



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

December 05, 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 the 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: All Bargaining Units.
3. 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 035-380-068; 035-380-067; and 038-380-061.
4. 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.
5. Pursuant to Government Code Section 54957(b), the Council will meet with the Personnel Officer and City Attorney to consider the annual evaluation of performance related to the following positions: All Department Heads

OPEN SESSION

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

PRESENTATIONS AND PROCLAMATIONS

1. Resolution in Recognition of Karolyn Fairbanks

The Oroville City Council will consider adopting Resolution No. 9203, A Resolution Honoring Karolyn Fairbanks.

ACTION REQUESTED - ADOPT RESOLUTION 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 - 8** 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. City of Oroville November 7, 2023 Regular Meeting Minutes

Submitted for approval are the regular meeting minutes for the City Council meeting held on November 7, 2023.

ACTION REQUESTED -

APPROVE MINUTES AND AUTHORIZE THE MAYOR TO SIGN.

2. Amendment to Professional Services Agreement with Trover Construction Project Management LLC to Extend Expiration Date Related to 20-CDBG-12067

The City Council may consider amending Professional Services Agreement with Trover Construction Project Management LLC to perform owner-occupied rehabilitation contractor services for the City of Oroville Housing Rehabilitation Program to extend the expiration date of the agreement. The grant expenditure deadline is May 31, 2024, therefore staff would like to extend the agreement with Trover Construction Project Management LLC to align with the grant. Additionally, Trover Construction Project Management has been assisting the City with First Time Homebuyer inspections.

ACTION REQUESTED -

ADOPT RESOLUTION NO. 9202 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO AMEND A PROFESSIONAL SERVICES AGREEMENT WITH TROVER CONSTRUCTION PROJECT MANAGEMENT LLC TO PROVIDE PROGRAM SERVICES THROUGH DECEMBER 31, 2024 (Agreement No. 3484)

3. Letter of Support for State Parks OEP Grant

Feather River Recreation and Park District (FRRPD) is kindly requesting the City of Oroville’s assistance in supporting their application for the State Parks Outdoor Equity Program Grant by writing and executing a letter of support.

ACTION REQUESTED - APPROVE LETTER AND AUTHORIZE THE MAYOR TO SIGN.

4. Consideration of a Resolution Declaring the Property Located at 1275 Mitchell Avenue as Exempt Surplus Land and Making Associated Findings

The City Council may consider approving a resolution declaring the City-owned property known as 1275 Mitchell Avenue (APN 035-250-002) as Exempt Surplus Land and making associated findings. This resolution is to declare the property as “exempt surplus land” appropriate for disposition for affordable housing development pursuant to Government Code Section 54221 (f)(1)(A), and to make certain findings regarding the sale of the parcel pursuant to Government Code Section 37364.

ACTION REQUESTED - ADOPT RESOLUTION NO. 9199 - A RESOLUTION DECLARING THE PROPERTY LOCATED AT 1275 MITCHELL AVENUE AS EXEMPT SURPLUS LAND AND MAKING ASSOCIATED FINDINGS.

5. Consideration of a Resolution Declaring the Property Located at 711 Montgomery Street as Exempt Surplus Land and Making Associated Findings

The City Council may consider approving a resolution declaring the City-owned property known as 711 Montgomery Street (APN 012-064-001) as Exempt Surplus Land and making associated findings. This resolution is to declare the property as “exempt surplus land” appropriate for disposition for affordable housing development pursuant to Government Code Section 54221 (f)(1)(A), and to make certain findings regarding the sale of the parcel pursuant to Government Code Section 37364.

ACTION REQUESTED - ADOPT RESOLUTION NO. 9201 - A RESOLUTION DECLARING THE PROPERTY LOCATED AT 711 MONTGOMERY STREET AS EXEMPT SURPLUS LAND AND MAKING ASSOCIATED FINDINGS.

6. Amendment to the Sub-Recipient Agreement Number 3437 with the Oroville Rescue Mission for Direct Services and Housing Under Encampment Resolution Funding, American Rescue Plan Act Funding and Other State and Federal Funding

The City Council may consider amending the Sub-recipient Agreement No. 3437 with the Oroville Rescue Mission to provide direct services and housing associated with the Mission Esperanza project, while utilizing Encampment Resolution Funding (ERF), American Rescue Plan Act (ARPA) Funding and other state and federal grant funding.

ACTION REQUESTED -

ADOPT RESOLUTION NO. 9200 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDED SUB-RECIPIENT AGREEMENT WITH THE OROVILLE RESCUE MISSION TO INCREASE THE AMOUNT BY \$612,526.00 AND TO EXTEND THE AGREEMENT TO APRIL 30, 2027, TO PROVIDE DIRECT SERVICES AND HOUSING IN RELATION TO THE ENCAMPMENT RESOLUTION FUNDING – (Agreement No. 3437-1), AS WELL AS AMERICAN RESCUE PLAN ACT (ARPA) AND OTHER STATE AND FEDERAL FUNDING.

7. Warming and Cooling Center Agreement

Agreement with the Rescue Mission (Mission) to provide space as a seasonal warming and cooling center during days and nights when temperatures are at unhealthy levels for those with no access to shelter.

ACTION REQUESTED -

APPROVE A TWO-YEAR AGREEMENT WITH THE MISSION TO OPERATE A WARMING AND COOLING CENTER TO PROVIDE A HEALTH AND SAFETY BENEFIT FOR THE UNHOUSED.

8. 2024 City of Oroville Meeting Schedule

The Council may consider adopting a meeting schedule for the 2024 calendar year.

ACTION REQUESTED -

APPROVE THE PROPOSED CITY OF OROVILLE 2024 MEETING SCHEDULE

REGULAR BUSINESS

9. Approval of New Logo

City Council consideration of a new logo as approved with community participation.

ACTION REQUESTED -

APPROVE THE LOGO AS PRESENTED IN ATTACHMENT A

10. Approval of Commercial Purchase Agreement and Joint Escrow Instructions

The City Council authorized staff to enter into negotiations related to a new site for relocation of the corporation yard. Staff has tentatively agreed with a property owner for the purchase of a site suitable for the City's needs. The Council will consider approval of the commercial purchase agreement and joint escrow instructions for the property located at 655 Cal Oak Road in Oroville ("Property") which is currently the site of Endeavor Homes, Inc.

ACTION REQUESTED -

ADOPT RESOLUTION NO. 9197 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A COMMERCIAL PURCHASE AGREEMENT AND JOINT ESCROW INSTRUCTIONS BETWEEN THE CITY OF OROVILLE AND ENDEAVOR HOMES, INC.

11. Presentation of Airport Update and Request to Modify Contract Between the City of Oroville and JenCo Aviation

Staff will provide an update as requested by City Council, on the status of the airport for 2023 including timeline for upcoming projects, potential for growth opportunities and Jennifer Anderson, DBA JenCo Aviation, will provide an update on operations of the FBO at Oroville Airport. Additionally, Council is requested to approve changes to the contract between JenCo Aviation and the City of Oroville following a review of the contract by staff and City Attorney.

ACTION REQUESTED -

APPROVE THE CHANGES TO THE CONTRACT BETWEEN JENCO AVIATION AND THE CITY OF OROVILLE TO INCLUDE ALL UTILITIES AT FBO, THE STIPEND FOR THE FUEL TRUCK, AND COSTS ASSOCIATED WITH MAINTENANCE OF THE PORTION OF THE TRUCK THAT DISPENSES FUEL TO JET AIRCRAFT.

12. City Participation in the Statewide Community Infrastructure Program (SCIP) and Bond Opportunities for Land Development (BOLD) Programs

The City Council will consider entering into a Joint Power Agreement (JPA) with two agencies in order to provide developers access to pooled bond opportunities which will provide low-cost financing for infrastructure improvements and impact fees.

ACTION REQUESTED -

DIRECT STAFF TO RETURN TO COUNCIL DURING A FUTURE MEETING TO HOLD A PUBLIC HEARING AND APPROVE A RESOLUTION TO PARTICIPATE, AND PROVIDE AUTHORIZATION TO ENTER INTO A JPA WITH THE CSCDA AND THE CMFA AGENCIES.

13. Options for Filling Vacant Treasurer Position

With the untimely passing of Karolyn Fairbanks, the position of City Treasurer became vacant. (Government Code section 1770.) Pursuant to Government Code Section 36512, the City Council may select the process by which the vacancy may be filled.

ACTION REQUESTED -

THE COUNCIL HAS THE OPTION TO MAKE A PROVISIONAL APPOINTMENT OR TO ORDER A SPECIAL ELECTION. IF THE COUNCIL DESIRES TO MAKE A PROVISIONAL APPOINTMENT, THE COUNCIL SHOULD DETERMINE THE DEADLINES AND A TIMELINE FOR THE PROVISIONAL APPOINTMENT.

14. Approval of Software Payroll Contract

The City Council may consider a new payroll software contract with Tyler Technologies.

ACTION REQUESTED -

APPROVE THE MAYOR TO SIGN THE QUOTE FOR SERVICES FROM TYLER TECHNOLOGIES FOR PAYROLL AND HUMAN RESOURCE SOFTWARE.

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

15. Feather River Recreation and Park District Nexus Fee Study and Proposed Fee Increases

The Council may consider 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 -

ADOPT THE FEATHER RIVER RECREATION AND PARK DISTRICT IMPACT FEE NEXUS STUDY;

ADOPT RESOLUTION IMPLEMENTING THE NEW FEE SCHEDULE, PHASED IN OVER THE NEXT EIGHT YEARS; AND

AMEND SECTION 3.32.115 OF THE CITY MUNICIPAL CODE.

PUBLIC COMMUNICATION - HEARING OF NON-AGENDA ITEMS

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FUTURE AGENDA ITEMS / CORRESPONDENCE

1. Future Agenda Items
2. Correspondence

ADJOURN THE MEETING

The meeting will be adjourned. A regular meeting of the Oroville City Council will be held on December 19, 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.