



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

October 01, 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/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 54957, the Council will meet with the Personnel Officer and City Attorney to the Public Employee appointment of the Interim Police Chief.

2. Pursuant to Government Code section 54956.8, the Council will meet with the City Administrator, and the City Attorney Relating to Conference with Real Property Negotiations: APN # 035-290-039-000, 035-290-003-000, 012-060-002-000, and 012-060-001-000

OPEN SESSION

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

PRESENTATIONS AND PROCLAMATIONS

None this meeting.

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 - 7** 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. TERMINATION OF LOCAL EMERGENCY DECLARATION DUE TO THOMPSON FIRE ON JULY 2, 2024, RESOLUTION NUMBER 9285

The City Council shall consider the Adoption of Resolution 9320, proclaiming the termination of a Local Emergency declared on July 2, 2024 in response to the Thompson Fire, pursuant to Oroville City Council Resolution 9285.

ACTION REQUESTED –

ADOPT RESOLUTION NO. 9320 TERMINATING THE LOCAL EMERGENCY CAUSED BY THE THOMPSON FIRE, THAT OCCURRED ON JULY 2, 2024.

2. FORECLOSURE OF 5 MEADOWVIEW DRIVE

The City Council shall consider initiating foreclosure proceedings related to the City of Oroville's interest in the Deed of Trust against the property located at 5 Meadowview Drive, Oroville (APN 068-170-027).

ACTION REQUESTED -

ADOPT RESOLUTION NO. 9318 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AUTHORIZING AND DIRECTING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED AT 5 MEADOWVIEW DRIVE, OROVILLE (APN 068-170-027)

3. FORECLOSURE OF 48 RUSSELL PROCTOR WAY

The City Council shall consider initiating foreclosure proceedings related to the City of Oroville's interest in the Deed of Trust against the property located at 48 Russell Proctor Way, Oroville (APN 030-490-107).

ACTION REQUESTED -

ADOPT RESOLUTION NO. 9319 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AUTHORIZING AND DIRECTING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED AT 48 RUSSELL PROCTOR WAY, OROVILLE (APN 030-490-107)

4. FEE WAIVER FOR AN ADMINISTRATIVE USE PERMIT FOR FEATHER RIVER RECREATION AND PARK DISTRICT

Located at 1200 Myers Street the Oroville Convention Center is managed and operated by the Feather River Recreation and Park District (FRRPD). FRRPD has the need for two containers for storage, the size of which would require a Use Permit. Given the public benefit that FRRPD provides they are requesting the City Council consider waiving the fees for this Use Permit.

ACTION REQUESTED -

APPROVE A WAIVER OF THE ADMINISTRATIVE USE PERMIT FEES OF \$3,700 FOR THE PLACEMENT OF TWO CONEX BOXES AT THE CONVENTION CENTER BY FRRPD.

5. CONTRACT AMENDMET AND BUDGET ADJUSTMENT FOR HARRIS & ASSOCIATES DEVELOPMENT OF PAVEMENT MANGAGEMENT SYSTEM

The City Council shall consider approving a budget adjustment for the development of the Pavement Management Plan.

ACTION REQUESTED -

APPROVE A CONTRACT AMENDMENT AND BUDGET ADJUSTMENT (5/7 VOTE REQUIRED) TO ACCOMMODATE THE EXPANDED SCOPE OF WORK, INCREASING THE ANALYSIS FOR THE PAVEMENT MANAGEMENT SYSTEM FROM 95 CENTERLINE MILES TO 110 CENTERLINE MILES.

6. LETTER OF SUPPORT FOR MEASURE H ON THE NOVEMBER 5, 2024 ELECTION BALLOT

The City Council shall consider approving a Letter of Support for Measure H, a County wide 1% sales tax increase initiated by the Butte County Board of Supervisors, due to be placed on the November 5, 2024 election ballot.

ACTION REQUESTED -

APPROVE LETTER OF SUPPORT AND AUTHORIZE THE MAYOR TO SIGN.

7. APPROVAL OF THE SEPTEMBER 17, 2024 REGULAR CITY COUNCIL MEETING MINUTES

The City Council shall consider approving the Regular Meeting Minutes from the September 17, 2024 City Council Meeting.

ACTION REQUESTED –

APPROVE MINUTES AND AUTHORIZE THE MAYOR TO SIGN.

REGULAR BUSINESS

8. RESULTS OF IMPACT ASSESSMENT STUDY RELATED TO JOINING PIONEER COMMUNITY ENERGY

Pioneer Community Energy will present the results of an Impact Assessment Study conducted to determine the City's eligibility to participate in their Community Choice Aggregate (CCA).

ACTION REQUESTED -

ACCEPT THE PRESENTATION AND PROVIDE STAFF DIRECTION ON MOVING FORWARD TO JOIN PIONEER COMMUNITY ENERGY (PIONEER).

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

None this meeting.

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.

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 October 15, 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.



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN AND COUNCIL MEMBERS

FROM: BILL LAGRONE, CHIEF OF POLICE / DIRECTOR OF EMERGENCY SERVICES

RE: TERMINATION OF LOCAL EMERGENCY DECLARATION DUE TO THOMPSON FIRE ON JULY 2, 2024, RESOLUTION NUMBER 9285

DATE: OCTOBER 1, 2024

SUMMARY

The City Council will consider the Adoption of Resolution XXXX, proclaiming the termination of a Local Emergency declared on July 2, 2024 in response to the Thompson Fire, pursuant to Oroville City Council Resolution 9285.

DISCUSSION

Staff recommends the consideration and approval of Resolution No. XXXX, terminating the local emergency caused by the Thompson Fire. The Oroville City Council convened on July 9, 2024, and ratified the Emergency Declaration of the Director of Emergency Services for the City of Oroville. The Declaration was in response to the wildfire commonly known as the Thompson Fire. The Thompson Fire was intentional ignited just outside the city limits of the City of Oroville. Due the spread of the fire and direction of travel, it became necessary to evacuate large portions of the northeast side of Oroville. The Fire moved rapidly and threatened many structures. The evacuation caused many community members to be displaced for several days. Fortunately, the Fire service was able to contain the fire by July 8, 2024. The Fire ultimately consumed 3,789 acres. At the time of writing this report all fire suppression activities have concluded and long term recovery efforts are underway.

FISCAL IMPACT

None

RECOMMENDATIONS

Adopt Resolution No. XXXX terminating the local emergency caused by the Thompson Fire, that occurred on July 2, 2024.

ATTACHMENTS

Resolution XXXX Proclaiming the Termination of a local Emergency in response to the Thompson Fire;
Resolution 9285 Ratifying the Declaration of local Emergency related to the Thompson Fire, adopted on July 9, 2024; and
Emergency Declaration in response to the Thompson Fire that occurred on July 2, 2024.

Resolution No. 9320

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, PROCLAIMING THE TERMINATION OF A LOCAL EMERGENCY DECLARATION IN RESPONSE TO THE THOMPSON FIRE, PURSUANT TO RESOLUTION 9285

WHEREAS, section 8.08.060 of the City Municipal Code provides that the Director of Emergency Services may issue a proclamation of a local emergency when the City Council is not in session;

WHEREAS, the City Council was not in session when the local emergency initiated;

WHEREAS, on July 2, 2024, the Director of Emergency Services of Oroville, California, declared a local emergency due to the Thompson Fire, which posed a significant threat to the safety and property of residents;

WHEREAS, the declaration of local emergency issued on July 2, 2024, by the Director of Emergency Services of Oroville, California, was ratified and confirmed by the Oroville City Council on July 9, 2024; and

WHEREAS, the declaration of local emergency shall remain in effect until such time as determined by the Director of Emergency Services.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Oroville, California, as follows:

The above recitals are true and correct and are incorporated herein by reference;

The City's Local Emergency Declaration Resolution 9285 has enabled the City to act vigorously to protect life and property; modify City operations to protect public safety; support Fire suppression efforts; and address the hazardous fire conditions on a regional level;

Under Government Code Section 8630(d), the City Council "Shall proclaim the termination of the local emergency at the earliest possible date that conditions warrant"; and

A local emergency has existed in the City since July 2, 2024, and the condition which led to the proclamation of the Local Emergency related to the Thompson Fire no longer support its continuation and, as a result, the City Council hereby proclaims that the Local Emergency is terminated effective immediately upon adoption of this resolution.

PASSED AND ADOPTED by the City Council of the City of Oroville, California, this 1st day of October, 2024, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Mayor David Pittman, City of Oroville

ATTEST:

Brian Ring, City Clerk, City of Oroville



City of Oroville
 1735 Montgomery Street
 Oroville, CA 95965-4897
 (530) 538-2401 FAX (530) 538-2468
www.cityoforoville.org

PROCLAMATION OF A LOCAL EMERGENCY BY THE DIRECTOR OF EMERGENCY SERVICES OF THE CITY OF OROVILLE

BE IT PROCLAIMED by the Director of Emergency Services of the City of Oroville as follows:

WHEREAS, the California Emergency Services Act, Government Code sections 8558(c) and 8630 authorize the proclamation of a local emergency when conditions of disaster or extreme peril to the safety of persons and property within the territorial limits of a city exist; and

WHEREAS, Section 8.08.060 of the Oroville Municipal Code empowers the Director of Emergency Services to proclaim the existence of a local emergency when the City is affected by a public calamity and the City Council is not in session; and

WHEREAS, a significant wildland fire, the "Thompson Fire", began on or about July 2, 2024 and is expected to continue to affect substantial geographic areas within the City of Oroville for an unknown duration in time due to extreme high temperatures and high winds; and

WHEREAS, the fire has caused or is substantially likely to cause extreme conditions, such as: power outages, damage to infrastructure, burned trees, slope failures, and structural damage; and

WHEREAS, the fire has caused or is substantially likely to cause multiple road closures and the need for emergency shelters, impacting the transportation and housing within the City and threatening the integrity of the City's infrastructure; and

WHEREAS, based upon the above events, by reason of the magnitude of the fire, and the need to protect the health, safety and welfare of the residents and property of the City of Oroville, there exists the potential that these events are likely to become beyond the control of the normal services, personnel, equipment and facilities of the regularly constituted branches and departments of the City government; and

WHEREAS, the City Council of the City of Oroville is not in session and cannot immediately be called into session.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED, that a local emergency is immediately declared and now exists throughout the City of Oroville; and

BE IT FURTHER PROCLAIMED AND ORDERED, that during the existence of said local emergency the powers, functions, and duties of the Emergency organization of this City shall be those prescribed by state law, by ordinances, and resolutions of this City, and by the City of Oroville SEMS/NIMS Emergency Operations Plan; and

BE IT FURTHER PROCLAIMED AND ORDERED, that all City officers and employees take all steps requested by the City Administrator to qualify for reimbursement from the Federal Emergency Management Agency and for other state and federal relief as may be available to reimburse the City for the expenses it incurs in addressing this emergency; and

BE IT FURTHER PROCLAIMED AND ORDERED, that the City Council shall take action to ratify this proclamation within seven days, or the local emergency shall not remain in effect.

July 2, 2024

By: 
Bill LaGrone, Director of Emergency Services
City of Oroville

Resolution No. 9285

A RESOLUTION RATIFYING THE DECLARATION OF LOCAL EMERGENCY ISSUED ON JULY 2, 2024, IN OROVILLE, CALIFORNIA AND PROVIDING FOR ITS CONTINUANCE UNTIL IT IS DEEMED THAT A LOCAL EMERGENCY NO LONGER EXISTS

WHEREAS, section 8.08.060 of the City Municipal Code provides that the Director of Emergency Services may issue a proclamation of a local emergency when the City Council is not in session;

WHEREAS, the City Council was not in session when the local emergency initiated;

WHEREAS, on July 2, 2024, the Director of Emergency Services of Oroville, California, declared a local emergency due to the Thompson Fire, which posed a significant threat to the safety and property of residents.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Oroville, California, as follows:

1. **Ratification of Emergency Declaration:** The declaration of local emergency issued on July 2, 2024, by the Director of Emergency Services of Oroville, California, is hereby ratified and confirmed.
2. **Duration of Emergency Declaration:** The declaration of local emergency shall remain in effect until such time as determined by the Director of Emergency Services.
3. **Implementation:** The City Administrator, in coordination with appropriate local, state, and federal agencies, is hereby authorized and directed to take all necessary actions to respond to the emergency and facilitate the cleanup and recovery efforts.
4. **Reporting:** The City Administrator shall provide regular updates to the City Council regarding the status of the cleanup and recovery efforts and the ongoing need for the emergency declaration.
5. **Effective Date:** This resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the City Council of the City of Oroville, California, this 9th day of July, 2024, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Mayor, City of Oroville

ATTEST:

Assistant City Clerk, City of Oroville



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN & COUNCIL MEMBERS

FROM: AMY BERGSTRAND, DIRECTOR BUISNESS ASSISTANCE/HOUSING DEVELOPMENT

RE: FORECLOSURE OF 5 MEADOWVIEW DRIVE

DATE: OCTOBER 1, 2024

SUMMARY

The City Council may consider initiating foreclosure proceedings related to the City of Oroville's interest in the Deed of Trust against the property located at 5 Meadowview Drive, Oroville (APN 068-170-027).

DISCUSSION

Staff is requesting authorization from the Council to initiate foreclosure proceedings on the property located at 5 Meadowview Drive. The current property owner obtained a mortgage subsidy loan through the City's Homeownership Assistance Program in the amount of \$71,995.00.

The borrower is in default on their first mortgage, NewRez LLC D/B/A Shellpoint Mortgage Servicing, which holds the first lien position. The approximate amount the cure the default and to secure the City's lien position would be \$87,085.94

Address	Amount due to Primary Lender	Amount of City Loan(+interest)	Total Loans	Value Based on Comparable
5 Meadowview Drive	\$87,085.94	\$95,309.82	\$182,395.76	\$311,691.50

If the City Council authorized staff to secure the City's interest in this property, staff is proposing that the property be resold on the open market to recoup homebuyer loan costs. Staff has not gained access to the interior of the home to determine what, if any, repairs are needed. Staff will bring these items back to Council if repairs in excess of normal wear and tear maintenance are required.

FISCAL IMPACT

There is no general fund impact. Approximately \$5,000 will be needed to cure the default, including foreclosure fees from Fund 220 (Housing Program Fund) or 225 (City Revolving Loan Fund).

ACTION REQUESTED -

Adopt Resolution No. xxxx – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AUTHORIZING AND DIRECTING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED AT 5 MEADOWVIEW DRIVE, OROVILLE (APN 068-170-027)

ATTACHMENTS

Resolution No. xxxx

**CITY OF OROVILLE
RESOLUTION NO. 9318**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AUTHORIZING AND DIRECTING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED AT 5 MEADOWVIEW DRIVE, OROVILLE (APN 068-170-027)

NOW, THEREFORE, BE IT RESOLVED by the Oroville City Council as follows:

1. The Mayor is hereby authorized and directed to execute all documents and any amendments thereto necessary to initiate and complete foreclosure proceedings on 5 Meadowview Drive, Oroville CA, (APN 068-170-027) Oroville, California; and
2. The City Clerk shall attest to the adoption of this Resolution.

PASSED AND ADOPTED by the City Council of the City of Oroville at a regular meeting on October 1, 2024, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

David Pittman, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Kayla Reaster, Assistant City Clerk



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN & COUNCIL MEMBERS

FROM: AMY BERGSTRAND, DIRECTOR BUISNESS ASSISTANCE/HOUSING DEVELOPMENT

RE: FORECLOSURE OF 48 RUSSELL PROCTOR WAY

DATE: OCTOBER 1, 2024

SUMMARY

The City Council may consider initiating foreclosure proceedings related to the City of Oroville's interest in the Deed of Trust against the property located at 48 Russell Proctor Way, Oroville (APN 030-490-107).

DISCUSSION

Staff is requesting authorization from the Council to initiate foreclosure proceedings on the property located at 48 Russell Proctor Way. The current property owner obtained a mortgage subsidy loan through the City's Homeownership Assistance Program in the amount of \$82,741.01.

The borrower is in default on their first mortgage, NewRez LLC D/B/A Shellpoint Mortgage Servicing, which holds the first lien position. The approximate amount the cure the default and to secure the City's lien position would be \$90,881.75.

Address	Amount due to Primary Lender	Amount of City Loan(+interest)	Total Loans	Value Based on Comparable
48 Russell Proctor Way	\$90,881.75	\$106,930.85	\$197,812.60	\$348,949.00

If the City Council authorized staff to secure the City's interest in this property, staff is proposing that the property be resold on the open market to recoup homebuyer loan costs. Staff has not gained access to the interior of the home to determine what, if any, repairs are needed. Staff will bring these items back to Council if repairs in excess of normal wear and tear maintenance are required.

FISCAL IMPACT

There is no general fund impact. Approximately \$5,000 will be needed to cure the default, including foreclosure fees from Fund 220 (Housing Program Fund) or 225 (City Revolving Loan Fund).

ACTION REQUESTED -

Adopt Resolution No. xxxx – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AUTHORIZING AND DIRECTING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED AT 48 RUSSELL PROCTOR WAY, OROVILLE (APN 030-490-107)

ATTACHMENTS

Resolution No. xxxx

**CITY OF OROVILLE
RESOLUTION NO. 9319**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AUTHORIZING AND DIRECTING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED AT 48 RUSSELL PROCTOR WAY, OROVILLE (APN 030-490-107)

NOW, THEREFORE, BE IT RESOLVED by the Oroville City Council as follows:

1. The Mayor is hereby authorized and directed to execute all documents and any amendments thereto necessary to initiate and complete foreclosure proceedings on 48 Russell Proctor Way, Oroville CA, (APN 030-490-107) Oroville, California; and
2. The City Clerk shall attest to the adoption of this Resolution.

PASSED AND ADOPTED by the City Council of the City of Oroville at a regular meeting on October 1, 2024, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

David Pittman, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Kayla Reaster, Assistant City Clerk



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN & COUNCIL MEMBERS

FROM: PATRICK PIATT, COMMUNITY DEVELOPMENT DIRECTOR

RE: FEE WAIVER FOR AN ADMINISTRATIVE USE PERMIT FOR FEATHER RIVER RECREATION AND PARK DISTRICT

DATE: OCTOBER 1, 2024

SUMMARY

Located at 1200 Myers Street the Oroville Convention Center is managed and operated by the Feather River Recreation and Park District (FRRPD). FRRPD has the need for two containers for storage, the size of which would require a Use Permit. Given the public benefit that FRRPD provides they are requesting the City Council consider waiving the fees for this Use Permit.

DISCUSSION

FRRPD recently entered into an agreement with the City of Oroville to occupy and manage the Oroville Convention Center. Through the agreement, the City receives \$2,500 lease payments monthly, and FRRPD manages the facility and all events that are booked at the convention center. FRRPD provides recreational programs for people of all ages with a significant percentage of those programs benefitting the local youth population.

The programs offered by FRRPD are dependent on a significant amount of equipment such as balls, nets, cones, etc. which require storage. FRRPD has requested they be able to place two conex boxes on the paved area adjacent to the west side of the building. They have agreed to place potted trees to the north and south of the boxes to soften or hide the appearance of the boxes from the downtown area and from the top of the levy.

The cost of an Administrative Use Permit is \$3,700. Staff has determined that the public benefit provided by FRRPD warrants a waiver of those fees.

FISCAL IMPACT

None

ACTION REQUESTED -

Approve a waiver of the Administrative Use Permit fees of \$3,700 for the placement of two conex boxes at the convention center by FRRPD.

ATTACHMENTS

None



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN & COUNCIL MEMBERS

FROM: ALYSSA STUTZ, ASSISTANT DIRECTOR OF PUBLIC WORKS

**RE: CONTRACT AMENDMENT AND BUDGET ADJUSTMENT FOR
HARRIS & ASSOCIATES DEVELOPMENT OF PAVEMENT
MANAGEMENT SYSTEM**

DATE: OCTOBER 1, 2024

SUMMARY

The City Council shall consider approving a budget adjustment for the development of the Pavement Management Plan.

DISCUSSION

On February 27, 2024, City staff issued a Request for Proposal (RFP) for a comprehensive citywide roadway study. This study aims to assess and grade the condition of our roadway infrastructure and establish a Pavement Management System, allowing staff to allocate road funds effectively based on objective assessments of current conditions and usage. The bidding period closed on March 29, 2024.

On May 21, 2024, the City Council approved a contract with Harris & Associates to perform the citywide roadway study for \$83,613, along with an annual subscription for the StreetSaver software at a cost of \$2,000.

In the RFP, City staff indicated that approximately 95 centerline miles required analysis. However, after Harris & Associates provided a complete list of street segments within the City limits, it was determined that approximately 110 centerline miles actually need analysis. As a result, Harris & Associates has requested an additional \$8,570 to cover the extra condition surveys, data processing, and integration.

FISCAL IMPACT

The funds in the amount of \$92,183 (\$83,613 previously approved plus additional \$8,570) for the City-wide pavement study and Pavement Management System will come from Measure U funds.

ACTION REQUESTED -

Staff recommends that the Council approve a contract amendment and budget adjustment (5/7 vote required) to accommodate the expanded scope of work, increasing the analysis for the Pavement Management System from 95 centerline miles to 110 centerline miles.

ATTACHMENTS

Harris and Associates Notification of Scope Increase and Associated Costs
Contract Amendment



September 3, 2024

Alyssa Stutz, P.E.
Assistant Director of Public Works / City Engineer
City of Oroville
1735 Montgomery Street
Oroville, CA 95965

Subject: Pavement Management Program – Notification of Scope Increase and Associated Costs

Dear Alyssa,

I am writing to formally notify you of a significant development in the ongoing Pavement Management Program (PMP) that Harris & Associates is conducting for the City of Oroville.

During the course of our project execution, it has come to our attention that the total centerline mileage of the City's road network exceeds the initially estimated scope by approximately 15 miles. This discrepancy has resulted in an unforeseen increase in the project scope, which was not accounted for in our original proposal submitted on March 29, 2024.

To address this additional mileage, we will require an increase in the resources allocated to the project, which will in turn incur extra costs. We estimate that the cost for the necessary pavement condition surveys, data processing, and integration of this additional 15 miles into the Streetsaver® database will amount to \$8,570. Furthermore, this increase in mileage will add effort across all scope items, including but not limited to, project administration, database setup and audit, pavement condition surveys, quality control, budget analysis, and report preparation.

We believe that including this additional mileage in the PMP is crucial to ensure a comprehensive and accurate assessment of the entire road network. This will ultimately enhance the effectiveness of the City's pavement management strategy, allowing for better-informed decision-making and resource allocation in the future.

We kindly request your approval to proceed with this scope adjustment and the associated cost increase. Should you require any further information or wish to discuss this matter in detail, please do not hesitate to contact me directly at 925-586-5107 or marissa.baclig@weareharris.com.

Thank you for your attention to this matter.

Sincerely,

Marissa Baclig
Project Manager
Harris & Associates, Inc.

AMENDMENT TO AGREEMENT NO. 3518 BETWEEN THE CITY OF OROVILLE
AND HARRIS AND ASSOCIATES FOR PROFESSIONAL SERVICES

This First Amendment dated _____, is to Agreement No. 3518 between the City of Oroville ("City") and Harris & Associates ("H&A").

In consideration of the terms and conditions herein, the City and H&A agree that Agreement No. 3518 shall be amended as follows:

1. Section 1 of the Agreement shall be amended to read: Consultant shall perform the scope of services described in Exhibit "A" and Exhibit "A-1" which is attached hereto and incorporated herein by reference.
2. Section 3 of the Agreement shall be amended to read: In no event shall Consultant's compensation exceed \$92,183 without additional written authorization from the City governing body.
3. Conflicts between the Agreement and the First Amendment shall be controlled by this First Amendment. All other provisions within Agreement No. 3518 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed on the date first written above.

CITY OF OROVILLE

HARRIS & ASSOCIATES, INC.

By: _____
 David Pittman, Mayor

By: _____
 Frank S. Lopez, PE
 Vice President

APPROVED AS TO FORM:

By: _____
Scott Huber, City Attorney

ATTEST:

By: _____
Kayla Reaster, City Clerk

Attachments: Exhibit A-1 – H&A Amendment No. 1 - Increased Miles



September 3, 2024

Alyssa Stutz, P.E.
Assistant Director of Public Works / City Engineer
City of Oroville
1735 Montgomery Street
Oroville, CA 95965

Subject: Pavement Management Program – Notification of Scope Increase and Associated Costs

Dear Alyssa,

I am writing to formally notify you of a significant development in the ongoing Pavement Management Program (PMP) that Harris & Associates is conducting for the City of Oroville.

During the course of our project execution, it has come to our attention that the total centerline mileage of the City's road network exceeds the initially estimated scope by approximately 15 miles. This discrepancy has resulted in an unforeseen increase in the project scope, which was not accounted for in our original proposal submitted on March 29, 2024.

To address this additional mileage, we will require an increase in the resources allocated to the project, which will in turn incur extra costs. We estimate that the cost for the necessary pavement condition surveys, data processing, and integration of this additional 15 miles into the Streetsaver® database will amount to \$8,570. Furthermore, this increase in mileage will add effort across all scope items, including but not limited to, project administration, database setup and audit, pavement condition surveys, quality control, budget analysis, and report preparation.

We believe that including this additional mileage in the PMP is crucial to ensure a comprehensive and accurate assessment of the entire road network. This will ultimately enhance the effectiveness of the City's pavement management strategy, allowing for better-informed decision-making and resource allocation in the future.

We kindly request your approval to proceed with this scope adjustment and the associated cost increase. Should you require any further information or wish to discuss this matter in detail, please do not hesitate to contact me directly at 925-586-5107 or marissa.baclig@weareharris.com.

Thank you for your attention to this matter.

Sincerely,

Marissa Baclig
Project Manager
Harris & Associates, Inc.



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN & COUNCIL MEMBERS

FROM: BRIAN RING, CITY ADMINISTRATOR

**RE: LETTER OF SUPPORT FOR MEASURE H ON THE NOVEMBER 5, 2024
ELECTION BALLOT**

DATE: OCTOBER 1, 2024

SUMMARY

The City Council shall consider approving a Letter of Support for Measure H, a County wide 1% sales tax increase initiated by the Butte County Board of Supervisors, due to be placed on the November 5, 2024 election ballot.

DISCUSSION

Measure H was placed on the ballot by the Butte County Board of Supervisors. The measure asks the voters to approve an ordinance that would authorize a one percent tax on sales of tangible personal property sold at retail in the county, and on the storage, use, or consumption in the county of tangible personal property purchased from a retailer.

The tax would apply in both the unincorporated and incorporated parts of the county. Both State law and the ordinance contain certain exemptions and exclusions from the tax. As a general tax, any revenues would be deposited into the county's general fund and could be used for any county purpose, including, but not limited to, maintaining emergency 911 response times; preparing for, responding to, and recovering from wildfires and natural disasters; protecting abused and neglected children; addressing homelessness and mental health challenges; attracting and retaining qualified firefighters, emergency medical technicians, and sheriff's deputies; preventing theft and property crimes; and supporting library services.

It is estimated that the measure would provide \$44,000,000 annually and the tax will remain in effect until rescinded by the voters. The tax would be paid in the same manner as existing sales taxes and collected by the California Department of Tax and Fee Administration to be remitted to the county. Passage of Measure H requires approval of a majority of the voters voting on the measure.

FISCAL IMPACT

None

ACTION REQUESTED

APPROVE LETTER OF SUPPORT AND AUTHORIZE THE MAYOR TO SIGN.

ATTACHMENTS

Letter of Support



City of Oroville

OFFICE OF THE MAYOR

1735 Montgomery Street
Oroville, CA 95965-4897
(530) 538-2535 FAX (530) 538-2468
www.cityoforoville.org

David Pittman
Office of the Mayor

October 1, 2024

Dear Voters of Butte County,

As representatives of your local government, we are writing to express our support for Measure H, which will be on the upcoming November election ballot. We believe that this measure is a crucial step toward assisting the County to continue to provide critical services to our community.

Measure H, placed on the ballot by the Butte County Board of Supervisors, seeks to authorize a one percent sales tax on tangible personal property sold at retail in the county and on the storage, use, or consumption in the county of tangible personal property purchased from a retailer. This tax would apply in both the unincorporated and incorporated areas of county.

The revenue generated by this tax, estimated at \$44,000,000, would be deposited into the County's general fund and could be used to support vital public services, including law enforcement, fire protection, road maintenance, and other essential county functions. These services are the backbone of our community, ensuring that we all enjoy a safe, well-maintained, and vibrant place to live. Without the additional funding provided by Measure H, many of these critical services could face reductions, impacting the quality of life for everyone in Butte County.

The Council understand that no one likes the idea of paying more in taxes. However, we believe that the benefits of Measure H far outweigh the costs. This measure is an investment in our community's future, providing the necessary resources to maintain and improve the services that make Butte County a great place to live and work.

The Oroville City Council is committed to the well-being and success of our community and feel that this measure will help the County in provided critical services that impact the City.

Sincerely,

Mayor David Pittman

September 20, 2024

Page 1



**September 17, 2024
REGULAR MEETING
MINUTES**

This agenda was published on Thursday, September 12, 2024 at 5PM. The video recording of this meeting can be found on our website at www.cityoforoville.org or on our YouTube channel.

CALL TO ORDER / ROLL CALL

Present Council Members: Tracy Johnstone, Krysi Riggs, Scott Thomson, Janet Goodson, Shawn Webber, Vice Mayor Eric Smith, Mayor David Pittman

CLOSED SESSION

There were no Closed Session items this meeting.

OPEN SESSION

1. Announcement from Closed Session – No announcement.
2. Pledge of Allegiance – Led by students from Ophir Elementary School.
3. Adoption of Agenda -

PRESENTATIONS AND PROCLAMATIONS

1. BUTTE COUNTY TAX MEASURE PRESENTATION

The following member(s) of the public submitted public comment on this item: The CameraMan and Bryan Williams.

Butte County officials Sheriff Kory Honea, and District Attorney Mike Ramsey presented information regarding their proposed sales tax measure that will be on the November ballot.

ACCEPTED FOR INFORMATION.

PUBLIC COMMUNICATION – HEARING OF NON-AGENDA ITEMS

The following member(s) of the public submitted public comment on this item: Brian Wong; Spencer Holton; Rhonda Magnusson; Heather Gray; Bonnie Malone; Linda Oslin (provided handout – shown in agenda packet); The CameraMan; Bill Speer and Celia Hirschman.

1. Council Announcements and Reports –

Vice Mayor Smith – Spoke on the upcoming Salmon Festival. Handouts were provided to the public.

Council Member Webber – Spoke on the Prop 36 Outreach event that took place at the Oroville State Theatre on September 16, 2024. He thanked everyone who attended.

Council Member Goodson – Reported that on the 3rd Monday of every month the NAAP holds a regularly scheduled meeting. She mentioned several things that were spoken on at the meeting including Measure E.

Council Member Riggs – Spoke on Bedrock Park and request an update on Hewitt Park (in which Patrick Piatt, Director of Community Development supplied).

Mayor Pittman – Spoke on the service that was put on for Bud Bolt. He mentioned that it was a very nice event and informed the public of the need for more docents at the various museums throughout the City of Oroville.

2. Administration Reports –

Patrick Piatt, Director of Community Development – Gave kudos to the Director of Code Enforcement, Ron Belser for his amazing Civic 101 class that was recently put on for members of the public.

Fred Mayo, Director of Public Works – Provided the City Council with an update on the museums and mentioned that they'd be open and free to attend for the public during the Salmon Festival due to take place on Saturday, September 28, 2024. Additionally, Mr. Mayo provided an update on the Airport as there will be a drive-in movie event on October 12 in the evening, and a fly in event during the morning.

Bill LaGrone, Chief of Police – Reported to the City Council that traffic enforcement on Montgomery Street has been more stringent as of lately, as the public and Council have requested.

Amy Bergstrand, Director of Housing and Business Assistance – Reported that a public meeting will be held on September 24, 2024 at 5:30 PM regarding CDBG grants.

Ruth Duncan, Director of Finance and Assistant City Administrator – Reported that she will be providing an actuarial update on pensions during the second meeting of October. She mentioned a conversation on sustainability will be had afterwards.

CONSENT CALENDAR

Consent calendar **items 1 - 10** 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.

Consent Agenda passed by the following vote with the exception of Item 8, which was voted on separately.

Motioned by: Council Member Johnstone

Seconded by: Council Member Riggs

AYES: Council Member(s) Johnstone, Riggs, Thomson, Webber, Vice Mayor Smith, Mayor Pittman

NOES: None

ABSENT: None

ABSTAINED: None

1. 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 City Council adopted 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".

2. RESOLUTION IN SUPPORT OF PROPOSITION 36, THE HOMELESSNESS, DRUG ADDICTION AND THEFT REDUCTION ACT

The City Council adopted a resolution in support of Proposition 36, a ballot initiative being called the Homelessness, Drug Addiction and Theft Reduction Act.

3. SUPPORT LETTER FOR PROPERTY INSURANCE POLICY CHANGES IN CALIFORNIA

The City Council approved a letter in support for property insurance policy changes in California; and authorized all Council Members to sign.

4. CONSIDERATION OF A RESOLUTION DECLARING CITY OWNED PROPERTY LOCATED AS EXEMPT SURPLUS LAND AND MAKING ASSOCIATED FINDINGS

The City Council adopted a resolution declaring the City-owned property listed below as Exempt Surplus Land and make associated findings.

-3235 Burlington Ave., (APN 035-096-004) .13 acres.

5. SUB-RECIPIENT AGREEMENT FOR 2024 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PUBLIC SERVICE CATALYST DOMESTIC VIOLENCE

The City Council approved a Sub-Recipient Agreement with Catalyst Domestic Violence Services, in the amount of \$100,000, through the 2024 Community Development Block Grant Application.

6. **FEE WAIVER REQUEST BY THE OROVILLE HMONG NEW YEAR FESTIVAL COMMITTEE**

Item 7.

The City Council approved a fee waiver request from the Oroville Hmong New Year Festival Committee, in the amount of \$6,415, for Police Services relating to the 2024 Oroville Hmong New Year Festival, to be held October 12th and 13th at the Nelson Avenue Sports Complex.

7. **CONVERT COLLECTIONS SYSTEMS OPERATOR III POSITION TO COLLECTIONS SYSTEMS OPERATOR II**

The City Council approved the request to convert the currently allocated Collections Systems Operator III position to a Collections Systems Operator II.

8. **NAACP BUTTE COUNTY 4TH ANNUAL INVITATION AND REQUEST TO PURCHASE TABLE**

The City Council authorized the purchase of a table to attend the 4th Annual NAACP Dinner for \$700.00 by the following vote:

Motioned by: Council Member Johnstone

Seconded by: Council Member Riggs

AYES: Council Member(s) Johnstone, Riggs, Thomson, Webber, Vice Mayor Smith, Mayor Pittman

NOES: None

ABSENT: None

ABSTAINED: Council Member Goodson

9. **APPROVAL OF THE SEPTEMBER 3, 2024 CITY COUNCIL REGULAR MEETING MINUTES**

The City Council approved the Regular Meeting Minutes of September 3, 2024.

10. **LETTER OF SUPPORT OF THE NORTHWEST LINEMAN COLLEGE TO THE CALIFORNIA DEPARTMENT OF MOTOR VEHICLES**

The City Council approved the attached Letter of Support of the Northwest Lineman College.

REGULAR BUSINESS

11. **OROVILLE POLICE DEPARTMENT COMMUNITY NAVIGATOR POSITION**

The City Council approved the position of Community Navigator job description; deleted two Municipal Law Enforcement allocations; and added two Community Navigator allocations at the same pay scale as the Municipal Law Enforcement by the following vote:

Motioned by: Council Member Goodson

Seconded by: Vice Mayor Smith

AYES: Council Member(s) Johnstone, Riggs, Thomson, Webber, Vice Mayor Smith, Mayor Pittman

NOES: None

ABSENT: None

ABSTAINED: None

12. **NEW PAY SCALE FOR THE MUNICIPAL LAW ENFORCEMENT OFFICERS, OPOA NON-SWORN UNIT**

Item 7.

The City Council adopted a new pay scale for the Municipal Law Enforcement officers (MLE), Non-Sworn Units (OPOA), and placement of MLE's into the pay scale by the following vote:

Motioned by: Council Member Goodson

Seconded by: Council Member Thomson

AYES: Council Member(s) Johnstone, Riggs, Thomson, Webber, Vice Mayor Smith, Mayor Pittman

NOES: None

ABSENT: None

ABSTAINED: None

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

No public hearings this meeting.

PUBLIC COMMUNICATION – HEARING OF NON-AGENDA ITEMS

No public comment received for this item.

FUTURE AGENDA ITEMS / CORRESPONDENCE

1. Future Agenda Items –

Council Member Goodson – Proposed to invite Superintendent Spencer Holton to the next City Council meeting to discuss the importance of passing Bond E for the Oroville City Elementary School District. This request was seconded by Vice Mayor Smith.

Vice Mayor Smith – Requested support for the City Council to send a Letter of Support of Measure E. Council Member Webber seconded this request.

2. Correspondence

i. Butte County Affordable Housing Development Corporation - Letter

ADJOURN THE MEETING

The meeting was adjourned at 6:47PM

Kayla Reaster, Assistant City Clerk

David Pittman, Mayor



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN & COUNCIL MEMBERS

FROM: BRIAN RING, CITY ADMINISTRATOR
PATRICK PIATT, COMMUNITY DEVELOPMENT DIRECTOR

**RE: RESULTS OF IMPACT ASSESSMENT STUDY RELATED TO JOINING
PIONEER COMMUNITY ENERGY**

DATE: OCTOBER 1, 2024

SUMMARY

Pioneer Community Energy will present the results of an Impact Assessment Study conducted to determine the City's eligibility to participate in their Community Choice Aggregate (CCA).

DISCUSSION

At the July 16, 2024, Oroville City Council meeting, Pioneer Community Energy ("Pioneer") staff made a presentation to the City Council about the benefits of joining a Community Choice Aggregation ("CCA") in general and Pioneer specifically. The Council authorized assisting to fund an Impact Assessment Study ("IAS") and directed staff to return upon the completion of the study to consider whether the City of Oroville would join Pioneer, a Joint Powers Authority.

The purpose of an IAS is to determine projected financial outcomes related to the expansion of Pioneer's service territory. While it is difficult to predict with certainty future operating results in a historically volatile industry, the study provides best available information regarding energy products pricing, customer energy usage, administration cost, and other key considerations. The results of the IAS are a key decision point in the expansion process.

Pioneer commissioned Pacific Energy Advisors ("PEA") to conduct the study. PEA is highly experienced and well-respected in the industry in the preparation of such studies and has prepared these studies before for Pioneer, including similar assessments for other CCAs and Pioneer's expansion into El Dorado County, and the cities of Grass Valley, Nevada City, and Placerville. The study examined 24 consecutive months of data for the City of Oroville's electricity customers for consumption patterns and electricity load

requirements, then created a forecast of future consumption, costs, and impacts to Pioneer's energy portfolio. The study also examined many different scenarios and optimal timing for expansion. The study was completed in September 2024.

Power supply is the primary driver for being able to move forward and in determining the timing of service launch. There are three significant components of power supply: (1) energy; (2) resource adequacy; and (3) renewable energy. Energy prices are correlated to the movement of natural gas prices and have experienced a favorable direction in pricing. However, Resource Adequacy and renewable energy are supply-constrained, with price pressure that is artificially created through regulatory decisions and an increase in demand for renewables by load serving entities complying with the Renewable Portfolio Standards (RPS). RPS standards require at least 60% of the energy portfolio be renewable by 2030 and private industry is driven by their environmental targets.

The Impact Assessment Study found:

- Expansion into Oroville represents the addition of 9,560 customers and 126,813 MWh annually to Pioneer's current service area.
- Expansion into Oroville is possible. However, expansion represents many portfolio implications for Pioneer that must be addressed, particularly.
 1. When comparing current rates to projected power supply costs at time of launch, the study supports expansion in October 2027.
 2. The driver for the timing is the Resource Adequacy and renewable energy markets, which remain tight and many new-build renewable resources are not yet online, making procurement challenging.
 3. Additionally, it is recommended to defer any launch until after Summer 2027 when further projects are expected online and to avoid expensive summer pricing.
 4. The economics of a 2026 service launch are not feasible.

Study findings were presented to the Pioneer Governing Board at its September 19, 2024 meeting. The Pioneer Board supports expansion with an extended timeline that ensures rate competitiveness and allows Pioneer's procurement team to research and contract for the needed renewables and Resource Adequacy to meet the demands of an increased service territory.

Pioneer staff anticipates adequate resources will be available for an October 2027 launch but cannot with certainty predict if the entire electrical load can be served at once or will require a phase-in approach. Subsequently, Pioneer staff has issued a Request for Offer ("RFO") to gather intelligence on the market on resource availability.

Pioneer recommends shifting the expansion timeline by two to three months to do the necessary research on the availability of Resource Adequacy and renewable resources, which is critical to protecting rate competitiveness. Instead of submitting the Implementation Plan to the California Public Utilities Commission (CPUC) in December 2024, Pioneer will submit the Plan in March 2025 for an October 2027 service launch. The CPUC then will approve or deny the plan by the end of June 2025.

Assuming the Implementaton Plan is approved, the Oroville City Council will have another opportunity to discuss and reaffirm joining Pioneer in Summer 2025, for an October 2027 launch.

FISCAL IMPACT

The total cost of the IAS was \$30,000. Pioneer paid 50%-\$15,000 of the cost. Oroville, Butte County, Chico, and Paradise are sharing the remaining \$15,000 equally, for a total cost of \$3,750 to each jurisdiction. No additional General Funds are required.

ACTION REQUESTED -

ACCEPT THE PRESENTATION AND PROVIDE STAFF DIRECTION ON MOVING FORWARD TO JOIN PIONEER COMMUNITY ENERGY (PIONEER).

ATTACHMENTS

None

EXPANSION OUTLOOK

Unincorporated Butte County,
Cities of Chico and Oroville,
Town of Paradise

September 20, 2024

Participants

County of Butte

- Meegan Jessee – Assistant Chief Administrative Officer
- Joshua Pack – Director of Public Works
- Katie Simmons- Deputy Administrative Officer

City of Chico

- Erik Gustafson – Director of Public Works

City of Oroville

- Brian Ring – City Administrator
- Patrick Piatt – Community Development Director

Town of Paradise

- Jim Goodwin – Town Manager
- Collette Curtis – Recovery & Economic Development Director

Pioneer Community Energy

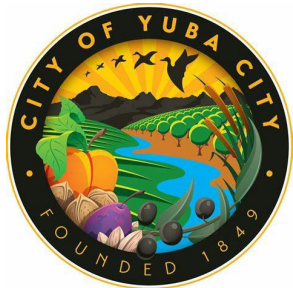
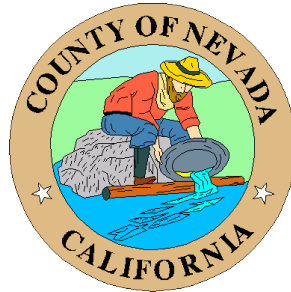
- Don Eckert - Chief Executive Officer
- Gina Stassi-Vanacore - Director of Communications
- Lisa DeLaby - Community Outreach Manager

Background

- **Spring 2024:** Pioneer began discussions with Butte County, the City of Chico, City of Oroville and the Town of Paradise about service expansion
- **Spring/Summer 2024:** Jurisdictions agreed to jointly commission an Impact Assessment Study to determine the feasibility of service expansion
 - Expansion must make financial sense for all parties
 - Pioneer must have the ability to serve the increased load
- **Summer 2024:** Impact Assessment Study is conducted
- **Fall 2024:** Study results are shared with Pioneer's Expansion Committee and Board of Directors
 - Pioneer Board made recommendations on moving forward based on study findings
 - Pioneer shares study findings and Board recommendations with jurisdictions; presents findings to Board/Councils

You Are Not Alone...

Item 8.



Two Questions to Answer

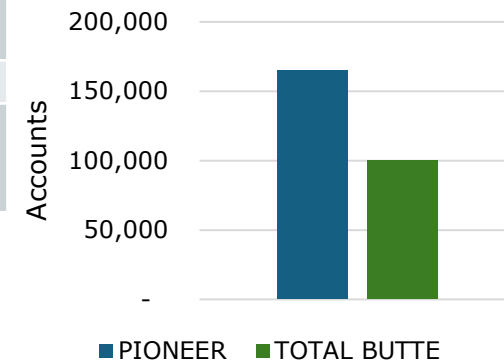
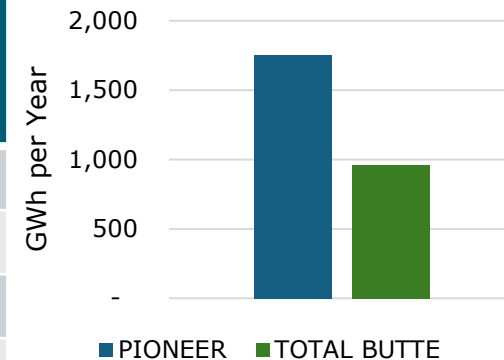
Item 8.

- **Does it make financial sense to move forward with expansion?**
 - Purpose of the Impact Assessment Study
 - Go/No-Go Decision Point
- **Do we have the power supply resources to serve?**
 - Answers the timing of the launch
 - Phase-In vs. All at once

Combined Aggregated Customer Information

Item 8.

Classification	Accounts	Annual Energy (MWh)	Average Customer Usage (kWh/Mo.)
Residential	86,158	502,742	486
Com/Ind	10,896	394,013	3,013
Ag/Pumping	1,877	63,274	2,809
Street Lighting	1,236	3,189	215
Total	100,167	963,218	801
Peak Demand (MW)	230		

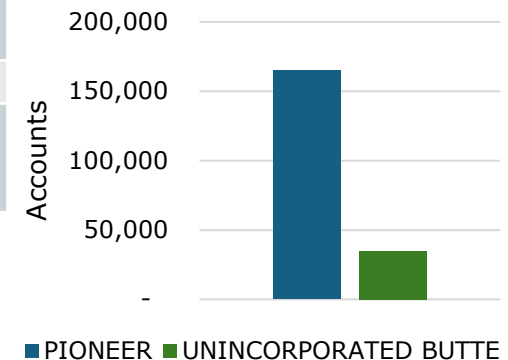
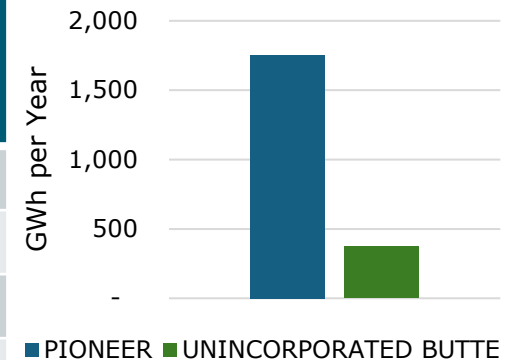


- Combined, expansion to Butte County, Chico, Oroville and Paradise would represent an approximate 55% increase to Pioneer's current customer load

Unincorporated Butte County Customer Information

Item 8.

Classification	Accounts	Annual Energy (MWh)	Average Customer Usage (kWh/Mo.)
Residential	29,731	225,773	633
Com/Ind	3,077	83,425	2,259
Ag/Pumping	1,857	62,581	2,808
Street Lighting	539	404	62
Total	35,204	372,183	881
Peak Demand (MW)	85		



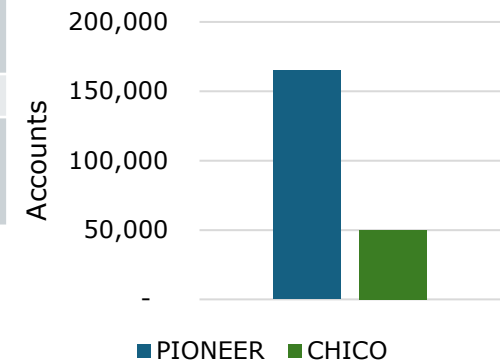
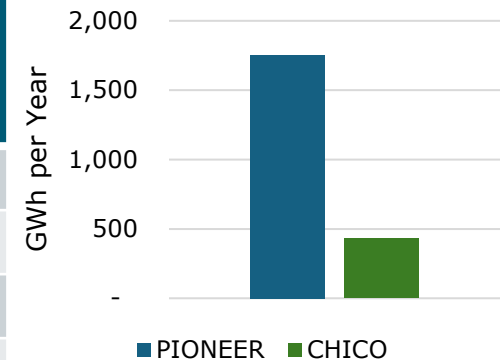
Expansion to Unincorporated Butte County customers would represent an approximate 21% increase to Pioneer retail sales.

Data above are unadjusted for opt-out assumptions and excludes standby accounts.

City of Chico Customer Information

Item 8.

Classification	Accounts	Annual Energy (MWh)	Average Customer Usage (kWh/Mo.)
Residential	43,618	209,822	401
Com/Ind	5,668	216,535	3,184
Ag/Pumping	16	684	3,565
Street Lighting	538	2,183	338
Total	49,840	429,225	718
Peak Demand (MW)	107		



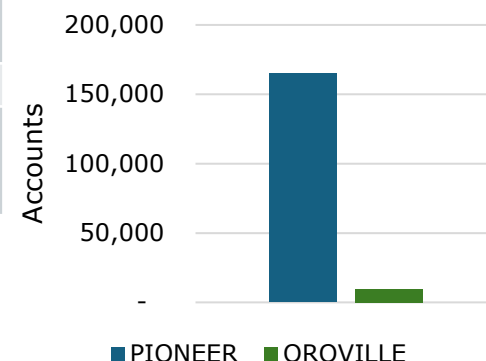
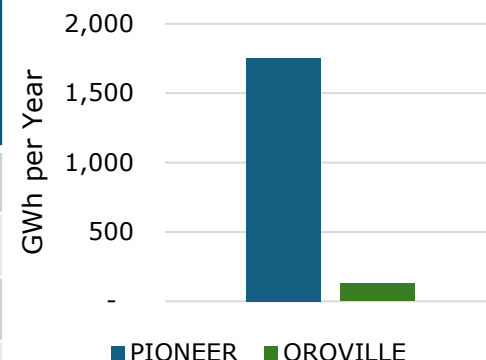
Expansion to City of Chico customers would represent an approximate 24% increase to Pioneer retail sales.

Data above are unadjusted for opt-out assumptions and excludes standby accounts.

City of Oroville Customer Information

Item 8.

Classification	Accounts	Annual Energy (MWh)	Average Customer Usage (kWh/Mo.)
Residential	7,900	46,123	487
Com/Ind	1,529	80,186	4,370
Ag/Pumping	1	5	421
Street Lighting	130	500	321
Total	9,560	126,813	1,105
Peak Demand (MW)	30		



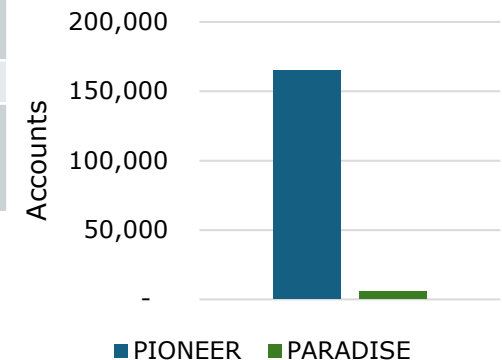
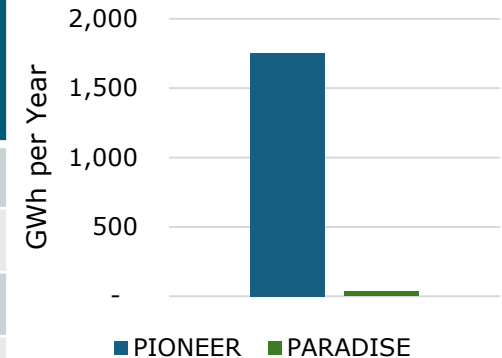
Expansion to City of Oroville customers would represent an approximate 7% increase to Pioneer retail sales.

Data above are unadjusted for opt-out assumptions and excludes standby accounts.

Town of Paradise Customer Information

Item 8.

Classification	Accounts	Annual Energy (MWh)	Average Customer Usage (kWh/Mo.)
Residential	4,909	21,023	357
Com/Ind	622	13,867	1,858
Ag/Pumping	3	4	114
Street Lighting	29	102	294
Total	5,563	34,997	524
Peak Demand (MW)	8		



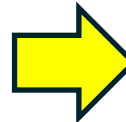
Expansion to Town of Paradise customers would represent an approximate 2% increase to Pioneer retail sales.

Data above are unadjusted for opt-out assumptions and excludes standby accounts.

Assumptions in the Study

Item 8.

- Examined 2 years of consecutive data (2022/2023)
- Projected revenues from current rates
 - Very conservative approach
 - Current rates average 7% discount
- Power Supply
 - Energy
 - Renewable Energy
 - Resource Adequacy



Fiscal Impact Summary

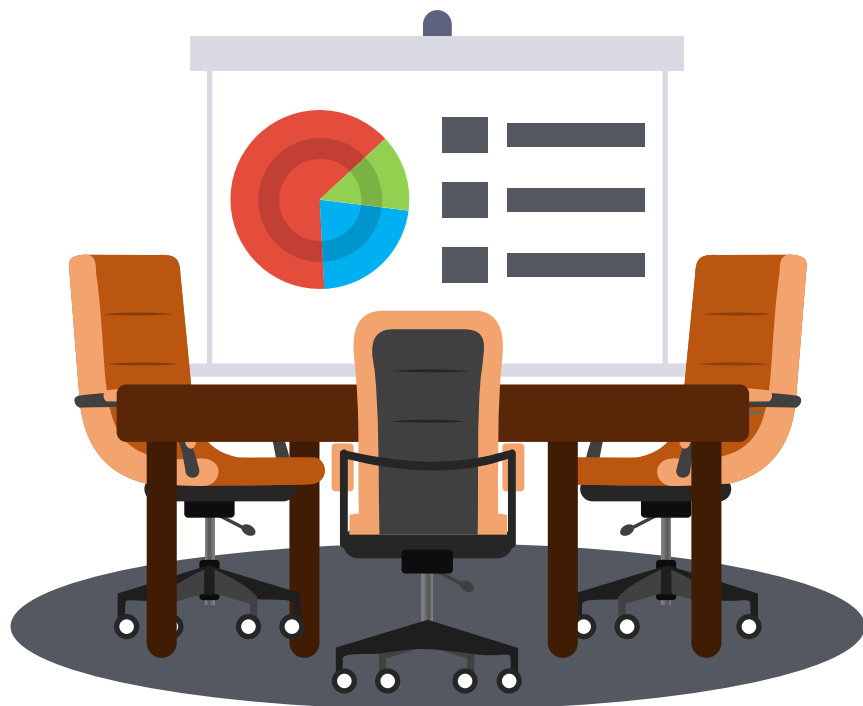
Item 8.

	FYE 2028	FYE 2029	FYE 2030	Total
Revenue (\$MM)	\$ 162.8	\$ 254.8	\$ 260.1	\$ 677.7
Operating Expenses (\$MM)	\$ 141.9	\$ 252.4	\$ 252.0	\$ 646.3
Net Operating Margin (\$MM)	\$ 21.0	\$ 2.4	\$ 8.1	\$ 31.4
Electricity Sales (MWh)	1,264,837	1,848,607	1,886,873	5,077,642
Avg. Revenue (\$/MWh)	\$ 128.82	\$ 135.04	\$ 135.04	\$ 133.47
Avg. Expense (\$/MWh)	\$ 112.15	\$ 133.77	\$ 130.86	\$ 127.28
Avg. Margin (\$/MWh)	\$ 16.57	\$ 1.27	\$ 4.18	\$ 6.19
Avg. Margin (% of Rev)	13%	1%	3%	5%

- *Reflects partial year of service for fiscal year ending June 30, 2028.
- Prior to Pioneer expansion, other implementation costs would be incurred. Such costs may be related to utility service fees, marketing and outreach, regulatory and legal representation, internal operations, resource planning and procurement.

Pioneer Board Direction

Item 8.



- Pioneer's Board received a presentation on Sept. 19th on the results of the study
- Study recommended launch of October 2027
- Over the next few months, we confirm all parties remain on course to join and in parallel conduct market assessment on resources
- Return to the Board in December with a consideration to start the expansion process

Next Steps

Item 8.

Sep 2024
Initial Study
Results
Shared with
Expansion
Committee

**Oct-Nov
2024**
Staff
Analyzes
Resource
Constraints
and Creates
Enrollment
Phasing
Schedule

**Nov-Dec
2024**
Board
Approves
New
Memberships
and JPA
Amendment

Feb-Mar 2025
Implementation
Plan
Amendment
Submitted to
CPUC

Sep-Oct 2024
Results Shared
with
Prospective
Members

Dec 2024
Staff Brings
Enrollment Phasing
Schedule to
Expansion
Committee for
Board
Recommendation

Jan-Feb 2025
New Member
Ordinances
Adopted

Butte Choice Energy

Item 8.

- Based on info from Pioneer's General and Regulatory Counsel, there likely is not a regulatory challenge, but there are legal considerations
- Jurisdictions can participate *sequentially* in two different CCAs, but it would not be permissible to participate *concurrently* in two different CCAs
- Public Utilities Code Section 366.2(c)(12): The CCA law requires that the participating jurisdictions adopt a resolution to authorize a CCA to act on their behalf. Butte County, Chico, and Oroville have done this, authorizing the Butte CCA to act on their behalf
- Jurisdictions likely need to adopt another resolution(s) retracting their previous delegation to Butte Choice and designating Pioneer as the newly intended entity to act on the jurisdictions behalf in implementing a CCA program
- The agreement(s) that the jurisdictions entered into with respect to Butte Choice may also have specific requirements for withdrawal

Action Items for Today

- **Has the proposed launch date of October 2027 impacted your decision to move forward?**
- **How can Pioneer help with messaging to your Council/Board?**