Camp Fire, while designating November 8th each year as Camp Fire Remembrance Day.

ACTION REQUESTED - ADOPT RESOLUTION NO. 9191 AND AUTHORIZE THE MAYOR TO SIGN.

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 - 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 October 17, 2023 Oroville City Council Meeting Minutes

The Council may approve the Minutes of October 17, 2023.

ACTION REQUESTED -

APPROVE THE MINUTES OF OCTOBER 17, 2023.

2. Approval to Submit to the Department of Resources Recycling and Recovery (CalRecycle) an Application for a SB 1383 Local Assistant Grant in the Amount of \$75,000 and Execute All Necessary Grant Related Documents

The Council will consider the submission to the Department of Resources Recycling and Recovery (Cal Recycle) an application for an SB 1383 Local Assistance Grant (Grant ID 24931) in the amount of \$75,000 and execute all necessary grant related documents.

ACTION REQUESTED -

ADOPT RESOLUTION NO. 9192 – APPROVAL TO SUBMIT TO THE DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE) AN APPLICATION FOR A SB 1383 LOCAL ASSISTANCE GRANT 24932 IN THE AMOUNT OF \$75,000 AND EXECUTE ALL NECESSARY GRANT RELATED DOCUMENTS.

3. Oroville Arts Commission Art Beautification NOFA Award

The Council may approve the Arts Commission recommendation of awarding the Art and Beautification NOFA to Dean Gurr with the Oroville Lights Project in the amount of \$30,224.85.

ACTION REQUESTED -

APPROVE THE ARTS COMMISSION RECOMMENDATION; AND

ADOPT RESOLUTION NO. 9193 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE GRANT AGREEMENTS RELATING TO THE OROVILLE ARTS & BEAUTIFICATION PROJECTS.

4. Amend Permanent Local Housing Allocation (PLHA) Resolution No. 8889

The Council may consider amending Resolution Number 8889 as required by the Department of Housing and Community Development (HCD) for grant number 20-PLHA-15545.

ACTION REQUESTED -

ADOPT RESOLUTION NO. 8889.1 - A RESOLUTION TO AMEND RESOLUTION NUMBER 8889 OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA AUTHORIZING THE APPLICATION, AND RECEIPT OF, PLHA PLANNING GRANT PROGRAM FUNDS.

5. Safety Assessment Placarding Ordinance

The City Council may consider adopting an ordinance amending the Oroville Municipal Code to add Chapter 15.98 Safety Assessment Placards.

ACTION REQUESTED -

1) INTRODUCE AN ORDINANCE ADDING CHAPTER 15.98 TO THE OROVILLE MUNICIPAL CODE REGARDING SAFETY ASSESSMENT PLACARDS; 2) WAIVE THE FIRST READING; AND 3) DIRECT THE ASSISTANT CITY CLERK TO PUBLISH THE ORDINANCE WITHIN 15 DAYS AFTER ADOPTION.

6. Job Descriptions for Oroville Managers Association to Include a Substitution Clause for Flexibility in Hiring

The City Council will consider and adopt the job descriptions for OMA members to add a substitution clause for meeting the minimum qualifications of the job, providing flexibility in hiring.

ACTION REQUESTED -

APPROVE THE ATTACHED JOB DESCRIPTIONS TO INCLUDE SUBSTITUTION LANGUAGE FOR MEETING THE MINIMUM QUALIFICATIONS.

REGULAR BUSINESS

7. Resolution Relating to the Continuation of Status Quo Benefits for Police Lieutenants and Battalion Chiefs When Changing Bargaining Units

In 2017 City employees in the Battalion Chiefs and Police Lieutenant classifications changed bargaining units from the Oroville Management and Confidential Employees Association to the Oroville Public Safety Mid-Managers Association. The City, as required by law, continued to maintain the same wages, hours and working conditions, absent any negotiated change. Because certain items of pensionable compensation, (such as uniform allowance) require that the City recognize their pensionable nature in an MOU approved by resolution, CalPERS has requested that the City clarify that the terms of the 2014 OMCA MOU (as amended on February 2, 2016) continued to apply to the Battalion Chiefs and Police Lieutenants. Staff presents this Resolution reflecting that the terms of that MOU continued to apply to the affected classes.

ACTION REQUESTED - ADOPT RESOLUTION NO. 9194 - A RESOLUTION OF THE OROVILLE CITY COUNCIL CLARIFYING THE CONTINUATION OF CERTAIN BENEFITS FOR SAFETY MANAGEMENT PERSONNEL CONTAINED IN THE 2014 OMCA MOU (AS AMENDED FEBRUARY 2, 2016) AND APPROVING SUCH CONTINUATION AS "STATUS QUO" UNTIL REPLACED IN A NEW SUCCESSOR MOU

8. Licensing Agreement to Join the Butte Regional Interoperable Communication System

The Council will consider an agreement with the Butte Regional Interoperable Communication System (BRICS). The agreement is for all infrastructure necessary to support the Public Safety radio system for the next 5 years. The initial cost is \$92,226.00.

ACTION REQUESTED -

AUTHORIZE AND DIRECT THE MAYOR TO SIGN A LICENSING AGREEMENT TO JOIN THE BUTTE REGIONAL INTEROPERABLE COMMUNICATION SYSTEM FOR PUBLIC SAFETY RADIO INFRASTRUCTURE.

9. Table Mountain Golf Club, Inc. Request for Improvements

The Council will consider improvements at the Table Mountain Golf Club, Inc. located at 2700 Oro Dam Blvd to provide an update to restrooms located on the course, and to add a bocce ball feature near the club house.

ACTION REQUESTED -

APPROVE THE REQUEST TO REMODEL TWO BATHROOMS AND BUILD TWO BOCCE BALL COURTS AT TABLE MOUNTAIN GOLF CLUB.

10. Historic Preservation Award Program of the Oroville Historic Advisory Commission

The City Council shall consider approving a new Historic Preservation Award to be administered by the Oroville Historic Advisory Commission.

ACTION REQUESTED -

ADOPT RESOLUTION NO. 9196 AUTHORIZING AND DIRECTING THE OROVILLE HISTORIC ADVISORY COMMISSION TO ADMINISTER THE ANNUAL HISTORIC PRESERVATION AWARD.

11. Oroville Convention Center Operations Discussion

The YMCA of Superior California (YMCA) has operated programs out of the Oroville Convention Center since May 21, 2020. As part of an agreement with the City, they may provide fitness programs, host open hours for members to use the fitness equipment and gym, and conduct programs such as youth theater productions. The YMCA has provided notice to the City, that due to a lack of adequate revenue to support the YMCA operations, they will no longer be able to provide these services at the Convention Center at the existing service levels.

ACTION REQUESTED -

CONSIDER THE OPTIONS AS PRESENTED BY THE YMCA AND PROVIDE DIRECTION TO STAFF.

12. Authorization to Issue a Request For Proposals to Strategize and Implement a City of Oroville Campaigns for Community Development

The Council will consider directing staff to release a Request for Proposal (RFP) for the next phase of promoting Oroville in 3 distinct areas: Business Recruitment, Tourism, and increasing Community Pride.

ACTION REQUESTED -

AUTHORIZE STAFF TO PRODUCE A REQUEST FOR PROPOSAL FOR UTILIZING EXISTING DATA TO IMPLEMENT STRATEGIES/CAMPAIGNS FOR: BUSINESS AND RESIDENTIAL DEVELOPMENT RECRUITMENT, TOURISM, AND COMMUNITY PRIDE SERVICES FOR THE CITY OF OROVILLE.

13. Financial Analysis for Fiscal Year Ended June 30, 2023

The Council may receive the annual unaudited financial information for the year ended June 30, 2023.

ACTION REQUESTED –

RECEIVE FOR INFORMATION.

14. Fee Waiver Request From Just Send It Cornhole

The Council may consider a fee reduction or waiver request from the Just Send It Cornhole organization for an alcohol permit associated with weekly use of the YMCA/Oroville Convention Center for Cornhole community events.

ACTION(S) REQUESTED -

1) WAIVE THE ENTIRETY OF THE FEES FOR JUST SEND IT CORNHOLE'S EVENTS FOR THIS UPCOMING SEASON (TO END MAY 2024); OR

2) WAIVE A PORTION OF THE FEES TO MATCH THE PREVIOUS RATE OF \$30 PER EVENT; OR

3) WAIVE NO PORTION OF THE FEES.

15. Second Regularly Scheduled Meeting in November 2023

Pursuant to the City Code, the Council will meet on the first and third Tuesday of each month. The City Code also provides that the Council may “cancel, amend or alter the date, time and/or location of any meeting provided sufficient notice of the meeting is given to the public to comply with the Brown Act.”

The second meeting of the month of November (November 21, 2023) falls during the Thanksgiving week. The Council may continue to have the regularly scheduled Council meeting on this day, or vote to cancel the meeting.

ACTION REQUESTED -

PROVIDE DIRECTION TO STAFF.

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

There are no public hearings scheduled for this meeting.

PUBLIC COMMUNICATION – HEARING OF NON-AGENDA ITEMS

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FUTURE AGENDA ITEMS / CORRESPONDENCE

1. Future Agenda Items
2. Correspondence
 - i. **Fire Department Statistics Package**
 - ii. **Police Department Monthly Report for September 2023**
 - iii. **Table Mountain Golf Club, Letter of Request**
 - iv. **Correspondence Butte Co Mosquito & Vector Control District**
 - v. **Department of Alcoholic Beverage Control- correspondence**

ADJOURN THE MEETING

The meeting will be adjourned. A regular meeting of the Oroville City Council will be held on November 21, 2023 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.