



## OROVILLE CITY COUNCIL

Council Chambers  
1735 Montgomery Street  
Oroville, CA. 95965

July 19, 2022  
MINUTES

This agenda was posted on July 15, 2022. This meeting was recorded and may be viewed at [cityoforoville.org](http://cityoforoville.org) or on YouTube.

### CALL TO ORDER / ROLL CALL

Mayor Reynolds called the meeting to order at 4pm

PRESENT: Council Members: David Pittman, Eric Smith, Krysi Riggs, Art Hatley, Janet Goodson, Vice Mayor Scott Thomson, Mayor Chuck Reynolds

STAFF: Interim City Administrator Tom Lando, Police Chief Bill LaGrone, Assistant City Administrator Ruth Duncan, Assistant Community Development Director Dawn Nevers, Code Enforcement Director Ron Belser, City Attorney Scott Huber, Assistant City Clerk Jackie Glover, Business Assistance and Housing Development Director Amy Berg Strand, Fire Chief Chris Tennes, City Treasurer Karolyn Fairbanks, Principal Planner Wes Ervin

### CLOSED SESSION

The Council held a Closed Session on the following:

1. Pursuant to Government Code section 54957.6, the Council met with Labor Negotiators and City Attorney to discuss labor negotiations for the following represented groups: Oroville Police Officers Association (Sworn and Non-Sworn), Oroville Public Safety Mid-Managers Association, Oroville Management and Confidential Association, Oroville City Employees Association, all unrepresented employees.
2. Pursuant to Government Code section 54956.9(d)(2), the Council met with the City Administrator and City Attorney regarding potential exposure to litigation – One case.

### OPEN SESSION

1. Announcement from Closed Session – Mayor Reynolds announced that direction was given; no action was taken
2. Pledge of Allegiance – Led by Mayor Reynolds
3. Adoption of Agenda Motion by Council Member Goodson and second by Council Member Smith to adopt the agenda. Motion passed.

AYES: Hatley, Smith, Pittman, Goodson, Riggs, Thomson, Reynolds  
NOES: None  
ABSTAIN: None  
ABSENT: None

### PUBLIC COMMUNICATION – HEARING OF NON-AGENDA ITEMS

The following individuals spoke on non-agenda items:

- Stephanie Eirish
- The Cameraman
- Bill Speer
- Margie Hunt

The following individuals spoke on agenda items:

- Linda Draper – Item 12
- Addison Winslow – Item 21
- John Mitchell – Item 20, 21

## **CONSENT CALENDAR**

Motion by Council Member Goodson and second by Council Member Riggs to adopt the consent calendar excluding items 5 and 9. Motion passed.

AYES: Hatley, Smith, Pittman, Goodson, Riggs, Thomson, Reynolds  
NOES: None  
ABSTAIN: None  
ABSENT: None

### **1. APPROVAL OF THE MINUTES**

The City Council approved the minutes of June 21, 2022

### **2. AMENDMENT TO GRANT NO. 20-CDBG-CV-2-3-00112**

The Council adopted Resolution No. 9067 - APPROVING AN AMENDMENT TO THE STANDARD AGREEMENT GRANT NO. 20-CDBG-CV-2-3-00112 FOR THE 2020 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM CORONAVIRUS RESPONSE ROUND 2 and 3 (CDBG-CV2 and CV3, NOFA DATED DECEMBER 18, 2020; and Adopted Resolution No. 9068 - APPROVING AN AMENDMENT TO THE STANDARD AGREEMENT GRANT NO. 20-CDBG-CV-2-3-00113 FOR THE 2020 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM CORONAVIRUS RESPONSE ROUND 2 and 3 (CDBG-CV2 and CV3) NOFA DATED DECEMBER 18, 2020.

### **3. FORECLOSURE OF 16 MIDWAY DRIVE**

The City Council authorized the foreclosure of City's loan interest on the property located at 16 Midway Drive, Oroville CA (APN 033-233-007.); and adopted Resolution No. 9069 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED AT 16 MIDWAY DRIVE, OROVILLE, CALIFORNIA

### **4. REAPPOINTMENT OF INCUMBENTS TO THE PLANNING COMMISSION**

City Council reappointed Carl Durling and Wyatt Jenkins to the Planning Commission with terms expiring June 30, 2026.

### **6. CONTRACT WITH BUTTE CONSTRUCTION COMPANY FOR ROOF REPLACEMENT AND FACADE REPAIRS AND IMPROVEMENTS OF THE WEST WING OF CITY HALL**

The Council approved Res. No. 9082 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO SIGN AND ACCEPT THE PROPOSAL WITH BUTTE CONSTRUCTION COMPANY AUTHORIZING BUTTE CONSTRUCTION

COMPANY TO COMPLETE THE PROPOSED ROOF REPLACEMENT AND FACADE REPAIRS OF THE WEST WING OF CITY HALL IN THE AMOUNT OF \$391,258.99 and a 15% contingency in the amount of \$58,688.85 should any deficiencies be discovered during the project; and authorized and directed staff to sign and accept the proposal from Butte Construction Company, authorizing the proposed roof replacement, façade repairs and improvements of the west wing of City Hall, in the amount of \$391,258.99 (base bid plus alternatives 2 & 4) and a 15% contingency in the amount of \$58,688.85 should any deficiencies be discovered during the project, for a total of \$449,947.84; and authorized and directed staff to approve the proposed alternatives, should the discovery of their deficiency determine the need for replacement in the amount not to exceed the \$80,331.00 as estimated in the Bid Proposal.

**7. CONSIDER REQUEST FOR A SIXTY-DAY EXTENSION OF THE WARMING / COOLING CENTER OPERATIONS AGREEMENT**

The Council approved Amendment No. 1 to Agreement No. 3382 for a 60-day extension of the with the Oroville Rescue Mission to continue until August 29th, 2022; and authorized staff to publish a new request for Proposal for the next year and establish a budget not to exceed \$20,000.00 per year to fund the next years agreement.

**8. CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS**

The Council received information regarding unanticipated revenue.

**10. DECLARE BY RESOLUTION, AUTHORIZING SUBMITTAL OF APPLICATION(S) FOR ALL CALRECYCLE GRANT AND PAYMENT PROGRAMS FOR WHICH THE CITY OF OROVILLE IS ELIGIBLE**

The Council adopted Resolution No. 9070 - RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE, STATE OF CALIFORNIA, AUTHORIZING SUBMITTAL OF APPLICATION(S) FOR ALL CALRECYCLE GRANT AND PAYMENT PROGRAMS FOR WHICH THE CITY OF OROVILLE IS ELIGIBLE

**11. AGREEMENT TO PURCHASE 2923 MYERS STREET FOR FUTURE MIXED-USE AFFORDABLE MULTI-FAMILY HOUSING PROJECT**

The Council adopted Resolution No. 9071 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT WITH CHARLES HAWLEY FOR THE PURCHASE OF THE PROPERTY IDENTIFIED AS 2923 MYERS STREET (APN: 035-520-004) – (Agreement No. 3424)

**5. ARTS COMMISSION RECOMMENDATION TO CITY COUNCIL TO ADOPT THE DECLARATION OF THE RIGHTS OF ALL STUDENTS TO EQUITY IN ARTS LEARNING**

The City Council received information and considered the Arts Commission recommendation to adopt the *Declaration of the Rights of All Students to Equity in Arts Learning* resolution.

No action was taken on this item.

**9. ADVERTISE VACANCY AND SEEK APPLICATIONS FOR PARK COMMISSION**

City Council considered authorizing staff to advertise the vacant position and seek applications for the Park Commission resulting from a vacancy which occurred by operation of law. Motion passed.

Motion by Vice Mayor Thomson and second by Council Member Smith to authorize staff to advertise the Park Commission vacancy and seek applications for the position.

AYES: Hatley, Smith, Pittman, Thomson, Reynolds  
NOES: None  
ABSTAIN: Riggs, Goodson  
ABSENT: None

## REGULAR BUSINESS

### 12. BRIDGE AGREEMENT WITH ALL ASSOCIATIONS / PERSONNEL FOR FISCAL YEAR 2022 / 2023

The City Council considered authorizing staff to meet and confer with all associations to implement the bridge agreement as outlined in the staff report. This agreement is necessary to retain personnel and recruit new personnel. The term of this agreement will be for the remainder of this fiscal year.

Motion by Vice Mayor Thomson and second by Council Member Riggs to approve the terms as outlined in the staff report and adopt Resolution No. 9072 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE SIDE LETTER BRIDGE AGREEMENT. IF AGREEMENT CAN NOT BE REACHED STAFF IS DIRECTED TO RETURN TO COUNCIL WITH ALTERNATIVE AGREEMENT PRIOR TO IMPLEMENTATION, and to provide staff with \$6000 in one-time funds over a 9 month period, \$2000 in September, December and March. Motion passed.

AYES: Smith, Pittman, Riggs, Thomson, Reynolds  
NOES: Hatley, Goodson  
ABSTAIN: None  
ABSENT: None

Council Member Hatley Recused himself from item 13 due to the proximity of his residence.

### 13. ANNUAL ASSESSMENTS FOR THE CITY'S CONSOLIDATED LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT, ZONES 2-6, 8-10, 12-15, 18

The Council considered initiating proceedings, preliminarily approving the Annual Assessment Report and declaring its intention to levy and collect assessments for the Oroville Consolidated Landscape and Lighting Maintenance Assessment District for Fiscal Year 2022/23.

Motion by Council Member Smith and second by Council Member Riggs to Adopt Resolution No. 9077 - A RESOLUTION OF THE CITY COUNCIL INITIATING PROCEEDINGS, PRELIMINARILY APPROVING THE ANNUAL ASSESSMENT REPORT AND DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE OROVILLE CONSOLIDATED LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2022/23; and authorize any necessary budget adjustments to the Annual Assessment Report. Motion passed.

AYES: Smith, Pittman, Goodson, Riggs, Thomson, Reynolds  
NOES: None  
ABSTAIN: None  
ABSENT: Hatley (Recused)

Council Member Hatley Returned to the meeting.

Mayor Reynolds, Council Member Smith and Pittman recused themselves from item 14 due to the proximity of their residence in relation to this item.

**14. ANNUAL ASSESSMENTS FOR THE CITY'S CONSOLIDATED LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT, ZONES 1, 7, 11, 16, 17**

The Council considered initiating proceedings, preliminarily approving the Annual Assessment Report and declaring its intention to levy and collect assessments for the Oroville Consolidated Landscape and Lighting Maintenance Assessment District for Fiscal Year 2022/23.

Motion by Council Member Riggs and second by Council Member Goodson to adopt Resolution No. 9080 - A RESOLUTION OF THE CITY COUNCIL INITIATING PROCEEDINGS, PRELIMINARILY APPROVING THE ANNUAL ASSESSMENT REPORT AND DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE OROVILLE CONSOLIDATED LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2022/23; and authorize any necessary budget adjustments to the Annual Assessment Report. Motion passed.

AYES: Hatley, Goodson, Riggs, Thomson  
NOES: None  
ABSTAIN: None  
ABSENT: Smith, Pittman, Reynolds (Recused)

Mayor Reynolds and Council Members Smith and Pittman returned to the meeting.

Council Member Hatley recused himself from the meeting due to the proximity of his residence in relation to item #15.

**15. ANNUAL ASSESSMENTS FOR THE CITY'S CONSOLIDATED BENEFIT ASSESSMENT DISTRICT, ZONES 1, 4, 5, 9**

The Council considered initiating proceedings, preliminarily approving the Annual Assessment Report and declaring its intention to levy and collect assessments for the Oroville Consolidated Benefit Assessment District for Fiscal Year 2022/23

Motion by Council Member Goodson and second by Council Member Riggs to adopt Resolution No. 9078 - A RESOLUTION OF THE CITY COUNCIL INITIATING PROCEEDINGS, PRELIMINARILY APPROVING THE ANNUAL ASSESSMENT REPORT AND DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE OROVILLE CONSOLIDATED BENEFIT ASSESSMENT DISTRICT FOR FISCAL YEAR 2022/23; and authorize any necessary budget adjustments to the Annual Assessment Report. Motion passed.

AYES: Smith, Pittman, Goodson, Riggs, Thomson, Reynolds  
NOES: None  
ABSTAIN: None  
ABSENT: Hatley (Recused)

Council Member Hatley returned to the meeting.

Council Members Pittman and Smith Recused themselves from the meeting due to the proximity of their residence in relation to item #16.

**16. ANNUAL ASSESSMENTS FOR THE CITY'S CONSOLIDATED BENEFIT ASSESSMENT DISTRICT, ZONES 2, 3, 6- 8**

The Council considered initiating proceedings, preliminarily approving the Annual Assessment Report and declaring its intention to levy and collect assessments for the Oroville Consolidated Benefit Assessment District for Fiscal Year 2022/23

Motion by Council Member Riggs and second by Council Member Goodson to adopt Resolution No. 9079 - A RESOLUTION OF THE CITY COUNCIL INITIATING PROCEEDINGS, PRELIMINARILY APPROVING THE ANNUAL ASSESSMENT REPORT AND DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE OROVILLE CONSOLIDATED BENEFIT ASSESSMENT DISTRICT FOR FISCAL YEAR 2022/23; and authorize any necessary budget adjustments to the Annual Assessment Report. Motion passed.

AYES: Hatley, Goodson, Riggs, Thomson, Reynolds  
NOES: None  
ABSTAIN: None  
ABSENT: Smith, Pittman (Recused)

Council Member Smith and Pittman returned to the meeting.

#### **17. PLACEMENT OF SOLID WASTE LIENS ON THE 2022-23 PROPERTY TAX ROLL**

The Council considered the placement of solid waste liens from Recology on the 2022-23 property tax roll.

Motion by Council Member Smith and second by Council Member Goodson to adopt Resolution No. 9073 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING DIRECT ASSESSMENT FOR DELINQUENT SOLID WASTE LIENS ON THE 2022-2023 PROPERTY TAX ROLL AND AUTHORIZING THE MAYOR TO EXECUTE THE PROPOSITION 218 CERTIFICATION OF TAX BILL LEVY. Motion passed.

AYES: Hatley, Smith, Pittman, Goodson, Riggs, Thomson, Reynolds  
NOES: None  
ABSTAIN: None  
ABSENT: None

#### **18. ANNUAL SANITARY SEWER SERVICE TO BE LEVIED ON THE 2022-23 TAX ROLL**

The Council considered a Resolution certifying that the Sewer Service charges to be levied on the 2022-23 tax roll are in compliance with Proposition 218.

Motion by Council Member Goodson and second by Council Member Smith to adopt Resolution No. 9074 - A RESOLUTION OF THE OROVILLE CITY COUNCIL CERTIFYING TO THE COUNTY OF BUTTE THE VALIDITY OF THE LEGAL PROCESS USED TO PLACE DIRECT CHARGES (SPECIAL ASSESSMENTS) ON THE SECURED TAX ROLL AND AUTHORIZING THE MAYOR TO EXECUTE THE PROPOSITION 218 CERTIFICATION OF TAX BILL LEVY FOR FISCAL YEAR 2022–23 SEWER SERVICE CHARGES. Motion passed.

AYES: Hatley, Smith, Pittman, Goodson, Riggs, Thomson, Reynolds  
NOES: None  
ABSTAIN: None  
ABSENT: None

## **PUBLIC HEARINGS**

#### **19. CONSIDERATION OF A RESOLUTION ELECTING TO HAVE THE CITY OF OROVILLE BECOME SUBJECT TO THE CALIFORNIA UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING PROCEDURES AND CONSIDERATION OF AN ORDINANCE AMENDING TITLE 2 OF THE OROVILLE MUNICIPAL CODE AMENDING CHAPTER 2.24 BUREAU OF PURCHASE, CONCERNING THE IMPLEMENTATION OF UNIFORM CONSTRUCTION COST ACCOUNTING ACT PROCEDURES**

This item was continued to August 2, 2022.

**20. GENERAL PLAN AMENDMENT GPA 22-01 TO CHANGE LAND USE DESIGNATION OF 22 DOWNTOWN PARCELS IN AND AROUND THE FORMER FORD DEALERSHIP – PARCELS FRONTING LINCOLN, SAFFORD, OAK AND BRODERICK STREETS -- TO MIXED USE, AND FIRST READING OF ORDINANCE 1867 TO REZONE THE PARCELS TO DOWNTOWN MIXED USE (APN'S 012-021-008, -011, -012, -015, -018, -020, -021, -022, -023, -028, & -029, APN'S 012-028-003, -004, -005, -006, -007, -008, -009, -015, & -016, AND APN'S 012-031-007 & -008)**

The City Council considered approving General plan Amendment GP22-01 and Zoning Change ZC 22-03 to rezone 22 downtown parcels to MXD (Downtown Mixed Use) in order to encourage mixed use and commercial development.

Motion by Council Member Thomson and second by Council Member Goodson to certify the Notice of Exemption; and approve General Plan Amendment GPA 22-01 and Zoning Change ZC 22-03; and adopt Resolution No. 9075 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE ADOPTING GENERAL PLAN AMENDMENT GPA 21-04 AND ZONING CODE AMENDMENT ZC 22-03 TO CHANGE THE LAND USE DESIGNATION OF 21 PARCELS ON SAFFORD, BRODERICK, OAK AND LINCOLN STREETS TO MIXED USE AND THE ZONING TO DOWNTOWN MIXED-USE (APN's 012-021-008, -011, -012, -015, -018, -020, -021, -022, -023, -028, -029 AND APN's 012-028-003, -004, -005, -006, -007, -008, -009, -015, -016, AND APN 012-031-007-, 008); and waive first reading and introduce by title only Ordinance no. 1867- - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE APPROVING ZONING CHANGE ZC 22-03 TO REZONE APPROXIMATELY 2.56 ACRES OF LAND COMPRISING 21 PARCELS ON SAFFORD, BRODERICK, OAK AND LINCOLN STREETS TO DOWNTOWN MIXED-USE (APN's 012-021-008, -011, -012, -015, -018, -020, -021, -022, -023, -028, -029 AND APN's 012-028-003, -004, -005, -006, -007, -008, -009, -015, -016, AND APN 012-031-007 and -008). (APN's 012-021-008, -011, -012, -015, -018, -020, -021, -022, -023, -028, -029 AND APN'S 012-028-003, -004, -005, -006, -007, -008, -009, -015, -016, AND APN 012-031-007 & 008). Adding parking lot at Lincoln and Montgomery. Motion passed.

AYES: Hatley, Smith, Pittman, Goodson, Riggs, Thomson, Reynolds  
NOES: None  
ABSTAIN: None  
ABSENT: None

**21. HOUSING ELEMENT UPDATE (2022-2030)**

The City Council conducted a public hearing to review the Draft 2022 General Plan Housing Element Update and consider its adoption.

Motion by Council Member Smith and second by Council Member Goodson to determine that the Housing Element is exempt from environmental review under CEQA, and adopt the Draft Element, including the Amendments described in Attachment 2, and authorize submittal to the California Department of Housing and Community Development (HCD) for their certification; and adopt Resolution 9075. Motion passed.

AYES: Hatley, Smith, Pittman, Goodson, Riggs, Thomson, Reynolds  
NOES: None  
ABSTAIN: None  
ABSENT: None

**REPORTS / DISCUSSIONS / CORRESPONDENCE**

1. Council Announcements and Reports
  - a. Riggs – Mentioned the Downtown Oroville Miners Alley Revitalization project moving forward in coming weeks and working with Explore Butte County
  - b. Smith – Thanked various community groups for their work on community events.
  - c. Reynolds – Spoke about service clubs and events in the city.
  - d. Pittman – Mentioned the fireworks sales robbery of the Gymnastics Booster Club Fireworks Booth.
2. Future Agenda Items - None
3. Administration Reports
  - i. Council Updates on Departmental Activities and Reports for June 2022
4. Correspondence
  - i. PG&E Notice
  - ii. Notice of Election and Nomination Period

## ADJOURN THE MEETING

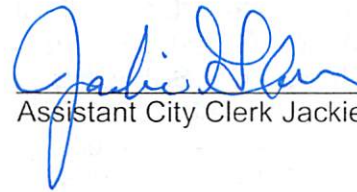
Mayor Reynolds adjourned the meeting at 6:44pm.

APPROVED:



\_\_\_\_\_  
Mayor Chuck Reynolds

ATTESTED:



\_\_\_\_\_  
Assistant City Clerk Jackie Glover