



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Regular Meeting

AUGUST 5, 2014
CLOSED SESSION 5:00 P.M.
OPEN SESSION 6:00 P.M.
AGENDA

"Oroville - California's best opportunity for a safe and diverse quality of life"

CLOSED SESSION (5:00 P.M.)

ROLL CALL

Council Members Andoe, Berry, Bunker, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier

CONVENE TO CLOSED SESSION (ITEMS LISTED ON PAGE NO. 6)

RECONVENE TO OPEN SESSION

OPEN SESSION (6:00 P.M.)

PLEDGE OF ALLEGIANCE

PROCLAMATION / PRESENTATION

A Proclamation recognizing **August 5, 2014** as **National Night Out**.

A Proclamation in recognition and appreciation of **Elisabeth "Mike" Isch**.

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS

This is the time the Mayor will invite anyone in the audience wishing to address the Council on a matter that is on the agenda to state your name and the agenda item on which you wish to speak. When that item comes up on the agenda, you will be asked to step to the podium, repeat your name for the record, and make your presentation or ask questions regarding the agenda item. Following your remarks, Council and/or staff may respond to your comments or questions. **Presentations are limited to three minutes per person.** Under Government Code Section 54954.3

the time allotted for presentations may be limited.

CONSENT CALENDAR

1. **APPROVAL OF THE MINUTES OF THE JULY 15, 2014 REGULAR MEETING AND JULY 25 SPECIAL MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached

2. **RECOGNITION OF AUGUST 11, 2014 AS NATIONAL “CALL BEFORE YOU DIG DAY”** - staff report

The Council may consider a Resolution recognizing August 11, 2014 as “Call Before You Dig Day”. (**Randy Murphy, City Administrator**)

Council Action Requested: **Adopt Resolution No. 8247 - A RESOLUTION OF THE OROVILLE CITY COUNCIL RECOGNIZING AUGUST 11, 2014 AS NATIONAL “CALL BEFORE YOU DIG DAY”.**

3. **BUTTE COUNTY LOCAL HAZARD MITIGATION PLAN UPDATE** - staff report

The Council may consider the adoption of the Butte County Local Hazard Mitigation Plan update. (**Donald Rust, Director of Community Development**)

Council Action Requested: **Adopt Resolution No. 8248 - A RESOLUTION OF THE OROVILLE CITY COUNCIL ACKNOWLEDGING THE CITY OF OROVILLE’S PARTICIPATION AND ADOPTION OF THE FINAL BUTTE COUNTY LOCAL HAZARD MITIGATION PLAN UPDATE AS PART OF THE DISASTER MITIGATION ACT OF 2000.**

4. **PROFESSIONAL SERVICES AGREEMENT WITH WILLDAN ENGINEERING FOR PUBLIC WORKS INSPECTION SERVICES** - staff report

The Council may consider a Professional Services Agreement with Willdan Engineering, in an amount not to exceed \$25,000, for Public Works Construction Inspection Services. (**Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer**)

Council Action Requested: **Adopt Resolution No. 8240 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH WILLDAN ENGINEERING, IN AN AMOUNT NOT TO EXCEED \$25,000, FOR PUBLIC WORKS CONSTRUCTION INSPECTION SERVICES – (Agreement No. 3077).**

5. **AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE CITY EMPLOYEES’ ASSOCIATION** - staff report

The Council may consider an Amended and Restated Memorandum of Understanding between the City of Oroville and the Oroville City Employees’ Association. (**Randy Murphy, City Administrator**)

Council Action Requested: **Adopt Resolution No. 8249 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE CITY EMPLOYEES’ ASSOCIATION – (Agreement No. 1432-13).**

6. **AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT AND REVISED BUDGET WITH PLACEWORKS** – staff report

The Council may consider an amendment to the Professional Services Agreement with PlaceWorks, formerly The Planning Center DC&E, in the amount of \$8,600, for planning services relating to the changes

of the General Plan Land Use Map and Zoning Map for implementation of the Arts, Culture, and Entertainment District into the City's General Plan and Zoning Code. (**Donald Rust, Director of Community Development and Luis Topete, Associate Planner**)

Council Action Requested:

1. **Adopt Resolution No. 8250 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH PLACEWORKS, FORMERLY THE PLANNING CENTER DC&E, FOR AN ADDITIOANL AMOUNT OF \$8,600, FOR PLANNING SERVICES RELATING TO THE CHANGES OF THE GENERAL PLAN LAND USE MAP AND ZONING MAP FOR IMPLEMENTATION OF THE ARTS, CULTURE AND ENTERTAINMENT DISTRICT INTO THE CITY'S GENERAL PLAN AND ZONING CODE – (Agreement No. 3019-2)**
2. **Direct staff to reflect any necessary changes to the 2014/15 Final Budget.**

PUBLIC HEARINGS

7. **ANNUAL ASSESSMENTS FOR THE CITY'S CONSOLIDATED BENEFIT ASSESSMENT DISTRICT, ZONES 1 – 8 – staff report**

The Council will conduct a public hearing regarding the annual assessments relating to the City's Consolidated Benefit Assessment Districts. (**Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer**)

Council Action Requested:

1. **Adopt Resolution No. 8251 – A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING THE ANNUAL ASSESSMENT REPORT, AS SUBMITTED OR AMENDED, AND TO ORDER THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE OROVILLE CONSOLIDATED BENEFIT ASSESSMENT DISTRICT FOR FISCAL YEAR 2014/15.**
 2. **Authorize the Mayor to sign the Proposition 218 Certification for inclusion on the 2014/15 Butte County Tax Roll.**
 3. **Direct staff to make any necessary changes to the 2014/15 Final Budget.**
8. **ANNUAL ASSESSMENTS FOR THE CITY'S CONSOLIDATED LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT, ZONES 1 - 17 – staff report**

The Council will conduct a public hearing regarding the annual assessments relating to the City's Consolidated Landscape and Lighting Maintenance Assessment Districts. (**Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer**)

Council Action Requested:

1. **Adopt Resolution No. 8252 – A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING THE ANNUAL ASSESSMENT REPORT, AS SUBMITTED OR AMENDED, AND TO ORDER THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE OROVILLE CONSOLIDATED LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2014/15.**
2. **Authorize the Mayor to sign the Proposition 218 Certificate for inclusion on the 2014/15**

Butte County Tax Roll.

- 3. Direct staff to make any necessary changes to the 2014/15 Final Budget.**

REGULAR BUSINESS

- 9. SUPPORT OF RESOLUTION RELATING TO ENVIRONMENTAL AND PUBLIC SAFETY IMPACTS OF ILLEGAL MARIJUANA GROWS - staff report**

The Council may consider providing direction to staff in regards to a proposed League of California Cities' resolution relating to the environmental and public safety impacts of illegal marijuana grows. **(Randy Murphy, City Administrator)**

Council Action Requested: **Provide direction to staff.**

- 10. ACQUISITION OF REAL PROPERTY ALONG THE WEST SIDE OF ORO DAM BOULEVARD AND NORTH OF BRIDGE STREET (APN 033-470-039-000) – staff report**

The Council may consider a request by the current property owner of approximately 0.9 acres of real property, located along the west side of Oro Dam Boulevard and north of Bridge Street, to transfer the property to the City of Oroville at no cost. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Provide direction to staff, as necessary.**

- 11. STREAM CHARTER SCHOOL USE PERMIT FEE WAIVER REQUEST - staff report**

The Council will receive a report and may consider a fee waiver request from the STREAM Charter School for the fees associated with a use permit as specified herein. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested:

- 1. Deny the fee waiver request by the STREAM Charter School and require the applicant to pay the full (actual) cost for processing the use permit pursuant to the Current Fee Schedule; or**
- 2. Deny the fee waiver request by the STREAM Charter School and require the applicant to pay the actual cost for processing the use permit through an installment payment agreement; or**
- 3. Provide direction to staff, as necessary.**

- 12. ANNUAL SANITARY SEWER SERVICE RATE INCREASE - staff report**

The Council may consider a Resolution certifying that the Sewer Service charges to be levied on the 2014/15 tax roll are in compliance with Proposition 218. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested: **Adopt Resolution No. 8253 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A CERTIFICATION WITH THE BUTTE COUNTY AUDITOR CERTIFYING THAT THE SEWER SERVICE CHARGES LEVIED ON THE 2014/15 TAX ROLL ARE IN COMPLIANCE WITH PROPOSITION 218.**

13. REQUEST BY THE OROVILLE DOWNTOWN BUSINESS ASSOCIATION TO RENAME PARKING LOT "A" TO ELISABETH "MIKE" ISCH PARKING LOT – staff report

The Council may consider a request by the Oroville Downtown Business Association (ODBA) to rename Parking Lot "A" on Montgomery Street the Elisabeth "Mike" Isch Parking Lot in honor of her many years of service to the community of Oroville. **(Randy Murphy, City Administrator)**

Council Action Requested: **Provide direction to staff.**

14. ANNUAL SPECIAL TAX FOR THE CITY'S COMMUNITY FACILITIES DISTRICT NO. 2006-1 (WESTSIDE PUBLIC SAFETY FACILITIES) AND DISTRICT NO. 2006-2 (PUBLIC SAFETY SERVICES) FOR FISCAL YEAR 2014/15 – staff report

The Council may consider the annual special tax relating to the City's Community Facilities District for fiscal year 2014/15. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Action Requested:

- 1. Adopt Resolution No. 8254 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ESTABLISHING THE ANNUAL SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 2006-1, WESTSIDE PUBLIC SAFETY FACILITIES, FOR FISCAL YEAR 2014/15.**
- 2. Adopt Resolution No. 8255 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ESTABLISHING THE ANNUAL SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 2006-2, PUBLIC SAFETY SERVICES, FOR FISCAL YEAR 2014/15.**
- 3. Authorize the Mayor to sign the Proposition 218 Certificate for inclusion on the 2014/15 Butte County Tax Roll.**

SUCCESSOR AGENCY - None

MAYOR/ COUNCIL REPORTS

COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS (A verbal report may be given regarding any committee meetings attended.)

- Appointment to the Butte County Indian Gaming Local Community Benefit Committee
- Mayor's Report – U.S. Mayors Conference

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

- Finance Department – activity report
- Oroville Police Department – memo

CORRESPONDENCE

- Butte County Mosquito & Vector Control District, received July 14, 2014
- Nanci Glassgow, received July 28, 2014

- Department of Alcoholic Beverage Control, received July 30, 2014
- California Water Service Company, received July 30, 2014

HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS

This is the time the Mayor will invite anyone in the audience wishing to address the Council on a matter not listed on the agenda to step to the podium, state your name for the record and make your presentation. **Presentations are limited to 3 minutes.** Under Government Code Section 54954.2, The Council is prohibited from taking action except for a brief response by the Council or staff to a statement or question relating to a non-agenda item.

CLOSED SESSION

The Council will hold a Closed Session on 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 City Employee's Association, Oroville Fire Fighter's Association, Oroville Police Officers' Association, Oroville City Confidential Association, and Oroville Mid-Manager's Association.
2. Pursuant to Government Code Section 54957(b), the Council will meet with Labor Negotiators and City Attorney to consider the appointment, employment, evaluation of performance, discipline, and/or dismissal of a public employee related to the following position: Director of Finance.
3. Pursuant to Government Code Section 54957(b), the Council will meet with Labor Negotiators and City Attorney to consider the appointment, employment, evaluation of performance, discipline, and/or dismissal of a public employee related to the following position: City Administrator
4. Pursuant to Government Code section 54956.9(b), the Council will meet with the City Administrator and the City Attorney regarding potential litigation – two cases
5. Pursuant to Government Code Section 54956.8, the Council will meet with Real Property Negotiators, City Administrator, Director of Community Development, Director of Finance and City Attorney, regarding the property identified as 525 Airport Parkway, Oroville."

ADJOURNMENT

The meeting will be adjourned. A special meeting of the Oroville City Council will be held on Tuesday, August 12, 2014 at 5:00 p.m.

Accommodating Those Individuals with Special Needs – In compliance with the Americans with Disabilities Act, the City of Oroville encourages those with disabilities to participate fully in the public meeting process. If you have a special need in order to allow you to attend or participate in our public meetings, please contact the City Clerk at (530) 538-2535, well in advance of the regular meeting you wish to attend, so that we may make every reasonable effort to accommodate you. Documents distributed for public session items, less than 72 hours prior to meeting, are available for public inspection at City Hall, 1735 Montgomery Street, Oroville, California.

**CITY COUNCIL MEETING MINUTES
JULY 15, 2014 – 5:00 P.M.**

The agenda for the July 15, 2014 regular meeting of the Oroville City Council was posted on the bulletin board at the front of City Hall and on the City of Oroville's website located at www.cityoforoville.org on Friday, July 11, 2014, at 11:17 a.m.

The July 15, 2014 regular meeting of the Oroville City Council was called to order by Mayor Dahlmeier at 5:02 p.m.

ROLL CALL

Present: Council Members Andoe, Berry, Bunker, Pittman, Simpson, Vice Mayor Wilcox,
Mayor Dahlmeier
Absent: None

Staff Present:

Randy Murphy, City Administrator	Scott Huber, City Attorney
Bill La Grone, Director of Public Safety	Karolyn Fairbanks, City Treasurer
Donald Rust, Director of Planning & Development Services	Jamie Hayes, Assistant City Clerk
Luis Topete, Associate Planner	Glenn Lazof, Interim Director of Finance
Dean Hill, Battalion Chief	Allen Byers, Police Lieutenant
Gary Layman, Chief Building Official	Amy Bergstrand, Management Analyst III

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Dahlmeier.

PROCLAMATION / PRESENTATION

Mayor Dahlmeier announced a New Business Acknowledgement and Welcome to Oroville for The Italian Kitchen.

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS

The following individuals spoke on behalf of Item No.s 14 and 15:

Skip George	Regina Elena	Gary Vrooman
Breck Wright	Ronee Wright	John Bruschi
David Bryning	Raine Deigh	Lee Hutchins
Bob Zollner	Darinka Carey	

CONSENT CALENDAR

A motion was made by Council Member Bunker, seconded by Vice Mayor Wilcox, to approve the following Consent Calendar:

1. **APPROVAL OF THE MINUTES OF THE JULY 1, 2014 REGULAR MEETING OF THE OROVILLE CITY COUNCIL – minutes attached**

2. **LEASE AND SALE OF CITY-OWNED PROPERTY LOCATED AT 33 CANYON HIGHLANDS DRIVE – staff report**

The Council considered the lease and sale of City-owned property located at 33 Canyon Highlands Drive, Oroville (APN 033-462-049), to a qualified City of Oroville Lease to Purchase Home Ownership Program applicant. **(Randy Murphy, City Administrator and Amy Bergstrand, Management Analyst III)**

Council Action Requested: **Adopt Resolution No. 8233 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE LEASE AND SALE OF 33 CANYON HIGHLANDS DRIVE, OROVILLE, TO DENISE JOHNSON AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS RELATING TO THE LEASE AND SALE OF THE ABOVE-MENTIONED PROPERTY, INCLUDING ANY AMENDMENTS THERETO.**

3. **MODIFICATIONS TO THE HOME INVESTMENT PARTNERSHIP FIRST TIME HOME BUYER LOAN PROGRAM GUIDELINES – staff report**

The Council considered proposed modifications to the City of Oroville's Home Investment Partnership First Time Home Buyer Program Guidelines. **(Randy Murphy, City Administrator and Amy Bergstrand, Management Analyst III)**

Council Action Requested: **Authorize the modifications to the City of Oroville's Home Investment Partnership First Time Home Buyer Program Guidelines, as indicated in the July 15, 2014 staff report.**

4. **ZONING CODE AMENDMENT - DIGITAL DISPLAY SIGNS – staff report**

The Council considered amending the City's Municipal Code Sections 26-04.020, 26-19.030 and 26-19.045 regarding digital display signs. **(Donald Rust, Director of Community Development and Luis Topete, Associate Planner)**

Council Action Requested: **Waive the second reading and adopt by title only, Ordinance No. 1806 – AN ORDINANCE OF THE OROVILLE CITY COUNCIL AMENDING THE OROVILLE MUNICIPAL CODE SECTIONS 26-04.020, 26-19.030 AND 26-19.045 REGARDING DIGITAL DISPLAY SIGNS.**

5. **SUPPLEMENTAL BENEFITS FUND FUNDING AGREEMENT WITH FEATHER RIVER RECREATION AND PARK DISTRICT – staff report**

The Council, serving as the Supplemental Benefits Fund Administrator, considered approving a Funding Agreement, in the amount of \$30,000, with Feather River Recreation and Park District for installation of an irrigation well at the Nelson Sports Complex. **(Randy Murphy, City Administrator and Bob Marciniak, SBF Program Specialist)**

Council Action Requested: **Adopt Resolution No. 8234 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A FUNDING AGREEMENT BETWEEN THE CITY OF OROVILLE, SERVING AS FUND**

ADMINISTRATOR OF THE SUPPLEMENTAL BENEFITS FUND, AND FEATHER RIVER RECREATION AND PARK DISTRICT, IN THE AMOUNT OF \$30,000, FOR INSTALLATION OF AN IRRIGATION WELL AND THE NELSON SPORTS COMPLEX – (Agreement No. 3076).

6. STRONG MOTION INSTRUMENTATION AND SEISMIC HAZARD MAPPING FEE INCREASE – staff report

The Council considered adopting a fee increase on building permits for the strong motion instrumentation and seismic hazard mapping required for all cities and counties within the State of California. **(Donald Rust, Director of Community Development and Gary Layman, Chief Building Official)**

Council Action Requested: **Adopt Resolution No. 8235 – A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING THE FEE INCREASE ON BUILDING PERMITS FOR THE STRONG MOTION INSTRUMENTATION AND SEISMIC HAZARD MAPPING REQUIRED FOR ALL CITIES AND COUNTIES WITHIN THE STATE OF CALIFORNIA AS INDICATED IN SENATE BILL 861, CHAPTER 35, SECTION 2705.**

7. PLACEMENT OF DELINQUENT GARBAGE BILLS ON THE 2014/15 PROPERTY TAX ROLL – staff report

The Council considered the placement of delinquent garbage bills to Recology on the 2014/15 property tax roll. **(Glenn Lazof, Interim Director of Finance)**

Council Action Requested: **Adopt Resolution No. 8236 - A RESOLUTION OF THE OROVILLE CITY COUNCIL ADOPTING DIRECT ASSESSMENTS FOR DELINQUENT GARBAGE BILLS FOR FISCAL YEAR 2013/14 ON THE 2014/15 PROPERTY TAX ROLL AND AUTHORIZING THE MAYOR TO EXECUTE THE PROPOSITION 218 CERTIFICATION OF TAX BILL LEVY.**

8. REVISIONS AND APPOINTMENTS TO THE BUILDING CODE AND DISABLED ACCESSIBILITY APPEALS BOARD – staff report

The Council considered a revision of the Building Code and Disabled Accessibility Appeals Board and the appointment of a new Chairperson and Vice Chairperson with one (1) temporary appointment until staff has advertised for application submittals from interested parties to fill the one (1) position available for the 2014-2017 term. **(Donald Rust, Director of Community Development and Gary Layman, Chief Building Official)**

Council Action Requested: **Adopt Resolution No. 8237 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE IMPLEMENTATION OF THE BUILDING CODE AND DISABLED ACCESSIBILITY APPEALS BOARD AND APPOINTING SCOTT GIBSON AS THE CHAIRPERSON, AND NEIL GRABER AS VICE CHAIRPERSON TO THE BOARD AND APPROVING THE PROPOSED LIST OF EXPERTS APPROVED BY THE CHIEF BUILDING OFFICIAL.**

The motion to approve the above Consent Calendar was passed by the following vote:

Ayes: Council Members Andoe, Berry, Bunker, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

PUBLIC HEARING - None

REGULAR BUSINESS

9. COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME USE POLICY – staff report

The Council received a report outlining the required changes, effective July 1, 2014, to the Program Income and Revolving Loan Account policies in the State of California's Community Development Block Grant Program. **(Randy Murphy, City Administrator and Amy Bergstrand, Management Analyst III)**

10. ANNUAL ASSESSMENTS FOR THE CITY'S CONSOLIDATED LANDSCAPE AND LIGHTING MAINTNENACE ASSESSMENT DISTRICT, ZONES 1 - 17 – staff report

The Council considered the annual assessments for the City's Consolidate Landscape and Lighting Maintenance Assessment District, zones 1 - 17. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

Council Members Andoe, Berry and Vice Mayor Wilcox recused themselves from this item due to possible conflicts of interest.

(The following motion included Item No. 10 and 11)

A motion was made by Council Member Pittman, seconded by Council Member Bunker, to:

Adopt Resolution No. 8238 – A RESOLUTION OF THE OROVILLE CITY COUNCIL INITIATING PROCEEDINGS, PRELIMINARILY APPROVING THE ANNUAL ASSESSMENTS REPORT AND DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE OROVILLE CONSOLIDATED LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2014/15.

The motion was passed by the following vote:

Ayes: Council Member Bunker, Pittman, Simpson, Mayor Dahlmeier
Noes: None
Abstain: Council Members Andoe, Berry, Vice Mayor Wilcox
Absent: None

11. ANNUAL ASSESSMENTS FOR THE CITY'S CONSOLIDATED BENEFIT ASSESSMENT DISTRICT, ZONES 1 - 8 – staff report

The Council considered the annual assessments for the City's Consolidate Benefit Assessment District, zones 1 - 8. **(Donald Rust, Director of Community Development**

and Rick Walls, Interim City Engineer)

Council Members Andoe, Berry and Vice Mayor Wilcox recused themselves from this item due to possible conflicts of interest.

A motion was made by Council Member Pittman, seconded by Council Member Bunker, to:

Adopt Resolution No. 8239 – A RESOLUTION OF THE OROVILLE CITY COUNCIL INITIATING PROCEEDINGS, PRELIMINARILY APPROVING THE ANNUAL ASSESSMENTS REPORT AND DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE OROVILLE CONSOLIDATED BENEFIT ASSESSMENT DISTRICT FOR FISCAL YEAR 2014/15.

The motion was passed by the following vote:

Ayes: Council Member Bunker, Pittman, Simpson, Mayor Dahlmeier
Noes: None
Abstain: Council Members Andoe, Berry, Vice Mayor Wilcox
Absent: None

12. PROFESSIONAL SERVICES AGREEMENT WITH WILLDAN ENGINEERING FOR PUBLIC WORKS CONSTRUCTION INSPECTION SERVICES – staff report

The Council considered a Professional Services Agreement with Willdan Engineering, in an amount not to exceed \$20,000, for Public Works Construction Inspection Services. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

At the request of Donald Rust, Director of Community Development, this item was pulled and may be presented at a later date therefore; no action was taken on the following:

Adopt Resolution No. 8240 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH WILLDAN ENGINEERING, IN AN AMOUNT NOT TO EXCEED \$20,000, FOR PUBLIC WORKS CONSTRUCTION INSPECTION SERVICES – (Agreement No 3077).

13. U.S. DEPARTMENT OF JUSTICE ASSET FORFEITURE PROGRAM EQUITABLE SHARING AGREEMENT AND CERTIFICATION – staff report

The Council considered a U.S. Department of Justice Equitable Sharing Agreement and Certification allowing the Oroville Police Department to participate in the Asset Forfeiture Program. **(Bill LaGrone, Director of Public Safety)**

A motion was made by Council Member Bunker, seconded by Council Member Pittman, to:

Adopt Resolution No. 8241 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A U.S. DEPARTMENT OF JUSTICE EQUITABLE SHARING AGREEMENT AND CERTIFICATION ALLOWING THE OROVILLE POLICE DEPARTMENT TO PARTICIPATE IN THE ASSET FORFEITURE PROGRAM – (Agreement No. 3078).

The motion was passed by the following vote:

Ayes: Council Member Andoe, Berry, Bunker, Pittman, Simpson, Vice Mayor
Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

14. AUTHORIZATION TO PREPARE AND RELEASE A REQUEST FOR PROPOSAL FOR FIRE PROTECTION SERVICES FOR THE CITY OF OROVILLE – staff report

The Council provided direction to the Director of Public Safety to prepare and release a Request for Proposal for Fire Protection Services for the City of Oroville. **(Randy Murphy, City Administrator and Bill LaGrone, Chief of Police)**

**Item No. 14 and 15 were discussed and considered together.*

Skip George, Regina Ellena, Gary Vrooman, Breck Wright, John Bruschi, David Bryning, Lee Hutchins, Bob Zollner, Darinka Carey, Ronee Wright and Raine Deigh spoke in opposition to the release of the Request for Proposals for Police and Fire Protection Services.

Following discussion, a motion was made by Vice Mayor Wilcox, seconded by Council Member Berry, to:

Adopt Resolution No. 8242 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SAFETY TO PREPARE AND RELEASE A REQUEST FOR PROPOSALS TO INVESTIGATE THE POSSIBILITY OF CONTRACTING WITH BUTTE COUNTY/CALFIRE, OR ANOTHER DULY AUTHORIZED FIRE SERVICE PROVIDER TO PROVIDE CITY FIRE SERVICES AND TO REPORT BACK TO THE CITY COUNCIL FOR ACTION.

The motion was passed by the following vote:

Ayes: Council Member Andoe, Berry, Bunker, Pittman, Simpson, Vice Mayor
Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

15. AUTHORIZATION TO PREPARE AND RELEASE A REQUEST FOR PROPOSAL FOR LAW ENFORCEMENT SERVICES FOR THE CITY OF OROVILLE – staff report

The Council provided direction to the Director of Public Safety to prepare and release a Request for Proposal for the proposed consolidation of Police Services with the Butte County Sheriff's Department, or another duly authorized law enforcement provider. **(Randy Murphy, City Administrator and Bill LaGrone, Chief of Police)**

Following discussion, a motion was made by Vice Mayor Wilcox, seconded by Council Member Berry, to:

Adopt Resolution No. 8243 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SAFETY TO PREPARE AND RELEASE A REQUEST FOR PROPOSALS FOR THE PROPOSED CONSOLIDATION OF POLICE SERVICES WITH THE BUTTE COUNTY SHERIFF'S DEPARTMENT, OR OTHER DULY AUTHORIZED LAW ENFORCEMENT PROVIDER AND TO REPORT BACK TO THE CITY COUNCIL FOR ACTION.

The motion was passed by the following vote:

Ayes: Council Member Andoe, Berry, Bunker, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

16. MONTHLY SUMMARY OF INVESTMENTS AND MONTHLY FINANCIAL REPORTS FOR JUNE 2014 –reports attached

The Council received and acknowledged receipt of the June 2014 Monthly Summary of Investments and Monthly Financial Reports. **(Glenn Lazof, Interim Director of Finance)**

MAYOR/ COUNCIL REPORTS

Mayor Dahlmeier appointed Council members Bunker and Pittman, to serve on the Shay Locomotive Restoration Ad hoc Committee.

Council Member Pittman, reported a site visited to the Northwest Lineman's College by PG&E President, Christopher P. Johns.

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

Donald Rust, Director of Community Development, reported:

- Two federal grants had been submitted and received by the Environmental Protection Agency
- Planning Commission Public hearing Scheduled for July 28, 2014 at 7:00 p.m. regarding Super Walmart Project Second Partially Recirculated Final Environmental Impact Report
- Federal Findings report relating to Oil by Rail

Jamie Hayes, Assistant City Clerk, reported that the 2014 General Municipal Election's nomination filing period would be open for interested parties to apply for one Mayor seat, three City Council seats and one Treasurer seat from July 14, 2014 through August 8, 2014.

Randy Murphy, City Administrator, addressed correspondence from 3Core regarding a California business report.

CORRESPONDENCE

- Pacific Gas & Electric Company, received June 16, 2014
- Butte County Fair, received June 23, 2014

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON NON-AGENDA ITEMS

Vice Mayor Wilcox reported that the City-owned 1922 Buick Restoration Project had been completed, with assistance by the Friends of the Park, City of Oroville Docent Association and the Parks and Trees Department.

Marlene Del Rosario spoke in regards to the August 5, 2014 National Night Out event to be held in Sank Park between the hours of 4:00 p.m. and 9:00 p.m.

CLOSED SESSION

The Council held a Closed Session on the following:

1. Pursuant to Government Code section 54957.6, the Council met with Labor Negotiators and City Attorney to discuss labor negotiations for the following represented groups: Oroville City Employee's Association, Oroville Fire Fighters' Association, Oroville Police Officers' Association, Oroville City Confidential Association, and Oroville Mid-Manager's Association.
2. Pursuant to Government Code Section 54957(b), the Council met with Labor Negotiators, and the City Attorney to consider the appointment, employment, evaluation of performance, discipline, and/or dismissal of a public employee related to the following position: Director of Finance.
5. Pursuant to Government Code section 54956.9(b), the Council met with the City Administrator and the City Attorney regarding potential litigation – two cases

Mayor Dahlmeier announced that no actions had been taken in Closed Session and direction had been given to staff.

ADJOURNMENT

The meeting was adjourned at 8:25 p.m. A special meeting of the Oroville City Council will be held on Tuesday, July 25, 2014, at 2:00 p.m.

Randy Murphy, City Clerk

Linda L. Dahlmeier, Mayor

**OROVILLE CITY COUNCIL MEETING MINUTES
JULY 25, 2014 – 2:00 P.M.**

The agenda for the July 25, 2014 special meeting of the Oroville City Council was posted on the bulletin board at the front of City Hall and on the City of Oroville's website locate at www.cityoforoville.org on Thursday, July 24, 2014 at 12:19 p.m.

The July 25, 2014 special meeting of the Oroville City Council was called to order by Mayor Dahlmeier at 2:03 p.m.

ROLL CALL

Present: Council Members Andoe, Berry, Bunker, Pittman, Simpson, Vice Mayor Wilcox,
Mayor Dahlmeier
Absent: None

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Dahlmeier.

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS –

Celia Hirschman – Item No. 2

SPECIAL BUSINESS

1. REQUEST BY SALMON FESTIVAL COMMITTEE FOR FUNDING PARTICIPATION IN THE 2014 OROVILLE SALMON FESTIVAL – staff report

The Council considered a funding request, in the amount of \$3,250, from the Oroville Salmon Festival Committee (Committee) for the 2014 annual Oroville Salmon Festival, to be held on September 26 - 27, 2014. **(Randy Murphy, City Administrator and Bob Marciniak, Program Specialist)**

Following discussion, a motion was made by Council Member Simpson, seconded by Council Member Bunker, to:

Approve the funding request, in the amount of \$3,250, from the Oroville Salmon Festival Committee to provide for bussing costs for the 2014 annual Oroville Salmon Festival, to be held on September 26 - 27, 2014.

The motion was passed by the following vote:

Ayes: Council Members Andoe, Berry, Bunker, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

2. SUPPLEMENTAL BENEFITS FUND FUNDING FOR RESERVE POLICE OFFICERS – staff report

The Council considered accepting funding, in the amount of \$48,403.20, from the Supplemental Benefits Fund for two (2) Reserve Police Officers to be assigned to various patrol activities along the Feather River corridor. **(Randy Murphy, City Administrator and Bill LaGrone, Director of Public Safety)**

Celia Hirschman, spoke in support to funding two reserve Police Officers through the Supplemental Benefits Fund.

Following further discussion, a motion was made by Council Member Pittman, seconded by Council Member Bunker, to:

- 1. Accept the funding from the Supplemental Benefit Fund, in the amount of \$48,403.20, to be used for (2) two Reserve Police Officers to patrol the community Parks and walking trails along the Feather River Corridor.**
- 2. Authorize staff to hire Reserve Officers as needed.**
- 3. Direct staff to reflect all approved actions pertaining to the funding and hiring of two Reserve Police Officers in the Final 2014/15 budget.**

The motion was passed by the following vote:

Ayes: Council Members Berry, Bunker, Pittman, Simpson
Noes: Council Member Andoe, Vice Mayor Wilcox, Mayor Dahlmeier
Abstain: None
Absent: None

3. AGREEMENTS FOR 2014 ROAD REPAIRS AND MAINTENANCE – staff report

The Council considered three Construction Contracts with private sector contractors and a Mutual Aid Agreement with Butte County, to complete planned road repairs and maintenance on City roads this construction season. **(Donald Rust, Director of Community Development and Rick Walls, Interim City Engineer)**

A motion was made by Council Member Bunker, seconded by Council Member Pittman, to:

- 1. Adopt Resolution No. 8244 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A CONSTRUCTION CONTRACT WITH WEST COAST PAVING AND CHIP SEAL, INC., IN AN AMOUNT NOT TO EXCEED \$324,300, FOR ROAD REPAIRS – (Agreement No. 3079).**

2. **Adopt Resolution No. 8245 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A CONSTRUCTION CONTRACT WITH TELFER HIGHWAY TECHNOLOGIES, IN AN AMOUNT NOT TO EXCEED \$33,370, WITH AN ADDITIONAL 10% CONTINGENCY IN THE AMOUNT OF \$3,337, FOR SOUTH FIFTH AVENUE SLURRY SEALING – (Agreement No. 3080).**
3. **Adopt Resolution No. 8246 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A CONTRACT WITH SIERRA TRAFFIC MARKINGS, INC., IN AN AMOUNT NOT TO EXCEED \$9,628, WITH AN ADDITIONAL 10% CONTINGENCY IN THE AMOUNT OF \$1,408, FOR SOUTH FIFTH AVENUE AND TABLE MOUNTAIN BOULEVARD ROAD STRIPING AND MARKING – (Agreement No. 3081).**
4. **Authorize Butte County Public Works to complete chip sealing services on South Fifth Avenue and Table Mountain Boulevard for an approximate cost of \$60,000 under the Mutual Aid Agreement with Butte County.**
5. **Direct staff to reflect all approved actions pertaining to the 2014 planned road repairs and maintenance on City roads in the Final 2014/15 budget.**

The motion was passed by the following vote:

Ayes:	Council Members Andoe, Bunker, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes:	Council Member Berry
Abstain:	None
Absent:	None

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON NON-AGENDA ITEMS

John Castner, Oroville Downtown Business Association, made a request to name Parking Lot "A", located along Montgomery Street, to Elisabeth "Mike" Isch Parking Lot.

City Administrator, Randy Murphy announced a vacant seat on the Southside Oroville Community Center Advisory Committee. Applications are being accepted to fill the vacancy which has a term ending July 30, 2015.

Celia Hirschman gave a brief update regarding Cal Water v. Oroville Historic District Neighborhood Watch.

CLOSED SESSION

The Council held a Closed Session on 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 City Employees' Association, Oroville Fire Fighters' Association, Oroville City Confidential Association, Oroville Mid-Managers' Association.

Mayor Dahlmeier announced that no actions had been taken in Closed Session and direction had

been given to staff.

ADJOURNMENT

The meeting was adjourned at 3:53 p.m. to a regular meeting of the Oroville City Council to be held on Tuesday, August 5, 2014 at 5:00 p.m.

Randy Murphy, City Clerk

Linda L. Dahlmeier, Mayor

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: RANDY MURPHY, CITY ADMINISTRATOR

RE: RECOGNITION OF AUGUST 11, 2014 AS NATIONAL "CALL BEFORE YOU DIG DAY"

DATE: AUGUST 5, 2014

SUMMARY

The Council may consider a Resolution recognizing August 11, 2014 as "Call Before You Dig Day".

DISCUSSION

PG&E and the City of Oroville share a common goal of keeping the public safe when it comes to construction projects involving underground utilities.

A call to 811 connects homeowners and contractors to Underground Service Alert (USA). The hotline is a free service that notifies utility companies about any type of excavation project and then allows utilities to dispatch professional locators to the location to mark underground lines. This call is critical to prevent damage to underground utility equipment and prevent outages and personal injuries.

To help promote safe digging, Staff requests that the Council consider passing the attached resolution in support of August 11 as National Safe Digging Day. Council's support of this resolution will help to raise public awareness about this important free service.

FISCAL IMPACT

None.

RECOMMENDATIONS

Adopt Resolution No. 8247 - A RESOLUTION OF THE OROVILLE CITY COUNCIL RECOGNIZING AUGUST 11, 2014 AS NATIONAL "CALL BEFORE YOU DIG DAY".

ATTACHMENTS

Resolution No. 8247

**OROVILLE CITY COUNCIL
RESOLUTION NO. 8247**

**A RESOLUTION OF THE OROVILLE CITY COUNCIL RECOGNIZING
AUGUST 11, 2014 AS NATIONAL "CALL BEFORE YOU DIG DAY"**

WHEREAS, excavators, homeowners, and professional contractors can save time and money while making California's communities a safer place to live and work by dialing 811 in advance of all digging projects ; and

WHEREAS, the 811 "Call Before You Dig" program is a vital public education and awareness program dealing with the safety of subsurface excavation, and education is the key to promoting safe digging practices; and

WHEREAS, the five steps to a safe excavation are: survey and mark, call before you dig, wait the required time, respect the marks, and dig with care; and

WHEREAS, utility lines are often buried only a few inches underground, making the easy to strike and cause damage and harm even during shallow excavation project; and

WHEREAS, more than 170,000 underground utility lines are struck each year in the United States and approximately 33 percent of all digging damages in the United States result from not calling 811 before digging; and

WHEREAS, undesired consequences, such as service interruption, outages, damage to public and private infrastructure and property, damage to the environment, personal injury, and death are risked by failing to call 811 before digging or safely marking utility lines; and

WHEREAS, calling 811 to be connected to a "One Call Center" before digging, respecting the color-coded lines that demarcate underground utilities, and digging with care around the marked lines will help keep Californians safe and prevent damages and destruction; and

WHEREAS, Underground Service Alert of Northern California and Nevada, in cooperation with California's public and private utilities, provide an effective damage prevention service that protects California's citizens, communities, public services, environment and underground facilities at no cost to the caller, and

WHEREAS, the free notification service provided by Underground Service Alert of Northern California and Nevada has dramatically reduced the number of accidents causing property damage, personal injury, and interruption of vital services; and

WHEREAS, California public agencies should enforce California Government Code 4216 regarding safe excavation practices, permitting and civil penalties.

NOW THEREFORE BE IT RESOLVED, the Oroville City Council hereby recognizes August 11, 2014 as the National "Call Before You Dig Day" and encourages all excavators, homeowners, and professional contractors to call 811 in advance of all digging projects.

PASSED AND ADOPTED by the Oroville City Council at a regular meeting on August 5, 2014 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Linda L. Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Randy Murphy, City Clerk

**OROVILLE CITY COUNCIL
STAFF REPORT**

**TO: MAYOR AND COUNCIL MEMBERS
RANDY MURPHY, CITY ADMINISTRATOR**

**FROM: DONALD L. RUST, DIRECTOR (530) 538-2433
COMMUNITY DEVELOPMENT DEPARTMENT**

RE: BUTTE COUNTY LOCAL HAZARD MITIGATION PLAN UPDATE

DATE: AUGUST 5, 2014

SUMMARY

The Council may consider the adoption of the Butte County Local Hazard Mitigation Plan (BCLHMP) update.

DISCUSSION

Over the past few years, the City of Oroville has participated in the update of the BCLHMP. Butte County personnel worked directly with the following City representatives:

1. Oroville City Council;
2. Oroville Planning Commission;
3. Fire Department;
4. Police Department;
5. Public Works Division; and
6. Planning Division

The adoption of the BCLHMP is required as a condition of future funding for mitigation projects under Federal Emergency Management Agency (FEMA) pre- and post-disaster mitigation grant programs. The City representatives listed above fully participated in the FEMA- prescribed mitigation planning process to prepare this local hazard mitigation plan for Butte County and specifically Annex D – City of Oroville.

The California Office of Emergency Services and FEMA, Region IX officials have reviewed the Butte County Local Hazard Mitigation Plan and approved it contingent upon the official adoption of the participating governing bodies, in accordance with the requirements of the Disaster Mitigation Act of 2000 and to establish conformance with the requirements of AB 2140.

CC-3

FISCAL IMPACT

No impact to the General Fund. The adoption of the BCLHMP update is required as a condition of future funding for mitigation projects under FEMA pre- and post-disaster mitigation grant programs.

RECOMMENDATIONS

Adopt Resolution No. 8248 - A RESOLUTION OF THE OROVILLE CITY COUNCIL ACKNOWLEDGING THE CITY OF OROVILLE'S PARTICIPATION AND ADOPTION OF THE FINAL BUTTE COUNTY LOCAL HAZARD MITIGATION PLAN UPDATE AS PART OF THE DISASTER MITIGATION ACT OF 2000.

ATTACHMENTS

- A – Resolution No. 8248
- B – June 30, 2014 Letter from FEMA Mitigation Division Director for (Jeffrey Lusk)
- C – BCLHMP Annex
- D – City of Oroville

**OROVILLE CITY COUNCIL
RESOLUTION NO. 8248**

**A RESOLUTION OF THE OROVILLE CITY COUNCIL ACKNOWLEDGING THE
CITY OF OROVILLE'S PARTICIPATION AND ADOPTION OF THE FINAL BUTTE
COUNTY LOCAL HAZARD MITIGATION PLAN UPDATE AS PART OF THE
DISASTER MITIGATION ACT OF 2000**

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

Whereas, the City of Oroville recognizes the threat that natural hazards pose to people and property within our community; and

Whereas, undertaking hazard mitigation actions will reduce the potential for harm to people and property from future hazard occurrences; and

Whereas, the U.S. Congress passed the Disaster Mitigation Act of 2000 ("Disaster Mitigation Act") emphasizing the need for pre-disaster mitigation of potential hazards; and

Whereas, the Disaster Mitigation Act made available hazard mitigation grants to state and local governments; and

Whereas, an adopted Local Hazard Mitigation Plan is required as a condition of future funding for mitigation projects under multiple FEMA pre- and post-disaster mitigation grant programs; and

Whereas, the City of Oroville fully participated in the FEMA- prescribed mitigation planning process to prepare this local hazard mitigation plan; and

Whereas, the California Office of Emergency Services and Federal Emergency Management Agency, Region IX officials have reviewed the Butte County Local Hazard Mitigation Plan and approved it contingent upon this official adoption of the participating governing body; and

Whereas, the City of Oroville desires to comply with the requirements of the Disaster Mitigation Act and to augment its emergency planning efforts by formally adopting the Butte County Local Hazard Mitigation Plan; and

Whereas, adoption by the governing body for the City of Oroville demonstrates the jurisdiction's commitment to fulfilling the mitigation goals and objectives outlined in this Local Hazard Mitigation Plan; and

Whereas, adoption of this legitimizes the plan and authorizes responsible agencies to carry out their responsibilities under the plan.

Now, therefore, be it resolved, that the City of Oroville adopts the Butte County Local Hazard Mitigation Plan as an official plan; and

Be it resolved, that the City of Oroville adopts the Butte County Local Hazard Mitigation Plan by reference into the safety element of its general plan in accordance with the requirements of AB 2140; and

Be it further resolved, that the City of Oroville will submit this adoption resolution to the California Office of Emergency Services and FEMA Region IX officials to enable the plan's final approval in accordance with the requirements of the Disaster Mitigation Act of 2000 and to establish conformance with the requirements of AB 2140.

PASSED AND ADOPTED by the Oroville City Council at a regular meeting held on August 5, 2014 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Linda L. Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Randy Murphy, City Clerk



FEMA

June 30, 2014

John Gulserian
Emergency Services Officer
Butte County Office of Emergency Management
25 County Center Drive, Suite 200
Oroville, California 95965

Dear Mr. Gulserian:

We have completed our review of the *Butte County Local Hazard Mitigation Plan*, and have determined that this plan is eligible for final approval pending its adoption by Butte County and all participating jurisdictions.

Formal adoption documentation must be submitted to the Regional office by the lead Jurisdiction within one calendar year of the date of this letter, or the entire plan must be updated and resubmitted for review. We will approve the plan upon receipt of the documentation of formal adoption.

If you have any questions regarding the planning or review processes, please contact Phillip Wang, Hazard Mitigation Planner at (510) 627-7753, or by email at phillip.wang@fema.dhs.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jeffrey D. Lusk".

Jeffrey D. Lusk
Acting Director
Mitigation Division
FEMA Region IX

cc: Kirby Everhart, California State Hazard Mitigation Officer
Jose Lara, California Office of Emergency Services, Mitigation Planning

Status of Participating Jurisdictions as of June 30, 2014

Jurisdictions – Adopted and Approved

#	Jurisdiction	Date of Adoption
1		
2		
3		
4		
5		
6		
7		
8		

Jurisdictions - Approvable Pending Adoption

#	Jurisdiction	Date of Adoption
1	Butte County	
2	Biggs, City of	
3	Chico, City of	
4	Gridley, City of	
5	Oroville, City of	
6	Paradise, Town of	
7	Paradise Irrigation District	
8	Thermalito Water and Sewer District	



Annex D CITY OF OROVILLE

D.1 Introduction

This Annex details the hazard mitigation planning elements specific to the City of Oroville, a participating jurisdiction to the Butte County LHMP Update. This annex is not intended to be a standalone document, but appends to and supplements the information contained in the base plan document. As such, all sections of the base plan, including the planning process and other procedural requirements apply to and were met by the City. This annex provides additional information specific to the City of Oroville, with a focus on providing additional details on the risk assessment and mitigation strategy for this community.

D.2 Planning Process

As described above, the City of Oroville followed the planning process detailed in Section 3.0 of the base plan. In addition to providing representation on the Butte County Hazard Mitigation Planning Committee (HMPC), the City formulated their own internal planning team to support the broader planning process requirements. Internal planning participants included staff from the following City departments:

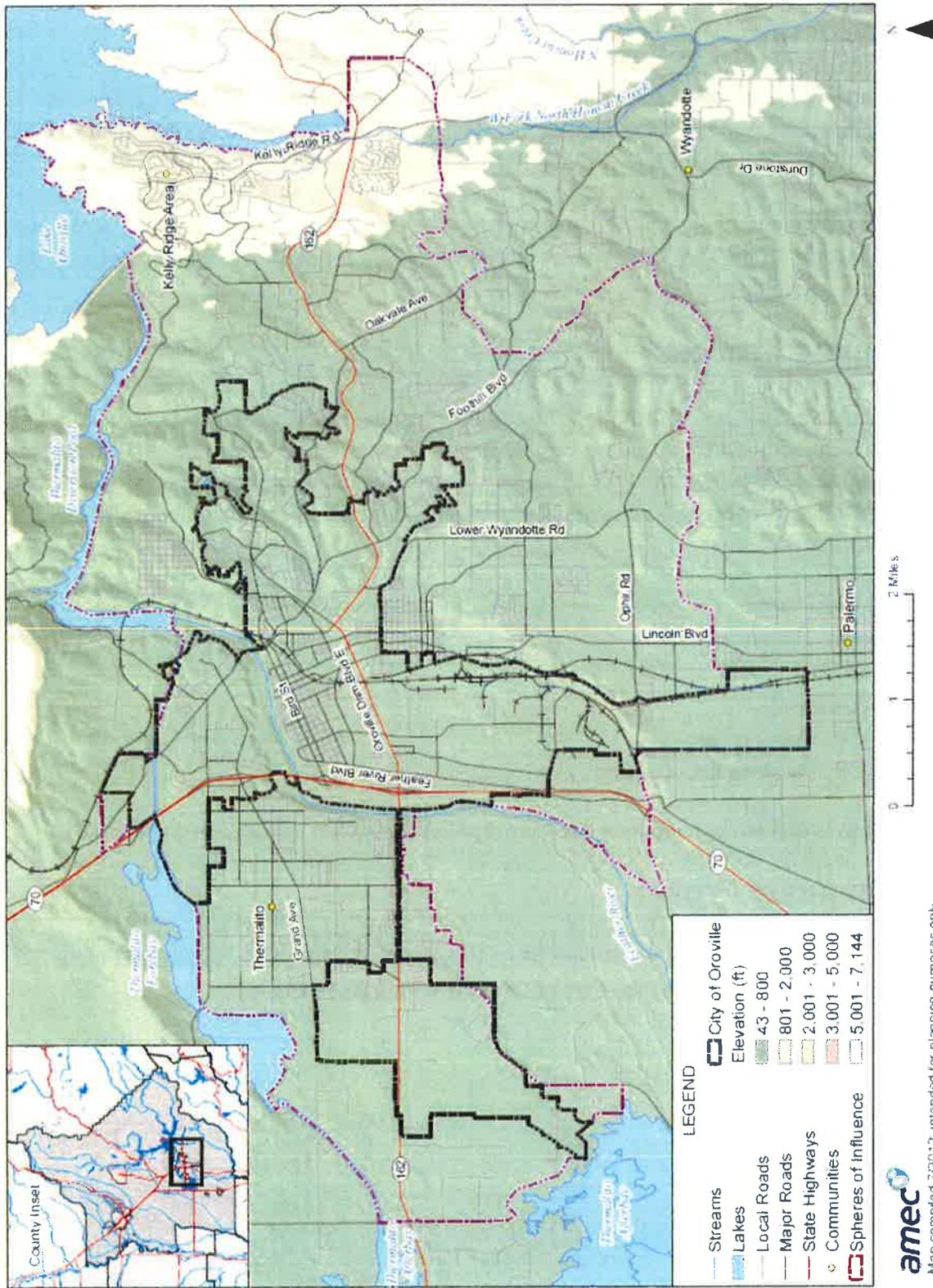
- Planning Department
- Public Works Department
- Fire Department
- Police Department
- Oroville City Council
- Oroville City Planning Commission

Additional details on plan participation and City representatives are included in Appendix A.

D.3 Community Profile

The community profile for the City of Oroville is detailed in the following sections. Figure D.1 displays a map and the location of the City of Oroville within Butte County.

Figure D.1. City of Oroville Base Map



D.3.1 Geography and Location

The City of Oroville is one of five incorporated municipalities in Butte County and is the county seat. The City's incorporated area consists of a 13 square-mile area located 65 miles north of Sacramento, where the Sacramento Valley meets the Sierra Nevada foothills. Oroville lies 5 miles west of Highway 99 along Highway 70, a primary transportation route connecting Oroville with Sacramento to the south and Plumas County to the north.

Oroville is primarily a single-family residential community with an historic downtown district and a main commercial corridor along Oroville Dam Boulevard. As a charter city, Oroville operates largely in accordance with its own City Charter, compared to general law cities, which are governed according to State statutes. The City's southern and western areas are primarily flat river basin lands that rise into the Sierra Nevada foothills in the northeast. The eastern portion of the City is located in an urban-wildland interface that begins the Sierra Nevada foothills. Development in this eastern area occurs in and around tracts of oak woodlands and chaparral.

D.3.2 History

Oroville is situated on the banks of the Feather River where it flows out of the Sierra Nevada onto the flat floor of the California Central Valley. It was established as the head of navigation on the Feather River to supply gold miners during the California Gold Rush.

Gold found at Bidwell Bar, one of the first gold mining sites in California, brought thousands of prospectors to the Oroville area seeking riches. Now under the enormous Lake Oroville, Bidwell Bar is memorialized by the Bidwell Bar Bridge, an original remnant from the area and the first suspension bridge in California (California Historical Landmark #314). In the early 20th century the Western Pacific Railroad completed construction of the all-weather Feather River Canyon route through the Sierra Nevadas giving it the nickname of "The Feather River Route". Oroville would serve as an important stop for the famous California Zephyr during its 20 year run. In 1983, this became a part of the Union Pacific Railroad as their Feather River Canyon Subdivision. A major highway, State Route 70, roughly parallels the railroad line through the canyon.

The Chinese Temple (CHL #770) and listed on the National Register of Historic Places is another monument to Oroville's storied past. Chinese laborers from the pioneer era established the Temple as a place of worship for followers of Chinese Popular Religion and the three major Chinese religions: Taoism, Buddhism, and Confucianism. The Chinese Temple and Garden, as it is now called, has an extensive collection of artifacts and a serene garden to enjoy.

Ishi, Oroville's most famous resident, was the last of the Yahi Indians and is considered the last "Stone Age" Indian to come out of the wilderness and into western civilization. When he appeared in Oroville around 1911, he was immediately thrust into the national spotlight.

D.3.3 Population

The US Census Bureau 2010 estimated the population of the City of Oroville to be 15,546.

D.4 Hazard Identification and Summary

This section details how the risk varies across the Butte County planning area. The City's planning team identified the hazards that affect the City and summarized their frequency of occurrence, spatial extent, potential magnitude, and significance specific to Oroville (see Table D.1). In the context of the plan's planning area, there are no hazards that are unique to Oroville.

Information on past occurrences and the likelihood of future occurrences is detailed in Section 4, Risk Assessment, of the base plan. Additional information for high and medium significant hazards for the City is included in the Vulnerability Assessment section of this Annex.

Table D.1. City of Oroville Hazard Identification

Hazard	Geographic Extent	Probability of Future Occurrences	Magnitude/Severity	Significance
Dam Failure	Extensive	Unlikely	Catastrophic	High
Drought & Water shortage	Significant	Likely	Negligible	Medium
Earthquakes	Extensive	Occasional	Limited	Medium
Earth Movements: Landslide	Limited	Occasional	Negligible	Low
Earth Movements: Erosion	Limited	Occasional	Negligible	Low
Floods: 100/500 year	Significant	Occasional/Unlikely	Catastrophic	High
Floods: Localized Stormwater	Limited	Likely	Negligible	Medium
Hazardous Materials Incidents: Railroads	Significant	Occasional	Catastrophic	High
Invasive Species: Pests/Plants	Limited	Unlikely	Negligible	Low
Levee Failure	Significant	Unlikely	Critical	High
Marine Invasive Species	Limited	Unlikely	Negligible	Low
Severe Weather: Extreme Heat	Extensive	Likely	Negligible	Medium
Severe Weather: Freeze and Winter Storm	Extensive	Likely	Limited	Medium
Severe Weather: Heavy rain, hailstorm, lightning	Extensive	Likely	Limited	Medium
Severe Weather: Tornado	Significant	Unlikely	Limited	Low
Severe Weather: Windstorms	Extensive	Occasional	Limited	Medium
Volcanoes	Limited	Unlikely	Limited	Low
Wildfires	Significant	Likely	Critical	Medium
Geographic Extent Limited: Less than 10% of planning area Significant: 10-50% of planning area Extensive: 50-100% of planning area		Magnitude/Severity Catastrophic—More than 50 percent of property severely damaged; shutdown of facilities for more than 30 days; and/or multiple deaths Critical—25-50 percent of property severely damaged; shutdown of facilities for at least two weeks; and/or injuries and/or illnesses result in permanent disability Limited—10-25 percent of property severely damaged; shutdown of facilities for more than a week; and/or injuries/illnesses treatable do not result in permanent disability Negligible—Less than 10 percent of property severely damaged, shutdown of facilities and services for less than 24 hours; and/or injuries/illnesses treatable with first aid		
Probability of Future Occurrences Highly Likely: Near 100% chance of occurrence in next year, or happens every year. Likely: Between 10 and 100% chance of occurrence in next year, or has a recurrence interval of 10 years or less. Occasional: Between 1 and 10% chance of occurrence in the next year, or has a recurrence interval of 11 to 100 years. Unlikely: Less than 1% chance of occurrence in next 100 years, or has a recurrence interval of greater than every 100 years.		Significance Low: minimal potential impact Medium: moderate potential impact High: widespread potential impact		

D.5 Vulnerability Assessment

The intent of this section is to assess Oroville’s vulnerability separate from that of the planning area as a whole, which has already been assessed in Section 4.3 Vulnerability Assessment of the base plan. This vulnerability assessment provides an inventory of the population, property, and other assets located within the City and further analyzes those assets at risk to identified hazards ranked of medium or high significance (as listed in Table D.1) to the community. For more information about how hazards affect the County as a whole, see Chapter 4 Risk Assessment in the main plan.

D.5.1 Total Assets at Risk

This section identifies Oroville’s total assets at risk, including values at risk, critical facilities and infrastructure, natural resources, and historic and cultural resources. Growth and development trends are also presented for the community. This data is not hazard specific, but is representative of total assets at risk within a community.

Values at Risk

The following data from the Butte County Assessor's Office is based on the 2012 Assessor's data. This data should only be used as a guideline to overall values in the County, as the information has some limitations. The most significant limitation is created by Proposition 13. Instead of adjusting property values annually, the values are not adjusted or assessed at fair market value until a property transfer occurs. As a result, overall value information is most likely low and does not reflect current market value of properties within the County. It is also important to note, in the event of a disaster, it is generally the value of the infrastructure or improvements to the land that is of concern or at risk. Generally, the land itself is not a loss. Table D.2 shows the 2012 Assessor's values (e.g., the values at risk) broken down by property type for the City of Oroville.

Table D.2. City of Oroville Total Exposure

Property Type	Parcel Count	Improved Parcel Count	Improved Value	Other Value	Land Value	Total Value
Agriculture	12	2	\$4,731	\$7,050	\$844,032	\$855,813
Commercial	986	656	\$290,629,880	\$17,137,272	\$96,536,375	\$404,303,527
Industrial	229	67	\$32,450,616	\$31,095,410	\$27,117,888	\$90,663,914
Residential	4,584	3,676	\$356,909,072	\$30,562	\$135,524,798	\$492,464,432
Unclassified	159	2	\$1,852,951	\$253,050	\$890,054	\$2,996,055
Total	5,970	4,403	\$681,847,250	\$48,523,344	\$260,913,147	\$991,283,741

Source: Butte County 2012 Assessor's Data

Critical Facilities and Infrastructure

For purposes of this plan, a critical facility is defined as:

Any facility, including without limitation, a structure, infrastructure, property, equipment or service, that if adversely affected during a hazard event may result in severe consequences to public health and safety or interrupt essential services and operations for the community at any time before, during and after the hazard event.

This definition was refined by separating out three categories of critical facilities as further described in Section 4.3.1 of the base plan. These categories include At-Risk Populations, Essential Services, and Hazardous Materials Facilities.

An inventory of critical facilities in the City of Oroville from Butte County GIS is provided in Table D.3. Details of critical facility definition, type, name and address and jurisdiction by hazard zone are listed in Appendix E.

Table D.3. City of Oroville Critical Facilities: Summary Table

Category	Type	Facility Count
At Risk Population Facilities	Adult Day Care	2
	Adult Residential	10
	Day Care Center	11
	Family Day Care Home	7
	Foster Family Agency Sub	3
	Infant Center	3
	Residential Care / Elder	3
	School	12
	School-Age Day Care	2
Essential Services Facilities	Airport	1
	Bridge	28
	Building Permitting and Inspection	1
	Court	1
	Emergency Operations Center	1
	Fire Station	2
	Government Administration	1
	Helipad	2
	Hospital	1
	Jail	1
	Law Enforcement	3
	Public Health	1
	Public Records	1

Category	Type	Facility Count
	Wastewater Treatment Plant	2
Hazardous Materials Facilities	CUPA	143
	Total	242

Source: Butte County GIS

Natural Resources

Biological Resources

Biological communities in the City of Oroville Planning Area were significantly impacted beginning in the mid-1800s as the area was first hydraulically mined, and later dredged for gold, as well as developed for agriculture. Despite these human modifications to the natural environment, important biological resources continue to exist in and around Oroville.

Within the Planning Area, several regional parks and other protected public lands contain sensitive biological habitats (e.g. riparian, oak woodland and vernal pool) and may support State and federally listed species. These lands include the Thermalito Afterbay, Thermalito Forebay, Oroville Wildlife Area and other natural lands managed by the California Department of Fish and Game (DFG), California Department of Parks and Recreation (DPR) and the Feather River Recreation and Parks District. Although not in the Planning Area, nearby open space and wilderness areas such as the Plumas National Forest and North Table Mountain Wildlife Area provide important biological resources to the region. Wide-ranging wildlife species (e.g. blacktailed deer, osprey, golden eagle, bald eagle and numerous species of migratory birds) within these areas could migrate through or forage in the Planning Area. Important biological resources in the Planning Area are described in greater detail below.

Nine main types of biological communities occur in the Planning Area. These nine communities include:

- **Foothill Pine-Blue Oak Woodland.** Foothill pine-blue oak woodlands are scattered throughout the Planning Area but are concentrated in the eastern half of the Planning Area in a mostly rural setting, with extensive woodlands occurring around Lake Oroville.
- **Riparian Woodlands.** Riparian woodlands are common throughout the Planning Area and occur along portions of the Feather River, Thermalito Afterbay and Forebay, Thermalito Diversion Pool and along numerous perennial and ephemeral drainages in the eastern portion of the Planning Area. Riparian woodlands are also commonly associated with dredge tailings throughout the Planning Area.
- **Annual Grasslands.** Annual grasslands occur throughout the Planning Area. Large, open areas of annual grasslands occur primarily in the western half of the Planning Area and are typically grazing pastures for livestock. Annual grasslands also form the understory for foothill pine-blue oak woodland and occur on vacant parcels in developed areas.

-
- **Chaparral.** A small aggregation of chaparral occurs in the northern portion of the Planning Area on the south-facing slopes of South Table Mountain. Small scattered areas of chaparral are also present within the understory of woodlands throughout the Planning Area.
 - **Agricultural Lands.** Areas used for agriculture are scattered throughout the Planning Area. Row crops and rice fields occur predominantly in mostly flat areas in the northwest portion of the Planning Area along Highway 99. Within the Planning Area small olive groves occur on hillsides in the southeastern portion and citrus orchards in the southwest corner.
 - **Wetlands.** Wetlands are considered sensitive natural communities by several resource agencies and should be given special consideration in the Planning Area because they provide a variety of important ecological functions and essential habitat for wildlife resources. Natural wetland habitats are steadily declining compared to their historical distribution, as a result of land management practices and development activities. Four types of wetlands occur in the Planning Area.
 - **Vernal Pools.** Vernal pools occur primarily in the western half of the Planning Area and are concentrated in the areas shown on Figure D.2. The largest area of vernal pools is located north and south of Cottonwood Road between Highways 99 and 70; these pools are northern volcanic mud flow vernal pools. Vernal pools in the Planning Area occur within annual grasslands and represent a variety of pool types, including northern hardpan and northern volcanic mud flow pools. Vernal pools may occur as individual pools with discrete boundaries or be connected with other vernal pools via vernal swales to form a vernal pool complex. Vernal swales consist of vernal pools that occur within shallow, linear depressions.
 - **Drainages.** Perennial and ephemeral drainages occur throughout the Planning Area and are shown in Figure D.2. These drainages are typically associated with riparian habitat described above and may support patches of freshwater marsh. Primary drainages within the Planning Area include the Feather River, Cottonwood Creek, Little Cottonwood Creek, Wyman Ravine, Wyndotte Creek and the Western Canal.
 - **Freshwater Marsh.** Freshwater marsh occurs in the northwest portion of the Planning Area along the margins of flooded rice fields adjacent to Highway 99. Drainages and open water habitats in the Planning Area may also support patches of freshwater marsh.
 - **Reservoir.** The Thermalito Afterbay and Thermalito Forebay are large reservoirs located on the Feather River in the western portion of the Planning Area formed by earthen dams. The Thermalito Afterbay and Thermalito Forebay provide resting and foraging habitat for migratory waterfowl traveling along the Pacific Flyway. The Thermalito Afterbay is part of the larger Oroville Wildlife Area (shown on Figure D.2). The eastern portion of the preserve surrounding the Feather River contains numerous dredge tailings and borrows pits.

Figure D.2. Vernal Pools and Drainage Corridors in Oroville

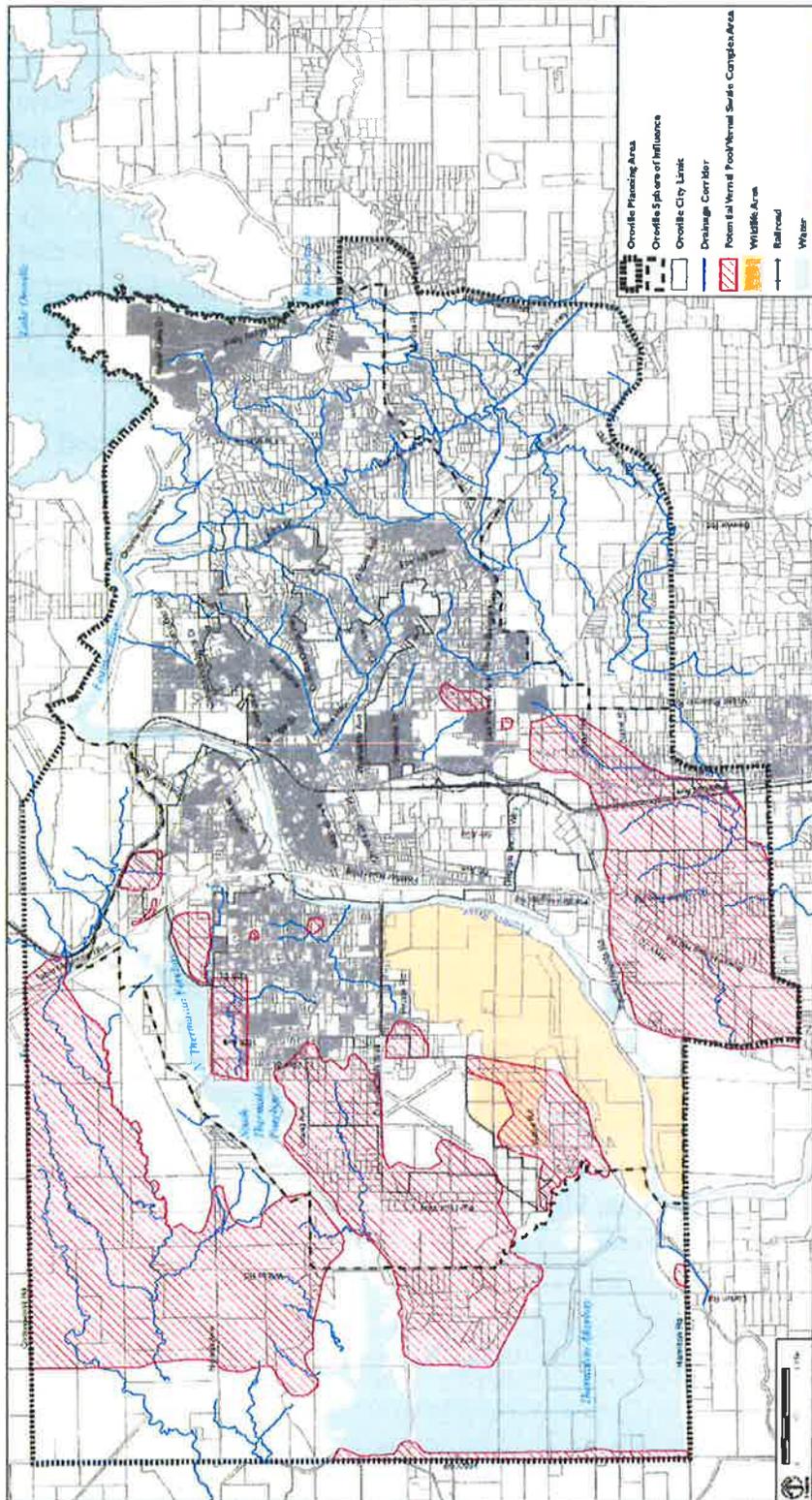


FIGURE D.2-1
VERNAL POOLS AND DRAINAGE CORRIDORS

Source: City of Oroville 2030 General Plan Open Space, Natural Resources, and Conservation Element

The distribution of biological communities in the Planning Area is closely associated with topography and hydrology. Some of the flat valley area supports agricultural lands, the hilly portions support most of the remaining grassland and woodland communities and stream corridors support riparian communities.

Special Status Species

Special-status species are plants and animals that are legally protected under the State and/or federal Endangered Species Act or other regulations, and species that are considered by the scientific community to be sufficiently rare to qualify for such listing. Special-status plants and animals are species in the following categories:

- Species that are candidates for possible future listing as threatened or endangered under the federal Endangered Species Act.
- Species listed or proposed for listing by the State of California as threatened or endangered under the California Endangered Species Act.
- Species that meet the definitions of rare or endangered under the California Environmental Quality Act.
- Plants listed as rare, plants about which more information is needed to determine their status, plants of limited distribution that may be included as special-status species on the basis of local significance or recent biological information, or plants considered to be “rare, threatened, or endangered in California,” under the California Native Plant Protection Act.
- Animals fully protected in California under the California Fish and Game Code.
- Animal species of special concern to the Department of Fish and Game.

Special-Status Plants in the City of Oroville

A total of 37 special-status plants have the potential to occur or are known to occur in the Planning Area. Of these 37 species, five species are federally and/or State listed: Hoover’s spurge (*Chamaesyce hooveri*), Butte County meadowfoam (*Limnanthes floccosa* ssp. *californica*), hairy Orcutt grass (*Orcuttia pilosa*), slender Orcutt grass (*Orcuttia tenuis*) and Greene’s tuctoria (*Tuctoria greenei*). Slender Orcutt grass has been reported twice within the Planning Area and Butte County meadowfoam has been reported on the western boundary of the Planning Area. The USFWS has designated critical habitat for Butte County meadowfoam in the northwestern portion of the Planning Area.

Special-Status Wildlife in the City of Oroville

A total of 13 State and/or federally listed and 19 non-listed special-status wildlife species are known to occur or have the potential to occur in the Planning Area based on a review of existing information and presence of suitable habitat. USFWS has designated critical habitat in the northwestern portion of the Planning Area for vernal pool fairy shrimp and vernal pool tadpole shrimp.

Special-Status Fish in the City of Oroville

Within the Planning Area, the Feather River and its tributaries provide habitat for fall/late fall and spring-run Chinook salmon, Central Valley steelhead, white sturgeon, green sturgeon and Pacific lamprey. Critical habitat for Central Valley steelhead and Central Valley spring-run Chinook salmon is designated in the Feather River from the confluence of the Yuba River upstream to Oroville Dam.

Historic and Cultural Resources

The City of Oroville has a stock of historically significant homes, public buildings, and landmarks. To inventory these resources, the HMPC collected information from a number of sources. The California Department of Parks and Recreation Office of Historic Preservation (OHP) was the primary source of information. The OHP is responsible for the administration of federally and state mandated historic preservation programs to further the identification, evaluation, registration, and protection of California's irreplaceable archaeological and historical resources. OHP administers the National Register of Historic Places, the California Register of Historical Resources, California Historical Landmarks, and the California Points of Historical Interest programs. Each program has different eligibility criteria and procedural requirements. These requirements are detailed in Section 4.3.1 of the base plan and are shown in Table D.4.

Table D.4. Historical Properties in the City of Oroville

Name (Landmark Plaque Number)	National Register	State Landmark	California Register	Point of Interest	Date Listed
Cherokee Townsite and Adjoining Spring Valley Mine (P557)				X	12/19/1980
Chinese Cemetery (P584)				X	3/1/1982
Chinese Temple (770)		X			1/31/1962
Discovery Site Of The Last Yahi Indian (809)		X			10/5/1965
Garrott's Saw Mill (P116)				X	6/6/1969
Jewish Cemetery (P585)				X	3/1/1982
Lee, Fong, Company (N1057)	X				3/11/1982
Long's Bar (P576)				X	12/21/1981
Lott Museum-Sank Park (P2)				X	8/5/1966
Old Chinese Cemetery (P413)				X	8/7/1975
Old Suspension Bridge (314)		X			7/12/1939
Oregon City (807)		X			6/28/1965
Oroville Carnegie Library (N2362)	X				5/8/2007
Oroville Cemetery (P583)				X	3/1/1982
Oroville Chinese Temple (N431)	X				7/30/1976
Oroville Commercial District (Old) (N1211)	X				7/28/1983

Name (Landmark Plaque Number)	National Register	State Landmark	California Register	Point of Interest	Date Listed
Oroville Inn (N1635)	X				9/13/1990
Oroville Odd Fellows Home Site, Bella Vista Hotel (P726)				X	8/17/1990
State Theatre (N1731)	X				9/13/1991
US Post Office--Oroville Main (N1321)	X				1/11/1985

Source: California Office of Historic Properties

The National Park Service administers two programs that recognize the importance of historic resources, specifically those pertaining to architecture and engineering. While inclusion in these programs does not give these structures any sort of protection, they are valuable historic assets.

The Historic American Buildings Survey (HABS) and Historic American Engineering Record (HAER) document America's architectural and engineering heritage. There is one HABS and HAER structures in the City of Oroville:

- Bidwell Bar Suspension Bridge & Stone Toll House, Near Lake Oroville (moved from fork of Feather River), Oroville vicinity, Butte, CA
- Bidwell Bar Suspension Bridge & Stone Toll House, Spanning Middle Fork of Feather, Oroville vicinity, Butte, CA

In addition, the City of Oroville 2030 General Plan Open Space, Natural Resources, and Conservation element details some of the prehistoric archaeological and historic resources. Some of these resources are located inside the city limits, while others are in the City Sphere of Influence (SOI).

Prehistoric and historic archaeological resources in the Planning Area include:

Native American habitation sites, temporary campsites, lithic reduction stations (stone tool making locations), milling stations, rock features and burial locations. To prevent possible looting and/or disturbance, the location of archaeological resources are not mapped.

A total of 33 sites with prehistoric components have been recorded within the City of Oroville SOI. Six of these sites contain historic components as well. The most common type of prehistoric site found in the City of Oroville SOI are milling stations at locations such as the Feather River Nature Center, followed by temporary campsites, habitation sites, burial locations and rock features. Two sites have known Native American burials.

Prehistoric sites are often found along major rivers in the Sacramento Valley, with their associated areas of high ground and natural levees. Prehistoric sites are also often found along the various creeks and minor drainages in the foothills of the Sierra Nevada Mountains and their adjacent interior valleys and grasslands. This

pattern applies to the City of Oroville SOI, where prehistoric sites tend to be located along the Feather River, its tributaries and smaller drainages. In particular, the banks of the Feather River and its tributaries in the Historic Downtown, Hammon, Western Pacific, Canyon Highlands, northern Oakvale and Kelly Ridge areas are very sensitive for prehistoric archaeological resources.

Historic archaeological site types in the SOI include abandoned transportation corridors and alignments, and remnants of activities associated with historic mining, settlement and agriculture. For the purposes of this General Plan, historic archaeological resources are distinguished from historic resources (the built environment) largely by condition. That is, resources that are still functional (roads that are traveled, ditches carrying water, standing structures) are considered part of the built environment. The remnants of these structures are considered archaeological resources. Historic archaeological sensitivity is considered particularly high along the banks of the Feather River in the Historic Downtown, Hammon, Western Pacific, Kelly Ridge, Oroville Dam Area, Oro Bangor, Foothills and Oakvale areas.

Growth and Development Trends

Approximately every four years, the Butte County Association of Governments (BCAG) prepares long-term regional growth forecasts of housing, population, and employment for the Butte County area. The forecasts have been developed by BCAG in consultation with its Planning Directors Group which consists of representatives from each of BCAG’s local jurisdiction members and the Butte Local Agency Formation Commission. A low, medium, and high scenario has been developed for each forecast of housing, population, and employment. The medium scenario for the City is shown in Table D.5.

Table D.5. Population Growth Projection

Jurisdiction	2010	2015	2020	2025	2030	2035	Percentage Change 2010-2035
Oroville	14,687	16,755	20,063	24,359	26,921	29,770	103%

Source: Butte County Association of Governments, Regional Growth Projections 2006–2030

Development since 2007 Plan

A discussion of development since the previous 2007 plan can be found in Section 4.3.1 of the base plan.

D.5.2 Priority Hazards: Vulnerability Assessment

This section provides the vulnerability assessment, including any quantifiable loss estimates, for those hazards identified above in Table D.1 as high or medium significance hazards. Impacts of past events and vulnerability of the City to specific hazards are further discussed below (see

Section 4.1 Hazard Identification for more detailed information about these hazards and their impacts on the Butte County planning area). Methodologies for calculating loss estimates are the same as those described in Section 4.3 of the base plan. In general, the most vulnerable structures are those located within the floodplain or within levee and dam inundation areas, unreinforced masonry buildings, and buildings built prior to the introduction of modern building codes.

An estimate of the vulnerability of the City to each identified hazard, in addition to the estimate of risk of future occurrence, is provided in each of the hazard-specific sections that follow. Vulnerability is measured in general, qualitative terms and is a summary of the potential impact based on past occurrences, spatial extent, and damage and casualty potential. It is categorized into the following classifications:

- **Extremely Low**—The occurrence and potential cost of damage to life and property is very minimal to nonexistent.
- **Low**—Minimal potential impact. The occurrence and potential cost of damage to life and property is minimal.
- **Medium**—Moderate potential impact. This ranking carries a moderate threat level to the general population and/or built environment. Here the potential damage is more isolated and less costly than a more widespread disaster.
- **High**—Widespread potential impact. This ranking carries a high threat to the general population and/or built environment. The potential for damage is widespread. Hazards in this category may have occurred in the past.
- **Extremely High**—Very widespread with catastrophic impact.

Dam Failure

Vulnerability to Dam Failure

Likelihood of Future Occurrence—Unlikely

Vulnerability—Extremely High

The Oroville Dam sits east of Oroville's City Center, nestled at the mouth of the Feather River Canyon. At 770 feet tall and 6,920 feet long, the Oroville Dam is one of the 20 largest dams in the world and impounds the second largest reservoir in California. Lake Oroville has a capacity of 3.5 million acre feet and is the principal water storage facility of the State Water Project (SWP). Currently, the Department of Water Resources is undergoing contract renewal for the Oroville Dam facility with the Federal Energy Regulatory Commission (FERC), the City of Oroville and Butte County.

Failure of the Oroville Dam could result in release of water held behind the dam, and inundation of much of the city and surrounding area. A major seismic event would be the most likely cause of dam failure. A number of geologic faults have been mapped in the Oroville area which could cause a seismic event.

Landslides around the reservoir rim have occurred since Lake Oroville has been in operation. These landslides are not considered to pose a threat to the freeboard of the dam or the safety of the public.

Values at Risk

GIS was used to determine the possible impacts of flooding from dam failure within the City of Oroville. The methodology described in Section 4.3.3 of the base plan was followed in determining structures and values at risk to a dam failure event. The results of this analysis are shown in Table D.6. Losses from an Oroville Dam failure would cause in excess of \$236 million in damages to the City.

Table D.6. City of Oroville – Assets at Risk to Dam Inundation from Oroville Dam

Jurisdiction	Total Parcels	Affected Parcels	Affected Improved Value	Affected Other Value	Affected Content Value	Loss Estimate (20% of Total)	% of Affected Parcels to Total
Oroville	5,970	3,930	\$604,092,938	\$47,985,074	\$529,149,984	\$236,245,599	66%

Source: Butte County 2012 Assessor's Data, Butte County GIS

Population at Risk

GIS analysis was performed to determine population in the dam inundation area. Using GIS, the Oroville Dam inundation zone was overlaid on the improved residential parcel data. Those parcel centroids that intersect the dam inundation area were counted and multiplied by the 2010 Census Bureau average household factors for each jurisdiction and unincorporated area. According to this analysis, there are 8,375 residents in the City of Oroville at risk to the Oroville Dam inundation zone. This is shown in Table D.7.

Table D.7. City of Oroville - Population in the Oroville Dam Inundation Area

Jurisdiction	Residential Parcels	Population
Oroville	3,221	8,375

Source: Butte County GIS, US Census Bureau

Critical Facilities at Risk

Dam inundation analysis was performed on the critical facility inventory in the City of Oroville. GIS was used to determine whether the facility locations intersect a dam inundation zone. 230 critical facilities in the City of Oroville are located in the dam inundation area. Table D.8 shows the total number of critical facilities at risk to dam failure in the planning area. Details of critical facility definition, type, name and address within the inundation area are listed in Appendix E.

Table D.8. City of Oroville – Critical Facilities at Risk to Dam Failure

Category	Type	Facility Count
At Risk Population Facilities	School	11
	Residential Care / Elder	2
	Infant Center	2
	Foster Family Agency Sub	3
	Family Day Care Home	6
	Day Care Center	9
	Adult Residential	10
	Adult Day Care	2
	School-Age Day Care	1
Essential Services Facilities	Airport	1
	Court	1
	Bridge	26
	Building Permitting and Inspection	1
	Emergency Operations Center	1
	Fire Station	2
	Government Administration	1
	Helipad	2
	Hospital	1
	Jail	1
	Law Enforcement	3
	Public Health	1
	Public Records	1
Wastewater Treatment Plant	2	
Hazardous Materials Facilities	CUPA	140
	Total	230

Source: Butte County GIS

Development Trends

Although new growth and development corridors would fall in the area flooded by a dam failure, given the small chance of total dam failure and the large area that a dam failure would affect, development in the dam inundation area will continue to occur.

Drought & Water Shortage

Vulnerability to Drought & Water Shortage

Likelihood of Future Occurrence—Likely

Vulnerability—Medium

Drought is different than many of the other natural hazards in that it is not a distinct event and usually has a slow onset. Drought can severely impact a region both physically and economically. Drought affects different sectors in different ways and with varying intensities. Adequate water is the most critical issue and is critical for manufacturing, tourism, recreation, and commercial and domestic use. As the population in the area continues to grow, so will the demand for water.

Based on historical information, the occurrence of drought in California, including the City of Oroville, is cyclical, driven by weather patterns. Drought has occurred in the past and will occur in the future. Periods of actual drought with adverse impacts can vary in duration, and the period between droughts is often extended. Although an area may be under an extended dry period, determining when it becomes a drought is based on impacts to individual water users. The vulnerability of the City of Oroville to drought is City-wide, but impacts may vary and include reduction in water supply and an increase in dry fuels. The increased dry fuels result in an increased fire danger. Areas of Oroville are in the foothill interface and become more susceptible to wildfire as drought conditions increase. Residents of these areas are often times dependent upon ground water (water wells), as these water wells begin to fail the ability of the residents to water landscaping decreases, fire fuel loads increase.

The most significant qualitative impacts associated with drought in the planning area are those related to water intensive activities such as wildfire protection, municipal usage, commerce, tourism, and recreation. Voluntary conservation measures are typically implemented during extended droughts. A reduction of electric power generation and water quality deterioration are also potential problems. Drought conditions can also cause soil to compact and not absorb water well, potentially making an area more susceptible to flooding.

Future Development

As the population in the area continues to grow, so will the demand for water. Water shortages in the future may be worsened by drought. Increased planning will be needed to account for population growth and increased water demands.

Earthquakes

Vulnerability to Earthquakes

Likelihood of Future Occurrence—Occasional

Vulnerability—Medium

One seismically active fault, the Cleveland Hills Fault, is located within the Oroville Planning Area, about six miles southeast of Oroville. This fault is classified as an Alquist-Priolo Special Studies Zone, to which special development regulations apply. Seismic activity associated with the Cleveland Hills Fault resulted in a 5.7 magnitude earthquake in August 1975; studies

estimate a maximum credible earthquake of 6.5 to 6.7 on the Richter Scale could occur on this fault in the future.

Other mapped, active faults in the wider region, outside of Butte County, have the potential to generate seismic activity that could be felt in Oroville. These include:

- The Midland-Schweitzer Fault, an approximately 80 mile long fault found about 60 miles southwest of Oroville.
- The northern section of the 350-mile long San Andreas Fault, located about 115 miles west of Oroville.
- The Hayward-Calaveras Fault complex in the San Francisco Bay Area, located approximately 120 miles southwest of Oroville.
- The Russell Fault, located about 70 miles east of Oroville, which was associated with a major earthquake of up to magnitude 6.5 in 1966.
- The Last Chance-Honey Lake Fault, located along the California/Nevada border to the east of Oroville.
- The Willows fault is located about 30 miles west of the Oroville, and the Coast Ranges thrust zone is located about 60 miles west of the City.

In addition to mapped known faults, there are a large number of other faults within Butte County and in neighboring areas that could be considered potentially active, based on criteria developed by the California Department of Mines and Geology. Within Butte County, faults that are considered by some geologists to be potentially active include the Big Bend fault, which is thought to be capable of generating an earthquake of up to magnitude 7.0 in Butte County; the Foothill shear zone, which extends into southern Butte County, and the Chico monocline fault, which could produce an earthquake of up to magnitude 7.0, having the most significant impacts in the Chico area but which could also severely affect other parts of the county, including Oroville.

The 2007 plan contained a Hazus (FEMA's loss estimation software) earthquake scenario. For that Hazus Analysis scenario, a magnitude 5.7 earthquake on the Cleveland Fault (Foothills Fault System) with an epicenter at 39.43 Latitude, -121.55 Longitudes and 8.42 miles below the surface was simulated replicating the historical 8:20 pm 1975 earthquake. Results from the 2007 Hazus run are shown in Table D.9.

Table D.9. City of Oroville Hazus Results: 2007 Hazus Analysis

Scenario: Cleveland Fault (Foothills Fault System) Earthquake 5.7	
Direct Economic Loss Estimates (thousands of \$)	
Structural Damage	\$71.08
Non-Structural Damage	\$182.05
Total Loss	\$253.13
Bridge Functionality	

Scenario: Cleveland Fault (Foothills Fault System) Earthquake 5.7	
Day 1	99.9
Day 3	99.9
Day 7	99.9
Day 14	99.9
Bridge Damage	
None	1.000
Slight	0.000
Moderate	0.000
Extensive	0.000
Completely Destroyed	0.000
Fire Station Functionality	
Day 1	99.7
Day 3	99.7
Day 7	99.9
Day 14	99.9
Fire Station Structural Damage	
None	0.998
Slight	0.002
Moderate	0.000
Extensive	0.000
Completely Destroyed	0.000
Police Station Functionality	
Day 1	99.7
Day 3	99.7
Day 7	99.9
Day 14	99.9
Police Station Structural Damage	
None	0.998
Slight	0.002
Moderate	0.000
Extensive	0.000
Completely Destroyed	0.000
Commercial Casualties for Evening Event	
Medical Aid	0.085
Hospital Treatment	0.006
Life-Threatening Severity	0.000
Death	0.000
Commuting Casualties for Evening Event	

Scenario: Cleveland Fault (Foothills Fault System) Earthquake 5.7	
Medical Aid	0.000
Hospital Treatment	0.000
Life-Threatening Severity	0.000
Death	0.000
Educational Casualties for Evening Event	
Medical Aid	0.000
Hospital Treatment	0.000
Life-Threatening Severity	0.000
Death	0.000
Hotels Casualties for Evening Event	
Medical Aid	0.000
Hospital Treatment	0.000
Life-Threatening Severity	0.000
Death	0.000
Industrial Casualties for Evening Event	
Medical Aid	0.003
Hospital Treatment	0.000
Life-Threatening Severity	0.000
Death	0.000
Other Residential Casualties for Evening Event	
Medical Aid	0.072
Hospital Treatment	0.005
Life-Threatening Severity	0.000
Death	0.000
Single Family Casualties for Evening Event	
Medical Aid	0.015
Hospital Treatment	0.000
Life-Threatening Severity	0.000
Death	0.000
Total Casualties for Evening Event	
Medical Aid	0.175
Hospital Treatment	0.011
Life-Threatening Severity	0.000
Death	0.000

Source: Hazus, 2007 Butte County Multi-Hazard Mitigation Plan

Future Development

The City enforces the state building code, which mandates construction techniques that minimize seismic hazards. Future development in the City is subject to these building codes.

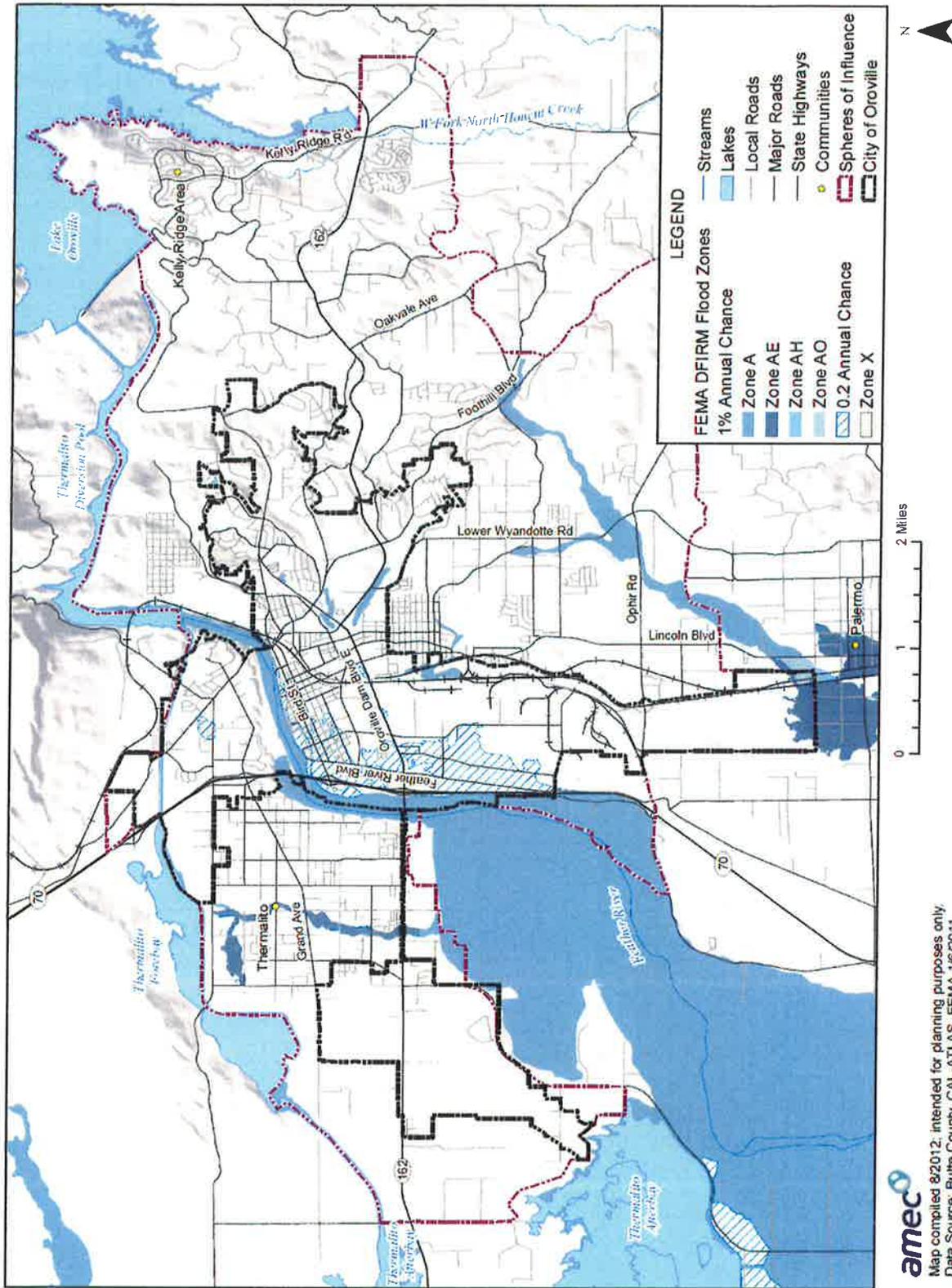
Floods: 100/500 year

Vulnerability to Floods: 100/500 year

**Likelihood of Future Occurrence—Occasional/Unlikely
Vulnerability—High**

The City of Oroville has properties located in the 100 (1% chance) year and 500 (0.2% chance) year flood zone as defined by the Federal Emergency Management Agency (FEMA). This is seen in Figure D.3. These areas would be much larger if the City was not protected by the Oroville Dam.

Figure D.3. City of Oroville DFIRM and Critical Facilities



amec
Map compiled 8/2012; intended for planning purposes only.
Data Source: Butte County, CAL-ATLAS, FEMA 1/6/2011

Values at Risk

GIS was used to determine the possible impacts of flooding within the City of Oroville. The methodology described in Section 4.3.7 of the base plan was followed in determining structures and values at risk to the 1% and 0.2% annual chance flood event. Analysis was done for each watershed in the Butte County Planning Area grouped by 1% and 0.2% annual chance flood zone and showing total improved acres as well as flooded acres for each category. The City of Oroville falls in the Feather River/Lower Honcut Creek watersheds. These are shown by land use type in Table D.10. It is to be noted that for this analysis that the improved values and the other values were summed together and are all represented in the improved value column to simplify the tables.

Table D.10. City of Oroville –Feather River/Lower Honcut Creek Watershed– Count and Structure Value of Improved Parcels by Land Use in Floodplain Zones

Flood Zone	Land Use	Improved Total Acres	Improved Flooded Acres	Improved Parcel Count	Improved Value	Improved Other Value	Total Value
Zone A	Commercial	17	14	21	\$8,079,064	\$472,262	\$8,551,326
	Residential	11	7	12	\$4,003,299	\$0	\$4,003,299
Total		28	22	33	\$12,082,363	\$472,262	\$12,554,625
0.2% Annual Chance	Commercial	154	130	90	\$35,166,542	\$2,594,676	\$37,761,218
	Industrial	20	19	13	\$4,682,743	\$183,000	\$4,865,743
	Residential	66	63	340	\$25,616,598	\$0	\$25,616,598
Total		240	213	443	\$65,465,883	\$2,777,676	\$68,243,559
Zone X	Agriculture	11	0	2	\$4,731	\$0	\$4,731
	Commercial	526	0	545	\$247,384,274	\$14,070,334	\$261,454,608
	Industrial	353	0	54	\$27,767,873	\$30,912,410	\$58,680,283
	Residential	1,334	0	3,324	\$327,289,175	\$30,562	\$327,319,737
	Unclassified	12	0	2	\$1,852,951	\$253,050	\$2,106,001
Total		2,236	0	3,927	\$604,299,004	\$45,266,356	\$649,565,360
Oroville Grand Total		2,504	235	4,403	\$681,847,260	\$48,516,294	\$730,363,544

Source: Butte County 2012 Assessor's Data; Butte County DFIRM, January 2011

Table D.11 shows City of Oroville loss estimates and shows improved values at risk by FEMA 1% and 0.2% annual chance flood zones.

Table D.11. City of Oroville – 1% and 0.2% Annual Chance Flood Loss by Watershed

Flood Zone	Improved Parcel Count	Improved Value	Estimated Content Value	Total Value	Loss Estimate (20% of Total)
Oroville – Feather River/Lower Honcut Creek Watershed					
1% Annual Chance	33	\$12,554,625	\$10,552,976	\$23,107,601	\$4,621,520
0.2% Annual Chance	443	\$68,243,559	\$57,868,132	\$126,111,691	\$25,222,338
Total	476	\$80,798,184	\$68,421,108	\$149,219,292	\$29,843,858

Source: FEMA, Butte County 2012 Assessor's Data

Contents replacement value is estimated as a percent of structure replacement value: Agriculture – 100%; Commercial – 100%; Industrial – 150%; Residential – 50%; Unclassified – 50%

For this table the improved values and other values have been combined are represented in improved value totaled together.

Population at Risk

A separate analysis was performed to determine population in flood zones. GIS analysis was performed to determine population in the flood zones. Using GIS, the Butte County DFIRM layer was overlaid on the improved residential parcel data. Those parcel centroids that intersect the flood zones were counted and multiplied by the 2010 Census Bureau average household factors for each jurisdiction and unincorporated area (see Table D.12). According to this analysis, there is a total residential population of 86 in the 1% annual chance floodplain and 1,126 in the 0.2% annual chance floodplain.

Table D.12. City of Oroville – Population at Risk to the 1% and 0.2% Annual Chance Floods

Jurisdiction	1% Annual Chance		0.2% Annual Chance	
	Improved Residential Parcels	Population	Improved Residential Parcels	Population
Oroville	33	86	433	1,126

Source: DFIRM, US Census Bureau, Butte County 2012 Assessor's Data

Critical Facilities at Risk

A separate analysis was performed on the critical facility inventory in Butte County and all jurisdictions by Flood Zone. GIS was used to determine whether the facility locations intersects a DFIRM flood hazard areas, and if so, which zone it intersects. Table D.13 shows the facilities in the City of Oroville in the 1% and 0.2% annual chance floodplain. Details of critical facility definition, type, name and address and jurisdiction by flood zone are listed in Appendix E

Table D.13. City of Oroville Critical Facilities in the Floodplain

Flood	Category	Type	Facility Count
Zone A	Essential Services Facilities	Bridge	6
	Hazardous Materials Facilities	CUPA	8
	Total		14
Zone AE	Essential Services Facilities	Bridge	1
	Total		1
Zone AH	Essential Services Facilities	Bridge	1
	Total		1
Zone AO	At Risk Population Facilities	Day Care Center	1
	At Risk Population Facilities	Family Day Care Home	1
	At Risk Population Facilities	School	1
	Essential Services Facilities	Bridge	10
	Hazardous Materials Facilities	CUPA	20
Total		33	
0.2% Annual Chance	At Risk Population Facilities	Adult Day Care	1
	At Risk Population Facilities	Adult Residential	3
	At Risk Population Facilities	Day Care Center	1
	At Risk Population Facilities	Foster Family Agency Sub	1
	At Risk Population Facilities	School-Age Day Care	1
	Essential Services Facilities	Bridge	1
	Hazardous Materials Facilities	CUPA	19
Total		27	
Grand Total			42

Source: Butte County GIS

Insurance Coverage, Claims Paid, and Repetitive Losses

The City of Oroville joined the National Flood Insurance Program (NFIP) on September 24, 1984. The City does not participate in the CRS program. NFIP data indicates that as of March 31, 2012, there were 37 flood insurance policies in force in the City with \$8,860,600 of coverage. There have been 20 historical claims for flood losses totaling \$396,150. NFIP data further indicates that there are no repetitive loss (RL) buildings in the City.

Future Development

No development is occurring in the floodway. However development may occur in specific flood zones. This development must meet specific criteria as outlined on the Flood Insurance Rate Map for that particular area. These maps are available on the Butte County Website. Map 06007C0795E located on the Butte County website contains additional information regarding the floodplain for the downtown Oroville area.

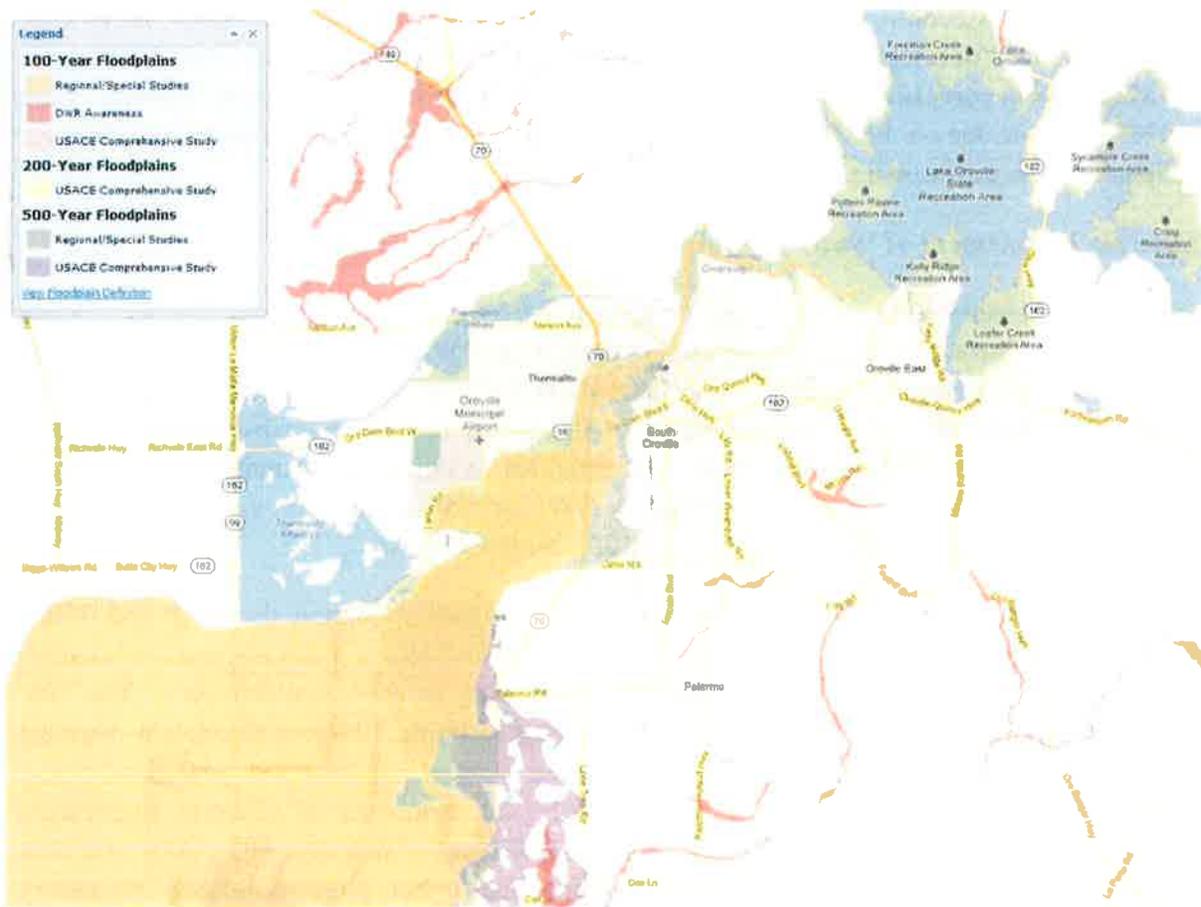
California Department of Water Resources Best Available Maps (BAM)

The FEMA regulatory maps provide just one perspective on flood risks in Sutter County. Senate Bill 5 (SB 5), enacted in 2007, authorized the California DWR to develop the Best Available Maps (BAM) displaying 100- and 200-year floodplains for areas located within the Sacramento-San Joaquin (SAC-SJ) Valley watershed. SB 5 requires that these maps contain the best available information on flood hazards and be provided to cities and counties in the SAC-SJ Valley watershed. This effort was completed by DWR in 2008. DWR has expanded the BAM to cover all counties in the State and to include 500-year floodplains.

Different than the FEMA DFIRMs which have been prepared to support the NFIP and reflect only the 100-year event risk, the BAMs are provided for informational purposes and are intended to reflect current 100-, 200-, and 500-year event risks using the best available data. The 100-year floodplain limits on the BAM are a composite of multiple 100-year floodplain mapping sources. It is intended to show all currently identified areas at risk for a 100-year flood event, including FEMA's 100-year floodplains. The BAM are comprised of different engineering studies performed by FEMA, Corps, and DWR for assessment of potential 100-, 200-, and 500-year floodplain areas. These studies are used for different planning and/or regulatory applications. They are for the same flood frequency, however, they may use varied analytical and quality control criteria depending on the study type requirements.

The value in the BAMs is that they provide a bigger picture view of potential flood risk to the City than that provided in the FEMA DFIRMS. This provides the community and residents with an additional tool for understanding potential flood hazards not currently mapped as a regulated floodplain. Improved awareness of flood risk can reduce exposure to flooding for new structures and promote increased protection for existing development. Informed land use planning will also assist in identifying levee maintenance needs and levels of protection. By including the FEMA 100-year floodplain, it also supports identification of the need and requirement for flood insurance. Figure D.4 shows the BAM for the City of Oroville.

Figure D.4. City of Oroville Best Available Map



Source: California DWR

Floods: Localized Stormwater

Vulnerability to Floods: Localized Stormwater

**Likelihood of Future Occurrence—Likely
Vulnerability—Medium**

There are two primary sources of stormwater runoff that are of concern to the City: regional runoff, which originates outside the City, and runoff from properties located inside the City. Regional runoff has historically posed the greatest threat of flooding to properties in the City; however, flood control facilities such as Oroville Dam have minimized this threat considerably. As a result, the more immediate concern for the City is the collection, conveyance, and discharge of stormwater from properties within the City.

Localized flooding remains an issue which regulatory agencies, the City, and Butte County are seeking to address, in part through tracking of localized flood hazard areas. The County tracks

localized flooding areas. Affected localized flood areas identified by the County in the City of Oroville are summarized in Table D.14.

Table D.14. City of Oroville - Road List of Problem Area Reoccurrences

Road No.	Road Name	Flooding	Washouts	High Water / Creek Crossing	Landslides / Mudslides	Debris	Downed Trees	Other
16505-M	Alice Ave.	X						
44605-A	Bald Rock Rd.						X	
25665-A	Black Bart Rd.				X			
29483	Cherokee Rd.				X		X	
15665-A	Darby Rd.			X				
21571, 21574 & 21581	Foothill Blvd.						X	
27581-1&2, 29745-D	Forbestown Rd.				X	X		
27595-A	Hurelton Rd.	X						
29515-G & 29511	Long Bar Rd.						X	
16505-K & 16515-D	Louis Ave.	X						
27672 & 40805-A	Lumpkin Rd.				X			
37505-A	Oregon Gulch Rd.						X	
16505-C	Railroad Ave.	X						
27625-A	Stringtown Rd.	X					X	
44665-A	Zink Rd.						X	

Source: Butte County Office of Emergency Management

Future Development

Future development in the City will add more impervious surfaces and need to drain those waters. The City has addressed localized flooding in the past, and will continue those efforts in the future through stormwater master planning efforts as well as through requirements for new development.

Hazardous Materials Incidents: Transportation

Vulnerability to Hazardous Materials Incidents: Transportation

Likelihood of Future Occurrence—Occasional

Vulnerability—Medium

The transportation of hazardous wastes creates a risk of spillage or other release that could injure persons or damage structures on lands near transportation routes. The transport of hazardous cargo occurs through Oroville along State Route (SR) 99 and 162, and the Union Pacific Railroad (UPRR). A wide range of hazardous cargo is regularly transported along these routes. Types of hazardous cargo regularly transported out of, into, and through Oroville by freeway or railroad include flammable liquids, corrosive materials, compressed and/or poisonous gases, explosives, flammable solids, and irritating materials.

Population at Risk

To determine the populations at risk from a transportation-related hazardous materials release within identified transportation corridors, an analysis was performed using GIS. A one mile buffer was applied to both sides of Highways 32, 70, 99, 149, 162 and 191 and the Union Pacific Railroads, creating a two mile buffer zone around each corridor. The buffer distance was based on guidelines in the U.S. Department of Transportation's Emergency Response Guidebook that suggest distances useful to protect people from vapors resulting from spills involving dangerous goods considered toxic if inhaled.

In Table D.15, each buffered transportation corridor was intersected with the residential parcels. It is important to note that populations associated with commercial, industrial and other property types may also be affected by a hazardous materials release, but no census/population data is associated with these property types and are therefore excluded from this analysis.

Table D.15. City of Oroville – Population at Risk in Haz Mat Corridors

Jurisdiction	Residential Parcels	Population
Oroville	3,606	9,376

Source: Butte County GIS, US Census Bureau

Future Development

Development will continue to happen within hazardous materials transportation zones. Those who choose to develop in these areas should be made aware of the risks associated with living within a hazardous materials transportation route.

Levee Failure

Vulnerability to Levee Failure

Likelihood of Future Occurrence—Unlikely

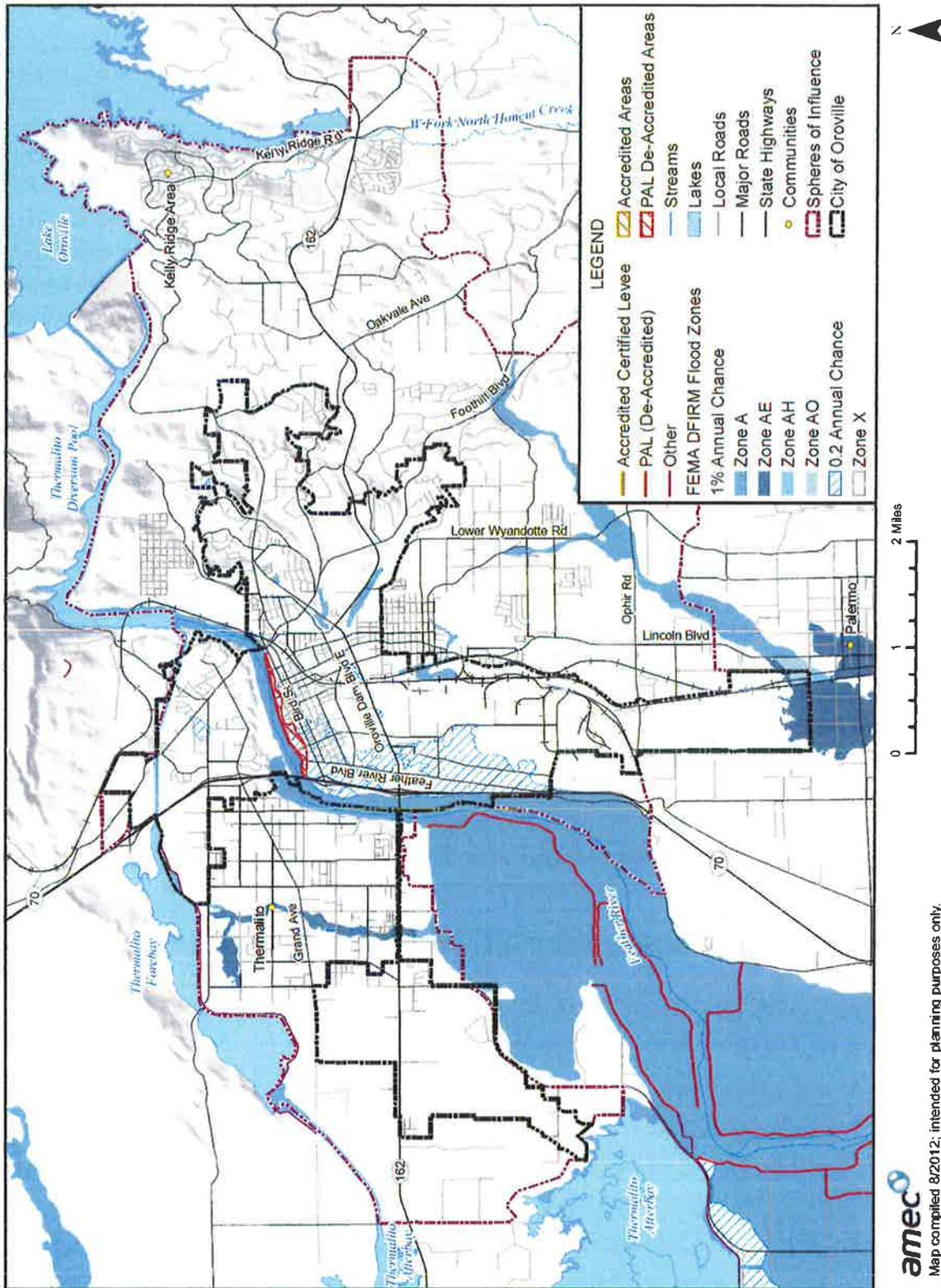
Vulnerability—High

Generally, levees fail due to overtopping or collapse. A catastrophic levee failure resulting from collapse probably will occur very quickly with relatively little warning. Such a failure would occur where the levee is saturated and the high hydrostatic water pressure on the river side, coupled with erosion of the levee from high water flows or an inherent defect in the levee that causes an almost instant collapse of a portion of the levee. Under such circumstances, structures located relatively near the break will suffer immediate and extensive damage. Several hundred yards away from the break the energy of the flood waters will be dispersed sufficiently to reduce, but not eliminate, flooding damage to structures in its path. The flood water will flow in a relatively shallow path toward any low point in the affected area. Flood water will collect in these low areas and the levels will rise as the flow continues. When the rivers are high, it is not possible to close or repair a levee break until the water surface in the river and the flooded area equalize.

Figure 4.77 shows the fully accredited levee segment and the provisionally accredited levee segments that provide protection to areas with improved parcels. The two de-accredited levee segments affect the areas of Oroville and the Unincorporated County, but are no longer considered as providing 100-year level of flood protection, since their PAL agreements have expired. As previously described in the flood analysis in the base plan, when the regulatory DFIRMs were issued, the Butte County Planning Area benefited from multiple PAL agreements being in place and recognized those areas behind the PAL levees as being protected from 100-year flood. If these areas are not officially certified and accredited before the next DFIRM mapping update, the affected parcels will be remapped into a Special Flood Hazard Area (SFHA). In the Feather River/Lower Honcut Creek Watershed, 32 improved parcels in the City of Oroville valued at \$1,538,283 will be remapped into the SFHA.

There are 7,932 parcels with a structure value of \$1.2 billion in the levee protected zone in Butte County, as shown in Tables 4.79 and 4.80. The extent and depth of actual flooding and associated damage will vary depending on the nature of levee break. Table 4.81 shows levee protected areas by land use type in the unincorporated County.

Figure D.5. City of Oroville – Areas Protected by Levee



Map compiled 8/2012; intended for planning purposes only.
Data Source: Butte County, CAL-ATLAS, FEMA 1/6/2011,
Michael Baker Jr., Inc

Table D.16. City of Oroville – Values in the Area Protected by Levee

Flood Zone	Land Use	Improved Total Acres	Improved Flooded Acres	Improved Parcel Count	Improved Value	Total Value
0.2% Annual Chance	Commercial	0.2	0.08	1	\$76,791	\$76,791
0.2% Annual Chance	Industrial	0.2	0.2	1	\$22,192	\$22,192
0.2% Annual Chance	Residential	8	7	30	\$1,439,300	\$1,439,300
	Total	9	8	32	\$1,538,283	\$1,538,283

Source: FEMA DFIRM, Butte County 2012 Assessor's Data

Population at Risk

A separate analysis was performed to determine population in the levee protected area. Using GIS, the levee protected areas were overlaid on the improved residential parcel data. Those parcel centroids that intersect the levee protected area were counted and multiplied by the 2010 Census Bureau average household factors for each jurisdiction and unincorporated area. Results were tabulated by jurisdiction (see Table D.17). According to this analysis, there is a total population of 78 residents in the levee protected areas.

Table D.17. City of Oroville - Area Protected by Levee from the 1% Annual Chance Flood – Improved Residential Parcels and Population

Jurisdiction	Improved Residential Parcels	Population
Oroville	8	78

Source: DFIRM, US Census Bureau, Butte County 2012 Assessor's Data

Critical Facilities at Risk

In addition to flood analysis a separate analysis was performed on the critical facility inventory in Butte County and all jurisdictions by Levee Accreditation. GIS was used to determine whether the facility locations intersects an Accredited or De-Accredited PAL (Provisional Accredited Levee) within the DFIRM flood hazard layer, and if so, which accreditation it intersects. There are no critical facilities in the levee protected area of the City.

Future Development

Various developments will continue in these areas due to the proximity of the levee to the downtown area of Oroville. Any development however must meet the standards as defined in the building codes and as determined by the zoning codes of the City of Oroville.

Severe Weather: Extreme Heat

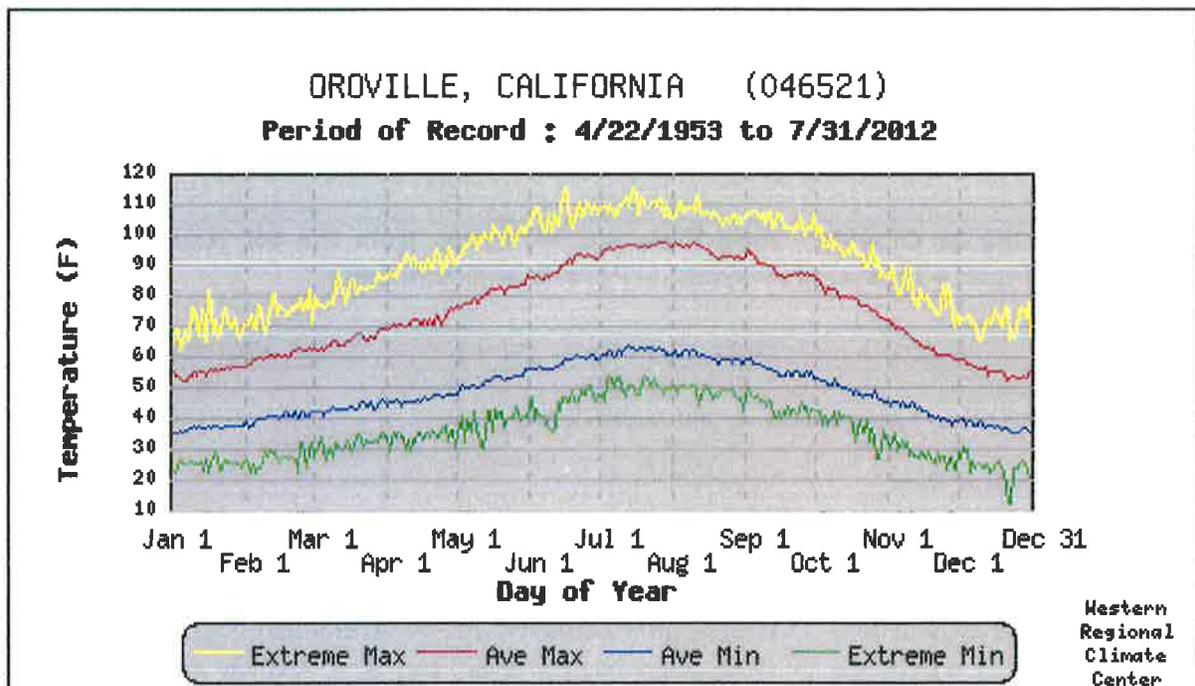
Vulnerability to Extreme Heat

Likelihood of Future Occurrence—Likely

Vulnerability—Medium

The City experiences temperatures in excess of 100 degrees during the summer and fall months. The temperature moves to 105-115°F in rather extreme situations (see Figure D.6 for the Oroville station). Many months see a high number of days where daily high temperatures exceed 90°F (see Table D.18). Generally, people who live and work in this weather are prepared to cope with the extremes in that they dress appropriately and stay in air conditioned buildings during the peak temperature periods of the day.

Figure D.6. Daily Temperatures Averages and Extremes for the City of Oroville



Source: Western Regional Climate Center, City of Oroville Experiment Station.

Table D.18. Record High Temperatures in the City of Oroville

Month	Temperature	Date	Month	Temperature	Date
January	82°	1/16/2009	July	115°	7/15/1972
February	82°	2/28/1985	August	113°	8/11/1971
March	88°	3/28/1955	September	108°	9/11/1953
April	96°	4/27/2004	October	102°	10/2/2001
May	104°	5/31/2001	November	90°	11/2/1967
June	115°	6/16/1961	December	76°	12/27/1967

Source: Western Regional Climate Center, City of Oroville Experiment Station.

Health impacts are the primary concern with this hazard, though economic impacts are also an issue. The elderly and individuals below the poverty level are the most vulnerable to extreme temperatures. Nursing homes and elder care facilities are especially vulnerable to extreme heat events if power outages occur and air conditioning is not available. In addition, individuals below the poverty level may be at increased risk to extreme heat if use of air conditioning is not affordable. This is especially true of homeless people and the transient population.

Reliance on air conditioning causes a strain on the electrical energy in the City. Occasionally peak demands outweigh supply and a condition known as brown-out occurs. This is an extremely dangerous situation for electrical equipment as it operates without the needed electricity causing damage to the systems. Days of extreme heat have been known to result in medical emergencies, civil unrest, and unpredictable human behavior. Periods of extended heat and dryness (droughts) can have major economic, agricultural, and water resources impacts.

Future Development

Vulnerability to extreme heat will increase as the average age of the population in each county shifts. Greater numbers of future senior citizens will result from the large number of baby boomers in the planning area. The elderly are more at risk to the affects of extreme heat, especially those without proper air conditioning. However, many of the residents of the City are accustomed to living with extreme heat and take precautions to guard against the threat of extreme heat.

Severe Weather: Freeze and Winter Storm

Vulnerability to Freeze and Winter Storm

Likelihood of Future Occurrence—Likely
Vulnerability—Medium

The City experiences temperatures below 32 degrees during the winter months. The temperature moves to the teens in rather extreme situations (see Figure D.6 in the extreme heat section for the Marysville station). Many months see a high number of days where daily low temperatures fall

below 32°F (see Table D.19). Generally, people who live and work in this weather are prepared to cope with the extremes in that they dress appropriately.

Table D.19. Extreme Low Temperatures in the City of Oroville

Month	Temperature	Date	Month	Temperature	Date
January	22°	1/2/1960	July	45°	7/3/2010
February	22°	2/3/1957	August	42°	8/31/1995
March	26°	3/6/1956	September	40°	9/16/1987
April	29°	4/7/1955	October	27°	10/27/2010
May	30°	5/12/1999	November	23°	11/26/2010
June	35°	6/11/1995	December	12°	12/22/1990

Source: Western Regional Climate Center, Oroville Station

Limited data on freeze impacts in the City was available during the development of this hazard’s vulnerability. Freeze normally does not impact structures, but is a life safety issue. Areas prone to freezing temperatures are identified normally on a nation-wide assessment scale, which doesn’t allow detailed results on specific structures. Secondary impacts of extreme cold can affect the supporting mechanisms or systems of a community’s infrastructure. For example, when extreme cold is coupled with high winds or ice storms, power lines may be downed, resulting in an interruption in the transmission of that power shutting down electric furnaces, which may lead to frozen pipes in homes and businesses.

The elderly population in the planning area is most vulnerable to temperature extremes. The residents of nursing homes and elder care facilities are especially vulnerable to extreme temperature events. It is encouraged that such facilities have emergency plans or backup power to address power failure during times of extreme cold.

Winter storms typically can snow and ice, occasionally accompanied by high winds, which can cause downed trees and power lines, power outages, accidents, and road closures. Transportation networks, communications, and utilities infrastructure are the most vulnerable physical assets in the City. The ability for the City to continue to operate during periods of winter storm and freeze is paramount.

Future Development

Future development built to code should be able to withstand snow loads from severe winter storms. Pipes at risk of freezing should be mitigated by either burying or insulating them from freeze as new facilities are improved or added. Vulnerability to freeze will increase as the average age of the population in the City shifts. Greater numbers of future senior citizens will result from the large number of baby boomers in the City. The elderly are more at risk to the affects of freeze. However, many of the residents of the City are accustomed to living with freeze and take precautions to guard against the threat of freeze.

Severe Weather: Heavy rain, hailstorm, lightning

Vulnerability to Severe Weather & Storms: Heavy rain, hailstorm, lightning

Likelihood of Future Occurrence—Likely

Vulnerability—Medium

According to historical hazard data, severe weather is an annual occurrence in the City of Oroville. Damage and disaster declarations related to severe weather have occurred and will continue to occur in the future. Heavy rain and thunderstorms are the most frequent type of severe weather occurrence in the area. Wind and lightning often accompany these storms and have caused damage in the past. Problems associated with the primary effects of severe weather include flooding, pavement deterioration, washouts, high water crossings, landslide/mudslides, debris flows, and downed trees.

Future Development

The City enforces the state building code and other ordinances, which regulate construction techniques that minimize damage from heavy storms and rain. Future development in the City is subject to these building codes. New critical facilities such as communications towers should be built to withstand hail damage, lightning, and heavy rains.

Severe Weather: Windstorms

Vulnerability to Windstorms

Likelihood of Future Occurrence—Occasional

Vulnerability—Medium

High winds are common occurrences in the City throughout the entire year. Straight line winds are primarily a public safety and economic concern. Windstorm can cause damage to structures and power lines which in turn can create hazardous conditions for people. Debris flying from high wind events can shatter windows in structures and vehicles and can harm people that are not adequately sheltered.

Future losses from straight line winds include:

- Erosion (soil loss)
- Power line impacts and economic losses from power outages
- Occasional building damage, primarily to roofs

Campers, mobile homes, barns, and sheds and their occupants are particularly vulnerable as windstorm events in the region can be sufficient in magnitude to overturn these lighter structures. Livestock that may be contained in these structures may be injured or killed, causing economic harm to the rancher who owns both the structure and the livestock. Overhead power lines are

vulnerable and account for the majority of historical damages. State highways can be vulnerable to high winds and dust storms, where high profile vehicles may be overturned by winds and lowered visibility can lead to multi-car accidents.

Future Development

Future development projects should consider windstorm hazards at the planning, engineering and architectural design stage with the goal of reducing vulnerability. The City enforces the state building code and other ordinances, which regulate construction techniques that minimize damage from windstorms. Future development in the City is subject to these building codes.

Wildfires

Vulnerability to Wildfire

Likelihood of Future Occurrence—Likely
Vulnerability—Medium

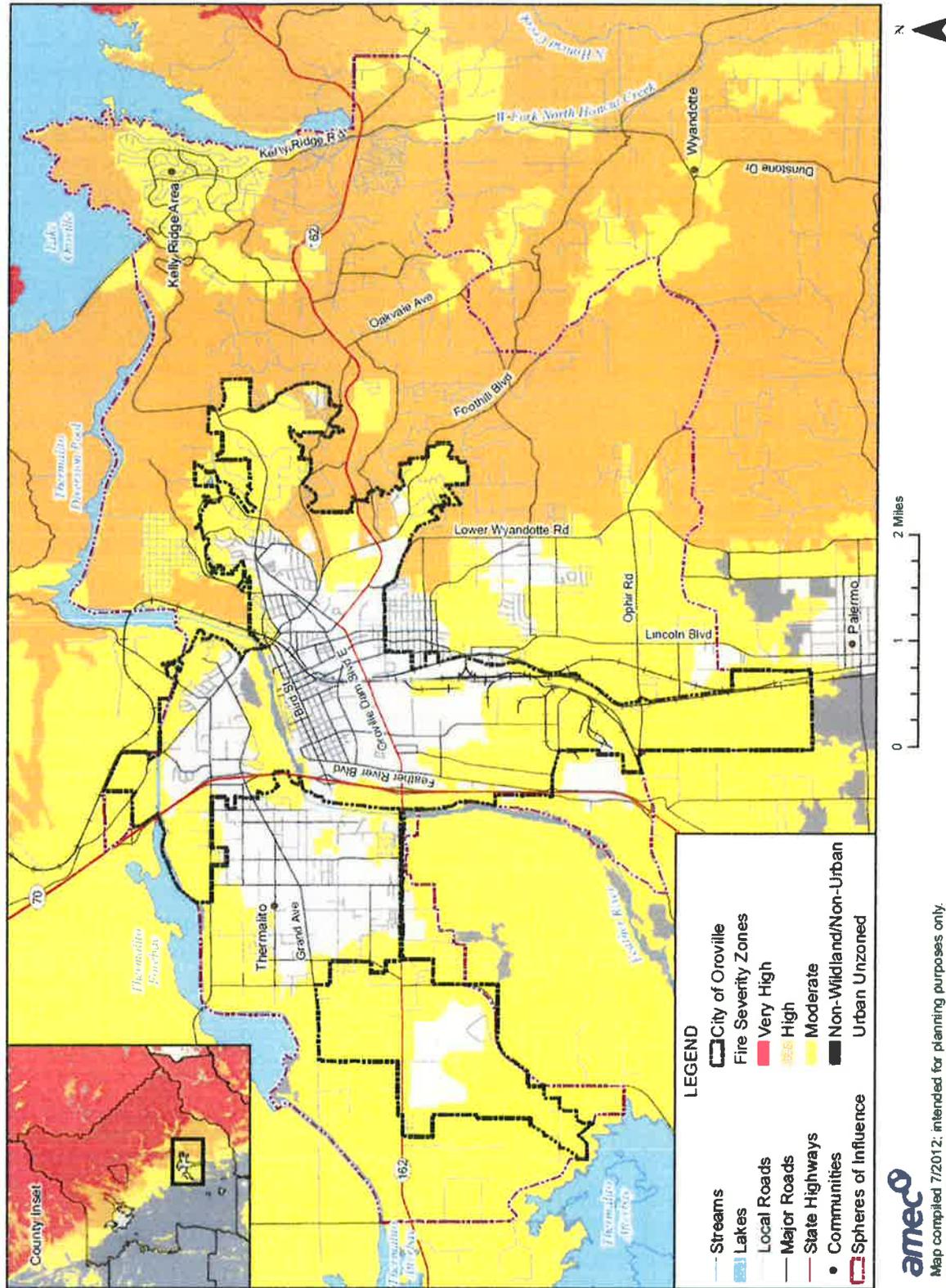
Major fires are generally categorized as either a conflagration or wildland/forestland. A conflagration may involve residential or commercial areas and spreads across both natural and constructed barriers. Wildland is associated with open range grasslands and into the foothills of a particular area. Because of development in rural areas adjacent to and within unincorporated Butte County, a third classification has emerged, the Urban Interface wildfire. The urban interface wildfire is one that burns along the urban/rural interface and can result in major losses of property and structures.

A number of factors affect the behavior of wildland and interface fires, including terrain, weather, wind, fuels and seasons. It is well known that fire travels faster uphill than down and is more difficult to fight on steep slopes than on level ground. When weather is hot and the humidity is low, wildland fires can explode with intensity of rapid combustion. Even in the absence of strong winds, a fast-moving fire can generate its own updrafts, particularly in canyons, causing burning brands to be carried high in the air and drop a long distance ahead. This results in spot fires over a wide radius as the wind changes its direction.

Oroville is not immune to numerous types of grass and brush fires and any one of them may accelerate into an urban interface wildfire. Such a situation could lead to evacuation of large portions of the population and the potential for significant loss of personal property, structures, and rangeland. The natural fuels available in or near the City vary greatly in the rate and intensity of burning. Fires in heavy brush and stands of trees burn with great intensity but more slowly than in dry grass and leaves. Dense fuels will propagate fire better than sparse fuels. The local fire season generally extends from June through early October.

Figure D.7 shows wildfire risk in the City of Oroville. Wildfire threat within the City is low in the heart of the City. The edges of the City in all directions range from low to high wildfire threat.

Figure D.7. City of Oroville Fire Severity Zones



Map compiled 7/2012; intended for planning purposes only.
Data Source: Butte County, CALFIRE; SRA 11/7/2007.
LRA 5/2008, FRA & LRA 8/2007 DRAFT

Assets at Risk

Analysis results for the City of Oroville are summarized in Table D.20, which summarizes total parcel counts, improved parcel counts and their structure values by occupancy type as well as the percents of parcels affected by fire.

Table D.20. City of Oroville - Count and Structure Value of Improved Parcels by Fire Severity Class

Fire Threat Class	Land Use	Total Parcel Count	Improved Parcel Count	Improved Building Value	Total Other Value	Total Land Value	Total Value	% of Affected Parcels to Total
High	Agriculture	1	1	\$756	\$0	\$30,987	\$31,743	0.02%
	Commercial	6	3	\$481,431	\$4,920	\$330,905	\$817,256	0.1%
	Residential	406	375	\$29,709,966	\$0	\$12,309,522	\$42,019,488	7%
	Unclassified	2	0	\$0	\$0	\$0	\$0	0.03%
Total		415	379	\$30,192,153	\$4,920	\$12,671,414	\$42,868,487	7%
Moderate	Agriculture	6	0	\$0	\$0	\$725,063	\$725,063	0.10%
	Commercial	96	41	\$26,113,633	\$897,780	\$8,685,382	\$35,696,795	1.6%
	Industrial	131	17	\$14,378,948	\$12,935,730	\$17,606,649	\$44,921,327	2.2%
	Residential	1,645	1,046	\$128,856,631	\$0	\$59,095,228	\$187,951,859	28%
	Unclassified	59	0	\$0	\$0	\$429,595	\$429,595	0.99%
Total		1,937	1,104	\$169,349,212	\$13,833,510	\$86,541,917	\$269,724,639	32%
Non-Wildland/Urban	Agriculture	1	0	\$0	\$0	\$0	\$0	0.02%
	Residential	2	1	\$1,942,106	\$0	\$291,006	\$2,233,112	0.03%
Total		3	1	\$1,942,106	\$0	\$291,006	\$2,233,112	0.05%
Urban Unzoned	Agriculture	4	612	\$3,975	\$7,050	\$87,982	\$99,007	0.07%
	Commercial	884	0	\$264,034,816	\$16,234,572	\$87,520,088	\$367,789,476	15%
	Industrial	98	50	\$18,071,668	\$18,159,680	\$9,511,239	\$45,742,587	1.6%
	Residential	2,531	2,254	\$196,400,369	\$30,562	\$63,829,042	\$260,259,973	42%
	Unclassified	98	2	\$1,852,951	\$253,050	\$460,459	\$2,566,460	1.6%
Total		3,615	2,918	\$480,363,779	\$34,684,914	\$161,408,810	\$676,457,503	61%
Grand Total		5,970	4,402	\$681,847,250	\$48,523,344	\$260,913,147	\$991,283,741	100%

Source: Butte County Assessor's 2012 Data; CAL FIRE

Population at Risk

The Fire Severity dataset was overlaid on the residential population data. Those parcel centroids that intersect the severity zones were counted and multiplied by the 2010 Census

Bureau average household factors for each jurisdiction and unincorporated area. Results were tabulated by jurisdiction. According to this analysis, there are 3,695 residents in the City at moderate or higher risk to wildfire. This is shown in Table D.21.

Table D.21. City of Oroville - Count of Improved Residential Parcels and Population in Fire Severity Zone

Fire Threat Class	Improved Residential Parcels	Population
Very High	-	-
High	375	975
Moderate	1,046	2,720
Non-Wildland/Urban	1	3
Urban Unzoned	2,254	5,860
Total	3,676	9,558

Source: Butte County 2012 Assessor's Data; CAL FIRE

Critical Facilities at Risk

Wildfire analysis was performed on the critical facility inventory in Butte County and all jurisdictions. GIS was used to determine whether the facility locations intersect a wildfire hazard areas provided by CAL FIRE, and if so, which zone it intersects. There are 2 facilities in the high fire severity zone and 56 facilities in the moderate fire severity zone, as shown in Table D.22. Details of critical facility definition, type, name and address and jurisdiction by fire zone are listed in Appendix E.

Table D.22. City of Oroville Critical Facilities at Risk to Wildfire

Fire	Category	Type	Facility Count
High	At Risk Population Facilities	Family Day Care Home	1
	Hazardous Materials Facilities	CUPA	1
	Total		2
Moderate	At Risk Population Facilities	Adult Residential	3
	At Risk Population Facilities	Day Care Center	2
	At Risk Population Facilities	Family Day Care Home	1
	At Risk Population Facilities	Residential Care / Elder	1
	At Risk Population Facilities	School	2
	At Risk Population Facilities	School-Age Day Care	1
	Essential Services Facilities	Airport	1
	Essential Services Facilities	Bridge	19
	Essential Services Facilities	Helipad	1
	Essential Services Facilities	Wastewater Treatment Plant	1
	Hazardous Materials Facilities	CUPA	24
	Total		56
Grand Total		58	

Source: Butte County GIS, CAL FIRE

Future Development

The pattern of increased damages is directly related to increased urban growth spread into historical forested areas that have wildfire as part of the natural ecosystem. Many WUI fire areas have long histories of wildland fires that burned only vegetation in the past. However, with new development, a wildland fire following a historical pattern now burns developed areas. Growth in the City, especially growth in the wildland urban interface, will increase the risk to wildfire.

D.6 Capability Assessment

Capabilities are the programs and policies currently in use to reduce hazard impacts or that could be used to implement hazard mitigation activities. This capability assessment is divided into five sections: regulatory mitigation capabilities, administrative and technical mitigation capabilities, fiscal mitigation capabilities, mitigation outreach and partnerships, and other mitigation efforts.

D.6.1 Regulatory Mitigation Capabilities

Table D.23 lists regulatory mitigation capabilities, including planning and land management tools, typically used by local jurisdictions to implement hazard mitigation activities and indicates those that are in place in the City of Oroville.

Table D.23. City of Oroville Regulatory Mitigation Capabilities

Regulatory Tool (ordinances, codes, plans)	Y/N	Date	Comments
General plan	Y	Updated 2009	
Zoning ordinance	Y	Updated Regularly	
Subdivision ordinance	Y	Updated Regularly	
Growth management ordinance	Y		
Floodplain ordinance	Y		
Other special purpose ordinance (stormwater, steep slope, wildfire)	Y		
Building code	Y	Version:2010 California Building Code	
BCEGS Rating			
Fire department ISO rating	Y		
Erosion or sediment control program	Y		
Stormwater management program	Y		
Site plan review requirements	Y		
Capital improvements plan	Y		
Economic development plan	Y		
Local emergency operations plan	Y		
Community Wildfire Protection Plans	Y	Auto Aid agreement with Cal Fire and El Medio Fire District	
Flood insurance study or other engineering study for streams	Y		FEMA
Elevation certificates	Y		
Other			

City of Oroville 2030 General Plan (adopted in 2009)

The General Plan provides the fundamental basis for the City’s land use, development and conservation policy, and represents the basic community values, ideals and aspirations that will govern the City through 2030. This General Plan addresses all aspects of development, including land use; community character; circulation and transportation; open space, natural resources and conservation; public facilities and services; safety; and noise.

California Government Code Section 65300 requires the General Plan to be comprehensive and internally consistent, and to provide long-term guidance for the community. Although the General Plan is required to address the issues specified by State law, it may be organized in a way that best suits the City of Oroville.

The overall role of the Oroville 2030 General Plan is to:

- Define a realistic vision of what the City desires to become in 25 years.
- Express the policy direction of the City of Oroville in regard to the physical, social, economic, cultural and environmental character of the city.
- Serve as a comprehensive guide for making decisions about land use, community character, circulation, open space, the environment, and public health and safety.
- Serve as the City's "constitution" for land use and community development. According to State law, the General Plan accomplishes this by providing the legal foundation for all zoning, subdivision and public facilities ordinances, decisions and projects, all of which must be consistent with the General Plan.
- Provide clear and easy-to-understand guidance that encourages public involvement and understanding.

Ordinances

The City of Oroville has many ordinances related to mitigation.

Zoning (Chapter 26)

The purpose of this chapter is to provide specific guidelines for the development of the City in such a manner as to achieve progressively the general arrangement of land uses and implement the policies depicted in the General Plan. More specifically, this chapter is intended to achieve the following objectives:

- To regulate and limit the height, number of stories and size of buildings and other structures hereafter designed, erected or altered.
- To regulate and determine the size of building setbacks and other open spaces;
- To regulate and limit the density of the City's residential population.
- To divide the City into zoning districts of whatever number, shape and area are deemed best suited to carry out these regulations and provide for their enforcement.
- To protect, conserve, stabilize and enhance real property values and the City's natural assets.
- To provide adequate open space for light and air, and to minimize the risk of fires and other hazards to public safety.
- To promote a safe, effective traffic circulation system and provide for appropriate off-street parking and loading facilities.
- To promote, protect and preserve the general public health, safety and welfare, and to implement the goals and objectives of the General Plan for the City of Oroville.

Subdivision (Chapter 23)

In the interest of protecting the health, safety and general welfare of the people of the City of Oroville, this chapter has as its purposes:

-
- To give effect to the California Subdivision Map Act;
 - To give effect to the General Plan and specific plans of the City relative to the subdivision of land;
 - To regulate, by local ordinance, those matters of land division and lot line adjustment not governed by the Subdivision Map Act;
 - To facilitate and ensure orderly development of lands in the incorporated City;
 - To implement the objectives established for the development of the City in conformance with its General Plan and any specific plans that may be adopted, and to ensure that a proposed subdivision or land division shall be considered in relation to those plans;
 - To provide standards governing the surveys, designs and improvements of subdivisions, and the submission of maps, plans and specifications for the construction of improvements;
 - To provide for a resolution governing standards for, and the construction and installation of, streets, roads, highways, public utilities and other improvements, as well as fee schedules for services rendered by the City;
 - To provide for the creation of reasonable building sites by establishing appropriate standards for streets and lots, and to ensure that each property has a means of ingress and egress;
 - To control the division of land that is subject to inundation by flooding from natural streams or artificial ponding, and other detrimental influences which may cause land to be unsuitable for satisfactory development;
 - To control the division of land which may be subject to dangerous or unsuitable soil conditions of any type, or subject to any other impediments affecting the use of the land for human habitation;

Building Code (Chapter 6)

The purpose of this Chapter is to adopt by reference the 2010 edition of the California Building Standards Code, Title 24 of the California Code of Regulations, subject to the definitions, clarifications, and the amendments set forth in this Chapter. The purpose of this Chapter is also to provide minimum requirements and standards for the protection of the public safety, health, property, and welfare of the City of Oroville. This Chapter is adopted under the authority of Government Code Subsection 50022.2, Health and Safety Code Section 18941.5, and the California Constitution.

Flood Ordinance (Chapter 8B)

This chapter shall apply to all areas of special flood hazards within the jurisdiction of the City of Oroville. The areas of special flood hazard identified by the Federal Emergency Management Agency in the Flood Insurance Rate Map (FIRM) for the City of Oroville is adopted by reference and declared to be a part of this chapter. This FIRM is the minimum area of applicability of this chapter and may be supplemented by studies for other areas which allows implementation of this chapter and which are recommended to the city council by the floodplain administrator. The basis for establishing the area of special flood hazard is the flood insurance study (FIS) for Butte County, California, dated January 6, 2011, and accompanying flood insurance rate map panels

related to the city of Oroville (FIRMS) and all subsequent amendments and/or revisions, which are hereby adopted by reference and declared to be a part of this chapter.

No structure or land shall hereafter be constructed, located, extended, converted or altered without full compliance with the terms of this chapter and other applicable regulations. Violations of the provisions of this chapter by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection conditions) shall constitute misdemeanor. Nothing herein shall prevent the city council from taking such lawful action as is necessary to prevent or remedy any violation.

This chapter is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this chapter and another ordinance, easement, covenant, or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

In the interpretation and application of this chapter, all provisions shall be:

- Considered as minimum requirements;
- Liberally construed in favor of the governing body; and
- Deemed neither to limit nor repeal any other powers granted under state statutes.

The degree of flood protection required by this chapter is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This chapter does not imply that land outside the areas of special flood hazards or uses permitted within such areas will be free from flooding or flood damages.

D.6.2 Administrative/Technical Mitigation Capabilities

Table D.24 identifies the City department(s) responsible for activities related to mitigation and loss prevention in Oroville.

Table D.24. City of Oroville Administrative and Technical Mitigation Capabilities

Personnel Resources	Yes/No	Department/Position	Comments
Planner/Engineer with knowledge of land development/land management practices	Y	Planning Department/ Director of Planning	
Engineer/Professional trained in construction practices related to buildings and/or infrastructure	Y	Building Department/Building Official	
Planner/Engineer/Scientist with an understanding of natural hazards	Y	Planning Department / Director	
Personnel skilled in GIS	Y	Public Works	
Full time building official	Y	Building Department	

Personnel Resources	Yes/No	Department/Position	Comments
Floodplain Manager	Y	Public Works/ Senior Civil Engineer	
Emergency Manager	Y	City Administrator	
Grant writer			
Other personnel			
GIS Data – Hazard areas	Y	Public Works	
GIS Data - Critical facilities	Y	Public Works	
GIS Data – Building footprints	Y	Public Works	
GIS Data – Land use	Y	Public Works	
GIS Data – Links to Assessor's data	Y	Public Works	
Warning Systems/Services (Reverse 9-11, cable override, outdoor warning signals)	N		
Other			

D.6.3 Fiscal Mitigation Capabilities

Table D.25 identifies financial tools or resources that the City could potentially use to help fund mitigation activities.

Table D.25. City of Oroville Fiscal Mitigation Capabilities

Financial Resources	Accessible/Eligible to Use (Y/N)	Comments
Community Development Block Grants	Y	
Capital improvements project funding	Y	
Authority to levy taxes for specific purposes	Y	
Fees for water, sewer, gas, or electric services	Y	
Impact fees for new development	Y	
Incur debt through general obligation bonds	Y	
Incur debt through special tax bonds	Y	
Incur debt through private activities		
Withhold spending in hazard prone areas	Y	
Other		

D.6.4 Mitigation Outreach and Partnerships

The City partners with many departments, agencies, and jurisdictions on mitigation outreach. These include:

- Department of Water Resources
- State Parks
- Cal Fire
- Butte County Public Works
- Butte County Fire
- Department of Fish and Game
- Butte County Sheriff
- California Highway Patrol
- Butte County Planning Department
- Army Corp of Engineers

D.6.5 Other Mitigation Projects and Efforts

Flood mitigation

- Drainage ditches maintenance
 - Yearly inspection
 - Yearly obstruction removal and cleanup
 - Yearly spraying to prevent and minimize unwanted growth of vegetations / obstructions
 - Necessary permit from related State agencies

Storm Drain maintenance

- City has a Storm Drain Master plan
- Assign an officer over storm drain system
- City is also in the process of updating a Storm Drain Master Plan
 - Include comprehensive survey of the entire system
 - Analysis of current system
 - Establish priority and budget for upgrade
 - Application for MS4 permit
- Regular storm drain maintenance
 - Debris removal at drainage inlet
 - Storm drain pipes inspection
 - Removal of surface debris
 - Street sweeping
 - Leaf pickup program (debris that otherwise will clog storm drains)

-
- Grate inspection, lockdown, replacement program
 - Purchase dedicated machines and tools for storm drain maintenance, including additional street sweeper, vacuum truck, and leaf pickup vehicles.
 - City is proceeding with studies towards a levee certification
 - Levee analysis is underway
 - Mitigation projects if necessary
 - Share findings with partners, stakeholders, and regulating agencies
 - Obtain levee certification

D.7 Mitigation Strategy

This section describes the mitigation strategy process and mitigation action plan for the City of Oroville's inclusion with the Butte County Local Hazard Mitigation Plan update.

D.7.1 Mitigation Goals and Objectives

The City of Oroville adopts the hazard mitigation goals and objectives developed by the HMPC and described in Chapter 5 Mitigation Strategy of the base plan.

D.7.2 NFIP Mitigation Strategy

As a participant of the National Flood Insurance Program (NFIP), the City of Oroville has administered floodplain management regulations that meet the minimum requirements of the NFIP. The management program objective is to protect people and property within the City. The City of Oroville will continue to comply with the requirements of the NFIP in the future.

The City's regulatory activities apply to existing and new development areas of the City; implementing flood protection measures for existing structures and maintaining drainage systems. The goal of the program is to enhance public safety, and reduce impacts and losses while protecting the environment.

The City of Oroville Public Works Department provides public outreach activities which include map information services, public awareness, public hazard disclosure, and flood protection information. This information is readily available to the public and consists of current and accurate flood mapping. In addition, the Public Works Department provides information about our stormwater management program and up-to-date information related to the maintenance of our drainage system.

The National Flood Insurance Program's (NFIP) Community Rating System (CRS) is a voluntary incentive program that recognizes and encourages community floodplain management activities that exceed the minimum NFIP requirements. As a result, flood insurance premium rates are discounted to reflect the reduced flood risk resulting from the community actions

meeting the three goals of the CRS which are to reduce flood losses, facilitate accurate insurance rating, and promote the awareness of flood insurance. The City of Oroville is currently evaluating joining the CRS.

In addition the City has done the following:

- Integration of FIRM map with GIS database
- City has an ordinance regulating building on flood plain and construction standards that exceed the minimum base flood elevation
- City has a building base flood elevation certification requirement and determination program
- City has a certified floodplain manager (CFM)

D.7.3 Mitigation Actions

The planning team for the City of Oroville identified and prioritized the following mitigation actions based on the risk assessment and in accordance with the process outline in Section 5, Mitigation Strategy, of the base plan. Background information and information on how each action will be implemented and administered, such as ideas for implementation, responsible office, potential funding, estimated cost, and timeline are also included. General processes and information on plan implementation and maintenance of this LHMP by all participating jurisdictions is included in Section 7, Plan Implementation and Maintenance, of the base plan.

1. *Planning for Mass Evacuation in the Event of a Catastrophic Flood or Earthquake Event.*

Hazards Addressed: Flooding, Mass Evacuation, Care and Shelter, At Risk Populations

Issue/Background: The City of Oroville is situated within 5 miles of Lake Oroville, the second largest reservoir in California and immediately adjacent to the Feather River. Over the history of Oroville there are multiple flooding events from the Feather River prior to construction of Oroville Dam. Since the dams construction nearly 50 years ago there has been one significant threat which resulted in an evacuation order given to the citizens of Oroville. This event was the 1996/97 Storms which lead to the New Years Day Yuba City/Marysville levee breach, which caused massive flooding across a major portion of Northern California and resulted in billions of dollars in lost lives and property and significant damage to agriculture; the major economic engine for California.

As earthquakes and flooding events represent the major threats to Oroville as a community, it is essential that the community have a comprehensive plan for evacuation of residents located in the flood plains identified by FEMA and the California Department of Water Resources. It is a physical impossibility to evacuate residents from Oroville without having evacuee's travel on roadways and over bridges that will be compromised by major flooding. This poses the questions such as:

-
- What routes can be designated for evacuation?
 - What volume of traffic can those routes support?
 - What communities would be impacted by the increased traffic?
 - Can those communities support the volume of traffic anticipated?
 - What is needed to provide evacuation of special needs populations in Oroville such as patients from Oroville Hospital and the numerous care and assisted living facilities?

Other Alternatives: Assessment of existing facilities in Oroville that are out of flood prone areas and; which meet seismic safety standards as well as needs for sheltering large numbers of displaced residents and/or patients.

Existing Planning Mechanism(s) through which Action Will Be Implemented: Currently, Oroville does not have expertise in such planning efforts and would need to seek outside assistance in developing such a plan.

Priority (H, M, L): High

Responsible Office: Fire Department

Cost Estimate: Unknown at this time

Benefits (Losses Avoided): Benefits of developing such a plan ensures the City has the ability to identify needs such as number and type of specialty vehicles such as ambulances and buses, assess internal capabilities such as Coop/Coog for relocation of City critical facilities such as Fire, Police, City Hall etc. and work with Subject Matter Experts to aid in developing a plan focused on mitigating potential loss of life and ensuring citizens can evacuate the community in an orderly and safe manner.

Potential Funding: Grant Funding

Schedule: Predicated on grant funding programs available and timelines required by grant program guidelines.

2. Continue to Protect Commercial infrastructure by Improving Storm Runoff System

Hazards Addressed: Flood

Issue/Background: The City of Oroville Director of Public Works and City Engineer developed a remediation plan which was approved and adopted by City Council in 2009/2010. Service contracts with the California Department of Forestry and Fire Protection, (Cal-Fire) were executed and hand crews were deployed to drainage channels and cleared of all debris and obstructions. As obstructions redevelop, the City will continue to redeploy crews as needed.

Other Alternatives: No action.

Existing Planning Mechanism(s) through which Action Will Be Implemented: Remediation Plan.

Priority (H, M, L): Medium.

Responsible Office: City of Oroville Director of Public Works and City Engineer

Cost Estimate: To be determined.

Benefits (Losses Avoided): Reduced flood and localized flood risk to people and property in the City of Oroville.

Potential Funding: Existing budget.

Schedule: Annually, as needed.

3. Continued Weed Abatement – Extension into New Areas

Hazards Addressed: Wildfire, Invasive Species: Pests/Plants

Issue/Background: The City of Oroville has a long established ordinance for addressing weed abatement. This ordinance was updated in 2010 which included a process identified as “Clean & Lean”. This was added in an effort to shorten the time duration of the mitigation process which was determined to be problematic. This ordinance will continue to be enforced and updated as necessary to reduce wildfire proliferation in the City.

Other Alternatives: No action

Existing Planning Mechanism(s) through which Action Will Be Implemented: City Ordinance – Clean & Lean

Priority (H, M, L): Medium

Responsible Office: Fire Department, County Assessor

Cost Estimate: To be determined.

Benefits (Losses Avoided): Decreased risk to property in the City from wildfire. Increased life safety for citizens of the City.

Potential Funding: Existing City budget.

Schedule: Annually, as the need arises.

**OROVILLE CITY COUNCIL
STAFF REPORT**

**TO: MAYOR DAHLMEIER, COUNCIL MEMBERS AND
RANDY MURPHY, CITY ADMINISTRATOR**

**FROM: DONALD RUST, DIRECTOR (530) 538-2433
RICK WALLS, INTERIM CITY ENGINEER
COMMUNITY DEVELOPMENT DEPARTMENT**

**RE: PROFESSIONAL SERVICES AGREEMENT WITH WILLDAN
ENGINEERING FOR PUBLIC WORKS INSPECTION SERVICES**

DATE: AUGUST 5, 2014

SUMMARY

The Council may consider a Professional Services Agreement with Willdan Engineering (Willdan), in an amount not to exceed \$25,000, for Public Works Construction Inspection Services.

DISCUSSION

The City's Public Works Construction Inspector (CI) is out and is not expected to return to duty until September or October 2014. In order to continue providing the needed level of service, the CI's duties have been delegated to the Interim City Engineer and the GIS Specialist. However, the delegation of the CI duties as described is impacting the ability of the Engineering Division to meet other project deadlines, and goals. Staff desires to retain a qualified public works construction inspector from Willdan to assist the Engineering Division until the City's CI returns. The contract inspector would report to the Interim City Engineer and would be used only on an as needed basis. The City would be billed \$100.00 per hour for these services.

As stated in the Agreement, compensation to be paid to Willdan will be \$100.00 per hour for on call (as needed) public works construction inspection services. Willdan's on call hours will be limited to 48 hours per month from salary savings for work completed other than the City's upcoming road repair project. For the salary savings work, other than the road repair project, a minimum of two days of work per week will be provided. For the road repair project only, it is anticipated that three continuous weeks of full time work will be required. Inspection services for the road repair project will be paid for using Regional Surface Transportation Program (RSTP) Funds.

FISCAL IMPACT

The cost for a contract inspector can be paid out of salary savings for the City's

CC-4

Construction Inspector. Inspection work related to the City's road repair project will be paid for using RSTP Funds.

RECOMMENDATION

Adopt Resolution No. 8240 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH WILLDAN ENGINEERING, IN AN AMOUNT NOT TO EXCEED \$25,000, FOR PUBLIC WORKS CONSTRUCTION INSPECTION SERVICES – (Agreement No. 3077).

ATTACHMENTS

Resolution No. 8240
Agreement No. 3077

**CITY OF OROVILLE
RESOLUTION NO. 8240**

A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH WILDAN ENGINEERING FOR PUBLIC WORKS CONSTRUCTION INSPECTION SERVICES, IN AN AMOUNT NOT TO EXCEED \$25,000

(Agreement No. 3077)

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

1. The Mayor is hereby authorized and directed to execute a Professional Services Agreement with Willdan Engineering to provide on-call (as needed) public works construction inspection services. A copy of the Professional Services Agreement is attached to this Resolution.

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 August 5, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Linda L. Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Randy Murphy, City Clerk

AGREEMENT FOR PROFESSIONAL SERVICES

This Agreement is made and entered into as of August 5, 2014 by and between the **City of Oroville** ("City") and Willdan Engineering ("Consultant").

RECITALS

- A. The Consultant is specially trained, experienced and competent to provide services relating to public works construction inspection as required by this Agreement; and
- B. The Consultant possesses the skill, experience, ability, background, license, certification, and knowledge to provide the services described in this Agreement on the terms and conditions described herein.
- C. City desires to retain Consultant to render professional services as set forth in this Agreement.

AGREEMENT

- 1. Scope of Services. The Consultant shall furnish the City with public works construction inspection services in a professional manner.
- 2. Time of Performance. The services of Consultant shall commence upon execution of this Agreement and shall continue until terminated by the City.
- 3. Compensation. Compensation to be paid to Consultant shall be \$100.00 per hour for on call (as needed) public works construction inspection services. Consultant's on call hours shall be limited to 48 hours per month

from salary savings for work completed other than the City's upcoming road repair project. For the salary savings work, other than the road repair project, a minimum of two days of work per week will be provided. For the road repair project only, it is anticipated that three continuous weeks of full time work will be required. Inspection services for the road repair project shall be paid for using Regional Surface Transportation Program (RSTP) Funds. **In no event shall Consultant's compensation exceed \$25,000 without additional written authorization from the City.** Payment by City under this Agreement shall not be deemed a waiver of defects in Consultant's services, even if such defects were known to the City at the time of payment.

4. Method of Payment. Consultant shall submit monthly billings to City describing the work performed during the preceding month. Consultant's bills shall include a brief description of the services performed, the date the services were performed, the number of hours spent and by whom, and a description of any reimbursable expenditures. City shall pay Consultant no later than 30 days after approval of the monthly invoice by City staff.
5. Extra Work. At any time during the term of this Agreement, City may request that Consultant perform Extra Work. As used herein, "Extra Work" means any work which is determined by City to be necessary for the proper completion of Consultant's services, but which the parties did not reasonably anticipate would be necessary at the execution of this

Agreement. Consultant shall not perform, nor be compensated for, Extra Work without prior written authorization from City.

6. Termination. This Agreement may be terminated by the City immediately for cause or by either party without cause upon fifteen days' written notice of termination. Upon termination, Consultant shall be entitled to compensation for services properly performed up to the effective date of termination.
7. Ownership of Documents. All plans, studies, documents and other writings prepared by and for Consultant, its officers, employees and agents and subcontractors in the course of implementing this Agreement, except working notes and internal documents, shall become the property of the City upon payment to Consultant for such work, and the City shall have the sole right to use such materials in its discretion without further compensation to Consultant or to any other party. Consultant shall, at Consultant's expense, provide such reports, plans, studies, documents, and other writings to City within three (3) days after written request.
8. Licensing of Intellectual Property. This Agreement creates a nonexclusive and perpetual license for City to copy, use, modify, reuse, or sublicense any and all copyrights, designs, and other intellectual property embodied in documents or works of authorship fixed in any tangible medium of expression, including but not limited to, data magnetically or otherwise recorded on computer diskettes, which are prepared or caused to be prepared by Consultant under this Agreement ("Documents and Data").

Consultant shall require all subcontractors to agree in writing that City is granted a nonexclusive and perpetual license for any Documents and Data the subcontractor prepares under this Agreement. Consultant represents and warrants that Consultant has the legal right to license any and all Documents and Data. Consultant makes no such representation and warranty in regard to Documents and Data which may be provided to Consultant by City. City shall not be limited in any way in its use of the Documents and Data at any time, provided that any such use not within the purposes intended by this Agreement shall be at City's sole risk.

9. Confidentiality. All ideas, memoranda, specifications, plans, procedures, drawings, descriptions, computer program data, input record data, written information, and other Documents and Data either created by or provided to Consultant in connection with the performance of this Agreement shall be held confidential by Consultant. Such materials shall not, without the prior written consent of City, be used by Consultant for any purposes other than the performance of the services under this Agreement. Nor shall such materials be disclosed to any person or entity not connected with the performance of the services under this Agreement. Nothing furnished to Consultant which is otherwise known to Consultant or is generally known, or has become known, to the related industry shall be deemed confidential. Consultant shall not use City's name or insignia, photographs relating to project for which Consultant's services are rendered, or any publicity pertaining to the Consultant's services under

this Agreement in any magazine, trade paper, newspaper, television or radio production or other similar medium without the prior written consent of City.

10. Consultant's Books and Records.

- a. Consultant shall maintain any and all ledgers, books of account, invoices, vouchers, canceled checks, and other records or documents evidencing or relating to charges for services, expenditures and disbursements charged to City for a minimum period of three (3) years, or for any longer period required by law, from the date of final payment to Consultant to this Agreement.
- b. Consultant shall maintain all documents and records which demonstrate performance under this Agreement for a minimum of three (3) years, or for any longer period required by law, from the date of termination or completion of this Agreement.
- c. Any records or documents required to be maintained pursuant to this Agreement shall be made available for inspection or audit, at any time during regular business hours, upon written request by the City Administrator, City Attorney, City Finance Director, or a designated representative of these officers. Copies of such documents shall be provided to the City for inspection at City Hall when its practical to do so. Otherwise, unless an alternative is mutually agreed upon, the records shall be available at Consultant's address indicated for receipt of notices in this

Agreement.

- d. Where City has reason to believe that such records or documents may be lost or discarded due to dissolution, disbandment or termination of Consultant's business, City may, by written request by any of the above named officers, require that custody of the records be given to the City and that the records and documents be maintained by City Hall.
11. Independent Contractor. It is understood that Consultant, in the performance of the work and services agreed to be performed, shall act as and be an independent contractor and shall not act as an agent or employee of the City. Consultant shall obtain no rights to retirement benefits or other benefits which accrue to City's employees, and Consultant hereby expressly waives any claim it may have to any such rights.
12. Interest of Consultant. Consultant (including principals, associates, and professional employees) covenants and represents that it does not now have any investment or interest in real property and shall not acquire any interest, direct or indirect, in the area covered by this Agreement or any other source of income, interest in real property or investment which would be affected in any manner or degree by the performance of Consultant's services hereunder. Consultant further covenants and represents that in the performance of its duties hereunder no person having any such interest shall perform any services under this Agreement. Consultant is not a designated employee within the meaning of the Political Reform Act because Consultant:

- a. will conduct research and arrive at conclusions with respect to its rendition of information, advice, recommendation, or counsel independent of the control and direction of the City or any City official, other than normal agreement monitoring; and
- b. possesses no authority with respect to any City decision beyond rendition of information, advice, recommendation or counsel.
(FPPC Reg. 18700(a)(2).)

13. Professional Ability of Consultant. City has relied upon the professional training and ability of Consultant to perform the services hereunder as a material inducement to enter into this Agreement. All work performed by Consultant under this Agreement shall be in accordance with applicable legal requirements and shall meet the standard of quality ordinarily to be expected of competent professionals in Consultant's field of expertise.
14. Compliance with Laws. Consultant shall use the standard of care in its profession to comply with all applicable federal, state and local laws, codes, ordinances and regulations.
15. Licenses. Consultant represents and warrants to City that it has all licenses, permits, qualifications, insurance and approvals of whatsoever nature which are legally required of Consultant to practice its profession. Consultant represents and warrants to City that Consultant shall, at its sole cost and expense, keep in effect or obtain at all times during the term of this Agreement, any licenses, permits, insurance and approvals which are required by the City for its business.

16. Indemnity. Consultant agrees to defend, indemnify and hold harmless the City, its officers, officials, agents, employees and volunteers from and against any and all claims, demands, actions, losses, damages, injuries, and liability, direct or indirect (including any and all costs and expenses in connection therein), arising out of, relating to or pertaining to Consultant's negligence, recklessness or willful misconduct arising from its performance of this Agreement or its failure to comply with any of its obligations contained in this Agreement, except for any such claim arising from the sole negligence or willful misconduct of the City, its officers, agents, employees or volunteers.
17. Insurance Requirements. Consultant, at Consultant's own cost and expense, shall procure and maintain, for the duration of the Agreement, the insurance coverage and policies as set forth in Exhibit "A" attached hereto.
18. Notices. Any notice required to be given under this Agreement shall be in writing and either served personally or sent prepaid, first class mail. Any such notice shall be addressed to the other party at the address set forth below. Notice shall be deemed communicated within 48 hours from the time of mailing if mailed as provided in this section.

If to City: **Randy Murphy, City Administrator
City of Oroville
1735 Montgomery Street
Oroville, CA 95965-4897**

If to Consultant: **Mort August, Deputy Director
Willdan Engineering
2240 Douglas Boulevard, Suite 270
Roseville, CA 95661**

19. Entire Agreement. This Agreement constitutes the complete and exclusive statement of Agreement between the City and Consultant. All prior written and oral communications, including correspondence, drafts, memoranda, and representations are superseded in total by this Agreement.
20. Amendments. This Agreement may be modified or amended only by a written document executed by both Consultant and City and approved as to form by the City Attorney.
21. Assignment and Subcontracting. The parties recognize that a substantial inducement to City for entering into this Agreement is the professional reputation, experience and competence of Consultant. Assignments of any or all rights, duties or obligations of the Consultant under this Agreement will be permitted only with the express prior written consent of the City. Consultant shall not subcontract any portion of the work to be performed under this Agreement without the prior written authorization of the City. If City consents to such subcontract, Consultant shall be fully responsible to City for all acts or omissions of the subcontractor. Nothing

in this Agreement shall create any contractual relationship between City and subcontractor nor shall it create any obligation on the part of the City to pay or to see to the payment of any monies due to any such subcontractor other than as otherwise required by law.

22. Waiver. Waiver of a breach or default under this Agreement shall not constitute a continuing waiver of a subsequent breach of the same or any other provision under this Agreement.
23. Severability. If any term or portion of this Agreement is held to be invalid, illegal, or otherwise unenforceable by a court of competent jurisdiction, the remaining provisions of this Agreement shall continue in full force and effect.
24. Controlling Law Venue. This Agreement and all matters relating to it shall be governed by the laws of the State of California and any action brought relating to this Agreement shall be held exclusively in Butte County Superior Court or the United States District Court, Eastern District of California.
25. Litigation Expenses and Attorney's Fees. If either party to this Agreement commences any legal action against the other part arising out of this Agreement, the prevailing party shall be entitled to recover its reasonable litigation expenses, including court costs, expert witness fees, discovery expenses, and attorneys' fees.
26. Execution. This Agreement may be executed in several counterparts, each of which shall constitute one and the same instrument and shall

become binding upon the parties when at least one copy hereof shall have been signed by both parties hereto. In approving this Agreement, it shall not be necessary to produce or account for more than one such counterpart.

27. Authority to Enter Agreement. Consultant has all requisite power and authority to conduct its business and to execute, deliver, and perform the Agreement. Each party warrants that the individuals who have signed this Agreement have the legal power, right, and authority to make this Agreement and to bind each respective party.
28. Prohibited Interests. Consultant maintains and warrants that it has not employed nor retained any company or person, other than a bona fide employee working solely for Consultant, to solicit or secure this Agreement. Further, Consultant warrants that it has not paid nor has it agreed to pay any company or person, other than a bona fide employee working solely for Consultant, any fee, commission, percentage, brokerage fee, gift or other consideration contingent upon or resulting from the award or making of this Agreement. For breach or violation of this warranty, City shall have the right to rescind this Agreement without liability. For the term of this Agreement, no member, officer or employee of City, during the term of his or her service with City, shall have any direct interest in this Agreement, or obtain any present or anticipated material benefit arising therefrom.
29. Equal Opportunity Employment. Consultant represents that it is an equal

opportunity employer and it shall not discriminate against any subcontractor, employee or applicant for employment because of race, religion, color, national origin, disability, ancestry, sex or age. Such non-discrimination shall include, but not be limited to, all activities related to initial employment, upgrading, demotion, transfer, recruitment or recruitment advertising, layoff or termination.

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

CITY OF OROVILLE

WILLDAN

By: _____
Linda L. Dahlmeier, Mayor

By: _____
Mort August, Deputy Director

APPROVED AS TO FORM:

ATTEST:

By: _____
Scott E. Huber, City Attorney

By: _____
Randy Murphy, City Clerk

Attachments: Exhibit A - Insurance Requirements

EXHIBIT A

INSURANCE REQUIREMENTS FOR CONSULTANTS

Consultant shall procure and maintain for the duration of the contract insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder by the Consultant, his agents, representatives, or employees.

Minimum Scope of Insurance

Coverage shall be at least as broad as:

1. Insurance Services Office Commercial General Liability coverage (occurrence Form CG 0001).
2. Insurance Services Office Form Number CA 0001 covering Automobile Liability, Code 1 (any auto).
3. Workers' Compensation insurance as required by the State of California and Employee's Liability Insurance.
4. Errors and Omissions Liability insurance appropriate to the consultant's profession. Architects' and engineers' coverage is to be endorsed to include contractual liability.

Minimum Limits of Insurance

Consultant shall maintain limits no less than:

1. General Liability: \$1,000,000 per occurrence for bodily injury, personal injury and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.
2. Automobile Liability: \$1,000,000 per accident for bodily injury and property damage.
3. Employer's Liability: \$1,000,000 per accident for bodily injury or disease.
4. Errors and Omissions Liability: \$1,000,000 per claim and \$2,000,000 annual aggregate.

Deductibles and Self-Insured Retentions

Any deductibles or self-insured retentions must be declared to and approved by the City. At the option of the City, either: the insurer shall reduce or eliminate such deductibles or self-insured retentions as respects the City, its officers, officials,

employees and volunteers; or the Consultant shall provide a financial guarantee satisfactory to the City guaranteeing payment of losses and related investigations, claim administration and defense expenses.

Other Insurance Provisions

The commercial general liability and automobile liability policies are to contain, or be endorsed to contain, the following provisions:

1. The City, its officers, officials, employees and volunteers are to be covered as additional insured's as respects: liability arising out of work or operations performed by or on behalf of the Consultant; or automobiles owned, leased, hired or borrowed by the Consultant.
2. For any claims related to this project, the Consultant's insurance coverage shall be primary insurance as respects the City, its officers, officials, employees and volunteers. Any insurance or self-insurance maintained by the City, its officers, officials, employees or volunteers shall be excess of the Consultant's insurance and shall not contribute with it.
3. Each insurance policy required by this clause shall be endorsed to state that coverage shall not be canceled by either party, except after thirty (30) days' prior written notice by first class mail, postage prepaid, has been given to the City.
4. Coverage shall not extend to any indemnity coverage for the active negligence of the additional insured in any case where an agreement to indemnify the additional insured would be invalid under Subdivision (b) of Section 2782 of the Civil Code.

Acceptability of Insurers

Insurance is to be placed with insurers with a current A. M. Best's rating of no less than A:VII, unless otherwise acceptable to the City.

Verification of Coverage

Consultant shall furnish the City with original certificates and amendatory endorsements effecting coverage required by this clause. The endorsements should be on forms provided by the City or on other than the City's forms provided those endorsements conform to City requirements. All certificates and endorsements are to be received and approved by the City before work commences. The City reserves the right to require complete, certified copies of all required insurance policies, including endorsements affecting the coverage required by these specifications at any time.

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND COUNCIL MEMBERS

FROM: RANDY MURPHY, CITY ADMINISTRATOR

**RE: AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF OROVILLE AND THE OROVILLE CITY
EMPLOYEES' ASSOCIATION**

DATE: AUGUST 5, 2014

SUMMARY

The Council may consider an Amended and Restated Memorandum of Understanding between the City of Oroville and the Oroville City Employees' Association (OCEA).

DISCUSSION

Staff and OCEA representatives have met and conferred and came to a tentative agreement on an amended MOU (Exhibit A). The final Approved and Restated MOU will be provided under separate cover. Changes to the MOU are in bold red for additions and strike through bold black for deletions.

OCEA members have agreed to reduce the number of paid days off in exchange for incremental salary increases totaling 2.5% over the three-year agreement, along with reopeners if Total City Core Revenues rise above or fall below agreed upon percentages. There is also a medical insurance increase for employees' family coverage, effective January 1, 2015, and some language clean-up in order to be consistent with other Association's MOUs.

The term of this contract is from July 1, 2014 through June 30, 2017. The language changes have been reviewed and tentatively agreed upon by the City Administrator and the membership of OCEA.

FISCAL IMPACT

Preliminary calculations suggest that this action will cost the City approximately \$43,800 for Fiscal Year 2014/15, which has been included in the preliminary budget calculations and a total of approximately \$236,500 during the term of the MOU. However, these amounts do not include the value of the reduction in paid days off, which, while not a true cost savings, do result in improved productivity and staff availability.

RECOMMENDATION

Adopt Resolution No. 8249 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDED AND ADMINISTRATION

CG-5

RESTATED MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE CITY EMPLOYEES' ASSOCIATION – (Agreement No. 1432-13).

ATTACHMENT (S)

Resolution No. 8249
Agreement No. 1432-13

**OROVILLE CITY COUNCIL
RESOLUTION NO. 8249**

A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF OROVILLE AND THE OROVILLE CITY EMPLOYEES' ASSOCIATION

(Agreement No. 1432-13)

BE IT hereby resolved by the Oroville City Council as follows:

1. The Mayor is hereby authorized and directed to execute a Memorandum of Understanding between the City of Oroville and the Oroville City Employees' Association. A copy is attached hereto as Exhibit "A".

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 August 5, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Linda L. Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Randy Murphy, City Clerk

**AGREEMENT NO. 1432-13
WILL BE RECEIVED UNDER
SEPARATE COVER**

**OROVILLE CITY COUNCIL
STAFF REPORT**

**TO: MAYOR AND COUNCIL MEMBERS
RANDY MURPHY, CITY ADMINISTRATOR**

**FROM: DONALD RUST, DIRECTOR (530) 538-2433
LUIS A. TOPETE, ASSOCIATE PLANNER (530) 538-2408
COMMUNITY DEVELOPMENT DEPARTMENT**

**RE: AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT AND
REVISED BUDGET WITH PLACEWORKS**

DATE: AUGUST 5, 2014

SUMMARY

The Council may consider an amendment to the Professional Services Agreement with PlaceWorks, formerly The Planning Center DC&E, in the amount of \$8,600, for planning services relating to the changes to the General Plan Land Use Map and Zoning Map for implementation of the Arts, Culture, and Entertainment District into the City's General Plan and Zoning Code.

BACKGROUND

On January 3, 2012, the Council authorized City staff to apply for the Strategic Growth Council's (SGC) 2nd round of Planning Grants. The grant is being funded by The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 or Proposition 84. Round 2 appropriated \$90 million for State Planning Grants.

On February 15, 2012, the City successfully submitted its grant application.

On July 1, 2012, the City was notified that its grant application was awarded \$390,000 by the state Strategic Growth Council.

On October 3, 2012, and Request for Proposal (RFP) went out for the grant work that was awarded. Notice was posted at City hall and on the City's webpage. Additionally e-mail invites were sent to a list of over 20 consultants on the Planning Division's consultant list.

On November 26, 2012, the City received five proposals from the following planning consultant firms: Atkins, PMC, AECOM, The Planning Institute, and The Planning Center DC&E.

CC-6

On December 18, 2012, the three Planning Division staff reviewed and scored the proposals and made a recommendation to the Executive Committee to interview three consultant firms. Ultimately it was decided to interview three planning firms: The Planning Center DC&E, AECOM and PMC.

On February 7, 2013, the Executive Committee conducted all three interviews. Each interview lasted for one hour. Each consultant team was given thirty minutes to give a presentation on their proposal and thirty minutes to answer questions. After each interview the executive committee had one half hour to deliberate on each interview and score them. The three Committee members and three staff members individually scored each consultant on a weighted scale.

On March 5, 2013, the Oroville City Council adopted Resolution No. 8044 authorizing the City Administrator to execute an agreement on behalf of the City with The Planning Center DC&E for contract planning services regarding the SGC Planning Grant in an amount not to exceed \$299,000.

On June 18, 2013, as a result of additional items requested by the City to be included in the scope of work regarding the Climate Action Plan, the Planning Center DC&E revised their budget by \$19,004 and the change was approved through the adoption of Resolution No. 8086; a resolution of the Oroville City Council authorizing and directing and amendment to the professional services agreement with The Planning Center DC&E for an amount not to exceed \$318,004 for planning services relating to the Sustainable Code Update and Climate Action Plan (Agreement No. 3019-1).

On November 19, 2013, the Oroville City Council adopted Resolution No. 8151, adopting the Final Draft of the Arts, Culture, and Entertainment District (AC&E) planning document which outlines the future of the City's AC&E District for the purpose of revitalizing the City's Historic Downtown as a recreational, community and tourist destination by capitalizing upon the existing cultural, historic, and natural resources of the area.

DISCUSSION

The American Planning Association, Sacramento Valley Section's Awards Committee, met in May to review the best examples of planning in the Sacramento Valley Section, which covers 19 counties from San Joaquin County in the south to Siskiyou and Modoc counties in the north. The City of Oroville's AC&E District was the sole recipient of the Section Excellence Award under the Economic Planning and Development Award category.

As the City is currently in the process of completing the Sustainable Code Update and Climate Action Plan, which includes revisions to the General Plan land use map and Zoning map to ensure consistency between both documents, staff believes that now would be the appropriate time to incorporate the AC&E District into the General Plan and Zoning Code. As PlaceWorks, formerly The Planning Center DC&E, is the

consultant that the City has entered into an agreement with for the completion of the work associated with the SGC Planning Grant, staff is recommending an amendment to the existing agreement (Agreement No. 3019-1) for the purpose of completing the work involved with including the AC&E district into the City's General Plan and Zoning Code.

The existing agreement (Agreement No. 3019-1) is for an amount not to exceed \$318,004. If the proposed amendment to the agreement is approved, the contract amount will increase by \$8,600 to an amount not to exceed \$326,604 without authorization from the City Council.

FISCAL IMPACT

Impact to the General Fund of \$8,600 to cover the cost of the additional scope of work.

RECOMMENDATIONS

1. Adopt Resolution No. 8250 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH PLACEWORKS, FORMERLY THE PLANNING CENTER DC&E, FOR AN ADDITIONAL AMOUNT OF \$8,600, FOR PLANNING SERVICES RELATING TO THE CHANGES OF THE GENERAL PLAN LAND USE MAP AND ZONING MAP FOR IMPLEMENTATION OF THE ARTS, CULTURE AND ENTERTAINMENT DISTRICT INTO THE CITY'S GENERAL PLAN AND ZONING CODE – (Agreement No. 3019-2).

2. Direct staff to reflect any necessary changes to the 2014/15 Final Budget.

ATTACHMENT

- A – Resolution No. 8250
- B – Agreement No. 3019-2

**CITY OF OROVILLE
RESOLUTION NO. 8250**

A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH PLACEWORKS, FORMERLY THE PLANNING CENTER DC&E, FOR AN ADDITIONAL AMOUNT OF \$8,600, FOR PLANNING SERVICES RELATING TO THE CHANGES OF THE GENERAL PLAN LAND USE MAP AND ZONING MAP FOR IMPLEMENTATION OF THE ARTS, CULTURE AND ENTERTAINMENT DISTRICT INTO THE CITY'S GENERAL PLAN AND ZONING CODE

(Agreement No. 3019-2)

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

1. The City Administrator is hereby authorized and directed to execute an amendment to the Professional Services Agreement with PlaceWorks, formerly The Planning Center DC&E, for an additional amount of \$8,600, for planning services relating to the changes of the General Plan Land Use Map and Zoning Map for implementation of the Arts, Culture and Entertainment District into the City's General Plan and Zoning Code.

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

PASSED AND ADOPTED by the Oroville City Council at a regular meeting on August 5, 2014 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Linda L. Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Randy Murphy, City Clerk

AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH PLACEWORKS (FORMERLY THE PLANNING CENTER DC&E)

This Second Amendment (Amendment) dated August 5, 2014, is to Agreement No. 3019 between the City of Oroville ("City") and PlaceWorks, formerly The Planning Center-DC&E Engineering, Inc. ("Consultant").

In consideration of the terms and conditions herein, the City and Consultant agree that Agreement No. 3019 shall be amended as follows:

1. On March 3, 2013, the Oroville City Council authorized the City Administrator to execute an agreement with the Consultant in an amount not to exceed Two Hundred and Ninety Nine Thousand dollars (\$299,000).
2. On June 18, 2013, the Oroville City Council authorized the City Administrator to execute an amendment to the professional services agreement with PlaceWorks, formerly the Planning Center-DC&E, to increase the Council's original authorization by Nineteen Thousand and Four dollars (\$19,004) for a total amount not to exceed Three Hundred Eighteen Thousand and Four dollars (\$318,004).
3. This agreement shall amend the Council's previous authorization by Eight Thousand Six Hundred dollars (\$8,600).
4. In no event shall the Consultants compensation exceed the amount of Three Hundred Twenty Six Thousand Six Hundred and Four dollars (\$326,604) without additional written authorization from the City governing body.
5. Conflicts between the Agreement and this Amendment shall be controlled by this Amendment. All other provisions within Agreement No. 3019 shall remain in full force and effect.

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CITY OF OROVILLE

PLACEWORKS

By: _____
Linda L. Dahlmeier, Mayor

By: _____

Title: _____

APPROVED AS TO FORM:

ATTEST:

By: _____
Scott E. Huber, City Attorney

By: _____
Randy Murphy, City Clerk

**OROVILLE CITY COUNCIL
STAFF REPORT**

**TO: MAYOR AND COUNCIL MEMBERS
RANDY MURPHY, CITY ADMINISTRATOR**

**FROM: DONALD RUST, DIRECTOR (530) 538-2433
RICK WALLS, INTERIM CITY ENGINEER
COMMUNITY DEVELOPMENT DEPARTMENT**

**RE: ANNUAL ASSESSMENTS FOR THE CITY'S CONSOLIDATED
BENEFIT ASSESSMENT DISTRICT, ZONES 1-8**

DATE: AUGUST 5, 2014

SUMMARY

The Council will conduct a public hearing regarding the annual assessments relating to the City's Consolidated Benefit Assessment Districts (CBAD).

SUMMARY

As a condition of approval for each subdivision identified below, the Developer was required to establish or annex into a benefit assessment district. Each subdivision represents a Zone within the larger district. Each Zone is financially responsible for the maintenance of the storm water infrastructure (manholes, drain pipes, etc.), including storm water retention facilities within the subdivision. The particular Zones within the City's CBAD are identified below:

ZONE NUMBER AND NAME
Zone 1 – Linkside Place, Phase 1
Zone 2 – Foothill Estates
Zone 3 – Mission Olive Ranch
Zone 4 – Vista Del Oro
Zone 5 – Calle Vista Estates, Unit 2
Zone 6 – Martin Ranch
Zone 7 – Jake Richter Estates
Zone 8 – Acacia Estates

Pursuant to the Benefit Assessment Act of 1982, which authorizes the formation and annual assessment of such districts, an Annual Assessment Report was prepared and filed with the City Clerk prior to the July 15, 2014 City Council meeting. The purpose of the report is to document the annual costs involved in the operation, maintenance and servicing of all improvements, adjust the annual assessments to incorporate any surplus

CC-7

or deficit from the previous year and to determine the actual annual assessment for each assessable parcel within the CBAD.

The Council will consider the following items for the CBAD:

1. Open and conduct a public hearing to receive public comment regarding the CBAD and/or the assessments for Fiscal Year 2014/2015.
2. After any public comment, close the public hearing and consider approval of the Resolution Ordering the Levy and Collection of Assessments.

FISCAL IMPACT

Assessments are collected for the City of Oroville by the Butte County Tax Collector to reimburse the City for the costs of operating, maintaining and servicing the storm water infrastructure within the CBAD.

RECOMMENDATION(S)

1. Adopt Resolution No. 8251 - A RESOLUTION OF THE CITY COUNCIL APPROVING THE ANNUAL ASSESSMENT REPORT, AS SUBMITTED OR AMENDED, AND TO ORDER THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE OROVILLE CONSOLIDATED BENEFIT ASSESSMENT DISTRICT FOR FISCAL YEAR 2014/2015
2. Authorize the Mayor to sign the Proposition 218 Certificate for inclusion on the 2014/2015 Butte County Tax Roll.
3. Direct staff to reflect any necessary changes in the 2014/15 Final Budget.

ATTACHMENT(S)

Public Hearing Notice
Resolution No. 8251
CBAD Assessment Summary
Proposition 218 Certification of Tax Bill Levy

Note: In order to reduce copying costs, only the Assessment Summary of the Annual Assessment Report is attached to this staff report. The complete Annual Assessment Report for the CLLMAD is available for review in the City Clerk's office.

July 16, 2014

**CITY OF OROVILLE
NOTICE OF PUBLIC HEARING**

Notice is hereby given that Oroville City Council will hold a public hearing on August 5, 2014 at 6:00 p.m., in the Oroville City Council Chambers, 1735 Montgomery Street, Oroville, California, 95965-4897, to consider the following:

APPROVAL OF THE ENGINEER'S REPORT AND THE FILING OF THE 2014/2015 ANNUAL ASSESSMENT REPORT FOR THE CITY OF OROVILLE CONSOLIDATED LIGHTING AND LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT (CLLMAD)

APPROVAL OF THE ENGINEER'S REPORT AND THE FILING OF THE 2014/2015 ANNUAL ASSESSMENT REPORT FOR THE CITY OF OROVILLE CONSOLIDATED BENEFIT ASSESSMENT DISTRICT (CBAD).

The July 15, 2014 Oroville City Council Agenda included action items (Resolution No.'s 8239 and 8238), directing Special District Services, Inc. to file the Annual CLLMAD and CBAD Assessment Reports for the aforementioned maintenance districts in accordance with the provisions of the Landscaping & Lighting Act of 1972, and the Benefit Assessment Act of 1982, respectively. These resolutions also declared the City's intention to levy and collect the annual assessments, and set a date of August 5, 2014 to hold a public hearing on these matters. After concluding the public hearing on August 5, 2014, the City Council may confirm the annual assessment reports and order the levy and collection of assessments for the CLLMAD and CBAD.

Interested persons are urged to attend this public hearing or to submit comments in writing. Additional information can be obtained from the Public Works Department at 1735 Montgomery Street, Oroville, CA 95965-4897, telephone number (530) 538-2401.

Randy Murphy
City Clerk

Posted – July 17, 2014
Published – July 21, 2014

**CITY OF OROVILLE
RESOLUTION NO. 8251**

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO APPROVE THE ANNUAL ASSESSMENT REPORT, AS SUBMITTED OR AMENDED, AND TO ORDER THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE OROVILLE CONSOLIDATED BENEFIT ASSESSMENT DISTRICT FOR FISCAL YEAR 2014/2015

WHEREAS, the Oroville City Council, pursuant to the terms of the "Benefit Assessment Act of 1982" (the "1982 Act"), Title 5, Division 2, Part 1 of the California Government Code (commencing with Section 54703) did by previous Resolutions, initiate proceedings and approve the Annual Assessment Report (the "Report"), on a preliminary basis, for the special maintenance district known and designated as "The Oroville Consolidated Benefit Assessment District" (the "District"). The District is comprised of several Zones which are identified below:

ZONE NUMBER AND NAME
Zone 1 – Linkside Place, Phase 1
Zone 2 – Foothill Estates
Zone 3 – Mission Olive Ranch
Zone 4 – Vista Del Oro
Zone 5 – Calle Vista Estates, Unit 2
Zone 6 – Martin Ranch
Zone 7 – Jake Richter
Zone 8 – Acacia Estates

WHEREAS, the engineer selected by the City Council has prepared and filed with the City Clerk, the Report in connection with the proposed levy and collection of assessments upon eligible parcels of land within each Zone. The Report has been prepared based on the estimated costs to operate, maintain and service the improvements located within particular Zones of the District; and,

WHEREAS, the City Council has carefully examined and reviewed the Report and is satisfied with each of the items and documents as presented therein, and finds that the assessments have been spread to the eligible parcels within each Zone in accordance with the special benefit received from said improvements; and,

WHEREAS, the assessments are not based on the assessed value of the properties within the Zones but are based on the special benefit conferred upon said eligible parcels from the improvements, and the maintenance and operation thereof; and,

WHEREAS, the assessments are in compliance with all laws pertaining to the levy and collection of assessments, including Proposition 218; and,

NOW, THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

1. Following notice duly given, the City Council has held a full and fair public hearing regarding the Report and the levy and collection of assessments within the District. The City Council received and considered all written and oral statements, including any and all protests or other communications made or filed by any interested persons.
2. Based upon its review (and any applicable amendments) of the Report, a copy of which has been filed with the City Clerk, the City Council hereby finds and determines that:
 - a. The assessable properties within the Zones will receive special benefit from the operation, maintenance and servicing of the drainage improvements.
 - b. The Zones include all properties receiving such special benefit.
 - c. The net amount to be assessed upon the properties is based on the historical and estimated costs to provide said maintenance and servicing and is apportioned by a formula that fairly distributes the net amount among all assessable parcels in proportion to the estimated special benefit received from the improvements and services.
3. The Report and assessments, as presented and which are on file with the office of the City Clerk, are hereby confirmed as filed.
4. The City Council hereby orders the maintenance and servicing of the improvements to be made in accordance with the Report and the 1982 Act.
5. The maintenance, operation and servicing of the drainage improvements shall be performed pursuant to the 1982 Act and the County Auditor of Butte County shall enter onto the County Tax Roll, opposite each assessable parcel of land, the assessment amount and such assessments shall be collected at the same time and in the same manner as the County taxes are collected. After collection of the assessments by the County, the net amount of said assessments shall be paid to the City Treasurer.
6. The City Treasurer shall deposit all money representing assessments collected by the County to the credit of a fund especially for the District. Such money shall be expended only for the maintenance, operations and servicing of the improvements located within the District boundaries.
7. The adoption of this Resolution constitutes the levy of assessments within the Zones for the fiscal year beginning July 1, 2014 and ending June 30, 2015.
8. The City Clerk is hereby authorized and directed to file the levy with the County Auditor upon adoption of this Resolution.
9. A certified copy of this Resolution shall be filed in the office of the City Clerk and shall remain open for public inspection.

PASSED AND ADOPTED by the Oroville City Council at a regular meeting held on August 5, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSTENT:

Linda Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott Huber, City Attorney

Randy Murphy, City Clerk

CBAD 2014/2015 ASSESSMENT SUMMARY

Zone Name	Total Assessable Units	Total Assessable Costs	Maximum Assessment Rate per Unit	Proposed Assessment Rate per Unit
Zone 1 – Linkside Place, Phase 1	65	\$0.00	\$316.30	\$0.00
Zone 2 – Foothill Estates	25	\$0.00	\$367.93	\$0.00
Zone 3 – Mission Olive Ranch	19	\$0.00	\$320.59	\$0.00
Zone 4 – Vista Del Oro	92	\$0.00	\$258.21	\$0.00
Zone 5 – Calle Vista Estates, Unit 2	44	\$0.00	\$191.06	\$0.00
Zone 6 – Martin Ranch	0	\$0.00	\$0.00	\$0.00
Zone 7 – Jake Richter	8	\$0.00	\$273.43	\$0.00
Zone 8 – Acacia Estates	0	\$0.00	\$190.75	\$0.00
TOTALS:	253	\$0.00		

PROPOSITION 218 CERTIFICATION - CBAD

CERTIFICATION OF TAX BILL LEVY

The Agency/District hereby certifies that the special tax(es), fee(s) and assessment(s) listed below that are to be placed on the 2014/2015 Secured Property Tax bill by the Agency/District meet the requirements of Proposition 218 that added Articles XIII C and XIII D to the State Constitution.

Article XIII C. Sec. 2 (c) *“Any general tax imposed, extended, or increased, without voter approval, by any local government on or after January 1, 1995, and prior to the effective date of this article, shall continue to be imposed only if approved by a majority vote of the voters voting in an election on the issue of the imposition, which election shall be held within two years of the effective date of this article and in compliance with subdivision (b).”*

Article XIII D. Sec. 5 *“...this article shall become effective the day after the election unless otherwise provided. Beginning July 1, 1997, all fees or charges shall comply with this section.”*

The Agency/District agrees to defend, indemnify and hold harmless the County of Butte, the Board of Supervisors, the Auditor-Controller, the Tax Collector, its officers and employees, from litigation over whether the requirements of Proposition 218 were met with respect to such levy (levies).

If any judgment is entered against any indemnified party as a result of not meeting the requirements of Proposition 218 for such special tax(es), fee(s) or assessment(s), the Agency/District agrees that the County may offset the amount of any judgment paid by an indemnified party from the monies collected by the County of Agency/District behalf, including property taxes, special taxes, fees or assessments.

Agency/District: CITY OF OROVILLE

By: _____
Linda Dahlmeier, Mayor

Listing of Agency/District's 2014/2015 Special Taxes, Fees and/or Assessments:

The City will not be assessing any of the Zones within the District for Fiscal Year 2014/2015.

**OROVILLE CITY COUNCIL
STAFF REPORT**

**TO: MAYOR AND COUNCIL MEMBERS
RANDY MURPHY, CITY ADMINISTRATOR**

**FROM: DONALD RUST, DIRECTOR (530) 538-2433
RICK WALLS, INTERIM CITY ENGINEER
COMMUNITY DEVELOPMENT DEPARTMENT**

**RE: ANNUAL ASSESSMENTS FOR THE CITY'S CONSOLIDATED
LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT
DISTRICT, ZONES 1-17**

DATE: AUGUST 5, 2014

SUMMARY

The Council will conduct a public hearing regarding the annual assessments relating to the City's Consolidated Landscape and Lighting Maintenance Assessment Districts (CLLMAD).

DISCUSSION

As a condition of approval for each subdivision identified below, the developer was required to establish or annex into a landscape and lighting maintenance assessment district. Each subdivision represents a Zone within the larger district. Each Zone is financially responsible for the maintenance of the landscaped areas dedicated to the City and for the cost of maintaining the City owned street lights within the subdivision. The particular Zones within the City's CLLMAD are identified below:

ZONE NUMBER AND NAME
Zone 1 – Grandview Estates
Zone 2 – The Buttes
Zone 3 – Deer Creek Estates, Phase 1
Zone 4 – Calle Vista Estates, Unit 1
Zone 5 – Cherokee Estates, Phase 1
Zone 6 – Sherwood Estates, Units 1 & 2
Zone 7 – Grayhawk
Zone 8 – Cherokee Estates, Phase 2
Zone 9 – Linkside Place, Phase 1
Zone 10 – Foothill Estates
Zone 11 – Mission Olive Ranch
Zone 12 – Vista Del Oro

Zone 13 – Calle Vista Estates, Unit 2
Zone 14 – Martin Ranch
Zone 15 – Jake Richter
Zone 16 – Acacia Estates
Zone 17 – Feather River Bluffs

Pursuant to the Landscape and Lighting Act of 1972, which authorizes the formation and annual assessment of such districts, an Annual Assessment Report was prepared and filed with the City Clerk prior to the July 15, 2014 City Council meeting. The purpose of the report is to document the annual costs involved in the operation, maintenance and servicing of all improvements, adjust the annual assessments, to incorporate any surplus or deficit from the previous year and to determine the actual annual assessment for each assessable parcel within the CLLMAD.

The City Council will consider the following items for the CLLMAD:

1. Open and conduct a public hearing to receive public comment regarding the CLLMAD and/or the assessments for Fiscal Year 2014/2015.
2. After any public comment, close the public hearing and consider approval of the Resolution Ordering the Levy and Collection of Assessments.

FISCAL IMPACT

Assessments are collected for the City of Oroville by the Butte County Tax Collector to reimburse the City for the costs of operating, maintaining and servicing the landscape and lighting improvements within the CLLMAD.

RECOMMENDATION(S)

1. Adopt Resolution No. 8252 - A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING THE ANNUAL ASSESSMENT REPORT, AS SUBMITTED OR AMENDED, AND TO ORDER THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE OROVILLE CONSOLIDATED LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2014/2015
2. Authorize the Mayor to sign the Proposition 218 Certificate for inclusion on the 2014/2015 Butte County Tax Roll.
3. Direct staff to reflect any necessary changes in the 2014/15 Final Budget.

ATTACHMENT(S)

Public Hearing Notice
Resolution No. 8252

**CLLMAD Assessment Summary
Proposition 218 Certification of Tax Bill Levy**

Note: In order to reduce copying costs, only the Assessment Summary of the Annual Assessment Report is attached to this staff report. The complete Annual Assessment Report for the CLLMAD is available for review in the City Clerk's office.

July 16, 2014

**CITY OF OROVILLE
NOTICE OF PUBLIC HEARING**

Notice is hereby given that Oroville City Council will hold a public hearing on August 5, 2014 at 6:00 p.m., in the Oroville City Council Chambers, 1735 Montgomery Street, Oroville, California, 95965-4897, to consider the following:

APPROVAL OF THE ENGINEER'S REPORT AND THE FILING OF THE 2014/2015 ANNUAL ASSESSMENT REPORT FOR THE CITY OF OROVILLE CONSOLIDATED LIGHTING AND LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT (CLLMAD)

APPROVAL OF THE ENGINEER'S REPORT AND THE FILING OF THE 2014/2015 ANNUAL ASSESSMENT REPORT FOR THE CITY OF OROVILLE CONSOLIDATED BENEFIT ASSESSMENT DISTRICT (CBAD).

The July 15, 2014 Oroville City Council Agenda included action items (Resolution No.'s 8239 and 8238), directing Special District Services, Inc. to file the Annual CLLMAD and CBAD Assessment Reports for the aforementioned maintenance districts in accordance with the provisions of the Landscaping & Lighting Act of 1972, and the Benefit Assessment Act of 1982, respectively. These resolutions also declared the City's intention to levy and collect the annual assessments, and set a date of August 5, 2014 to hold a public hearing on these matters. After concluding the public hearing on August 5, 2014, the City Council may confirm the annual assessment reports and order the levy and collection of assessments for the CLLMAD and CBAD.

Interested persons are urged to attend this public hearing or to submit comments in writing. Additional information can be obtained from the Public Works Department at 1735 Montgomery Street, Oroville, CA 95965-4897, telephone number (530) 538-2401.

Randy Murphy
City Clerk

Posted – July 17, 2014
Published – July 21, 2014

**CITY OF OROVILLE
RESOLUTION NO. 8252**

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO APPROVE THE ANNUAL ASSESSMENT REPORT, AS SUBMITTED OR AMENDED, AND TO ORDER THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE OROVILLE CONSOLIDATED LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2014/2015

WHEREAS, the Oroville City Council, pursuant to the terms of the "Landscaping and Lighting Act of 1972" (the 1972 Act"), Division 15, Part 2, Chapter 1, Article 1 of the Streets and Highways Code of the State of California (commencing with Section 22500) did by previous Resolutions, initiate proceedings and approve the Annual Assessment Report (the "Report"), on a preliminary basis, for the special maintenance district known and designated as "The Oroville Consolidated Landscape and Lighting Maintenance Assessment District" (the "District"). The District is comprised of several Zones which are identified below:

ZONE NUMBER AND NAME
Zone 1 – Grandview Estates
Zone 2 – The Buttes
Zone 3 – Deer Creek Estates, Phase 1
Zone 4 – Calle Vista Estates, Unit 1
Zone 5 – Cherokee Estates, Phase 1
Zone 6 – Sherwood Estates, Units 1 & 2
Zone 7 – Grayhawk
Zone 8 – Cherokee Estates, Phase 2
Zone 9 – Linkside Place, Phase 1
Zone 10 – Foothill Estates
Zone 11 – Mission Olive Ranch
Zone 12 – Vista Del Oro
Zone 13 – Calle Vista Estates, Unit 2
Zone 14 – Martin Ranch
Zone 15 – Jake Richter
Zone 16 – Acacia Estates
Zone 17 – Feather River Bluffs

WHEREAS, the engineer selected by the City Council has prepared and filed with the City Clerk, the Report in connection with the proposed levy and collection of assessments upon eligible parcels of land within each Zone. The Report has been prepared based on the estimated costs to operate, maintain and service the improvements located within particular Zones of the District; and,

WHEREAS, the City Council has carefully examined and reviewed the Report and is satisfied with each of the items and documents as presented therein, and finds

that the assessments have been spread to the eligible parcels within each Zone in accordance with the special benefit received from said improvements; and,

WHEREAS, the assessments are not based on the assessed value of the properties within the Zones but are based on the special benefit conferred upon said eligible parcels from the improvements, and the maintenance and operation thereof; and,

WHEREAS, the assessments are in compliance with all laws pertaining to the levy and collection of assessments, including Proposition 218; and,

NOW, THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

1. Following notice duly given, the City Council has held a full and fair public hearing regarding the Report and the levy and collection of assessments within the District. The City Council received and considered all written and oral statements, including any and all protests or other communications made or filed by any interested persons.
2. Based upon its review (and any applicable amendments) of the Report, a copy of which has been filed with the City Clerk, the City Council hereby finds and determines that:
 - a. The assessable properties within the Zones will receive special benefit from the operation, maintenance and servicing of the landscape and lighting improvements.
 - b. The Zones include all properties receiving such special benefit.
 - c. The net amount to be assessed upon the properties is based on the historical and estimated costs to provide said maintenance and servicing and is apportioned by a formula that fairly distributes the net amount among all assessable parcels in proportion to the estimated special benefit received from the improvements and services.
3. The Report and assessments, as presented and which are on file with the office of the City Clerk, are hereby confirmed as filed.
4. The City Council hereby orders the maintenance and servicing of the improvements to be made in accordance with the Report and the 1972 Act.
5. The maintenance, operation and servicing of the landscape and lighting improvements shall be performed pursuant to the 1972 Act and the County Auditor of Butte County shall enter onto the County Tax Roll, opposite each assessable parcel of land, the assessment amount and such assessments shall be collected at the same time and in the same manner as the County taxes are collected. After collection of the assessments by the County, the net amount of said assessments shall be paid to the City Treasurer.
6. The City Treasurer shall deposit all money representing assessments collected by the County to the credit of a fund especially for the District. Such

money shall be expended only for the maintenance, operations and servicing of the landscape and lighting improvements located within the District boundaries.

7. The adoption of this Resolution constitutes the levy of assessments within the Zones for the fiscal year beginning July 1, 2014 and ending June 30, 2015.
8. The City Clerk is hereby authorized and directed to file the levy with the County Auditor upon adoption of this Resolution.
9. A certified copy of this Resolution shall be filed in the office of the City Clerk and shall remain open for public inspection.

PASSED AND ADOPTED by the Oroville City Council at a regular meeting held on August 5, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSTENT:

Linda Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott Huber, City Attorney

Randy Murphy, City Clerk

CLLMAD 2014/2015 ASSESSMENT SUMMARY

Zone Name	Total Assessable Units	Total Assessable Costs 2014/2015	Maximum Assessment Rate per Unit	Assessment Rate per Unit 2013/2014	Proposed Assessment Rate per Unit 2014/2015
Zone 1 – Grandview Estates	21	\$2,721.60	\$238.10	\$92.88	\$129.60
Zone 2 – The Buttes	58	\$5,057.60	\$122.96	\$66.46	\$87.20
Zone 3 – Deer Creek Estates, Phase 1	72	\$740.16	\$30.12	\$30.12	\$10.28
Zone 4 – Calle Vista Estates, Phase 1	70	\$4,859.40	\$76.11	\$68.22	\$69.42
Zone 5 – Cherokee Estates, Phase 1	12	\$948.96	\$79.08	\$79.08	\$79.08
Zone 6 – Sherwood Estates, Units 1 & 2	49	\$1,535.66	\$42.00	\$42.00	\$31.34
Zone 7 – Grayhawk	30	\$1,584.60	\$197.63	\$158.84	\$52.82
Zone 8 – Cherokee Estates, Phase 2	20	\$2,703.20	\$400.59	\$0.00	\$135.16
Zone 9 – Linkside Place, Phase 1	65	\$8,559.20	\$416.83	\$23.80	\$131.68
Zone 10 – Foothill Estates	25	\$1,153.00	\$602.99	\$189.88	\$46.12
Zone 11 – Mission Olive Ranch	19	\$384.94	\$463.25	\$74.92	\$20.26
Zone 12 – Vista Del Oro	92	\$6,322.24	\$181.89	\$124.08	\$68.72
Zone 13 – Calle Vista Estates, Unit 2	44	\$762.08	\$253.24	\$156.12	\$17.32
Zone 14 – Martin Ranch	0	\$0.00	\$0.00	\$0.00	\$0.00
Zone 15 – Jake Richter	8	\$0.00	\$270.50	\$98.34	\$0.00
Zone 16 – Feather River Bluffs	0	\$0.00	\$46.14	\$0.00	\$0.00
Zone 17 – Acacia Estates	0	\$0.00	\$87.26	\$0.00	\$0.00
TOTALS:	585	\$37,332.64			

Listing of Agency/District's 2014/2015 Special Taxes, Fees and/or Assessments:

- Consolidated LLMAD, Zone 1 – Grandview Estates
- Consolidated LLMAD, Zone 2 – The Buttes
- Consolidated LLMAD, Zone 3 – Deer Creek Estates
- Consolidated LLMAD, Zone 4 – Calle Vista Estates, Unit 1
- Consolidated LLMAD, Zone 5 – Cherokee Estates, Phase 1
- Consolidated LLMAD, Zone 6 – Sherwood Estates, Units 1 and 2
- Consolidated LLMAD, Zone 7 – Grayhawk
- Consolidated LLMAD, Zone 8 – Cherokee Estates, Phase 2
- Consolidated LLMAD, Zone 9 – Linkside Estates
- Consolidated LLMAD, Zone 10 – Foothill Estates
- Consolidated LLMAD, Zone 11 – Mission Olive Ranch
- Consolidated LLMAD, Zone 12 – Vista Del Oro
- Consolidated LLMAD, Zone 13 – Calle Vista Estates, Unit 2

The other Zones within this District are not being assessed for FY 2014/2015.

PROPOSITION 218 CERTIFICATION - CLLMAD

CERTIFICATION OF TAX BILL LEVY

The Agency/District hereby certifies that the special tax(es), fee(s) and assessment(s) listed below that are to be placed on the 2014/2015 Secured Property Tax bill by the Agency/District meet the requirements of Proposition 218 that added Articles XIII C and XIII D to the State Constitution.

Article XIII C. Sec. 2 (c) "Any general tax imposed, extended, or increased, without voter approval, by any local government on or after January 1, 1995, and prior to the effective date of this article, shall continue to be imposed only if approved by a majority vote of the voters voting in an election on the issue of the imposition, which election shall be held within two years of the effective date of this article and in compliance with subdivision (b)."

Article XIII D. Sec. 5 "...this article shall become effective the day after the election unless otherwise provided. Beginning July 1, 1997, all fees or charges shall comply with this section."

The Agency/District agrees to defend, indemnify and hold harmless the County of Butte, the Board of Supervisors, the Auditor-Controller, the Tax Collector, its officers and employees, from litigation over whether the requirements of Proposition 218 were met with respect to such levy (levies).

If any judgment is entered against any indemnified party as a result of not meeting the requirements of Proposition 218 for such special tax(es), fee(s) or assessment(s), the Agency/District agrees that the County may offset the amount of any judgment paid by an indemnified party from the monies collected by the County of Agency/District behalf, including property taxes, special taxes, fees or assessments.

Agency/District: CITY OF OROVILLE

By: _____
Linda Dahlmeier, Mayor

Consolidated Landscape and Lighting Maintenance Assessment District

(See next page for listing of Zones to be assessed for FY 2014/2015)

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND COUNCIL MEMBERS

FROM: RANDY MURPHY, CITY ADMINISTRATOR

RE: SUPPORT OF RESOLUTION RELATING TO ENVIRONMENTAL AND PUBLIC SAFETY IMPACTS OF ILLEGAL MARIJUANA GROWS

DATE: AUGUST 5, 2014

SUMMARY

The Council may consider providing direction to staff in regards to a proposed League of California Cities' resolution relating to the environmental and public safety impacts of illegal marijuana grows.

DISCUSSION

When California voters approved Proposition 215 in 1996 there was little thought given to a wide range of problems which have emerged in association with the increased availability and demand for marijuana. Cities within the Redwood Empire Division, as well as other communities within California, have grappled with the impacts of illicit marijuana grow sites for decades. Yet in recent years, the environmental degradation from marijuana growing operations and public safety threats has grown exponentially. In 2011, Fort Bragg City Council Member Jere Melo was fatally shot while investigating illegal marijuana cultivation on private timber lands in Mendocino County.

Illegal marijuana cultivation activities are causing extreme environmental degradation including habitat destruction and fragmentation, illegal water diversions, killing and poisoning wildlife, unregulated use of fertilizers, pesticides, rodenticides contaminating land and polluting waters without regard for the cumulative impacts to the environment and the public's health and safety. It is expensive to remediate this environmental destruction that often destroys significant federal, state, local, tribal and private investments in restoring or protecting the surrounding landscape.

Public concern for widespread landscape-level environmental damage resulting from unregulated growing operations and escalating violent crimes associated with the marijuana industry has reached a tipping point across the State of California. The Redwood Empire Division joins with other cities throughout the state in a call for action to reverse these trends.

Cities throughout California have struggled with regulating marijuana dispensaries and grow houses along with the associated community impacts of such facilities and land use

activities. Many unforeseen environmental impacts and public safety concerns are now emerging as a consequence of increased production and demand for marijuana.

Critical water shortages across the state due to prolonged drought conditions have resulted in the Governor declaring a drought state of emergency. Illegal water diversions for the purpose of cultivating marijuana plantations are increasing throughout the state. These activities impact agricultural production and domestic water use. The cumulative impacts to watershed health are considerable and pose direct threats to California's salmon, trout, and other and other sensitive aquatic species, especially at critical life stages during seasonally low flow conditions. In addition, under drought conditions, the risk of fire is elevated. The presence of marijuana grow sites in fire prone areas contributes to potential wildfire risks at the Wildland/Urban interface.

The presence of illegal marijuana growing sites on state and federal public lands creates unsafe conditions for visitors. Such lands are managed with taxpayer support and are intended to be for enjoyment by the public, recreation and conservation. However, the increasing level of violence and threats to public safety related to illegal marijuana grows on both private and public lands are contributing to a sense of lawlessness and impacting nearby communities where criminal activities are expanding.

The lack of oversight of marijuana cultivation operations to ensure compliance with existing state and federal environmental regulations is impacting water quality and quantity statewide. The current legal and regulatory framework is inadequate to address numerous environmental issues, as well as public health and safety.

The Division's resolution seeks to address the devastating environmental impacts of illegal marijuana grows on both private and public lands throughout California and the rising threat to public safety relating to these illegal sites. The resolution will provide the League of California Cities with the direction to call upon the Governor and State Legislature to convene a summit to develop responsive solutions, and secure adequate funding for implementation of strategies.

FISCAL IMPACT

None

RECOMMENDATION

Provide direction to staff.

ATTACHMENTS

League of California Cities Annual Conference Resolutions Packet



*Annual Conference
Resolutions Packet*

2014 Annual Conference Resolutions



116th Annual Conference

Los Angeles

September 3 - 5, 2014

INFORMATION AND PROCEDURES

RESOLUTIONS CONTAINED IN THIS PACKET: The League bylaws provide that resolutions shall be referred by the president to an appropriate policy committee for review and recommendation. Resolutions with committee recommendations shall then be considered by the General Resolutions Committee at the Annual Conference.

This year, one resolution has been introduced for consideration by the Annual Conference and referred to the League policy committees.

POLICY COMMITTEES: Two policy committees will meet at the Annual Conference to consider and take action on the resolution referred to them. The committees are Environmental Quality and Public Safety. These committees will meet on Wednesday, September 3, 2014, at the JW Marriott Hotel in Los Angeles. The sponsor of the resolution has been notified of the time and location of the meetings.

GENERAL RESOLUTIONS COMMITTEE: This committee will meet at 1:00 p.m. on Thursday, September 4, at the Los Angeles Convention Center, to consider the reports of the two policy committees regarding the resolution. This committee includes one representative from each of the League's regional divisions, functional departments and standing policy committees, as well as other individuals appointed by the League president. Please check in at the registration desk for room location.

ANNUAL LUNCHEON/BUSINESS MEETING/GENERAL ASSEMBLY: This meeting will be held at 12:00 p.m. on Friday, September 5, at the Los Angeles Convention Center.

PETITIONED RESOLUTIONS: For those issues that develop after the normal 60-day deadline, a resolution may be introduced at the Annual Conference with a petition signed by designated voting delegates of 10 percent of all member cities (47 valid signatures required) and presented to the Voting Delegates Desk at least 24 hours prior to the time set for convening the Annual Business Session of the General Assembly. This year, that deadline is 12:00 p.m., Thursday, September 4. If the petitioned resolution is substantially similar in substance to a resolution already under consideration, the petitioned resolution may be disqualified by the General Resolutions Committee.

Resolutions can be viewed on the League's Web site: www.cacities.org/resolutions.

Any questions concerning the resolutions procedures may be directed to Meg Desmond at the League office: mdesmond@cacities.org or (916) 658-8224

GUIDELINES FOR ANNUAL CONFERENCE RESOLUTIONS

Policy development is a vital and ongoing process within the League. The principal means for deciding policy on the important issues facing cities is through the League's eight standing policy committees and the board of directors. The process allows for timely consideration of issues in a changing environment and assures city officials the opportunity to both initiate and influence policy decisions.

Annual conference resolutions constitute an additional way to develop League policy. Resolutions should adhere to the following criteria.

Guidelines for Annual Conference Resolutions

1. Only issues that have a direct bearing on municipal affairs should be considered or adopted at the Annual Conference.
2. The issue is not of a purely local or regional concern.
3. The recommended policy should not simply restate existing League policy.
4. The resolution should be directed at achieving one of the following objectives:
 - (a) Focus public or media attention on an issue of major importance to cities.
 - (b) Establish a new direction for League policy by establishing general principals around which more detailed policies may be developed by policy committees and the board of directors.
 - (c) Consider important issues not adequately addressed by the policy committees and board of directors.
 - (d) Amend the League bylaws (requires 2/3 vote at General Assembly).

LOCATION OF MEETINGS

Policy Committee Meetings

Wednesday, September 3, 2014
JW Marriott Los Angeles Hotel
900 West Olympic Boulevard, Los Angeles

Environmental Quality: 9:00 a.m. – 10:30 a.m.
Public Safety: 10:30 a.m. – 12:00 p.m.

General Resolutions Committee

Thursday, September 4, 2014, 1:00 p.m.
Los Angeles Convention Center
1201 South Figueroa Street, Los Angeles

Annual Business Meeting and General Assembly Luncheon

Friday, September 5, 2013, 12:00 p.m.
Los Angeles Convention Center
1201 South Figueroa Street, Los Angeles

KEY TO ACTIONS TAKEN ON RESOLUTIONS

Resolutions have been grouped by policy committees to which they have been assigned.

Number	Key Word Index	Reviewing Body Action		
		1	2	3

- 1 - Policy Committee Recommendation to General Resolutions Committee
- 2 - General Resolutions Committee
- 3 - General Assembly

ENVIRONMENTAL QUALITY POLICY COMMITTEE

		1	2	3
1	Illegal Marijuana Grow Site			

PUBLIC SAFETY POLICY COMMITTEE

		1	2	3
1	Illegal Marijuana Grow Site			

Information pertaining to the Annual Conference Resolutions will also be posted on each committee's page on the League website: www.cacities.org. The entire Resolutions Packet will be posted at: www.cacities.org/resolutions.

KEY TO ACTIONS TAKEN ON RESOLUTIONS (*Continued*)

Resolutions have been grouped by policy committees to which they have been assigned.

KEY TO REVIEWING BODIES

1. Policy Committee

2. General Resolutions Committee

3. General Assembly

KEY TO ACTIONS TAKEN

A Approve

D Disapprove

N No Action

R Refer to appropriate policy committee for study

a Amend+

* Subject matter covered in another resolution

Aa Approve as amended+

** Existing League policy

Aaa Approve with additional amendment(s)+

*** Local authority presently exists

Ra Refer as amended to appropriate policy committee for study+

Raa Additional amendments and refer+

Da Amend (for clarity or brevity) and Disapprove+

Na Amend (for clarity or brevity) and take No Action+

W Withdrawn by Sponsor

Procedural Note: Resolutions that are approved by the General Resolutions Committee, as well as all qualified petitioned resolutions, are reported to the floor of the General Assembly. In addition, League policy provides the following procedure for resolutions approved by League policy committees but *not* approved by the General Resolutions Committee:

Resolutions initially recommended for approval and adoption by all the League policy committees to which the resolution is assigned, but subsequently recommended for disapproval, referral or no action by the General Resolutions Committee, shall then be placed on a consent agenda for consideration by the General Assembly. The consent agenda shall include a brief description of the basis for the recommendations by both the policy committee(s) and General Resolutions Committee, as well as the recommended action by each. Any voting delegate may make a motion to pull a resolution from the consent agenda in order to request the opportunity to fully debate the resolution. If, upon a majority vote of the General Assembly, the request for debate is approved, the General Assembly shall have the opportunity to debate and subsequently vote on the resolution.

2014 ANNUAL CONFERENCE RESOLUTIONS

RESOLUTION REFERRED TO ENVIRONMENTAL QUALITY AND PUBLIC SAFETY POLICY COMMITTEES

1. **A RESOLUTION CALLING UPON THE GOVERNOR AND THE LEGISLATURE TO CONVENE A SUMMIT TO ADDRESS THE DEVASTATING ENVIRONMENTAL IMPACTS OF ILLEGAL MARIJUANA GROWS ON BOTH PRIVATE AND PUBLIC LANDS THROUGHOUT CALIFORNIA AND THE INCREASING PROBLEMS TO PUBLIC SAFETY RELATED TO THESE ACTIVITIES BY WORKING IN PARTNERSHIP WITH THE LEAGUE OF CALIFORNIA CITIES TO DEVELOP RESPONSIVE SOLUTIONS AND TO SECURE ADEQUATE FUNDING FOR COST-EFFECTIVE IMPLEMENTATION STRATEGIES.**

Source: Redwood Empire Division

Concurrence of five or more cities/city officials: Cities of Arcata; Blue Lake; Clearlake; Cloverdale; Crescent City; Eureka; Fort Bragg; Healdsburg; Lakeport; Trinidad; and Ukiah

Referred to: Environmental Quality and Public Safety Policy Committees

Recommendation to General Resolutions Committee:

WHEREAS, public concerns in response to widespread damage to fish and wildlife resources and degradation to California's environment, and threats to public safety resulting from illegal marijuana cultivation statewide requires urgent action by the Governor and the Legislature, and

WHEREAS, local governments and the public support the State's primary objectives in complying with environmental laws including the Clean Water Act, Porter-Cologne Water Quality Control Act, and Endangered Species Act and are supported by substantial public investments at all levels of government to maintain a healthy and sustainable environment for future citizens of California, and

WHEREAS, illegal marijuana cultivation activities include habitat destruction and fragmentation, poaching wildlife, illegal water diversions, unregulated use of fertilizers, pesticides, insecticides, rodenticides, soil amendments contaminating land and waters without regard for the cumulative impacts to the environment or public health, and

WHEREAS, changing global climate conditions are posing escalated threats in California to health, well-being, nature and property; as evidenced by critical water shortages across the state due to prolonged drought conditions, and

WHEREAS, illegal water diversion for the purpose of cultivating marijuana plantations poses a direct threat to California's endangered and threatened anadromous fish species, including coho salmon, Chinook salmon, steelhead trout and other aquatic species, especially at critical life phases during seasonally low flow conditions; and

WHEREAS, California is a leader in the global effort to fight climate change and is pursuing a broad, integrated strategy to reduce greenhouse gas emissions and conserve energy, yet in a recent Lawrence Livermore Lab study estimated that upwards of 10% of electricity usage statewide can be attributed to indoor marijuana cultivation; these sites are often the causation of fires and home invasion incidents due to criminal activity, and

WHEREAS, the presence of illegal marijuana growing sites on State and federal public lands is creating unsafe conditions for visitors; these lands are taxpayer supported and intended to be managed for recreation, resource conservation and the enjoyment by the public, and

WHEREAS, increasing violence and threats to public safety related to illegal marijuana grows is contributing to a sense of lawlessness and impacting nearby communities where criminal activities are expanding, and

WHEREAS, the issue of illegal marijuana grows has reached a crisis level across the state as evidenced by the murder of former League Board member, Fort Bragg Councilmember and veteran forester Jere Melo who was fatally shot down while investigating a report of a marijuana grow on private timberlands in northern California.

RESOLVED, at the League General Assembly, assembled at the League Annual Conference on September 5, 2014 in Los Angeles, that the League calls for the Governor and the Legislature to work with the League and other stakeholders to convene a summit to address the devastating environmental impacts of illegal marijuana grows on both private and public lands and the increasing problems to public safety related to these activities.

FURTHER RESOLVED, that the League will work with its member cities to educate State and federal officials regarding emerging concerns from their communities and citizenry and to the challenges facing local governments. Therefore, we request the Governor and the Legislature to work with the League to provide responsive solutions with adequate funding support and effective State and federal government leadership to address widespread environmental damage and associated threats to public safety impacting every region in the State of California.

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Background Information on Resolution No. 1

Source: Redwood Empire Division

Background:

When California voters approved Proposition 215 in 1996 there was little thought given to a wide range of problems which have emerged in association with the increased availability and demand for marijuana. Cities within the Redwood Empire Division have grappled with the impacts of illicit marijuana grow sites for decades. Yet in recent years the environmental degradation from marijuana growing operations and public safety threats has grown exponentially. In 2011, Fort Bragg City Council Member Jere Melo was fatally shot while investigating illegal marijuana cultivation on private timber lands in Mendocino County.

Illegal marijuana cultivation activities are causing extreme environmental degradation including habitat destruction and fragmentation, illegal water diversions, killing and poisoning wildlife, unregulated use of fertilizers, pesticides, rodenticides contaminating land and polluting waters without regard for the cumulative impacts to the environment and the public's health and safety. It is expensive to remediate this environmental destruction that often destroys significant, federal, state, local, tribal and private investments in restoring or protecting the surrounding landscape.

Public concern for widespread, landscape-level environmental damage resulting from unregulated growing operations and escalating violent crimes associated with the marijuana industry has reached a tipping point across the state. The Redwood Empire Division joins with other cities throughout the state in a call for action to reverse these trends.

Current Problem Facing California's Cities:

Cities throughout California state have struggled with regulating medical marijuana dispensaries and grow houses along with the associated community impacts of those facilities and land use activities. Many unforeseen environmental impacts and public safety concerns are now emerging as a consequence of increased production and demand for marijuana.

Critical water shortages across the state due to prolonged drought conditions have resulted in the Governor declaring a Drought State of Emergency. Illegal water diversions for the purposes of cultivating marijuana plantations are increasing throughout the state. These activities impact agricultural production and domestic water use. The cumulative impacts to watershed health are considerable and pose direct threats to California's salmon, trout and other sensitive aquatic species, especially at critical life stages during seasonally low flow conditions. In addition, under drought conditions, the risk of fire is elevated. The presence of marijuana grow sites in fire prone areas contributes to potential wildfire risks at the Wildland/Urban Interface.

The presence of illegal marijuana growing sites on state and federal public lands creates unsafe conditions for visitors. These lands are managed with taxpayer support and are intended to be for enjoyment by the public, recreation and conservation. However, the increasing level of violence and threats to public safety related to illegal marijuana grows on both private and public lands are contributing to a sense of lawlessness and impacting nearby communities where criminal activities are expanding.

The lack of oversight of marijuana cultivation operations to ensure compliance with existing state and federal environmental regulations is impacting water quality and quantity statewide. The current legal and regulatory framework is inadequate to address numerous environmental issues, as well as public health and safety.

Redwood Empire Division Resolution:

The Division's resolution seeks to address the devastating environmental impacts of illegal marijuana grows on both private and public lands throughout California and the rising threat to public safety relating to these illegal sites. The resolution will provide the League with the direction to call upon the Governor and State Legislature to convene a summit to develop responsive solutions, and secure adequate funding for implementation strategies.

The issues surrounding marijuana production and distribution are complex and require a comprehensive statewide approach. California cities need to have a strong voice in this process. The mission of the League of California Cities is to enhance the quality of life for all Californians and we believe that our strength lies in the unity of our diverse communities on issues of mutual concern.

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League of California Cities Staff Analysis on Resolution No. 1

Staff: Tim Cromartie (916) 658-8252
Committee: Public Safety Policy Committee

Summary:

This Resolution seeks to highlight the environmental and public safety issues triggered by illegal marijuana cultivation, and calls upon the League, the Governor and the Legislature to take action by convening a summit to address the environmental impacts of such cultivation sites. It also calls upon the State of California to provide solutions in response, including sufficient funding to decisively address the problem.

Background:

The sponsor of this resolution argues that when California voters approved Proposition 215 in 1996, little thought was given to a wide range of problems which have emerged in association with the increased availability and demand for marijuana. Cities within the Redwood Empire Division have grappled with the impacts of illicit marijuana cultivation sites for decades. Yet in recent years the environmental degradation from marijuana growing operations and public safety threats has grown exponentially. In 2011, Fort Bragg City Council Member Jere Melo was fatally shot while investigating illegal marijuana cultivation on private timber lands in Mendocino County.

Illegal marijuana cultivation activities are causing extreme environmental degradation including habitat destruction and fragmentation, illegal water diversions, killing and poisoning wildlife, unregulated use of fertilizers, pesticides, rodenticides contaminating land and polluting waters without regard for the cumulative impacts to the environment and the public's health and safety. It is expensive to remediate this environmental destruction which often destroys significant, federal, state, local, tribal and private investments in restoring or protecting the surrounding landscape.

Critical water shortages across the state due to prolonged drought conditions have resulted in the Governor declaring a Drought State of Emergency. Illegal water diversions for the purposes of cultivating marijuana plantations are increasing throughout the state. These activities impact agricultural production and domestic water use. The cumulative impacts to watershed health are considerable and pose direct threats to California's salmon, trout and other sensitive aquatic species, especially at critical life stages during seasonally low flow conditions. In addition, under drought conditions, the risk of fire is elevated. The presence of marijuana grow sites in fire prone areas contributes to potential wildfire risks at the Wildland/Urban Interface.

The lack of oversight of marijuana cultivation operations to ensure compliance with existing state and federal environmental regulations is impacting water quality and quantity statewide. The current legal and regulatory framework is inadequate to address numerous environmental issues, as well as public health and safety.

Public concern for widespread environmental damage resulting from unregulated growing operations and escalating violent crimes associated with the marijuana industry has reached a tipping point across the state. The Redwood Empire Division joins with other cities throughout the state in a call for action to reverse these trends.

Note: The League of Cities has joined with the California Police Chiefs Association to co-sponsor legislation, SB 1262 (Correa), to establish a regulatory scheme for medical marijuana that protects local control, addresses the public safety concerns triggered by marijuana regulation, and imposes health and safety standards on marijuana for the first time. However, the measure does not address environmental issues, due to the expense and complexity associated with adding that objective to a bill that already has far-reaching regulatory goals combined with a critical need to contain state costs.

Fiscal Impact:

If the policy advocated by the Resolution is implemented by the state, there will be ongoing and unspecified costs to the State General Fund for enforcement activities, primarily in the rural counties where many of the illicit marijuana cultivation sites are located. Conservatively, the annual costs could run in the hundreds of thousands to low millions to patrol likely grow sites, crack down on illegal water diversion activities, and provide consistent environmental clean-up made necessary by illegal rodenticides and pesticides.

Comment:

To assure success, counties will have to be actively involved in any policy change geared toward rigorous and consistent enforcement against illegal marijuana grows, given the fact that many of the cultivation sites are located in rural areas under the direct authority of county governments. This will require a dialogue with counties, during which the question of local political will to enforce the law, in addition to securing the necessary funding, will arise. If counties should opt not to play an active part in an aggressive enforcement strategy, the chances of success are questionable.

Existing League Policy:

Related to this Resolution, existing policy provides:

- The League opposes the legalization of marijuana cultivation and use for non-medicinal purposes.
- Reaffirming that local control is paramount, the League holds that cities should have the authority to regulate medical marijuana dispensaries, cooperatives, collectives or other distribution points if the regulation relates to location, operation or establishment to best suit the needs of the community.
- The League affirms that revenue or other financial benefits from creating a statewide tax structure on medical marijuana should be considered only after the public safety and health ramifications are fully evaluated.

LETTERS OF CONCURRENCE

Resolution No. 1

Illegal Marijuana Grow Site



736 F Street
Arcata, CA 95521

July 2, 2014

City Manager (707) 822-5953	Environmental Services 822-8184	Police 822-2428	Recreation 822-7091
Community Development 822-5955	Finance 822-5951	Public Works 822-5957	Transportation 822-3775

José Cisneros, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Environmental and Public Safety Impacts of Illegal Marijuana Grows Resolution

Dear President Cisneros:

The Arcata City Council supports the Redwood Empire Division's effort to submit a resolution for consideration by the General Assembly at the League's 2014 Annual Conference in Los Angeles.

The Division's resolution seeks to address the devastating environmental impacts of illegal marijuana grows on both private and public lands throughout California, and the increasing threat to public safety relating to these illegal sites. The resolution will provide the League with the direction to call upon the Governor and State Legislature to convene a summit to develop responsive solutions and to secure adequate funding for implementation strategies. ALL of the rural areas adjacent to the City of Arcata and throughout Humboldt County have been greatly affected by the devastating environmental impacts of illegal marijuana grows!

As members of the League, our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact me at any time at mwheatley@cityofarcata.org if you have any questions.

Sincerely,



Mark E. Wheatley, Mayor

cc: Kathryn Murray, President, Redwood Empire Division, c/o Sara Rounds, Regional Public Affairs Manager, LOCC Redwood Empire Division, via email srounds@cacities.org



CITY OF BLUE LAKE

Post Office Box 458, 111 Greenwood Road, Blue Lake, CA 95525
Phone 707.668.5655 Fax 707.668.5916

June 30, 2014

José Cisneros, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Environmental and Public Safety Impacts of Illegal Marijuana Grows Resolution

Dear President Cisneros:

The City of Blue Lake supports the Redwood Empire Division's effort to submit a resolution for consideration by the General Assembly at the League's 2014 Annual Conference in Los Angeles.

The Division's resolution seeks to address the devastating environmental impacts of illegal marijuana grows on both private and public lands throughout California and the increasing threat to public safety relating to these illegal sites. The resolution will provide the League with the direction to call upon the Governor and State Legislature to convene a summit to develop responsive solutions and to secure adequate funding for implementation strategies.

As members of the League, our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact Lana Manzanita, Mayor Pro-Tem at 707-497-8159 or joe2zither1@gmail.com, if you have any questions.

Sincerely,

Lana Manzanita
Mayor Pro-Tem
City of Blue Lake

cc: Kathryn Murray, President, Redwood Empire Division c/o
Sara Rounds, Regional Public Affairs Manager, LOCC Redwood Empire Division,
srounds@cacities.org



City of Clearlake

14050 Olympic Drive, Clearlake, California 95422
(707) 994-8201 Fax (707) 995-2653

July 2, 2014

José Cisneros, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Environmental and Public Safety Impacts of Illegal Marijuana Grows Resolution

Dear President Cisneros:

The City of Clearlake supports the Redwood Empire Division's effort to submit a resolution for consideration by the General Assembly at the League's 2014 Annual Conference in Los Angeles.

The Division's resolution seeks to address the devastating environmental impacts of illegal marijuana grows on both private and public lands throughout California and the increasing threat to public safety relating to these illegal sites. The resolution will provide the League with the direction to call upon the Governor and State Legislature to convene a summit to develop responsive solutions and to secure adequate funding for implementation strategies. The City of Clearlake is experiencing significant issues with illegal grows in the city limits. Individuals are squatting on lands not belonging to them and planting large grows. Grows are being planted near and along creeks going through the city with unknown substances potentially leeching into the waterways. Others are renting properties and clear cutting them of oak and other trees for plant sites often without the knowledge of the property owner. Homeowners tell of not being able to enjoy their own properties with grow sites next to them creating untenable odors, spewing of foul language and concern of threats to their personal safety if they complain. We hear often the concern of increased crime due to the grows in the city.

As a member of the League, our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact Joan Phillipe at 707-994-8201 x120 or city.administrator@clearlake.ca.us, if you have any questions.

Sincerely,

Joan L. Phillipe
City Manager

cc: Kathryn Murray, President, Redwood Empire Division c/o
Sara Rounds, Regional Public Affairs Manager, LOCC Redwood Empire Division,
srounds@cacities.org



CITY OF
CLOVERDALE

June 25, 2014

José Cisneros, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Environmental and Public Safety Impacts of Illegal Marijuana Grows Resolution

Dear President Cisneros:

The City of Cloverdale supports the Redwood Empire Division's effort to submit a resolution for consideration by the General Assembly at the League's 2014 Annual Conference in Los Angeles.

The Division's resolution seeks to address the devastating environmental impacts of illegal marijuana grows on both private and public lands throughout California and the increasing threat to public safety relating to these illegal sites. The resolution will provide the League with the direction to call upon the Governor and State Legislature to convene a summit to develop responsive solutions and to secure adequate funding for implementation strategies. Throughout the Redwood Empire region including the City of Cloverdale, illegal marijuana grows negatively impact our environmental health and public safety. Last year, the Cloverdale Police Department eradicated over 300 plants within our City Limits. Please note that Cloverdale is a total of 2.5 square miles. These plants use scarce water resources during a water shortage emergency caused by the current drought and contribute to lawlessness that threatens the public safety of our citizens.

On a personal level, the City of Cloverdale continues to be heartsick for the loss of City of Fort Bragg Council Member JereMelo. Jere was murdered as a result of investigating an illegal marijuana grow. Jere was an exceptional leader in our region, the League of California Cities and the State of California. The City of Cloverdale misses him greatly.

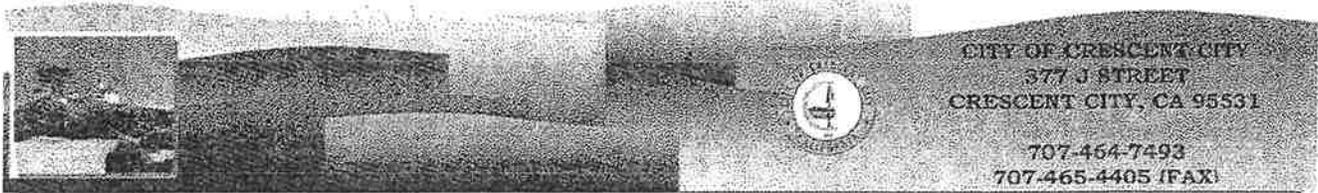
As members of the League, our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact Cloverdale City Manager Paul Cayler at 707-894-1710, if you have any questions.

Sincerely,



Carol Russell
Mayor
City of Cloverdale

cc: Kathryn Murray, President, Redwood Empire Division c/o
Sara Rounds, Regional Public Affairs Manager, LOCC Redwood Empire Division,
srounds@cacities.org



Mayor Rick Holley * *Mayor Pro Tem Ron Gastineau*
Council Member Richard Enea * Council Member Kelly Schellong * Council Member Kathryn Murray
City Clerk Robin Patch * City Attorney Robert N. Black * City Manager Eugene M. Palazzo

June 23, 2014

José Cisneros, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Environmental and Public Safety Impacts of Illegal Marijuana Grows Resolution

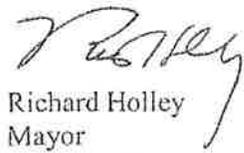
Dear President Cisneros:

The City of Crescent City supports the Redwood Empire Division's effort to submit a resolution for consideration by the General Assembly at the League's 2014 Annual Conference in Los Angeles.

The Division's resolution seeks to address the devastating environmental impacts of illegal marijuana grows on both private and public lands throughout California and the increasing threat to public safety relating to these illegal sites. The resolution will provide the League with the direction to call upon the Governor and State Legislature to convene a summit to develop responsive solutions and to secure adequate funding for implementation strategies. Illegal marijuana grows have a devastating impact on the State and federal public lands surrounding our community. They create unsafe conditions for our visitors. The use of unregulated fertilizers, pesticides, insecticides and rodenticides contaminate the land and ground water.

As members of the League, our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact Eugene Palazzo, City Manager at 707-464-7483 ex 232 or epalazzo@cresecentcity.org, if you have any questions.

Sincerely,



Richard Holley
Mayor
Crescent City

cc: Kathryn Murray, President, Redwood Empire Division c/o
Sara Rounds, Regional Public Affairs Manager, LOCC Redwood Empire Division,
srounds@cacities.org



CITY OF EUREKA

531 K Street • Eureka, California 95501-1146 • (707) 441-4144
fax (707) 441-4138

CITY MANAGER

June 26, 2014

José Cisneros, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Environmental and Public Safety Impacts of Illegal Marijuana Grows Resolution

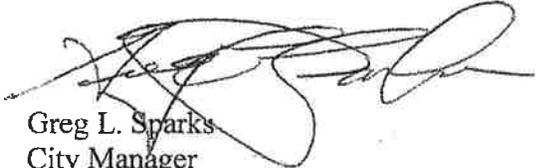
Dear President Cisneros:

The City of Eureka supports the Redwood Empire Division's effort to submit a resolution for consideration by the General Assembly at the League's 2014 Annual Conference in Los Angeles.

The Division's resolution seeks to address the devastating environmental impacts of illegal marijuana grows on both private and public lands throughout California and the increasing threat to public safety relating to these illegal sites. The resolution will provide the League with the direction to call upon the Governor and State Legislature to convene a summit to develop responsive solutions and to secure adequate funding for implementation strategies. Our city has seen an increase in gang activity and organized crime within the Greater Eureka Area as a result of illegal growing operations. Our law enforcement and community safety have been negatively impacted by these criminal activities.

As members of the League, our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact City Manager Greg Sparks at 707.441.4140 or gsparks@ci.eureka.ca.gov, if you have any questions.

Sincerely,



Greg L. Sparks
City Manager
City of Eureka

cc: Kathryn Murray, President, Redwood Empire Division c/o
Sara Rounds, Regional Public Affairs Manager, LOCC Redwood Empire Division,
srounds@cacities.org



CITY OF FORT BRAGG

Incorporated August 5, 1889
416 N. Franklin St.
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802
<http://city.fortbragg.com>

June 23, 2014

José Cisneros, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Environmental and Public Safety Impacts of Illegal Marijuana Grows Resolution

Dear President Cisneros:

The City of Fort Bragg supports the Redwood Empire Division's effort to submit a resolution for consideration by the General Assembly at the League's 2014 Annual Conference in Los Angeles.

The Division's resolution seeks to address the devastating environmental impacts of illegal marijuana grows on both private and public lands throughout California and the increasing threat to public safety relating to these illegal sites. The resolution will provide the League with the direction to call upon the Governor and State Legislature to convene a summit to develop responsive solutions and to secure adequate funding for implementation strategies. The City of Fort Bragg lost City Councilmember and former Mayor Jere Melo in August 2011 when he walked into an illegal grow site and was shot and killed by the person guarding said site.

As members of the League, our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact City Manager Linda Ruffing at 707-961-2823 or lruffing@fortbragg.com, if you have any questions.

Sincerely,



Dave Turner
Mayor



Scott Deitz
Councilmember



Meg Courtney
Vice Mayor



Doug Hammerstrom
Councilmember



Heidi Kraut
Councilmember

cc: Kathryn Murray, President, Redwood Empire Division c/o Sara Rounds, Regional Public Affairs Manager, LOCC Redwood Empire Division, srounds@cacities.org



CITY OF HEALDSBURG ADMINISTRATION

401 Grove Street
Healdsburg, CA 95448-4723

Phone: (707) 431-3317

Fax: (707) 431-3321

Visit us at www.ci.healdsburg.ca.us

June 30, 2014

José Cisneros, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Environmental and Public Safety Impacts of Illegal Marijuana Grows Resolution

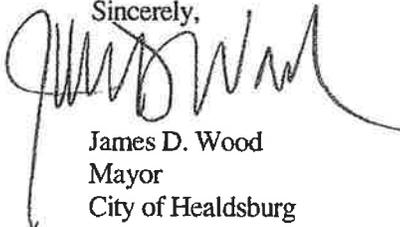
Dear President Cisneros:

The City of Healdsburg supports the Redwood Empire Division's effort to submit a resolution for consideration by the General Assembly at the League's 2014 Annual Conference in Los Angeles.

The Division's resolution seeks to address the devastating environmental impacts of illegal marijuana grows on both private and public lands throughout California and the increasing threat to public safety relating to these illegal sites. The resolution will provide the League with the direction to call upon the Governor and State Legislature to convene a summit to develop responsive solutions and to secure adequate funding for implementation strategies.

As members of the League, our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact me either by phone at (707) 431-3317 or by e-mail at jwood@ci.healdsburg.ca.us if you have any questions.

Sincerely,



James D. Wood
Mayor
City of Healdsburg

cc: Kathryn Murray, President, Redwood Empire Division
c/o Sara Rounds, Regional Public Affairs Manager,
LOCC Redwood Empire Division, srounds@cacities.org

CITY OF LAKEPORT

*Over 100 years of community
pride, progress and service*



July 1, 2014

José Cisneros, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: ENVIRONMENTAL AND PUBLIC SAFETY IMPACTS OF ILLEGAL MARIJUANA GROWS RESOLUTION

Dear President Cisneros:

The City of Lakeport supports the Redwood Empire Division's effort to submit a resolution for consideration by the General Assembly at the League's 2014 Annual Conference in Los Angeles.

The Division's resolution seeks to address the devastating environmental impacts of illegal marijuana grows on both private and public lands throughout California and the increasing threat to public safety relating to these illegal sites. The resolution will provide the League with the direction to call upon the Governor and State Legislature to convene a summit to develop responsive solutions and to secure adequate funding for implementation strategies.

As members of the League, our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact me at (707) 263-5615, Ext. 12 or by email at kparlet@cityoflakeport.com if you have any questions.

Sincerely,

Kenneth Parlet, II
Mayor

cc: Kathryn Murray, President, Redwood Empire Division c/o
Sara Rounds, Regional Public Affairs Manager, LOCC Redwood Empire Division, srounds@cacities.org

CITY OF TRINIDAD
P.O. Box 390
409 Trinity Street
Trinidad, CA 95570
(707) 677-0223
Fax: (707) 677-3759



July 2, 2014

José Cisneros, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Environmental and Public Safety Impacts of Illegal Marijuana Grows Resolution

Dear President Cisneros:

The City of Trinidad supports the Redwood Empire Division's effort to submit a resolution for consideration by the General Assembly at the League's 2014 Annual Conference in Los Angeles.

The Division's resolution seeks to address the devastating environmental impacts of illegal marijuana grows on both private and public lands throughout California and the increasing threat to public safety relating to these illegal sites. The resolution will provide the League with the direction to call upon the Governor and State Legislature to convene a summit to develop responsive solutions and to secure adequate funding for implementation strategies.

As members of the League, our city values the policy development process provided to the General Assembly. We appreciate your time on this issue.

Sincerely,

A handwritten signature in cursive script that reads "Julie Fulkerson".

Julie Fulkerson
Mayor

Cc: Sara Rounds, Regional Public Affairs Manager, LOCC Redwood Empire Division



June 30, 2014

José Cisneros, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Environmental and Public Safety Impacts of Illegal Marijuana Grows Resolution

Dear President Cisneros:

The City of Ukiah supports the Redwood Empire Division's effort to submit a resolution for consideration by the General Assembly at the League's 2014 Annual Conference in Los Angeles.

The Division's resolution seeks to address the devastating environmental impacts of illegal marijuana grows on both private and public lands throughout California and the increasing threat to public safety relating to these illegal sites. The resolution will provide the League with the direction to call upon the Governor and State Legislature to convene a summit to develop responsive solutions and to secure adequate funding for implementation strategies.

As members of the League, our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact Jane Chambers, City Manager, at 7407-463-6210 or jchambers@cityofukiah.com, if you have any questions.

Sincerely,

Philip E. Baldwin
Mayor

Mary Anne Landis
Vice Mayor

Benj Thomas
Councilmember

Douglas F. Crane
Councilmember

Steve Scalmanini
Councilmember

Cc: Kathryn Murray, President, Redwood Empire Division c/o
Sara Rounds, Regional Public Affairs Manager, LOCC Redwood Empire Division,
srounds@cacities.org

**OROVILLE CITY COUNCIL
STAFF REPORT**

**TO: MAYOR AND COUNCIL MEMBERS
RANDY MURPHY, CITY ADMINISTRATOR**

**FROM: DONALD RUST, DIRECTOR (530) 538-2433
COMMUNITY DEVELOPMENT DEPARTMENT**

**RE: ACQUISITION OF REAL PROPERTY ALONG THE WEST SIDE OF
ORO DAM BOULEVARD NORTH OF BRIDGE STREET (APN 033-470-
039-000)**

DATE: AUGUST 5, 2014

SUMMARY

The Council may consider a request by the current property owner of approximately 0.9 acres of real property, located along the west side of Oro Dam Boulevard and north of Bridge Street, to transfer the property to the City of Oroville at no cost.

DISCUSSION

The current property owners have contacted City staff to discuss the potential of the transfer of a property identified as Assessor Parcel Number (APN) 033-470-039-000. The property is located along the west side of Oro Dam Boulevard and north of Bridge Street.

The current property owners live in Southern California and would like to eliminate their responsibilities associated with the property (i.e. weed abatement, property taxes, and other liabilities associated with owning the property). They are willing to transfer the property to the City of Oroville at no cost.

City staff recommends that the Council deny the request of the property owner regarding the property acquisition, and to not accept the responsibilities associated with owning this property.

FISCAL IMPACT

If the property acquisition is approved, the City would be responsible for the weed abatement and potentially liable for any activities that occur on the property, while losing the property tax revenue. Staff estimates the cost of \$2,00/year.

CC-10

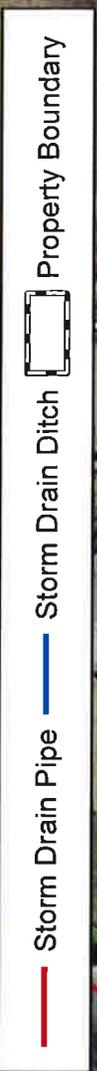
RECOMMENDATIONS

Provide direction to staff, as necessary

ATTACHMENT

Aerial Image of the property

Dry Creek Drainage Section
East Side Boynton Ave



**OROVILLE CITY COUNCIL
STAFF REPORT**

**TO: MAYOR AND COUNCIL MEMBERS
RANDY MURPHY, CITY ADMINISTRATOR**

**FROM: DONALD RUST, DIRECTOR (530) 538-2433
LUIS A. TOPETE, ASSOCIATE PLANNER (530) 538-2408
COMMUNITY DEVELOPMENT DEPARTMENT**

RE: STREAM CHARTER SCHOOL USE PERMIT FEE WAIVER REQUEST

DATE: AUGUST 5, 2014

SUMMARY

The Council will receive a report and may consider a fee waiver request from the STREAM Charter School for the fees associated with a use permit as specified herein.

BACKGROUND

The STREAM Charter school will be operating out of the Feather River Village commercial complex located south of Oro Dam Boulevard E, between Feather River Boulevard and 7th Avenue. The property on which the charter school will operate (APN: 035-030-050 and 059) is zoned Intensive Commercial (C-2), which permits the operations of both public/private schools, subject to zoning clearance. However, the applicant is requesting to install gates on the south portion of the commercial complex and fence off a portion of the property south of their operations for the purpose of creating a safe play area for their students. The parcel (APN: 035-030-056) south of Feather River Village is zoned Commercial/Light Manufacturing (CLM). Per the Oroville Municipal Code, Table 26-33.010-1: Allowable Uses in Commercial and Mixed-Use Districts, a park or playground is a permitted use in both C-2 and CLM zoning districts, subject to a use permit.

Use permits are processed through a full-cost recovery fee system. The initial deposit is \$2,822 plus a \$169.32 non-refundable technology cost recovery fee. As use permits are full-cost recovery items, staff charges their time to process the permit against the initial deposit of \$2,822. For complicated projects, once the initial deposit is depleted, the project will be placed on hold until the fund is replenished. For simple projects, any remaining funds once the permit is fully processed are returned to the applicant. The average use permit typically uses the initial deposit without additional funds required.

As a result of the above required use permit fees, the STREAM Charter School has requested a fee waiver for the fees associated with the required use permit.

CC-11

FISCAL IMPACT

A potential loss/gain of \$2,822.00 to the General Fund and a potential loss/gain of \$169.32 to the Technology Cost Recovery Fee Fund.

The pending Reserve Policy establishes assigned fee waiver reserves of up to one tenth of 1% of one-time operating expenditures. The Budget, as adopted July 1, 2014, did not have adequate funding for this reserve. It is possible that a fee waiver reserve will be at least partially funded during the budget process, but \$3,000 would likely represent 25% of funds available for fee waivers from this reserve.

RECOMMENDATIONS

1. Deny the fee waiver request by the STREAM Charter School and require the applicant to pay the full (actual) cost for processing the use permit pursuant to the current Fee Schedule; or
2. Deny the fee waiver request by the STREAM Charter School and require the applicant to pay the (actual) cost for processing the use permit through an installment payment agreement; or
3. Provide direction to staff, as necessary

ATTACHMENT

A – Fee Waiver Request

Don Rust

From: Toby Erickson <tobin5@sbcglobal.net>
Sent: Tuesday, July 15, 2014 7:54 PM
To: Don Rust
Cc: Don Phillips; Linda L. Dahlmeier
Subject: city council meeting August 5

Mr. Rust,

Thank you for your time today. As per our conversation, I am requesting STREAM Charter School be included on the agenda of the August 5th City Council meeting. We would like to present some general information about our school and also request a fee waiver on the requested use permit.

Thank you for your consideration,

Toby Erickson
STREAM Founder

**OROVILLE CITY COUNCIL
STAFF REPORT**

**TO: MAYOR AND COUNCIL MEMBERS
RANDY MURPHY, CITY ADMINISTRATOR**

**FROM: DONALD RUST, DIRECTOR (530) 538-2433
RICK WALLS, INTERIM CITY ENGINEER
COMMUNITY DEVELOPMENT DEPARTMENT**

RE: ANNUAL SANITARY SEWER SERVICE RATE INCREASES

DATE: AUGUST 5, 2015

SUMMARY

The Council may consider a Resolution certifying that the Sewer Service charges to be levied on the 2014/15 tax roll are in compliance with Proposition 218

DISCUSSION

On August 26, 2013, the Council held a public hearing to consider Sewer Service rate increases for fiscal years (FY) 2013/14, 2014/15 and 2015/16. The FY 2013 – 2016 rate increases, which were approved by the Council, were designed to fund the rehabilitation of the City's 66 miles of sewer collection pipes and manholes. As required by Proposition 218, in July 2013, the City mailed 3,850 Prop 218 notices to approximately 8,000 residential and commercial customers. The Prop 218 notice summarized the need for the 3-year rate increases, and included a 3-year rate increase schedule. The 3-year rate increase schedule that was approved by the Council on August 26, 2013 is shown below. The Prop 218 notice that was mailed to the City's customers in July 2013 is attached to this staff report.

**CITY OF OROVILLE
PROPOSED SEWER RATES FOR FY 2013 THROUGH 2016**

Fiscal Year	Annual Increase ⁽¹⁾ per EDU	Percent Increase To Prior Year Base Rate ⁽²⁾	Monthly From (per EDU)	Monthly To (per EDU)	TWSD ETL Maintenance Rate ⁽³⁾ per EDU	Total Monthly Rate (per EDU)
2013–2014	\$28.68	16	\$14.50	\$16.82	\$1.29	\$18.11
2014–2015	\$34.56	17	\$16.82	\$19.68	\$1.31	\$20.99
2015–2016	\$30.84	13	\$19.68	\$22.24	\$1.32	\$23.56

CC-12

- (1) Total annual increase for a single family residence.
- (2) Percentage increase to the City's base sewer rate, excluding the TWSD East Trunk Line maintenance rate.
- (3) The monthly maintenance rate for the TWSD East Trunk Line.

In accordance with the 3-year Sanitary Sewer Rate Increase Schedule that was approved by the Council last August 2013, the City's monthly sewer rate will be increased for FY 2014 – 2015 from \$18.11 per EDU to \$20.99 per EDU.

FISCAL IMPACT

The rate increase will generate planned revenue for the Sewer Fund to continue the long term Collection System Rehabilitation Program.

RECOMMENDATION(S)

Adopt Resolution No. 8253 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A CERTIFICATION WITH THE BUTTE COUNTY AUDITOR CERTIFYING THAT THE SEWER SERVICE CHARGES LEVIED ON THE 2014/15 TAX ROLL ARE IN COMPLIANCE WITH PROPOSITION 218.

ATTACHMENT(S)

Prop 218 Notice – FY 2013 to 2016 Sewer Service Charges
Resolution No. 8253
Prop 218 Certification of Tax Bill Levy

**PROPOSITION 218 NOTIFICATION
NOTICE OF PUBLIC HEARING ON PROPOSED INCREASES OF THE CITY OF OROVILLE
SEWER SERVICE RATES FOR FISCAL YEARS 2013 - 2016**

The City of Oroville provides wastewater collection services to approximately 8,000 residential and commercial customers via 66 miles of gravity sewer pipeline, 2.2 miles of force main pipeline, 1,350 manholes and 7 lift stations. The City's sewer collection utilities are a self-supporting enterprise funded by sewer services rates.

On August 26, 2013, the City Council of the City of Oroville will hold a public hearing to consider increasing the City's sewer service rates for fiscal years (FY) 2013 through 2016. In 2009, the City calculated rate increases necessary to increase revenue to initiate approximately 14 million dollars worth of sewer system rehabilitation improvements to the collection system, while continuing to perform normal operation and maintenance. The City estimates that the 14 million dollars of overall system rehabilitation will take about 15 years to complete. Since 2010, the City has spent approximately \$2 million on capital equipment and system rehabilitation (slip lining, pipe patching, etc.). Moving forward in future years, the required construction and rehabilitation activities for the collection system include the following construction and rehabilitation projects:

- Upsizing of sewer pipes that have been shown to have capacity limitations for the City's wet weather design storm (estimated at \$8.5 million). Due to the sensitivity of these pipes to experience possible sanitary sewer overflows during extreme storm events, the pipe upsizing projects need to be completed within the next two to four years. To fund these important projects, the City will submit a funding application to the Clean Water State Revolving Fund (CWSRF) which is managed by the State Water Resources Control Board. The proposed sewer rate increases are designed to allow for the payback of a CWSRF loan for the pipe upsizing projects over a 15 to 20 year period.
- Repair, re-lining or replacement of existing pipes that are structurally deficient and/or subject to re-occurring tree root infestation and or subject to excessive infiltration and inflow (estimated at \$4.0 million). The proposed sewer rate increases are designed to provide funding for about \$400,000 worth of collection system rehabilitation on average per year over the next 15 years
- Repair or replacement of deficient manholes (estimated at \$1.2 million). The proposed sewer rate increases are designed to provide funding for about \$80,000 worth of manhole rehabilitation on average per year over the next 15 years.

If the City delays the rehabilitation described above, both the City and it's residents will be at financial risk from increased root infestation and increased sewer overflows. The City can be subject to severe regulatory fines by the State Water Resources Control Board for excessive sanitary sewer overflows. It is critical that the City aggressively pursue collection system rehabilitation to avoid this financial risk.

In order to fund the rehabilitation programs with a low interest CWSRF loan and complete the projects at the lowest possible cost, the City needs to demonstrate an ability to pay back the loan by showing that a sustained revenue source is available. For this reason, the City is proposing to increase sewer service charges for the next three (3) consecutive fiscal years.

Following the procedures required by Article XIID, Section 6 of the California Constitution, this notice is being mailed to the owner of record of each identified parcel subject to a City sewer service charge. **If the parcel identified on the front of this notice does not currently receive City sewer service, this notice does not apply to you.**

The Oroville City Council will hold a public hearing on this matter on August 26, 2013 at 6:00 p.m. in the Oroville City Council Chamber at 1735 Montgomery Street, Oroville, California. Written comments on the proposed sewer rate increases may be submitted at the public hearing or mailed to the City Clerk. Please include the Assessors Parcel Number (APN), if available on the front label, and write "Proposed Sewer Service Rates" on your written comment. For answers to questions regarding the proposed service charge increases call (530) 538-2401.

**CITY OF OROVILLE
PROPOSED SEWER RATES FOR FY 2013 THROUGH 2016**

Fiscal Year	Annual Increase ⁽¹⁾ per EDU	Percent Increase To Prior Year Base Rate ⁽²⁾	Monthly From (per EDU)	Monthly To (per EDU)	TWSD ETL Maintenance Rate ⁽³⁾ per EDU	Total Monthly Rate (per EDU)
2013-2014	\$28.68	16	\$14.50	\$16.82	\$1.29	\$18.11
2014-2015	\$34.56	17	\$16.82	\$19.68	\$1.31	\$20.99
2015-2016	\$30.84	13	\$19.68	\$22.24	\$1.32	\$23.56

(1) Total annual increase for a single family residence.

(2) Percentage increase to the City's base sewer rate, excluding the TWSD East Trunk Line maintenance rate.

(3) The monthly maintenance rate for the TWSD East Trunk Line.

**CITY OF OROVILLE
RESOLUTION NO. 8253**

A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO SIGN A CERTIFICATION WITH THE BUTTE COUNTY AUDITOR CERTIFYING THAT SEWER SERVICE CHARGES LEVIED ON THE 2014/2015 TAX BILLS ARE IN COMPLIANCE WITH PROPOSITION 218

WHEREAS, on August 26, 2013, the Oroville City Council passed Resolution No. 8122, a resolution adopting direct assessment for sewer service charges for fiscal years 2013/14 through 2015/16.

WHEREAS, the Butte County Auditor requires certification from the City Council

NOW, THEREFORE the Oroville City Council does ordain as follows:

- SECTION 1** The City of Oroville has complied with all laws pertaining to the levy for sewer service charges for fiscal years 2013/14 through 2015/16.

- SECTION 2** The charge being levied is in accordance with benefit incurred to each parcel without regard to the valuation of the property.

- SECTION 3** The charge is being added in accordance with Resolution No. 7575.

- SECTION 4** The charges contained in the electronic media are hereby levied.

- SECTION 5** The Mayor is hereby authorized to sign the Proposition 218 Certification of Tax Bill Levy for sewer service charges levied on the 2014/15 tax rolls.

- SECTION 6** 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 August 5, 2014 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Linda L. Dahlmeier, Mayor

APPROVED TO AS FORM:

ATTEST:

Scott E. Huber, City Attorney

Randy Murphy, City Clerk

PROPOSITION 218 CERTIFICATION

CERTIFICATION OF TAX BILL LEVY

The Agency/District hereby certifies that the special tax(es), fee(s) and assessment(s) listed below that are to be placed on the 2014/15 Secured Property Tax bill by the Agency/District meet the requirements of Proposition 218 that added Articles XIII C and XIII D to the State Constitution.

Article XIII C. Sec. 2 (c) Any general tax imposed, extended, or increase, without voter approval, by any local government on or after January 1, 1995, and prior to the effective date of this article, shall continue to be imposed only if approved by a majority vote of the voters voting in an election on the issue of the imposition, which election shall be held within two years of the effective date of this article and in compliance with subdivision (b).

Article XII D. Sec 5...this article shall become effective the day after the election unless otherwise provided. Beginning July 1, 1997, all fees or charges shall comply with this section.

The Agency/District agrees to defend, indemnify and hold harmless the County of Butte, the Board of Supervisors, the Auditor-Controller, the Tax Collector, its officers and employees, from litigation over whether the requirements of Proposition 218 were met with respect to such levy (levies).

If any judgment is entered against any indemnified party as a result of not meeting the requirements of Proposition 218 for such special tax(es), fee(s) or assessment(s), the Agency/District agrees that County may offset the amount of any judgment paid by an indemnified party from any moneys collected by County of Agency/District's behalf, including property taxes, special taxes, fees, or assessments.

Agency/District: City Of Oroville

By: _____
Linda L. Dahlmeier, Mayor

Listing of Agency/District's 2014/15 Special Taxes, Fees, and/or Assessments:

Annual Sewer Assessments

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND COUNCIL MEMBERS

FROM: RANDY MURPHY, CITY ADMINISTRATOR

**RE: REQUEST BY THE OROVILLE DOWNTOWN BUSINESS ASSOCIATION
TO RENAME PARKING LOT "A" TO ELISABETH "MIKE" ISCH PARKING
LOT**

DATE: AUGUST 5, 2014

SUMMARY

The Council may consider a request by the Oroville Downtown Business Association (ODBA) to rename Parking Lot "A" on Montgomery Street the Elisabeth "Mike" Isch Parking Lot in honor of her many years of service to the community of Oroville.

DISCUSSION

The City received a written request by the ODBA on July 25, 2014 to rename Parking Lot "A", located on Montgomery Street, to the Elisabeth "Mike" Isch Parking Lot, in honor of Elisabeth "Mike" Isch.

Mike has served the community of Oroville in many capacities, including:

- Served as President (11 years), Treasurer (7 years) and Secretary (2 years) for the Oroville Downtown Business Association
- Served on the Feather Fiesta Days Committee since 1996, including organizing the Parking Lot Show
- Served on Salmon Festival Committee in 2003, including organizing the Street Faire
- Served on City of Oroville Economic Development Loan Advisory Committee (over 10 years)
- Served on the City of Oroville's RDA Tourism Signage Committee (3 years)
- Served on the City of Oroville Holiday Tree to Washington D.C. Committee (1995)
- Member of Oroville Economic Development Corporation since 1990, including as President (1 year) and Secretary (5 years)
- Recipient of Samuel J. Norris Award for Excellence in 2007
- Produced Antique Show in Downtown Oroville (16 years)
- Participated in Highway 70 Scenic Byway Committee
- Served on City of Oroville Historical Committee
- Served on CORE for 3 years
- Served on multiple other events including: Christmas Light Parade, Farmers Market, Old Time Fiddlers State Competitions, and Downtown Mural Projects

As Mike is retiring and relocating to Southern California, the ODBA has made the request to honor her many years of contributions, including her hundreds of hours of volunteer work, by renaming Parking Lot "A" to the Elisabeth "Mike" Isch Parking Lot.

FISCAL IMPACT

To be determined following direction from Council (example: signage)

RECOMMENDATION

Provide direction to staff.

ATTACHMENTS

ODBA Letter of Request, dated July 25, 2014



Oroville Downtown Business Association
P.O. Box 2458 · Oroville CA 95965

July 25, 2014

To: City of Oroville City Council
1735 Montgomery Street
Oroville, CA 95965

Dear Honorable Council Members,

The Oroville Downtown Business Association requests that "Parking Lot A" on Montgomery Street be renamed the "Mike Isch Parking Lot" to honor Mike Isch for her many years and hundreds of volunteer hours to the Oroville community.

Mike has served the Oroville community in many capacities including:

- Served as President of the ODBA for 11 years, Treasurer for 7 years & Secretary for 2 years
- Served on the Feather Fiesta Days Committee since 1996 & organized the parking lot show
- Served on the Salmon Festival Committee since 2003 & organized the street fair
- Served on the City of Oroville Small Loans Committee for at over 10 years
- Served on the City of Oroville RDA Tourism Signage Committee for a 3 years
- Served on the City of Oroville Holiday Tree to Washington DC Committee in 1995
- Member of OEDCO since 1990, President for 1 year & Secretary for 5 years
- Recipient of the Sam Norris Award in 2007
- Produced an Antique Show in downtown Oroville for 16 years
- Participated on Hwy 70 Scenic Byway Committee
- Served on City of Oroville Historical Committee
- Served on CORE for 3 years
- Other committees Mike worked with include: Christmas Light Parade & Open House, Farmers Market, Fiddlers North State Competition & the downtown Mural projects
- Downtown light signals converted to decorative lights on Myers Street with Nick, Mikes husband

Mike Isch is retiring to her home in Southern California in September. We would like to thank Mike for her service with this honor. We therefore respectfully submit this request.

Sincerely,

Vince Carano
ODBA President

**OROVILLE CITY COUNCIL
STAFF REPORT**

**TO: MAYOR AND COUNCIL MEMBERS
RANDY MURPHY, CITY ADMINISTRATOR**

**FROM: DONALD RUST, DIRECTOR (530) 538-2433
RICK WALLS, INTERIM CITY ENGINEER
COMMUNITY DEVELOPMENT DEPARTMENT**

**RE: ANNUAL SPECIAL TAX FOR THE CITY'S COMMUNITY FACILITIES
DISTRICT NO. 2006-1 (WESTSIDE PUBLIC SAFETY FACILITIES) AND
DISTRICT NO. 2006-2 (PUBLIC SAFETY SERVICES) FOR FISCAL
YEAR 2014/2015**

DATE: AUGUST 5, 2015

SUMMARY

The Council may consider the annual special tax relating to the City's Community Facilities Districts ("CFD's").

DISCUSSION

In October 2006, the City completed the formation of two CFD's designed to establish a special tax for subdivision projects in the Thermalito area. CFD No. 2006-1 was formed to fund the design and construction of a fire and police facility to be located at or near Oroville Municipal Airport. CFD No. 2006-2 was formed to provide ongoing funding to maintain and staff these facilities in perpetuity. Both CFD's are funded through the collection of a special tax attached to the property tax bill issued by the Butte County Tax Collector's Office. Currently, four subdivisions are included in these CFD's. The rate and method of apportionment provides for the collection of tax amounts for both final mapped property without building permits issued (final mapped property) and final mapped property that have had a building permit issued (developed property). For final mapped property without homes (no building permits issued), the tax is \$300 per year per parcel for both CFD 2006-1 and 2006-2. For final mapped property where building permits have been issued, the tax is \$600 per year per parcel for both CFD 2006-1 and 2006-2.

Per the California Government Code, an annual Report for each CFD must be filed with the City Council. The annual report shall contain all of the following:

- The amount of funds collected and expended.
- The status of any project required or authorized to be funded as identified in Section 50075.1 or Section 53411.

The City Council will consider the following items for the CFD's that will:

1. Establish the annual special tax for Fiscal Year 2014/2015 for the two CFD's.
2. Direct the Butte County Auditor-Controller's Office to attach the special tax to the property tax bill of those final mapped and developed parcels within the two CFD's.

FISCAL IMPACT

Funds are collected on the Butte County tax roll and placed into a "Special Fund" account for specified expenses within the two CFD's.

RECOMMENDATION(S)

1. ADOPT RESOLUTION NO. 8254 - A RESOLUTION OF THE CITY COUNCIL ESTABLISHING THE ANNUAL SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 2006-1, WESTSIDE PUBLIC SAFETY FACILITIES, FOR FISCAL YEAR 2014/2015
2. ADOPT RESOLUTION NO. 8255 - A RESOLUTION OF THE CITY COUNCIL ESTABLISHING THE ANNUAL SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 2006-2, PUBLIC SAFETY SERVICES, FOR FISCAL YEAR 2015/2015
3. Authorize the Mayor to sign the Proposition 218 Certificate for inclusion on the 2014/2015 Butte County Tax Roll.

ATTACHMENT(S)

CFD 2006-1 and 2006-2 Annual Reports
Resolution No. 8254
Resolution No. 8255
Proposition 218 Certification of Special Tax Levy

ANNUAL REPORT FOR COMMUNITY FACILITIES DISTRICT 2006-1 WESTSIDE PUBLIC SAFETY FACILITIES

Senate Bill 165, filed with the Secretary of State on September 19, 2000, enacted the Local Agency Special Tax and Bond Accountability Act (the "Act"). This Act requires that any local special tax/local bond measure subject to voter approval contain a statement indicating the specific purposes of the special tax, require that the proceeds of the special tax be applied to those purposes, require the creation of an account into which the proceeds shall be deposited and require an annual report containing specific information concerning the use of the proceeds. The Act only applies to any local special tax measure or local bond measure adopted on or after January 1, 2001, in accordance with Section 50075.1 of the California Government Code (the "Code").

Some of the requirements of the Act are handled at the formation of the special tax district and others are handled through annual reports. This report intends to comply with Section 50075.3 or Section 53411 of the Code that states:

"The chief financial officer of the issuing local agency shall file a report with the governing body no later than January 1, 2002 and at least once a year thereafter".

The annual report shall contain all of the following:

- The amount of funds collected and expended.
- The status of any project required or authorized to be funded as identified in subdivision (a) of Section 50075.1 or Section 53410.

The requirements of the Act apply to the Improvement Fund for Community Facilities District No. 2006-1 (the "CFD"). The appropriate information is displayed in the table below:

CFD 2006-1 WESTSIDE PUBLIC SAFETY FACILITIES CONSTRUCTION OF FIRE AND POLICE FACILITY				
Formation Date	2014/2015 Annual Levy	Projected 7/1/2014 Balance	Amount Expended to Date	Project Status
9/19/2006	\$50,100.00	\$222,303	\$0.00	No activity due to insufficient revenue to begin project

ANNUAL REPORT FOR COMMUNITY FACILITIES DISTRICT 2006-2 PUBLIC SAFETY SERVICES

Senate Bill 165, filed with the Secretary of State on September 19, 2000, enacted the Local Agency Special Tax and Bond Accountability Act (the "Act"). This Act requires that any local special tax/local bond measure subject to voter approval contain a statement indicating the specific purposes of the special tax, require that the proceeds of the special tax be applied to those purposes, require the creation of an account into which the proceeds shall be deposited and require an annual report containing specific information concerning the use of the proceeds. The Act only applies to any local special tax measure or local bond measure adopted on or after January 1, 2001, in accordance with Section 50075.1 of the California Government Code (the "Code").

Some of the requirements of the Act are handled at the formation of the special tax district and others are handled through annual reports. This report intends to comply with Section 50075.3 or Section 53411 of the Code that states:

"The chief financial officer of the issuing local agency shall file a report with the governing body no later than January 1, 2002 and at least once a year thereafter".

The annual report shall contain all of the following:

- The amount of funds collected and expended.
- The status of any project required or authorized to be funded as identified in subdivision (a) of Section 50075.1 or Section 53410.

The requirements of the Act apply to the Improvement Fund for Community Facilities District No. 2006-1 (the "CFD"). The appropriate information is displayed in the table below:

CFD 2006-2 PUBLIC SAFETY SERVICES STAFFING OF FIRE AND POLICE FACILITY				
Formation Date	2013/2014 Annual Levy	Projected 7/1/2014 Balance	Amount Expended to Date	Project Status
9/19/2006	\$50,100.00	\$222,472	\$0.00	No activity due to insufficient revenue to begin project

**CITY OF OROVILLE
RESOLUTION NO. 8254**

A RESOLUTION OF THE CITY COUNCIL ESTABLISHING THE ANNUAL SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 2006-1, WESTSIDE PUBLIC SAFETY FACILITIES, FOR FISCAL YEAR 2014/15

WHEREAS, the Oroville City Council (hereafter referred to as the "legislative body"), has initiated proceedings, held a public hearing, conducted an election and received a favorable vote from the qualified electors relating to the levy of a special tax in a special tax district, all as authorized pursuant to the terms and provisions of the "Mello Roos Community Facilities Act of 1982", being Chapter 2.5, Part 1, Division 2, Title 5 of the California Government Code. Said special tax district is known and designated as Community Facilities District No. 2006-1, Westside Public Safety Facilities (hereafter referred to as "CFD No. 2006-1") and,

WHEREAS, the legislative body, by ordinance and as authorized by Section 53340 of the California Government Code, has authorized the levy of a special tax to pay the costs and expenses related to CFD No. 2006-1 and this legislative body desires to establish the specific special tax rate to be collected for the upcoming fiscal year.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE LEGISLATIVE BODY AS FOLLOWS:

Section 1 That the above recitals are true and correct.

Section 2 The specific special tax rate to be collected for CFD No. 2006-1 for the upcoming fiscal year (2014/2015) is hereby determined and established in the table below. A listing of individual parcels, showing the corresponding special tax rate, is attached hereto as "Exhibit A".

TYPE	RATE
Developed Property	\$600.00 per Developed Property
Final Mapped Property	\$300.00 per Final Mapped Property

Section 3 That the special tax rate as set forth above does not exceed the amount as previously authorized by ordinance of this legislative body and is not in excess of that as previously approved by the qualified electors of CFD No. 2006-1, and is in compliance with Proposition 218, Section XIII D of the Constitution of the State of California.

Section 4 That the proceeds of the special tax shall be used to pay, in whole or in part, the costs of the following:

- A. **Preliminary and Incidental Expense and Appurtenant Work and Improvements** – the authorized facilities shall be deemed to include the costs and expenses of mobilization, clearing, grubbing, protective fencing and erosion control, excavation, dewatering, lime treatment, drainage ditches, rock outfalls, curb, gutter and sidewalks, base and finishing pavement, striping, traffic signals, street lights, landscaping, irrigation, soundwalls, retaining walls, barricades and related appurtenant work and facilities, together with the costs and expenses of engineering design, environmental analysis, utility relocation, permits for work in jurisdictional waters, right-of-way acquisition, plan review, project management, construction related surety bonds or like security instruments, construction staking and management, inspection and any like fees and costs incidental to such acquisition, construction and installation.

- B. Fire station and related fire fighting and suppression equipment, furniture and furnishings.

- C. Police substation and related furniture, furnishings and equipment.

The proceeds of the special tax shall be used as set forth above and shall not be used for any other purpose.

Section 5 The special tax shall be collected in the same manner as ordinary ad valorem property taxes are collected and shall be subject to the same penalties and same procedure and sale in cases of delinquency for ad valorem taxes, and the Tax Collector is hereby authorized to deduct reasonable administrative costs incurred in collecting said special taxes.

Section 6 All monies collected shall be paid into a fund for CFD No. 2006-1, including any reserve fund amounts.

Section 7 The County Auditor is hereby directed to enter in the next County assessment roll on which taxes will become due, opposite each lot or parcel of land effected in a space marked “public services” or “special tax” or by any other suitable designation, the installment of the special tax and the exact rate of the special tax as stated above.

Section 8 The County Auditor shall then, at the close of the tax collection period, promptly render to the City of Oroville, a detailed report showing the amount(s) of such special tax installments, interest, penalties and percentages so collected and from what property collected, and also provide a statement of any percentages retained for the expense of making such collection.

PASSED AND ADOPTED by the Oroville City Council at a regular meeting held on August 5, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSTENT:

Linda Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott Huber, City Attorney

Randy Murphy, City Clerk

EXHIBIT A

City of Oroville Community Facilities District No. 2006-1 City of Oroville Westside Public Safety Facilities 2014/15 Parcel Listing

APN	Assigned Special Tax	No. of Parcels - Final Mapped	No. of Parcels - Developed	Mapping Status
030-120-038-000	\$0.00			No Final Maps - Balance Calle Vista
030-120-040-000	\$0.00			No Final Maps - Balance Calle Vista
030-120-065-000	\$0.00			No Final Maps - Balance Calle Vista
030-120-066-000	\$0.00			No Final Maps - Balance Calle Vista
030-260-026-000	\$0.00			No Final Maps - Linkside Phase 2
030-490-074-000	\$300.00	1		
030-490-075-000	\$300.00	1		
030-490-076-000	\$300.00	1		
030-490-077-000	\$300.00	1		
030-490-078-000	\$300.00	1		
030-490-079-000	\$300.00	1		
030-490-080-000	\$300.00	1		
030-490-081-000	\$300.00	1		
030-490-082-000	\$300.00	1		
030-490-083-000	\$300.00	1		
030-490-084-000	\$300.00	1		
030-490-085-000	\$300.00	1		
030-490-086-000	\$300.00	1		
030-490-087-000	\$300.00	1		
030-490-088-000	\$300.00	1		
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030-490-090-000	\$300.00	1		
030-490-091-000	\$300.00	1		
030-490-092-000	\$300.00	1		
030-490-093-000	\$300.00	1		
030-490-094-000	\$600.00		1	
030-490-095-000	\$300.00	1		
030-490-096-000	\$300.00	1		
030-490-097-000	\$300.00	1		
030-490-098-000	\$300.00	1		
030-490-099-000	\$300.00	1		
030-490-100-000	\$300.00	1		
030-490-101-000	\$300.00	1		
030-490-102-000	\$300.00	1		
030-490-103-000	\$300.00	1		
030-490-104-000	\$300.00	1		
030-490-105-000	\$600.00		1	
030-490-106-000	\$600.00		1	
030-490-107-000	\$300.00	1		
030-490-108-000	\$600.00		1	
030-490-109-000	\$600.00		1	

EXHIBIT A

City of Oroville Community Facilities District No. 2006-1 City of Oroville Westside Public Safety Facilities 2014/15 Parcel Listing

APN	Assigned Special Tax	No. of Parcels - Final Mapped	No. of Parcels - Developed	Mapping Status
030-490-110-000	\$300.00	1		
030-490-111-000	\$300.00	1		
030-490-112-000	\$600.00		1	
030-490-113-000	\$600.00		1	
030-490-114-000	\$300.00	1		
030-490-115-000	\$600.00		1	
030-490-116-000	\$300.00	1		
030-490-117-000	\$600.00		1	
030-580-001-000	\$300.00	1		
030-580-002-000	\$300.00	1		
030-580-003-000	\$300.00	1		
030-580-004-000	\$300.00	1		
030-580-005-000	\$600.00		1	
030-580-006-000	\$600.00		1	
030-580-007-000	\$600.00		1	
030-580-008-000	\$300.00	1		
030-580-009-000	\$300.00	1		
030-580-010-000	\$300.00	1		
030-580-011-000	\$300.00	1		
030-580-012-000	\$300.00	1		
030-580-013-000	\$300.00	1		
030-580-014-000	\$600.00		1	
030-580-015-000	\$600.00		1	
030-580-016-000	\$600.00		1	
030-580-017-000	\$600.00		1	
030-580-018-000	\$600.00		1	
030-580-019-000	\$600.00		1	
030-580-020-000	\$300.00	1		
030-580-021-000	\$300.00	1		
030-580-022-000	\$300.00	1		
030-580-023-000	\$300.00	1		
030-580-024-000	\$300.00	1		
030-580-025-000	\$300.00	1		
030-580-026-000	\$300.00	1		
030-580-027-000	\$300.00	1		
030-580-028-000	\$300.00	1		
030-580-029-000	\$300.00	1		
030-580-030-000	\$300.00	1		
030-580-031-000	\$300.00	1		
030-580-032-000	\$300.00	1		
030-580-033-000	\$300.00	1		

EXHIBIT A

City of Oroville
Community Facilities District No. 2006-1
City of Oroville Westside Public Safety Facilities
2014/15 Parcel Listing

APN	Assigned Special Tax	No. of Parcels - Final Mapped	No. of Parcels - Developed	Mapping Status
030-580-034-000	\$300.00	1		
030-580-035-000	\$300.00	1		
030-580-036-000	\$300.00	1		
030-580-037-000	\$300.00	1		
030-580-038-000	\$300.00	1		
030-580-039-000	\$300.00	1		
030-580-040-000	\$600.00		1	
030-580-041-000	\$600.00		1	
030-580-042-000	\$600.00		1	
030-580-043-000	\$600.00		1	
030-580-044-000	\$600.00		1	
030-580-045-000	\$600.00		1	
030-580-046-000	\$300.00	1		
030-590-001-000	\$600.00		1	
030-590-002-000	\$600.00		1	
030-590-003-000	\$600.00		1	
030-590-004-000	\$600.00		1	
030-590-005-000	\$300.00	1		
030-590-006-000	\$300.00	1		
030-590-007-000	\$300.00	1		
030-590-008-000	\$300.00	1		
030-590-009-000	\$300.00	1		
030-590-010-000	\$300.00	1		
030-590-011-000	\$300.00	1		
030-590-012-000	\$300.00	1		
030-590-013-000	\$300.00	1		
030-590-014-000	\$300.00	1		
030-590-015-000	\$600.00		1	
030-590-016-000	\$600.00		1	
030-590-017-000	\$600.00		1	
030-590-018-000	\$300.00	1		
030-590-019-000	\$300.00	1		
030-590-020-000	\$300.00	1		
030-590-021-000	\$300.00	1		
030-590-022-000	\$300.00	1		
030-590-023-000	\$300.00	1		
030-590-024-000	\$300.00	1		
030-590-025-000	\$300.00	1		
030-590-026-000	\$300.00	1		
030-590-027-000	\$300.00	1		
030-590-028-000	\$300.00	1		

EXHIBIT A

City of Oroville Community Facilities District No. 2006-1 City of Oroville Westside Public Safety Facilities 2014/15 Parcel Listing

APN	Assigned Special Tax	No. of Parcels - Final Mapped	No. of Parcels - Developed	Mapping Status
030-590-029-000	\$300.00	1		
030-590-030-000	\$300.00	1		
030-590-031-000	\$300.00	1		
030-590-032-000	\$300.00	1		
030-590-033-000	\$300.00	1		
030-590-034-000	\$300.00	1		
030-590-035-000	\$300.00	1		
030-590-036-000	\$300.00	1		
030-590-037-000	\$300.00	1		
030-590-038-000	\$300.00	1		
030-590-039-000	\$300.00	1		
030-590-040-000	\$300.00	1		
030-590-041-000	\$300.00	1		
030-590-042-000	\$300.00	1		
030-590-043-000	\$300.00	1		
030-590-044-000	\$300.00	1		
030-590-045-000	\$300.00	1		
030-590-046-000	\$300.00	1		
031-020-030-000	\$0.00			No Final Maps - Forebay Estates
No. of Parcels		105	31	
Total:	\$50,100.00			

**CITY OF OROVILLE
RESOLUTION NO. 8255**

A RESOLUTION OF THE CITY COUNCIL ESTABLISHING THE ANNUAL SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 2006-2, PUBLIC SAFETY SERVICES, FOR FISCAL YEAR 2014/2015

WHEREAS, the Oroville City Council (hereafter referred to as the "legislative body"), has initiated proceedings, held a public hearing, conducted an election and received a favorable vote from the qualified electors relating to the levy of a special tax in a special tax district, all as authorized pursuant to the terms and provisions of the "Mello Roos Community Facilities Act of 1982", being Chapter 2.5, Part 1, Division 2, Title 5 of the California Government Code. Said special tax district is known and designated as Community Facilities District No. 2006-2, Public Safety Services (hereafter referred to as "CFD No. 2006-2") and,

WHEREAS, the legislative body, by ordinance and as authorized by Section 53340 of the California Government Code, has authorized the levy of a special tax to pay the costs and expenses related to CFD No. 2006-2 and this legislative body desires to establish the specific special tax rate to be collected for the upcoming fiscal year.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE LEGISLATIVE BODY AS FOLLOWS:

Section 1 That the above recitals are true and correct.

Section 2 The specific special tax rate to be collected for CFD No. 2006-2 for the upcoming fiscal year (2014/2015) is hereby determined and established in the table below. A listing of individual parcels, showing the corresponding special tax rate, is attached hereto as "Exhibit A".

TYPE	RATE
Developed Property	\$600.00 per Developed Property
Final Mapped Property	\$300.00 per Final Mapped Property

Section 3 That the special tax rate as set forth above does not exceed the amount as previously authorized by ordinance of this legislative body and is not in excess of that as previously approved by the qualified electors of CFD No. 2006-2, and is in compliance with Proposition 218, Section XIII D of the Constitution of the State of California.

Section 4 That the proceeds of the special tax shall be used to pay, in whole or in part, the costs of the following:

- A. Fire protection and suppression.
- B. Police protection.

The proceeds of the special tax shall be used as set forth above and shall not be used for any other purpose.

Section 5 The special tax shall be collected in the same manner as ordinary ad valorem property taxes are collected and shall be subject to the same penalties and same procedure and sale in cases of delinquency for ad valorem taxes, and the Tax Collector is hereby authorized to deduct reasonable administrative costs incurred in collecting said special taxes.

Section 6 All monies collected shall be paid into a fund for CFD No. 2006-2, including any reserve fund amounts.

Section 7 The County Auditor is hereby directed to enter in the next County assessment roll on which taxes will become due, opposite each lot or parcel of land effected in a space marked "public services" or "special tax" or by any other suitable designation, the installment of the special tax and the exact rate of the special tax as stated above.

Section 8 The County Auditor shall then, at the close of the tax collection period, promptly render to the City of Oroville, a detailed report showing the amount(s) of such special tax installments, interest, penalties and percentages so collected and from what property collected, and also provide a statement of any percentages retained for the expense of making such collection.

PASSED AND ADOPTED by the Oroville City Council at a regular meeting held on August 5, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSTENT:

Linda Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott Huber, City Attorney

Randy Murphy, City Clerk

EXHIBIT A

City of Oroville Community Facilities District No. 2006-2 City of Oroville Westside Public Safety Services 2014/15 Parcel Listing

APN	Assigned Special Tax	No. of Parcels - Final Mapped	No. of Parcels - Developed	Mapping Status
030-120-038-000	\$0.00			No Final Maps - Balance Calle Vista
030-120-040-000	\$0.00			No Final Maps - Balance Calle Vista
030-120-065-000	\$0.00			No Final Maps - Balance Calle Vista
030-120-066-000	\$0.00			No Final Maps - Balance Calle Vista
030-260-026-000	\$0.00			No Final Maps - Linkside Phase 2
030-490-074-000	\$300.00	1		
030-490-075-000	\$300.00	1		
030-490-076-000	\$300.00	1		
030-490-077-000	\$300.00	1		
030-490-078-000	\$300.00	1		
030-490-079-000	\$300.00	1		
030-490-080-000	\$300.00	1		
030-490-081-000	\$300.00	1		
030-490-082-000	\$300.00	1		
030-490-083-000	\$300.00	1		
030-490-084-000	\$300.00	1		
030-490-085-000	\$300.00	1		
030-490-086-000	\$300.00	1		
030-490-087-000	\$300.00	1		
030-490-088-000	\$300.00	1		
030-490-089-000	\$300.00	1		
030-490-090-000	\$300.00	1		
030-490-091-000	\$300.00	1		
030-490-092-000	\$300.00	1		
030-490-093-000	\$300.00	1		
030-490-094-000	\$600.00		1	
030-490-095-000	\$300.00	1		
030-490-096-000	\$300.00	1		
030-490-097-000	\$300.00	1		
030-490-098-000	\$300.00	1		
030-490-099-000	\$300.00	1		
030-490-100-000	\$300.00	1		
030-490-101-000	\$300.00	1		
030-490-102-000	\$300.00	1		
030-490-103-000	\$300.00	1		
030-490-104-000	\$300.00	1		
030-490-105-000	\$600.00		1	
030-490-106-000	\$600.00		1	
030-490-107-000	\$300.00	1		
030-490-108-000	\$600.00		1	
030-490-109-000	\$600.00		1	

EXHIBIT A

**City of Oroville
Community Facilities District No. 2006-2
City of Oroville Westside Public Safety Services
2014/15 Parcel Listing**

APN	Assigned Special Tax	No. of Parcels - Final Mapped	No. of Parcels - Developed	Mapping Status
030-490-110-000	\$300.00	1		
030-490-111-000	\$300.00	1		
030-490-112-000	\$600.00		1	
030-490-113-000	\$600.00		1	
030-490-114-000	\$300.00	1		
030-490-115-000	\$600.00		1	
030-490-116-000	\$300.00	1		
030-490-117-000	\$600.00		1	
030-580-001-000	\$300.00	1		
030-580-002-000	\$300.00	1		
030-580-003-000	\$300.00	1		
030-580-004-000	\$300.00	1		
030-580-005-000	\$600.00		1	
030-580-006-000	\$600.00		1	
030-580-007-000	\$600.00		1	
030-580-008-000	\$300.00	1		
030-580-009-000	\$300.00	1		
030-580-010-000	\$300.00	1		
030-580-011-000	\$300.00	1		
030-580-012-000	\$300.00	1		
030-580-013-000	\$300.00	1		
030-580-014-000	\$600.00		1	
030-580-015-000	\$600.00		1	
030-580-016-000	\$600.00		1	
030-580-017-000	\$600.00		1	
030-580-018-000	\$600.00		1	
030-580-019-000	\$600.00		1	
030-580-020-000	\$300.00	1		
030-580-021-000	\$300.00	1		
030-580-022-000	\$300.00	1		
030-580-023-000	\$300.00	1		
030-580-024-000	\$300.00	1		
030-580-025-000	\$300.00	1		
030-580-026-000	\$300.00	1		
030-580-027-000	\$300.00	1		
030-580-028-000	\$300.00	1		
030-580-029-000	\$300.00	1		
030-580-030-000	\$300.00	1		
030-580-031-000	\$300.00	1		
030-580-032-000	\$300.00	1		
030-580-033-000	\$300.00	1		

EXHIBIT A

City of Oroville
Community Facilities District No. 2006-2
City of Oroville Westside Public Safety Services
2014/15 Parcel Listing

APN	Assigned Special Tax	No. of Parcels - Final Mapped	No. of Parcels - Developed	Mapping Status
030-580-034-000	\$300.00	1		
030-580-035-000	\$300.00	1		
030-580-036-000	\$300.00	1		
030-580-037-000	\$300.00	1		
030-580-038-000	\$300.00	1		
030-580-039-000	\$300.00	1		
030-580-040-000	\$600.00		1	
030-580-041-000	\$600.00		1	
030-580-042-000	\$600.00		1	
030-580-043-000	\$600.00		1	
030-580-044-000	\$600.00		1	
030-580-045-000	\$600.00		1	
030-580-046-000	\$300.00	1		
030-590-001-000	\$600.00		1	
030-590-002-000	\$600.00		1	
030-590-003-000	\$600.00		1	
030-590-004-000	\$600.00		1	
030-590-005-000	\$300.00	1		
030-590-006-000	\$300.00	1		
030-590-007-000	\$300.00	1		
030-590-008-000	\$300.00	1		
030-590-009-000	\$300.00	1		
030-590-010-000	\$300.00	1		
030-590-011-000	\$300.00	1		
030-590-012-000	\$300.00	1		
030-590-013-000	\$300.00	1		
030-590-014-000	\$300.00	1		
030-590-015-000	\$600.00		1	
030-590-016-000	\$600.00		1	
030-590-017-000	\$600.00		1	
030-590-018-000	\$300.00	1		
030-590-019-000	\$300.00	1		
030-590-020-000	\$300.00	1		
030-590-021-000	\$300.00	1		
030-590-022-000	\$300.00	1		
030-590-023-000	\$300.00	1		
030-590-024-000	\$300.00	1		
030-590-025-000	\$300.00	1		
030-590-026-000	\$300.00	1		
030-590-027-000	\$300.00	1		
030-590-028-000	\$300.00	1		

EXHIBIT A

City of Oroville Community Facilities District No. 2006-2 City of Oroville Westside Public Safety Services 2014/15 Parcel Listing

APN	Assigned Special Tax	No. of Parcels - Final Mapped	No. of Parcels - Developed	Mapping Status
030-590-029-000	\$300.00	1		
030-590-030-000	\$300.00	1		
030-590-031-000	\$300.00	1		
030-590-032-000	\$300.00	1		
030-590-033-000	\$300.00	1		
030-590-034-000	\$300.00	1		
030-590-035-000	\$300.00	1		
030-590-036-000	\$300.00	1		
030-590-037-000	\$300.00	1		
030-590-038-000	\$300.00	1		
030-590-039-000	\$300.00	1		
030-590-040-000	\$300.00	1		
030-590-041-000	\$300.00	1		
030-590-042-000	\$300.00	1		
030-590-043-000	\$300.00	1		
030-590-044-000	\$300.00	1		
030-590-045-000	\$300.00	1		
030-590-046-000	\$300.00	1		
031-020-030-000	\$0.00			No Final Maps - Forebay Estates
No. of Parcels		105	31	
Total:	\$50,100.00			

PROPOSITION 218 CERTIFICATION

CERTIFICATION OF TAX BILL LEVY

The Agency/District hereby certifies that the special tax(es), fee(s) and assessment(s) listed below that are to be placed on the 2014/2015 Secured Property Tax bill by the Agency/District meet the requirements of Proposition 218 that added Articles XIII C and XIII D to the State Constitution.

Article XIII C. Sec. 2 (c) "Any general tax imposed, extended, or increased, without voter approval, by any local government on or after January 1, 1995, and prior to the effective date of this article, shall continue to be imposed only if approved by a majority vote of the voters voting in an election on the issue of the imposition, which election shall be held within two years of the effective date of this article and in compliance with subdivision (b)."

Article XIII D. Sec. 5 "...this article shall become effective the day after the election unless otherwise provided. Beginning July 1, 1997, all fees or charges shall comply with this section."

The Agency/District agrees to defend, indemnify and hold harmless the County of Butte, the Board of Supervisors, the Auditor-Controller, the Tax Collector, its officers and employees, from litigation over whether the requirements of Proposition 218 were met with respect to such levy (levies).

If any judgment is entered against any indemnified party as a result of not meeting the requirements of Proposition 218 for such special tax(es), fee(s) or assessment(s), the Agency/District agrees that the County may offset the amount of any judgment paid by an indemnified party from the monies collected by the County of Agency/District behalf, including property taxes, special taxes, fees or assessments.

Agency/District: CITY OF OROVILLE

By: _____
Linda Dahlmeier, Mayor

Listing of Agency/District's 2014/2015 Special Taxes, Fees and/or Assessments:

Community Facilities District 2006-1
Community Facilities District 2006-2



CITY OF OROVILLE
FINANCE OFFICE
1735 MONTGOMERY STREET
OROVILLE, CA 95965-4897

530-538-2410

OROVILLE CITY COUNCIL
STAFF REPORT

TO: MAYOR AND COUNCIL MEMBERS
RANDY MURPHY, CITY ADMINISTRATOR

FROM: GLENN LAZOF, INTERIM FINANCE DIRECTOR

RE: FINANCE DEPARTMENT REPORT

DATE: AUGUST 5, 2014

UTILITY USERS TAX MASTER METERS – Master meters are accounts for which a property owner has one meter covering several properties, typically mobile home parks. PG&E ceased collecting tax on master meter accounts during September of last year.

The total tax for the 7 active master meter accounts over the 9 month period (October-June) was under \$4,100. The process we established to bill this amount involves staff time and legal expense (PG&E has to have subpoena to supply billing information). Therefore we will only invoice for this once per year, in June. We may incur additional costs depending on the amount of collection activity this will require.

BANKING SERVICES – Submittals have been invited from a half dozen banks that provide government banking services and have local branches. The initial review will be a workgroup consisting of the City Treasurer, Interim Finance Director, and an Accounting Technician. Following our review of information from these institutions, we will conduct interviews with the top candidates. We expect to bring our recommendation forward to the Council in October.

OFFICE SUPPLIES – New purchasing procedures have been put in place which will provide savings in staff time, and allow up to access better pricing for frequent purchases and larger items. Lezlie Wendland did a great job arranging training for our purchasers, covering efficient on line ordering of office supplies.

BLANKET PURCHASE ORDERS - Past practices have been changed to limit blank purchase orders to only vendors we have actively use, assure each vendor has City Wide blanket limit of \$2,000, and that we use blanket purchase

orders only when needed. Irene Shaw assisted by providing information to help us establish improved controls.

PAYROLL BUDGET CONTROLS – Work continues on a better system to assure payroll and benefit costs are accurately reflected in the budget. Sharen Lindberg has been doing the heavy lifting on this project.

COST ACCOUNTING – Finance is continuing to develop ways to use the existing system to enhance selective cost accounting.

HOUSING – Work is progressing in our effort to provide more services to the Office of Business Assistance and Housing Development to assist in the transition to both City management changes and new HCD requirements. Diane Howard in Finance and Amy Bergstrand in Housing have been key to this effort.

CUSTOMER SERVICE WINDOW- Finance Staff reports that customer reaction to the service window in our office has been very positive. The service is available for transactions such as bus passes and yard sales. A project to open this access up to persons with disabilities is pending; meanwhile the front desk is still available to provide these services.

PAPERLESS – The effort to scan and file old documentation continues, next time you are in the Finance Office come by and let us show you our empty shelves!

OROVILLE POLICE DEPARTMENT PRESS RELEASE

To: Media

From: Oroville Police Department

Contact: Assistant Chief Byers (530) 538-2454

Re: Park Cleanup program

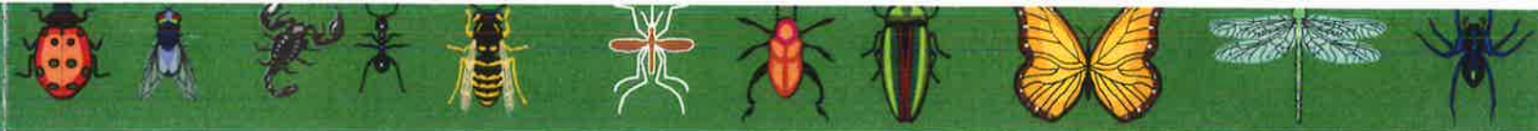
Oroville Police Officer Breck Wright coordinated a Multi-Agency park cleanup effort that took place on Thursday July 24, 2104 at River Bend Park. The effort was to remove several illegal camping sites and trash from the dog park area. Approximately 40 yards of trash was removed from the park. Along with the trash cleanup the coordination was able to place several people into safer and better living conditions. A family of four was provided with transportation in order to live with family members in another state. Two other subjects were placed in homes.

The effort was a multi resource event which included Butte County Sherriff's Office and Feather River Parks and Recreation who provided workers and supervisors for the cleanup, Recology provided a dumpster for the trash removal and Catalyst provided the placement of some of the homeless.

This was a very successful event and the Oroville Police Department wanted to thank everyone involved. Due to the success of the event the Police Department is planning on continuing on with the program.







BUTTE COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT



2nd Quarter, 2014 Newsletter

2014 Control and Surveillance Activities

Even though California is facing one of the most severe drought years on record, the District has already seen normal to high numbers of mosquitoes in traps located throughout the District. Rising populations of mosquitoes have been identified in the valley, foothill, and mountain areas of the service area. The Districts control and surveillance programs are fully staffed and operating at high capacity, utilizing every resource. Mosquito and Vector Control Specialists are focusing larvicide efforts on various mosquito-breeding sources including urban sources (storm drains, catch basins, un-maintained swimming pools, retention/detention ponds, etc.), rural sources (roadside ditches, pastures, sewer ponds, canal leaks, etc.), and agricultural sources (rice, managed wetlands, orchard runoff, etc.). Adult mosquito control has commenced in small isolated and target spots throughout the District concentrating on areas with higher populations of mosquitoes and large numbers of resident generated requests. The entomology department continues to be the "eyes and ears" of the county searching for WNV and other mosquito-borne viruses through the testing of mosquitoes, birds, and chickens. Entomology staff is continuing to monitor adult and larval mosquito populations and vector-borne disease throughout the District utilizing New Jersey light traps, gravid traps, carbon dioxide baited traps, dippers, sentinel chickens, live mosquitoes, and dead birds.



Light Trap Collecting



Backcan Treatment

DEAD BIRD HOTLINE



The California Department of Public Health's dead bird hot line reopened on April 15th. Residents who find dead birds are urged to call the West Nile virus hot line at 1-877-WNV-BIRD (2473). The hot line is available from 8:00 a.m. to 5:00 p.m., seven days a week. The public can also report dead birds online at www.westnile.ca.gov or by visiting www.BCMVCD.com



Oroville City Clerk-Duffey
1735 Montgomery Street
Oroville, CA 95965



Butte County Mosquito and Vector Control District
5117 Larkin Road
Oroville, CA, 95965



Mosquitofish are Available at:

- | | |
|--|---|
| Skyway Feed and Supply
5990 Foster Road
Paradise, CA. 877-1019 | C Bar D Feeds
3388 Highway 32
Chico, CA. 342-5361 |
| Foothill Mill and Lumber Company
1698 Wagstaff Road
Paradise, CA. 877-3395 | Magnolia Gift & Garden
1367 East Avenue
Chico, CA. 894-5410 |
| Mendon's Nursery
5424 Foster Road
Paradise, CA. 877-7341 | Wibour's Feed & Seed
139 Myers Street
Chico, CA. 895-0569 |
| Paradise Rines True Value HDW
14086 Skyway
Magalia, CA. 873-1008 | |
| The Pine's Yankee Hill
11300 Miller Flat Road
Concow, CA. 534-1265 | |
| Rosa's Green Garden Nursery
585 Main Street
Milton City, CA. 826-0559 | Harshbarger Ace HDW
1525 State HWY 99
Gridley, CA. 846-3625 |



*Mosquitofish are not to be planted in creeks, streams, and rivers.

MISSION STATEMENT

The mission of the Butte County Mosquito and Vector Control District is primarily to suppress mosquito-transmitted disease and also to reduce the annoyance levels of mosquitoes and diseases associated with ticks, fleas and other vectors through environmentally compatible control practices and public education.

CONTACT INFORMATION

Butte County Mosquito and Vector Control District
5117 Larkin Road, Oroville, CA. 95965

Phone: (530) 533-6038, (530) 342-7350
Fax: (530) 534-9916

Website: www.BCMVCD.com

Please call the District if you are experiencing mosquito problems or if you are planning a special outdoor event.

Public Education and Outreach

The District's public education and outreach campaign is just finishing off a very busy spring and preparing for an eventful summer. This spring, the District had a public education display at the Home and Garden Show in Chico, Gold Nugget Days in Paradise, Home and Garden Show in Gridley, Feather Fiesta Days in Oroville, Red Suspenders Day in Gridley, the city of Oroville's Fixed Base Operator (FBO) grand opening at the Oroville airport, and the Silver Dollar Fair in Chico. These were all great events that provided the District with an excellent opportunity to educate the public about mosquitoes and other vectors. All of the events that the District attends have an excellent insect display put together by District Entomologist Eric Gohre, as well as a mosquitofish and mosquito larvae display. At these events the District also hands out, free of charge, fly/mosquito swatters, tick identification cards, and mosquito repellent. The District was also busy this past spring doing classroom presentations throughout the District on mosquitoes and ticks. The District is now looking forward to its summer events which include the Berry Creek Berry Festival, the Butte County Fair in Gridley, the Salmon Festival in Oroville, as well as other event opportunities that may open up.



Oroville Airport Display



Educating Homeowners



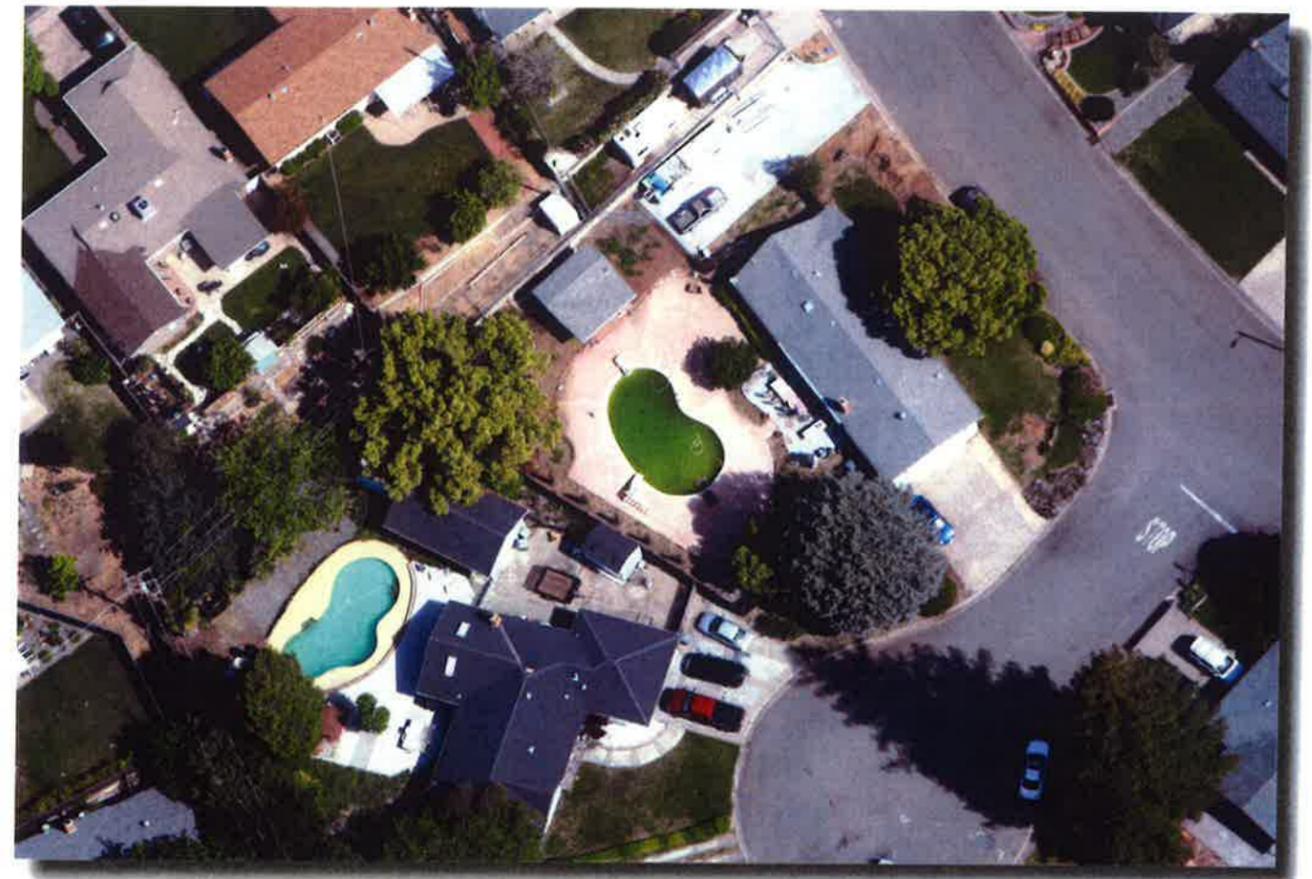
School Presentation



Observing Awareness Week

2014 Aerial Surveillance

For the tenth year in a row, the District has contracted with a local flying service to conduct aerial surveillance of un-maintained swimming pools and other possible mosquito breeding sources (target areas). This year, the District contracted with Ron O'Hanlon and Associates. Ron O'Hanlon has an extensive background in geographic imaging having spent many years creating maps for the United States Forest Service. O'Hanlon and Associates can effectively snap photos from a helicopter or a fixed wing aircraft over "suspected un-maintained swimming pools" and record the location using global positioning systems (GPS). A report is then constructed from this data. The report containing maps, aerial photographs, and GPS fixed positions of possible mosquito breeding sources is then submitted to the District. The District's Mosquito and Vector Control Specialists can take these reports into the field and investigate all of the targeted areas. "Finding mosquitoes before they become adults is vital and this program gives the specialists the ability to see a lot of mosquito breeding sources that otherwise would not be seen" said Matt Ball, District Manager for Butte County Mosquito and Vector Control District, "effectively controlling the mosquitoes in their larval state is the most effective form of mosquito control." Additionally, the District will again commence the "fixed" wing aerial surveillance program. This program focuses on the surveillance of large properties such as duck clubs, artificial wetlands, and periodic flooding of large areas such as wildlife areas. The District's pilot utilizes a Cessna aircraft that can hold up to four individuals (three Mosquito Control Specialists and the pilot). From the air the Mosquito Control Specialists can take aerial photographs and plot the movement of floodwater and fix a location using a GPS unit. This information is then taken to the field and the appropriate action is taken if mosquito larvae are found.



Aerial Shot of an Unmaintained Swimming Pool

Jamie Hayes

From: Nanci [gumshoe0077@yahoo.com]

Sent: Monday, July 28, 2014 10:43 AM

To: Planning Distro; cityclerk

Subject: RE: Oroville Walmart Comments

Gentlepersons: I support the Super Walmart in Oroville. I have been waiting for it to happen. We are seniors over ages, 81 & 70. The residents of the Oroville area would have a larger selection of merchandise, thus meaning an improvement in the tax dollars for the City. We do not like to drive any great distance, not even to Chico. There are other residents in the surrounding areas that would also benefit, too.

Jobs would be created by the opening of the new store. Construction would also put business and employees to work. It goes on and on...what this project and final Super Walmart in benefits would mean for the City and outlying areas.

Please approve this project.

Sincerely,
Nanci Glassgow
Berry Creek, CA

7/28/2014

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE(S)

ABC 211 (6/99)

TO: Department of Alcoholic Beverage Control
1900 CHURN CREEK RD
STE 215
REDDING, CA 96002
(530) 224-4830

File Number: 547346
Receipt Number: 2243343
Geographical Code: 0404
Copies Mailed Date: July 22, 2014
Issued Date:

DISTRICT SERVING LOCATION: REDDING
First Owner: INAYA & ZAID LLC
Name of Business: NAZ FOOD MART
Location of Business: 555 ORO DAM BLVD E
OROVILLE, CA 95965-5716

City of Oroville
JUL 31 2014
Administration

County: BUTTE
Is Premise inside city limits? Yes
Census Tract 0030.02

Mailing Address:
(If different from
premises address)

Type of license(s): 20

Transferor's license/name: 488135 / AL REHMAN CORPORATION Dropping Partner: Yes No X

Table with 7 columns: License Type, Transaction Type, Fee Type, Master, Dup, Date, Fee. Rows include Off-Sale Beer And Win, ANNUAL FEE, PERSON-TO-PERSON TRANSFER, FEDERAL FINGERPRINTS, ISSUE TEMPORARY PERMIT, STATE FINGERPRINTS, and a Total row.

Have you ever been convicted of a felony? No
Have you ever violated any provisions of the Alcoholic Beverage Control Act, or regulations of the Department pertaining to the Act? No
Explain any "Yes" answer to the above questions on an attachment which shall be deemed part of this application.

Applicant agrees (a) that any manager employed in an on-sale licensed premises will have all the qualifications of a licensee, and (b) that he will not violate or cause or permit to be violated any of the provisions of the Alcoholic Beverage Control Act.

STATE OF CALIFORNIA County of BUTTE Date: July 22, 2014

Under penalty of perjury, each person whose signature appears below, certifies and says: (1) He is an applicant, or one of the applicants, or an executive officer of the applicant corporation, named in the foregoing application, duly authorized to make this application on its behalf; (2) that he has read the foregoing and knows the contents thereof and that each of the above statements therein made are true; (3) that no person other than the applicant or applicants has any direct or indirect interest in the applicant or applicant's business to be conducted under the license(s) for which this application is made; (4) that the transfer application or proposed transfer is not made to satisfy the payment of a loan or to fulfill an agreement entered into more than ninety (90) days preceding the day on which the transfer application is filed with the Department or to gain or establish a preference to or for any creditor or transferor or to defraud or injure any creditor of transferor; (5) that the transfer application may be withdrawn by either the applicant or the licensee with no resulting liability to the Department.

Effective July 1, 2012, Revenue and Taxation Code Section 7057, authorizes the State Board of Equalization and the Franchise Tax Board to share taxpayer information with Department of Alcoholic Beverage Control. The Department may suspend, revoke, and refuse to issue a license if the licensee's name appears in the 500 largest tax delinquencies list. (Business and Professions Code Section 494.5.)

Applicant Name(s)

Applicant Signature(s)

INAYA & ZAID LLC

See 211 Signature Page



CALIFORNIA WATER SERVICE COMPANY

1720 NORTH FIRST STREET • SAN JOSE, CA 95112-4598

(408) 367-8200

City of Oroville

JUL 30 2014

Administration

July 28, 2014

The Honorable Mayor and Members of the City Council
City of Oroville
1735 Montgomery Street
Oroville, CA 95965

Re: Annual notification of wells containing Boron in California Water Service Company Oroville Water System #0410005

Dear Mayor and Members of the City Council:

You were first notified in 2004 that one of four active wells in the Oroville water system contained boron exceeding the California Department of Public Health's (CDPH) notification level of 1.0 mg/L. The purpose of this letter is to update you on the current level of contamination in the Oroville water system. Sample results collected in 2013 indicate boron in one well were .93 and 1.6 mg/L, with an average of 1.27 mg/L.

Detection of a contaminant at a notification level (NL) is considered NOT to pose a significant health risk to people. Notification levels are established as a precautionary measure to prompt additional analysis and assessment of treatment and supply options. DPH recommends that sources of supply be taken out of service if boron exceeds 10 times the NL, which would be 10 mg/L.

Cal Water puts its customers' health first and is firmly committed to providing drinking water that is safe. The discovery of boron is part of Cal Water's ongoing, proactive water quality monitoring program. No action on your part is necessary at this time. Cal Water will keep you informed as we continue the testing and evaluate treatment options. We have included a printed copy of our 2013 Consumer Confidence Report that is available for our Oroville customers at www.calwater.com/ccr

If you have any questions, please call John Graham at (530) 893-6381 or email him at jgraham@calwater.com.

Sincerely,



Sophie James

Acting Director of Water Quality

Cc: Toni Ruggle, District Manager
Reese Crenshaw, California Department of Public Health
Randy Murphy, City Administrator
Bill Connelly, Butte County Supervisor
Paul Gosselin, Director, Butte County Water Resources
Brad Banner, Butte County Department of Public Health
Raminder Kahlon, California Public Utilities Commission

Attachments:

2013 Oroville Consumer Confidence Report Data Table

2013 Water Quality Table

Cal Water tests your water for more than 140 regulated contaminants and dozens of unregulated contaminants. **This table lists only those contaminants that were detected in water sources used to supply water to customers.**

In the table, water quality test results are divided into two major sections: "Primary Drinking Water Standards" and "Secondary Drinking Water Standards and Unregulated Compounds." Primary standards protect public health by limiting the levels of certain constituents in drinking water. Secondary standards are set for substances that don't impact health but could affect the water's taste, odor, or appearance. Some unregulated substances (hardness and sodium, for example) are included for your information.

Primary Drinking Water Standards Groundwater Surface Water

Radiological	Year Tested	Unit	MCL (SMCL)	PHG (MCLG)	Exceeded Standard?	Range	Average	Range	Average	Source of Substance
Gross alpha particle activity	2008-2013	pCi/L	15	(0)	No	ND-4.8	1	0.8-1.3	1.1	Erosion of natural deposits
Inorganic Chemicals	Year Tested	Unit	MCL (SMCL)	PHG (MCLG)	Exceeded Standard?	Range	Average	Range	Average	Source of Substance
Fluoride ¹	2013	ppm	2	1	No	0.67-1.04	0.85	0.67-1.04	0.85	Erosion of natural deposits; water additive that promotes strong teeth; discharge from fertilizer and aluminum factories
Nitrate (as nitrate)	2013	ppm	45	45	No	5.01-16	10.71	ND	ND	Runoff and leaching from fertilizer use; leaching from septic tanks and sewage; erosion of natural deposits
Turbidity (surface water requiring filtration) ²	Year Tested	Unit	MCL (SMCL)	PHG (MCLG)	Exceeded Standard?	Highest Level	Lowest Monthly Percent	Highest Level	Lowest Monthly Percent	Source of Substance
Turbidity (surface water requiring filtration) ²	2013	NTU	TT	n/a	No	n/a	n/a	0.25	100	Soil runoff

¹Fluoride is added to Oroville's water supply.

²For surface water systems, the treatment technique dictates that the turbidity level of the filtered water be less than or equal to 0.3 NTU in 95% of the measurements taken each month and shall not exceed 1 NTU at any time. Turbidity is a measurement of the cloudiness of water. We monitor it because it is a good indicator of the effectiveness of our filtration system.

TABLE KEY

µS/cm	measure of specific conductance
n/a	not applicable
ND	not detected
NTU	nephelometric turbidity unit
pCi/L	picoCuries per liter (measure of radioactivity)
ppm	parts per million (milligrams per liter)
ppb	parts per billion (micrograms per liter)
ppt	parts per trillion (nanograms per liter)
SMCL	secondary maximum contaminant level

2013 Water Quality Table (Continued)

Organic Chemicals	Year Tested	Unit	MCL (SMCL)	PHG (MCLG)	Exceeded Standard?	Range	Average	Range	Average	Source of Substance
Tetrachloroethylene (PCE)	2011-2013	ppb	5	0.06	No	ND-1.41	0.59			Discharge from factories, dry cleaners, and auto shops (metal degreaser)
Disinfection Byproducts	Year Tested	Unit	MCL (SMCL)	PHG (MCLG)	Exceeded Standard?	Range	Highest Annual Average	Range	Highest Annual Average	Source of Substance
Total haloacetic acids	2013	ppb	60	n/a	No	12.9-22	18.5	12.9-22	18.5	Byproduct of drinking water chlorination
Total trihalomethanes	2013	ppb	80	n/a	No	16.1-30.7	24.1	16.1-30.7	24.1	Byproduct of drinking water chlorination
Disinfectant and DBP Precursor	Year Tested	Unit	MRDL	MRDLG	Exceeded Standard?	Range	Average	Range	Average	Source of Substance
Chlorine	2013	ppm	4	4	No	0.34-1.04	0.91	0.34-1.04	0.91	Drinking water disinfectant added for treatment
Total organic carbon ³	2013	ppm	TT	n/a	No	n/a	n/a	0.45-0.93	0.7	Various natural and manmade sources

Other Regulated Substances

Metals	Year Tested	Unit	AL	PHG (MCLG)	Exceeded Standard?	90th Percentile	Samples > AL	Source of Substance
Copper	2013	ppm	1.3	0.3	No	0.18	0 of 30	Internal corrosion of household plumbing systems; erosion of natural deposits; leaching from wood preservatives
Lead	2013	ppb	15	2	No	2.12	0 of 30	Internal corrosion of household plumbing systems; discharge from industrial manufacturers; erosion of natural deposits

³Total organic carbon (TOC) has no health effects; however, TOC provides a medium for the formation of disinfection byproducts. These byproducts include trihalomethanes (THMs) and haloacetic acids (HAAs). Drinking water containing these byproducts in excess of the MCL may lead to adverse health effects such as liver, kidney, or nervous system problems, and may lead to an increased risk of cancer. Concerns regarding disinfection byproducts are based upon exposure over many years.

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ppt	parts per trillion (nanograms per liter)
SMCL	secondary maximum contaminant level

2013 Water Quality Table (Continued)

Secondary Drinking Water Standards and Unregulated Compounds

Inorganic Chemicals	Year Tested	Unit	SMCL	PHG (MCLG)	Exceeded Standard?	Range	Average	Range	Average	Result or Source of Substance
Boron	2011-2013	ppm	NL=1	n/a	Yes	0.93-1.6	1.27			Erosion of natural deposits
Calcium	2011-2013	ppm	n/a	n/a	No	24-29	26.75		9.3	Erosion of natural deposits
Chloride	2011-2013	ppm	500	n/a	No	10-35	19.75		5.2	Erosion of natural deposits; seawater influence
Hardness	2011-2013	ppm	n/a	n/a	No	140-150	145		38	Erosion of natural deposits
Magnesium	2011-2013	ppm	n/a	n/a	No	18-20	18.5		3.7	Erosion of natural deposits
Odor	2011-2013	Units	3	n/a	No	ND-1	0.25		2	Naturally occurring organic matter
pH	2011-2013	Units	n/a	n/a	No	7-7.4	7.24	7.3-8.3	7.9	Inherent characteristic of water
Sodium	2011-2013	ppm	n/a	n/a	No	23-42	29.75		7.5	Erosion of natural deposits; seawater influence
Specific conductance	2011-2013	µS/cm	1600	n/a	No	350-510	402.5		120	Erosion of natural deposits; seawater influence
Sulfate	2011-2013	ppm	500	n/a	No	12-58	30.25		2.3	Runoff/leaching from natural deposits; industrial wastes
Total dissolved solids	2011-2013	ppm	1000	n/a	No	250-330	270		74	Runoff/leaching from natural deposits

TABLE KEY

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