



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

September 19, 2023
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 54956.9(d)(2), the Council will meet with the City Administrator and City Attorney regarding potential exposure to litigation – One case.

OPEN SESSION

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

PRESENTATIONS AND PROCLAMATIONS

1. None at this time.

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 – 9** 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 September 5, 2023 Oroville City Council Meeting Minutes**

The Council may approve the Minutes of September 5, 2023.

ACTION REQUESTED - APPROVE THE MINUTES OF SEPTEMBER 5, 2023.

- 2. Contract Amendment with Avenu Muniservices, LLC Extending Term by Three Years**

The Council may consider the approval of a contract extension amendment with Avenu MuniServices, LLC for continuing Sales and Use Tax Audit Services, Sales and Use Tax Analysis & Reporting Services (STARS), Utility Users Tax Compliance and Revenue Protection Program, and Solid Waste Hauler Franchise Fee Compliance Program Services.

ACTION REQUESTED - APPROVE THE CONTRACT AMENDMENT WITH AVENU MUNISERVICES, LLC, EXTENDING THE CONTRACT THROUGH OCTOBER 13, 2026.

- 3. Lease Software Purchase**

The Council may consider the purchase of lease software necessary to comply with new mandatory Governmental Accounting Standards Board (GASB) 87 and 96 related to new lease reporting requirements.

ACTION REQUESTED - STAFF IS RECOMMENDING THE APPROVAL OF THE PURCHASE OF LEASE SOFTWARE FROM LEASEQUERY, FOR A TERM OF THREE YEARS.

4. Fee Waiver Request by the Oroville Hmong New Year Festival Committee

The Council may consider a fee waiver request from the Oroville Hmong New Year Festival Committee, in the amount of \$6,415.00 for Police Services relating to the 2023 Oroville Hmong New Year Festival, to be held October 14th and 15th, 2023 at the Nelson Avenue Sports Complex.

ACTION REQUESTED - WAIVE 65% OF THE FEES, IN THE AMOUNT OF \$5,876.00, AND HAVE THE APPLICANT PAY THE REMAINDER OF THE FEES, IN THE AMOUNT OF \$3,164, FOR THE 2023 OROVILLE HMONG NEW YEAR FESTIVAL.

5. Capital Projects Task Order 3; Rolls, Anderson & Rolls

The Council may direct staff regarding the issuing of Task Order 3 for the design of three (3) capital improvement projects.

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

6. Memorandum of Understanding with Oroville City Elementary School District for School Resource Officer

The Council may consider a Memorandum of Understanding with the Oroville City Elementary School District for a School Resource Officer (SRO).

ACTION REQUESTED - ADOPT RESOLUTION NO. 9183 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE OROVILLE CITY ELEMENTARY SCHOOL DISTRICT FOR SCHOOL RESOURCE OFFICER SERVICES FOR 2023/2024, 2024/2025, 2025/2026, 2026/2027, AND 2027/2028 SCHOOL YEARS– (Agreement No. 3254-3).

7. Second Amendment to Agreement No. 3387 for Professional Services with NorthStar Engineering

The Council may consider a second amendment to an existing Agreement for Professional Services Contract with NorthStar Engineering No.3387 (“NorthStar”). The amendment would authorize adding City Engineer services to the original agreement.

ACTION REQUESTED - STAFF RECOMMENDS THE CITY DIRECT THE CITY ADMINISTRATOR TO APPROVE AMENDMENT #2.

8. Professional Services Agreement with Evie Feldman, Better Homes and Gardens Real Estate, for Real Estate Broker Services

The Council may consider a Professional Services Agreement with Evie Feldman, Better Homes and Gardens Real Estate, for Real Estate Broker Services with a term of September 19, 2023 through September 30, 2025.

ACTION REQUESTED - ADOPT RESOLUTION NO. 9184 – A RESOLUTION OF OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH EVIE FELDMAN OF BETTER HOMES AND GARDENS REAL ESTATE FOR REAL ESTATE BROKER SERVICES FOR A PERIOD OF TWO YEARS.

9. FAA Flight Check of Precision Approach Path Indicator (PAPI) System for Runways 13/31 and 02/20 Following Replacement to Verify Calibration

The Council is requested to approve an estimated expenditure not to exceed \$28,274.00 to the FAA to provide a reconfiguration flight inspection of the Precision Approach Path Indicator (PAPI) system on runways 13/31 and 02/20 at Oroville Municipal Airport.

ACTION REQUESTED - APPROVE ESTIMATED EXPENDITURE OF \$28,274.00 FOR RECONFIGURATION FLIGHT CHECK BY FAA FOR PAPI VERIFICATION.

REGULAR BUSINESS

10. Paving Project Update

Staff will present an update to the Council regarding numerous important road projects that are currently in progress and set to begin construction in the fiscal years 2023/24 and 2024/25 for the City.

ACTION REQUESTED -

- 1) PROVIDE INPUT ON THE OVERALL PLANS FOR FY 2023/24 AND FY 2024/25;
- 2) PROVIDE DIRECTION ON WASHINGTON AVENUE; AND
- 3) PROVIDE DIRECTION ON LINDEN AVE.

11. Caltrans Hwy 162 Update

Caltrans will provide the Council on an update on the State Route (SR) 162 pavement rehabilitation program that is slated to begin construction in 2025. This project will provide new asphalt on SR 162 from Feather River Bridge to Foothill Boulevard. The scope of work for this project include: rehabilitation of roadway pavement, conform driveway connections, standardize American with Disabilities Act (ADA) features, provide continuous pedestrian routes, upgrade nonstandard mounted road signs, rehabilitate drainage systems, improved street lighting, upgrade traffic signals and upgrade traffic control systems.

ACTION REQUESTED - ACCEPT FOR INFORMATION.

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

12. Feather Ranch Subdivision, Including an Overrule of the Butte County Airport Land Use Commission’s Inconsistency Determination, and the Second Reading of Ordinance 1873 to Rezone 45-acre APN: 030-230-098 to 172 Parcels Zoned R-1 (Single Family Residential)

The City Council shall conduct a public hearing to consider an override of the Airport Land Use Commission inconsistency determination for a proposed 172-unit market rate single family subdivision at APN 030-230-098 off 20th Street between Feather Avenue and Biggs Avenue, and to rezone the land to R-1 (Single Family residential).

ACTION REQUESTED -

- 1) CONDUCT A PUBLIC HEARING ON THE PROPOSED PROJECT.
- 2) ADOPT RESOLUTION NO. XXXX – A RESOLUTION OF THE OROVILLE CITY COUNCIL TO FIND THAT THE PROPOSED FEATHER RANCH SUBDIVISION IS CONSISTENT WITH THE PURPOSES OF THE STATE AERONAUTICS ACT AND TO OVERRULE THE BUTTE COUNTY AIRPORT LAND USE COMMISSION’S INCONSISTENCY DETERMINATION FOR OROVILLE AIRPORT.
- 3) WAIVE SECOND READING AND ADOPT ORDINANCE 1873 -- AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE APPROVING ZONING CHANGE ZC 23-01 TO REZONE ONE PARCEL OF APPROXIMATELY 45 ACRES OF LAND (APN 030-230-098) FROM AIRPORT BUSINESS PARK-- AIRPORT INFLUENCE OVERLAY (APB--AIO) TO 172 SINGLE FAMILY RESIDENTIAL (R-1) LOTS.

PUBLIC COMMUNICATION – HEARING OF NON-AGENDA ITEMS

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FUTURE AGENDA ITEMS / CORRESPONDENCE

1. Future Agenda Items
2. Correspondence
 - i. **Letter from The Barber**
 - ii. **Police Department Monthly Report for August 2023**

The Council will receive a monthly report regarding the activities, and general information for the Police Department.

Action Requested - None.

ADJOURN THE MEETING

The meeting will be adjourned. A regular meeting of the Oroville City Council will be held on October 3, 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.