



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

December 03, 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 to discuss Public Employee Performance Evaluations. Position Title: Department Heads and Contract Employees

OPEN SESSION

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

PRESENTATIONS AND PROCLAMATIONS

1. UPDATE ON THE IMPLEMENTATION OF CARE COURT

The Council will hear a presentation from Scott Kennelly, Butte County Behavioral Health Director, regarding the implementation of Care Court, the new civil court process designed to provide early action, support and community-based behavioral health services to those in need.

ACTION REQUESTED -

ACCEPT FOR INFORMATION.

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 - 2** 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. \$5000.00 CONTRIBUTION TO SUPPORT THE OROVILLE ROTARY CLUB'S LIGHTING OF THE GREEN BRIDGE PROJECT

The City Council shall consider making a \$5,000.00 contribution to support the Oroville Rotary Club's Lighting of the Green Bridge Project.

ACTION REQUESTED –

APPROVE \$5,000.00 CONTRIBUTION TO SUPPORT THE OROVILLE ROTARY CLUB'S LIGHTING OF THE GREEN BRIDGE PROJECT.

2. APPROVAL OF REGULAR MEETING MINUTES

The City Council shall consider approving the Regular Meeting Minutes of 11.05.2024 and 11.19.2024.

ACTION REQUESTED –

APPROVE THE REGULAR MEETING MINUTES OF NOVEMBER 5, 2024 AND NOVEMBER 19, 2024.

REGULAR BUSINESS

3. DISCUSSION OF THE SALE AND USE OF FIREWORKS WITHIN THE CITY

Consider future sale and use of fireworks within the City limits.

ACTION REQUESTED -

THE COUNCIL SHALL CONSIDER IMPLEMENTING ANY OF THE FOLLOWING OPTIONS:

- **KEEP THE SALE AND USE OF FIREWORKS AS CURRENTLY ALLOWED WITHIN CITY LIMITS;**
- **KEEP THE SALE AND USE OF FIREWORKS AS CURRENTLY ALLOWED WITHIN CITY LIMITS PENDING A VOTE OF THE CITY RESIDENTS IN 2026;**
- **BAN THE SALE AND USE OF FIREWORKS IN THE CITY LIMITS AND DIRECT STAFF TO RETURN WITH LANGUAGE IN THE MUNICIPAL CODE CODIFYING THIS;**
- **TEMPORARILY BAN THE SALE AND USE OF FIREWORKS WITHIN CITY LIMITS PENDING A VOTE OF THE CITY RESIDENTS IN 2026;**

CONSIDER MODIFICATIONS TO THE CITY CODE, CONTINUING TO ALLOW FIREWORKS TO BE USED AND SOLD IN THE CITY LIMITS, HOWEVER LIMITING THE USE DURING CERTAIN HOLIDAYS AND ADDING IN A CRITERIA WHERE THE SALE AND USE WOULD BE TEMPORARILY PROHIBITED BASED ON FIRE DANGER AND PUBLIC SAFETY RESOURCES AVAILABILITY.

4. RETENTION OF OUTSIDE COUNSEL TO REVIEW THE APPLICATION AND SCOPE OF ARTICLE XXVIII SECTION 3 OF THE OROVILLE CITY CHARTER

At the request of Mayor Pittman and Council Member Webber, the Council shall consider the retention of independent outside counsel to review the application and scope of City Charter, Article XXVIII Section 3 to determine if applies to City contracts only, or to a more broad application.

ACTION REQUESTED -

DIRECT CITY ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH INDEPENDENT OUTSIDE COUNSEL TO REVIEW THE APPLICATIONS AND SCOPE OF ARTICLE XXVIII SECTION 3 OF THE OROVILLE CITY CHARTER.

5. ELECTED OFFICIAL GUIDING PRINCIPLES HANDBOOK

Council will receive information on draft Elected Official Guiding Principles handbook and provide input and staff direction.

ACTION REQUESTED -

PROVIDE INPUT ON DRAFT GUIDING PRINCIPLES DOCUMENT.

6. TRANSFER OF COMMUNITY NAVIGATOR PROGRAM (EMPLOYEES AND ASSETS) FROM THE POLICE DEPARTMENT TO THE CODE ENFORCEMENT DEPARTMENT

The Council shall consider the transfer of the Two (2) Community Navigator positions, and assets from the Police Department to the Code Enforcement Department.

ACTION REQUESTED -

APPROVE THE TRANSFER OF TWO COMMUNITY NAVIGATOR POSITIONS (AND APPLICABLE ASSETS/EQUIPMENT) FROM THE POLICE DEPARTMENT TO THE CODE ENFORCEMENT DEPARTMENT.

7. ESTABLISHMENT OF OPIOID SETTLEMENT FUND AND FUNDING TWO COMMUNITY NAVIGATOR ALLOCATIONS

The City Council may consider authorizing the transfer of Opioid funds into the newly established Opioid Settlement Fund 121 and also consider its use to fund two Community Navigator positions.

ACTION(S) REQUESTED –

- 1. APPROVE THE TRANSFER OF \$258,356.94 FROM THE GENERAL FUND-100 TO THE NEWLY ESTABLISHED OPIOID SETTLEMENT FUND-121.**
- 2. APPROVE THE ESTABLISHMENT OF BUDGET FOR TWO COMMUNITY NAVIGATOR POSITIONS. \$150,000.00.**

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

8. 5:15PM - AMENDMENT TO THE PERMANENT LOCAL HOUSING ALLOCATION (PLHA) FIVE YEAR PLAN AND APPLICATION FOR YEAR 2023 ALLOCATION

The Council may conduct a public hearing to solicit comments regarding the amendment to the PLHA 5-year Plan for allocation years 2021, 2022 and 2023 that would increase the allowable Area Median Income (AMI) for applicants applying for the Owner-Occupied Housing Rehabilitation Program from 60% to 120%.

Additionally, Council may consider the submittal of an application to the Department of Housing and Community Development (HCD) for the City's 2023, and final share of the PLHA 5-year allocation in the amount of \$83,338.

ACTION(S) REQUESTED -

1. **ADOPT RESOLUTION NO. 9325 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE APPLICATION AND AMENDING THE PLHA PLAN FOR THE PERMANENT LOCAL HOUSING ALLOCATION PROGRAM;**
2. **APPROVE THE SUBMITTAL OF A PLHA STREAMLINE GRANT AGREEMENT FOR 2023; AND**
3. **AUTHORIZE STAFF TO IMPLEMENT THE GRANT IF AWARDED.**

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 December 17, 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: BRIAN RING, CITY ADMINISTRATOR
RE: UPDATE ON THE IMPLEMENTATION OF CARE COURT
DATE: DECEMBER 3, 2024

SUMMARY

The Council will hear a presentation from Scott Kennelly, Butte County Behavioral Health Director, regarding the implementation of Care Court, the new civil court process designed to provide early action, support and community-based behavioral health services to those in need.

DISCUSSION

Care Court is a State mandated program designed to provide help and support to adults suffering from schizophrenia and other psychotic disorders. The program is designed to provide various support mechanisms based on the individual's needs, including but not limited to mental health treatment, housing, stabilization medications and substance abuse treatment. Once in the program there are regularly scheduled hearings and court sanctions to make sure the services needed are provided.

FISCAL IMPACT

None.

RECOMMENDATION

Receive information.

ATTACHMENTS

Presentation.

CARE Court Presentation 2024

Scott Kennelly LCSW
Behavioral Health Director



What Is CARE Court?

- New civil court process to provide early action, support, and community based behavioral health services
- State funded program
- Voluntary
- Focuses on adults with schizophrenia and other psychotic disorders
- Available to any one who qualifies regardless of income or insurance status.

CARE Court Highlights

Support

- Focuses on individual needs
- Legal counsel offered at no cost
- Supporter Role advocates for respondent preferences

Services

- Mental Health Treatment
- Housing Resources
- Stabilization Medications
- Substance Use treatment

Accountability

- Regularly scheduled status hearings
- Court may order sanctions to ensure services are provided
- Data collected & evaluated regularly

Eligibility

- 18 years or older
 - Have a diagnosis of Schizophrenia or another associated Psychotic Disorder
 - Not clinically stabilized in ongoing voluntary treatment
 - Participation in CARE Court is the least restrictive alternative
 - Will likely benefit from CARE Court
- At least one of the following:
 1. Is unlikely to survive safely in the community without supervision & condition is substantially deteriorating
 2. Needs services & supports to prevent a relapse or deterioration that would likely result in grave disability or serious harm

Eligible Diagnoses

Schizophrenia Spectrum Disorders

- Schizophrenia
- Schizoaffective Disorder
- Schizophreniform Disorder
- Other specified Schizophrenia Spectrum & Other Psychotic Disorders

Other Psychotic Disorders Include

- Brief Psychotic Disorder
- Delusional Disorder
- Schizotypal Personality Disorder
- Substance Medication-Induced Psychotic Disorder
- Catatonia Associated w/another Mental Disorder

Diagnoses That DO NOT Meet Eligibility

- Psychotic Disorder due to a general medical condition
- Catatonia associated with another medical condition
- Major depression with psychotic features
- Bipolar Disorder with psychotic features
- Any other substance-related disorder not listed above

Who Can File A Petition?

- A spouse or registered domestic partner, parent, sibling, child, or grandparent of the respondent
- The director of certain county agencies (adult protective services, behavioral health, or public guardian).
- The director of a hospital, or their designee, in which the respondent is or was recently hospitalized
- A person who stands in the place of a parent to the respondent
- A person who lives with the respondent



Who Can File A Petition continued?

- A licensed behavioral health professional or director of a public or charitable agency who has been providing treatment within the last 30 days
- A first responder who has had repeated interactions with the respondent
- A judge of a tribal court located in California if the respondent has been served in past 30 days.
- The director of a California Indian health services program who has been providing treatment within past 30 days.
- The respondent themselves

Filing A Petition?

- The county where the respondent resides
 - A county where the respondent is a defendant or respondent in a pending criminal or civil action or proceeding
 - Petitions may be filed beginning December 1st, 2024
- North Butte County Courthouse
1775 Concord Ave.
Chico, CA 95928
 - Self-Help Assistance & Referral Program (SHARP)
(530) 532-7015
Mon-Thur: 8:30 a.m.-4:00 p.m.
Friday: 8:30 a.m.-1:00 p.m.

<https://www.butte.courts.ca.gov/self-help>



Petition Requirements

Petitions Must Contain the Following

- CARE-100 Form (The Petition)
- CARE-101 Form (Mental Health Declaration)

OR

- Evidence the respondent was detained for more than two periods of intensive mental health treatment. The most recent no more than 60 days before the filing of the petition

Resources for Petitioners

- CARE-050-INFO
 - Explains the CARE Court process
 - Defines eligibility
 - Details what documents are needed
 - Explains how to properly fill out the petition
- Self-Help Assistance & Referral Program (SHARP)
 - Direct support completing & filing a petition
 - In-person or over the phone



What Happens After A Petition Is Filed?

Court will review the petition & supporting documents to determine eligibility



Order Behavioral Health Report

1. Behavioral Health will engage respondent & file a written report with court regarding eligibility
2. Behavioral Health will encourage the respondent to voluntarily participate into services
3. Court will set initial hearing to start CARE Court process

Dismiss the Petition if:

1. Petition ***doesn't*** show the respondent meets or may meet CARE Court eligibility
2. The respondent is voluntarily working w/county agency and the engagement is effective

CARE Court Process Flow



Accountability

- County agencies must meet their specific responsibilities or face sanctions
- Court can appoint an agent to ensure services are being provided to CARE Court participants
- If respondent does not participate, the court may dismiss the petition or terminate respondent from CARE Court process
- Failure to complete Care Court or to participate can lead to a referral by the Court for a conservatorship evaluation.

Transparency

- Clear defined path from Petition to Graduation
- Well defined roles & responsibilities
- CARE Court is completely voluntary
- Rights of respondent's are provided regularly
- Status review hearings are held regularly
- Program data collected monthly

Learn More

Email: carecourt@buttecounty.net

Call: (530) 891-2810 / 800-334-6622

Self-Help Center

butte.courts.ca.gov/self-help

(530) 532-7015

1775 Concord Ave.
Chico, CA 95928

Monday-Thursday	8:30 a.m. – 4:00 p.m.
Friday	8:30 a.m. – 1:00 p.m.

Questions? Thank You!



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN & COUNCIL MEMBERS

FROM: BRIAN RING, CITY ADMINISTRATOR

RE: \$5000.00 CONTRIBUTION TO SUPPORT THE OROVILLE ROTARY CLUB'S LIGHTING OF THE GREEN BRIDGE PROJECT

DATE: DECEMBER 3, 2024

SUMMARY

The City Council shall consider making a \$5,000.00 contribution to support the Oroville Rotary Club's Lighting of the Green Bridge Project.

DISCUSSION

The Lighting of the Green Bridge is a community-driven project spearheaded by the Oroville Rotary Club to enhance the aesthetic appeal of the Green Bridge and contribute to Oroville's cultural and historical pride. This initiative involves illuminating the iconic structure with decorative lighting, providing a visually striking attraction for both residents and visitors.

The project is anticipated to foster community engagement, promote tourism, and contribute to the economic vitality of the area by increasing foot traffic and visitor interest in the downtown district. The lighting will also serve as a beacon of community pride and unity, reflecting Oroville's commitment to enhancing public spaces and enriching the quality of life for its citizens.

The Oroville Rotary Club is seeking financial support to cover a portion of the project's expenses, including the purchase and installation of the lighting system and associated infrastructure.

FISCAL IMPACT

The \$5,000.00 contribution will be paid for with funds allocated from the Community Enhancement Account. \$20,000 was budgeted, \$18,160 remains.

ACTION REQUESTED –

APPROVE \$5,000.00 CONTRIBUTION TO SUPPORT THE OROVILLE ROTARY CLUB'S LIGHTING OF THE GREEN BRIDGE PROJECT.

ATTACHMENTS

None



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN & COUNCIL MEMBERS
FROM: KAYLA REASTER, ASSISTANT CITY CLERK
RE: APPROVAL OF REGULAR MEETING MINUTES
DATE: DECEMBER 3, 2024

SUMMARY

The City Council shall consider approving the Regular Meeting Minutes of 11.05.2024 and 11.19.2024.

DISCUSSION

Pursuant to the Oroville Municipal Code and the Brown Act, the City Council is required to maintain an accurate record of its proceedings. Draft minutes for the November 5 and November 19, 2024, regular meetings have been prepared and reviewed by staff to ensure they accurately reflect the actions and deliberations of the Council.

FISCAL IMPACT

None

ACTION REQUESTED –

APPROVE THE REGULAR MEETING MINUTES OF NOVEMBER 5, 2024 AND NOVEMBER 19, 2024.

ATTACHMENTS

11.05.2024 Draft Meeting Minutes
11.19.2024 Draft Meeting Minutes



**November 05, 2024
REGULAR MEETING
MINUTES**

CALL TO ORDER / ROLL CALL

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

CLOSED SESSION

The Council held a Closed Session on the following:

1. Pursuant to Government Code Section 54956.8, the Council met with the City Administrator and City Attorney to discuss Real Property Negotiations regarding 1931 Arlin Rhine Memorial Drive 95965
2. Pursuant to Government Code Section 54957, the Council met with the Personnel Officer and City Attorney to the Public Employee appointment of the Interim Police Chief.
3. Pursuant to Government Code section 54956.9(d)(2), the Council met with the City Administrator and City Attorney regarding potential exposure to litigation – Two cases.
4. Pursuant to Government Code Section 54957, the Council met with the Personnel Officer to discuss Public Employee Performance Evaluations. Position Title: Department Heads and Contract Employees

OPEN SESSION

1. Announcement from Closed Session – Direction given; no action taken.
2. Pledge of Allegiance – led by Tracy Johnstone.
3. Adoption of Agenda – Motioned by Council Member Goodson, Seconded by VM Smith.

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

NOES: None

ABSENT: Council Member Thomson

ABSTAINED: None

PRESENTATIONS AND PROCLAMATIONS

1. PENSION UNFUNDED ACCRUED LIABILITY UPDATE

Chris and Mike Myers of NHA advisors presented this item to the Council with Ruth Duncan, Director of Finance.

ACCEPTED FOR INFORMATION.

PUBLIC COMMUNICATION – HEARING OF NON-AGENDA ITEMS

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

REPORTS / DISCUSSIONS

1. Council Announcements and Reports

Council Member Webber: Mentioned that election day is here, encouraged folks to get out there and exercise their right to vote. He thanked Kayla Reaster, Assistant City Clerk for all of the hard work and dedication that went into running a successful election season. Mr. Webber also thanked Ron Belser, Code Enforcement Manager for his teams part in making sure compliance was met during the election season. Mr. Webber thanked Public Works for the amazing work done on Montgomery Street in regards to the new pavement and striping work. Lastly, Mr. Webber mentioned the Oroville Rescue Mission's Christmas Dinner and shared details of the event with those present.

Vice Mayor Smith: Mentioned that he attended and AMVETS event. Additionally, he spoke on the Veteran's Day Parade. Mentioned that the turnout was well, despite the rain.

Mayor Pittman: Spoke on attending the DWR Floating Classroom event. Mentioned that it is an amazing program for adults, and children.

2. Administration Reports

Chief Chris Tenns: Showed Council the newest Fire engine and explained that the trucks moving forward will have the same look.

Patrick Piatt, Director of Community Development: Gave the Council an update on the Food Truck Village – the application has been submitted but the site plan is still being worked on.

Amy Bergstrand, Director of Housing and Business Assistance: Reported to Council that on October 29, 2024 the CDBG Application period opened. Amy submitted the City's application by the end of the hour once it had opened. Additionally, the First Time Home Buyer Program was awarded 1.5 million dollars from CDBG.

Ron Belser, Code Enforcement Manager: Spoke on air conditioning units and noted that the OPD is working on locating individuals involved in the theft that officed at the local Veteran's of Foreign Wars office.

Frederick Mayo, Director of Public Works: Reported that the mastic work has been finished for the season. Power has been restored at Bedrock Park o October 29th by PG&E. There were 837 visitors to the Oroville Museums last month (October 2024).

Brian Ring, City Administrator: Thanked Amy for the CDBG application submittal on behalf of the City. Additionally, Mr. Ring thanked Ruth Duncan's staff in finance for the software transition that has occurred (Tyler for timekeeping).

Item 2.

CONSENT CALENDAR

Consent calendar **items 1 - 7** were adopted in one action by the Council. Items that are removed will be discussed and voted on immediately after adoption of consent calendar items.

Motioned by: Council Member Goodson

Seconded by: Vice Mayor Smith

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

NOES: None

ABSENT: Council Member Thomson

ABSTAINED: None

1. **A RESOLUTION OF THE CITY COUNCIL OF OROVILLE, CALIFORNIA RECOGNIZING NOVEMBER 2024 AS HOMELESS YOUTH AWARENESS MONTH**

The City Council adopted Resolution No. 9326 and Authorized the Mayor to sign.

2. **DISTRIBUTION OF MEDICAL ACCOUNT FUNDS TO ELIGIBLE FIRE DEPARTMENT RETIREES FOR FUTURE MEDICAL EXPENDITURES**

The City Council approved the distribution of medical account funds to four Fire Department retirees, either via cashout or rolled over into a tax-free account to be used for future medical expenses.

3. **AMENDMENT TO PAYROLL TIME KEEPING POLICY**

The City Council approved updates to the City's Payroll Time Keeping Policy.

4. **CONTRACT WITH CIVIC PLUS FOR CITY WEBSITE REDESIGN**

The City Council approved the award to utilize Civic Plus to redesign and host the City's website, utilizing the Public, Education, and Government (PEG) Fund, in the amount of \$42,287.95. Annual cost after implementation would be \$19,415.25, and authorized Staff to sign.

5. **STATE ROUTE 162 ACTIVE TRANSPORTATION PROGRAM PROJECT – BUDGET ADJUSTMENT AND CONSULTANT AMENDMENT NO. 4 FOR DESIGN AND SUPPORT SERVICES**

The City Council approved a design contract amendment and budget adjustment in the amount of \$163,148.00 for the State Route (SR) 162 Active Transportation Program (ATP) Project for construction/design support, as-built drawings, and record-of-survey/monumentation efforts. This additional work is required to complete the project.

6. **2025 CITY OF OROVILLE MEETING SCHEDULE**

The City Council adopted the proposed meeting schedule for the 2025 year.

7. **APPROVAL OF THE OCTOBER 15, 2024 CITY COUNCIL REGULAR MEETING MINUTES**

Item 2.

The City Council approved the Regular Meeting Minutes of the October 15, 2024 City Council meeting.

REGULAR BUSINESS

8. **UPDATE ON THE MISSION ESPERANZA PALLET SHELTER PROJECT AND REQUEST FOR GRANT FOR OPERATIONAL EXPENSES**

The City Council received a presentation from Suzi Kochems, City Consultant, regarding the Mission Esperanza Project.

Additionally, Council approved a Housing Program Fund grant in the amount of \$100,000 to Mission Esperanza for operating expenses until Mission Esperanza begins servicing clients at the new shelter site.

Motioned by: Council Member Johnstone

Seconded by: Vice Mayor Smith

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

NOES: None

ABSENT: Council Member Thomson

ABSTAINED: Webber

9. **RESOLUTION IMPLEMENTING CALFIRE 66-HOUR WORKWEEK**

Chief Chris Tenns of CalFire presented this item to the Council.

The City Council approved Resolution No. 9327 - Directing staff to bring back an amendment to the CalFire contract increasing firefighter staffing levels in an amount of approximately \$404,289 for a total of approximately \$5,431,753 for fire protection services and authorized the Mayor to sign.

Motioned by: Council Member Riggs

Seconded by: Council Member Goodson

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

NOES: Mayor Pittman

ABSENT: Council Member Thomson

ABSTAINED: None

PUBLIC HEARINGS

10. 4:30PM - MODIFICATIONS TO THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FIRST TIME HOMEBUYER PROGRAM GUIDELINES

Amy Bergstrand, Director of Business and Housing Assistance presented this item to the Council.

Called at 4:50PM

The City Council conducted a public hearing to solicit comments regarding modifications to the Community Block Development Grant (CDBG) First Time Homebuyer Program Guidelines and adopted Resolution No. 9324 - A Resolution Of The Oroville City Council Authorizing Modifications To The Community Development Block Grant (CDBG) First Time Homebuyer Program Guidelines.

Motioned by: Council Member Riggs

Seconded by: Council Member Johnstone

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

NOES: None

ABSENT: Council Member Thomson

ABSTAINED: None

11. 5:00PM - PUBLIC HEARING REGARDING THE ADOPTION OF AN ORDINANCE AMENDING CHAPTER 9 SECTION 04.030 CITY PARKS USE REGULATIONS INCORPORATING LANGUAGE RESTRICTING CAMPING IN PARKS AND PUBLIC SPACES

Bill LaGrone, Chief of Police presented this item to the Council.

Called at 5:01PM

The City Council introduced a series of changes to an ordinance amending Chapter 9, section 04.030 of the Oroville Municipal Code incorporating language to restrict camping in parks and public spaces. The second reading will come back on the second meeting of November 2024.

Motioned by: Council Member Goodson

Seconded by: Council Member Johnstone

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

NOES: None

ABSENT: Council Member Thomson

ABSTAINED: None

PUBLIC COMMUNICATION - HEARING OF NON-AGENDA ITEMS

None.

FUTURE AGENDA ITEMS / CORRESPONDENCE

1. Future Agenda Items
2. Correspondence
 - i. Butte County Mosquito & Vector Control District
 - ii. CalWater WaterSense Excellence Award Announcement
 - iii. PG&E Notice Rate Change Rates (A.24-09-014)

ADJOURN THE MEETING

The meeting adjourned at 6:10PM.

Kayla Reaster, Assistant City Clerk

David Pittman, Mayor



**November 19, 2024
REGULAR MEETING
MINUTES**

CALL TO ORDER / ROLL CALL

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

CLOSED SESSION

The Council held a Closed Session on the following:

1. Pursuant to Government Code Section 54957, the Council met with the Personnel Officer and City Attorney to the Public Employee appointment of the Interim Police Chief.
2. Pursuant to Government Code Section 54957, the Council met with the Personnel Officer to discuss Public Employee Performance Evaluations. Position Title: Department Heads and Contract Employees

OPEN SESSION

1. Announcement from Closed Session – Direction given; no reportable action taken.
2. Pledge of Allegiance – Led by students from Ophir Elementary School,
3. Adoption of Agenda – Motioned by: Vice Mayor Smith Seconded by: Council Member Riggs

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

NOES: None

ABSENT: Council Member Goodson

ABSTAINED: None

PRESENTATIONS AND PROCLAMATIONS

None this meeting.

PUBLIC COMMUNICATION – HEARING OF NON-AGENDA ITEMS

The following members submitted public comment on this item: The CameraMan, TJ Jensen, Bill Speer, Brent Moore.

1. Council Announcements and Reports

Council Member Webber: Provided the public with an update on the Thanksgiving dinner being held at the Oroville Rescue Mission on Wednesday, November 27th from 11am-3pm.

Council Member Johnstone: Stated that she attended the recent Continuum of Care meeting in which she learned about a free workshop being held on December 5, 2024 from 2-3:30PM in Chico regarding fair housing practices.

Vice Mayor Smith: Spoke on new billboards that have went up on Hwy 99. There were four new billboards inviting those driving by to visit Oroville and all that it has to offer. He reminded the public that the Parade of Lights will be happening on December 14th.

Mayor Pittman: Announced that on December 9, 2024 there will be a ribbon cutting ceremony for the lighting of the Green Bridge.

2. Administration Reports

Frederick Mayo, Director of Public Works: Provided Council with a storm update. The Christmas garland has been put up throughout the downtown area. He reported that the fence went up around Bedrock park 2 months ago, and since then, it's been constantly vandalized. Electrical work at the park is complete, and the Montgomery and Myers Street striping is being completed.

Ron Belser, Code Enforcement Manager: Provided the Council with October Code Enforcement stat update. 149 active cases, 65 closed, 60 opened.

Ruth Duncan, Director of Finance: Introduced new Account Manager, Josh Dodson to the Council. She reported on the last Citizen's Oversight Committee meeting. The sales tax revenue was not what was projected.

Brian Ring, City Administrator: Reminded the Council that the Fireworks discussion will continue on December 3, 3034 (the next regularly scheduled council meeting).

CONSENT CALENDAR

Item 2.

Consent calendar **items 1 - 4** 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.

Motioned by: Council Member Riggs

Seconded by: Council Member Johnstone

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

NOES: None

ABSENT: Council Member Goodson

ABSTAINED: None

1. **SECOND READING OF ORDINANCE NO. 1833 AMENDING CHAPTER 9 SECTION 04.030 CITY PARKS USE REGULATIONS INCORPORATING LANGUAGE RESTRICTING CAMPING IN PARKS AND PUBLIC SPACES**

The Council waived the second reading and adopted Ordinance 1833 amending Chapter 9, section 04.030 of the Oroville Municipal Code incorporating language to restrict camping in parks and public spaces. Additionally, the Council authorized the Ordinance going into effect on February 1, 2025.

2. **ACCEPT THE COMMUNITY DEVELOPMENT BLOCK GRANT STANDARD AGREEMENT 22A-CDBG-PI-HA-10002 AND ESTABLISH BUDGET FOR HOMEOWNERSHIP ASSISTANCE PROGRAM**

The Council accepted the 2023A Community Development Block Grant Program Income Only Agreement No. 23A-CDBG-PI-HA-10002, in the amount of \$920,930 plus future receipts of \$579,070 and approved the budget adjustment indicated in the fiscal impact of the staff report, dated November 19, 2024.

3. **REQUEST FOR \$600.00 CONTRIBUTION TO SUPPORT THE WHITE CRANE DANCERS FOR THE UPCOMING CHINESE NEW YEAR CELEBRATION**

The Council approved a \$600.00 contribution from the community events fund to support the hiring of the White Crane Dancers for the Chinese New Year Celebration.

4. **STREETLIGHT DATA SOFTWARE SUBSCRIPTION**

The Council approved an annual subscription to Streetlight Data, premium planning solutions.

5. PUBLIC SAFETY FACILITY MAINTENANCE

Bill LaGrone, Chief of Police presented this item to the Council.

The Council authorized the payment for necessary facility maintenance projects made at the Public Safety Facility over the last five months in an amount not to exceed \$13,150.00.

Motioned by: Council Member Thomson

Seconded by: Vice Mayor Smith

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

NOES: Council Member Riggs

ABSENT: Council Member Goodson

ABSTAINED: Council Member(s) Johnstone and Webber

6. AGREEMENT WITH CLEANRITE-BUILDRITE FOR REPAIRS AND WATER BARRIER TO BE COMPLETED AT CITY HALL IN THE BASEMENT

Frederick Mayo, Director of Public Works presented this item to the Council.

The Council authorized the Director of Public Works to execute an agreement with Cleanrite-Buildrite for the required construction and repair of existing window well and water barrier for the City Hall basement located at 1735 Montgomery street, Oroville, CA.

Motioned by: Council Member Thomson

Seconded by: Vice Mayor Smith

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

NOES: None

ABSENT: Council Member Goodson

ABSTAINED: None

7. **FIRE PROTECTION SERVICES UPDATE AND REQUEST FOR CONTRACT EXTENSION WITH CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION (CAL FIRE) FOR FIRE PROTECTION SERVICES**

Item 2.

Chris Tenms, Chief of Fire presented this item to the Council.

The Council directed staff to work on three-year agreement with CalFire for fire protection services.

PUBLIC HEARINGS

8. **5:15PM - APPEAL OF THE SEPTEMBER 26, 2024, DECISION OF THE PLANNING COMMISSION TO APPROVE THE GOLD CREEK COMMONS TENTATIVE SUBDIVISION MAP**

This appeal was withdrawn by the appellant before the meeting began.

PUBLIC COMMUNICATION – HEARING OF NON-AGENDA ITEMS

None.

FUTURE AGENDA ITEMS / CORRESPONDENCE

1. Future Agenda Items
2. Correspondence
 - i. PG&E Notice Rate Increase

ADJOURN THE MEETING

The meeting was adjourned at 7:01PM.

Kayla Reaster, Assistant City Clerk

David Pittman, Mayor



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN & COUNCIL MEMBERS

FROM: BRIAN RING, CITY ADMINISTRATOR
BILL LAGRONE, POLICE CHIEF/DIRECTOR OF EMERGENCY SERVICES
CHRIS TENNS, FIRE CHIEF
PAT PIATT, COMMUNITY DEVELOPMENT DIRECTOR
DAVE RITCHIE, ASSISTANT CITY ATTORNEY

RE: DISCUSSION OF THE SALE AND USE OF FIREWORKS WITHIN THE CITY

DATE: DECEMBER 3, 2024

SUMMARY

Consider future sale and use of fireworks within the City limits.

DISCUSSION

California Health and Safety Code 12599 allows for the sale of fireworks between 12:00 pm on June 28 through 12:00 pm on July 6 and prohibits the sale of fireworks at any other time within the State of California. Oroville Municipal Code 15.060.030 Section 319.2 regulates the sale and use of fireworks within the City of Oroville and limits the days and hours of sale from 12:00 pm June 28 through 12:00 am on the 4th day of July. Neither the State Health and Safety Code nor the Oroville Municipal Code provides regulation on when the fireworks may be utilized.

Wildfires have increasingly become a significant concern for all northern state communities and measures to prevent fires from occurring has increased in importance. One activity of noted concern over the past few years has been the sale and use of fireworks during high fire season as occurs each year on the 4th of July. Weather conditions (extreme heat, low humidity and high winds) and other fire activity throughout the State have been increasingly problematic, especially during July.

This last July the City and County encountered numerous fires, with the Thompson fire being the largest threat to the City. Due to the extreme weather conditions and fire activity throughout the State, the Director of Emergency Services issued a local emergency declaration on July 2, 2024, that included a temporary ban on the use of all fireworks within the City limits. These actions were ratified by the City Council during a Special Council meeting held on July 9, 2024. During that meeting, the Council requested that staff agendize a discussion on the future sale and use of fireworks within the City limits. A preliminary discussion took place at the September 3, 2024 City Council meeting followed by another discussion at the October 15, 2024 City Council meeting. At

the conclusion of the October 15, 2024, Council meeting, staff was directed to bring a number of options forward to the Council for consideration, including the following:

- Keep the sale and use of fireworks as currently allowed within City limits;
- Keep the sale and use of fireworks as currently allowed within City limits pending a vote of the City residents in 2026;
- Ban the sale and use of fireworks in the City limits and direct staff to return with language in the Municipal code codifying this;
- Temporarily ban the sale and use of fireworks within City Limits pending a vote of the City residents in 2026;
- Consider modifications to the City Code, continuing to allow fireworks to be used and sold in the City Limits, however limiting the use during certain holidays and adding in a criteria where the sale and use would be temporarily prohibited based on fire danger and public safety resources availability.

FISCAL IMPACT

None

ACTION REQUESTED

The Council shall consider implementing any of the following options;

- Keep the sale and use of fireworks as currently allowed within City limits;
- Keep the sale and use of fireworks as currently allowed within City limits pending a vote of the City residents in 2026;
- Ban the sale and use of fireworks in the City limits and direct staff to return with language in the Municipal code codifying this;
- Temporarily ban the sale and use of fireworks within City Limits pending a vote of the City residents in 2026;
- Consider modifications to the City Code, continuing to allow fireworks to be used and sold in the City Limits, however limiting the use during certain holidays and adding in a criteria where the sale and use would be temporarily prohibited based on fire danger and public safety resources availability.
- Consider temporary modifications to the City Code, continuing to allow fireworks to be used and sold in the City Limits, however limiting the use during certain holidays and adding in a criteria where the sale and use would be temporarily prohibited based on fire danger and public safety resources availability, pending a vote of City residents in 2026.

ATTACHMENTS

Proposed edits to Oroville Municipal Code Section 15.060.30

ORDINANCE NO. 1879

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE AMENDING CHAPTER 15.60 TO TITLE 15 OF THE MUNICIPAL CODE, TO REINSTATE SECTION 15.60.030 OF THE FIRE CODE

The City Council of the City of Oroville does ordain as follows:

SECTION 1: Chapter 15.60.030 is added to amend Title 15 of the City of Oroville municipal code, to read:

Chapter 15.60.030 Amendments to the California Fire Code.

Sections:

- 15.60.010 Purpose
- 15.60.020 Adoption of California Fire Code
- 15.98.030 Amendments to the California Fire Code
- 15.98.040 Express Findings

Section 15.60.030 Purpose

15.60.030 Amendments to the California Fire Code

Section 105.3.3. No final inspection by the building official as to all or any portion of a development shall be deemed complete, and no certificate of occupancy or temporary certificate of occupancy shall be issued unless and until the installation of the prescribed fire protection facilities and access ways have been completed and approved by the Fire Chief, or the Chief's designee.

B. Section 105.8 is added to read as follows:

Section 105.8. Fees and Special Requirements. The fees for the permits and other services shall be as established by resolution of the Oroville City Council. The fee shall be set to cover the cost of the Fire Department to review and inspect the intended activities, operations or functions. The fees must be paid to the City of Oroville prior to engaging in the listed activities, operations or functions.

C. Section 302 is amended by adding the following definition:

Fireworks. Any composition or device for the purpose of producing a visible or audible effect for entertainment purposes by combustion, deflagration, detonation or any fireworks including "safe and sane" as defined by Section 12529 of the State of California [Health and Safety Code](#). D. Section 315.1 is amended by adding the following exception to read as follows:

Section 315.1 General. Storage, use, and handling of miscellaneous combustible materials shall be in accordance with this section. A permit shall be obtained in accordance with Section 105.6.

Exception: Storage of combustible materials other than motorized vehicles or vessels shall not be permitted in a public parking garage or in a garage or carport serving a Group R, I Occupancy, unless the method of storage is approved by the Fire Code Official. E. Sections 319.1 through 319.7 are added to read as follows:

Section 319.1 General. The manufacture of all fireworks, as defined in Section 302, is prohibited.

Section 319.2 Safe & Sane Fireworks, Permit to Sell. It shall be unlawful for any person to sell fireworks within the City without having first applied for and received a permit to sell safe and sane fireworks issued by the City Fire Department.

Section 319.2.1 Prerequisites to issuance of Permit. No permit to sell safe & sane fireworks shall be issued to any applicant unless:

1. He/She has first obtained a permit from the state fire marshal, and
2. He/She has first obtained a business license from the City.

Section 319.2.2 Permit and clean-up fee. The permit fee for the sale of safe & sane fireworks within the City shall be established by resolution of the City Council, payable to the City at the Office of the City Clerk. In addition to the permit fee, each location shall pay a clean-up fee established by resolution of the City Council, which shall be used to defray the cost of cleaning up and disposing of expended fireworks in the City.

Section 319.2.3 Application for permit. Application for a permit to sell safe & sane fireworks shall be made in writing to the Fire Department on or prior to the second Tuesday in March of each year, setting forth the proposed location, and accompanied by a statement that if a permit is issued to the applicant, the applicant shall at the time of receipt of such permit deliver to the City Clerk a Certificate of Insurance showing the existence of a \$1 million public liability insurance policy naming the City as an additional insured.

Section 319.2.3.1 Qualifications. No permit to sell safe & sane fireworks shall be issued except as follows:

- I. To a holder of a regular business license whose principal place of business is located within the City.
2. To a nonprofit association or corporation primarily for veteran, patriotic, welfare, civic betterment, charitable youth purposes, and each such organization must have its principal and permanent meeting place within the City and must have been organized and established in the City for a minimum of one year continuously preceding the filing of the application for permit and must have a bona fide membership of at least 20 members.
3. Applicants returning from the previous year may have first priority in the application process.

Section 319.2.3.2 Notification. Applicants for any such permit shall be notified by the Fire Chief, or the Fire Chief's designee, as to the granting or rejection of application for permit on or prior to the first Monday in May of each calendar year.

Section 319.3 Operators of fireworks stands. Operators of fireworks stands shall be subject to the following provisions:

1. No person other than the permittee organization shall operate the stand for which the permit is issued, or share or otherwise participate in the profits of the operation of such stand.
2. No person other than the individuals, who are members of the permittee organization, or the wives or husbands or adult children of such members, shall sell or otherwise participate in the sale of fireworks at such stand.

Section 319.4 Temporary fireworks stands. Temporary fireworks stands shall be subject to the following provisions:

- I. No fireworks stand shall be located within 75 feet of any existing building or within 100 feet of any gas station.

2. Fireworks stands need not comply with the provisions of the building code of the City, provided, however, that all stands be erected under the supervision of the building inspector who shall require that stands be constructed in a manner which will reasonably insure the safety of attendants and patrons.

3. No stand shall have a floor area in excess of 200 square feet.

4. Each stand in excess of 20 feet in length must have at least two exits, and each stand in excess of 40 feet in length must have at least three exits spaced approximately equidistant apart, provided, however, that in no case shall the distance between exits exceed 24 feet.

Section 319.5 General requirements for permittees. Permittees shall meet the following general requirements:

1. Each stand shall be provided with two water-type fire extinguishers, each having a two and one-half gallon capacity, being in good working order and easily accessible for use in case of fire.

2. All weeds and combustible material shall be cleared from the location of the stand, including a distance of at least 20 feet surrounding the stand.

3. "No Smoking" signs shall be prominently displayed on the fireworks stand or wherever fireworks are for sale.

4. Each stand must have an adult in attendance and in charge thereof when the stand is being used for the sale or dispensing of fireworks.

5. The sale of fireworks shall not begin before 12:00 noon on the 28th day of June and shall not continue after 12:00 midnight on the 4th day of July. ~~The use of fireworks shall be limited to the day before, the day of and the day after the following holidays: 4th of July, Veterans Day and New Years Day.~~ Any use of fireworks outside of these holidays would require a special use permit.

6. The sale and use of fireworks shall be temporarily prohibited if any of the following conditions exist:

1. Red Flag Warning:

- A. A red flag warning, as issued by the National Weather Service (NWS) or the California Department of Forestry and Fire Protection (CAL FIRE), due to conditions such as excessively hot temperatures, low humidity, high winds, or other factors that significantly increase the risk of fire in the region. This includes but is not limited to the following:
- Air temperature exceeding certain thresholds (as defined by local or state guidelines)
 - Wind speeds of 20 mph or greater, with gusts exceeding 30 mph
 - Relative humidity levels 15% or lower
 - Other similar conditions that could create a substantial fire hazard.

2. Public Safety resources strained by emergencies:

- A. The prohibition will also be enacted when public safety resources, including fire, police, and emergency medical personnel, are significantly strained due to ongoing or emerging emergencies. This includes, but is not limited to:
- A declared local, regional, or State emergency that draws resources away from routine public safety duties
 - Fires, natural disasters, or other large-scale emergencies within the City of Oroville, Butte County, surrounding counties, or in the state of California, which impact the availability of emergency response crews and resources

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- A situation where personnel and equipment are at risk of being depleted due to high demand in the face of simultaneous emergencies, such as multiple fires or other large-scale crises.

When the conditions outlined are believed to exist, the City Administrator, Fire and Police Chiefs shall meet to affirm. If conditions are affirmed, notice will go out to the community and all vendors. -The temporary prohibition shall remain in effect until conditions improve, and public safety risks are reduced to an acceptable level.

5.

7. Penalties associated with violations of this and the Health and Safety Code, are outlined in section 12700 of said code.

6.8. All unsold stock and accompanying litter shall be removed from the City by 12:00 noon on the 10th of July. Proof of removal must be furnished to the City's Fire Department.

7.9. The fireworks stand shall be removed from the temporary location by 12:00 noon on the 10th day of July, and all accompanying litter shall be cleared from such location by such time and date.

Section 319.6 Number of permits. The maximum number of permits issued pursuant to this chapter during any one calendar year shall not exceed one license for each 1,500 residents of the City. In determining the City population for the purposes of this section, the most recent census calculations shall be used.

Section 319.7 Seizure. The Fire Chief, ~~or~~ the Fire Chiefs designee or any law enforcement officer shall seize, remove, or cause to be removed at the expense of the owner all stocks of illegal fireworks offered or exposed for sale, stored, discharged or held in violation of this Code.

F. Section 503.2.1 is deleted and replaced to read as follows:

Section 503.2.1 Dimensions. Fire Apparatus access drives shall have an unobstructed width of not less than the following dimensions (including two 2' shoulders):

One-way access drive: 1-2 Units

Two-way access drives: 3-10 Units

11-60 Units

Width

16 feet (12 feet paved)

20 feet(16 feet paved) 25 feet(21 feet paved)

Over 60 Units 30 feet (26 feet paved)

Nonresidential

Width

One-way access drive: 16 feet (fully paved)

Two-way access drive: 25 feet (fully paved)

The minimum unobstructed vertical clearance shall be 14 feet at all points across the required width of the access drive. Vertical clearance may be increased as determined necessary by the Fire Chief or the Chief's designee.

G. Section 503.2.7 is deleted and replaced to read as follows:

Section 503.2.7 Grade. The gradient for a fire apparatus access road shall not exceed a grade of 16%, except that one run of the one hundred (100) feet or less in length may be at 18% grade upon approval of the Fire Chief.

H. Section 503.3 is amended by adding Section 503.3.1 to read as follows:

Section 503.3.1 Fire Lane Designation. Designation of fire lanes shall be by one of the following means:

1. By a white sign measuring at least 12 inches by 18 inches (12" x 18") posted immediately adjacent thereto and clearly visible. It should clearly state, in red letters not less than one inch (1") in height, that the space is a fire lane and parking is prohibited.

2. By outlining and hash marking the area in contrasting colors clearly marking it with the words "Fire Lane - No Parking."

3. By identifying the space with a red curb upon which the words "Fire Lane - No Parking" are stenciled every 15 feet.

A. Both sides of fire lanes shall be red curbed when the fire lane is twenty (20) to twenty-eight (28) feet in width.

B. At least one side of a fire lane shall be red curbed and stenciled when the fire lane is over twenty-eight (28) and up to thirty-six (36) feet in width.

C. Curbs need not be painted red nor stenciled when the fire lane is more than thirty-six (36) feet in width.

I. Section 505.1 is deleted and replaced to read as follows: Section 505.1 Address numbers. New and existing buildings shall have approved address numbers, building numbers, or approved building identification placed in a position that is plainly legible and visible from the street or road fronting the property. These numbers shall contrast with their background. Address numbers shall be Arabic numerals or alphabet letters. Said numbers shall be either internally or externally illuminated in all new construction. Numbers shall be as follows:

1. Minimum of one-half-inch (1/2") stroke by two and one-half inches (2-1/2") high.

2. When the structure is thirty-six (36) to fifty (50) feet from the street or fire department access, a minimum of one-half inch (1/2") stroke by six inches (6") high is required.

3. When the structure is more than fifty (50) feet from the street or fire apparatus access, a minimum of one-half inch (1/2") stroke by nine inches (9") high is required.

4. Where multiple addresses are required at a single driveway, they shall be mounted on a single post, and additional signs shall be located at locations where driveways divide.

5. Where a roadway provides access to solely a single commercial or industrial business, the address sign shall be placed at the nearest road intersection providing access to that site.

J. Sections 505.1.1 and 505.1.2 are added to read as follows:

Section 505.1.1 Multi-Tenant Buildings. Numbers or letters shall be designated on all occupancies within a building. Size shall be one-quarter-inch (1/4") stroke by two inches (2") high and on a contrasting background. Directional address numbers or letters shall be provided. Said addresses or numbers shall be posted at a height no greater than 5 feet, 6 inches (5' 6") above the finished floor and shall be either internally or externally illuminated in all new construction.

Section 505.1.2 Rear Addressing. Approved numbers or addresses shall be placed on all new and existing buildings in such a position as to be plainly visible and legible from the fire apparatus road at the back of a property or where rear parking lots or alleys provide an acceptable vehicular access. Number stroke and size shall comply with Section 505.1.

K. Section 506.1 is deleted and replaced to read as follows:

Section 506.1 Where Required. Where access to or within a structure or an area is restricted because of secured openings or where immediate access is necessary for life-saving or firefighting purposes, the fire code official is authorized to require a key box to be installed in an approved location. The key box shall be of an approved type and shall contain contents as established in Section 506.1.1.1.

L. Sections 506.1.1.1 and 506.1.1.2 are added to read as follows: Section 506.1.1.1 Key box contents requirements. The key provided shall be a master key to all spaces including multi-tenant spaces. Additional keys shall be included for elevator control, fire alarm control panels, and fire sprinkler control valve access. In addition, when required by the Chief, a current copy of the Hazardous Materials Inventory Statement (HMIS) shall be kept within the key box. EXCEPTION: Multi-tenant spaces which provide a key box for each tenant and installed per Section 506.1. Electronic card keys and codes may not be utilized as a substitute for manual keys.

EXCEPTION: When electronic locks release upon loss of electrical power, a manual key need not be provided.

Section 506.1.1.2 Installation Location. When key boxes are required by the Fire Chief, such boxes shall be mounted at 72 inches above finished floor within five feet of the latching side of the main entrance to a structure or facility. In addition, a decal shall be provided and installed adjacent to the key lock/latching device.

M. Section 506.2.1 is added to read as follows: Section 506.2.1 Hazardous Materials Inventory Statements (HMIS). The operator of the building shall update and maintain HMIS as required by the Fire Code Official. N. Section 509.1.1 is added to read as follows: Section 509.1.1. Utility Identification. In multi-unit commercial and residential buildings, gas and electric meters, service switches and shut-off valves shall be clearly and legible marked to identify the unit or space that it serves.

O. Section 903.3.1.4 is added to read as follows: Section 903.3.1.4 Inspectors Test Valves. Inspector Test Valves shall be provided for each system and located the furthest point away from the sprinkler riser.

P. Section 5003.6.1 is added to read as follows:

Section 5003.6.1 Requirements. Two NFPA 704 diamonds shall be placed on buildings so that they are clearly visible from at least two directions of travel.

1. The signs shall be at least fifteen inches by fifteen inches (15" x 15"). The signs shall not be placed on windows.
 2. When NFPA 704 diamonds are required for the interior doors, the signs shall be applied to the doors at a level no higher than the doorknob. The signs for the interior doors shall be at least six inches by six inches (6" x 6").
 3. The Fire Code Official may require fewer or more NFPA diamonds if the building configuration or size make it reasonably necessary.
- Q. Section A101.1 is amended by adding the following:
- Section A101.1.1 Application. The application for appeal shall be filed on a form obtained from the City building official within 20 days after the notice was served. A filing fee, as established by resolution of the City Council, shall be submitted at the time of filing. (Ord. 1802 § 2, 2013)

15.60.040 Express findings.

As required by Health and Safety Code Sections 17958.7, 18941.5(c) and 18942, the city council hereby expressly finds that amendments to the codes adopted by this chapter and as described in this section are necessary for the protection of the public health, safety and welfare, due to the local climatic, geological or topographical conditions.

- A. Express Finding Number 1-Climatic. Climate is one of the greatest impacts to fire behavior and other major emergency events because it cannot be controlled. The drying out of wood shakes and wild land fuels in the summer months allows for easy ignition. The combustible weeds on vacant urban lots coupled with windy conditions are a recipe for disaster. The Greater Oroville region has extreme variations in weather patterns. Summers are arid and warm; winters are cool to freezing but void of significant snowfall. Fall and spring can bring any combination of weather pattern together. The doubling of average rainfall called an "El Nino" event has occurred from time to time and does cause the grass to mature and grow in excess of 6 feet high before it dries out. Ten square feet of this type of fuel is equivalent to the explosive force of one gallon of gasoline. Average yearly rainfall for the city is approximately 27 inches. This rainfall normally occurs from October to April. Low level fog (tulle-fog) is present throughout the winter months, which brings visibility to almost zero feet. The fog delays emergency responders. The fog can also cause freezing and slick roadways. During the summer months there is generally no measurable precipitation. Temperatures for this dry period range from 70 to 112 degrees F and are frequently accompanied by light to gusty Delta winds. The relative humidity during the summer months range from 2 to 30 mm Hg, which is classified as arid.
- B. Express Finding Number 2---Geological.
The City of Oroville is subject to ground tremors from seismic events as the city is located in Design Category C, which relates to a high risk of earthquakes. Gas appliances located in attics or garages must be adequately braced and protected from damage from moving objects. Large portions of the city have poor soil conditions. Additionally, the very low elevations are subject to a very high-water table.
- C. Express Finding Number 3-Topographical.
The city features include open space, drainage canals, components of the Oroville Dam and its water handling systems, highways, and railroad tracks. Traffic has to be channeled around several of these topographical features and limitations which create traffic congestion and delays in emergency response. These features are located between the Fire Station located within the city and our Automatic Aid partners CalFire and El Medio. Heavy traffic congestion on the city streets already acts as a barrier to timely response for fire and emergency vehicles. In the event of an accident or other emergency at

one of the key points of intersection between a road and freeway, sections of the city could be isolated or response times could be sufficiently slowed so as to increase the risk of injury or damage. (Ord. 1802 § 2, 20 13)

SECTION 2: This ordinance shall become effective thirty (30) days after its adoption. A summary of this ordinance shall be published within fifteen (15) days after its adoption, in accordance with Section 36933 of the Government Code.

SECTION 3: Severability. If any section, clause, paragraph or sentence of this Ordinance, or the application thereof to any person or circumstances, shall be held invalid, such invalidity shall not effect the other provisions of this Ordinance which can be given effect without the invalid provision or application and, to this end, the provisions of this Ordinance are hereby declared to be severable.

The foregoing ordinance was introduced, and the title thereof read at the regular meeting of the City Council the 16th day of April 2024, and by vote of the Council members present, further reading was waived.

The forgoing ordinance was duly passed and adopted by the City Council of the City of Oroville at a regular meeting thereof, this 7th day of May 2024, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

ATTEST:


 Kayla Reaster, Assistant City Clerk

APPROVED:


 David Pittman, Mayor

APPROVED AS TO FORM:



Scott Huber, City Attorney

Assemblyman James Gallagher
1130 Civic Center Boulevard
Yuba City, CA 95993

Subject: Support for AB 3065 – Empowering Communities and Nonprofits through Safe and Sane Fireworks

Dear Assemblyman James Gallagher,

I am writing to express strong support to reintroduce AB 3065, which empowers California communities to make informed decisions about the retail sales of Safe and Sane Fireworks. This bipartisan legislation originally sponsored by state legislators Eduardo Garcia and Megan Dahle, provides a balanced approach to addressing critical funding needs for nonprofits while enhancing public safety and reinforcing local control.

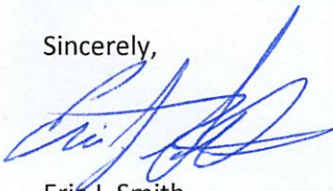
Safe and Sane Fireworks are rigorously tested and regulated to ensure they meet safety standards, providing a controlled and legal alternative to dangerous illegal fireworks. By granting communities the option to permit nonprofit sales, AB 3065 helps combat the growing prevalence of illegal fireworks while supporting over 2,700 nonprofit organizations that depend on these sales to fund vital programs. From youth sports teams to public safety initiatives, these organizations enrich our communities and rely on these revenues to thrive.

Notably, late December is a much safer time of year for fireworks in California's fire-prone climate. Unlike the dry and hot conditions of summer, the winter season often brings cooler temperatures, increased humidity, and rainfall, which significantly reduce the risk of wildfires. By expanding the retail window to the New Year's holiday, AB 3065 provides communities with a safer opportunity to celebrate while maintaining strict local oversight of sales and use.

AB 3065 is a comprehensive solution that benefits communities, nonprofits, and public safety. It strengthens nonprofit funding, provides a safe alternative to illegal fireworks, reduces fire risks, and respects the authority of local governments. I urge your support for this important legislation.

Thank you for your consideration.

Sincerely,



Eric J. Smith
Vice Mayor
City of Oroville



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN AND COUNCIL MEMBERS

FROM: BRIAN RING, CITY ADMINISTRATOR

**RE: RETENTION OF OUTSIDE COUNSEL TO REVIEW THE APPLICATION
AND SCOPE OF ARTICLE XXVIII SECTION 3 OF THE OROVILLE CITY
CHARTER**

DATE: DECEMBER 3, 2024

SUMMARY

At the request of Mayor Pittman and Council Member Webber, the Council shall consider the retention of independent outside counsel to review the application and scope of City Charter, Article XXVIII Section 3 to determine if applies to City contracts only, or to a more broad application.

DISCUSSION

The City assigns Council Members to sit on Boards of other entities, including Joint Powers Authorities, who may negotiate and approve contracts. These contracts at times may be the subject of a dispute or settlement. The question presented is, does Article XXVII, Section 3 apply due to the fact that a Council Member sits on that Board, through the appointment of the City Council, and wouldn't otherwise be appointed if they were not a Council Member.

The Council shall consider retaining independent outside counsel with an expertise in this area of law to review the matter.

FISCAL IMPACT

To be determined.

RECOMMENDATION

Direct City Administrator to enter into an agreement with independent outside counsel to review the applications and scope of Article XXVIII Section 3 of the Oroville City Charter.

ATTACHMENTS

None.



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN & COUNCIL MEMBERS
FROM: BRIAN RING, CITY ADIMINISTRATOR
RE: ELECTED OFFICIAL GUIDING PRINCIPLES HANDBOOK
DATE: DECEMBER 3, 2024

SUMMARY

Council will receive information on draft Elected Official Guiding Principles handbook and provide input and staff direction.

DISCUSSION

Staff were directed to develop a document that would be used by the City Council to provide framework and standards to promote ethical and responsible governance. City officials are expected to demonstrate the highest standards of personal integrity, honesty and conduct in all activities to inspire public confidence and trust. This draft is not intended to be the end all be all for Council Members to refer to for every situation they may encounter. It is intended to provide some general guidance and framework.

FISCAL IMPACT

None

ACTION REQUESTED

Provide input on draft Guiding Principles document.

ATTACHMENTS

Draft Guiding Principles document.

City of Oroville City Council Guiding Principles Handbook

Introduction

The purpose of this handbook is to establish a set of core principles that will guide the actions and decisions of elected officials. The handbook is intended to promote ethical and responsible governance, ensure compliance with the Ralph M. Brown Act, and provide a framework for effective decision-making that benefit the residents of Oroville.

Table of Contents

1. Role of the City Council and Oath of Office
2. General Policies and Expectations
3. Behavior and Etiquette
4. Brown Act Compliance
5. Meeting Protocols
6. Public Participation
7. Conflict of Interest
8. Transparency and Ethics
9. Staff Interactions
10. Consequences for Non-Compliance
11. Amendments and Updates

1. Role of the City Council

The City Council is responsible for governing the City of Oroville by establishing policies, passing ordinances, and making decisions on behalf of the public. Council members represent the community and are tasked with ensuring that the City government operates effectively, ethically, and in the best interests of residents.

2. General Policies and Expectations

- **Accountability:** Council members should take responsibility for their actions and decisions and be transparent in their communication with the public and City staff.
- **Respect:** Council members should maintain respectful communication with each other, City staff, and members of the public, even in situations of disagreement.
- **Professionalism:** The Council is expected to conduct itself with professionalism and integrity at all times, adhering to the ethical standards set forth in local and state law.
- **Collaboration:** Cooperation and teamwork are critical in decision-making processes to achieve the best outcomes for the city.

3. Behavior and Etiquette

- **Respect for Others:** Council members should be courteous and respectful during all official proceedings and interactions. Disparaging comments, personal attacks, or abusive language are strictly prohibited.
- **Active Listening:** Council members should listen attentively to each speaker during meetings and avoid side conversations, interruptions, or distractions.
- **Civil Discourse:** All discussions should remain focused on the issue at hand, with an emphasis on solving problems constructively. Personal opinions should be expressed respectfully, and Council members should avoid inflammatory or accusatory language.
- **Time Management:** To respect everyone's time, Council members should be prepared for meetings by reviewing agendas and documents in advance, ensuring meetings run efficiently.
- **Public Communication:** When representing the City of Oroville, Council members should maintain a tone of professionalism and diplomacy.
- **Staff Interactions:** Understand that Department leadership take direction from a majority of the Council. Council Members should not give individual members of department leadership (or any employees) direction nor take up excessive staff

time that takes away from staff implementing the wishes of the Council (refer further to section 9).

4. Brown Act Compliance

The Ralph M. Brown Act ("Brown Act") governs open meetings for local government bodies to ensure transparency in decision-making. The Oroville City Council is committed to complying fully with the Brown Act to maintain public trust.

- **Public Meetings:** All Council meetings must be open to the public, except for closed sessions as permitted under specific conditions outlined in the Brown Act. Some committees and subcommittees are also subject to the Brown Act. Advisory committees composed solely of members of the legislative body that are less than a quorum of the legislative body are not subject to the Brown Act unless it's a committee created by formal action that covers continuing subject matters. Ad hoc committee's containing less than a quorum of the legislative body that are for a limited duration are not likely subject to the Brown Act. Committees with less than a quorum of the legislative body that also include members of the public or staff, are subject to Brown Act.
- **Agenda Posting:** Meeting agendas must be posted 72 hours before regular meetings and 24 hours before special meetings, outlining all items to be discussed or acted upon. No action can be taken on items not listed on the agenda.
- **Quorum and Serial Meetings:** Council members must avoid engaging in discussions impacting City business with each other outside of publicly noticed meetings where a quorum (majority of Council) could be present. Serial meetings, a series of private meetings where a majority of the Council commit to voting a certain way, are prohibited.
- **Public Participation:** The public must be given the opportunity to address the Council during open meetings. Time limits for public comments may be imposed to ensure orderly proceedings, but the public's right to participate must be respected.
- **Closed Sessions:** Closed sessions are allowed only for specific issues such as litigation, personnel matters, or real estate negotiations. Decisions made in closed sessions must be reported during the open session when required. Discussions that happen during closed session are confidential and must not be shared.

5. Meeting Protocols

- **Chairing Meetings:** The Mayor (or the Vice Mayor if Mayor is unavailable) will preside over meetings and ensure that the proceedings are orderly. Council members should respect the authority of the presiding officer and adhere to the established meeting procedures.
- **Motions and Voting:** Council members may introduce motions on any item listed on the agenda. A second is required for a motion to be considered. If multiple motions are made, voting shall take place according to Rosenberg's Rules of Order. Voting is conducted openly, and the results are recorded in the meeting minutes.
- **Public Hearings:** For matters requiring public hearings, adequate notice must be provided to the community. All testimony, both written and verbal, must be taken into account before any final decision is made.
- **Engagement with the public during meetings** must be limited to agendized items. Interest in a topic raised by a member of the public during public comments should be discussed at a later meeting after having the topic agendized appropriately.

6. Public Participation

- **Public Input:** The Council encourages residents to participate in the decision-making process by attending meetings and providing input on agenda items. Public comment is permitted on both agenda and non-agenda items.
- **Written Comments:** Members of the public may submit written comments to the City Clerk prior to meetings, which will be distributed to the Council and included in the record.
- **Decorum:** Members of the public are expected to conduct themselves respectfully during meetings. Disruptive behavior, including shouting or personal attacks, may result in removal from the meeting.

7. Conflict of Interest

Council members must adhere to all conflict-of-interest laws and disclose any personal, financial, or other interests that could affect their impartiality in decision-making. Council members must recuse themselves from participating in discussions or votes where a conflict of interest exists.

8. Transparency and Ethics

- **Transparency:** Council members must conduct City business in a manner that is open and transparent to the public. This includes full disclosure of any pertinent information that may affect decision-making.
- **Ethical Conduct (Assembly Bill 1234):** Council members must follow ethical standards in all interactions, avoiding any appearance of impropriety or undue influence. Acceptance of gifts, favors, or other incentives that could sway official decisions is strictly prohibited as would be any promise for future gifts, favors, or incentives

9. Staff Interactions

The City Council as a body sets the policy and direction through the budget process and official actions taken by the Council. City staff are tasked with implementing that direction. While staff should provide Council members with data and information when requested, individual Council members need to understand their larger role as setting policy and shall not give individual direction to staff.

In order to respect the busy schedules of City staff, Council Members shall schedule meetings in advance (ideally 24 hours' notice) with Staff (with notification to the City Administrator), should there be a desire to meet with them. To promote transparency, Council members should report out on conversations that take place with Staff during Council Announcements and Reports at City Council meetings.

10. Consequences for Non-Compliance

Failure to comply with these policies and the Brown Act can result in legal action, personal liability, sanctions, or censor by the Council. Violations of decorum or ethical standards can lead to censure or removal from Council committees.

This handbook is intended to be self-enforcing. Council members who repeatedly do not follow proper conduct outlined in the Elected Officials Guiding Principles Handbook may be formally censured by the Council or lose committee assignments. Individual Council members should point out to the offending Council member perceived infractions. If the offenses continue, the matter should be referred to the Mayor in private (unless the Mayors actions are being questioned, then the matter should be referred to the Vice Mayor). It would be up to the Mayor (or Vice Mayor) to initiate any actions. If no actions are taken, then the matter can be brought forward to the full Council.

Council members who do not sign an acknowledgement that they have read and understand the Elected Officials Guiding Principles Handbook, shall be ineligible for committee assignments.

11. Amendments and Updates

This handbook will be reviewed and updated periodically to ensure compliance with changes in law and to reflect the evolving needs of the City of Oroville. Amendments must be approved by a majority vote of the City Council.

I affirm that I have read and understand the City of Oroville Elected Official Guiding Principles Handbook.

Signature

Date



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN AND COUNCIL MEMBERS

**FROM: BILL LAGRONE, CHIEF OF POLICE
RON BELSER, DIRECTOR OF CODE ENFORCEMENT**

**RE: TRANSFER OF COMMUNITY NAVIGATOR PROGRAM (EMPLOYEES
AND ASSETS) FROM THE POLICE DEPARTMENT TO THE CODE
ENFORCEMENT DEPARTMENT**

DATE: DECEMBER 3, 2024

SUMMARY

The Council shall consider the transfer of the Two (2) Community Navigator positions, and assets from the Police Department to the Code Enforcement Department.

DISCUSSION

The City of Oroville has recognized the need for a more robust approach to addressing code violations and community concerns, particularly related to properties in disrepair, environmental hazards, and neighborhood safety. The Code Enforcement Department currently faces a growing caseload of issues that require dedicated staff to help resolve matters such as abandoned vehicles, illegal dumping, zoning violations, and general code compliance.

At the same time, the Police Department has leveraged the services of Community Navigators to provide support to at-risk populations, assisting with outreach and social services. These positions are instrumental in addressing non-criminal issues.

Code Enforcement presents an opportunity to deploy these positions in a way that can more directly address local quality of life issues and better foster community engagement.

Given the community-driven nature of the work handled by the Community Navigators and the evolving needs within the Code Enforcement Department, the proposed transfer of two Community Navigators will allow the City to more effectively address code violations while still maintaining strong community connections.

The two existing Community Navigator positions will be reassigned from the Police Department to the Code Enforcement Department. These individuals will use their experience in community outreach and engagement to assist with responding to Code Enforcement issues and to address violations related to public safety, and environmental hazards.

The transfer of the Community Navigators is expected to improve the overall efficiency of the Code Enforcement Department by increasing its capacity to handle the growing demand for services. With these two Navigators, the Code Enforcement Department will be better equipped to engage the community and ensure better communication between residents and the City. By transferring these positions, the City enhances its ability to address non-criminal concerns, while still maintaining a strong focus on safety and enforcement. This shift also ensures that City resources are being used in the most effective manner, ensuring that both departments are operating at their highest potential while meeting the needs of the community.

The proposed transfer of two Community Navigators from the Police Department to the Code Enforcement Department will strengthen the City's capacity to address community concerns related to environmental issues, and code violations. It is a strategic reallocation of resources that enhances both departments' ability to serve the public and improve the overall quality of life in Oroville.

Additionally, the reallocation of these positions from the Police Department will allow the Police Department to focus more on its core mission of ensuring public safety and responding to criminal matters, without sacrificing efforts to assist residents in need of guidance and resources.

FISCAL IMPACT

There will be no financial impact to the City as a result of these position transfers. The salaries and benefits for the two Community Navigators will remain the same, and all existing funding for these positions will be transferred from the Police Department budget to the Code Enforcement budget. This will be managed through a simple reallocation of personnel costs.

RECOMMENDATION

It is recommended that the City Council approve the transfer of two Community Navigator positions (and applicable assets/equipment) from the Police Department to the Code Enforcement Department.

ATTACHMENTS

List of assets to be transferred from Police Department to Code Enforcement



CITY OF OROVILLE

Community Navigator List of Assets

- 1. Off / On road Polaris** (necessary for park and trail patrols}
- 2. Radios**
- 3. Office Computers**
- 4. Navigator vehicle** (out of service police vehicle, repainted and repurposed)



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN AND COUNCIL MEMBERS

**FROM: RUTH DUNCAN, ASSISTANT CITY ADMINISTRATOR -
ADMINISTRATIVE SERVICES**

**RE: ESTABLISHMENT OF OPIOID SETTLEMENT FUND AND FUNDING
TWO COMMUNITY NAVIGATOR ALLOCATIONS**

DATE: DECEMBER 3, 2024

SUMMARY

The City Council may consider authorizing the transfer of Opioid funds into the newly established Opioid Settlement Fund 121 and also consider its use to fund two Community Navigator positions.

DISCUSSION

Staff is requesting authorization to transfer \$258,356.94 from the General Fund-100 to the newly established Opioid Settlement Fund-121. The amount represents the net of revenue and expenditure activity in the General Fund prior to the establishment of the Opioid Settlement Fund-121. Prior to the establishment of the Opioid Settlement Fund-121 activity was tracked using project codes in the General Fund. See recap of activity below.

Opioid Settlement activity in the General Fund:

Distributors - McKesson, Cardinal Health & Cencora	11/15/22	43,219.94	43,219.94	
Distributors - McKesson, Cardinal Health & Cencora	12/30/22	45,422.05	88,641.99	
Manufacturers and Traders Trst Co	01/31/23	7,088.58	95,730.57	
Monsanto Company	05/09/23	17,414.03	113,144.60	Fiscal year 22-23
Janssen Pharmaceuticals, Inc.	07/20/23	27,007.44	140,152.04	
Distributors - McKesson, Cardinal Health & Cencora	08/02/23	38,276.08	178,428.12	
Manufacturers and Traders Trst Co	11/15/23	8,339.51	186,767.63	
Butte Co DESS for Community Navigator	04/25/24	(23,319.03)	163,448.60	
Distributors - McKesson, Cardinal Health & Cencora	05/01/24	21,502.57	184,951.17	Fiscal year 23-24
Janssen Pharmaceuticals, Inc.	07/16/24	42,317.15	227,268.32	
Distributors - McKesson, Cardinal Health & Cencora	07/31/24	48,412.76	275,681.08	
Butte Co DESS for Community Navigator	08/01/24	(17,294.14)	258,386.94	

Current Fiscal year to date 2024-25
In the General Fund-100

Staff is also requesting the use of these funds to fund two Community Navigator positions recently approved by Council on September 17, 2024. Use of funds for this purpose is in line with what the settlement proceeds were allocated for.

FISCAL IMPACT

Transfer of \$258,356.94 from the General Fund-100 to the newly established Opioid Settlement Fund-121.

Establish a budget in Fund 121 of \$150,000.00 to fund two Community Navigator positions.

RECOMMENDATION

Approve the transfer of \$258,356.94 from the General Fund-100 to the newly established Opioid Settlement Fund-121.

Approve the establishment of budget for two Community Navigator positions. \$150,000.00.

ATTACHMENTS

None



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN AND COUNCIL MEMBERS

**FROM: AMY BERGSTRAND, DIRECTOR
BUSINESS ASSISTANCE AND HOUSING DEVELOPMENT**

**RE: AMENDMENT TO THE PERMANENT LOCAL HOUSING ALLOCATION
(PLHA) FIVE YEAR PLAN AND APPLICATION FOR YEAR 2023
ALLOCATION**

DATE: DECEMBER 3, 2024

SUMMARY

The Council may conduct a public hearing to solicit comments regarding the amendment to the PLHA 5-year Plan for allocation years 2021, 2022 and 2023 that would increase the allowable Area Median Income (AMI) for applicants applying for the Owner-Occupied Housing Rehabilitation Program from 60% to 120%.

Additionally, Council may consider the submittal of an application to the Department of Housing and Community Development (HCD) for the City's 2023, and final share of the PLHA 5-year allocation in the amount of \$83,338.

DISCUSSION

Pursuant to the Building Homes and Jobs Act (Senate Bill 2, 2017), HCD has been collecting a \$75 recording fee on all real estate documents to increase the supply of affordable homes in California. These funds are being allocated to local governments for planning activities that can accelerate the supply of affordable housing.

At the July 21, 2020, City Council meeting, Council directed staff to submit an application for the five-year allocation period in the estimated amount of \$822,306. The funds were to be used for activity 301(a)(2) – “to provide low interest rehabilitation loans to owner-occupied borrowers in the City limits of Oroville for residents earning less than 120% AMI.” South Oroville residents were given priority and 5% of the allocation will be used for general administration expenses.

When the original 5-year Plan was submitted, staff recommended assisting borrowers up to the Area Median Income (AMI) as follows:

2019	2020	2021	2022	2023
80%	80%	60%	60%	60%

However, it has since been determined that increasing the AMI to 120% for all years, excluding 2019 and 2020 funds, would better serve the Oroville citizens and could result in more program beneficiaries. The funding in year 2019 and 2020 will remain available to only those earning up to an AMI of 80%.

Total Available up 80%: \$350,211

Total available up to 120%: \$419,443

A Request for Release of Funds (RRF) has been submitted for both the 2019 and 2020 allocations, with the 2019 being received (\$137,051). These funds will be used to provide rehabilitation loans to applicants making less than 80% of AMI. Allocation for years 2021 (\$224,412) and 2022 (\$111,693) have been secured but staff will be holding the RRF until the new 5-year Plan has been approved by State PLHA, pending council approval that will allow the City to assist applicants earning incomes below 120% AMI.

Additionally, the 2023 Notice of Funding Availability (NOFA) was issued on October 15, 2024, and will be the last allocation under this current 5-Year Plan. The program requires the City to submit a new application and resolution to request the 2023 (\$83,338) allocation.

FISCAL IMPACT

There is no General Fund impact. When awarded, staff will submit RRFs for the remaining allocations in the amount of \$419,443, once the funding is received, it will be receipted into Fund 140, project PLHA15445.

RECOMMENDATION

1. Adopt Resolution No. 9325 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE APPLICATION AND AMENDING THE PLHA PLAN FOR THE PERMANENT LOCAL HOUSING ALLOCATION PROGRAM;
2. Approve the submittal of a PLHA streamline grant agreement for 2023; and
3. Authorize staff to implement the grant if awarded.

ATTACHMENTS

Resolution No. 9325
2024 PLHA Application for Year 5, 2023
Amended 5-year Plan

RESOLUTION NO. 9325

THE CITY OF OROVILLE

AUTHORIZING RESOLUTION OF THE CITY OF OROVILLE

AUTHORIZING THE APPLICATION AND AMENDING THE PLHA PLAN FOR THE PERMANENT LOCAL HOUSING ALLOCATION PROGRAM

A NECESSARY QUORUM _____ of the
CITY COUNCIL _____ of
THE CITY OF OROVILLE, A MUNICIPALITY _____
THE CITY OF OROVILLE _____ hereby consents to, adopts, and ratifies the following
resolution:

- A. WHEREAS, the Department is authorized to provide up to \$296 million under the SB 2 Permanent Local Housing Allocation Program Formula Component from the Building Homes and Jobs Trust Fund for assistance to Cities and Counties (as described in Health and Safety Code section 50470 et seq. (Chapter 364, Statutes of 2017 (SB 2)).
- B. WHEREAS, the State of California (the "State"), Department of Housing and Community Development ("Department") issued a Notice of Funding Availability ("NOFA") dated 10/15/2024 under the Permanent Local Housing Allocation (PLHA) Program;
- C. WHEREAS, THE CITY OF OROVILLE _____ is an eligible Local government who has applied for program funds to administer one or more eligible activities, or a Local or Regional Housing Trust Fund to whom an eligible Local government delegated its PLHA formula allocation.
- D. WHEREAS, the Department may approve funding allocations for PLHA Program, subject to the terms and conditions of the Guidelines, NOFA, Program requirements, the Standard Agreement, and other contracts between the Department and PLHA grant recipients;

NOW THEREFORE BE IT RESOLVED THAT:

1. If Applicant receives a grant of PLHA funds from the Department pursuant to the above referenced PLHA NOFA, it represents and certifies that it will use all such funds in a manner consistent and in compliance with all applicable state and federal statutes, rules, regulations, and laws, including without limitation all rules and laws regarding the PLHA Program, as well as any and all contracts Applicant may have with the Department.

2. Applicant is hereby authorized and directed to receive a PLHA grant, in an amount not to exceed the five-year estimate of the PLHA formula allocations, as stated in Appendix B of the current NOFA \$822,306 in accordance with all applicable rules and laws.
3. Applicant hereby agrees to use the PLHA funds for eligible activities as approved by the Department and in accordance with all Program requirements, Guidelines, other rules, and laws, as well as in a manner consistent and in compliance with the Standard Agreement and other contracts between the Applicant and the Department.
4. **Pursuant to Sections 302(c)(4) and 302(c)(5) of the Guidelines, Applicant's PLHA Plan Amendment for the 2020-2023 Allocations is attached to this resolution, and Applicant hereby adopts this PLHA Plan Amendment and certifies compliance with all public notice, public comment, and public hearing requirements in accordance with the Guidelines.**
5. **If applicable:** Applicant certifies that it was delegated by N/A to submit an application on its behalf and administer the PLHA grant award for the formula allocation of PLHA funds, pursuant to Guidelines Section 300(c) and 300(d), and the legally binding agreement between the recipient of the PLHA funds and the Applicant is submitted with the PLHA application.
6. **If applicable:** Applicant certifies that it has or will subgrant some or all of its PLHA funds to another entity or entities. Pursuant to Guidelines Section 302(c)(3), "entity" means a housing developer or program operator, but does not mean an administering Local government to whom a Local government may delegate its PLHA allocation.
7. **If applicable:** Applicant certifies that its selection process of these subgrantees was or will be accessible to the public and avoided or shall avoid any conflicts of interest.
8. **If applicable:** Pursuant to Applicant's certification in this resolution, the PLHA funds will be expended only for eligible Activities and consistent with all program requirements.
9. **If applicable:** Applicant certifies that, if funds are used for the acquisition, construction or rehabilitation of for-sale housing projects or units within for-sale housing projects, the grantee shall record a deed restriction against the property that will ensure compliance with one of the requirements stated in Guidelines Section 302(c)(6)(A), (B) and (C).
10. **If applicable:** Applicant certifies that, if funds are used for the development of an Affordable Rental Housing Development, the Local government shall make PLHA assistance in the form of a low-interest, deferred loan to the Sponsor of the Project, and such loan shall be evidenced through a Promissory Note secured by a Deed of Trust and a Regulatory Agreement shall restrict occupancy and rents in accordance with a Local government-approved underwriting of the Project for a term of at least 55 years.

11. Applicant shall be subject to the terms and conditions as specified in the Standard Agreement, the PLHA Program Guidelines and any other applicable SB 2 Guidelines published by the Department.

12. The City Administrator is/are authorized to execute the PLHA Program Application, the PLHA Standard Agreement and any subsequent amendments or modifications thereto, as well as any other documents which are related to the Program or the PLHA grant awarded to Applicant, as the Department may deem appropriate.

PASSED AND ADOPTED at a regular meeting of the THE CITY OF OROVILLE this 3rd _____ day of, December 2024, by the following vote:

AYES: _____ ABSTENTIONS: _____ NOES: _____ ABSENT: _____

Signature of Approving Officer: _____

Brian Ring, City Administer

INSTRUCTION: The attesting officer cannot be the person identified in the resolution as the authorized signor.

CERTIFICATE OF THE ATTESTING OFFICER

The undersigned, Officer of Assistant City Clerk does hereby attest and certify that the foregoing attached Resolution is a true, full and correct copy of a resolution duly adopted at a meeting of the City of Oroville which was duly convened and held on the date stated thereon, and that said document has not been amended, modified, repealed, or rescinded since its date of adoption and is in full force and effect as of the date hereof.

ATTEST: _____
Signature of Attesting Officer

Kayla Reaster, Assistant City Clerk
Print Name and Title of Attesting Officer

Permanent Local Housing Allocation (PLHA) Form Allocation Item 8.

Notice of Funding Availability (NOFA) October 15, 2024

2024 Application for Previous Awardees



State of California
Gavin Newsom, Governor

Business, Consumer Services and Housing Agency
Tomiquia Moss, Secretary

Department of Housing and Community Development
Gustavo Velasquez, Director

Program Design and Implementation, PLHA Program
651 Bannon Street, Sacramento, CA 95811

Email: PLHA@hcd.ca.gov

Website: [Permanent Local Housing Allocation Program \(PLHA\)](#)

Allocation Years	New & Streamlined Submission Deadline	5-Year Plan Amendment Submission Deadline
Year 1 (2019)	n/a	n/a
Year 2 (2020)	n/a	n/a
Year 3 (2021)	02/28/2025	06/30/2025
Year 4 (2022)	02/28/2026	06/30/2026
Year 5 (2023)	02/28/2027	06/30/2027

Instructions

Rev. 10/10/24

When opening this file, a yellow banner at the top may appear with a button that says "Enable Content". It is essential that you click this box so that the macros are enabled. Enabling macros is necessary for full worksheet functionality. Macros do not work with Microsoft's Excel version for Apple Mac.

Applications must be submitted electronically to the Department's HCD Portal Sign In website. To receive an award of CY 2021 funds, applicants are required to submit an application and demonstrate a fully compliant Housing Element and submittal of the applicable Annual Progress Report(s) no later than February 28, 2025. All CY 2021 funds must be awarded by June 30, 2025 or they will revert to the Housing Rehabilitation Loan Fund per statute.

This NOFA will remain open to eligible applicants through June 30, 2027.

Applications must be on the Department's forms and cannot be altered or modified by the Applicant. Excel forms must be in Excel format and 'save as' .xls or .xlsx. Do not 'save as' .xlsm or .pdf format. For application errors please fill out the Application Support worksheet and email the entire workbook to Application Support for application errors at PLHA@hcd.ca.gov.

General Instructions (Additional instructions and guidance are given throughout the Formula Allocation Application in "red" text and in cell comments.

Guideline references are made with "\$" and the corresponding guideline section number.

"Yellow" cells are for Sponsor input. Failure to provide the required attachments and documentation may disqualify your application from consideration. An Applicant must submit a complete application and other documents consistent with the deadlines stated in this NOFA. Applications submitted in response to this NOFA must meet the threshold requirements set forth in this section and in PLHA Guidelines Section 302.

Required attachments are indicated in "orange" throughout the Streamline Application. Failure to provide the required attachments and documentation may disqualify your application from consideration. Electronically attached files must use the naming convention in the PLHA Application. For Example: "App1 Tin" or "Reuse Plan".

Threshold items are indicated in "blue" cells.

"Red" shaded cells indicate the Sponsor has failed to meet a requirement of the program. Cells in the worksheet shaded in "red" indicate that the Applicant has failed to meet the minimum required.

Sponsor must complete the following worksheets in the PLHA Formula Allocation Application.

Formula Allocation Application

Urban County

Checklist

Threshold Requirement	Electronic File Name	Document Description	Included?
X	Application and Adopting the PLHA Plan (2021-2023 Allocations) Reso	Pursuant to section 302(c)(4) of the Guidelines, Applicant's PLHA Plan for 2021-2023 allocations is attached to this resolution, and Applicant certifies compliance with all public notice, comment, and hearing requirements in accordance with the Guidelines.	Included
X	App1 TIN	Provide a signed Gov't TIN Form	Included
X	Applicant Delegation Agreement	Legally binding agreement between Delegating and Administering Local Governments.	Not Applicable
X	Plan Adoption Reso	§302(c)(4)(D) Evidence that the Plan was authorized and adopted by resolution by the Local jurisdiction and that the public had an adequate opportunity to review and comment on its content. PLHA webpage for Plan Adoption Resolution Document , located under our Forms tab. If you are not amending your plan with this application this should be the last resolution executed. If you are amending your plan with this application you must submit a new resolution that was executed adopting the new plan.	Not Applicable
X	Reuse Plan	Program Income Reuse Plan describing how repaid loans or accrued interest will be used for eligible activities in Section 301.	Not Applicable
X	Executed Application	Provide a copy of the signed application. Signature can be typed into the Excel workbook, PDF with DocuSigned signature or PDF with wet ink signature in blue ink preferred.	Included

Disclosure of Application (California Public Records Act Statutes of 1968 Chapter 1473): Information provided in the application will become a public record available for review by the public, pursuant to the California Public Records Act Statutes of 1968 Chapter 1473. As such, any materials provided will be disclosable to any person making a request under this Act. The Department cautions Applicants to use discretion in providing information not specifically requested, including but not limited to, bank accounts, personal phone numbers and home addresses. By providing this information to the Department, the Applicant is waiving any claim of confidentiality and consents to the disclosure of submitted material upon request."

Local Government Formula Allocation for Returning Applicants

This streamlined application form is limited to Applicants who applied for and received an award under one or more of the previous Formula Allocation NOFA's (2020, 2021, 2022, or 2023).

*****Please note the following changes were made in the Amended NOFA*****

All Applicants requesting funds must submit a plan amendment with this application if 40% of each allocation being requested is NOT already allocated to an ownership activity.

All Applicants requesting an amendment to the 5-Year Plan with this application must redirect 40% of each allocation towards a homeownership Activity.

Ownership activities are 2,3,4,7,8,9 (activities 2,3,4, & 8 will only count as ownership if the funds will go towards ownership sub activities as opposed to rental housing sub activities including ADU's)

Did Applicant receive an award under one or more of the previous NOFA's? (2020, 2021, 2022 or 2023)					Yes
Which Allocation(s) are you applying for with this application?					2023 Only
Eligible Applicant Type:		NonEntitlement			
Local Government Recipient of PLHA Formula Allocation:					Oroville
2021 PLHA Formula Allocation Amount:	n/a	Allowable Local Admin (5%):	n/a	Admin requested?	
2022 PLHA Formula Allocation Amount:	n/a	Allowable Local Admin (5%):	n/a	Admin requested?	
2023 PLHA Formula Allocation Amount:	\$83,338	Allowable Local Admin (5%):	\$4,167	Admin requested?	Yes

Instructions: If the Local Government Recipient of the PLHA Formula Allocation delegated its PLHA formula allocation to another Local Government in any prior round, the Applicant (for which information is required below) continues to be the administering Local Government, which received the award. The PLHA award will be made to the Applicant (upon meeting threshold requirements) and the Applicant is responsible for meeting all program requirements throughout the term of the Standard Agreement.

\$300 Eligible Applicants

\$300(a) and (b) Eligible Applicants for the Entitlement and Non-Entitlement formula component described in Section §100(b)(1) and (2) are limited to the metropolitan cities and urban counties allocated a grant for the federal fiscal year 2017 pursuant to the federal CDBG formula specified in 42 USC, Section §5306 and Non-entitlement local governments.

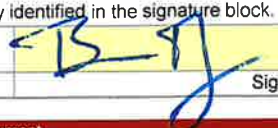
Applicant:		City of Oroville			
Address:		1735 Montgomery St.			
City:	Oroville	State:	CA	Zip:	95965
County:	Butte				
Auth Rep Name:	Brian Ring	Title:	City Administrator	Auth Rep. Email:	bring@cityoforoville.org
Address:	1735 Montgomery St.	City:	Oroville	State:	CA
Contact Name:	Amy Bergstrand	Title:	Housing Director	Contact Email:	abergstrand@cityoforoville.org
Address:	1735 Montgomery St.	City:	Oroville	State:	CA
Phone:	(530) 538-2433	Zip Code:	95965	Contact Phone:	(530) 538-2584
				Zip Code:	95965

\$302 Threshold Requirements

\$302(a) Housing Element compliance: Applicant and Delegating Local Government's if applicable Housing Element was adopted by the Local Government's governing body by the application submittal date and subsequently determined to be in substantial compliance with state Housing Element Law pursuant to Government Code Section 65585.		Yes
\$302(b) Applicant or Delegating Local Government has submitted the Annual Progress Report(s) to the Department of Housing and Community Development pursuant to Government Code Section 65400 for the allocations being requested.		Yes
\$302(c)(2) Applicant certifies that submission of the application was authorized by the governing board of the Applicant.		Yes
\$302(c)(5) Is the applicant submitting a plan amendment with this application? (If you wish to or are required to reallocate more than 10 percent of funds among Activities from the previously approved 5-Year Plan included in the PLHA program Standard Agreement, Exhibit E you must submit an updated plan and resolution approving the new plan) 40% of each allocation being changed must go towards an ownership activity.		Yes
If a reallocation of more than 10 percent of funds was made (and Applicant is amending their plan with this application) Applicant has attached an amended Plan and resolution that has been discussed and approved at a publicly-noticed meeting of the governing body.		Yes
File Name:	Application and Plan Adoption Reso	§302(c)(4)(D) Evidence that the Plan was authorized and adopted by resolution by the Local jurisdiction and that the public had an adequate opportunity to review and comment on its content. PLHA webpage for Application and Plan Adoption Resolution Document
Uploaded to HCD?		Yes
\$503(b) Applicant certifies that they are in compliance with the State Grants Management Section and are current with any required PLHA Annual Reporting Requirements.		Yes
\$302(c)(8) If a program income reuse plan was not submitted with the 2020 application, has Applicant attached a program income reuse plan describing how repaid loans and/or accrued interest will be reused for eligible activities specified in Section 301?		Yes
File Name:	Reuse Plan	Program Income Reuse Plan describing how repaid loans or accrued interest will be used for eligible activities in Section 301.
Uploaded to HCD?		Yes

Certifications

On behalf of the entity identified below, I certify that: The information, statements and attachments included in this application are, to the best of my knowledge and belief, true and correct and I possess the legal authority to submit this application on behalf of the entity identified in the signature block.

Brian Ring	City Administrator		11/19/24
Authorized Representative Printed Name	Title	Signature	Date

End of Document

Permanent Local Housing Allocation (PLHA) Form Item 8. Allocation

Notice of Funding Availability (NOFA) October 15, 2024

2024 Application for 5-Year Plan Amendment



State of California
Gavin Newsom, Governor

Business, Consumer Services and Housing Agency
Tomiquia Moss, Secretary

Department of Housing and Community Development
Gustavo Velasquez, Director

Program Design and Implementation, PLHA Program
651 Bannon Street, Sacramento, CA 95811

Email: PLHA@hcd.ca.gov

Website: [Permanent Local Housing Allocation Program \(PLHA\)](#)

Allocation Years	New & Streamlined Submission Deadline	5-Year Plan Amendment Submission Deadline
Year 1 (2019)	n/a	n/a
Year 2 (2020)	n/a	n/a
Year 3 (2021)	02/28/2025	06/30/2025
Year 4 (2022)	02/28/2026	06/30/2026
Year 5 (2023)	02/28/2027	06/30/2027

Instructions

Rev. 10/10/24

When opening this file, a yellow banner at the top may appear with a button that says "Enable Content". It is essential that you click this box so that the macros are enabled. Enabling macros is necessary for full worksheet functionality. Macros do not work with Microsoft's Excel version for Apple Mac.

Applications must be submitted electronically to the Department's HCD Portal Sign In website. To receive an award of CY 2021 funds, applicants are required to submit an application and demonstrate a fully compliant Housing Element and submittal of the applicable Annual Progress Report(s) no later than February 28, 2025. All CY 2021 funds must be awarded by June 30, 2025 or they will revert to the Housing Rehabilitation Loan Fund per statute.

This NOFA will remain open to eligible applicants through June 30, 2027.

Applications must be on the Department's forms and cannot be altered or modified by the Applicant. Excel forms must be in Excel format and 'save as' .xls or .xlsx. Do not 'save as' .xslm or .pdf format. For application errors please fill out the Application Support worksheet and email the entire workbook to Application Support for application errors at PLHA@hcd.ca.gov.

General Instructions (Additional instructions and guidance are given throughout the Formula Allocation Application in "red" text and in cell comments.

Guideline references are made with "\$" and the corresponding guideline section number.

"Yellow" cells are for Sponsor input. Failure to provide the required attachments and documentation may disqualify your application from consideration. An Applicant must submit a complete application and other documents consistent with the deadlines stated in this NOFA. Applications submitted in response to this NOFA must meet the threshold requirements set forth in this section and in PLHA Guidelines Section 302.

Required attachments are indicated in "orange" throughout the Streamline Application. Failure to provide the required attachments and documentation may disqualify your application from consideration. Electronically attached files must use the naming convention in the PLHA Application. For Example: "App1 Tin" or "Reuse Plan".

Threshold items are indicated in "blue" cells.

"Red" shaded cells indicate the Sponsor has failed to meet a requirement of the program. Cells in the worksheet shaded in "red" indicate that the Applicant has failed to meet the minimum required.

Sponsor must complete the following worksheets in the PLHA Formula Allocation Application.

Formula Allocation Application

Urban County

Checklist

Threshold Requirement	Electronic File Name	Document Description	Included?
X	Application and Adopting the PLHA Plan (2021-2023 Allocations) Reso	Pursuant to section 302(c)(4) of the Guidelines, Applicant's PLHA Plan for 2021-2023 allocations is attached to this resolution, and Applicant certifies compliance with all public notice, comment, and hearing requirements in accordance with the Guidelines.	Included
X	App1 TIN	Provide a signed Gov't TIN Form	Included
X	Applicant Delegation Agreement	Legally binding agreement between Delegating and Administering Local Governments.	Not Applicable
X	Plan Adoption Reso	§302(c)(4)(D) Evidence that the Plan was authorized and adopted by resolution by the Local jurisdiction and that the public had an adequate opportunity to review and comment on its content. PLHA webpage for Plan Adoption Resolution Document , located under our Forms tab.	Included
X	Reuse Plan	Program Income Reuse Plan describing how repaid loans or accrued interest will be used for eligible activities in Section 301.	Included
X	Executed Application	Provide a copy of the signed application. Signature can be typed into the Excel workbook, PDF with DocuSigned signature or PDF with wet ink signature in blue ink preferred.	Included

Disclosure of Application (California Public Records Act Statutes of 1968 Chapter 1473): Information provided in the application will become a public record available for review by the public, pursuant to the California Public Records Act Statutes of 1968 Chapter 1473. As such, any materials provided will be disclosable to any person making a request under this Act. The Department cautions Applicants to use discretion in providing information not specifically requested, including but not limited to, bank accounts, personal phone numbers and home addresses. By providing this information to the Department, the Applicant is waiving any claim of confidentiality and consents to the disclosure of submitted material upon request."

PLHA Formula - Amendment for years 2021, 2022, 2023						Rev. 10/10/24			
Eligible Applicant Type:		NonEntitlement							
Local Government Recipient of PLHA Formula Allocation:		Oroville							
2021 PLHA Formula Allocation Amount:	n/a	2020 Allowable Local Admin (5%):	n/a	Admin requested?	Yes				
2022 PLHA Formula Allocation Amount:	n/a	2021 Allowable Local Admin (5%):	n/a	Admin requested?	Yes				
2023 PLHA Formula Allocation Amount:	n/a	2022 Allowable Local Admin (5%):	n/a	Admin requested?	Yes				
Instructions: If the Local Government Recipient of the PLHA Formula Allocation delegated its PLHA formula allocation to a Local Housing Trust Fund or to another Local Government, the Applicant (for which information is required below) is the Local Housing Trust Fund or administering Local Government. The PLHA award will be made to the Applicant (upon meeting threshold requirements) and the Applicant is responsible for meeting all program requirements throughout the term of the Standard Agreement. The 302(c)(4) Plan template worksheet requires first choosing one or more of the Eligible Activities listed below. If "Yes" is clicked, the 302(c)(4) Plan worksheet opens a series of questions about what precise activities are planned. Some specific activities, such as providing downpayment assistance to lower-income households for acquisition of an affordable home, could be included under either Activity 2 or 9. Please only choose one of those Activities; don't list the downpayment assistance under both Activities. Please note that 40% of each allocation you are requesting to amend with this application MUST be allocated to an activity that supports Homeownership in accordance with the NOFA. Ownership activities are 2,3,4,7,8,9 (activities 2,3,4, & 8 will only count as ownership if the funds will go towards ownership sub activities as opposed to rental housing sub activities including ADU's) If the PLHA funds are used for the same Activity but for different Area Median Income (AMI) level, select the highest AMI level the Activity will serve (you can always go lower than what is listed but you may not serve higher than what is listed without completing a plan amendment in the future). For each year (2021-2023), allocations must equal 100% annually including the allowable administrative costs of up to 5%.									
§300 Eligible Applicants									
§300(a) and (b) Eligible Applicants for the Entitlement and Non-Entitlement formula component described in Section §100(b)(1) and (2) are limited to the metropolitan cities and urban counties allocated a grant for the federal fiscal year 2017 pursuant to the federal CDBG formula specified in 42 USC, Section §5306 and Non-entitlement local governments.									
Applicant:		City of Oroville							
Address:		1735 Montgomery St							
City:	Oroville	State:	CA	Zip:	95965	County:	Butte		
Auth Rep Name:	Brian Ring	Title:	City Administrator	Auth Rep. Email:	bring@cityoforoville.org		Phone:	(530) 538-2433	
Address:		1735 Montgomery St.		City:	Oroville	State:	CA	Zip Code:	95965
Contact Name:	Amy Bergstrand	Title:	Housing Director	Contact Email:	abergstrand@cityoforoville.org		Contact Phone:	(530) 538-2584	
Address:		1735 Montgomery St.		City:	Oroville	State:	CA	Zip Code:	95965
§300(d) Is Applicant delegated by another Local government to administer on its behalf its formula allocation of program funds?							No		
§300(d) If Applicant answered "Yes" above, has the Applicant attached the legally binding agreement required by §300(c) and (d)?				A sample agreement can be found by double clicking on the icon to the right			N/A		
File Name:	Application and/or Adopting the PLHA Plan (2020-2023 Allocations) Reso	Pursuant to section 302(c)(4) of the Guidelines, Applicant's PLHA Plan for 2020-2023 allocations is attached to this resolution, and Applicant certifies compliance with all public notice, comment, and hearing requirements in accordance with the Guidelines.			Yes	Uploaded to HCD?	Yes		
File Name:	Gov TIN	Provide a signed Gov't TIN Form				Uploaded to HCD?	Yes		
File Name:	Applicant Delegation Agreement	Legally binding agreement between Delegating and Administering Local Governments (sample provided—just click on icon in row 19, column AH)				Uploaded to HCD?	N/A		
§301 Eligible Activities									
§301(a) Eligible activities are limited to the following:							Select below:		
§301(a)(1) The predevelopment, development, acquisition, rehabilitation, and preservation of multifamily, residential live-work, rental housing that is affordable to Extremely low-, Very low-, Low-, or Moderate-income households, including necessary operating subsidies.							No		
§301(a)(2) The predevelopment, development, acquisition, rehabilitation, and preservation of affordable rental and ownership housing, including Accessory Dwelling Units (ADUs), that meets the needs of a growing workforce earning up to 120 percent of AMI, or 150 percent of AMI in high-cost areas. ADUs shall be available for occupancy for a term of no less than 30 days.							Yes		
§301(a)(3) Matching portions of funds placed into Local or Regional Housing Trust Funds.							No		
§301(a)(4) Matching portions of funds available through the Low- and Moderate-income Housing Asset Fund pursuant to subdivision (d) of HSC Section 34176.							No		
§301(a)(5) Capitalized Reserves for services connected to the preservation and creation of new permanent supportive housing.							No		
§301(a)(6) Assisting persons who are experiencing or At-risk of homelessness, including, but not limited to, providing rapid re-housing, rental assistance, supportive/case management services that allow people to obtain and retain housing, operating and capital costs for navigation centers and emergency shelters, and the new construction, rehabilitation, and preservation of permanent and transitional housing.							No		
§301(a)(7) Accessibility modifications in Lower-income Owner-occupied housing.							No		
§301(a)(8) Efforts to acquire and rehabilitate foreclosed or vacant homes and apartments.							No		
§301(a)(9) Homeownership opportunities, including, but not limited to, down payment assistance.							No		
§301(a)(10) Fiscal incentives made by a county to a city within the county to incentivize approval of one or more affordable housing Projects, or matching funds invested by a county in an affordable housing development Project in a city within the county, provided that the city has made an equal or greater investment in the Project. The county fiscal incentives shall be in the form of a grant or low-interest loan to an affordable housing Project. Matching funds investments by both the county and the city also shall be a grant or low-interest deferred loan to the affordable housing Project.							No		

§302(c)(4) Plan										Rev 10/15/2024
§302(c)(4)(A) Describe the manner in which allocated funds will be used for eligible activities.										
The City of Oroville plans to use Permanent Local Housing Allocation (PLHA) funding to assist in the acquisition/rehabilitation of properties to be used as affordable housing for very low, low and moderate income family households. The City has recently applied for LEAP funding to utilize by formalizing a preliminary Blight Study performed in 2019 for the South Oroville area. Upon completion of the blight study, the City will create a collaborative plan for South Oroville focusing on rehabilitating blighted areas and properties within the area and within the City limits of Oroville. The City intends to use the funding obtained through the PLHA grant program to help in the acquisition and rehabilitation of properties identified through the blight study. For properties requiring rehabilitation, the City would impose a code enforcement citation and upon failure of getting the homeowner to perform the rehabilitation, the City would front the clean-up costs or repair items that are code violations. In return, the City would charge the owners to recoup the costs of the City funded clean up on which any monies are recouped, then be repurposed and used for similar activities to help continue addressing and improving blight. Additionally, if an existing or new ADU is an appropriate component of a rehab and/or acquisition project. The City may also look at incorporating the ADU as part of its overall blight elimination and housing creation strategy. Acquired properties that are not ADUs would be utilized as affordable housing for very low, low, and moderate income families as part of the City's First Time Home Buyer Program. The City narrowed down the original scope to funding owner-occupied housing rehabilitation loans.										
§302(c)(4)(B) Provide a description of the way the Local government will prioritize investments that increase the supply of housing for households with incomes at or below 60 percent of Area Median Income (AMI).										
The City of Oroville is demonstrating the prioritization of investments for households with incomes at or below 60 percent of AMI through the allocation of grant funding that the City have applied for over the past years, including SB2 and LEAP grant funding programs and now PLHA. The City has directed funding from SB2 and LEAP to be used for the rezoning efforts and the completion of a blight study in the South Oroville area. This area is a large, very low and extremely low-income small lot development created in 1921, which the City annexed in 2015. The investment of funding from SB2 for rezoning efforts and LEAP for blight study efforts coupled with the proposed funding from the PLHA program for owner-occupied rehabilitation of properties with in the area, will help encourage and increase the supply of affordable housing made available to households with incomes at or below 120 percent of AMI.										
§302(c)(4)(C) Provide a description of how the Plan is consistent with the programs set forth in the Local Government's Housing Element.										
The City of Oroville's 2014-2022 Housing Element includes a number of goals and actions that align with the planned use of PLHA funding. Goal-Expand Housing Opportunities and Accessibility. The action taken to meet this goal includes providing homeowner and first time homebuyer assistance. The City's planned use of PLHA funding aligns with this goal and action as funding will go towards the acquisition and rehabilitation of properties that will be used in their FTHB Program. Goal-Preserve, rehabilitate, and enhance existing housing and neighborhoods. Action taken includes that to the extent funding is available, the City will purchase abandoned homes, and provide rehabilitation assistance to improve deteriorated neighborhoods. The City's planned use of PLHA funding aligns with this goal of actions being taken as funding includes acquiring, and rehabilitating properties in the South Oroville area, providing affordable housing to very low income households.										
Activities Detail (Activities Detail (Must make a selection on Formula Allocation Application worksheet under Eligible Activities, §301))										
§301(a)(2) The predevelopment, development, acquisition, rehabilitation, and preservation of Affordable rental and ownership housing, including Accessory Dwelling Units (ADUs), that meets the needs of a growing workforce earning up to 120 percent of AMI, or 150 percent of AMI in high-cost areas. ADUs shall be available for occupancy for a term of no less than 30 days.										
§302(c)(4)(E)(i) Provide a detailed and complete description of how allocated funds will be used for each proposed Affordable Rental and Ownership Housing Activity.										
Based on the findings of the blight study of South Oroville, funding will be directed towards the rehabilitation of blighted housing properties. The rezoning efforts undertaken through SB 2 funding for the South Oroville area will allow for more mixed use and commercial development which may turn increase the percentage of affordable owner-occupied workforce housing. Additionally, the City will look to acquire properties to utilize as housing stock for the existing First Time Homebuyer Program which serves very low and low income households. The City narrowed the scope to provide Owner-occupied Housing Rehabilitation Loans.										
Complete the table below for each proposed Affordable Rental and Ownership Housing Activity to be funded with 2021-2023 PLHA allocations. If a single Activity will be assisting households at more than one level of Area Median Income, please list the highest AMI to be served										
Funding Allocation Year	2021	2022	2023							
Type of Affordable Housing Activity	Rehabilitation of Owner-Occupied Housing	Rehabilitation of Owner-Occupied Housing	Rehabilitation of Owner-Occupied Housing							
§302(c)(4)(E)(i) Percentage of Funds Allocated for Each Affordable Housing Activity	95%	95%	95%							
What Percentage of the Percentage Above Will be Used for Ownership Housing?	100%	100%	100%							
§302(c)(4)(E)(ii) Area Median Income Level Served	120%	120%	120%							TOTAL
§302(c)(4)(E)(iii) Unmet share of the RHNA at the AMI Level Note: complete for years 2021, 2022, 2023 only	306	306	73							73
§302(c)(4)(E)(iv) Projected Number of Households Served	3	3	3							9
§302(c)(4)(E)(v) Period of Affordability for the Proposed Activity (55 years required for rental housing projects)	Title Transfer	Title Transfer	Title Transfer							
§302(c)(4)(E)(vi) A description of major steps/actions and a proposed schedule for the implementation and completion of each Affordable Rental and Ownership Housing project.										
Under the 2019 and 2020 funding, the City anticipates focusing on the acquisition of property to be utilized as affordable housing stock for the City's First Time Home Buyer Program. The City will identify the property they are interested in acquiring and them from there, ascertain what additional factors (including reaching out to current property owners, considering a possible partnership with a non-profit, partnering other grant funding with PLHA funds, etc.) will be required to purchase the property and then move forward with doing so. For year 2021 through 2023 funding, the city will have already identified blighted properties through a completed blight study funded in part by LEAP grant funding. With the identification of these properties, the City will then prioritize which properties would be best served by receiving grant funding to rehabilitate the property and then move forward with steps to fund those activities. Steps will include reaching out to the homeowners whose property's exhibit blight and imposing code enforcement citations. Upon failure of getting the homeowner to perform the rehabilitation, the City would then front the clean-up costs for clean-up or repair items that are code violations. Next the City will charge the homeowners to recoup the City that the City funded.										
File Name:	Plan Adoption Reso			§302(c)(4)(D) Evidence that the Plan was authorized and adopted by resolution by the Local jurisdiction and that the public had an adequate opportunity to review and comment on its content.					Uploaded to HCD?	Yes

Total Percentage of Funds Allocated Calculator (2021 - 2023)

2021 Allocation		2022 Allocation		2023 Allocation	
Admin	5%	Admin	5%	Admin	5%
Funds Allocated	95%	Funds Allocated	95%	Funds Allocated	95%
Total Percentage of Funds Allocated for 2021	100%	Total Percentage of Funds Allocated for 2022	100%	Total Percentage of Funds Allocated for 2023	100%

End of Document