



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

February 05, 2019
REGULAR MEETING
CLOSED SESSION 4:30 PM
OPEN SESSION 6:00 PM
AGENDA

CALL TO ORDER

ROLL CALL

Council Members: David Pitman, Eric Smith, Linda Draper, Art Hatley, Janet Goodson, Vice Mayor Scott Thomson, Mayor Chuck Reynolds

CONVENE TO CLOSED SESSION

The Council will hold a Closed Session on the following:

1. Pursuant to Government Code section 54956.95, the Council will meet with the Acting City Administrator, Personnel Officer and City Attorney relating to Worker's Compensation Claim No. NCWA-188737.
2. Pursuant to Government Code section 54957.6, the Council will meet with Labor Negotiators and City Attorney to discuss labor negotiations for the following represented groups: Oroville Firefighters' Association, Oroville Police Officers Association (Sworn and Non-Sworn), Oroville Public Safety Mid-Managers Association, Oroville Management and Confidential Association, and Oroville City Employees Association.
3. Pursuant to Government Code Section 54957(b), the Council will meet with Acting City Administrator, Personnel Officer, and/or City Attorney to consider the employment related to the following positions: City Administrator.
4. Pursuant to Government Code section 54956.9(d)(2), the Council will meet with the Acting City Administrator and City Attorney regarding potential exposure to litigation – one case.

RECONVENE TO OPEN SESSION (6:00 p.m.)

Announcement from Closed Session

PLEDGE OF ALLEGIANCE

ADOPT AGENDA

PRESENTATIONS/PROCLAMATIONS/OATH OF OFFICE

- Teen Violence Awareness Proclamation

REQUESTS TO ADDRESS COUNCIL

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 two (2) 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 non-agenda items, the time limitation would be reduced to one and a half minutes per speaker. 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.

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.

CONSENT CALENDAR- ITEMS 1-6 - Consent calendar items 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. MINUTES

City Council may approve the minutes from City Council Special Meeting January 8, 2019 and City Council Regular Meeting January 15, 2019

RECOMMENDATION

Approve the minutes of January 8, 2019 and January 15, 2019

2. CITIZEN APPOINTMENTS TO COMMISSIONS AND BOARDS

City Council may approve the recommendation for appointments from the Ad-Hoc Application Review Committee.

RECOMMENDATION

Approve the committee recommendations for appointment to Planning Commission, Housing Loan Advisory Committee and Parks Commission.

3. DESIGNATION OF SUBRECIPIENT’S AGENT FOR FEDERAL AND STATE ASSISTANCE THROUGH THE FEDERAL EMERGENCY MANAGEMENT AGENCY

The Council may consider authorizing the City Administrator (or Acting, or Interim, or Assistant City Administrator) to execute the remaining applications and forms to the Federal Emergency Management Agency (FEMA) and the State of California Office of Emergency Services (Cal-OES) relating to Camp Fire Incident, by resolution of the City Council.

RECOMMENDATION

Adopt Resolution No. 8765 - A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR (OR ACTING, OR INTERIM, OR ASSISTANT CITY ADMINISTRATOR) TO EXECUTE ANY REMAINING APPLICATIONS AND FORMS TO FEMA AND CAL-OES RELATING TO THE 2018 EMERGENCY INCIDENT RELATING TO THE CAMP FIRE INCIDENT.

4. CITY ENGINEER CONTRACT AMENDMENT - TASK ORDER FOR MANHOLE RAISE PROJECT

The Council may consider approving an amendment to the Contract City Engineer Contract to include a task order for the design and construction management for the Manhole Raise Project along Highway 162.

RECOMMENDATION

Staff recommends approving an amendment to Bennett Engineering's Contract to include design and construction management services for manhole raising.

5. CONTRACT AMENDMENT TO CITY ENGINEER CONTRACT FOR DESIGN SERVICES

The Council may approve an amendment to Bennett Engineering’s Contract to include a task order to complete Design Plans, Specifications, and Construction Cost Estimate for the rehabilitation of City streets utilizing budget in the City’s local transportation fund.

RECOMMENDATION

Staff recommends amending Bennett Engineering’s City Engineer Contract to include a task order for design of street rehabilitation plans, specifications, and construction cost estimates.

6. CITY ENGINEER CONTRACT AMENDMENT - LOWER WYANDOTTE ROAD CULVERT REHABILITATION

The Council may consider approving an amendment to the City Engineer Contract to include the design for the Lower Wyandotte Road Culvert Rehabilitation.

RECOMMENDATIONS

Approve the contract amendment.

PUBLIC HEARINGS

- The Public Hearing Procedure is as follows:
- Mayor or Chairperson opens the public hearing.
- Staff presents and answers questions from Council
- 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 two (2) 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
- Council debate and action

7. AN URGENCY ORDINANCE REGARDING TEMPORARY RESIDENTIAL USE OF RECREATIONAL VEHICLES, MOBILE HOMES AND MANUFACTURED HOUSING UNITS

The Council may consider the adoption of an Urgency Ordinance amending Section 17.08.170 of the Oroville Municipal Code regarding residential use of recreational vehicles, mobile homes and manufactured housing units.

RECOMMENDATION

Adopt Urgency Ordinance No. 1836 -AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA AMENDING TITLE 17, SECTION 17.08.170 TO ADD MOBILE HOMES AND MANUFACTURED HOUSING UNITS FOR THOSE PARTS OF THE CITY OF OROVILLE MOST SEVERELY IMPACTED BY THE CAMP FIRE OF NOVEMBER 2018.

REGULAR BUSINESS - Action Calendar

8. SGMA - WYANDOTTE CREEK GSA BOARD MEMBER AND ALTERNATE APPOINTMENT

The council may consider the appointment of one member of the City Council to serve on the Wyandotte Creek sub-basin Groundwater Sustainability Agency (GSA) Board. The council may also consider the appointment of an alternate board member.

RECOMMENDATION

Appoint one member of City Council to the Wyandotte Creek GSA Board and one alternate.

9. APPOINTMENTS TO COUNCIL AND LOCAL COMMITTEES

Mayor Reynolds may make appointments to various committees and boards

RECOMMENDATION

None

10. REQUEST FOR RESIDENTIAL USE OF RECREATIONAL VEHICLES, MOBILE HOMES AND MANUFACTURED HOUSING UNITS AT THE CITY CORPORATION YARD

The Council may consider a request to utilize the City’s corporation yard for temporary residential use of recreational vehicles, mobile homes and manufactured housing units for individuals who have been displaced by the Camp Fire.

RECOMMENDATION

Provide direction as necessary

COUNCIL ANNOUNCEMENTS/DISCUSSIONS/FUTURE AGENDA ITEMS

ADMINISTRATION REPORTS

CORRESPONDENCE

- CPUC – Cal Water Proposed Rates
- Oroville City Elementary School District Public Hearing
- FERC - Feather River Project
- CPUC - Cal Water Public Participation Hearing Rate Information

ADJOURN THE MEETING

The meeting will be adjourned. A regular meeting of the Oroville City Council will be held on February 19, 2019 at 5:30 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

A PROCLAMATION RECOGNIZING FEBRUARY 2019 AS NATIONAL TEEN DATING VIOLENCE PREVENTION AND AWARENESS MONTH

WHEREAS, one in three adolescents in the United States is a victim of physical, emotional, sexual or verbal abuse from a dating partner, a figure that far exceeds victimization rates for other types of violence affecting youth; and

WHEREAS women and girls between the ages of 16 and 24 experience the highest rates of intimate partner violence – almost three times the national average; and

WHEREAS, youth who experience violence in a dating relationship are at increased risk of substance abuse, depression, poor academic performance, teen pregnancy, suicide, eating disorders, and carrying patterns of abuse into future relationships; and

WHEREAS, it is essential to raise community awareness and to provide training for parents, guardians, teachers, counselors and school staff so that they may recognize when youth are exhibiting signs of dating violence, including extreme jealousy, constant monitoring, and controlling behavior; and

WHEREAS, everyone has the right to a safe and healthy relationship and to be free from abuse.

NOW, THEREFORE I Mayor Chuck Reynolds do hereby proclaim February 2019 as National Teen Dating Violence Awareness and Prevention Month. I urge all residents of Oroville to support efforts in their schools, community groups, and families to empower young people in learning skills to have safe and healthy relationships. I encourage community leaders to assist those experiencing abuse in finding and accessing information and support services, to engage in activities that prevent and respond to dating violence, to prioritize healthy relationships in their own lives, and to engage in discussions with community members of all ages about dating violence prevention in their communities.

Chuck Reynolds, Mayor



CITY OF OROVILLE
Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

CITY COUNCIL REGULAR MEETING
January 15, 2019
MINUTES

***This meeting was recorded live on the City of Oroville website cityoforoville.org and on YouTube. ***

CALL TO ORDER

The Oroville city Council Meeting was called to order by Mayor Reynolds at 5:32pm.

ROLL CALL

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

ABSENT: None

STAFF PRESENT: Interim City Administrator Tom Lando, Assistant City Administrator Bill LaGrone, City Attorney Scott Huber, Interim City Clerk Joanna Gutierrez, Assistant City Clerk Jackie Glover, Finance Director Ruth Wright, Treasurer Karolyn Fairbanks, Chief Building Official Gary Layman

CONVENE TO CLOSED SESSION

The Council convened to Closed Session at 5:33pm to discuss the following:

1. Pursuant to Government Code section 54957.6, the Council will meet with Labor Negotiators and City Attorney to discuss labor negotiations for the following represented groups: Oroville Firefighters' Association, Oroville Police Officers Association (Sworn and Non-Sworn), Oroville Public Safety Mid-Managers Association, Oroville Management and Confidential Association, and Oroville City Employees Association.
2. Pursuant to Government Code Section 54957(b), the Council will meet with Acting City Administrator, Personnel Officer, and/or City Attorney to consider the employment related to the following positions: City Administrator.
3. Pursuant to Government Code section 54956.9(d)(2), the Council will meet with the Acting City Administrator and City Attorney regarding potential exposure to litigation – one case.

RECONVENE TO OPEN SESSION

Mayor Reynolds reconvened the council at 6:08pm and announced that the council would reconvene to closed session at the conclusion of the open session meeting.

PLEDGE OF ALLEGIANCE

Mayor Reynolds led the Pledge of Allegiance

Mayor Reynolds led the Council in a moment of silence to honor of Davis Police Officer Natalie Corona who was killed in the line of duty.

ADOPT AGENDA

Motion by Council Member Goodson and second by Council Member Draper to adopt the agenda.

AYES: Council Member Goodson, Draper, Smith, Pittman, Hatley, Vice Mayor Thomson, Mayor Reynolds

NOES: None

ABSTAIN: None

ABSENT: None

PRESENTATIONS/PROCLAMATIONS/OATH OF OFFICE

Sergeant Deal from the Oroville Police Department gave a departmental overview to the council.

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.

Individuals who spoke on Non-Agenda items:

- Cheri Bunker
- Jack Kiely
- Tasha Levinson
- Celia Hirschman
- Bonnie Malone
- Fred Spenger
- Shannon McGovern

Individuals who spoke on agenda items:

None

CONSENT CALENDAR - Consent calendar items 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.

Motion to adopt the consent calendar item 1 by Council Member Goodson and second by Vice Mayor Thomson. Motion passed unanimously.

AYES: Council Member Draper, Goodson, Hatley, Pittman, Smith, Vice Mayor Thomson, Mayor Reynolds

NOES: None

ABSTAIN: None

ABSENT: None

1. MINUTES

Council approved the minutes of the January 2, 2019 City Council Meeting

PUBLIC HEARINGS

NONE

REGULAR BUSINESS - Action Calendar

2. JOINT AGENCY LETTER TO GOVERNOR

Motion by Council Member Pittman and second by Goodson to authorize the Mayor to sign a joint agency letter requesting and thanking the State for backfilling lost revenue from the Campfire. Motion passed unanimously.

AYES: Council Member Hatley, Smith, Pittman, Draper, Goodson, Vice Mayor Thomson, Mayor Reynolds

NOES: None

ABSTAIN: None

ABSENT: None

3. REGULATION OF COMMERCIAL CANNABIS BUSINESSES

The Council may consider an amendment to the Oroville Municipal Code related to the regulation of commercial cannabis businesses in the City of Oroville. A first reading and public hearing was held on January 2, 2019.

REGULATION OF COMMERCIAL CANNABIS BUSINESSES

The council considered amendments to the Oroville Municipal Code related to the regulation of commercial cannabis businesses in the City of Oroville. A first reading and public hearing was held on January 2, 2019.

Motion made by Council Member Smith and second by Vice Mayor Thomson Waive the 2nd reading of Ordinance No 1834 and No 1835; and,

Adopt Ordinance No. 1834 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AMENDING TITLE 17 (ZONING) OF THE OROVILLE MUNICIPAL CODE BY REPEALING SECTION 17.16.XX (COMMERCIAL CANNABIS BUSINESSES); AMENDING SECTION 17.08.120 (CANNABIS BUSINESSES); AMENDING SECTION 17.32.010 (ALLOWED USES IN COMMERCIAL DISTRICTS); AMENDING SECTION 17.36.010 (ALLOWED USES IN INDUSTRIAL DISTRICTS) TO PROHIBIT ZONING FOR COMMERCIAL CANNABIS ACTIVITIES WITHIN THE CITY OF OROVILLE;

Adopt Ordinance No. 1835 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA, AMENDING TITLE 5 (BUSINESS LICENSES AND REGULATIONS) OF THE OROVILLE MUNICIPAL CODE BY REPEALING CHAPTER 5.XX (COMMERCIAL CANNABIS) TO PROHIBIT THE ESTABLISHMENT AND OPERATION OF ALL COMMERCIAL CANNABIS ACTIVITIES IN THE CITY OF OROVILLE

Motion passed, 4 Ayes, 3 Nay.

AYES: Council Member Smith, Pittman, Vice Mayor Thomson, Mayor Reynolds

NOES: Council Member Draper, Goodson, Hatley

ABSTAIN: None

ABSENT: None

4. AD HOC COMMISSION APPLICATION REVIEW COMMITTEE

Mayor Reynolds appointed three council members to an Ad Hoc Committee to review and recommend applicants for appointment to various commissions and committees.

Motion by Hatley and second by Pittman to approve the Mayors appointments of Council Members Smith, Pittman and Vice Mayor Thomson to the Ad Hoc Commission Application Review Committee. Motion passed unanimously.

AYES: Council Member Draper, Goodson, Hatley, Pittman, Smith, Vice Mayor Thomson, Mayor Reynolds

NOES: None

ABSTAIN: None

ABSENT: None

5. APPOINTMENTS TO COUNCIL AND LOCAL COMMITTEES

Mayor Reynolds appointed himself to SC-OR and Council Member Goodson as the Alternate.

COUNCIL ANNOUNCEMENTS/DISCUSSIONS/FUTURE AGENDA ITEMS

Council Member Smith will be attending an EXPO in Sacramento to share information about recreation in Oroville.

ADMINISTRATION REPORTS

Interim City Administrator Tom Lando - FEMA housing is short term housing for those that were home owners with a loss of \$17,000 or more; Renters with at least 1 year of proven paid utilities. FEMA is looking at debris removal site alternatives to Koppers.

Chief Building Official Gary Layman - Sierra Heights submitted plans, plan to issue permits next week. DR Horton has pulled seven permits. Paula Court, Community Center coming in and project is moving forward.

Assistant City Administrator Bill LaGrone - All available city houses have been listed and all have offers and are being sold. Three homes are currently being rented by city employees. As money comes in from home sales the city will be looking at using it to build more housing.

City Attorney Scott Huber - the EPA website lists that Koppers has fencing, signs and cameras as deterrents to non-authorized access to the property.

CORRESPONDENCE

- CPUC Public Hearing on CalWater rate increase

- Cal Water Letter regarding Boron

- CPUC Notice of PG&E intent to raise rates

City Council convened to close session at 7:01pm

Council reconvened at 8:44pm and announced that no action was taken; direction was given.

ADJOURN THE MEETING

The meeting was adjourned at 8:45pm. A regular meeting of the Oroville City Council will be held on February 5, 2019 at 5:30 p.m.

APPROVED BY:

ATTESTED BY:

Chuck Reynolds, Mayor

Jackie Glover, Assistant City Clerk



CITY OF OROVILLE
Council Chambers
1735 Montgomery Street
Oroville, CA. 95965

CITY COUNCIL SPECIAL MEETING
January 08, 2019
MINUTES

***This meeting was recorded live on the City of Oroville website cityoforoville.org and on YouTube. ***

The agenda for this meeting was posted on January 4, 2019 at 8:24 AM outside of City Hall, in the Council Chamber Hall, and on the City Website.

CALL TO ORDER

Meeting was called to order by Mayor Reynolds at 9:02am

ROLL CALL

PRESENT: Council Member David Pittman, Eric Smith, Vice Mayor Scott Thomson, Mayor Chuck Reynolds

ABSENT: Council Members Janet Goodson, Art Hatley, Linda Draper

STAFF PRESENT: Finance Director Ruth Wright, Human Resource Manager Liz Ehrenstrom, Assistant City Clerk Jackie Glover, Interim City Clerk Joanna Gutierrez, City Attorney Scott Huber, IT Manager Tyson Pardee, GIS Specialist Jesse Smith, Program Specialist Jordan Daley, City Engineer Mike Massaro, Parks and Trees Supervisor Wade Atterberry, Public Works Supervisor Cody Nissen, Chief Building Official Gary Layman, Lieutenant Chris Nicaodemus, Officer Joe Deal, Officer Ron Belser, Code Enforcement David Goyer, Battalion Chief Isaac Ruiz, Management Analyst III Amy Bergstrand, Interim City Administrator Tom Lando, Assistant City Administrator/Chief of Public Safety Bill LaGrone

PLEDGE OF ALLEGIANCE

Led by Mayor Reynolds

SPECIAL BUSINESS - ACTION CALENDAR

DEPARTMENTAL PRESENTATIONS

Requested by Staff

The council received information from each of the following departments/offices regarding the duties and functions:

1. Finance - Ruth Wright
2. Human Resources - Elizabeth Ehrenstrom
3. City Clerk's Office - Jackie Glover
4. Attorney's Office - Scott Huber
5. Information Technology - Tyson Pardee

6. Supplemental Benefits Fund (SBF) - Jordan Daley
7. Engineering - Mike Massaro

City Council consented to a 5-minute recess at 10:48am and reconvened at 10:58am

8. Parks, Trees and Streets - Wade Atteberry
9. Sewer and Electrical - Cody Nissen
10. Building and Planning - Gary Layman
11. Fire Department - Isaac Ruiz

There was one public speaker on this item: John Miller-George

The following presenters will come to one of the next council meetings and present to council:

1. Police Department - Joe Deal
2. Code Enforcement - Ron Belser/David Goyer
3. Business Assistance and Housing - Amy Bergstrand
4. Airport - Rick Farley

ADJOURNMENT

Mayor Reynolds adjourned the meeting at 12:00pm to the next regular scheduled meeting on January 15, 2019 at 5:30pm.

APPROVED BY:

ATTESTED BY:

Chuck Reynolds, Mayor

Jackie Glover, Assistant City Clerk



CITY OF OROVILLE STAFF REPORT

TO: MAYOR AND CITY COUNCIL MEMBERS

**FROM: JACKIE GLOVER, ASSISTANT CITY CLERK
BILL LAGRONE, ASSISTANT CITY ADMINISTRATOR**

RE: CITIZEN APPOINTMENTS TO COMMISSIONS AND BOARDS

DATE: FEBRUARY 5, 2019

SUMMARY

City Council may approve the recommendation for appointments from the Ad-Hoc Application Review Committee.

DISCUSSION

The council created an Ad-Hoc Application Review Committee on January 15th to review applications for citizen participation on Commissions and Committees. The Committee met on January 29th to review applications. After discussing each applicant, the committee recommends the following individuals be appointed to commissions and committees:

Planning Commission

Wyatt Jenkins – Term Expires 6/30/2022
Carl Durling Term Expires 6/30/2022
Tammy Flicker- Term Expires 6/30/2022
Susan Sears – Term Expires 6/30/2020 (Replacing Adonna Brand)

Housing Loan Advisory

Cheri Bunker – Term Expires 6/30/21

Parks Commission

Cheri Bunker - Term Expires 6/30/2024
Bobby O'Reiley – Term Expires 6/30/2024

FISCAL IMPACT

None

RECOMMENDATION

Approve the committee recommendations for appointment to Planning Commission, Housing Loan Advisory Committee and Parks Commission.

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR REYNOLDS AND COUNCIL MEMBERS

**FROM: RUTH WRIGHT, FINANCE DIRECTOR
FINANCE DEPARTMENT**

**RE: DESIGNATION OF SUBRECIPIENT'S AGENT FOR FEDERAL AND
STATE ASSISTANCE THROUGH THE FEDERAL EMERGENCY
MANAGEMENT AGENCY**

DATE: FEBRUARY 5, 2019

SUMMARY

The Council may consider authorizing the City Administrator (or Acting, or Interim, or Assistant City Administrator) to execute the remaining applications and forms to the Federal Emergency Management Agency (FEMA) and the State of California Office of Emergency Services (Cal-OES) relating to Camp Fire Incident, by resolution of the City Council.

DISCUSSION

November 8, 2018 was the start of the Camp Fire, a major County incident that impacted all local jurisdictions. The impacts to the City of Oroville are significant with current and future financial losses expected. During this incident City incurred direct costs that may be reimbursable from FEMA and Cal-OES. Costs include but are not limited to providing public safety services, housing needs, shelters, use of City buildings and many hours of labor to help with this emergency in our community.

There are a series of documents and forms needed for requesting this assistance. To be expedient and efficient, the Council is requested to authorize the Interim City Administrator authority to sign the required forms and applications for assistance.

There is federal funding available for both incidents. FEMA-4407-DR-CA is for the for this incident. The application deadline to request public assistance was December 17, 2018. The Finance Director has already submitted this request for public assistance on December 7, 2018, see attached copy.

There will be a series of forms and documents to list the damages in detail which will take some time to work through. A list of forms are as follows:

- Request for Public Assistance (RPA) Done
- Project Application, California Disaster Assistance Act Program (Cal OES 126)

- Project Assurances for Federal Assistance (Cal OES 89)
- Project Summary Certification of Documentation (CDAA Form 4a)
- Designation of Applicant's Agent Resolution (Cal OES 130)
- Signature Authority for California State Agencies only (Cal OES 130SA)
- List of Projects (Cal OES 95)

Cal-OES requires a Resolution and City Council's approval authorizing the Council to designate the City Administrator (or Acting, or Interim, or Assistant City Administrator) to sign the forms.

FISCAL IMPACT

Potential cost reimbursements.

RECOMMENDATION

Adopt Resolution No. 8765 - A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR (OR ACTING, OR INTERIM, OR ASSISTANT CITY ADMINISTRATOR) TO EXECUTE ANY REMAINING APPLICATIONS AND FORMS TO FEMA AND CAL-OES RELATING TO THE 2018 EMERGENCY INCIDENT RELATING TO THE CAMP FIRE INCIDENT.

ATTACHMENTS

Resolution No. 8765
Request for Public Assistance
Designation for Applicant's Agent Resolution for Non-State Agencies Cal OES form 130
Letter to Cal OES for form 130

**CITY OF OROVILLE
RESOLUTION NO. 8765**

A RESOLUTION AUTHORIZING AND DIRECTING THE INTERIM CITY ADMINISTRATOR TO EXECUTE ANY REMAINING APPLICATIONS AND FORMS TO FEMA AND CAL-OES RELATING TO THE 2018 INCIDENT RELATING TO THE CAMP FIRE.

BE IT HEREBY RESOLVED by the Oroville City Council as follows:

1. The City Administrator (or Acting, or Interim, or Assistant City Administrator) is hereby authorized and directed to execute any applications & forms to FEMA and Cal-OES relating to the 2018 emergency incident.

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 February 5, 2018, by the following vote:

AYES: Council Members Draper, Hatley, Goodson, Pittman, Smith, Vice Mayor Thomson, Mayor Reynolds

NOES: None

ABSTAIN: None

ABSENT: None

Chuck Reynolds, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Jackie Glover, Assistant City Clerk

DEPARTMENT OF HOMELAND SECURITY
Federal Emergency Management Agency
REQUEST FOR PUBLIC ASSISTANCE

OMB Control Number 1660-0017
Expires December 31, 2019

Paperwork Burden Disclosure Notice

Public reporting burden for this data collection is estimated to average 15 minutes per response. The burden estimate includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and submitting this form. This collection of information is required to obtain or retain benefits. You are not required to respond to this collection of information unless a valid OMB control number is displayed in the upper right corner of this form. Send comments regarding the accuracy of the burden estimate and any suggestions for reducing the burden to: Information Collections Management, Department of Homeland Security, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, Paperwork Reduction Project (1660-0017) **NOTE: Do not send your completed form to this address.**

Privacy Act Statement

Authority: FEMA is authorized to collect the information requested pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act, §§ 402-403, 406-407, 417, 423, and 427, 42 U.S.C. 5170a-b, 5172-73, 5184, 5189a, 5189e; The American Recovery and Reinvestment Act of 2009, Public Law No. 111-5, § 601; and "Public Assistance Project Administration," 44 C.F.R. §§ 206.202, and 206.209.

APPLICANT (Political subdivision or eligible applicant)	DATE SUBMITTED
COUNTY (Location of Damages. If located in multiple counties, please indicate)	

APPLICANT PHYSICAL LOCATION

STREET ADDRESS			
CITY	COUNTY	STATE	ZIP CODE

MAILING ADDRESS (If different from Physical Location)

STREET ADDRESS			
POST OFFICE BOX	CITY	STATE	ZIP CODE

Primary Contact/Applicant's Authorized Agent

Alternate Contact

NAME	NAME
TITLE	TITLE
BUSINESS PHONE	BUSINESS PHONE
FAX NUMBER	FAX NUMBER
HOME PHONE (Optional)	HOME PHONE (Optional)
CELL PHONE	CELL PHONE
E-MAIL ADDRESS	E-MAIL ADDRESS
PAGER & PIN NUMBER	PAGER & PIN NUMBER

Did you participate in the Federal/State Preliminary Damage Assessment (PDA)? YES NO

Private Non-Profit Organization? YES NO

If yes, which of the facilities identified below best describe your organization? _____

Title 44 CFR, part 206.221(e) defines an eligible private non-profit facility as: "... any private non-profit educational, utility, emergency, medical or custodial care facility, including a facility for the aged or disabled, and other facility providing essential governmental type services to the general public, and such facilities on Indian reservations." "Other essential governmental service facility means museums, zoos, community centers, libraries, homeless shelters, senior citizen centers, rehabilitation facilities, shelter workshops and facilities which provide health and safety services of a governmental nature. All such facilities must be open to the general public."

Private Non-Profit Organizations must attach copies of their Tax Exemption Certificate and Organization Charter or By-Laws. If your organization is a school or educational facility, please attach information on accreditation or certification.

OFFICIAL USE ONLY: FEMA -	-DR-	FIPS#	DATE RECEIVED	- 18 -
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**DESIGNATION OF APPLICANT'S AGENT RESOLUTION
FOR NON-STATE AGENCIES**

BE IT RESOLVED BY THE Oroville City Council OF THE City of Oroville
(Governing Body) (Name of Applicant)

THAT City Administrator, OR
(Title of Authorized Agent)
Acting City Administrator, OR
(Title of Authorized Agent)

Interim City Administrator or Assistant City Administrator
(Title of Authorized Agent)

is hereby authorized to execute for and on behalf of the City of Oroville, a public entity
(Name of Applicant)
established under the laws of the State of California, this application and to file it with the California Governor's Office of Emergency Services for the purpose of obtaining certain federal financial assistance under Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or state financial assistance under the California Disaster Assistance Act.

THAT the City of Oroville, a public entity established under the laws of the State of California,
(Name of Applicant)
hereby authorizes its agent(s) to provide to the Governor's Office of Emergency Services for all matters pertaining to such state disaster assistance the assurances and agreements required.

Please check the appropriate box below:

- This is a universal resolution and is effective for all open and future disasters up to three (3) years following the date of approval below.
- This is a disaster specific resolution and is effective for only disaster number(s) _____

Passed and approved this 5th day of February, 20 19

Chuck Reynolds, Mayor
(Name and Title of Governing Body Representative)

(Name and Title of Governing Body Representative)

(Name and Title of Governing Body Representative)

CERTIFICATION

I, Jackie Glover, duly appointed and Assistant City Clerk of
(Name) (Title)
City of Oroville, do hereby certify that the above is a true and correct copy of a
(Name of Applicant)

Resolution passed and approved by the Oroville City Council of the City of Oroville
(Governing Body) (Name of Applicant)
on the 5th day of February, 20 19.

(Signature) (Title)

Cal OES Form 130 Instructions

A Designation of Applicant's Agent Resolution for Non-State Agencies is required of all Applicants to be eligible to receive funding. A new resolution must be submitted if a previously submitted Resolution is older than three (3) years from the last date of approval, is invalid or has not been submitted.

When completing the Cal OES Form 130, Applicants should fill in the blanks on page 1. The blanks are to be filled in as follows:

Resolution Section:

Governing Body: This is the group responsible for appointing and approving the Authorized Agents.
Examples include: Board of Directors, City Council, Board of Supervisors, Board of Education, etc.

Name of Applicant: The public entity established under the laws of the State of California. Examples include: School District, Office of Education, City, County or Non-profit agency that has applied for the grant, such as: City of San Diego, Sacramento County, Burbank Unified School District, Napa County Office of Education, University Southern California.

Authorized Agent: These are the individuals that are authorized by the Governing Body to engage with the Federal Emergency Management Agency and the Governor's Office of Emergency Services regarding grants applied for by the Applicant. There are two ways of completing this section:

1. **Titles Only:** If the Governing Body so chooses, the titles of the Authorized Agents would be entered here, not their names. This allows the document to remain valid (for 3 years) if an Authorized Agent leaves the position and is replaced by another individual in the same title. If "Titles Only" is the chosen method, this document must be accompanied by a cover letter naming the Authorized Agents by name and title. This cover letter can be completed by any authorized person within the agency and does not require the Governing Body's signature.
2. **Names and Titles:** If the Governing Body so chooses, the names **and** titles of the Authorized Agents would be listed. A new Cal OES Form 130 will be required if any of the Authorized Agents are replaced, leave the position listed on the document or their title changes.

Governing Body Representative: These are the names and titles of the approving Board Members.
Examples include: Chairman of the Board, Director, Superintendent, etc. The names and titles **cannot** be one of the designated Authorized Agents, and a minimum of two or more approving board members need to be listed.

Certification Section:

Name and Title: This is the individual that was in attendance and recorded the Resolution creation and approval.
Examples include: City Clerk, Secretary to the Board of Directors, County Clerk, etc. This person **cannot** be one of the designated Authorized Agents or Approving Board Member (if a person holds two positions such as City Manager and Secretary to the Board and the City Manager is to be listed as an Authorized Agent, then the same person holding the Secretary position would sign the document as Secretary to the Board (not City Manager) to eliminate "Self Certification.")



City of Oroville

OFFICE OF THE MAYOR

Linda L. Dahlmeier
Mayor

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

February 5, 2019

Mr. David Gillings, State Public Assistance Officer
Recovery Section, Public Assistance Division
California Governor's Office of Emergency Services
3650 Schriever Avenue
Mather, CA 95655

Attn: CDAA-2018-09
FEMA-4407-DR-CA

Re: Cal EMA FORM 130

Dear Mr. Gillings,

The Interim City Administrator, Tom Lando, or Assistant City Administrator, Bill LaGrone is hereby authorized and directed to execute any applications & forms to FEMA and Cal-OES relating to the 2018 emergency incident under Resolution No. xxxx. The position of City Administrator is currently vacant.

This letter will apply to Disaster(s) No.: 2018-09, Camp Fire DR 4470.

Sincerely,

Chuck Reynolds, Mayor
City of Oroville

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: BILL LAGRONE, ASSISTANT CITY ADMINISTRATOR

RE: CONTRACT AMENDMENT

DATE: FEBRUARY 5, 2019

SUMMARY

The Council may consider approving an amendment to the Contract City Engineer Contract to include a task order for the design and construction management for the Manhole Raise Project Along HWY 162.

DISCUSSION

On October 16, 2018 the Manhole Raise Project along HWY 162 was approved by the City Council to be bid. The Contract City Engineer received an approved Encroachment Permit from Caltrans in November. The traffic controls to expose and raise the manholes can only be in place between 10 PM and 6 AM. All work will be done at night.

Bennett Engineering Services will prepare design plans and specifications for bidding of the Manhole Raise Project along HWY 162 between Lower Wyandotte Road and Foothill Blvd.

FISCAL IMPACT

Fiscal impact is anticipated to be approximately as follows:

A. Expense: Sewer Fund

Engineering Design and Construction Management: \$12,000

B. Sewer Fund Balance: \$6,760,676

RECOMMENDATIONS

Approve the contract amendment for Bennett Engineering to include a task order for design and construction management of the HWY 162 manhole raise for the City Engineer Contract for design and construction management.

ATTACHMENTS

Attachment A – Bennett Engineering Scope

Attachment B – Bennett Engineering Fee Estimate

Exhibit B: Fee Estimate



Client: City of Oroville

Consultant: Bennett Engineering Services Inc

Project: HWY 162 Manhole Raise Project

Date: January 24, 2019

Fee Estimate	Project Manager II 175 \$/hr		Engineer I 149 \$/hr		Engineering Tech I 118 \$/hr		Administrative 77 \$/hr		BEN EN Subtotal		MISC. EXPENSES	TOTAL
	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost		
Task												
1. Project Management	4 hrs	\$700	hrs	\$0	hrs	\$0	2 hrs	\$154	6 hrs	\$854	\$40	\$894
2. Construction Document Preparation	4 hrs	\$700	24 hrs	\$3,576	4 hrs	\$472	hrs	\$0	32 hrs	\$4,748	\$240	\$4,988
3. Bid Services	4 hrs	\$700	8 hrs	\$1,192	4 hrs	\$472	hrs	\$0	16 hrs	\$2,364	\$120	\$2,484
4. Construction Management	2 hrs	\$350	18 hrs	\$2,682	4 hrs	\$472	hrs	\$0	24 hrs	\$3,504	\$180	\$3,684
PROJECT TOTAL	14 hrs	\$2,450	50 hrs	\$7,450	12 hrs	\$1,416	2 hrs	\$154	78 hrs	\$11,470	\$580	\$12,050

Additional Fee Information

- ▶ This fee estimate is valid for 90 days.
- ▶ This fee estimate contains an abbreviated list of staff classifications and does not restrict BEN|EN to those classifications. The Standard Rate Schedule with a full list of staff classifications is available upon request.
- ▶ Standard hourly rates do not apply to a demand to perform work during an overtime period. Work required to be performed during an overtime period (as mandated by California law) will be charged at a 50% premium.

INITIALS:

Exhibit A: Scope of Services

To AGREEMENT BETWEEN CLIENT AND CONSULTANT

Client: City of Oroville

Consultant: Bennett Engineering Services Inc

Project: HWY 162 Manhole Raise Project

Date: January 24, 2019



TRUSTED ENGINEERING ADVISORS

Bennett Engineering Services
1082 Sunrise Avenue, Suite 100
Roseville, California 95661

T 916.783.4100

F 916.783.4110

www.ben-en.com

Consultant's services shall be limited to those expressly set forth below, and Consultant shall have no other obligations or responsibilities for the Project or to the Client except as agreed to in writing or as provided in this Agreement. All of Consultant's services in any way related to the Project or Client shall be subject to the terms of this Agreement.

TASK 1. Project Management

Bennett Engineering Services (BEN|EN) will coordinate with City of Oroville staff and update City on progress of design and construction. This task includes preparation of invoices, management of schedule, and coordination with Caltrans on the encroachment permit.

TASK 2. Construction Document Preparation

BEN|EN will prepare a complete set of project plans and specifications to be used for project bidding and construction. Project documents will be based on the Caltrans design and construction standards and will reference City standard details where appropriate.

BEN|EN will submit one electronic (PDF format) copy of the improvement plans and specifications for review by the City Engineer. Final construction documents will be stamped and signed by a California Registered Engineer.

TASK 3. Bid Services

BEN|EN will advertise the project for bidding and make the construction documents available to potential bidders.

BEN|EN will respond to questions concerning the construction documents prior to the bid openings and prepare addenda and letters of clarification as required to respond to potential bidder Requests for Information (RFIs). BEN|EN will provide revised or supplemental project plans or exhibits as needed to fully respond to RFIs.

TASK 4. Construction Management

BEN|EN will coordinate with the low-bid contractor to complete the project. The encroachment permit requires night work and BEN|EN staff will be on site to affirm traffic control and Caltrans coordination is completed. The work is expected to be complete within one week.

INITIALS:

DELIVERABLES:

- *An electronic (PDF format) copy of 24"x36" final plans, final specifications, and the final cost estimate will be provided, including a hardcopy set of the 24"x36" final plans.*

ASSUMPTIONS:

- *Geotechnical services are not included in this scope*
- *Public outreach is not included in this scope*
- *No environmental documentation or permitting is required*



CITY OF OROVILLE STAFF REPORT

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: BILL LAGRONE, ASSISTANT CITY ADMINISTRATOR

RE: CONTRACT AMENDMENT TO CITY ENGINEER CONTRACT FOR DESIGN SERVICES

DATE: FEBRUARY 5, 2019

SUMMARY

The Council may approve an amendment to Bennett Engineering's Contract to include a task order to complete Design Plans, Specifications, and Construction Cost Estimate for the rehabilitation of City streets utilizing budget in the City's local transportation fund.

DISCUSSION

The City has funds from Local Transportation Fund (LTF) routed through Butte County Association of Governments (BCAG), Regional Surface Transportation Program (RSTP) and Highway User Tax Account (HUTA) supplemented via SB-1 for pavement rehabilitation. Based on a review of the Pavement Assessment completed in 2011 and updated surveys conducted by City Staff and the Contract City Engineer, staff are targeting 7 streets for rehabilitation this year. The streets and extents of rehabilitation and repair may change slightly via the preliminary design process as updated assessment and cost estimates for repair are considered.

FISCAL IMPACT

Fiscal Impact is anticipated to be approximately as follows:

- A. Expense: Local Transportation Fund
Engineering: \$104,955 with an additional 10% contingency totaling: \$115,450
- B. Available Fund Balance: \$511,577

RECOMMENDATION

Staff recommends amending Bennett Engineering's City Engineer Contract to include a task order for design of street rehabilitation plans, specifications, and construction cost estimates.

ATTACHMENTS

- Exhibit A: Scope of Services**
- Exhibit B: Fee Estimate**

EXHIBIT A: Scope of Services

TO AGREEMENT BETWEEN CLIENT AND CONSULTANT

Client: City of Oroville
 Consultant: Bennett Engineering Services Inc
 Project: 2019 Pavement Rehabilitation
 Date: December 12, 2018



TRUSTED ENGINEERING ADVISORS

Bennett Engineering Services
 1082 Sunrise Avenue, Suite 100
 Roseville, California 95661

T 916.783.4100

F 916.783.4110

www.ben-en.com

Segment	Street	Begin	End	Proposed Rehab	Length (LF)
1	Mesa Ave	Myers St	Central Middle School	Grind/Overlay	1,200
2	Myers St	Mesa Ave	Corto St	Grind/Overlay	950
3	Nelson Ave	Course Gold Rd	6th St	Grind/Overlay	2,600
4	Nelson Ave	6th St	4th St	Grind/Overlay	1,400
5	Kitrick Ave	Myers St	Huntoon St	Remove & Replace	280
6	Greenville St	Lincoln St	450' East of Burlington Ave	Slurry	3,000
7	Oro-Bangor Hwy	Lincoln St	450' East of Burlington Ave	Slurry	3,000

TASK 1. Project Management

Monthly Invoices and Status Reports

BEN|EN will prepare and submit monthly invoices and status reports to the City. The status reports will include project tasks completed, deliverables submitted and budget expenditures for that months invoice. In addition, monthly invoices shall be accompanied by a budget summary indicating task breakdown for budget, percent complete, spend to date, and remaining budget. Invoices will include employee rates, expenses per task, and a copy of any sub-consultant invoices.

Quality Assurance and Quality Control

BEN|EN will provide technical resources necessary to ensure that deliverables are complete, and that they meet the City's requirements. Reviews will be conducted by experienced senior staff and documented using a review form indicating the reviewer name, date of review, and the resolution of any review comments. This task includes providing quality control reviews for the 65%, 90%, 100%, and Final PS&E submittals.

Deliverables:

- *Monthly Invoices and Status Reports*
- *Quality Control Reviews and Documentation*

TASK 2. Survey

Topographic Survey and Mapping

UNICO will research and review any existing topographic information and utilize as necessary. UNICO will perform detailed (non-aerial) design topographic field surveys along the proposed segments.

Topographic surveys will capture street cross-sections along all five (5) segments and intersections from edge of pavement to opposite edge of pavement at 100' intervals or closer including all horizontal and vertical change in direction and curve points and all visible manholes, lids and valves.

UNICO will perform detailed topographic surveys of twenty five (25) curb ramps at locations to be determined. UNICO will locate pavement, cross slopes, grade breaks, utilities, poles, signals, fences, trees, curb and sidewalk conforms and other visible features within the proposed curb ramp. UNICO will also locate ground and topographic features up to 15 feet behind the pavement along each proposed curb ramp. Measurements to accessible sewer and storm drain structures will be

performed to include, pipe size, invert and flow direction. UNICO will map all topographic information to include labeling, 1' contours and 3D digital surface in an AutoCAD based drawing.

UNICO will set durable control points to be preserved for utilization of surveys and for future construction control. UNICO will base its survey on approved City of Oroville Horizontal and Vertical Datum.

Survey Monument Perpetuation

UNICO will perform surveys for monument perpetuation. State law, as defined in Section 8771 of PLS Act, requires that survey monuments in roadways that may be compromised by construction be preserved and/or re-set. Upon visual discovery of a monument, UNICO will locate the monument and set nearby reference ties to each monument. UNICO will prepare a Corner Record Card "A" prior to construction and submit to the County Surveyors Office. After Construction, any monument proven to have been compromised by the project will be re-set. UNICO will prepare a Corner Record Card "B" and submit to the County Surveyors Office depicting the location and character of the new monument.

UNICO will assume that this task will include the re-setting and installation of two (2) monuments at each project segment, for an overall project total of ten (10), with either iron pipes or nails and washers. In the event the City wishes to install street monument well boxes, UNICO will review local specifications and guidelines for setting and installation and prepare an additional fee accordingly.

Deliverables:

- *AutoCAD base file*
- *Point Files*
- *Corner Record Cards*
- *Replacement of Monuments*

TASK 3. Preliminary Engineering

Bennett Engineering (BEN|EN) will generate a preliminary layout concept on a scaled aerial map and generate a preliminary cost estimate for the proposed improvements to the segments identified above. Locations may be added or removed based on the funding available.

Deliverables:

- *Concept Layout - pdf and one hard copy (11" x 17") of the schematic layout*
- *Cost Estimate - pdf*

TASK 4. Coring Samples and Coordination

BEN|EN will coordinate the necessary coring effort to insure proposed repair options are suitable for the existing conditions. A core sample will be taken at each of the segments requiring pavement reconstruction. A maximum of fifteen (15) cores are assumed.

Rehabilitation methods will likely consist of hot mix asphalt (HMA) overlay for Segments 1 through 4 and pavement reconstruction for Segment 5.

Geocon will perform the following scope of services:

- A Geocon senior staff engineer will perform a site visit to observe existing pavement conditions and to pre-mark proposed core locations.
- Notify subscribing utility companies via Underground Service Alert (USA) a minimum of two working days (as required by law) prior to performing exploratory excavations at the site.
- Obtain an encroachment permit from the City of Oroville (we assume waived permit fee).

- Perform up to 15 pavement cores as follows:
 - Segment 1: Three (3) cores
 - Segment 2: Three (3) cores
 - Segment 3: Four (4) cores
 - Segment 4: Three (3) cores
 - Segment 5: Two (2) cores; collect R-value bulk sample
- Provide necessary traffic control measures during field work.
- Measure existing pavement section material thicknesses at the core locations.
- Obtain subgrade soil samples from the core location along Segment 5.
- Patch the cores with cold patch asphalt concrete or rapid-set concrete.
- Prepare a summary report with our conclusions and recommendations. Our report will include (but not be limited to) the following:
 - Map showing core locations
 - Site plans with core locations at each site
 - Pavement condition descriptions
 - Pavement section material thicknesses at the core locations
 - Pavement repair and/or rehabilitation recommendations including:
 - HMA overlay recommendations
 - New pavement recommendations for Segment 5

Deliverables:

- *Draft and Final Geotechnical Report*

TASK 5. Utility Coordination

Utility Verification and Coordination with Owners

BEN|EN will send “Utility A” letters with Project location/limit map with a City-approved letter requesting verification of the location, size, and depth of each facility within the Project area. BEN|EN will identify all public or private utilities that may be affected by Project and determine limits of raise utilities or relocations and determine responsible party for cost in consultation with the City. A utility log documenting all correspondence with the utility owners will be maintained for the duration of the Project.

Utility Impact Resolution and Utility Potholing

Once the existing utility information is compiled, we will prepare a summary of utility impacts and proposed resolutions. Subsequent Utility “B” and “C” letters with Project plans will be sent to the respective utility companies in accordance with Caltrans Local Assistance Utility Coordination Procedures. Verification maps and conflict maps will be included as part of this task. BEN|EN will also complete the utility agreement.

Potholing will be performed where needed to verify utility location and confirm impact and develop resolution. BEN|EN will submit a traffic control plan to City for review and approval before beginning potholing work. A total of 8 potholes is assumed for this work scope.

Deliverables:

- *Utility A, B, and C letters and plans*
- *Summary of impacts and resolutions*

Utility Adjustment/Relocation Coordination

For existing utilities that need to be adjusted or relocated, BEN|EN will coordinate with utility companies for final utility relocation plans and construction schedule for the relocations prior to or during Project construction.

Deliverables:

- *Utility Relocation Plans*
- *City Right-of-way Certification*

TASK 6. Final PS&E Documents

BEN|EN will prepare and submit final Plans, Specifications, and Estimate to the City. After submittal of the Final Bid Documents we will prepare the Resident Engineer File for use by the City during construction. In addition BEN|EN will assist the City in the preparation of the bid documents.

BEN|EN will coordinate federal funding requirements with Caltrans.

Deliverables:

- *Final plans – two (2) hard copies (22" x 34"), stamped and signed by a CA registered PE.*
- *Specifications, Bid Documents, and Cost Estimate – two (2) hard copies*
- *Resident Engineer File – one (1) hard copy*
- *CD containing Final Plans and Specifications in .dwg and .pdf format. Including:*
 - *Final Plans - AutoCAD 2014*
 - *Special Provisions – MS Word*
 - *Bid Documents – MS Word*
 - *Itemized Cost Estimate – MS Excel*

TASK 7. Bidding Assistance

BEN|EN will be available during the bidding phase to support the City by providing answers to Contractor inquiries and preparing addenda as a result of these inquiries. BEN|EN will prepare responses to bidder inquiries in writing. Assume two (2) responses to bidder questions. BEN|EN will also assist the City staff in preparing content for bid addenda documents as necessary. Assume one (1) addenda to the bid package.

TASK 8. Construction Assistance

BEN|EN will be available during the construction phase to support the City by providing answers to Contractor inquiries and reviewing change orders as appropriate. Assume two (2) site visits during construction.

INITIALS:

PRELIMINARY Fee Estimate



Exhibit B: Fee Estimate

Client: City of Oroville

Consultant: Bennett Engineering Services Inc

Project: 2019 Pavement Rehabilitation

Date: December 12, 2018

Fee Estimate	Project Manager III 195 \$/hr		Engineer II 155 \$/hr		Designer III 140 \$/hr		Administrative 70 \$/hr		BEN EN Subtotal		MISC. EXPENSES	GeoCon	UNICO	TOTAL
	hrs	\$	hrs	\$	hrs	\$	hrs	\$	hrs	\$				
Task														
1. Project Management	24 hrs	\$4,680	hrs	\$0	hrs	\$0	10 hrs	\$700	34 hrs	\$5,380	\$0	\$0	\$0	\$5,380
2. Topographic Survey	hrs	\$0	2 hrs	\$310	4 hrs	\$560	hrs	\$0	6 hrs	\$870	\$0	\$24,472	\$0	\$25,342
3. Preliminary Layout and Cost Estimate	10 hrs	\$1,950	30 hrs	\$4,650	20 hrs	\$2,800	4 hrs	\$280	64 hrs	\$9,680	\$100	\$0	\$0	\$9,780
4. Coring Samples and Coordination	3 hrs	\$585	hrs	\$0	hrs	\$0	4 hrs	\$280	hrs	\$865	\$300	\$12,708	\$0	\$13,873
5. Utility Coordination	20 hrs	\$3,900	40 hrs	\$6,200	20 hrs	\$2,800	8 hrs	\$560	88 hrs	\$13,460	\$9,000	\$0	\$0	\$22,460
6. Final Plans, Specs & Estimate (PS&E)	30 hrs	\$5,850	50 hrs	\$7,750	50 hrs	\$7,000	8 hrs	\$560	138 hrs	\$21,160	\$200	\$0	\$0	\$21,360
7. Bidding Assistance	8 hrs	\$1,560	4 hrs	\$620	hrs	\$0	2 hrs	\$140	14 hrs	\$2,320	\$200	\$0	\$0	\$2,520
8. Construction Support	20 hrs	\$3,900	hrs	\$0	hrs	\$0	2 hrs	\$140	22 hrs	\$4,040	\$200	\$0	\$0	\$4,240
9.	hrs	\$0	hrs	\$0	hrs	\$0	hrs	\$0	hrs	\$0	\$0	\$0	\$0	\$0
10.	hrs	\$0	hrs	\$0	hrs	\$0	hrs	\$0	hrs	\$0	\$0	\$0	\$0	\$0
PROJECT TOTAL	115 hrs	\$22,425	126 hrs	\$19,530	94 hrs	\$13,160	38 hrs	\$2,660	366 hrs	\$57,775	\$10,000	\$12,708	\$24,472	\$104,955

Additional Fee Information

- ▶ This fee estimate is valid for 90 days.
- ▶ This fee estimate contains an abbreviated list of staff classifications and does not restrict BEN|EN to those classifications. The Standard Rate Schedule with a full list of staff classifications is available upon request.
- ▶ Standard hourly rates do not apply to a demand to perform work during an overtime period. Work required to be performed during an overtime period (as mandated by California law) will be charged at a 50% premium.
- ▶ Substantial changes in the required scope of work or schedule may result in the revision of the proposed fees and total contract amount.
- ▶ Rates are subject to change annually effective July 1st.

INITIALS:

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND CITY COUNCIL MEMBERS

**FROM: BILL LAGRONE, ASSISTANT CITY ADMINISTRATOR
PUBLIC WORKS DEPARTMENT**

RE: CONTRACT AMENDMENT – BENNETT ENGINEERING

DATE: February 5, 2019

SUMMARY

The Council may consider approving an amendment to the City Engineer Contract to include the design for the Lower Wyandotte Road Culvert Rehabilitation.

DISCUSSION

On October 16, 2018 the Lower Wyandotte Road project was approved by the City Council to be bid.

Bennett Engineering Services will prepare design plans for the Lower Wyandotte Road which will be put out to bid for contractor selection.

FISCAL IMPACT

Fiscal impact is anticipated to be approximately as follows:

- A. Expense: Drainage Impact Fee Fund

City Engineering Design: \$14,940

- B. Fund Balance: \$859,140

RECOMMENDATIONS

Approve the contract amendment.

ATTACHMENTS

Attachment A; Scope of Services
Attachment B: Fee Estimate

Exhibit A: Scope of Services

To AGREEMENT BETWEEN CLIENT AND CONSULTANT

Client: City of Oroville

Consultant: Bennett Engineering Services Inc

Project: Lower Wyandotte Road Culvert Rehabilitation

Date: December 2, 2018



TRUSTED ENGINEERING ADVISORS

Bennett Engineering Services
1082 Sunrise Avenue, Suite 100
Roseville, California 95661

T 916.783.4100

F 916.783.4110

www.ben-en.com

Consultant's services shall be limited to those expressly set forth below, and Consultant shall have no other obligations or responsibilities for the Project or to the Client except as agreed to in writing or as provided in this Agreement. All of Consultant's services in any way related to the Project or Client shall be subject to the terms of this Agreement.

TASK 1. Project Management

Bennett Engineering Services (BEN|EN) will coordinate with City of Oroville staff and update City on progress of design. This task includes preparation of invoices, management of schedule, quality assurance/control, and all meetings/conference calls as part of this project (assumes 2).

TASK 2. Predesign

BEN|EN will provide a topographic survey of the project area, including manholes, drainage inlets, curb flowlines, edge of pavement, and other relevant project information. When available, BEN|EN will obtain pipe depth information. Survey will be based on NAD83 California State Plane coordinate system.

BEN|EN will coordinate with various utilities and agencies (City of Oroville, AT&T, PG&E, Thermalito Water, etc.) requesting existing utility mapping within the project area. BEN|EN will identify existing utilities that will be impacted by the project and shall coordinate the relocation of utility lines and appurtenances, if required.

TASK 3. Construction Document Preparation

BEN|EN will prepare a complete set of project plans, specifications, and Engineer's opinion of probable construction cost (estimate) to be used for project bidding and construction. Project documents will be based on the City of Oroville design and construction standards and will reference City standard details where appropriate.

BEN|EN will submit one electronic (PDF format) copy of the improvement plans and cost estimate at 90% design for review by the City. BEN|EN will provide one electronic copy and one 24"x36" hardcopy of the final improvements plans, and one electronic copy of the final cost estimate. Final construction documents will be stamped and signed by a California Registered Engineer.

TASK 4. Bid Services

BEN|EN will advertise the project for bidding and make the construction documents available to potential bidders.

BEN|EN will respond to questions concerning the construction documents prior to the bid openings and prepare addenda and letters of clarification as required to respond to potential bidder Requests for Information (RFIs). BEN|EN will provide revised or supplemental project plans or exhibits as needed to fully respond to RFIs.

INITIALS:

DELIVERABLES:

- *Utility mapping*
- *An electronic (PDF format) copy of 24"x36" plans, specifications, and the cost estimate will be provided at 90% design for review*
- *An electronic (PDF format) copy of 24"x36" final plans, final specifications, and the final cost estimate will be provided, including a hardcopy set of the 24"x36" final plans*

ASSUMPTIONS:

- *Construction inspection and management are not included in this scope*
- *Geotechnical services are not included in this scope*
- *Public outreach is not included in this scope*
- *No environmental documentation or permitting is required*
- *City will be responsible for any associated permits and fees, if any*

Exhibit B: Fee Estimate

Client: City of Oroville

Consultant: Bennett Engineering Services Inc

Project: Lower Wyandotte Road Culvert Rehabilitation

Date: December 2, 2018



Fee Estimate	Principal Engineer 247 \$/hr		Project Manager II 175 \$/hr		Engineer I 149 \$/hr		Surveyor IV 191 \$/hr		Surveyor I 149 \$/hr		Engineering Tech I 118 \$/hr		Administrative 77 \$/hr		BEN EN Subtotal		MISC. EXPENSES	TOTAL
	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost		
Task																		
1. Project Management	hrs	\$0	16 hrs	\$2,800	hrs	\$0	hrs	\$0	hrs	\$0	hrs	\$0	2 hrs	\$154	18 hrs	\$2,954	\$150	\$3,104
2. Predesign	hrs	\$0	4 hrs	\$700	4 hrs	\$596	12 hrs	\$2,292	8 hrs	\$1,192	2 hrs	\$236	hrs	\$0	30 hrs	\$5,016	\$250	\$5,266
3. Construction Document Preparation	hrs	\$0	8 hrs	\$1,400	16 hrs	\$2,384	hrs	\$0	hrs	\$0	10 hrs	\$1,180	hrs	\$0	34 hrs	\$4,964	\$250	\$5,214
4. Bid Services	hrs	\$0	4 hrs	\$700	4 hrs	\$596	hrs	\$0	hrs	\$0	hrs	\$0	hrs	\$0	8 hrs	\$1,296	\$60	\$1,356
PROJECT TOTAL	hrs	\$0	32 hrs	\$5,600	24 hrs	\$3,576	12 hrs	\$2,292	8 hrs	\$1,192	12 hrs	\$1,416	2 hrs	\$154	90 hrs	\$14,230	\$710	\$14,940

[Additional Fee Information](#)

- ▶ This fee estimate is valid for 90 days.
- ▶ This fee estimate contains an abbreviated list of staff classifications and does not restrict BEN|EN to those classifications. The Standard Rate Schedule with a full list of staff classifications is available upon request.
- ▶ Standard hourly rates do not apply to a demand to perform work during an overtime period. Work required to be performed during an overtime period (as mandated by California law) will be charged at a 50% premium.
- ▶ Substantial changes in the required scope of work or schedule may result in the revision of the proposed fees and total contract amount.

INITIALS:



CITY OF OROVILLE STAFF REPORT

TO: MAYOR AND CITY COUNCIL MEMBERS

**FROM: TOM LANDO, INTERIM CITY ADMINISTRATOR
SCOTT E. HUBER, CITY ATTORNEY**

**RE: AN URGENCY ORDINANCE REGARDING TEMPORARY RESIDENTIAL
USE OF RECREATIONAL VEHICLES, MOBILE HOMES AND
MANUFACTURED HOUSING UNITS**

DATE: FEBRUARY 5, 2019

SUMMARY

The Council may consider the adoption of an Urgency Ordinance amending Section 17.08.170 of the Oroville Municipal Code regarding residential use of recreational vehicles, mobile homes and manufactured housing units.

DISCUSSION

On November 8, 2018, conditions of extreme peril to the safety of persons and property within the county were caused by a fast-moving and widespread fire, referred to as the Camp Fire. The Camp Fire burned more than 150,000 acres and destroyed more than 13,000 residences. On November 8, 2018, the Governor of the State of California proclaimed a State of Emergency for Butte County and on November 12, 2018, the President of the United States issued a Major Disaster Declaration for Butte and other counties in the state of California.

Due to the devastation caused by the Camp Fire, the Council passed an urgency ordinance to allow residents affected by the fire to live temporarily in recreational vehicles. This amendment would be to add mobile homes and manufactured housing units (typically provided by FEMA) to the ordinance, which would provide displaced citizens more options for temporary housing while their residential homes are rebuilt. This would also allow the City to permit recreational vehicles, mobile homes and manufactured housing units to be used on City property pursuant to a temporary permit. In addition, adoption of this ordinance would allow the City to waive the per-unit sewer fee charged for the sewer line in exchange for installation of the sewer line by the entity which will be selected as the project applicant.

This Ordinance will expire on December 31, 2020 unless extended by the Council. Pursuant to the Government Code, adoption of an urgency ordinance requires approval by four-fifths of the Council.

FISCAL IMPACT

None

RECOMMENDATION

Adopt Urgency Ordinance No. 1836 - AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA AMENDING TITLE 17, SECTION 17.08.170 TO ADD MOBILE HOMES AND MANUFACTURED HOUSING UNITS FOR THOSE PARTS OF THE CITY OF OROVILLE MOST SEVERELY IMPACTED BY THE CAMP FIRE OF NOVEMBER 2018.

ATTACHMENTS

Urgency Ordinance No. 1836

URGENCY ORDINANCE NO. 1836

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OROVILLE, CALIFORNIA AMENDING TITLE 17, SECTION 17.08.170 TO ADD MOBILE HOMES AND MANUFACTURED HOUSING UNITS FOR THOSE PARTS OF THE CITY OF OROVILLE MOST SEVERELY IMPACTED BY THE CAMP FIRE OF NOVEMBER 2018

WHEREAS, pursuant to Article XI, Section 7 of the California Constitution, the City of Oroville may make and enforce all regulations and ordinances using its police powers; and

WHEREAS, Conditions of extreme peril to the safety of persons and property within the county were caused by a fast-moving and widespread fire, referred to as the Camp Fire, commencing on November 8, 2018; and

WHEREAS, the Camp Fire ~~has burned 125,000~~ more than 150,000 acres and ~~is only 30% contained as of November 13, 2018~~ destroyed more than 13,000 residences; and

~~**WHEREAS**, the Camp Fire has destroyed 7,200 structures and 15,000 more structures are being threatened; and~~

WHEREAS, the Governor of the State of California proclaimed a State of Emergency for Butte County on November 8, 2018; and

WHEREAS, On November 12, 2018, the President of the United States issued a Major Disaster Declaration for Butte and other counties in the state of California; and

WHEREAS, Government Code §36937(b) allows an ordinance to take effect immediately for the preservation of public peace, health or safety and it contains a declaration of the facts constituting the urgency; and

WHEREAS, the proposed amendment is internally consistent with other applicable provisions of this Zoning Code, in that the amendment will implement the General Plan through standards for zoning districts already adopted into the Zoning Code; and

WHEREAS, adoption of this Ordinance is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080(b)(3) regarding repairs and replacement work after a state-declared disaster and Section 21080(b)(4) regarding actions to mitigate or prevent an emergency, and CEQA Guidelines Section 15269(a) regarding maintaining, repairing, restoring, demolishing, or replacing property or facilities damaged or destroyed as a result of a disaster in a disaster stricken area in which a state of emergency has been proclaimed by the Governor pursuant to the California Emergency Services Act, commencing with Section 8550 of the Government Code, and Section 15269(c) regarding specific actions necessary to prevent or mitigate an emergency; and

WHEREAS, The City Council has been provided with information upon which the findings and actions set forth in this Ordinance are based, allowing the Council to adopt this urgency ordinance to be effective upon adoption; and

WHEREAS, for the reasons set forth above, this Ordinance is declared by the City Council to be necessary for preserving the public peace, welfare, health or safety and to avoid a current, immediate and direct threat to the peace, health, safety or welfare of the community and the recitals above taken together constitute the City Council’s statement of the reasons for adopting this Ordinance on an urgency basis.

NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF OROVILLE DOES ORDAIN AS FOLLOWS:

SECTION 1. Findings.

The City Council of the City of Oroville adopts and finds as true and correct, the aforementioned recitals and incorporate them herein as findings.

SECTION 2. Amend Section 17.08.170 of the Oroville Municipal Code to read as follows:

Section 17.08.170 - Residential Use of Recreational Vehicles, Mobile Homes, and Manufactured Housing Units

A. Effective Period.

1. The provisions of this section shall remain in effect until December 31, 2020, unless specified herein, subject to extension or modification by the council. Unless extended or modified by the council, this section shall expire on December 31, 2020, and be of no further force or effect.
2. All recreational vehicles, mobile homes and manufactured housing units authorized for use pursuant to this Section shall be removed upon expiration of this Section or upon withdrawal, expiration or termination of the temporary administrative use permit following 15-day notice of expiration/termination by the City.

B. Definitions.

CalOES. The California Governor’s Office of Emergency Services or successor agency.

Camp Fire. The fire that began on November 8, 2018 in Butte County destroying the town of Paradise and threatening the communities of Butte Creek Canyon, Chico, Concow, Forest Ranch, Helltown, Inskip, Oroville, Stirling City and Yankee Hill.

Displaced person(s). A city resident or residents whose residential dwelling has been destroyed or damaged by the Camp Fire, such that the resident(s) cannot occupy the dwelling. Displaced person(s) may be required to provide verification to the city to substantiate their eligibility for uses, permits and/or approvals described in this section.

Effective Date. The date of council adoption of this ordinance.

FEMA. The Federal Emergency Management Agency or successor agency.

Mobile Home or Manufactured Housing Unit. A trailer or transportable prefabricated structure used as a temporary living accommodation.

Recreational vehicle. A motor home, travel trailer, truck camper or camping trailer that is (1) self-contained and designed for human habitation for recreational or emergency occupation; (2) self-propelled, truck-mounted, or permanently towable on California roadways; and (3) a California Department of Motor Vehicles licensed vehicle or similar vehicle as determined by the city.

C. Residential Use of Recreational Vehicles, Mobile Homes and Manufactured Housing Units.

1. Initial use. For a period of 45 days from the Effective Date, residential use and occupancy of recreational vehicles, mobile homes or manufactured housing units on any residential lot in any zoning district outside of the area affected by the Camp Fire shall be allowed without city approval, zoning or building permit, provided that such lots and/or vehicles have functioning sanitary sewer connections, temporary septic holding capacity and/or portable toilets that are serviced through routine pumping services or use of dump stations.
2. Recreational vehicles, mobile homes and manufactured housing units for reconstruction or repair of damaged dwellings.
 - i. The use of one (1) recreational vehicle, one (1) mobile home or one (1) manufactured housing unit per parcel in any residential zoning district during the term of this ordinance shall be allowed, subject to city administrative approval or permit as applicable, for use by displaced persons who are repairing or reconstructing a fire-damaged dwelling on the same or another parcel. For parcels larger than .3 acres, the City may, but is not required to, approve the use of up to 6 recreational vehicles, mobile homes and/or manufactured housing units per acre in a residential zoning district, subject to the approval of the City Administrator or his/her designee.
 - ii. The use of recreational vehicles, mobile homes and/or manufactured housing units in an amount to be determined by the City Administrator or his/her designee on any parcel owned by the City during the term of this ordinance shall be allowed, subject to city administrative approval or permit as applicable, for use by displaced persons who are repairing or reconstructing a fire-damaged dwelling. In addition, on any property owned by the City, the City Administrator or his/her designee may waive the City's portion of the applicable sewer fee in exchange for the project applicant to install, at the project applicant's sole cost and expense, all sewer lines to connect the recreational vehicles, mobile homes and/or manufactured housing units to the sewer system.

- iii. The issuance, withdrawal, expiration and/or termination of all permits issued pursuant to this Section shall be at the sole discretion of city administration without right to administrative appeal or other judicial appeal. In addition, all permits issued pursuant to this Section shall not run with the land and shall not give any right to continued use following expiration of this Section or upon withdrawal, expiration or termination of the temporary permit, whichever occurs first.

D. **Standards.** All residential use of recreational vehicles, mobile homes and manufactured housing units shall meet the following standards.

1. The property owner or the property owner's authorized agent shall obtain a city temporary use approval or permit and all other required permits. Written consent of the property owner is required in all cases.
2. Residential use of recreational vehicles, mobile homes and manufactured housing units is limited to vehicles not on a permanent foundation and used to house displaced persons during the effective period in this section 4.
3. Residential use of recreational vehicles, mobile homes and manufactured housing units shall be located outside the boundaries of any recorded easements.
4. The recreational vehicle, mobile home or manufactured housing unit shall be connected to an approved source of water meeting one of the following criteria: public water supply; existing well provided that it has been approved by the city as safe for domestic consumption; or other water source approved by the city.
5. The recreational vehicle, mobile home or manufactured housing unit shall be connected to an approved sewage disposal system meeting one of the following criteria: public sewer system; existing on-site sewage disposal system that has been approved by the city to be intact, adequately sized, and functioning following the disaster; temporary holding tank with a contract with a pumping company for regular pumping; or other method of sewage disposal approved by the director.
6. The recreational vehicle, mobile home or manufactured housing unit shall be connected to an approved source of electricity meeting one of the following criteria: permitted electrical service hook-up; or other power source approved by the city.
7. Residential use of recreational vehicles, mobile homes and manufactured housing units under this ordinance shall not be allowed in either of the following areas:
 - a. A special flood hazard area defined by this code or regulations, or other authorized federal or state official.
 - b. An area with health and safety hazards as determined by the city.

- E. **Standards for Fire-Affected Sites.** Recreational vehicles, mobile homes and manufactured housing units for residential use on fire-affected sites shall meet the following additional standards:
1. Residential use of recreational vehicles, mobile homes and manufactured housing units on fire-affected sites shall be permitted only on parcels on which a permitted or legally established residence was destroyed or damaged and rendered uninhabitable as determined by the city as a result of the Camp Fire.
 2. Except as provided herein, no city approval or permit for residential use of a recreational vehicle, mobile home or manufactured housing unit shall be issued until the site is approved for reconstruction by the city, CalOES or FEMA.
 3. Recreational vehicles, mobile homes and manufactured housing units may be located within the Zoning Ordinance setback areas, other than the riparian setbacks, such that placement of the recreational vehicle will allow for unobstructed reconstruction on the site.
- F. Recreational vehicles, mobile homes and manufactured housing units for residential use on lots not affected by the Camp Fire shall comply with all Zoning Ordinance and riparian setback requirements.

SECTION 3. Environmental Determination.

The Council finds that the adoption and implementation of this Ordinance is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080(b)(3) regarding repairs and replacement work after a state-declared disaster and Section 21080(b)(4) regarding actions to mitigate or prevent an emergency, and CEQA Guidelines Section 15269(a) regarding maintaining, repairing, restoring, demolishing, or replacing property or facilities damaged or destroyed as a result of a disaster in a disaster stricken area in which a state of emergency has been proclaimed by the Governor pursuant to the California Emergency Services Act, commencing with Section 8550 of the Government Code, and Section 15269(c) regarding specific actions necessary to prevent or mitigate an emergency

SECTION 4. Severability.

If any section, subsection, clause, phrase or word of this Ordinance is for any reason held to be invalid and/or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 5. Effective Date.

This Ordinance is an Urgency Ordinance enacted under California Government Code Sections 36934 and 36937(b). This Urgency Ordinance is immediately effective upon adoption by a four-fifths vote of the City Council.

I HEREBY CERTIFY that the foregoing ordinance was introduced and read by the City Council of the City of Oroville on the 5th day of February, 2019, and was duly read and adopted at a regular meeting on 5th day of February, 2019, by the following vote:

AYES:	COUNCIL MEMBERS:
NOES:	COUNCIL MEMBERS:
ABSENT:	COUNCIL MEMBERS:
ABSTAIN:	COUNCIL MEMBERS:

CHUCK REYNOLDS, Mayor

ATTEST:

FORM APPROVED:

JACKIE GLOVER, Assistant City Clerk

SCOTT HUBER, City Attorney



CITY OF OROVILLE STAFF REPORT

TO: MAYOR AND COUNCIL MEMBERS

FROM: MIKE MASSARO, CONTRACT CITY ENGINEER

**RE: SGMA – WYANDOTTE CREEK GSA BOARD MEMBER AND
ALTERNATE BOARD MEMBER APPOINTMENT**

DATE: FEBRUARY 5, 2019

SUMMARY

The council may consider the appointment of one member of the City Council to serve on the Wyandotte Creek sub-basin Groundwater Sustainability Agency (GSA) Board. The council may also consider the appointment of an alternate board member.

DISCUSSION

On September 18, 2018 the Oroville City Council adopted the Wyandotte Creek GSA Joint Power Agreement and authorized staff to rescind Oroville as an independent GSA in the Wyandotte Creek sub-basin.

Under the Agreement, the City is obligated to provide support for the adoption of a Groundwater Sustainability Plan (GSP) by January 30, 2022. The City will occupy one seat on a five-seat board. All meetings will be open to the public and subject to the Brown Act.

Wyandotte Creek GSA Board Members will serve four-year terms and assist with the appointment of Stakeholder Directors and provide direction to committees.

FISCAL IMPACT

Major Studies to support groundwater understanding from the GSP baseline are funded by a \$1.5M grant administrated by Butte County.

City's fiscal impact is unknown, but each member agency will designate a staff person (in-kind support) to participate in the Management Committee (currently Contract City Engineer) and provide reports back to the board members at their direction. Administrative costs for board and advisory committee meetings are shared by the member agencies. The City has committed to provide venue (City Council Chambers) and administrative support for meeting notices and distribution of meeting packages (agendas and minutes). Staff time is expected to be 4-12 hours per month.

RECOMMENDATION

Appoint one member of City Council to the Wyandotte Creek JSA Board and one alternate.

ATTACHMENTS

Butte County Background Memorandum on the SGMA, GSA, and JPA



MEMORANDUM

Background

On January 1, 2015, the Sustainable Groundwater Management Act (SGMA) went into effect. SGMA provides local public agencies with land use, water management or water supply the opportunity to be Groundwater Sustainability Agencies (GSA) with the responsibility of developing and implementing Groundwater Sustainability Plans (GSPs). GSPs must evaluate the sustainability of the basin and identify projects and actions that will be implemented in order to achieve sustainability over a 20 year period. Each subbasin must be covered by one or more GSPs by January 30, 2022. SGMA allows for more than one GSP for each subbasin, subject to Coordination Agreements and other requirements. Failure to meet the deadline would subject the subbasin to intervention by the State Water Resources Control Board.

The Wyandotte Creek subbasin overlies Butte County and is subject to SGMA. All of the GSAs in the Wyandotte Creek subbasin (Butte County, the City of Oroville and Thermalito Water and Sewer District) have committed to work toward developing and submitting a single GSP. To achieve this goal Butte County, and the other GSAs, participated in a facilitated public process with stakeholders in the Wyandotte Creek subbasin to draft the Wyandotte Creek Joint Powers Agreement (Agreement).

Wyandotte Creek Joint Powers Agreement

The purpose of the Agreement is to create a new agency, the Wyandotte Creek GSA. The purpose of the Wyandotte Creek GSA is to (a) develop, adopt, and implement a GSP for the Wyandotte Creek subbasin in order to implement SGMA requirements and achieve the sustainability goals; and (b) involve the public and subbasin stakeholders through outreach and engagement in developing and implementing the GSP. Under the terms of the Agreement, Butte County, the City of Oroville and Thermalito Water and Sewer District will rescind their individual GSA status to form the Wyandotte Creek GSA.

The Wyandotte Creek GSA would be a Joint Powers Agency (JPA) covering the entire Wyandotte Creek subbasin and assuming all of the SGMA authorities. Although the local agencies will rescind their individual GSA status, they will retain their existing authorities (i.e., Butte County retains its land use, well permitting and police powers).

The creation of the Wyandotte Creek GSA brings consistency in planning and programs and provides an avenue for non-public agency involvement on the Wyandotte Creek GSA Board and advisory committee. At the heart of the Agreement is the focus to maximize local input and decision-making and to address the different water demands and sustainability considerations in the municipal and rural areas of the Wyandotte Creek subbasin.

Wyandotte Creek GSA Board

The Wyandotte Creek GSA Board will serve the policy-making role for SGMA implementation in the Wyandotte Creek subbasin. All GSA Board meetings are subject to the Brown Act and will be noticed and open to the public. The GSA Board will be composed of 5 seats, each with equal and full voting rights, including:

1. Butte County- 1 seat (Member Agency)
2. City of Oroville - 1 seat (Member Agency)
3. Thermalito Water and Sewer District – 1 seat (Member Agency)
4. Agricultural groundwater user - 1 seat (Wyandotte Creek GSA Board Appointed Stakeholder)
5. Domestic well user (non-agricultural) - 1 seat (Wyandotte Creek GSA Board Appointed Stakeholder)

Wyandotte Creek GSA Board members serve four-year terms without term limits. Each Board member would have an alternate. All Board members (i.e., Member Agency and Stakeholder members) must live and/or work for an entity in the Wyandotte Creek Subbasin. The Member Agency Board members (Butte County, City of Oroville and Thermalito Water and Sewer District) must be elected officials and appointed by the respective Member Agencies' governing bodies. The Wyandotte Creek GSA Board appointed stakeholder member seats must meet the following criteria:

- Reside in the basin
- Must not be party to any litigation against the Wyandotte Creek GSA or any of its Member Agencies
- For agricultural groundwater user:
 - Must own or lease real property in active commercial agricultural production whose operation overlies the Wyandotte Creek subbasin or be an employee of a commercial agricultural production operation overlying the Wyandotte Creek subbasin
 - Must extract groundwater from the subbasin for the irrigation/frost protection in commercial operation
- For non-agricultural domestic well user criteria: must extract groundwater overlying the Wyandotte Creek subbasin for domestic use only.

Appointment and Removal of Stakeholder JPA Board Members (primary and alternates):

- Non-agricultural domestic well user and the agricultural groundwater user members and alternates will be appointed by the Wyandotte Creek GSA Board through an open application process
- Stakeholder Agency members may only be removed from the Wyandotte Creek GSA Board if they fail to attend three consecutive meetings or no longer meet the criteria, as identified in the JPA.

If other eligible local agencies are formed in the future, the Agreement has a provision to allow them to join. A Member Agency may, in its sole discretion, withdraw from the Agreement, effective 60 days after written notice to the Wyandotte Creek GSA Board. In such an event, the Wyandotte Creek GSA Board and its remaining Members will not object to or interfere with the withdrawing Member Agency's desire to become a GSA, will facilitate such a transition to the extent necessary and will withdraw from management of that portion of the subbasin and so notify DWR. The JPA Agreement may be terminated and the Agreement dissolved by a unanimous vote of the Member Agencies. Upon withdrawal or termination of the Agreement, the withdrawing Member Agencies retain all rights and powers to become or otherwise participate as a GSA for lands within its jurisdiction.

Decision-Making

The Wyandotte Creek GSA Board will possess the ability to exercise those powers specifically granted by the Joint Powers Act and SGMA. The Wyandotte Creek GSA Board will aspire to seek consensus. However, the work of the Wyandotte Creek GSA Board must be timely and efficient. Therefore, "consensus-seeking" represents an approach through which the Wyandotte Creek GSA Board will make a robust, reasonable attempt to reach consensus (the duration of which will be decided by the Wyandotte Creek GSA Board). If the Wyandotte Creek GSA Board cannot reach consensus, the Wyandotte Creek GSA Board defaults to the following voting structure.

- **Quorum:** A majority of the members of the Wyandotte Creek GSA Board members shall constitute a quorum for purposes of transacting business.
- **Director Votes:** Each member of the Wyandotte Creek GSA Board shall have one vote.
- **Supermajority Voting Requirement (4 affirmative votes) for the following:**
 1. Bylaws adoption, modification or alteration
 2. GSP adoption, modification, alteration
 3. Adoption of assessment, charges and fees
 4. Adoptions of regulations and ordinances
 5. Adoption or modification of annual budget, including capital projects

6. Property acquisition (excepting rights of way)
7. Removal of Advisory Committee Members
8. Modifications to the composition and number of Advisory Committee Members
9. Removal of stakeholder board seats as is consistent with the Agreement

Preservations of Powers

- The Wyandotte Creek GSA Board and all of its Member Agencies confirm that that Wyandotte Creek GSA Board will not have the authority to limit or interfere with the respective Member Agency's rights and authorities over their own internal matters, including, but not limited to, legal rights to surface water supplies and assets, groundwater supplies and assets, facilities, operations, water management and water supply matters.
- The Member Agencies make no commitments by entering into the Agreement to share or otherwise contribute their water supply assets as part of the development or implementation of a GSP.
- Nothing in the Agreement is intended to modify or limit a Member Agency's police powers, land use authorities, or any other authority.
- Each Member Agency shall be individually responsible for its own covenants, obligations, and liabilities under this Agreement.
- No Member Agency shall be under the control of or shall be deemed to control any other GSA.
- No Member Agency shall be precluded from independently pursuing any of the activities contemplated in the Agreement.
- No Member Agency shall be the agent or have the right or power to bind any other Member Agency.
- The Member Agencies further intend to cooperate to obtain consulting, administrative and management services needed to efficiently develop a GSP and to identify mechanisms for the management and funding commitments reasonably anticipated to be necessary for the purposes of this Agreement.

Management Committee

Each Member Agency (Butte County, City of Oroville and Thermalito Water and Sewer District) would designate a staff person (in-kind support) to participate on the Wyandotte Creek GSA Management Committee. The Management Committee will receive direction from the Wyandotte Creek GSA Board, make recommendations and generate staff reports and proposals to the Wyandotte Creek GSA Board. The Management Committee staffs the Advisory Committee and reports to the Wyandotte Creek GSA Board recommendations and actions from the Advisory Committee. The Management

Committee assures that staff and other resources are provided to prepare and implement the GSP, and administer the governance for the Wyandotte Creek GSA.

Employees and Consultants

The Wyandotte Creek GSA will not have any employees. However, the Wyandotte Creek GSA will have the power to employ consultants to fulfill the objectives and purposes of SGMA and complete a GSP.

- Technical Coordination: Butte County will take the lead in developing technical aspects of the GSP including contracting for professional services in coordination with the Management Committee and the Wyandotte Creek GSA Board.
- Ad Hoc Technical Working Groups: The Management Committee may form ad hoc technical working groups to provide input on technical matters pertaining to the GSP.
- Administration: Preparation of the Wyandotte Creek GSP and carrying out governance will require various administrative activities such as meeting management, website development and maintenance, public outreach and communication. The Management Committee will evaluate the required administrative actions and mutually agree on in-kind support by Member Agencies, as needed.

Advisory Committee

The Advisory Committee represents diverse stakeholder interests and provides input and recommendations to the governing body on GSA policies and GSP development and implementation. At-large members are appointed by the Wyandotte Creek GSA Board. Initially, there will be ten (10) Advisory Committee members that include:

- Cal Water (1)
- Tribal representative(s)
- South Feather Water and Power (1)
- At-large agricultural water users (3)
 - at-large agricultural groundwater user (2)
 - GPAC member (1) - In the event no GPAC representative is available, the seat will be selected through an open solicitation process
- At-large domestic well users (2)
- At-large environmental (1)
- At-large business (1)

The Wyandotte Creek GSA Board will appoint at-large members to fill Advisory Committee seats. Interested individuals from the community or organizations may apply to the Wyandotte Creek GSA Board, designating in the application the seat that the applicant would intend to fill. At-large members must live, farm or be employed by a

firm operating in the Wyandotte Creek subbasin. The Wyandotte Creek GSA Board encourages candidates with experience and familiarity with groundwater and its management.

Pursuant to Wyandotte Creek GSA Board direction, the Management Committee will develop the annual work plan and schedule for Advisory Committee meetings. The Advisory Committee will adopt a charter describing their purpose, operating principles and ground rules that will be confirmed by the Wyandotte Creek GSA Board.

To inform the Wyandotte Creek GSA Board and assist in decision-making, the Advisory Committee will provide written recommendations that will be included in Management Committee reports. The recommendations will identify areas of agreement and disagreement. The Advisory Committee will strive for consensus when possible, but reaching consensus is not necessary. Consensus means that everyone can at least “live with” the recommendation. When unable to reach consensus on recommendations, the Advisory Committee will outline the areas in which it does not agree, providing some explanation to inform the Wyandotte Creek GSA Board decision-making. The Wyandotte Creek GSA Board will consider Advisory Committee recommendations when making decisions. If that Board does not agree with the recommendations of the Advisory Committee, the Wyandotte Creek GSA Board shall state the reasons for its decision. The Advisory Committee will be staffed by a member of one of the Member Agencies. All Advisory Committee meetings are subject to the Brown Act and will be noticed and open to the public.

Management Areas

The development of the sustainable criteria and project components of the GSP will be conducted in localized areas referred to as Management Areas, analogous to the sub-inventory units utilized in the Butte County Basin Management Objective program. As is consistent with state regulations, a Management Area refers to an area within a basin for which a GSP may identify different minimum thresholds, measurable objectives, monitoring, and projects and actions based on unique local conditions. The GSP will separate each of the Management Areas into distinct “chapters” which will include a description of the Management Area the rationale for the approach, and demonstrate it can be managed without causing undesirable results outside the Area. All chapters must be consistent with the subbasin-wide sustainability goals. Upon recommendation of the Advisory Committee, the draft Management Area chapters will be submitted to the Wyandotte Creek GSA Board for inclusion in the GSP unless the chapters do not comply with SGMA or applicable regulations. Upon inclusion in the GSP, the Wyandotte Creek GSA Board would be responsible for implementation, reporting and enforcement.

Within the Wyandotte Creek subbasin there will be two Management Areas. One Management Area will include the municipal areas that overly and are adjacent to the City of Oroville and Thermalito Water and Sewer District, the other Management Area overlies the rural areas south of Oroville.



CITY OF OROVILLE STAFF REPORT

TO: MAYOR AND CITY COUNCIL MEMBERS

**FROM: JACKIE GLOVER, ASSISTANT CITY CLERK
BILL LAGRONE, ASSISTANT CITY ADMINISTRATOR**

RE: APPOINTMENTS TO COUNCIL AND LOCAL COMMITTEES

DATE: FEBRUARY 5, 2019

SUMMARY

Mayor Reynolds may make appointments to various committees and boards

DISCUSSION

City Council Members represent the City on several Commissions, Committees and Boards at the city level and throughout the community. Every two years or as necessary the Mayor appoints Council Members to each to be approved by the council to represent the City on these commissions, committees and boards. Attached are the appointment schedules which outline the open positions for appointment.


FISCAL IMPACT

None

RECOMMENDATION

None

CITY OF OROVILLE COMMITTEE AND BOARD ASSIGNMENTS 2019-2020

									
	Chuck Reynolds	Scott Thomson	Linda Draper	Janet Goodson	Art Hatley	David Pittman	Eric Smith		
ALUC - Airport Land Use								1, Alt	Airport Manager
ARTS COMMISSION								1, Alt	Director of Community Development
BCAG - Butte County Association of Governments								1, Alt	City Administrator or City Engineer
BCAQCB - Butte County Air Quality Control Board								1, Alt	City Administrator or Director of Community Develop
BCWAB - Butte County Water Advisory Board								1	City Administrator
CHAMBER OF COMMERCE								1, Alt	City Administrator
Citizens Oversight Committee								2, Alt	Finance Director or City Administrator
COCC - Butte County Continuum of Care								1	Director of Community Development
EXECUTIVE COMMITTEE/ INTERGOVERNMENTAL								3	Staff Assignment Varies
LEAGUE OF CALIFORNIA CITIES								1, Alt	City Administrator
LOAN ADVISORY HOUSING and ECONOMIC DEVEL								3	Business Assistance and Housing Director
ODBA - Oroville Downtown Business Association								1	Program Specialist
ORAC - Oroville Recreation Area Committee								1, Alt	Program Specialist
SBF - Supplemental Benefit Committee	X	X					X	3, 3 Alt	Program Specialist
SC-OR - Sewerage Commission Oroville Region	X			A				1, Alt	City Engineer
SGMA - Sustainable Groundwater Management								1, Alt	City Engineer
STAGE - State Theatre Arts Guild								1	Director of Community Development
TOURISM								1	Program Specialist
VETERAN MEMORIAL PARK								1	City Administrator

X - Voting Member A - Alternate Member

CITY OF OROVILLE COMMITTEE AND BOARD ASSIGNMENTS 2019-2020

Committee or Board	Meeting Date	Meeting Time
ALUC - Airport Land Use	3rd Wednesday	9:00 AM
ARTS COMMISSION	2nd Tuesday	3:00 PM
BCAG - Butte County Association of Governments	4th Thursday	9:00 AM
BCAQCB - Butte County Air Quality Control Board	4th Thursday	10:00 AM
BCWAB - Butte County Water Advisory Board	Quarterly	TBD
CHAMBER OF COMMERCE	2nd Tuesday	3:00 PM
Citizens Oversight Committee	TBD	
COCC - Butte County Continuum of Care	3rd Monday	1:00 PM
EXECUTIVE COMMITTEE/ INTERGOVERNMENTAL(w/County)	As Needed	
LEAGUE OF CALIFORNIA CITIES	Various	
LOAN ADVISORY HOUSING	2nd Thursday	10:00 AM
ODBA - Oroville Downtown Business Association	3rd Thursday	8:30 AM
ORAC - Oroville Recreation Area Committee	1st Friday	10:00 AM
SBF - Supplemental Benefit Committee	3rd Wednesday	2:00 PM
SC-OR - Sewerage Commission Oroville Region	4th Wednesday	5:00 PM
SGMA - Sustainable Groundwater Management	TBD	
STAGE - State Theatre Arts Guild	3rd Thursday	5:30 PM
TOURISM	2nd Tuesday	10:00 AM
VETERAN MEMORIAL PARK		

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND COUNCIL MEMBERS

**FROM: TOM LANDO, INTERIM CITY ADMINISTRATOR
SCOTT E. HUBER, CITY ATTORNEY**

**RE: REQUEST FOR RESIDENTIAL USE OF RECREATIONAL VEHICLES,
MOBILE HOMES AND MANUFACTURED HOUSING UNITS AT THE
CITY CORPORATION YARD**

DATE: FEBRUARY 5, 2019

SUMMARY

The Council may consider a request to utilize the City's corporation yard for temporary residential use of recreational vehicles, mobile homes and manufactured housing units for individuals who have been displaced by the Camp Fire.

DISCUSSION

The City has received a proposal from the North Valley Community Foundation ("NVCF") to lease available space in the City's corporation yard for temporary housing to provide relief to individuals affected by the Camp Fire. NVCF proposes to locate at least 50 units on the corporation yard property. The proposed lease would be for a period of 24 months, with a 12-month option to extend. As part of the temporary housing project, NVCF would install water, sewer and electrical connections to each of the units at the expense of NVCF.

If Council approves of the concept, a lease would need to be negotiated, drafted and brought back to Council for approval.

FISCAL IMPACT

Fiscal impact will be addressed in the lease agreement when it is negotiated

RECOMMENDATION

Provide direction as necessary.

ATTACHMENTS

January 14, 2019 correspondence from North Valley Community Foundation

Contact: Bill Hubbard
Phone: (530) 891-1150
Cell: (530) 570-7025
bhubbard@nvcf.org

240 Main Street, Suite 260
Chico, CA 95928



January 14, 2019

Mr. Tom Lando
Oroville Interim City Administrator

Re: Lease of corporation yard property

Dear Tom:

We are interested in leasing the vacant Oroville corporation yard property for a period of 24 months with possible option to extend for an additional 12 months.

The property would be used for temporary housing (mobile homes) in the range of 50 to 150 units, depending on the ability to configure the units on the property. A phased development will be utilized, beginning with an initial 50 units. Priority will be given to those who (1) have been displaced by the Camp Fire, (2) meet a minimum income level allowing them to pay rent for the site, and (3) have been unable to locate temporary housing and/or are employed locally but unable to obtain housing.

We anticipate infrastructure improvements to the property would include sewer, water, electricity and possibly cable to each unit. In addition, we would also hope to include an outdoor community area and possibly a structure for laundry and exercise equipment. The complex would be professionally managed with management located on site. Operating costs would be covered by rent charged for unit pads.

Please consider authorizing staff to proceed with negotiating a lease agreement for the property and zoning revision if needed. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Alexa Benson-Valavanis".

Alexa Benson-Valavanis
President & CEO



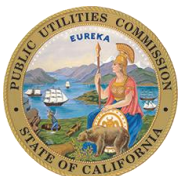
YOU ARE INVITED:
**PUBLIC FORUM ON
CALWATER RATES**

**FEBRUARY 14, 2019
6 P.M.**

Please join the California Public Utilities Commission (CPUC) in Oroville to provide comment on CalWater’s rate increase request.

California Water Service Company (CalWater) is seeking CPUC approval to increase customer rates in Oroville by 5.7 percent in 2020.

The purpose of this public forum (called a Public Participation Hearing) is to provide an opportunity for customers of CalWater to communicate directly with the CPUC regarding CalWater’s rate increase request.



The CPUC regulates privately owned electric, natural gas, telecommunications, water, railroad, rail transit, and passenger transportation companies.

**CalWater Rate
Increase Request**

February 14, 2019

6 p.m.

**Please join us to
provide comment!**

LOCATION

Oroville City Council
Chambers

1735 Montgomery St.

Oroville, CA 95965

www.cpuc.ca.gov/pph

cpuc is social | @CaliforniaPUC





OROVILLE CITY ELEMENTARY SCHOOL DISTRICT

2795 YARD STREET, OROVILLE, CA 95966-5113

(530) 532-3000 • www.ocesd.net

SPENCER HOLTOM, Ed.D.

*Superintendent
Extension 3001
(530) 532-3050 FAX*

ANDREA DUNN
*Associate Superintendent
of Educational Services
Extension 3013
(530) 532-3050 FAX*

ANDREW JAMES
*Asst. Superintendent, Business
Extension 3005
(530) 532-3030 FAX*

KIMBERLY TYLER
*Special Education Director
(530) 532-5690, Ext. 105
(530) 532-5691 FAX*

1/17/2019

City of Oroville
Oroville City Hall
1735 Montgomery Street
Oroville, CA 95965

City of Oroville

JAN 23 2019

Administration

BOARD OF TRUSTEES:

*JULIAN DIAZ
President*

*K. SANDRA BARNES
Vice President*

*MARK GROVER
Clerk*

*BILL LAGRONE, JR.
Member*

*DORIS RISTINE
Member*

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

Dear City of Oroville,

SCHOOLS:

BIRD STREET SCHOOL
Patrick O'Brien, Principal
1421 Bird Street
Oroville, CA 95965-4783
(530) 532-3001
(530) 532-3041 FAX

CENTRAL MIDDLE SCHOOL
Mikeial Williamson, Principal
2565 Mesa Avenue
Oroville, CA 95966-6000
(530) 532-3002
(530) 532-3042 FAX

ISHI HILLS MIDDLE SCHOOL
Chris Renzullo, Principal
1 Ishi Hills Way
Oroville, CA 95966-5519
(530) 532-3078
(530) 532-3040 FAX

OAKDALE HEIGHTS SCHOOL
John Bettencourt, Principal
2255 Las Plumas Avenue
Oroville, CA 95966-6920
(530) 532-3004
(530) 532-3044 FAX

OPHIR SCHOOL
Teresa Lightle, Principal
210 Oakvale Avenue
Oroville, CA 95966-9494
(530) 532-3005
(530) 532-3045 FAX

SIERRA DEL ORO SCHOOL
Kimberly Tyler, Principal
2900 Wyandotte Avenue
Oroville, CA 95966
(530) 532-5690, x105
(530) 532-5691 FAX

STANFORD AVENUE SCHOOL
Shannon Capshew, Ed.D., Principal
1801 Stanford Avenue
Oroville, CA 95966-5231
(530) 532-3006
(530) 532-3046 FAX

WYANDOTTE ACADEMY
Todd Dowell, Principal
2800 Wyandotte Avenue
Oroville, CA 95966-6538
(530) 532-3007
(530) 532-3047 FAX

A public hearing will be held by the Governing Board of the Oroville City Elementary School District at its regular meeting of February 6, 2019 in which the Board will consider a resolution implementing school facilities fees in accordance with Education Code Section 17620. The meeting will be held at 5 p.m. in the Board Room of the district offices, located at 2795 Yard Street, Oroville, California. Further information on the costs of school services and facilities and on other available revenue, including the general fund, will be available at the District office as of October 22, 2018.

If you have any questions regarding the above, please feel free to contact me.

Sincerely,

Sarah Keene
Accounts Technician

FEDERAL ENERGY REGULATORY COMMISSION
Washington, D. C. 20426

OFFICE OF ENERGY PROJECTS

Project No. 2100-189-California
Feather River Project
California Department of Water
Resources

January 23, 2019

Gwen Knittweis
Chief, Hydropower License Planning
and Compliance Office
California Department of Water Resources
P.O. Box 942836
Sacramento, CA 94236

Subject: Response to December 19, 2018 Filing

Dear Ms. Knittweis:

This letter is in response to your December 19, 2018 letter seeking concurrence to move forward with the minor modifications and ongoing maintenance of recreation features at the Feather River Project No. 2100. The modifications are required as part of the ongoing Sutter Butte Flood Control Agency (SBFCA) project (SBFCA Project), taking place in the Oroville Wildlife Area.¹ You state that the proposed modifications are incidental features associated with the existing Recreation Plan that provide public access to the Oroville Wildlife Area. The proposed modifications include:

- grading of terrain to improve Feather River pedestrian access in two locations,
- grading and enhancement of two existing parking areas,
- a new concrete pad for existing portable restrooms,

¹ SBFCA, in partnership with American Rivers and River Partners began the first phase of the SBFCA Project by repairing existing facilities Project within the Oroville Wildlife Area as approved by Commission staff's June 21, 2018 letter. This is the first phase of the SBFCA Project, a multi-benefit project that has been developed over the past several years in close coordination with federal, State, and local agencies. When completed, the SBFCA Project would reduce flood stages within the main channel of the Feather River, improve the connectivity of the Feather River to its historic floodplain, provide more frequently inundated floodplain rearing habitat for juvenile salmonids, restore wildlife habitat, enhance recreation, and reduce operation and maintenance costs.

Project No. 2100-189

- 2 -

- replacement of existing berms used by the public to access the Oroville Wildlife Area with footbridges, and
- placement of a 24-inch culvert

You state that all the required permits for the comprehensive SBFCA Project have been obtained. While not all the permits received for the SBFCA Project apply to the above modifications, you acknowledge that the proposed work could potentially affect waters of the United States, habitat for the threatened giant garter snake (*Thamnophis gigas*), and/or riparian vegetation. Because of this, you provided a comprehensive list of permits and consultation details associated with the protection of these resources. Applicable permits and consultation records were submitted previously,² and our review indicates that your proposed recreation enhancements are within the scope of these consultations.

The proposed modifications are minor in nature and considered routine operation and maintenance of existing facilities. The locations associated with the described work have been previously disturbed, as the proposed modifications are either replacing in-kind or enhancing an existing recreational area. For these reasons, additional approval is not required for the proposed work.

Thank you for your cooperation. If you have any questions regarding this matter, please contact Ms. Krista Sakallaris at (202) 502-6302 or at krista.sakallaris@ferc.gov.

Sincerely,



Robert J. Fletcher
Land Resources Branch
Division of Hydropower Administration
and Compliance

² In a June 15, 2018 memo, Commission staff acknowledged receipt and posted copies of SBFCA's consultation with the National Marine Fisheries Service, U.S. Fish and Wildlife Service, Central Valley Regional Water Quality Control Board, U.S. Army Corps of Engineers, and the California State Historic Preservation Officer.

FEDERAL ENERGY
REGULATORY COMMISSION
400 First Street NE
Washington, DC 20426

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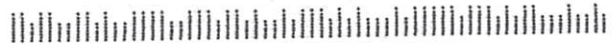


ZIP 20426
041M12252370

Docket No.: P-2100

OROVILLE, CITY OF
1735 Montgomery St
Oroville, CA 95965-4820

959764599710117



**NOTICE OF PUBLIC PARTICIPATION HEARING:
CALIFORNIA WATER SERVICE'S REQUEST TO INCREASE RATES IN ITS GENERAL RATE CASE APPLICATION NO. A.18-07-001
OROVILLE SERVICE AREA**

**February 14, 2019 • 6 p.m.
Oroville City Council Chambers
1735 Montgomery Street
Oroville, CA 95965**

The California Public Utilities Commission (CPUC) wants to hear from you. A Public Participation Hearing (PPH) has been scheduled for customers in the Oroville District at the date, time, and location noted above to receive your comments about California Water Service's (Cal Water) 2018 General Rate Case (GRC) application (A.18-07-001). Cal Water is requesting total company revenue increases of \$50,673,500 (or 7.6%) for 2020, \$31,461,900 (or 4.4%) for 2021, and \$33,000,700 (or 4.4%) for 2022. If approved by the CPUC, rates would change beginning in January 2020. A CPUC Administrative Law Judge (Judge) will preside at the PPH to listen to concerns, comments, and opinions on the proposed application. One or more CPUC Commissioners may attend, but **no decisions will be reached at the PPH.** All public comments from the PPH will be included in the formal record and become public record.

The hearing location is wheelchair accessible. If you need a non-English language interpreter or special assistance, please contact the CPUC's Public Advisor's Office (PAO) at the address listed at the bottom of this notice at least five days in advance of the hearing date. If you cannot attend the PPH, you may submit your comments via a letter or email to the PAO.

The Application

Every three years, Cal Water is required to file a GRC with the CPUC. On July 2, 2018, Cal Water filed its 2018 GRC application (A.18-07-001) requesting an overall revenue increase of \$854,194 (or 16.6%) for Oroville District customers over three years, as shown in the table below. Cal Water is requesting this increase for infrastructure upgrades, maintenance, water quality, safety measures, business operations, and inflation.

Revenue increases for 2021 and 2022 may vary from the provided estimates below due to the use of a CPUC-provided, inflation-based formula.

Proposed Revenue Increases

<i>2018 Revenue Requirement</i>	<i>Proposed 2020 Revenue Increase</i>	<i>Proposed 2021 Revenue Increase</i>	<i>Proposed 2022 Revenue Increase</i>
\$5,146,500	\$511,047 9.9%	\$161,128 2.8%	\$182,020 3.1%

Proposed Revenue Increases by Type of Service**

<i>Type of Service Provided</i>	<i>2018 Revenue Requirement</i>	<i>Proposed 2020 Revenue Increase</i>	<i>Proposed 2021 Revenue Increase</i>	<i>Proposed 2022 Revenue Increase</i>
Residential Metered Service	\$2,083,967	\$289,730 14%	\$57,020 2%	\$64,715 3%
Nonresidential Metered Service*	\$3,002,351	\$181,063 6%	\$100,592 3%	\$113,657 3%

*Nonresidential Metered Service applies to all customer classes that are not residential (such as business, multi-family, and public authority customers) and do not have a separate tariff. **The sum of residential and nonresidential revenues will not equal total revenue due to other revenue sources like construction meter charges, fire protection services, and recycled water.

Typical Customer Impact

The following table details the typical increase a residential customer with a 5/8"x 3/4" meter would see in their bill if Cal Water's proposed rates for 2020, 2021, and 2022 are approved by the CPUC as requested. In 2017, the average residential customer with a 5/8"x 3/4" meter used 10 Ccf (7,480 gallons) of water per month. **These numbers do not include temporary surcharges and credits.**

Typical Residential Customer Bill Increases

<i>Residential Customer</i>	<i>Dec. 2018 Bill</i>	<i>Proposed 2020 Bill Increase</i>	<i>New Bill</i>	<i>Proposed 2021 Bill Increase</i>	<i>New Bill</i>	<i>Proposed 2022 Bill Increase</i>	<i>New Bill</i>
10 Ccf (7,480 gallons)	\$60.01	\$ 3.41 5.7%	\$63.42	\$ 1.40 2.2%	\$64.82	\$ 1.59 2.5%	\$66.41

Key Reasons for Increase

Cal Water has been providing water utility service to California communities for more than 90 years, and many of the facilities used for water service have reached the end of their useful lives. Some of the key reasons Cal Water is making this request is to:

- Continue to invest in infrastructure to enhance safety and reliability, and to manage risks that could impact customers and/or fire protection systems;
- Meet water quality and environmental regulatory requirements; and
- Secure water supplies to ensure future reliability.

Obtaining a Copy of the Application

A copy of Cal Water’s proposed GRC application and related exhibits may be reviewed at Cal Water’s office, located at 1905 High Street, Oroville, CA 95965. An electronic or paper copy of the application and related exhibits will be provided by Cal Water upon written request to California Water Service, 1720 North First Street, San Jose, CA 95112-4598.

A digital copy of the application may be reviewed on the CPUC’s Docket Card webpage at <https://apps.cpuc.ca.gov/apex/f?p=401:1:0> by typing the proceeding number, without dashes, in the Proceeding Number Search box. A hard copy can be reviewed at the CPUC’s Central Files Office by appointment. For more information, contact aljcentralfilesid@cpuc.ca.gov or (415) 703-2045.

The CPUC’s Process

This application has been assigned to a Judge who will determine how to receive evidence and other related documents necessary for the CPUC to establish a record upon which to base its decision. Evidentiary Hearings (EHs) may be held, where parties of record will present their testimony and may be subject to cross-examination by other parties. These EHs are open to the public, but only those who are parties of record can participate. After considering all proposals and evidence presented during the formal hearing process, the assigned Judge will issue a proposed decision determining whether to adopt all or part of Cal Water’s request, modify it, or deny it. Any CPUC Commissioner may sponsor an alternative decision based upon the formal record. The proposed decision and any alternative decision will be considered and voted upon at a scheduled CPUC Voting Meeting.

The CPUC’s Public Advocates Office (Cal PA) has reviewed Cal Water’s Application. Cal PA is the independent consumer advocate with the CPUC with a legislative mandate to represent customers of investor-owned utilities. For more information about Cal PA, please call (415) 703-1584, email PublicAdvocatesOffice@cpuc.ca.gov, or visit Cal PA’s website at <http://www.publicadvocates.cpuc.ca.gov>.

Stay Informed

The CPUC offers a free Subscription Service available on the CPUC web site at <http://subscribecpuc.cpuc.ca.gov/>, which allows you to follow this proceeding. If you would like to learn how you can participate in the proceeding, or if you have informal comments or questions about the CPUC process, you may contact the CPUC’s Public Advisor’s Office at the address noted below.

Email: public.advisor@cpuc.ca.gov
 Write: CPUC Public Advisor’s Office
 505 Van Ness Avenue, San Francisco, CA 94102
 Phone: 1-866-849-8390 (toll-free) or 1-415-703-2074
 1-866-836-7825 (toll-free) or TTY 1-415-703-5282

Please reference **Cal Water’s GRC Application No. A.18-07-001** in any communications you have with the CPUC regarding this matter. All public comments will become part of the public correspondence file for this proceeding and made available for review to the assigned Judge, Commissioners, and appropriate CPUC staff.