



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

May 07, 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. **Public Employee Appointment (Gov. C. § 54957)**
Title: Assistant Director – Public Works

2. Conference with Labor Negotiators (Gov. C. §54957.6)

Agency designated representatives: Brian Ring, City Administrator; David Ritchie, Asst. City Attorney; Elizabeth Ehrenstrom, HR Manager

Unrepresented employee: All Unrepresented Department Heads (Contracted)

3. Public Employee Discipline/Dismissal Release (Gov. C. § 54957)

OPEN SESSION

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

PRESENTATIONS AND PROCLAMATIONS

1. PRESENTATION OF DIGITAL BUDGET BOOK

The Council may receive a demo of a new Digital Budget Book.

ACTION REQUESTED -

RECEIVE PRESENTATION.

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 - 3** 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. SECOND READING OF ORDINANCE 1879 AMENDING THE SECTION 15.60.030 REINSTATING THE MUNICIPAL FIRE CODE AND SECTION 15.60.040 AS AMENDMENTS TO THE CALIFORNIA BUILDING STANDARDS CODE

The Council may adopt Ordinance 1879 to adopt the California Building Standards Code, Chapter 15, reinstating the section 15.60.030 City of Oroville Municipal Fire, and section 15.60.040 Express Findings.

ACTION REQUESTED -

ADOPT ORDINANCE NO. 1879 AMENDING TITLE 15, DIVISION I OF THE OROVILLE MUNICIPAL CODE REINSTATING THE SECTION 15.60.030 CITY OF OROVILLE MUNICIPAL FIRE, AND SECTION 15.60.040 EXPRESS FINDINGS

2. FORECLOSURE OF 1805 FEATHER AVENUE

The City Council may consider initiating foreclosure proceedings related to the City of Oroville's interest in the Deed of Trust against the property located at 1805 Feather Ave., Oroville (APN 030-490-015).

ACTION REQUESTED -

ADOPT RESOLUTION NO. 9249 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AUTHORIZING AND DIRECTING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED AT 1805 FEATHER AVE., OROVILLE (APN 030-490-015)

3. MINUTES FOR APPROVAL

Submitted for approval by the City Council are a series of drafted Regular Meeting minute.

ACTION REQUESTED -

APPROVE MINUTES AND AUTHORIZE THE MAYOR TO SIGN.

REGULAR BUSINESS

4. TASK ORDER 2 ADDENDUM 1; CONSTRUCTION MANAGEMENT AND MATERIAL TESTING SERVICES FOR NELSON AVE INTERSECTION

The Council may direct staff to amend task order 2 with NorthStar to provide construction management and material testing services on our Intersection reconstruction project at the intersection of Nelson Avenue and 4th Street.

ACTION REQUESTED –

DIRECT THE CITY ADMINISTRATOR TO PROCEED WITH AMENDING TASK ORDER 2 WITH NORTHSTAR TO INCLUDE CONSTRUCTION MANAGEMENT AND MATERIAL TESTING SERVICES.

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

5. 5:15PM – PUBLIC HEARING - APPROPRIATIONS LIMIT

The Council will conduct a public hearing and may consider the adoption of the fiscal year 2022-23 Appropriations Limit as restated.

ACTION REQUESTED -

ADOPT RESOLUTION NO. 9250- A RESOLUTION OF THE OROVILLE CITY COUNCIL SETTING THE APPROPRIATIONS LIMIT (PROPOSITION 4) FOR FISCAL YEAR 2022-23.

6. 5:30PM – PUBLIC HEARING - CLOSEOUT OF COMMUNITY DEVELOPMENT GRANTS AND PROJECT UPDATES

The Council will conduct a public hearing relating to the performance and the final accomplishments of Community Development Block Grant (CDBG) No. 20-CDBG-12017, 20-CDBG-12018, 20-CDBG-12046, 20-CDBG-12066, 21-CDBG-PI-00009 and 21-CDBG-PI-00010.

ACTION REQUESTED -

AUTHORIZE THE CLOSEOUT OF COMMUNITY DEVELOPMENT BLOCK GRANT NO. 20-CDBG-12017, 20-CDBG-12018, 20-CDBG-12046, 20-CDBG-12066, 21-CDBG-PI-00009 AND 21-CDBG-PI-00010.

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

- i. American Flair at Sliver Dollar Fair- 05.23-05.27**
- ii. PG&E Rate Increase Notification**
- iii. Palermo Elementary - 14 day Notice of Proposal Implement Developer Fees**
- iv. Fire Department Monthly Report - April 2024**
- v. Annual Use Of “Military Equipment” As Defined In The Oroville Municipal Code**

ADJOURN THE MEETING

The meeting will be adjourned. A regular meeting of the Oroville City Council will be held on May 21, 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: RUTH DUNCAN, ASSISTANT CITY ADMINISTRATOR-ADMINISTRATIVE SERVICES

RE: PRESENTATION OF DIGITAL BUDGET BOOK

DATE: MAY 7, 2024

SUMMARY

The Council may receive a demo of a new Digital Budget Book.

DISCUSSION

The City has been working hard to create a Digital Budget Book for additional transparency and to elevate the presentation of the budget.

Staff created the Digital Budget Book using ClearGov software. It will be added to the City's website after the production of the 2024-25 Budget.

FISCAL IMPACT

Presentation

RECOMMENDATION

Receive presentation

ATTACHMENTS

None



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN AND COUNCIL MEMBERS

FROM: PATRICK PIATT, COMMUNITY DEVELOPMENT DIRECTOR

RE: SECOND READING OF ORDINANCE 1879 AMENDING THE SECTION 15.60.030 REINSTATING THE MUNICIPAL FIRE CODE AND SECTION 15.60.040 AS AMENDMENTS TO THE CALIFORNIA BUILDING STANDARDS CODE

DATE: MAY 7, 2024

SUMMARY

The Council may adopt Ordinance 1879 to adopt the California Building Standards Code, Chapter 15, reinstating the section 15.60.030 City of Oroville Municipal Fire, and section 15.60.040 Express Findings.

DISCUSSION

The 2019 edition of the California Building Standards Codes ("The Code") were published on July 1, 2022 with an effective date of January 1, 2023. They went into effect un-amended on January 1, 2023 and was adopted by reference during the January 17, 2023 regular City Council meeting. Local jurisdictions may amend the standards if such amendments are necessary to address a local geologic, topographic or climactic condition. This specific adoption allows the City to make more restrictive amendments to the Code as allowed (with findings), or to adopt specific appendices provided in the Code for clarification.

Historically the City has made numerous amendments to the California Building Standards Code as part of the local adoption process. However, when the City adopted The Code on January 17, 2023, the municipal code relating local fire ordinances was not adopted and was thereby deleted from the Municipal Code.

On April 16, 2024, the Council held a Public Hearing for the first reading of Ordinance 1879 reinstating the section 15.60.030 City of Oroville Municipal Fire, and section 15.60.040 Express Findings. Ordinance 1879 reinstates the fire code as it had existing prior to the adoption of The Code, and Ordinance is the Express Findings that supports the rationale for the amendment to The Code. Both are presented to the Council for reinstatement to the municipal code without modification as they had existed previously before the adoption of the 2022 California Building Standards Code.

FISCAL IMPACT

There is no fiscal impact as a result of this action.

RECOMMENDATION

Adopt Ordinance No. 1879 amending Title 15, Division I of the Oroville Municipal Code reinstating the section 15.60.030 City of Oroville Municipal Fire, and section 15.60.040 Express Findings

ATTACHMENTS

Exhibit A; Ordinance 1879

ORDINANCE NO. 1879

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE
AMENDING CHAPTER 15.30 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:

1. 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:

1. 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.
6. 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. 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 Chief’s designee 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):

Residential	Width
One-way access drive:	
1—2 Units	16 feet (12 feet paved)

Two-way access drives:

3—10 Units	20 feet (16 feet paved)
11—60 Units	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, 2013)

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: |

APPROVED:

David Pittman

Mayor

ATTEST:

APPROVED AS TO FORM:

Scott Huber, City Attorney



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN AND COUNCIL MEMBERS

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

RE: FORECLOSURE OF 1805 FEATHER AVENUE

DATE: MAY 7, 2024

SUMMARY

The City Council may consider initiating foreclosure proceedings related to the City of Oroville's interest in the Deed of Trust against the property located at 1805 Feather Ave., Oroville (APN 030-490-015).

DISCUSSION

Staff is requesting authorization from the Council to initiate foreclosure proceedings on the property located at 1805 Feather Ave. The current property owner obtained a mortgage subsidy loan through the City's Homeownership Assistance Program in the amount of \$96,750.

The borrower is in default on their first mortgage, Allied First Bank, SB dba Servbank, which holds the first lien position. The approximate amount to cure the default and to secure the City's lien positions would be \$200,000. Comparable properties show the value of 1805 Feather Ave, to be approximately \$331,766.00.

Address	Amount Due to Primary Lender	Amount of City Loan	Total Loans	Value Based on Comparable
1805 Feather Avenue	\$200,000 through 05/15/2024	\$109,433.53 through 05/15/2024	\$309,433.53 (approx.)	\$331,766

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

FISCAL IMPACT

There is no general fund impact. Approximately \$5,000 will be needed to cure the default, including foreclosure fees from Fund 220 or 227.

RECOMMENDATION

Adopt Resolution No. xxxx -A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AUTHORIZING AND DIRECTING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED AT 1805 FEATHER AVE., OROVILLE (APN 030-490-015)

ATTACHMENTS

Resolution XXXX

**CITY OF OROVILLE
RESOLUTION NO. 9249**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AUTHORIZING AND DIRECTING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED AT 1805 FEATHER AVE., OROVILLE (APN 030-490-015)

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

1. The Mayor is hereby authorized and directed to execute all documents and any amendments thereto necessary to initiate and complete foreclosure proceedings on 1805 Feather Ave., Oroville CA, (APN 030-490-015) Oroville, California; and
2. The City Clerk shall attest to the adoption of this Resolution.

PASSED AND ADOPTED by the City Council of the City of Oroville at a regular meeting on May 7, 2024, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

David Pittman, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Kayla Reaster, Assistant City Clerk



February 20, 2024

MEETING MINUTES

This agenda was posted on February 16, 2024. This meeting was recorded and may be viewed at Cityoforoville.org or on YouTube.

CALL TO ORDER / ROLL CALL

Mayor Pittman opened the meeting at 4pm.

PRESENT: Council Member(s): Tracy Johnstone, Krysi Riggs, Scott Thomson, 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 54957(b), the Council met with the Personnel Officer and City Attorney to consider the annual evaluation of performance related to the following positions: All Department Heads
2. Pursuant to Government Code Section 54957.6, the Council met with the Personnel Officer and City Attorney to discuss labor negotiations related to the following bargaining units: All Represented Units.

OPEN SESSION

1. Announcement from Closed Session = Information received; no action taken
2. Pledge of Allegiance = Led by students from Ophir Elementary School
3. Adoption of Agenda = Motioned by Council Member Goodson; Secpmded by Vice Mayor Smith

AYES: Council Members Johnstone, Riggs, Webber, Thomson, Goodson, Vice Mayor Smith, Mayor Pittman

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

PRESENTATIONS AND PROCLAMATIONS

None this meeting.

PUBLIC COMMUNICATION – HEARING OF NON-AGENDA ITEMS

This is the time to address the Council about any item not listed on the agenda. If you wish to address the Council on an item listed on the agenda, please follow the directions listed above.

Speaker 1: Bill Speer

REPORTS / DISCUSSIONS

1. Council Announcements and Reports

Vice Mayor Smith: Reminded the public that March 16, 2024 is Arbor Day.

Council Member Riggs: Reported that First Friday events are coming back to the Downtown Oroville area.

Council Member Webber: Spoke on a Letter of Support in AB 1011, he will be working with the Butte County District Attorney to repeal language on Proposition 47.

Mayor Pittman: Spoke on the upcoming Cal Kids Anti-Hunger Summit, to be held by the Butte County Office of Education.

Council Member Johnstone: Volunteered to read at Ophir Elementary School for Read Across America Week.

2. Administration Reports

Ron Belser, Code Enforcement Director: Reported on Code Enforcement statistics, states the department has been very busy.

Patrick Piatt, Community Development Director: Spoke on his cohort titled “CIVIC 101”.

Fred Mayo, Public Works Director: Provided the Council with a storm update, statistics were given regarding work done in the Public Works department, a report was provided on the Chinese New Year event held by the City.

CONSENT CALENDAR

Motion by Council Member Riggs and second by Council Member Goodson to approve the consent calendar items 1- 4. Motion passed.

Motioned by Council Member Riggs; Seconded by Council Member Goodson

AYES: Council Members Johnstone, Riggs, Webber, Thomson, Goodson, Vice Mayor Smith, Mayor Pittman

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

1. Purchase of Motorola Mobile Radios and Associated Equipment

AUTHORIZED THE FIRE DEPARTMENT TO PURCHASE MOTOROLA MOBILE RADIOS AND ASSOCIATED EQUIPMENT.

2. Emergency Sewer Repairs and Roadway Resurfacing

APPROVED PAYMENT FOR ALL INVOICES FOR THE WORK COMPLETED.

3. Master Salary Schedule Update

APPROVED THE ATTACHED MASTER SALARY SCHEDULE INCLUDING A SALARY RANGE FOR ASSISTANT DIRECTOR OF PUBLIC WORKS/CITY ENGINEER AND ELECTRICIAN'S ASSISTANT.

4. Approval of the 06.06.2023 City Council Regular Meeting Minutes

APPROVED THE MINUTES OF JUNE 6, 2023 AND AUTHORIZED THE MAYOR TO SIGN.

REGULAR BUSINESS

5. Butte County Behavioral Health Sobering Center Presentation and Funding Request

Presentation from Scott Kennelly, Butte County Behavioral Health Director, regarding a proposed Behavioral Health Sobering Center located in Chico. It would be funded primarily with Opioid Settlement Funds from the County, the City of Chico, and the City of Oroville.

1. DIRECTED STAFF TO WORK ON A MOU WITH CHIEF LAGRONE, BRIAN RING – CITY ADMINISTRATOR, JESS DARNELL – ASSISTANT POLICE CHIEF, AND RON BELSER CODE ENFORCEMENT MANAGER, FOR A TERM OF ONE YEAR.

Speaker 1: Bill Speer

Scott Kennelly Presented

Motioned by Council Member Webber; Seconded by Council Member Goodson

AYES: Council Members Johnstone, Riggs, Webber, Thomson, Goodson, Vice Mayor Smith, Mayor Pittman

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

6. Agreement with OurEnergy to Apply For a Grant For a Microgrid Designed to Provide Energy Resiliency During Disaster Events

1. ENTERED INTO AN AGREEMENT WITH OURENERGY TO EXECUTE A STUDY AND APPLY FOR A MIP GRANT TO DESIGN AND CONSTRUCT A MICROGRID (ATTACHMENT 3); AND
2. ENTERED INTO A NON-DISCLOSURE AGREEMENT WITH PGE (ATTACHMENT 4).

Curt Dowdy (Our Energy) Presented

Motioned by Council Member Riggs; Seconded by Council Member Goodson

AYES: Council Members Johnstone, Riggs, Webber, Thomson, Goodson, Vice Mayor Smith, Mayor Pittman

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

7. Updated Policies for the City of Oroville

1. APPROVED OF THE UPDATED POLICIES FOR THE CITY OF OROVILLE AND;
2. ADOPT RESOLUTION NO. 9229 A RESOLUTION OF THE OROVILLE CITY COUNCIL RATIFYING ALL DOCUMENTS RELATING TO THE UPDATED CITY OF OROVILLE POLICY MANUAL.

Ron Belser, Code Enforcement Director Presented

Motioned by Council Member Goodson; Seconded by Vice Mayor Smith

AYES: Council Members Johnstone, Riggs, Webber, Thomson, Goodson, Vice Mayor Smith, Mayor Pittman

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

8. Streets Project Overview and Update

Josh Frietas, Assistant Engineer- Presented

PROVIDED APPROVAL TO MOVE FORWARD WITH THE PUBLIC OUTREACH AND GRANT APPLICATION PROCESSES.

9. Contract with Blue Tent Farms LLC for Goat Grazing Vegetation Management

AWARDED THE GOAT GRAZING CONTRACT TO BLUE TENT FARMS LLC FOR THE FUEL REDUCTION AND GOAT GRAZING PROJECT AND DIRECT THE CITY ADMINISTRATOR TO SIGN AGREEMENTS.

Fred Mayo, Public Work Director: Presented

Motioned by Council Member Goodson; Seconded by Council Member Thomson

AYES: Council Members Johnstone, Riggs, Webber, Thomson, Goodson, Vice Mayor Smith, Mayor Pittman

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

10. Event Coordinator Fee for Gonzalo "Peewee" Curiel for City Airport Fly In Events

THE COUNCIL AUTHORIZED A DONATION TO EAA IN A CONTRIBUTION AMOUNT OF \$4000.

Council Member Webber and Council Member Johnstone Presented

Motioned by Vice Mayor Smith; Seconded by Council Member Johnstone

AYES: Council Members Johnstone, Riggs, Webber, Thomson, Goodson, Vice Mayor Smith, Mayor Pittman

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

11. Board / Committee / Commissioner Compensation

PROVIDED STAFF DIRECTION WITH REGARD TO COMPENSATION PROVIDED FOR SERVING ON VARIOUS BOARD / COMMITTEE / COMMISSIONS. ITEM TO BE BROUGHT BACK AT A LATER DATE.

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

Mayor Pittman-O Public Hearing at 5:15pm

12. FIRST READING OF AN AMENDMENT OF OROVILLE MUNICIPAL CODE SECTION 17.16.010 – ACCESSORY DWELLING UNITS

OPENED PUBLIC HEARING AND CONTINUED TO MARCH 5, 2024 CITY COUNCIL REGULAR COUNCIL MEETING.

PUBLIC COMMUNICATION – HEARING OF NON-AGENDA ITEMS

This is the time to address the Council about any item not listed on the agenda. If you wish to address the Council on an item listed on the agenda, please follow the directions listed above.

FUTURE AGENDA ITEMS / CORRESPONDENCE

1. Future Agenda Items

Council Member Goodson would like the topic of Council Compensation brought back for discussion.

2. Correspondence

- i. January 2024 Fire Department Statistics

ADJOURN THE MEETING

The meeting will be adjourned. A regular meeting of the Oroville City Council will be held on March 05, 2024 at 4:00 p.m.

ADJOURNED AT 8:37pm

ATTESTED:

APPROVED:

Kayla Reaster, Assistant City Clerk

David Pittman, Mayor



**March 05, 2024
MEETING MINUTES**

This agenda was posted on March 1, 2024. This meeting was recorded and may be viewed at Cityoforoville.org or on YouTube.

CALL TO ORDER / ROLL CALL

Mayor Pittman opened meeting at 4PM.

PRESENT: Council Member(s) Tracy Johnstone, Scott Thomson, Shawn Webber, Vice Mayor Eric Smith, Mayor David Pittman

ABSENT: Council Member(s) Riggs and Goodson

CLOSED SESSION

The Council held a Closed Session on the following:

1. Pursuant to Government Code Section 54957(b), the Council met with the Personnel Officer and City Attorney to consider the evaluation of performance related to the following position: City Administrator and all Department Heads
2. Pursuant to Government Code Section 54957.6, the Council met with the Personnel Officer and City Attorney to discuss labor negotiations related to the following bargaining units: All Represented Units

OPEN SESSION

1. Announcement from Closed Session = No action taken
2. Pledge of Allegiance = Council Member Thomson led Pledge of Allegiance
3. Adoption of Agenda = Motioned by Vice Mayor Smith; Seconded by Council Member Johnstone

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

NOES: NONE

ABSTAIN: NONE

ABSENT: Council Member(s) Riggs, Goodson

PRESENTATIONS AND PROCLAMATIONS

1. Presentation from United Way

United Way presented a PowerPoint presentation to the Oroville City Council regarding services provided in the City of Oroville.

Monique Finch of United Way presented.

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.

Speaker 1: Dusty Smith

Speaker 2: TheCameraMan

REPORTS / DISCUSSIONS

1. Council Announcements and Reports

Council Member Webber: Commented on carpet upgrade throughout City Hall.

Vice Mayor Smith: Spoke on upcoming Arbor Day, 03.16.24

Mayor Pittman: Announced that the Oroville Dam Safety Coalition met on Friday, Mayor Pittman also attended a Butte County Association of Governments meeting.

2. Administration Reports

Patrick Piatt, Community Development Director: Spoke on his CIVIC 101 Cohort.

Fred Mayo, Public Work Director: Provided Council with a storm debrief.

Brian Ring, City Administrator: Met with Lonni Lind and Cal Water, commented on the carpet upgrade throughout City Hall, and mentioned that State of the City will be happening on April 30, 2024 at 5:30PM at the Oroville State Theatre.

Ron Belser, Code Enforcement Manager: Provided the City Council with a report on February statistics.

CONSENT CALENDAR

Motion by Vice Mayor Smith and seconded by Council Member Thomson to approve the consent calendar items 1- 5. Motion passed.

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

NOES: NONE

ABSTAIN: NONE

ABSENT: Council Member(s) Riggs, Goodson

1. Affordable Housing And Sustainable Communities Grant Application

ADOPTED RESOLUTION NO. 9230 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE SUBMITTAL OF AN APPLICATION FOR THE AFFORDABLE HOUSING AND SUSTAINABLE COMMUNITIES (AHSC) PROGRAM.

2. Accept The Permanent Local Housing Allocation Competitive Program Grant Agreement No. 22-PLHACOM-17810 And Establish Budget

1. ACCEPTED THE 2022 PERMANENT LOCAL HOUSING ALLOCATION GRANT, NO. 22-PLHACOM-17810, IN THE AMOUNT OF \$2,500,000.00: AND
2. APPROVED BUDGET ADJUSTMENT INDICATED IN THE FISCAL IMPACT OF THIS STAFF REPORT, DATED MARCH 5, 2024.

3. Foreclosure of 1300 High Street

ADOPTED RESOLUTION NO. 9231-A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AUTHORIZING AND DIRECTING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED AT 1300 HIGH STREET., OROVILLE (APN 012-133-013)

4. Task Order 21; Surveying Services for City Sewer Easement

DIRECTED THE CITY ADMINISTRATOR TO PROCEED WITH THE ISSUING OF TASK ORDER 21 AS DISCUSSED TO NORTHSTAR.

5. Approval of the June 20, 2023 City Council Regular Meeting Minutes

ADOPTED THE MINTUES AND AUTHORIZED THE MAYOR TO SIGN.

REGULAR BUSINESS

6. Proposed Revisions to City Charter

PROVIDED CITY CHARTER REVIEW TEAM INPUT ON PROPOSED CHANGES TO CITY CHARTER AND PROVIDE ANY ADDITIONAL INPUT ON CHARTER.

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

7. Mayor Pittman: Opened Public Hearing at 5:30pm 5:15PM - First Reading of an Amendment of Oroville Municipal Code Section 17.16.010 – Accessory Dwelling Units

Lark McNeill presented this item.

1. ADOPTED A NOTICE OF EXEMPTION FOR AMENDMENTS TO MUNICIPAL CODE SECTION 17.16.0.
2. ADOPTED RESOLUTION 9232—FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE AMENDING SECTION 17.16.010 (“ACCESSORY DWELLING UNITS”).

Mayor Pittman: Closed Public Hearing at 5:46PM.

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

Mayor Pittman and Council Member Johnstone requested the Council discuss the powerhouse tour at a future meeting.

Item 3.

2. Correspondence

None

ADJOURN THE MEETING

The meeting was adjourned at 6:03PM.

ATTESTED:

APPROVED:

Kayla Reaster, Assistant City Clerk

David Pittman, Mayor



Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

**March 19, 2024
MEETING MINUTES**

This agenda was posted on March 15, 2024. This meeting was recorded and may be viewed at Cityoforoville.org or on YouTube.

CALL TO ORDER / ROLL CALL

Mayor Pittman opened the meeting at 4:00pm.

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

Note: Council Member Webber was not present at roll call, came into meeting at 4:02pm.

CLOSED SESSION

The Council will held a Closed Session on the following:

1. 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.
2. Pursuant to Government Code Section 54957(b), the Council will met with the Personnel Officer and City Attorney to consider an extension to the agreement related to the following position: City Attorney.

OPEN SESSION

1. Announcement from Closed Session – No action taken.
2. Pledge of Allegiance – Led by students from Ophir Elementary School.
3. Adoption of Agenda – Motioned by Council Member Goodson; Seconded by Council Member Riggs

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

PRESENTATIONS AND PROCLAMATIONS

1. 2023 YEAR END FIRE REPORT

Accepted 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.

Speaker 1: Janice White

Speaker 2: Ron Whaler

Speaker 3: Anna (zoom)

Speaker 4: Brian Wong

Speaker 5: Edward Hall

Speaker 6: Bill Speer

Speaker 7: TheCameraMan

REPORTS / DISCUSSIONS

1. Council Announcements and Reports

Vice Mayor Smith – Reported that the first Civic 101 class was well attended and fantastic. He mentioned that there is still room open for the next class if there are individuals still interested in signing up.

Mayor Pittman- Thanked City staff for the Arbor Day Celebration and putting it together.

2. Administration Reports

Scott Huber, City Attorney – Reported on a ruling issue on supreme court case. There will be an informational email sent to Council with more information.

Brian Ring, City Administrator – Provided an update regarding committees, provided City Council with CalWater information.

Heather McCafferty, Museum Curator – Shared the designation of the CF Lott Home becoming a historic site. She extended an invitation to attend the plaque presentation Friday, May 22nd at 11am at the Lott Home.

Fred Mayo, Public Works Director – Spoke on the upgraded airport fuel card reader, updated Council on the next Community Outreach Meeting (03.21.2024 at 5:30pm in the City Council Chambers). Director Mayo spoke on the appraisal event happening on April 16 at Bolt's Antique Museum, reported crack sealing to be furnished by end of day tomorrow.

Amy Bergstrand, Business Assistance/ Housing Director – Provided a CDBG application update- Nelson Pointe application submitted today – PLHA to be submitted this week.

Chris Tenns, Fire Chief – Spoke on a shared truck within the organization.

CONSENT CALENDAR

Motioned for adoption by Council Member Riggs; Seconded by Council Member Goodson

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

1. DONATION OF HISTORICAL ARTIFACTS TO THE CHINESE TEMPLE

ACKNOWLEDGED RECEIPT OF THE DONATIONS FOR THE CHINESE TEMPLE
ACCEPTED THE DONATIONS.

2. REQUEST TO WAIVE ADMISSION FEE FOR ANTIQUE APPRAISAL EVENT AT THE BOLT'S ANTIQUE TOOL MUSEUM

ADMISSION FEE WAIVED FOR THE ANTIQUE APPRAISAL EVENT AT BOLT'S ANTIQUE
TOOL MUSEUM.

3. HOUSING SUCCESSOR AGENCY ANNUAL REPORT

RECEIVED AND FILED THE HOUSING SUCCESSOR AGENCY ANNUAL REPORT FOR
FISCAL YEAR ENDING JUNE 30, 2023.

4. HOUSING ELEMENT ANNUAL REPORT

RECEIVED AND FILED THE HOUSING ELEMENT ANNUAL PROGRESS REPORT FOR
2023.

5. PERMANENT LOCAL HOUSING ALLOCATION (PLHA) GRANT APPLICATION FOR YEARS 2021 AND 2022

APPROVED THE SUBMITTAL OF A PLHA STREAMLINE GRANT AGREEMENT FOR YEARS
2021 AND 2022;

AUTHORIZED STAFF TO IMPLEMENT THE GRANT IF AWARDED; AND

ADOPTED RESOLUTION NO. 9234 - A RESOLUTION OF THE OROVILLE CITY COUNCIL
AUTHORIZING THE APPLICATION AND ADOPTING THE PLHA PLAN FOR THE
PERMANENT LOCAL HOUSING ALLOCATION PROGRAM.

6. OROVILLE CITY EMPLOYEE MORTGAGE ASSISTANCE PROGRAM (OCEMAP)

AUTHORIZED REQUESTED MODIFICATION TO THE OCEMAP.

7. RATIFY MEMORANDUM OF UNDERSTANDING WITH BUTTE COUNTY FOR OPHIR ROAD REHABILITATION PROJECT

1. APPROVED MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND BUTTE COUNTY FOR OPHIR RD. REHABILITATION PROJECT; AND
2. ADOPTED RESOLUTION NO. 9235 - A RESOLUTION OF THE OROVILLE CITY COUNCIL RATIFYING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE COUNTY OF BUTTE FOR THE OPHIR ROAD REHABILITATION PROJECT.

8. PURCHASE OF PERSONAL PROTECTIVE EQUIPMENT GEAR LOCKERS

AUTHORIZED THE FIRE DEPARTMENT TO PURCHASE PERSONAL PROTECTIVE GEAR LOCKERS IN AN AMOUNT NOT TO EXCEED \$14,985.00.

9. FINANCIAL ADJUSTMENT OF CAL WATER ANNUAL FIREFIGHTER GRANT

1. ACCEPTED THE INCREASE FOR THE ANNUAL CAL WATER FIREFIGHTER GRANT IN THE AMOUNT OF \$1,151.39; AND
2. AUTHORIZED THE PURCHASE OF GEAR KEEPERS, RETRACTABLE LANYARDS AND A BATTERY CHARGING STATION.

10. PURCHASE OF BOSCH CRASH DATA RETRIEVAL SOFTWARE

AUTHORIZED THE PURCHASE OF BOSCH CRASH DATA RETRIEVAL SOFTWARE AND EQUIPMENT.

11. AMENDMENT TO CAPITAL PROJECT TASK ORDER 3 AMENDMENT WITH ROLLS, ANDERSON & ROLLS

DIRECTED THE CITY ADMINISTRATOR TO PROCEED WITH THE TASK ORDER AMENDMENT DISCUSSED ABOVE WITH ROLLS ANDERSON & ROLLS CIVIL ENGINEERS.

12. CALRECYCLE FISCAL YEAR 2023-2024 TDA22 TIRE-DERIVED AGGREGATE GRANT PROGRAM

ADOPTED RESOLUTION NO. 9236 – APPROVAL OF THE CALRECYCLE FISCAL YEAR 2023-2024 TDA22 TIRE-DERIVED AGGREGATE GRANT PROGRAM

13. CALRECYCLE FISCAL YEAR 2023-2024 TRP16 RUBBERIZED PAVEMENT GRANT PROGRAM.

ADOPT RESOLUTION NO. 9237 – APPROVAL OF THE CALRECYCLE FISCAL YEAR 2023-2024 TRP16 RUBBERIZED PAVEMENT GRANT PROGRAM.

REGULAR BUSINESS

14. PROPOSED STRIPING AND SAFETY IMPROVEMENTS FOR MONTGOMERY STREET

Fred Mayo, Public Works Director presented this item.

PROVIDED DIRECTION TO STAFF ON PROPOSED IMPROVEMENTS TO PROCEED AS PLANNED.

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

15. FOURTH OF JULY FIREWORKS CONTRIBUTION OPTIONS

Mayor Pittman and Council Member Webber presented this item.

APPROVED A CONTRIBUTION AMOUNT OF \$12,000.00 TO SUBMIT TO THE OROVILLE ECONOMIC ALLIANCE FOR THE ANNUAL 4TH OF JULY FIREWORKS SHOW.

Motioned by Council Member Webber; Seconded by Council Member Thomson

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

RECUSED: Vice Mayor Smith

16. APRIL 18, 2024, CHAMBER OF COMMERCE ANNUAL DINNER AND AWARDS CEREMONY

AUTHORIZED THE PURCHASE OF ONE TABLE.

Motioned by Council Member Webber; Seconded by Council Member Goodson

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

RECUSED: Vice Mayor Smith

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
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- 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

17. 5:00PM - SECOND READING OF ZONING CODE AMENDMENT (ZC) 23-03, AMENDING SECTION 17.12.060 (TREE PRESERVATION), SECTION 17.12.065 (OAK TREE LOSS MITIGATION) AND SECTION 17.48.070 (TREE REMOVAL PERMITS) OF THE OROVILLE MUNICIPAL CODE (OMC)

Connor Musler presented this item.

ADOPTED ORDINANCE NO. 1877 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE AMENDING SECTION 17.12.060 "TREE PRESERVATION", SECTION 17.12.065 "OAK TREE LOSS MITIGATION", AND SECTION 17.48.070 "TREE REMOVAL PERMITS"

AYES: Council Member(s) Johnstone, Thomson, Goodson, Webber, Mayor Pittman

NOES: Council Member Riggs

ABSTAIN: NONE

ABSENT: NONE

*** WILL RETURN AGAIN WITH STAFF CLARIFICATION ; RE: CEQA.**

The following member(s) of the public submitted public comment on this item: Warren Jensen, Bill Speer and Bryan Williams.

18. 5:00PM - SECOND READING OF ZONING CODE AMENDMENT (ZC) 24- 02; CHANGING THE SECTION'S TITLE FROM SECOND DWELLING UNITS TO ACCESSORY DWELLING UNITS AND AMENDING MUNICIPAL CODE SECTION 17.16.010.

Lark McNeill presented this item.

APPROVED THE SECOND READING AND INTRODUCE BY TITLE ONLY, ORDINANCE 1878 – AN ORDINANCE OF THE OROVILLE CITY COUNCIL AMENDING SECTION 17.16.010 OF THE ZONING ORDINANCE OF THE CITY OF OROVILLE CONSISTENT WITH STATE LAW RELATING TO ACCESSORY DWELLING UNITS.

Motioned by Council Member Goodson; Seconded by Vice Mayor Smith

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

NOES:

ABSTAIN: NONE

ABSENT: NONE

***Item to return at a later date.**

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

19. 5:15PM - PUBLIC HEARING - CONTINUED FROM DECEMBER 19, 2023 - FEATHER RIVER RECREATION AND PARK DISTRICT NEXUS FEE STUDY AND PROPOSED FEE INCREASES

CONTINUED THE PUBLIC HEARING UNTIL MAY 21, 2024.

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

Council Member Webber – Requested that the Council revisit the Preferred Local Contract Ordinance.

Council member Goodson – Requested that the Council receive an update soon regarding the Gateway project.

2. Correspondence

- i. **Monthly Report from the Oroville Police Department**

ADJOURN THE MEETING

The meeting was adjourned at 7:29PM.

ATTESTED:

APPROVED:

Kayla Reaster, Assistant City Clerk

David Pittman, Mayor



**April 02, 2024
REGULAR MEETING
MINUTES**

This agenda was posted at Oroville City Hall on Friday, March 29, 2024. The recording of this meeting can be found on our website at www.cityoforoville.org or on our Youtube channel.

CALL TO ORDER / ROLL CALL

Mayor Pittman called the meeting to order at 4:00pm.

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

CLOSED SESSION

The Council held Closed Session on the following:

1. Pursuant to Government Code section 54956.9(d)(4), the Council met with the City Administrator and City Attorney regarding potential initiation of litigation – One case.
2. Pursuant to Government Code Section 54957.6, the Council met with the Personnel Officer and City Attorney to discuss labor negotiations related to the following bargaining units: All Represented Units.

OPEN SESSION

1. Announcement from Closed Session – Direction given, no action taken.
2. Pledge of Allegiance – Led by Council Member Thomson
3. Adoption of Agenda – Motioned by Council Member Goodson; Seconded by Vice Mayor Smith

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

NOES: None

ABSTAINED: None

ABSENT: None

PRESENTATIONS AND PROCLAMATIONS

1. Resolution Recognizing Boy Scout Troop 29 for Their 100 Year Celebration

THE CITY COUNCIL ADOPTED RESOLUTION NO. 9239 AND AUTHORIZED THE MAYOR TO SIGN.

Mayor Pittman read this resolution into the record; and Chelsea Wright, with Boy Scout Troop 29 accepted this resolution.

Motioned by Vice Mayor Smith

Seconded by Council Member Riggs

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

NOES: None

ABSTAINED: None

ABSENT: None

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.

Speaker #1: Tom Turk

Speaker #2: Bryan Williams

Speaker #3: The CameraMan

Speaker #4: Brian Wong

Speaker #5: Bill Speer

REPORTS / DISCUSSIONS

1. Council Announcements and Reports –

Council Member Webber spoke on the reforming of Prop 47 and the gathering of signatures that is needed. Additionally, he spoke on the Three-Tiered Paving Plan

Vice Mayor Smith spoke on the potential to have a Road Maintenance Plan. Fred Mayo, Director of Public Works stated that he will provide an update to the Council on that during his report. Additionally, Vice Mayor Smith spoke on the Wildflower Music Festival, happening in Oroville over the weekend at Riverbend Park.

2. Administration Reports

Fred Mayo, Director of Public Works spoke on the Pavement Management Program RFP. It has closed and bids will be reviewed.

Pat Piatt, Director of Community Development introduced the newest member of the Planning team, Kristina Heredia. Kristina briefly addressed the Council.

Brian Ring, City Administrator spoke on the Charter Review Committee, and its latest meeting. The Charter will be brought back to the City Council for consideration on April 16, 2024. Mr. Ring spoke on the City Council Special Meeting due to be held on April 9, 2024 at 11:30AM. This meeting will cover goals and priorities for the City over the next fiscal year (FY 2024/2025). Lastly, Mr. Ring mentioned that the State of the City meeting will happen on April 30th, 2024 at 5:30PM at the Oroville State Theatre.

CONSENT CALENDAR

Consent calendar items 1 – 5, and 7 were adopted in one motion. Item 6 was removed from the Consent calendar for additional discussion and consideration.

Motioned by: Council Member Goodson

Seconded by Vice Mayor Smith

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

NOES: None

ABSTAINED: None

ABSENT: None

1. FORECLOSURE OF 3235 BURLINGTON AVENUE

THE CITY COUNCIL ADOPTED RESOLUTION NO. 9240 -A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AUTHORIZING AND DIRECTING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED AT 3235 BURLINGTON AVE., OROVILLE (APN 035-096-004)

2. 2022-23 HOME INVESTMENT PARTNERSHIP (HOME) GRANT APPLICATION AND USE OF CITY REVOLVING LOAN FUND FOR ADMINISTRATIVE COSTS

THE CITY COUNCIL ADOPTED RESOLUTION NO. 9241 -AUTHORIZING THE SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE HOME INVESTMENT PARTNERSHIPS PROGRAM; AND IF SELECTED, THE EXECUTION OF A STANDARD AGREEMENT, ANY AMENDMENTS THERETO, AND OF ANY RELATED DOCUMENTS NECESSARY TO PARTICIPATE IN THE HOME INVESTMENT PARTNERSHIPS PROGRAM;

AND

ADOPTED RESOLUTION 9242 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE USE OF THE CITY REVOLVING LOAN FUND TO SUPPLEMENT GENERAL ADMINISTRATION COSTS ASSOCIATED WITH THE STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT 2022-23 HOME INVESTMENT PARTNERSHIPS PROGRAM GRANT IN THE AMOUNT OF \$50,000, IF AWARDED.

3. CONTRACT WITH ULTRA LINK CABLING SYSTEMS, INC FOR CITY HALL NETWORK REWIRE

THE COUNCIL ACCEPTED THE BID FROM ULTRA LINK CABLING SYSTEM AND AUTHORIZED THE IT MANAGER TO ENTER INTO A SERVICE CONTRACT FOR THE PROJECT.

4. CONTRACT WITH TEC-COM LOW VOLTAGE SOLUTIONS, INC. FOR PUBLIC SAFETY FACILITY SECURITY SYSTEM

The Council ACCEPTED ALL GRANT FUNDING AS WELL AS ACCEPTED THE BID FROM TEC-COM LOW VOLTAGE SOLUTIONS, INC.;

AND

AUTHORIZED THE IT MANAGER TO ENTER INTO A SERVICE CONTRACT FOR THE PROJECT.

5. ADDITION OF SCHOOL SERGEANT CLASSIFICATION

THE COUNCIL AUTHORIZED THE JOB CLASSIFICATION OF SCHOOL SERGEANT, THE CONVERSION OF TWO VACANT POLICE OFFICERS TO SCHOOL SERGEANTS.

7. MINUTES FOR APPROVAL

APPROVED MINUTES (12.19.2023 and 02.06.2024) AND AUTHORIZED THE MAYOR TO SIGN.

REGULAR BUSINESS

8. AGREEMENT WITH BARTLE WELLS ASSOCIATES AND FEE STUDY UPDATE

Michael Degroot with Bartle Wells and Associates presented this item to the Council.

THE CITY COUNCIL AUTHORIZED THE DIRECTOR OF PUBLIC WORKS TO EXECUTE AN AGREEMENT WITH BARTLE WELLS AND ASSOCIATES FOR THE WASTEWATER RATE STUDY IN OROVILLE; PROVIDED INPUT ON THE PRELIMINARY WASTEWATER FEE STUDY ANALYSIS; AND AUTHORIZED TO MAIL OUT PROPOSITION 218 NOTICES.

Speaker#1: Bryan Williams

Motioned by Council Member Goodson

Seconded by Vice Mayor Smith

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

NOES: Council Member Webber

ABSTAINED: None

ABSENT: None

9. AGREEMENT WITH MARK THOMAS AND COMPANY, INC. FOR ACTIVE TRANSPORTATION PROJECT - CYCLE 7 - GRANT WRITING ASSISTANCE FOR TABLE MOUNTAIN AND WASHINGTON AVENUE FUNDING

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

THE CITY COUNCIL AUTHORIZED THE STAFF TO EXECUTE AN AGREEMENT WITH MARK THOMAS AND COMPANY, INC. FOR THE ATP APPLICATION PREPARATION AND SUBMISSION.

Motioned by Council Member Goodson

Seconded by Vice Mayor Smith

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

NOES: None

ABSTAINED: None

ABSENT: None

10. PROJECT TASK ORDER FOR PROFESSIONAL CONSTRUCTION MANAGEMENT AND PLANNING SERVICES WITH TROVER CONSTRUCTION MANAGEMENT FOR NEW CORPORATION YARD

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

THE COUNCIL AUTHORIZED APPROVAL OF TASK ORDER WITH TROVER CONSTRUCTION MANAGEMENT TO PROVIDE CONSTRUCTION MANAGEMENT SERVICES FOR THE NECESSARY SITE IMPROVEMENTS AT THE NEW CORPORATION YARD.

Motioned by Council Member Goodson

Seconded by Vice Mayor Smith

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

NOES: None

ABSTAINED: None

ABSENT: None

11. AGREEMENT WITH ACCULARM FOR SECURITY MONITORING SERVICES AT 655 CAL OAK ROAD

Item 3.

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

THE CITY COUNCIL AUTHORIZED THE DIRECTOR OF PUBLIC WORKS TO EXECUTE AN AGREEMENT WITH ACCULARM FOR SECURITY SERVICES AT THE NEW CORPORATION YARD LOCATED AT 655 CAL OAK ROAD, OROVILLE, CA.

Motioned by Vice Mayor Smith

Seconded by Council Member Goodson

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

NOES: None

ABSTAINED: None

ABSENT: None

12. AGREEMENT WITH WILLIAM'S ELECTRIC COMPANY FOR ELECTRICAL SERVICES AT 655 CAL OAK ROAD

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

THE CITY COUNCIL AUTHORIZED THE DIRECTOR OF PUBLIC WORKS TO EXECUTE AN AGREEMENT WITH WILLIAM'S ELECTRIC COMPANY FOR REQUIRED REPAIRS, NEW ELECTRICAL CONNECTIONS, AND LIGHTING AT THE NEW CORPORATION YARD LOCATED AT 655 CAL OAK ROAD, OROVILLE, CA.

Motioned by Council Member Goodson

Seconded by Vice Mayor Smith

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

NOES: None

ABSTAINED: None

ABSENT: None

13. CITY INVESTMENTS

Ruth Duncan, Director of Finance presented this item to the Council.

THE COUNCIL ADOPT RESOLUTION NO. 9243 – A RESOLUTION AUTHORIZING THE CITY TO INVEST \$10,000,000 IN US TREASURIES, WITH RUTH DUNCAN, ASSISTANT CITY ADMINISTRATOR – ADMINISTRATIVE SERVICES AND BRIAN RING, CITY ADMINISTRATOR AS SIGNATORIES ON THE ACCOUNT.

Motioned by Vice Mayor Smith

Seconded by Council Member Goodson

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

NOES: None

ABSTAINED: None

ABSENT: None

Items removed from the Consent Agenda for additional discussion and consideration by the Council

6. **SECOND READING OF ZONING CODE AMENDMENT (ZC) 24- 02; CHANGING THE SECTION'S TITLE FROM SECOND DWELLING UNITS TO ACCESSORY DWELLING UNITS AND AMENDING MUNICIPAL CODE SECTION 17.16.010**

Wes Ervin, Principal Planner presented this item to the Council.

Speaker #1: Natalie Sheard

Speaker #2: Bryan Williams

Speaker #3: Stephanie Holstein

Speaker #4: Julie Miller

1. APPROVE THE SECOND READING AND INTRODUCE BY TITLE ONLY, ORDINANCE 1878 – AN ORDINANCE OF THE OROVILLE CITY COUNCIL AMENDING SECTION 17.16.010 OF THE ZONING ORDINANCE OF THE CITY OF OROVILLE CONSISTENT WITH STATE LAW RELATING TO ACCESSORY DWELLING UNITS.

Direction provided by Council; item to be brought back at a later date for consideration by the Council.

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

Public Hearing opened at 6:24PM.

14. SECOND READING OF FOOD TRUCK ORDINANCE

THIS ITEM CONTINUED - PUBLIC HEARING TO COME BACK ON APRIL 16, 2024.

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 – Council Member Webber requested that staff look into funding for Tier Two road construction.
2. Correspondence
 - i. Sewerage Commission Oroville Region New Service Charge Rate Schedule

ADJOURN THE MEETING

The meeting was adjourned at approximately 6:20PM.

David Pittman, Mayor

Kayla Reaster, Assistant City Clerk



**April 16, 2024
MEETING MINUTES**

This meeting was recorded live and can be viewed at cityoforoville.org or on Youtube. The agenda was posted on April 12, 2024 at 4:05pm.

CALL TO ORDER / ROLL CALL

Meeting opened by Mayor Pittman at 4:00PM.

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

CLOSED SESSION

The Council will held a Closed Session on the following:

1. Pursuant to Government Code section 54956.8, the Council met with Real Property Negotiators, City Administrator and City Attorney, regarding the following property: APN: 012-212-080-000.

OPEN SESSION

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

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

NOES: None

ABSTAINED: None

ABSENT: None

PRESENTATIONS AND PROCLAMATIONS

1. RESOLUTION IN RECOGNITION OF PUBLIC SERVICE WORKERS

THE COUNCIL ADOPTED RESOLUTION NO. 9244 AND AUTHORIZED THE MAYOR TO SIGN.

Motioned by Vice Mayor Smith

Seconded by Council Member Goodson

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

NOES: None

ABSTAINED: None

ABSENT: None

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.

Speaker #1: The CameraMan

REPORTS / DISCUSSIONS

1. Council Announcements and Reports –

Council Member Webber spoke on the Preferred Local Contract Ordinance and requested an update to come soon from staff. Additionally, Council Member Webber spoke on the “Light the Bridge” project with the Rotary Club.

Mayor Pittman spoke on his attendance at the Boy Scout Troop 29’s 100 year celebration. He also spoke on his attendance at the latest Northwest Linesmen College orientation which brought in around 317 new students.

2. Administration Reports

Brian Ring, City Administrator spoke on the upcoming State of the City event. He reminded Council Members that it would take place April 30, 2024 at 5:30PM at the Oroville State Theatre. Mr. Ring also spoke on the Executive Committee meeting and the Goals and Priorities workshop held last week at the Table Mountain Golf Course.

Pat Piatt, Director of Community Development spoke on his latest Civic 101 class. Ruth Duncan, Director of Finance presented at this class and he commended her on a job well done.

Ron Belser, Code Enforcement Division Manager spoke on the April 21, 2024 Free Clean Up Even to be held from 10AM-2PM at the Recology center in Oroville.

Ruth Duncan, Director of Finance spoke on the Prop 218 mailer that went out. It was approximately 5500 letters. She thanked staff for working together to get this huge task completed.

CONSENT CALENDAR

1. MINUTES FOR APPROVAL

THE COUNCIL APPROVED MINUTES (01.02.2024 AND 01.16.2024) AND AUTHORIZED THE MAYOR TO SIGN.

Motioned by Council Member Riggs

Seconded by Council Member Goodson

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

NOES: None

ABSTAINED: None

ABSENT: None

REGULAR BUSINESS

2. PROPOSED REVISIONS TO CITY CHARTER

THE COUNCIL DIRECTED THE REVIEW TEAM TO MAKE ADDITIONAL CHANGES ON THE DRAFT CHARTER.

3. 2023 / 24 FISCAL YEAR ROAD REPAIR WORK

THE CITY COUNCIL APPROVED A BUDGET ADJUSTMENT OF \$200,000 FROM LOCAL FISCAL RECOVERY FUND TO PUBLIC WORKS MAINTENANCE FUND (5/7 VOTE REQUIRED); AND DIRECTED STAFF TO UTILIZE THESE FUNDS TO CONTRACT OUT ROAD REPAIR WORK – OR - UTILIZE STAFF AND EQUIPMENT RENTAL TO PERFORM GRINDING/PAVING AND MASTIC APPLICATIONS.

Speaker #1: Linda Draper

Motioned by Vice Mayor Smith

Seconded by Council Member Johnstone

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

NOES: None

ABSTAINED: None

ABSENT: None

4. SELECTION OF THE 2024 SAMUEL J. NORRIS AWARD FOR EXCELLENCE RECIPIENT

Item 3.

THE COUNCIL VOTED TO SELECT A RECIPIENT FOR THE 2024 SAMUEL J. NORRIS AWARD FOR EXCELLENCE, TO BE PRESENTED AT THE STATE OF THE CITY ADDRESS ON APRIL 30, 2024, AT THE OROVILLE STATE THEATRE.

5. CONSIDER AND ADOPT A SUCCESSOR MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE CITY EMPLOYEE'S ASSOCIATION

ADOPTED RESOLUTION NO. 9245 - A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING A SUCCESSOR MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE CITY EMPLOYEE'S ASSOCIATION.

Motioned by Council Member Thomson

Seconded by Council Member Riggs

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

NOES: None

ABSTAINED: None

ABSENT: None

6. CONSIDER AND ADOPT A SUCCESSOR MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE MANAGEMENT ASSOCIATION

ADOPTED RESOLUTION NO. 9246 - A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING A SUCCESSOR MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE MANAGEMENT ASSOCIATION.

Motioned by Council Member Johnstone

Seconded by Council Member Goodson

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

NOES: None

ABSTAINED: None

ABSENT: None

7. CONSIDER AND ADOPT A SUCCESSOR MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE POLICE OFFICERS ASSOCIATION (NON-SWORN)

ADOPTED RESOLUTION NO. 9247 - A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING A SUCCESSOR MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE POLICE OFFICERS ASSOCIATION (NON-SWORN).

Motioned by Council Member Webber

Seconded by Council Member Thomson

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

NOES: None

ABSTAINED: None

ABSENT: None

8. CONSIDER AND ADOPT A SUCCESSOR MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE POLICE OFFICERS ASSOCIATION (SWORN)

ADOPTED RESOLUTION NO. 9248 - A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING A SUCCESSOR MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE POLICE OFFICERS ASSOCIATION (SWORN).

Motioned by Vice Mayor Smith

Seconded by Council Member Goodson

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

NOES: None

ABSTAINED: None

ABSENT: None

PUBLIC HEARINGS

The Public Hearing Procedure is as follows:

- Mayor or Chairperson opens the public hearing and staff will present the item and answer Council questions.
- The hearing is opened for public comment limited to three (3) minutes per speaker. In the event of more than ten (10) speakers, time will be limited to one and a half (1.5) minutes. Under Government Code 54954.3, the time for each presentation may be limited.
- Speakers are requested to provide a speaker card to the City Clerk
- Public comment session is closed and then the Council will debate and take action
- Those wishing to speak at the public hearings below, but unable to attend before 5pm, may request that the council consider holding the public hearing after 5pm by emailing cityclerk@cityoforoville.org or calling 530-538-2535. Please submit request 24 hours before the meeting.
- Individuals may email comments for council consideration to publiccomment@cityoforoville.org

Public Hearing opened at 5:26PM

9. 5:00PM - FIRST READING OF ORDINANCE 18789 AMENDING THE SECTION 15.60.030 REINSTATING THE MUNICIPAL FIRE CODE AND SECTION 15.60.040 AS AMENDMENTS TO THE CALIFORNIA BUILDING STANDARDS CODE

THE COUNCIL INTRODUCED BY TITLE ONLY AND WAIVED THE FIRST READING OF ORDINANCE NO. 1879 AMENDING TITLE 15, DIVISION I OF THE OROVILLE MUNICIPAL CODE AND APPROVED RESOLUTION NO. 9249 ADOPTING THE LEGISLATIVE FINDINGS SUPPORTING AMENDMENTS AND CHANGES TO THE CALIFORNIA STATE BUILDING STANDARDS CODE.

Motioned by Vice Mayor Smith

Seconded by Council Member Riggs

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

NOES: None

ABSTAINED: None

ABSENT: None

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.

Speaker#1: Bill Speer

FUTURE AGENDA ITEMS / CORRESPONDENCE

1. Future Agenda Items
2. Correspondence
 - . PG&E Notice Rate Increase
 - . Housing Department March 2024 Report
 - . Monthly Police Department Report
 - . Oroville Union High School District Fourteen-Day Notice of Proposal to Implement Developer Fees

ADJOURN THE MEETING

The meeting was adjourned at 5:43PM.

ATTESTED:

APPROVED:

Kayla Reaster, Assistant City Clerk

David Pittman, Mayor



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN AND COUNCIL MEMBERS

FROM: JOSHUA FREITAS, ASSISTANT ENGINEER

RE: TASK ORDER 2 ADDENDUM 1; CONSTRUCTION MANAGEMENT AND MATERIAL TESTING SERVICES FOR NELSON AVE INTERSECTION

DATE: MAY 7, 2024

SUMMARY

The Council may direct staff to amend task order (TO) 2 with NorthStar to provide construction management and material testing services on our Intersection reconstruction project at the intersection of Nelson Avenue and 4th Street.

DISCUSSION

On May 2, 2023, City Council awarded the construction contract to Knife River Construction for construction of the Nelson Avenue Pavement Rehab Project. Shortly after Thermalito Water and Sewer District (TWSD) requested the City postpone the reconstruction of the intersection to allow TWSD to install part of their capacity expansion project in the intersection.

TWSD is currently constructing their capacity project and will be finished in the near future. The City has a tentative construction start date of the intersection rehab of July 1, 2024.

This Addendum to Task Order 2 will add construction management and material testing to the existing Task Order with NorthStar Engineering. NorthStar will ensure construction is preformed to plan specification and Caltrans provisions.

FISCAL IMPACT

The funds in the amount of \$30,065.00 for construction management and material testing services by NorthStar will come from Fund 107, SB-1 RMRA – Outside Services.

RECOMMENDATION

Staff recommends that the Council direct the City Administrator to proceed with amending of Task Order 2 with NorthStar to include construction management and material testing services.

ATTACHMENTS

NorthStar Task Order 2 Amendment Proposal



NORTHSTAR

TASK ORDER #2 ADDENDUM NO. 1
TO AGREEMENT FOR PROFESSIONAL SERVICES
BETWEEN CONSULTANT AND CLIENT

DATE: April 9, 2024

CLIENT: City of Oroville
1735 Montgomery Street
Oroville, CA 95965

CONSULTANT: NorthStar
111 Mission Ranch Blvd., Suite 100
Chico, CA 95926
(530) 893-1600

PROJECT: PSA Services No. 3387
Task 2: Nelson Avenue
AWA#1 CM & WPCP

NS#: 21-103

ADDRESS: Oroville, CA

APN: N/A

A. CLIENT AND CONSULTANT AGREE AS FOLLOWS:

1. This agreement will serve as an addendum to Task# 2 Nelson Avenue of our Services Agreement For On-Call Civil Engineering & Planning Services No. 3387, dated March 22nd 2022. Work under this Agreement will be subject to the terms and conditions of our previous Agreement, except as noted below.
2. Consultant agrees to perform the additional services as set forth on Exhibit "A" attached hereto and incorporated herein by this reference ("Additional Scope of Services").
3. Client agrees (unless otherwise stated herein) to compensate Consultant for its Services according to the cost proposal attached hereto as Exhibit "B" and incorporated herein by this reference ("Cost Proposal for Additional Work").

B. GENERAL PROVISIONS:

1. **Timeline for Offer to Contract / Termination of Agreement.** This offer to contract for additional services is good for 14 days after the date shown below in the Consultant's signature block. If Client fails to sign this contract within 14 days, the offer for additional services shall be withdrawn making it null and void. Client may terminate this contract by giving notice to Consultant in writing and bringing all outstanding charges current prior to termination of Agreement.
2. **Liability Limits.** Client and Consultant have discussed the risks and rewards associated with this project, as well as Consultant's fee for services. Client and Consultant agree to allocate certain of the risks so that, to the fullest extent permitted by law, Consultant's total aggregate liability to Client and all contractors and subcontractors is limited to three times the contract amount for any and all injuries, damages, claims, losses, expenses or claim expenses (including attorneys' fees) arising out of this Agreement from any cause or causes. Such causes include, but are not limited to, Consultant's negligence, errors, omissions, strict liability, breach of contract, or breach of warranty.

Client further agrees to notify all contractors and sub-contractors of this limitation of Consultant's liability to them and require them to abide by this limitation of damages suffered by any contractor or subcontractor arising from Consultant's actions or inactions. Neither the contractor nor any subcontractor assumes any liability for damages to others which may arise on account of Consultant's actions or inactions.

3. **Preparation of Agreement.** By signing the Agreement, both parties' consent that the Agreement has been prepared and negotiated equally by Client and Consultant.



IN WITNESS WHEREOF, the parties hereby execute this Agreement upon the terms and conditions stated above and on the date first above written.

CLIENT:

BY:

TITLE:

SIGNED:

DATE:

CLIENT:

BY:

TITLE:

SIGNED:

DATE:

CONSULTANT:

BY:

Mekena Galka

TITLE:

Associate Engineer

LICENSE NO.

RCE 94638

SIGNED:

DATE:

CONSULTANT:

BY:

Lambert O. Lowe

TITLE:

Principal Engineer

LICENSE NO.

RCE 59077

SIGNED:

DATE:

ATTACHMENTS included and made a part of this agreement:

X	EXHIBIT "A"	ADDITIONAL SCOPE OF SERVICES
X	EXHIBIT "B"	COST PROPOSAL & STANDARD RATE SCHEDULE

EXHIBIT "A"
SCOPE OF SERVICES
NELSON AVENUE CONSTRUCTION MANAGEMENT

The Nelson Avenue project consists of removing and replacing the existing structural pavement section at the intersection of Nelson and 4th Ave in Oroville, CA. The replacement of the pavement includes grading to aid in drainage, restriping in the project extents, and protecting all existing utilities in place. The project will also include the removal and replacement of an ADA ramp on the southwest corner of the intersection. NorthStar was asked by the City to provide construction management and water pollution control assistance for the project.

Consultant agrees to perform the following services:

Task 2-a: Construction Management

Task 2-a-1: Construction Management

1. Organizing and leading the pre-construction meeting for the project (assume 1 meeting)
2. Coordination with the client and contractor.
3. Review and respond to Request for information (RFI) (maximum of 5 RFI).
4. Review, accept and or reject product submittals (maximum of 5 submittals).
5. Review the monthly progress payment request from the Contractor.
6. Process change order (CO) for Client's review (maximum of 2 CO).
7. (2) Two on-site meeting during construction (Assumes construction will take less than two weeks).
8. Final walk through providing the Client and contractor with a punch list for the project.

Task 2-a-2: Material Testing - M.T. Hall & Associates

1. Subgrade, Aggregate Base, and HMA - Includes Project Engineering Support, Data Review, Data Entry, Transmittal of Test Results travel and Compaction Testing.
2. HMA - Includes Project Engineering Support, Data Review, Data Entry, Transmittal of Test Results travel, Compaction Testing.

Task 2-a-3: Construction Inspection/Report - M.T. Hall & Associates

1. M.T. Hall will provide site inspections and NorthStar will report as required by the Client.
2. This task includes documenting construction activities, active construction personnel and construction related issues.
3. Review of the daily field inspection reports.

Task 2-a-4: Prepare As-built Plans

1. NorthStar will prepare as-built plans based on the information and plan changes during construction.
2. One (1) revision based on the City and Client's comments.

Task 2-b Water Pollution Control Program (WPCP)

Task 2-b-1: Prepare Water Pollution Control Program

1. Preparation of WPCP through Caltrans access database

Task 2-b-2: (WPCP) Site Inspection

1. NorthStar will provide site inspection and report as required by Caltrans
2. This task includes documenting construction activities to ensure best management practices (BMP) are being instituted through the duration of construction.



EXHIBIT "B"
COST PROPOSAL

CONSULTANT FEE: The estimated fee to complete the Scope of Services is: \$30,065.50 (T&M)

Task 2-a-1: Construction Management	\$ 4,640.00
Task 2-a-2: Material Testing	\$ 6,060.50
Task 2-a-3: Construction Inspection/Report	\$ 13,453.00
Task 2-a-4: Prepare As-built Plan	\$ 2,200.00
Task 2-b-1: Prepare Water Pollution Control Plan	\$ 2,544.00
Task 2-b-2: (WPCP) Site Inspection	\$ 1,168.00

RETAINER: A deposit in the amount of \$ 0 is required.

OUTSIDE FEES: Estimated outside costs associated with your project not included in the estimated professional fee(s) above:

Estimated fees are based upon our experience with previous projects. Situations and requirements vary with each project and the actual cost may be more or less than this estimate. Client will be billed monthly for accrued costs.

EXHIBIT “B”
STANDARD HOURLY RATES
Effective July 1, 2023 through June 30, 2024*

<u>Engineering/Surveying</u>	<u>Hourly Rate</u>
Principal Engineer/Surveyor	\$240
Senior Managing Engineer/Surveyor	\$220
Senior Engineer/Surveyor	\$196
Associate Engineer/Surveyor	\$172
Assistant Engineer/Surveyor	\$150
Junior Engineer	\$130
Senior Designer/Technician	\$142
Associate Designer/Technician	\$120
Assistant Designer/Technician	\$100
One Person with GPS/Robotic (Party Chief)	\$190
Two-Person Survey Crew	\$260
Party Chief (Prevailing Wage)	\$210
Two-Person Survey Crew (Prevailing Wage)	\$335
<u>Architecture</u>	<u>Hourly Rate</u>
Senior Architect	\$180
Project Architect	\$165
Assistant Architect/Senior Architectural Job Captain	\$150
Architectural Job Captain	\$135
Architectural Drafter	\$115
<u>Planning</u>	<u>Hourly Rate</u>
Principal Planner	\$180
<u>Administrative</u>	<u>Hourly Rate</u>
Project Management	\$170
Administrative	\$100
<u>Other</u>	<u>Rate</u>
Litigation Support – Expert Witness Testimony	\$500 per hour
Mileage	Current Federal Rate
Reproduction, Materials, Fees, Special Mail, etc.	Cost + 15%
Subcontractors	Cost + 15%

*Rates typically increase 4-5% per year



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN AND COUNCIL MEMBERS

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

RE: APPROPRIATIONS LIMIT

DATE: MAY 7, 2024

SUMMARY

The Council will conduct a public hearing and may consider the adoption of the fiscal year 2022-23 Appropriations Limit as restated.

DISCUSSION

Article XIIB of the California State Constitution, commonly referral to as the Gann Initiative or Gann Appropriations Limit, was adopted by California voters in 1980 and placed limits on the amount of proceeds of taxes that State and local agencies can appropriate and spend each year.

The limit is different for every agency and changes each year. The annual limit is based on the amount of tax proceeds that were authorized to be spent in fiscal year 1978-79, modified for changes in inflation and population.

California State law requires that the Appropriations Limit be calculated annually. The Appropriations Limit is hereby made available to the public, in accordance with state law.

The City Finance Department has calculated the fiscal year 2022-23 Appropriations Limit at \$47,551,074, based upon the factors provided by the State Controller. These factors are the percentage change in California per capita income and the percentage change in the population of the County of Butte.

The posting date in the public notice was April 23, 2024, which met the (15) fifteen-day notice requirement for adoption of this limit.

FISCAL IMPACT

The City's expenditures which are subject to the limit are well below the limit, so there is no adverse impact resulting from the adoption of the fiscal year 2022-23 Appropriations Limit. It is not anticipated that City expenditures will come close to the limit in the foreseeable future.

RECOMMENDATION

Adopt Resolution No. XXXX- A RESOLUTION OF THE OROVILLE CITY COUNCIL SETTING THE APPROPRIATIONS LIMIT (PROPOSITION 4) FOR FISCAL YEAR 2022-23.

ATTACHMENTS

Resolution No. XXXX
Appropriations Limit Calculation
Public Hearing Notice

**CITY OF OROVILLE
APPROPRIATIONS LIMIT CALCULATION**

Change In Calendar Year	Limit For Fiscal Year	State Per Capita Personal Income	City of Oroville Population	Butte County Population (1)	Fiscal Year Factors (2)	Cumulative Factors	SB 1352 Appropriations Limit
2010	2011/12	2.51%	0.3000%	0.65%	1.0318	7.5314	31,277,495
2011	2012/13	3.77%	0.3300%	0.37%	1.0415	7.8440	32,575,511
2012	2013/14	5.12%	3.1300%	0.55%	1.0570	8.2910	34,431,716
2013	2014/15	-0.23%	0.1700%	0.54%	1.0031	8.3166	34,538,027
2014	2015/16	3.82%	1.0700%	0.64%	1.0448	8.6896	36,086,867
2015	2016/17	5.37%	1.1186%	0.21%	1.0559	9.1755	38,104,584
2016	2017/18	3.69%	1.0021%	0.76%	1.0448	9.5864	39,810,924
2017	2018/19	3.67%	1.0076%	0.54%	1.0423	9.9919	41,494,854
2018	2019/20	3.85%	1.2035%	-0.63%	1.0320	10.3112	42,820,924
2019	2020/21	3.73%	-1.0878%	-0.51%	1.0320	10.6416	44,192,944
2020	2021/22	5.73%	-1.0592%	-3.01%	1.0255	10.9127	45,318,771
2021	2022/23	7.55%	-1.0624%	-2.44%	1.0493	11.4502	47,551,074
2022	2023/24	4.44%	1.0002%	-0.48%	1.0394	11.9012	49,423,962

SPENDING LIMIT CALCULATION FISCAL YEAR 2022-23

Total City Appropriations Per 1978-79 Final Budget	5,719,869
FY 2022-23 Revenues all funds	65,855,800
Less:	
Non-proceed 40,291,032	<u>(40,291,032)</u>
Appropriations Subject to Limit	25,564,768
Appropriations Limit	47,551,074
Remaining appropriation capacity	<u><u>21,986,306</u></u>
Available capacity as % of appropriation limit	46.24%

(1) Source: State Department of Finance except Non-residential Assessed Valuation which is to be provided by the Butte County Auditor.

(2) Article XIIIB of the California Constitution (Propositions 4 and 111) specifies that appropriations made by governmental entities may increase annually by the change in population of the City or County combined with the change in California per capita personal income; or the change in local assessment roll due to local non-residential construction.

The Fiscal Year Factors indicate the amount by which appropriations may increase each year.

**CITY OF OROVILLE
RESOLUTION NO. 9250**

**A RESOLUTION OF THE OROVILLE CITY COUNCIL SETTING THE
APPROPRIATIONS LIMIT (PROPOSITION 4) FOR FISCAL YEAR 2022-2023**

WHEREAS, the setting of the appropriation limit for Fiscal Year 2022-2023 is required by the passage of Proposition 4; and

WHEREAS, the appropriation limit for the City of Oroville has been calculated; and

WHEREAS, the documentation used in the determination of the appropriation limit became available to the public on May 7, 2024; and

WHEREAS, more than fifteen (15) days have elapsed since the documentation became available to the public; and

WHEREAS, the City Council of the City of Oroville has determined that the appropriation limit for Fiscal Year 2022-2023 should be set at \$47,551,074; and

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

1. The appropriation limit for the Fiscal Year 2022-2023 is hereby established at \$47,551,074. The factors utilized to calculate the limits in accordance with the requirements of SB1352 are the percentage change in California per capital income and the percentage change in the population of the County of Butte as estimated by the State of California Department of Finance as of January 1, 2022.

2. The City Clerk shall attest to the adoption of this Resolution.

PASSED AND ADOPTED by the Oroville City Council at a regular meeting held on May 7, 2024, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor _____ David Pittman,

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Kayla Reaster, Assistant City Clerk



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN AND COUNCIL MEMBERS

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

**RE: CLOSEOUT OF COMMUNITY DEVELOPMENT GRANTS AND PROJECT
UPDATES**

DATE: MAY 7, 2024

SUMMARY

The Council will conduct a public hearing relating to the performance and the final accomplishments of Community Development Block Grant (CDBG) No. 20-CDBG-12017, 20-CDBG-12018, 20-CDBG-12046, 20-CDBG-12066, 21-CDBG-PI-00009 and 21-CDBG-PI-00010.

DISCUSSION

All six (6) of the grants closing out, were awarded in 2021 on various dates and have reached their expenditure deadline or will be expiring soon.

The City is responsible for monitoring and reporting on all CDBG activities to assure that the time schedules are met and milestones are accomplished. A Closeout Report must be submitted to the State Department of Housing and Community Development (HCD) for the activities as the grant expires.

The information provided below covers expenditures and activities through their grant terms.

20-CDBG-12017	
<u>Activity</u>	<u>CDBG Grant</u>
General Administration	\$35,000.00
YMCA Youth Services	\$465,000.00
Total	\$500,000.00
There is a remaining balance of \$42,645.04 to disencumber to the State. General Administration left \$.04 unspent and \$42,645 was left unspent of Activity funds. The number of beneficiaries served was 676 youth who benefitted from After School, Spring, Summer, Fall, and Winter Break Camp scholarships, as well as Basketball, Swimming, Dodgeball and Theatre Camps.	

20-CDBG-12018	
<u>Activity</u>	<u>CDBG Grant</u>
General Administration	\$13,545.00
The Axiom Youth Services	\$179,955
Total	\$193,500.00
There are no remaining funds to disencumber. There were 311 youth who benefitted from this public service by participating in activities like Character Competency Engagement, ServSafe Food Handler's Certificates, Resume, Application and Interview Workshops, completion of 25 hours of vocational job readiness and training, Café work experience and internships.	

20-CDBG-12046	
<u>Activity</u>	<u>CDBG Grant</u>
General Administration	\$27,108.00
Domestic Violence Services	\$360,143.00
Total	\$387,500.00
There is a remaining General Administration balance of \$0.03 remaining to disencumber to the State. Catalyst Domestic Violence assisted over 305 victims with services such as crisis intervention, assistance with temporary restraining orders and custody orders, court accompaniment, group and individual therapy and shelter to victims and their children.	

20-CDBG-12066	
<u>Activity</u>	<u>CDBG Grant</u>
General Administration	\$70,000.00
Home Ownership Assistance	\$930,000.00
Total	\$1,000,000.00
There are no remaining funds to disencumber. The City was able to assist 9 new first time home buyers purchase single family homes in the City Limits of Oroville.	

21-CDBG-PI-00009	
<u>Activity</u>	<u>CDBG Grant</u>
General Administration	\$52,000.00
Purchase Type 6 Fire Engine	\$400,000.00
Total	\$452,000.00
There is a remaining Activity balance of \$53.92 to disencumber to the State. The City of Oroville was able to purchase a Type 6 Fire Engine, including loose equipment, a Motorola Radio Kit, replacement radio parts, and WES equipment.	

21-CDBG-PI-00010	
<u>Activity</u>	<u>CDBG Grant</u>
General Administration	\$13,000.00
Housing Element Update	\$100,000.00
Total	\$113,000.00
There is a remaining Activity balance of \$12,557.50 to disencumber to the State. The City of Oroville procured Housing Tools to assist City staff with updating the Housing Element 2022-2030.	

FISCAL IMPACT

None

RECOMMENDATION

Authorize the closeout of Community Development Block Grant No. 20-CDBG-12017, 20-CDBG-12018, 20-CDBG-12046, 20-CDBG-12066, 21-CDBG-PI-00009 and 21-CDBG-PI-00010.

ATTACHMENTS

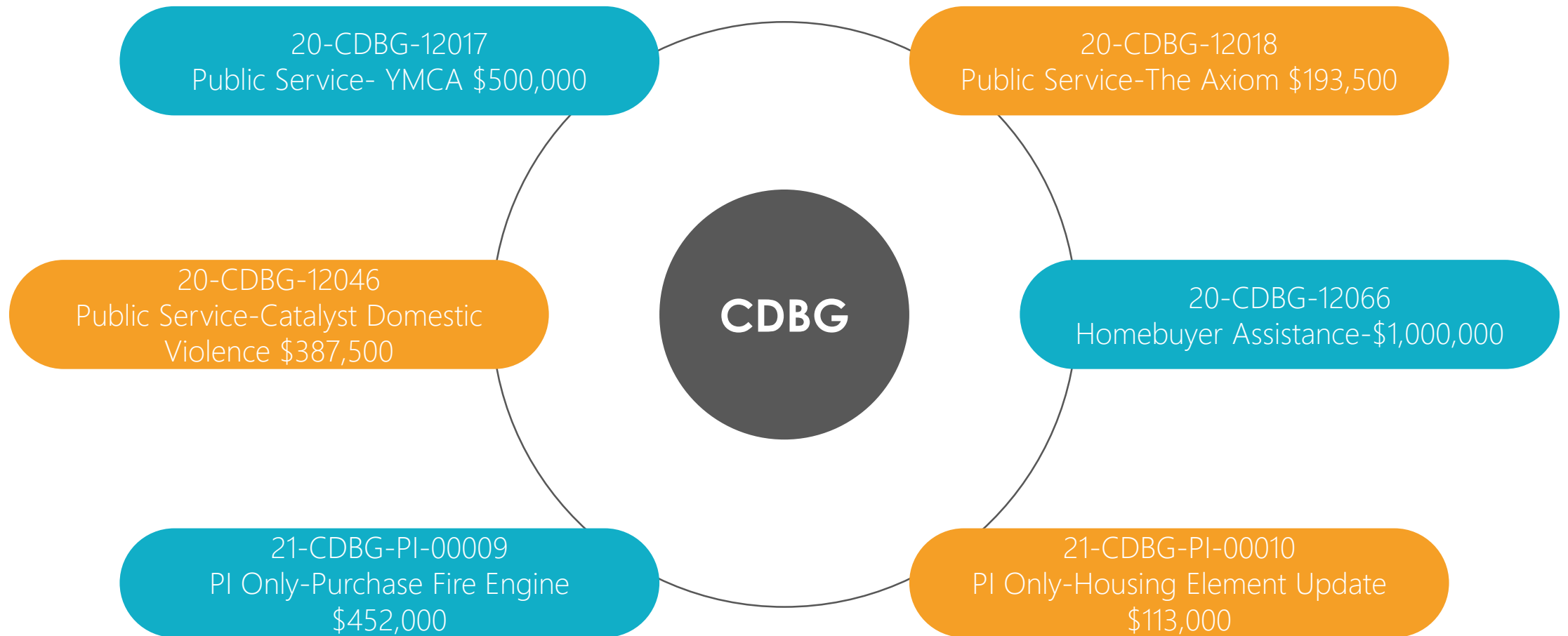
None

CDBG Closeout Hearing

Presented By: Amy Bergstrand, Director

Grants to Closeout

Item 6.



Grants to Closeout

Item 6.

	20-CDBG-12017 (\$500,000) Public Service-YMCA exp.	20-CDBG-12018 (\$193,500) Public Service-The Axiom
Accomplishments	\$465,000 Activity \$35,000 General Administration › Youth Camps for Spring, Summer, Fall and Winter Breaks, After-school; dodge ball, basketball, swimming and theatre. › Total Beneficiaries 676 youth during grant term.	\$179,955 Activity \$13,545 General Administration › Character Competency, ServSafe Food Cert, Resume, application and interview workshops, 25 vocational job readiness and training. › Total Beneficiaries 311 youth during grant term.
Summary	› There is a remaining activity balance of \$42,645.04 that will be disencumbered to the State. › Expired 04/01/2024	› There are no funds to disencumber. › Expired 04/01/2024

Accomplishments

	20-CDBG-12046 (\$387,500) Catalyst Domestic Violence	20-CDBG-12066(\$1,000,000) Homebuyer Assistance
Activity	\$360,143 Activity \$27,108 General Administration › Crisis intervention, assistance with temporary restraining orders and custody orders, court accompaniment, group and ind. therapy and shelter. › Total Beneficiaries 305 victims of domestic violence during grant term.	\$930,000 Activity \$70,000 General Administration › First Time Homebuyer Loans. › Total Beneficiaries 9 first time home buyers during grant term.
Summary	› There is a remaining general administration balance of \$.03 that will be disencumbered back to the State. › Expired 02/21/2024	› There are no funds to disencumber. › Expires 05/12/2024

	21-CDBG-PI-00009 (\$452,000) Purchase Type 6 Fire Engine	20-CDBG-12066 (\$113,000) Housing Element Update
Activity	\$400,000 Activity \$52,000 General Administration › Purchase of Type 6 Fire Engine and Equipment to service the City limits of Oroville. › Fire Engine was delivered on March 26, 2024.	\$100,000 Activity \$13,000 General Administration › The City of Oroville procured Housing Tools to assist with the preparation of the 2022-2030 Housing Element of the General Plan. › The Housing Element was accepted by the State on May 2, 2023
Summary	› There is a remaining activity balance of \$53.81 and \$.11 general administration that will be disencumbered to the State. › Expires 10/14/2024	› There is a remaining activity balance of \$12,557.50 that will be disencumbered to the State. › Expires 09/27/2024



Thank You

AMERICAN FLAIR

Item i.

AT THE

Silver Dollar Fair

MAY
23RD-27TH



SILVER DOLLAR FAIR

Item i.

Dear Friends:

On behalf of the Silver Dollar Fair Board of Directors, we would like to invite you and a guest to the annual Silver Dollar Fair Kick-Off Dinner on Thursday, May 2nd 2024, in the Commercial Building.

Host Social Hour will begin at 6:00 p.m.

The complimentary Tri-Tip Dinner will be served at 7:00 p.m.

Live entertainment- Chad Bushnell

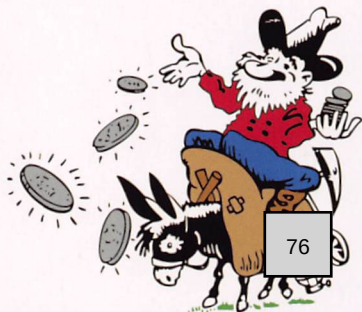
Please RSVP by April 29, 2024, to livestock@silverdollarfair.org

Hope to see you there!

Sincerely,

CEO

Nick DiGrazia



DATE: April 16, 2024

TO: STATE, CITY AND LOCAL OFFICIALS

NOTICE OF PACIFIC GAS AND ELECTRIC COMPANY'S REQUEST TO INCREASE RATES IN ITS DCPD 2025 COST RECOVERY APPLICATION TO SUPPORT EXTENDED OPERATIONS AS DIRECTED BY THE STATE TO ENSURE ELECTRIC RELIABILITY AND TO REDUCE GREENHOUSE GAS EMISSIONS FOR ALL CALIFORNIANS (A.24-03-018)

Acronyms you need to know

CPUC: California Public Utilities Commission

DCPD: Diablo Canyon Power Plant

PG&E: Pacific Gas and Electric Company

SCE: Southern California Edison Company

SDG&E: San Diego Gas & Electric Company

Why am I receiving this notice?

Senate Bill (SB) 846 was signed into law in September 2022 and provides a path for PG&E to extend DCPD operations beyond the current operating licenses, which are set to expire in 2024 and 2025. ~~As the owners of DCPD, the legislation authorizes PG&E to collect DCPD costs from the customers of other electric utilities in California, including SCE and SDG&E. Also under SB 846, PG&E must collect the amounts related to extended DCPD operations with no additional markup.~~

On March 29, 2024, PG&E filed an application requesting CPUC approval of the forecasted costs of operating DCPD in 2025. In this application, PG&E is proposing to collect \$417 million in customers' public purpose program rates over a one-year period beginning January 1, 2025. Of this amount, PG&E is required to contribute \$232 million, SCE \$151 million and SDG&E \$34 million.

Why is PG&E requesting this rate increase?

Continued operation of DCPD is necessary to promote statewide grid reliability, and the CPUC conditionally authorized new retirement dates for DCPD of 2029 (Unit 1) and 2030 (Unit 2)¹.

Going forward until DCPD's retirement, PG&E will file an annual application requesting recovery of forecasted costs for the upcoming year. PG&E will update its rate proposal later that year to reflect updated market prices. If the updated prices vary from the prices originally used in that year's request, it could result in higher or lower customer rates than those initially presented. Any differences will go toward the next application.

How could this affect my monthly electric rates?

Many customers receive bundled electric service from PG&E, meaning they receive electric generation, transmission and distribution services. A bill insert with detailed rate impact information is being sent directly to customers.

In 2025, the bill for a typical residential customer using 500 kWh per month would increase from \$222.92 to \$224.99, or 0.9%, ~~compared to current bills.~~

Direct Access (DA) and Community Choice Aggregation (CCA) customers receive electric transmission and distribution services and select Commission-ordered services from PG&E. If this application is approved, on average, rates for services provided by PG&E to these customers would increase by 1.4% compared to current rates. DA providers and CCAs set their own generation rates. Check with your DA provider or CCA to learn how this would impact your overall bill.

Another category of nonbundled customers is other Departing Load. These customers do not receive electric generation, transmission or distribution services from PG&E. On average, these customers would see an increase of 8.5% compared to current rates.

Actual impacts will vary depending on usage and are subject to CPUC regulatory approval.

¹ Decision D.23-12-036, issued in December 2023.

How does the rest of this process work?

This application will be assigned to a CPUC Administrative Law Judge who will issue a proposed decision that may adopt PG&E's application, modify it or deny it. Any CPUC Commissioner may sponsor an alternate decision with a different outcome. The proposed decision, and any alternate decisions, will be discussed and voted upon by the CPUC Commissioners at a public CPUC Voting Meeting. If PG&E's application is approved, the costs of DCPD will be included in the rates paid by PG&E and other California electric utilities' customers.

Parties to the proceeding may review PG&E's application, including the Public Advocates Office. The Public Advocates Office is an independent consumer advocate within the CPUC that represents customers to obtain the lowest possible rate for service consistent with reliable and safe service levels. For more information about the Public Advocates Office, please call **1-415-703-1584**, email: **PublicAdvocatesOffice@cpuc.ca.gov** or visit **PublicAdvocates.cpuc.ca.gov**.

Where can I get more information?

CONTACT PG&E

If you have questions about this joint filing, please contact PG&E at **1-800-743-5000**. For TTY, call **1-800-652-4712**. Para obtener más información sobre cómo este cambio podría afectar su pago mensual, llame al **1-800-660-6789** • 詳情請致電 **1-800-893-9555**.

If you would like a copy of the filing and exhibits, please write to the address below:

Pacific Gas and Electric Company
DCPD 2025 Cost Recovery Application (A.24-03-018)
P.O. Box 1018
Oakland, CA 94604-1018

CONTACT CPUC

Please visit **apps.cpuc.ca.gov/c/A2403018** to submit a comment about this proceeding on the CPUC Docket Card. Here you can also view documents and other public comments related to this proceeding.

If you have questions about CPUC processes, you may contact the CPUC's Public Advisor's Office at:

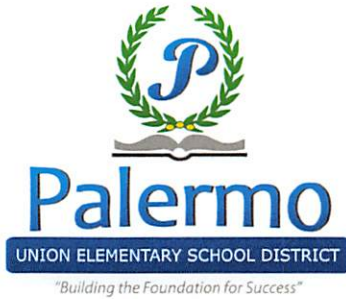
Email: **Public.Advisor@cpuc.ca.gov**

Mail: CPUC

Public Advisor's Office
505 Van Ness Avenue
San Francisco, CA 94102

Call: **1-866-849-8390** (toll-free) or **1-415-703-2074**

Please reference **PG&E's DCPD 2025 Cost Recovery Application (A.24-03-018)** in any communications you have with the CPUC regarding this matter.



7390 Bulldog Way
Palermo, CA 95968-9700
(530) 533-4842
Fax (530) 532-1047

Superintendent
Kathleen Andoe-Nolind

Board of Trustees
Debbie Hoffman
Cody Nissen
Justin Younger
Kimberly Tyler
Mark McClarren

Helen Wilcox School
5737 Autrey Lane
Oroville, CA 95966
(530) 533-7626
Fax (530) 533-6949
Heather Scott, Principal

Honcut School
68 School Street
Oroville, CA 95966
(530) 742-5284
Fax (530) 742-2955
Heather Scott, Principal

Golden Hills School
2400 Via Canela
Oroville, CA 95966
(530) 532-6000
Fax (530) 534-7982
Kristi Napoli, Principal

Palermo School
7350 Bulldog Way
Palermo, CA 95968
(530) 533-4708
Fax (530) 532-7801
Kimberly Solano, Principal

April 23, 2024

Oroville City Hall
Attn: City Council
1735 Montgomery Street
Oroville, CA 95965

Re: Fourteen-Day Notice of Proposal to Implement Developer Fees

To Whom It May Concern:

Please be advised that the Governing Board of the Palermo Union Elementary School District will conduct a public hearing on May 8, 2024, at 5:00 p.m. The hearing will take place at the Palermo Union Elementary School District Office, located at 7390 Bulldog Way, Palermo, California 95968.

The purpose of this public hearing is to gather input from the community regarding the Board's consideration to increase school facilities fees in accordance with Education Code Section 17620. These fees would be applied to residential, commercial, and industrial construction within the District's boundaries. The funds collected through these fees would be allocated towards the construction or reconstruction of school facilities.

Should you have any questions or concerns, please do not hesitate to contact our office at (530) 533-4842.

Sincerely,

Kathleen Andoe-Nolind
Superintendent
Palermo Union Elementary School District

CITY OF OROVILLE



FIRE DEPARTMENT

Statistics Package

4/1/2024 to 4/30/2024

Countywide Cooperative Fire & Rescue Service

Definitions and Notes

Item iv.

Terms

Dispatched Agencies:

All agencies that are dispatched by the CAL FIRE / Butte County Fire Department Oroville Emergency Command Center

First Due Station:

The jurisdictional agency station's area where the incident happened based on the Computer Aided Dispatch Dynamic Routing
First Due Station to another agency:

Agencies

- CABIG City of Biggs Fire Department
- CABTU CAL FIRE Butte Unit
- CABTC Butte County Fire Department
- CACDF CAL FIRE (Out Of Unit Activity)
- CACHI City of Chico Fire Department
- CAEMD El Medio Fire Protection District
- CAGRD City of Gridley Fire Department
- CALNF United States Forest Service Lassen National Forest
- CAMAY Marysville Fire Department
- CAMTR Mooretown Rancheria
- CAORO City of Oroville Fire Department
- CAPNF United States Forest Service Plumas National Forest
- CAPRA Town of Paradise Fire Department
- CASTC Sutter County Fire Department
- CATCR Tehama County Fire Department
- CAXPU Plumas County Unprotected Area

Incident Types

- MED - Medicals
- MEDFSS (Medical Flight)
- MEDA - Medical Code 2
- T/C - Traffic Collisions
- HAZ-CON - Hazardous Conditions
- P/A - Public Assists
- OTH - Other / Miscellaneous
- ECC - Emergency Command Center Specific Incidents
- HAZ-MAT - Hazardous Materials
- RESCUE - Technical Rescues
- VEG - Vegetation Fires
- STR - Structure Fires
- VEH - Vehicle Fires
- OTH FIRES - Other Fire Types not categorized above
- F/A - False Alarms (Fires)

Stations

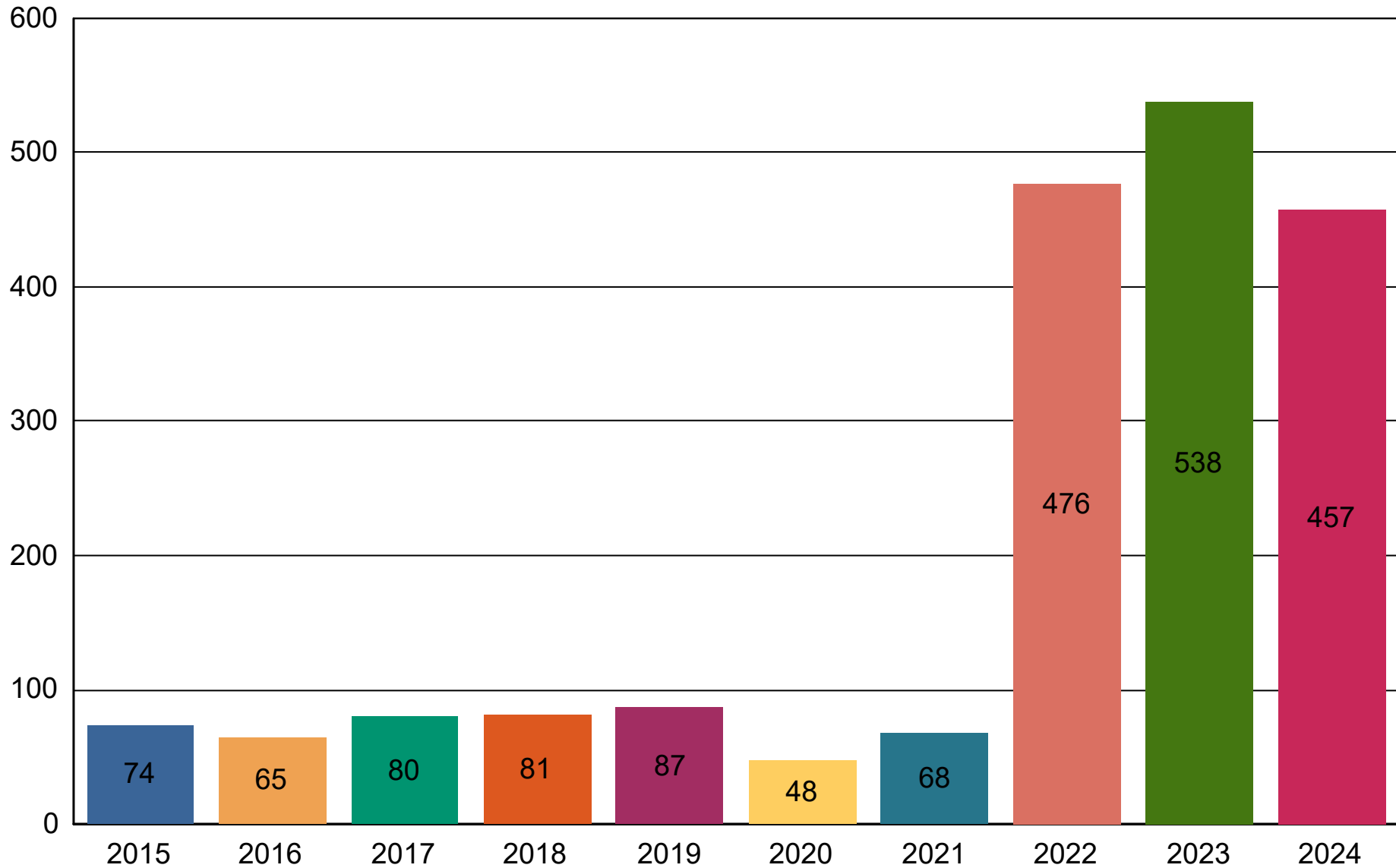
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|------------------------------------|--------------------------------------|------------------------------------|
| 11 - CAL FIRE Butte Meadows | 13 - CAL FIRE Stirling City | 22 - CAL FIRE Cohasset |
| 23 - CAL FIRE Forest Ranch | 25 - Butte County Fire Butte College | 33 - Butte County Fire Upper Ridge |
| 35 - CAL FIRE Paradise | 36 - CAL FIRE Jarbo Gap | 41 - Butte County Fire Nord |
| 44 - Butte County Fire South Chico | 45 - Butte County Fire Durham | 51 - CAL FIRE Feather Falls |
| 54 - CAL FIRE Robinson Mill | 55 - Butte County Fire Bangor | 62 - CAL FIRE Harts Mill |
| 63 - CAL FIRE Oroville | 64 - Butte County Fire Kelly Ridge | 71 - Butte County Fire Richvale |
| 72 - Butte County Fire Palermo | 73 - Butte County Fire Biggs | 74 - Butte County Fire Gridley |
| 81 - Paradise Birch Street | 82 - Paradise South Libby Rd | 91 - CAL FIRE Oroville |

ECC - CAL FIRE Oroville Emergency Command Center

10 Year Incident Comparison By Year All Incidents

Item iv.

4/1/24 To 4/30/24



* DATA IS UNAVAILABLE PRIOR TO 02/11/2004

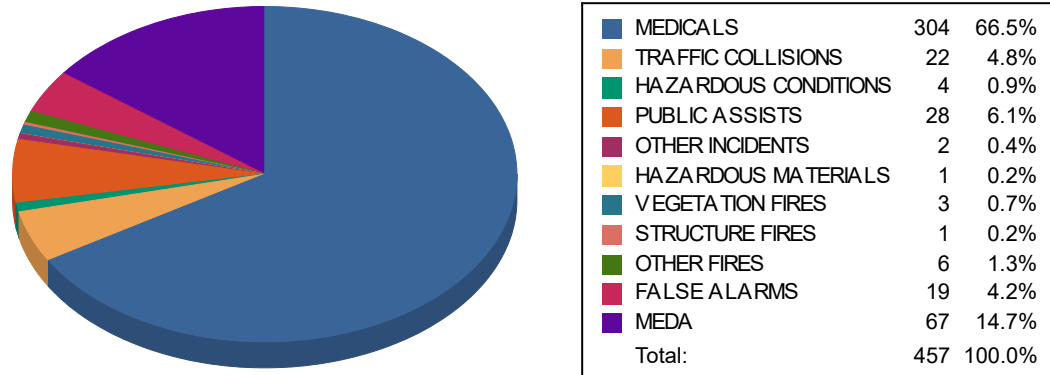


Agency Activity 4/1/2024 to 4/30/2024

Item iv.

	MED	T/C	HAZ-CON	P/A	OTH	HAZ-MAT	VEG	STR	OTH FIRE	F/A	MEDA	Total
CAORO	304	22	4	28	2	1	3	1	6	19	67	457
Total	304	22	4	28	2	1	3	1	6	19	67	457

Incident Type Percentages (All Agencies)





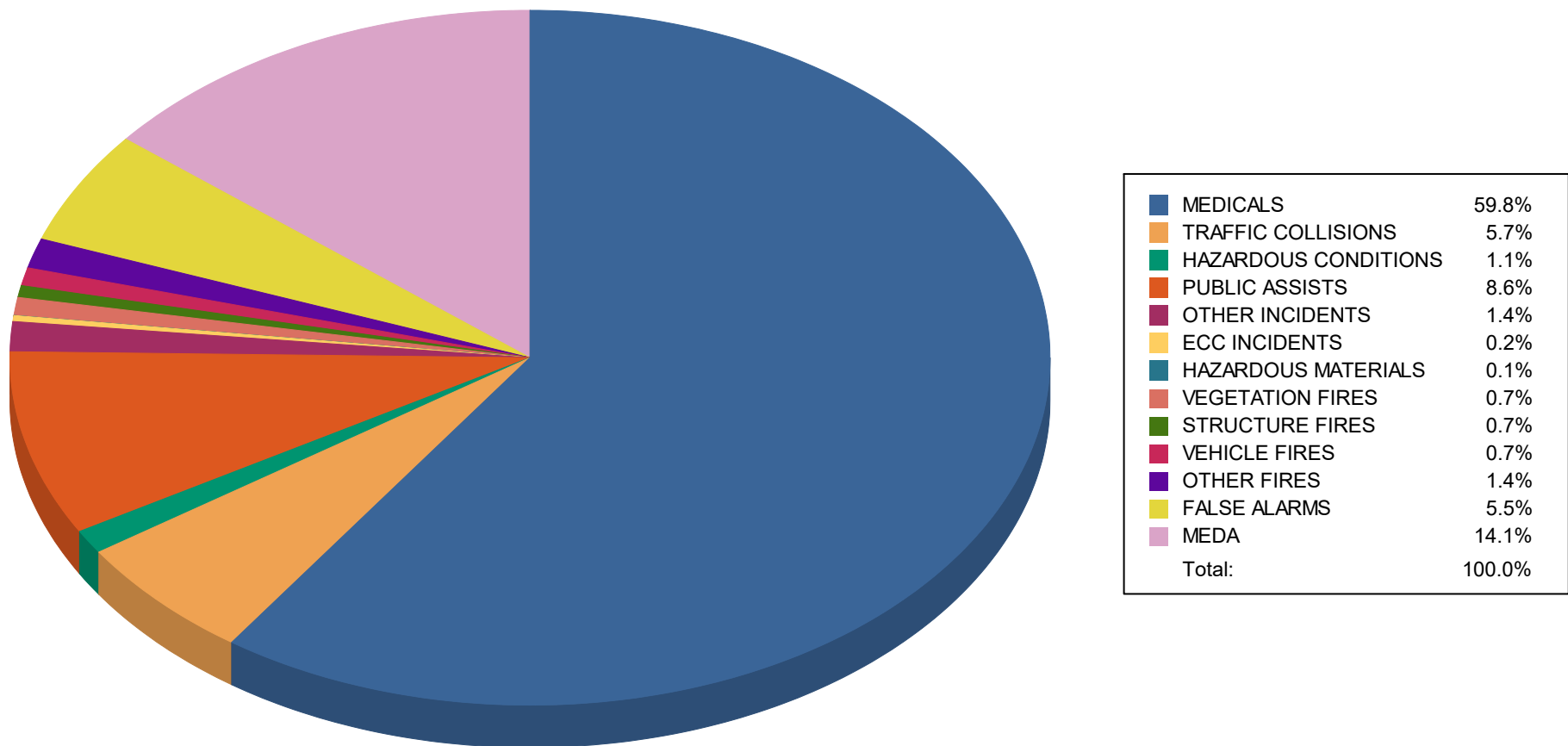
All Dispatched Agencies First Due Station Activity By Type 4/1/2024 To 4/30/2024

Item iv.

	MED	T/C	HAZ-CON	P/A	OTH	HAZ-MAT	VEG	STR	VEH	OTH FIRE	F/A	MEDA	Total
63	68	5	0	8	1	0	1	0	0	2	7	25	117
64	77	4	2	21	1	0	0	0	2	3	5	19	134
91	283	23	5	24	2	1	4	2	0	6	16	63	429
Total	428	32	7	53	4	1	5	2	2	11	28	107	680

All Dispatched Agencies Incident Activity by Type **4/1/2024 TO 4/30/2024**

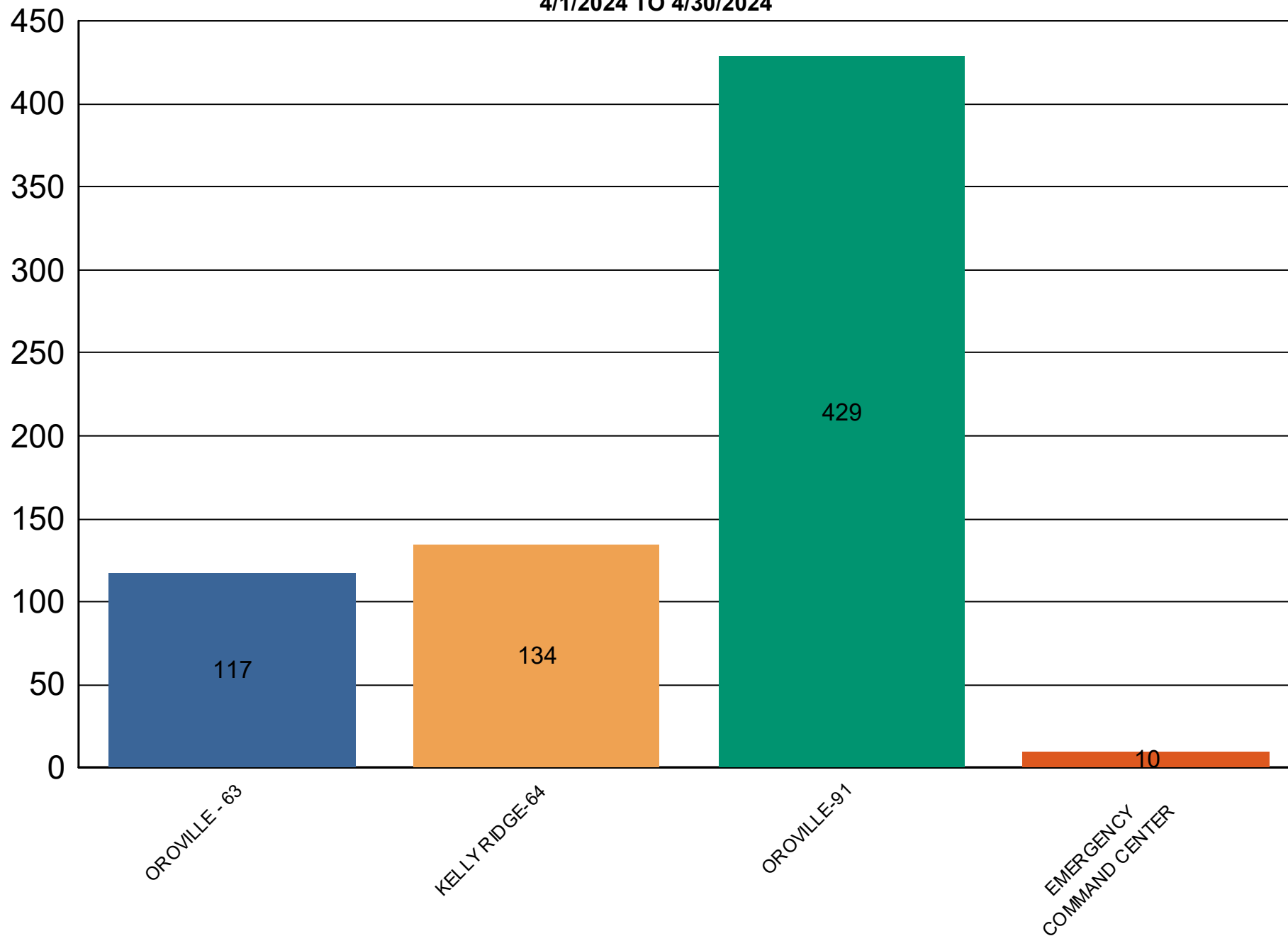
Item iv.



ALL DISPATCHED AGENCIES FIRST DUE STATION ACTIVITY

4/1/2024 TO 4/30/2024

Item iv.





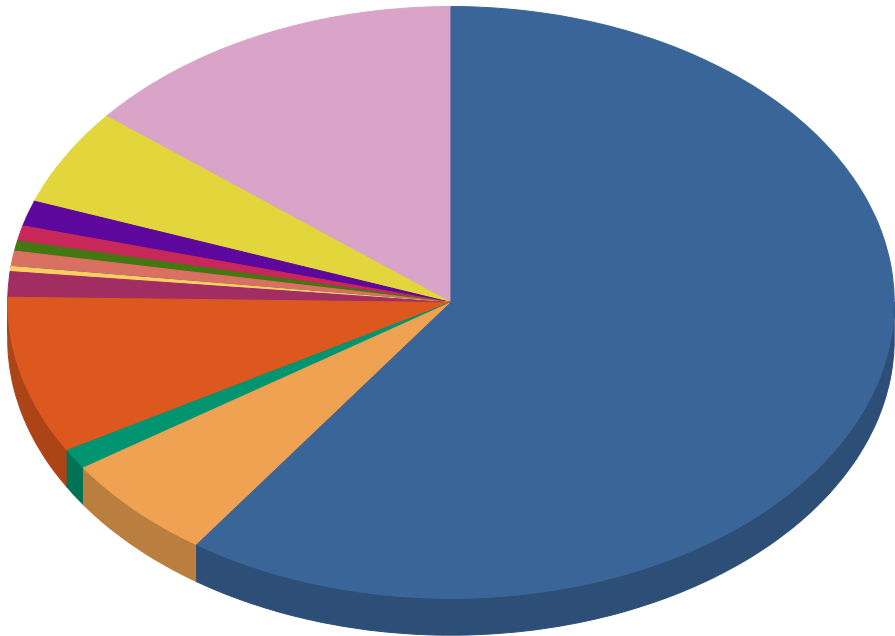
Incident Activity by Type For City of Oroville FD **4/1/2024 To 4/30/2024**

Item iv.

	MED	T/C	HAZ-CON	P/A	OTH	ECC	HAZ-MAT	VEG	STR	VEH	OTH FIRE	F/A	MEDA	Total
ECC	0	0	0	0	7	3	0	0	0	0	0	0	0	10
63	68	5	0	8	1	0	0	1	0	0	2	7	25	117
64	77	4	2	21	1	0	0	0	0	2	3	5	19	134
91	283	23	5	24	2	0	1	4	2	0	6	16	63	429
Total	428	32	7	53	11	3	1	5	2	2	11	28	107	690

Incident Activity by Type For City of Oroville FD

Item iv.



MEDICALS	59.8%
TRAFFIC COLLISIONS	5.7%
HAZARDOUS CONDITIONS	1.1%
PUBLIC ASSISTS	8.6%
OTHER INCIDENTS	1.4%
ECC INCIDENTS	0.2%
HAZARDOUS MATERIALS	0.1%
VEGETATION FIRES	0.7%
STRUCTURE FIRES	0.7%
VEHICLE FIRES	0.7%
OTHER FIRES	1.4%
FALSE ALARMS	5.5%
MEDA	14.1%
Total:	100.0%



Cooperator Assistance Provided to **CAL FIRE**/Butte County Fire 4/1/2024 to 4/30/2024

Item iv.

	MED	T/C	HAZ-CON	P/A	OTH	HAZ-MAT	VEG	STR	VEH	OTH FIRE	F/A
CAORO	370	44	6	34	3	1	5	7	1	7	32
Total	370	44	6	34	3	1	5	7	1	7	32

Resource Agency Response to Jurisdictional Agency 4/1/2024 to 4/30/2024

CAORO to CAORO

Total Number of Incidents: **368**

Total Number of Resources Responding: **451**

		MED	T/C	HAZ-CON	P/A	HAZMAT	VEG	STR	OTH FIRE	F/A	MEDA	Total
CAORO	B9A	0	4	0	0	1	0	0	1	2	0	8
	B9B	0	13	0	0	0	1	1	0	5	0	20
	E391	0	1	0	0	0	0	0	0	0	0	1
	E91	205	20	2	14	1	1	1	4	11	41	300
	E92	41	15	3	13	0	2	1	1	12	7	95
	T91	10	4	0	4	0	0	0	2	3	4	27
	Total	256	57	5	31	2	4	3	8	33	52	451



Resource Agency Response to Jurisdictional Agency 4/1/2024 to 4/30/2024

Item iv.

Total Number of Incidents: 127

Total Number of Resources Responding: 173

CABTC to CAORO

		MED	T/C	HAZ-CON	P/A	HAZMAT	VEG	STR	OTH FIRE	F/A	MEDA	Total
CABTC	CO64	0	21	4	0	0	6	2	4	13	0	50
	E63	50	7	1	5	0	0	1	2	3	11	80
	E64	8	2	2	0	0	0	0	2	4	2	20
	E71	0	0	0	2	0	0	0	0	0	1	3
	E72	3	0	1	0	0	0	0	1	2	0	7
	WT64	0	0	1	0	0	0	1	1	0	0	3
	Others	3	0	3	0	1	0	0	1	1	1	10
	Total	64	30	12	7	1	6	4	11	23	15	173



Resource Agency Response to Jurisdictional Agency 4/1/2024 to 4/30/2024

Total Number of Incidents: 108

Total Number of Resources Responding: 126

CAORO to CABTC

		MED	T/C	HAZ-CON	P/A	VEG	STR	VEH	OTH FIRE	F/A	MEDA	Total
CAORO	B9A	0	1	0	0	1	1	0	0	0	0	3
	B9B	0	6	0	0	0	0	0	0	1	0	7
	E91	46	11	1	4	0	5	1	2	6	13	89
	E92	8	4	0	1	1	6	0	1	3	2	26
	T91	0	0	1	0	0	0	0	0	0	0	1
	Total	54	22	2	5	2	12	1	3	10	15	126



Resource Agency Response to Jurisdictional Agency 04/01/2024 to 04/30/2024

Total Number of Incidents: 38

Total Number of Resources Responding: 65

CAL FIRE to CAORO

		MED	T/C	HAZ-CON	OTH	HAZMAT	VEG	STR	OTH FIRE	F/A	MEDA	Total
CABTU	B2106	0	0	0	0	0	0	0	0	0	1	1
	B2108	0	2	0	0	0	0	0	0	0	0	2
	B2112	0	0	0	0	0	0	0	0	2	0	2
	B2115	1	1	0	0	0	0	0	0	1	0	3
	B2116	0	1	0	0	0	0	0	0	0	1	2
	B2117	0	2	2	0	0	0	0	1	2	0	7
	CH2101	0	0	1	0	0	0	0	0	0	0	1
	D2104	0	0	1	0	0	0	0	0	0	0	1
	D2105	0	0	0	0	0	0	1	0	1	0	2
	E2154	1	0	0	0	0	1	0	0	0	0	2
	E2160	1	0	0	0	0	0	0	0	0	0	1
	E2161	1	0	0	0	0	0	0	0	0	0	1
	E2163	0	0	0	0	0	0	1	0	0	0	1
	E2167	0	0	0	0	0	0	1	0	0	0	1
	E2180	4	0	0	0	0	0	0	0	1	0	5
	E2185	1	0	1	0	0	0	0	0	0	1	3
	P2121	0	0	0	1	0	0	0	1	0	0	2
	P2122	0	0	0	1	0	0	0	0	0	0	1
	PIO2150	0	0	1	0	0	0	0	0	0	0	1
	PIOADVSE	0	1	2	0	1	3	1	2	1	0	11

		MED	T/C	HAZ-CON	OTH	HAZMAT	VEG	STR	OTH FIRE	F/A	MEDA	Total
CABTU	PRVADVSE	0	0	2	0	0	3	1	2	1	0	9
	T2105	1	1	0	0	0	0	0	0	1	0	3
	T2106	0	0	1	0	0	0	0	0	0	0	1
	T2107	0	0	0	0	0	0	1	1	0	0	2
	Total	10	8	11	2	1	7	6	7	10	3	65

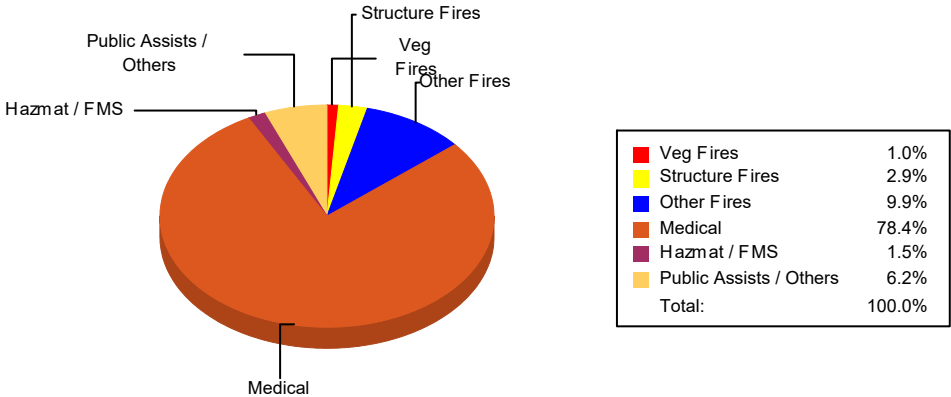
Item iv.



Battalion 9 Total Responses 4/1/2024 to 4/30/2024

	Veg Fires	Structure Fires	Other Fires	Medical	Hazmat / FMS	Public Assists /	Total
B9A	1	3	4	5	1	0	14
B9B	1	1	7	21	0	0	30
E391	0	0	0	1	0	0	1
E91	1	6	24	336	4	18	389
E92	3	7	18	77	3	14	122
T91	0	0	5	18	1	4	28
Total	6	17	58	458	9	36	584

Number of Incidents / Incident Type





Incident Activity by Station **4/1/2024 To 4/30/2024**

Item iv.

	CABTC	CABTU	CAORO	Total
63	43	3	71	117
64	121	7	6	134
91	55	0	374	429
ECC	1	9	0	10
Total	220	19	451	690



CITY OF OROVILLE POLICE DEPARTMENT

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Fax: 530-538-2409

Bill LaGrone, Jr.
Chief of Police
530-538-2451

ANNUAL REPORT OF MILITARY EQUIPMENT USE 2024

Pursuant to Government Code sections 7070 through 7075, the City of Oroville Police Department is required to provide an annual report outlining the use of "military equipment" as defined in the Government Code and in the Oroville Municipal Code Chapter 9.25. The annual report is required to include the following information:

1. A summary of how the Military Equipment was used and the purpose of its use (provided below).
2. A summary of any complaints or concerns received concerning the Military Equipment: **None 2023/2024.**
3. The results of any internal audits, any information about violations of the Military Equipment Use Policy, and any actions taken in response: **None 2023/2024.**
4. The total annual cost for each type of Military Equipment, including acquisition, personnel, training, transportation, maintenance, storage, upgrade, and other ongoing cost, and from what source funds will be provided for the Military Equipment in the calendar year following submission of the annual Military Equipment Report (provided below).
5. The quantity possessed for each type of Military Equipment (provided below).
6. If the law enforcement agency intends to acquire additional Military Equipment on the next year, the quantity sought for each type of Military Equipment (provided below).

Summary of Military Equipment Utilized – Cost – and Quantity Possessed

Unmanned Aerial Systems

a. Description, Quantity, Capabilities, and Purchase Cost:

DJI M300 with HT20 drone, Quantity 1, Cost \$25,000 each

- The Mavic 2 Enterprise was specifically built to serve industries and applications in public safety, inspection, search & rescue, fire response, and law enforcement. This Unmanned Aerial System (UAS) is a battery powered, remote operated device with a mounted camera, light and infrared imaging device. This UAS has proven to be useful to public safety agencies in firefighting, search and rescue, pre-operational surveillance, and other tactical situations where aerial views enhance the safety and efficiency of public safety personnel. This UAS has a flight time of 45 minutes.

b. **Purpose:** May be deployed when an arial view would enhance situational. awareness and assist officers or incident commanders during, but not limited to, the following occurrences:

- Arrest/Search Warrant
- CBRNE (Chemical, Biological, Radiological, Nuclear, Explosives)
- Crowd Control/Special Events
- Dignitary Protection Detail
- Disaster Management
- Ongoing Criminal Investigation
- Explosive Ordnance Disposal/Investigation
- Fire
- Forensic/Crime Scene
- Missing Persons Investigations
- Perimeter Search and Security
- Search and Rescue
- Traffic Collision
- Training
- Public Relations/Multimedia Productions
- Assisting outside agencies in any of the above situations
- Assisting other City of Oroville departments with carrying out their mission of better serving Oroville residents and visitors.

c. **Authorized Use:** UAS may be utilized to enhance the department's mission of protecting lives and property when other means and resources are not available or are less effective. Any use of a UAS will be in strict accordance with constitutional and privacy rights and Federal Aviation Administration (FAA) regulations. The use of UAS shall not be used in the following circumstance:

- To conduct random surveillance.
- To target a person based solely on actual or perceived characteristics, such as race, ethnicity, national origin, religion, sex, sexual orientation, gender identity or expression, economic status, age, cultural group, or disability.
- To harass, intimidate, or discriminate against any individual or group.
- To conduct personal business of any type.
- UAS shall never be weaponized.

d. **Expected Lifespan:** 5 – 10 years

e. **Fiscal Impact:** \$500 - \$1000 battery replacement

- a. **Description, Quantity, Capabilities, and Purchase Cost:** Rifles are firearms that are fired from shoulder level, having a long spirally grooved barrel intended to make bullets spin and thereby have greater accuracy over a long distance. Rifles are magazine fed and either bolt-action or semi-automatic. Rifles can be configured for different purposes such as patrol, traffic motorcycle. The cost of the weapon greatly depends on the configuration. The below costs are averages. Submachine guns are magazine fed automatic carbines designed to fire handguns cartridges.

Colt AR15-A1 5.56, Quantity 15, Cost \$1400 each

Remington 700 .308, Quantity 1, Cost \$1400 each

Springfield M1A .308, Quantity 1, Cost \$1200 each

Plainfield M1 Carbine .30, Quantity 1, Cost \$900 each

Heckler and Koch MP5 submachine gun 9mm, Quantity 3, Cost \$2300 each

Winchester.308 WIN Match, Quantity 100 Cost \$2 each

- 165 gr specialized duty ammunition for the Patrol Officer

Hornady TAP 5.56 NATO, Quantity 1,600

- 75 gr ammunition for duty carbine rifles

Hornady TAP .223 Training .223 REM, Quantity 5,000

- 55 gr practice rounds used for qualifications and training

Federal 12g. Slug 1oz, Quantity 850

- 1oz slug used by Patrol Officers

- b. **Purpose:** To be used as precision weapons to address a threat with more precision and/or greater distances than a handgun, if present and desirable.
- c. **Authorized Use:** Only POST certified and department trained officers may use rifles. All personnel who are authorized to use a rifle must demonstrate proficiency annually.
- d. **Expected Lifespan:** Lifespans vary, and some have none as parts can be changed.
- e. **Fiscal Impact:** Annual maintenance is approximately \$50 for each weapon.

Distraction Devices

Item v.

a. Description, Quantity, Capabilities, and Purchase Cost:

Defense Technology Mutli-Port Distraction Device, Quantity 3, Cost \$60

Defense Technology Fuse, Quantity 15, Cost \$34

- A non-bursting, non-fragmenting reusable device that produces a loud noise with an intense bright light. These distraction devices are commonly referred to as “flashbangs” and they are extremely useful for distracting dangerous persons during assaults, hostage rescues, and other high-risk arrest situations. The devices are re-usable up to 25 times by replacing the fuse.
- b. **Purpose:** To produce a distraction with a loud noise and bright light in order to provide a tactical advantage for officers.
- c. **Authorized Use:** Distraction devices shall only be used by officers who have been trained in their use during hostage or barricaded subject situations, situations that pose a high risk of death or serious bodily injury to officers, or during training exercises.
- d. **Expected Lifespan:** 5 years
- e. **Fiscal Impact:** Replace fuses and bodies as needed. Currently about 0 replaced a year for an average cost \$0 annually.

Chemical Agents and Smoke Canisters

- a. **Description, Quantity, Capabilities, and Purchase Cost:** Chemical Agents munitions, which are commonly referred to as “tear gas,” can be used by the Oroville Police Department as a non-lethal tool to disperse rioting suspects or barricaded subjects. The Oroville Police Department uses chemical agents which are used by law enforcement agencies across the United States: CS (2-Chlorobenzylidenemalononitrile) and OC (Oleoresin Capsicum). CS is an irritating agent and lachrymator (irritates the eyes and causes tears to flow). CS has been medically tested in the UK and the US, specifically by the US Army. There are no known allergic reactions to CS. OC was de-regulated in California in 1996, is endorsed by the FBI, and is available to civilians to legally possess (2.5 oz or less). OC is an inflammatory agent which causes involuntary closure of eyes (open in 2-5 minutes) and respiratory inflammation (subsides in approximately 2 minutes).

Defense Technology Riot Control Continuous Discharge CS, Quantity 1, \$33 each

- The Riot Control CS Grenade is designed specifically for outdoor use in crowd control situations with a high-volume continuous burn that expels its payload in approximately 20-40 seconds through four gas ports located on the canister. This grenade dispels smoke as well as CS which allows for concealed tactical movement as well as crowd displacement.

Sage Control Ordnance 37MM Sage CS Smoke, Quantity 10, Cost \$18 each

Item v.

- A less lethal 37MM spin stabilized impact baton fire from a multi-round purpose built 37MM launcher with a rifled barrel. 37MM SAGE RIFLED - IRRITANT SMOKE MODEL: KO2 The KO2 is a pyrotechnic irritant smoke munition primarily used for crowd management situations. It is designed to be used to deny specific outdoor area occupation and to relocate or move unruly crowds. In a single source configuration, the KO2 is offered in short- and long-range variations.
- b. **Purpose:** To de-escalate a potentially deadly situation, with a reduced potential for death or serious physical injury to all persons, when a decision has been made to restrain or arrest a violent or threatening subject(s).
- c. **Authorized Use:** Chemical Agents may be used for crowd control, crowd dispersal, or against barricaded suspects based on the circumstances. Only the Watch Commander, Incident Commander, or Tactical Commander may authorize the delivery and use of tear gas, and only after evaluating all conditions known at the time and determining that such force reasonably appears justified and necessary.
- d. **Expected Lifespan:** All chemical agents have a life span of 5 years
- e. **Fiscal Impact:** Replace expired or used chemical agents- \$500 annually

Less Lethal Impact Weapons

a. Description, Quantity, Capabilities, and Purchase Cost:

Penn Arms 37MM 6 Shot Launcher, Quantity 1, Cost \$2,700

- The 37MM 6 shot launcher is a tactical 6 shot launcher that fires a standard 37MM less lethal ammunition up to 131ft. This launcher provides multi-shot capability before having to reload.

Tru Flite 37 MM Super Long Range Gas Gun, Quantity 1, Cost \$700

- The 37MM single shot launcher is a tactical single shot launcher that fires a standard 37MM less lethal ammunition up to 350 yards. This launcher is a breach loaded and must be reloaded after each use.

Remington 870 Less Lethal Shotgun, Quantity 8, Cost \$500 each

- The Remington 80 Less Lethal Shotgun is used to deploy the less lethal 12-gauge Super-Sock Beanbag Round up to 75 feet. The range of the weapon system helps to maintain space between officers and a suspect reducing the immediacy of the threat which is a principle of de-escalation.

12-Gauge Super-Sock Beanbag Round, Quantity 55, Cost \$5 each

- A less lethal 2.4 inch 12-gauge shotgun round firing a ballistic fiber bag filled 40 grams or lead shot at a velocity of 270-290 feet per second. These rounds are discharged from a Remington 870 12-gauge shotgun that is distinguishable by an orange butt stock and fore grip. This round provides accurate and effective performance when fired from the approved distance of not fewer than 5 feet. The maximum effective range of this munition is up to 75 feet.

Item v.

Sage Control Ordnance 37MM Sage Rifled-Impact, Quantity 27, Cost \$18 each

- A less lethal 37MM spin stabilized impact baton fire from a multi-round purpose built 37MM launcher with a rifled barrel at up to 240 feet per second. The 72.2-gram Polyurethane Ogive & two (2) Nylon rotating bands projectile delivers 162/lbs. of energy upon impact.
- The KO1 is a direct fire modular impact baton round that is designed to be used in situations where kinetic energy is preferred for the incapacitation of hostile and/or non-compliant individuals.
- Available in either standard energy or less-energy variations. The KO1 is reloadable and is available with smokeless or black powder blended propelling charges to provide law enforcement with affordable realistic training capabilities.

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- Available in either standard energy or less-energy variations. The KO1 is reloadable and is available with smokeless or black powder blended propelling charges to provide law enforcement with affordable realistic training capabilities.

b. **Purpose:** Less Lethal munitions can be used to de-escalate a potentially deadly situation, with a reduced potential for death or serious physical injury.

c. **Authorized Use:** Less lethal munitions may be used by those officers trained in their use in the following type of situations, but are not limited to these situations:

- Persons armed with a weapon and the tactical circumstances allow for the safe application of the approved munitions
- Persons making credible threats to harm themselves or others.
- Persons engaged in riotous behavior such as throwing rocks, bottles, or other dangerous projectiles at people or officers.

d. **Expected Lifespan:**

- All launchers and less lethal shotguns – 10 years
- All munitions 5 years

- e. **Fiscal Impact:** Replace stock as needed (varying cost) and maintenance cost of launchers/shotguns (\$100 annual)

The Oroville Police Department only intends on replenishing ammunition supply as necessary. No new "Military Equipment" is anticipated to be purchased as of the writing of this report.

I certify that the above information is correct to the best of my knowledge and information.



Bill LaGrone, Chief of Police



CITY OF OROVILLE STAFF REPORT

TO: MAYOR PITTMAN AND COUNCIL MEMBERS

FROM: BILL LAGRONE, CHIEF OF POLICE

RE: ANNUAL USE OF “MILITARY EQUIPMENT” AS DEFINED IN THE OROVILLE MUNICIPAL CODE

DATE: MAY 7, 2024

SUMMARY

In accordance with Ordinance No. 1865, the Oroville Police Department shall annually submit a Military Equipment Report. This report shall be submitted and publicly released, and within 30 days hold at least one well-publicized and conveniently located meeting, where the public can ask questions. This report will be placed on the May 21, 2024 agenda for further discussion and input.

DISCUSSION

In early 2022, the City of Oroville adopted an ordinance and policy which allowed the Oroville Police Department (OPD) to use “military equipment” as defined in Government Code sections 7070 through 7075. These sections of the Government Code also require a public agency that utilizes “military equipment” to provide an annual report on the ownership and use of such equipment.

Items deemed to be “military equipment” by Government Code sections 7070 through 7075 are used as a component of overall best practices for Law Enforcement Agencies (LEAs) throughout the country. These tools have been tested in the field, and are used by LEAs to enhance citizen and officer safety. Loss of these items would jeopardize the welfare of citizens and peace officers within the Oroville Police Department.

The term “military equipment” in fact does not necessarily indicate equipment that has been used by the military. Pursuant to Government Code sections 7070 through 7075, items deemed to be “military equipment” include, but are not limited to, unmanned aerial or ground vehicles, armored vehicles, command and control

vehicles, pepper balls, less lethal shotguns, less lethal 40mm projectile launchers, long range acoustic devices, and flashbangs.

The Oroville Police Department is committed to using the most up to date tools and equipment to safeguard the citizens of the City of Oroville. Some of the items deemed to be “military equipment” by Government Code sections 7070 through 7075 are utilized by OPD, and LEAs across the country, in order to specifically reduce risk to community members. These items provide peace officers with the ability to safely resolve volatile situations which otherwise might rise to the level of a lethal force encounter. The items listed in the Military Equipment Use Policy, also provide OPD’s peace officers with vital tools that facilitate compliance with its stringent use of force policy.

An annual report is required pursuant to Government Code sections 7070 through 7075. The report is required to include the following items:

1. A summary of how the Military Equipment was used and the purpose of its use.
2. A summary of any complaints or concerns received concerning the Military Equipment.
3. The results of any internal audits, any information about violations of the Military Equipment Use Policy, and any actions taken in response.
4. The total annual cost for each type of Military Equipment, including acquisition, personnel, training, transportation, maintenance, storage, upgrade, and other ongoing costs, and from what source funds will be provided for the Military Equipment in the calendar year following submission of the annual Military Equipment Report.
5. The quantity possessed for each type of Military Equipment.
6. If the law enforcement agency intends to acquire additional Military Equipment in the next year, the quantity sought for each type of Military Equipment.

FISCAL IMPACT:

None

RECOMMENDATION

Receive report.

ATTACHMENTS

Annual report of Military Equipment use