



OROVILLE CITY COUNCIL

Council Chambers
1735 Montgomery Street
Regular Meeting

APRIL 5, 2016

CLOSED SESSION 5:00 P.M.

OPEN SESSION 6:00 P.M.

AMENDED AGENDA

CLOSED SESSION (5:00 P.M.)

ROLL CALL

Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier

CONVENE TO CLOSED SESSION (ITEMS LISTED ON PAGE NO. 5)

RECONVENE TO OPEN SESSION

OPEN SESSION (6:00 P.M.)

PLEDGE OF ALLEGIANCE

PROCLAMATION / PRESENTATION

Proclamation recognizing the month of *April* as *Child Abuse Prevention Month*

Presentation by *Jack Kiley* regarding the *Acquisition of a Water Company*

Presentation by *California Water Company* regarding *Government Takeover of the Local Water System by California Water Company*

CONSENT CALENDAR

1. **APPROVAL OF THE MINUTES OF THE MARCH 15, 2016 REGULAR MEETING, MARCH 21, 2016, MARCH 29, 2016 AND MARCH 30, 2016 SPECIAL MEETINGS OF THE OROVILLE CITY COUNCIL – minutes attached**

Finance Department:

2. **MONTHLY FINANCIAL REPORT AND REPORT OF INVESTMENTS FOR FEBRUARY 2016** – report attached

The Council will receive a copy of the Monthly Financial Report and Report of Investments for February 2016. **(Ruth Wright, Director of Finance)**

Council Action Requested: **Acknowledge receipt of the February 2016 Monthly Financial Report and Report of Investments.**

Community Development Department:

3. **ANNEXATION “WELCOME SPRING” CLEAN-UP** – staff report

The Council may consider approving the purchase of food items and the rental of a snow cone machine, in an amount not to exceed \$500, for the Annexation “Welcome Spring” Clean-up event for the newly annexed South Oroville community area. **(Bill LaGrone, Director of Public Safety)**

Council Action Requested: **Authorize the purchase of food items and the rental of a snow cone machine, in an amount not to exceed \$500, for the Annexation “Welcome Spring” Clean-up event for the newly annexed South Oroville community area.**

4. **FEE WAIVER REQUEST FOR USE OF THE LOTT HOME/SANK PARK: AAUW ANNUAL TECH TREK PICNIC** – staff report

The Council may consider a fee waiver request from the American Association of University Women (AAUW) for use of the Lott Home/Sank Park annual Tech Trek Picnic. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize staff to collect 50% of the fees, in the amount of \$125, and a \$150 refundable deposit, to allow the event and support the American Association of University Women.**

5. **SPECIAL EVENT PERMIT FEE WAIVER REQUEST FOR OROVILLE AIRPORT DAY** – staff report

The Council may consider a fee waiver request from the Oroville Foundation of Flight – EAA Chapter 1112, for the fees associated with a special event permit for the Oroville Airport Day. **(Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize staff to collect 50% of the fees, in the amount of \$53 to allow the event to occur and support the Oroville Foundation of Flight – EAA Chapter 1112, and the Oroville Municipal Airport.**

Administration Department:

6. **ADDITIONAL FUNDING FOR CITY MUNICIPAL CODE RECODIFICATION PROJECT** – staff report

The Council may consider additional funding for the City Municipal Code Recodification project, in the amount of \$4,534.84. **(Jamie Hayes, Assistant City Clerk and Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize additional funding for the City Municipal Code Recodification project, in the amount of \$4,534.84**

PUBLIC HEARINGS - None

REGULAR BUSINESS

Public Safety Department:

7. **BALLOT MEASURE FOR POTENTIAL SALES TAX INCREASE FOR NOVEMBER 2016 GENERAL MUNICIPAL ELECTION** – staff report

The Council will receive a presentation on a potential sales tax increase for the Public Safety Department and may provide direction to staff on how to proceed. **(Bill LaGrone, Director of Public Safety)**

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

8. **MEMORANDUM OF UNDERSTANDING WITH THE OROVILLE UNION HIGH SCHOOL DISTRICT FOR A FULL-TIME SCHOOL RESOURCE OFFICER** - staff report

The Council may consider a Memorandum of Understanding with the Oroville Union High School District for a full-time School Resource Officer. **(Bill LaGrone, Director of Public Safety)**

Council Action Requested: **Adopt Resolution No. 8482 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE OROVILLE UNION HIGH SCHOOL DISTRICT FOR ONE FULL-TIME SCHOOL RESOURCE OFFICER – (Agreement No. 1932-7).**

Finance Department:

9. **FUND CLOSURE** – staff report

The Council may consider closing Fund 276 and the cash balance transfer to the General Fund. **(Ruth Wright, Director of Finance)**

Council Action Requested: **Approve the closure of Fund 276 and transfer the cash balance of \$118,378 to the General Fund.**

Community Development Department:

10. **SEWER DIVISION EQUIPMENT PURCHASES** – staff report

The Council may consider the purchase of a Bobcat compact excavator, for a cost not to exceed \$50,061, and a Kenworth 6-yard dump truck, for a cost not to exceed \$98,182, for the Sewer Division. **(Rick Walls, Interim City Engineer and Donald Rust, Director of Community Development)**

Council Action Requested:

1. **Authorize the purchase of a Bobcat E35 compact excavator, in an amount not to exceed \$50,061, from Bobcat Company, West Fargo, North Dakota through the National Joint Powers Alliance; and**
2. **Authorize the purchase of a Kenworth T300 dump truck, in an amount not to exceed \$89,682, from French Ellison Truck Center, San Antonio, Texas, through the Houston-Galveston Area Council, and authorize an additional funding amount of \$8,500 to pay sales tax and DMV registration.**

11. **SPENCER AVENUE TRAFFIC SPEED SURVEY** – staff report

The Council may consider the results of a traffic speed survey conducted on Spencer Avenue between Wilcox Avenue and Park Avenue. **(Rick Walls, Interim City Engineer and Donald Rust, Director of**

Community Development)

Council Action Requested: **Direct staff, as necessary.**

12. JAMBOREE HOUSING CORPORATION FAMILY HOUSING PROJECT; NATIONAL ENVIRONMENTAL POLICY ACT COMPLIANCE – staff report

The Council will receive information regarding the \$8,500 expenditure for full compliance with the National Environmental Policy Act (NEPA) of the Affordable Family Housing Project currently being pursued with the assistance of Jamboree Housing Corporation. **(Donald Rust, Director of Community Development)**

Council Action Requested: **None.**

Administration Department:

13. REAL PROPERTY WAIVER FOR THE FINANCING OF A SOLAR ENERGY SYSTEM FOR THE TABLE MOUNTAIN GOLF CLUB, INC. staff report

The Council may consider a Real Property Waiver for the installation of solar equipment, for a cost of up to \$395,000, for the Table Mountain Golf Club, Inc. **(Scott Huber, City Attorney)**

Council Action Requested: **Adopt Resolution No. 8483 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A REAL PROPERTY WAIVER FOR THE FINANCING OF A SOLAR ENERGY SYSTEM, FOR A COST OF UP TO \$395,000, FOR THE TABLE MOUNTAIN GOLF CLUB, INC. – (Agreement No. 3172).**

14. AUTHORIZATION TO ALLOW THE MAYOR OR VICE MAYOR TO SIGN SUPPLEMENTAL BENEFITS FUND AGREEMENTS ON BEHALF OF THE FUND ADMINISTRATOR – staff report

The Council may consider authorizing the Mayor or Vice Mayor to sign all Supplemental Benefits Fund Agreements on behalf of the Fund Administrator. **(Bob Marciniak, SBF Program Specialist and Donald Rust, Director of Community Development)**

Council Action Requested: **Adopt Resolution No. 8481 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR OR VICE MAYOR TO SIGN ALL SBF AGREEMENTS ON BEHALF OF THE FUND ADMINISTRATOR.**

15. AMENDMENT TO EMPLOYMENT AGREEMENTS WITH DONALD RUST, RUTH WRIGHT AND BILL LAGRONE – staff report

The Council may consider Amendments to the Employment Agreements with Donald Rust, Ruth Wright and Bill LaGrone. **(Liz Ehrenstrom, Human Resource Manager)**

Council Action Requested:

1. Adopt Resolution No. 8484 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND DONALD RUST – (Agreement No. 1974-6).

2. Adopt Resolution No. 8485 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND RUTH WRIGHT – (Agreement No. 3093-1).

3. Adopt Resolution No. 8486 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND BILL LAGRONE –

(Agreement No. 1969-7).

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

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

CORRESPONDENCE

- Pacific Gas & Electric Company, received March 22, 2016
- DeLong's Heritage Heating, received March 31, 2016

HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS

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 Police Officers' Association – Sworn and Non-Sworn, Oroville Firefighters' Association, and the Oroville Management and Confidential Association.
2. Pursuant to Government Code section 54957(b), the Council will meet with Acting City Administrator, Personnel Officer, and City Attorney to consider the evaluation of performance related to the following position: Deputy Fire Chief.
3. Pursuant to Government Code section 54956.9(a), the Council will meet with Acting City Administrator and City Attorney relating to existing litigation: Bill Webb Construction, et al., v. County of Butte, et al., Butte County Superior Court, Case No. 16CV000186.
4. Pursuant to Government Code section 54956.9(a), the Council will meet with Acting City Administrator and City Attorney relating to existing litigation: Randolph Murphy v. City of Oroville, Butte County Small Claims Court Case No. DSC 09843.
5. Pursuant to Government Code section 54956.95, the Council will meet with the Acting City Administrator, Personnel Officer and City Attorney relating to Worker's Compensation Claim No. NCWA-556623.
6. Pursuant to Government Code section 54956.95, the Council will meet with the Acting City Administrator, Personnel Officer and City Attorney relating to Worker's Compensation Claim No. NCWA-556254.
7. Pursuant to Government Code section 54956.95, the Council will meet with the Acting City Administrator and City Attorney regarding potential litigation – one case.

ADJOURNMENT

The meeting will be adjourned. A special meeting of the Oroville City Council will be held on Tuesday, April 12, 2016, at 10:00 a.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
MARCH 15, 2016 – 5:00 P.M.**

The agenda for the March 15, 2016, 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 Wednesday, March 9, 2015, at 10:45 a.m.

The March 15, 2016 regular meeting of the Oroville City Council was called to order by Mayor Dahlmeier at 5:03 p.m.

ROLL CALL

Present: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox,
Mayor Dahlmeier

Absent: None

Staff Present:

Donald Rust, Director of Community Development
Jamie Hayes, Assistant City Clerk
Allen Byers, Assistant Police Chief
Rick Walls, Interim City Engineer
Rick Farley, Business Assistance Coordinator
Chris Nicodemus, Police Lieutenant

Bill LaGrone, Director of Public Safety
Scott Huber, City Attorney
Karolyn Fairbanks, City Treasurer
Dawn Nevers, Assistant Planner
Ruth Wright, Director of Finance
Dean Hill, Assistant Fire Chief

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Dahlmeier.

PROCLAMATION / PRESENTATION

Following a musical medley played by Mary McCluskey and Rayburn McDonald, Mayor Dahlmeier presented a Proclamation to Ruth Oveland, Chairman of the State Board of the California State Old Time Fiddlers, recognizing the 50th Annual California State Old Time Fiddlers Open Fiddle and Picking Championships

Jamboree Housing representatives, Roger Kinoshita, Business Development Director, Welton Smith, Vice President, Housing Development and Victoria Ramirez, Senior Project Manager, gave a presentation relating to Opportunities for Affordable Housing.

RECOGNITION OF INDIVIDUALS WHO WISH TO SPEAK ON AGENDA ITEMS

William Black – Item No. 2

Tom Turk – Item No. 6

CONSENT CALENDAR

A motion was made by Council Member Pittman, seconded by Vice Mayor Wilcox, to approve the following Consent Calendar, with exception to item No. 2:

1. **APPROVAL OF THE MINUTES OF THE MARCH 1, 2016 REGULAR MEETING OF THE OROVILLE CITY COUNCIL** – minutes attached

Community Development Department:

2. **THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR (SEE BELOW)**

Business Assistance and Housing Development Department:

3. **MODIFICATIONS TO THE AUTHORIZED SIGNATURES FOR CALHOME AGREEMENTS 11-CALHOME-8194 AND 12-CALHOME-8692** – staff report

The Council considered modifications to the authorized signatures for CalHome Agreements No. 11-CalHome-8194 and 12-Calhome-8692. **(Amy Bergstrand, Management Analyst III and Donald Rust, Director of Community Development)**

Council Action Requested:

1. **Adopt Resolution No. 8476 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE MODIFICATION OF RESOLUTION NO. 8227 AND THE AUTHORIZED SIGNATURES RELATING TO AGREEMENT NO. 11-CALHOME-8194; AND**
 2. **Adopt Resolution No. 8477 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE MODIFICATION OF RESOLUTION NO. 8227 AND THE AUTHORIZED SIGNATURES RELATING TO AGREEMENT NO. 12-CALHOME-9240.**
4. **HOUSING SUCCESSOR AGENCY ANNUAL REPORT** – staff report

The Council received the Housing Element Annual Progress Report for 2015 and the Housing Successor Agency Annual Report for the Fiscal Year 2014-2015, and considered the submittal of the Housing Successor Agency Annual Report to the State Department of Housing and Community Development. **(Amy Bergstrand, Management Analyst III and Donald Rust, Director of Community Development)**

Council Action Requested: **Direct staff to submit the Housing Successor Agency Annual Report to the State Department of Housing and Community Development.**

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

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

ITEMS REMOVED FROM THE CONSENT CALENDAR

Community Development Department:

2. UNITED STATES FLAG POLICY – staff report

The Council considered a policy relating to the proper use and etiquette of the United States flag. **(Donald Rust, Director of Community Development)**

This item was removed from the Consent Calendar at the request of a public speaker, Bill Black, who had comments relating to the proposed United States Flag Policy.

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

Adopt the United States Flag Policy for the City of Oroville, with additional language relating to parade etiquette.

The motion was passed by the following vote:

Ayes:	Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes:	None
Abstain:	None
Absent:	None

PUBLIC HEARINGS - None

REGULAR BUSINESS

Finance Department:

5. INVESTMENT IN BROKERED CERTIFICATES OF DEPOSIT – staff report

The Council may consider the investment of \$1,000,000 in Brokered Certificates of Deposit through Bank of the West, BNP Paribas. **(Karolyn J. Fairbanks, City Treasurer and Ruth Wright, Director of Finance)**

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

Adopt Resolution No. 8478 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE CITY TREASURER TO INVEST \$1,000,000 IN FIVE \$200,000 CERTIFICATES OF DEPOSIT THROUGH THE BANK OF THE WEST WITH KAROLYN FAIRBANKS, CITY TREASURER; RUTH WRIGHT, FINANCE DIRECTOR; AND DONALD RUST, ACTING CITY ADMINISTRATOR, AS SIGNATORIES AND AUTHORIZE THE CITY TREASURER TO SIGN THE CERTIFICATE OF AUTHORIZATION AND CUSTODY AGREEMENT – (Agreement No. 3169).

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor
Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

Business Assistance and Housing Development Department:

6. INITIATION OF FORECLOSURE PROCEEDINGS ON PROPERTY LOCATED AT 2075 BALDWIN AVENUE – staff report

The Council considered the use of Revolving Loan Funds, in the amount of \$16,600, to pay reasonable costs for initiating foreclosure proceedings, paying property taxes and bringing delinquent payments current on the senior lien holder loan, including six months in additional payments, for property located at 2075 Baldwin Avenue, Oroville. **(Rick Farley, Business Assistance Coordinator and Donald Rust, Director of Community Development)**

Tom Turk expressed concerns over the sale of property located at 2075 Baldwin Avenue, Oroville.

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

1. **Authorize the foreclosure and the use of approximately \$16,600 in City Revolving Loan Funds for foreclosure and other costs related to 2075 Baldwin Avenue, Oroville (APN 012-160-071), to secure the City's interest in its deed of trust on the property; and**
2. **Adopt Resolution No. 8479 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE ALL DOCUMENTS AND ANY AMENDMENTS THERETO NECESSARY TO INITIATE AND COMPLETE FORECLOSURE PROCEEDINGS ON REAL PROPERTY LOCATED 2075 BALDWIN AVENUE, OROVILLE, CALIFORNIA.**

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor
Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

Community Development Department:

****Items No. 7, 8, 9 and 10 were consolidated.***

***7. REMOVAL OF SMALL TREES UNDER THE DRAFT URBAN FOREST MANAGEMENT PLAN – staff report**

The Council considered authorizing staff to use their discretion to remove small trees deemed inappropriate under the draft Urban Forest Management Plan. **(Wade Atteberry, Parks and Trees Supervisor and Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize staff to remove trees small trees deemed inappropriate under the draft Urban Forest Management Plan, as indicated in the March 15, 2016 staff report.**

***8. TREE REMOVALS AT 1145 SAFFORD STREET – staff report**

The Council considered the removal of two (2) Raywood Ash trees at 1145 Safford Street, and the replanting of suitable replacement trees. **(Wade Atteberry, Parks and Trees Supervisor and Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize the removal of two (2) Raywood Ash trees at 1145 Safford Street and the replanting of suitable replacement trees.**

***9. TREE REMOVALS ALONG GARDELLA AVENUE – staff report**

The Council considered the removal and replacement of dead and dying trees along Gardella Avenue. **(Wade Atteberry, Parks and Trees Supervisor and Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize the removal of dead and dying trees along Gardella Avenue, and the replanting of suitable replacement trees.**

***10. TREE REMOVALS ALONG DOWNER STREET – staff report**

The Council considered the removal and replacement of two (2) Tallow trees along the east side of Downer Street, between Bird Street and Robinson Street. **(Wade Atteberry, Parks and Trees Supervisor and Donald Rust, Director of Community Development)**

Council Action Requested: **Authorize the removal of two (2) Tallow along the east side of Downer Street, between Bird Street and Robinson Street, and the replanting of suitable replacement trees.**

A motion was made by Council member Del Rosario, seconded by Council Member Pittman, to:

1. **Authorize staff to remove trees small trees deemed inappropriate under the draft Urban Forest Management Plan, as indicated in the March 15, 2016 staff report; and**
2. **Authorize the removal of two (2) Raywood Ash trees at 1145 Safford Street and the replanting of suitable replacement trees; and**
3. **Authorize the removal of dead and dying trees along Gardella Avenue, and the replanting of suitable replacement trees; and**
4. **Authorize the removal of two (2) Tallow trees along the east side of Downer Street, between Bird Street and Robinson Street, and the replanting of suitable**

replacement trees.

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

11. DRAFT LETTER – NOTICE OF ENCROACHMENT VIOLATION – staff report

The Council considered reviewing a letter notifying property owners of an encroachment violation of private landscaping onto public right-of-way, provide suggested changes, and authorize staff to send out encroachment letters on an on-going basis. **(Donald Rust, Director of Community Development)**

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

Authorize staff to send out encroachment letters notifying property owners of an encroachment violation of private landscaping onto public right-of-way on an on-going basis.

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

12. SUNGARD EDUCATION AND TRAINING EVENT – staff report

The Council considered sending City staff to attend a SunGard software education and training event. **(Donald Rust, Director of Community Development)**

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

Approve two City staff members to attend the Annual SunGard Users Group education and training event, to be held April 18 – 22, 2016, in Las Vegas, NV.

The motion was passed by the following vote:

Ayes: Council Members Del Rosario, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes: Council Members Berry, Hatley
Abstain: None
Absent: None

Administration Department:

13. AMENDMENT TO THE EMPLOYMENT AGREEMENT WITH DEAN HILL JR., DEPUTY FIRE CHIEF – staff report

The Council considered Amendments to the Employment Agreement with Dean Hill Jr., Deputy Fire Chief. **(Bill LaGrone, Personnel Director)**

At the request of Bill LaGrone, Personnel Director, this item was continued to the April 19, 2016 regular meeting of the Oroville City Council, therefore; no action was taken on the following:

Adopt Resolution No. 8474 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE VICE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND DEAN HILL JR. – (Agreement No. 3074-1).

14. AFFORDABLE HOUSING AND SUSTAINABLE COMMUNITIES PROGRAM – AFFORDABLE FAMILY HOUSING DEVELOPMENT – staff report

The Council considered various funding related actions for the assembling of a competitive grant application for the Affordable Housing and Sustainable Communities Program. **(Luis Topete, Associate Planner and Donald Rust, Director of Community Development)**

Following discussion, a motion was made by Council Member Del Rosario, seconded by Council Member Pittman, to:

Adopt Resolution No. 8480 – A RESOLUTION OF THE OROVILLE CITY COUNCIL APPROVING VARIOUS FUNDING RELATED ACTIONS FOR AN AFFORDABLE HOUSING AND SUSTAINABLE COMMUNITIES PROGRAM GRANT APPLICATION INCLUDING AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A PURCHASE AGREEMENT FOR THE PROJECT SITE, WITHOUT DEFERRALS RELATING TO THE CITY’S DEVELOPER FEES – (Agreement No. 3170).

The motion was passed by the following vote:

Ayes:	Council Members Del Rosario, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes:	Council Members Berry, Hatley
Abstain:	None
Absent:	None

15. SELECTION OF 2016 SAMUEL J. NORRIS AWARD FOR EXCELLENCE RECIPIENT – staff report

The Council considered the selection of a recipient for the 2016 Samuel J. Norris Award for Excellence. **(Jamie Hayes, Assistant City Clerk and Donald Rust, Director of Community Development)**

The Council selected Dean J. Hill, Sr. as the recipient of the 2016 Samuel J. Norris Award for Excellence, which will be presented at an Oroville Chamber of Commerce event – to be determined.

MAYOR/ COUNCIL REPORTS

Mayor Dahlmeier and Council Member Del Rosario reported their attendance to the International Council of Shopping Centers (ICSC) Conference in Monterey, California.

Council Member Pittman and Vice Mayor Wilcox reported their attendance to the Chamber of Commerce's Breakfast Mixer at the Northwest Lineman College.

Vice Mayor Wilcox reported her attendance to a meeting with the Developers of the Feather River Bluffs Subdivision.

CITY ADMINISTRATOR/ ADMINISTRATION REPORTS

Donald Rust, Director of Community Development, reported on the following:

- Restroom loitering issues at Rotary Park
- City Council Goals
- Commendation letter from resident Celia Hirshman regarding City employee Amanda Wilkey
- League of California Cities Action Alert relating to AB 1707 – California Public records Act Expansion
 - The Council authorized staff to draft a letter of opposition for the Mayor to execute
- City participation in Feather River Recreation and Park District's Annual Wildflower Festival

CORRESPONDENCE

- Jordan Crossing Ministries & Hope Center, received March 1, 2016
- Oroville City Elementary School District, received March 8, 2016

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

Council Member Del Rosario reported that a South Oroville Clean-up Day would be held on Saturday, April 30, 2016.

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 Police Officers' Association – Sworn and Non-Sworn, Oroville Firefighters' Association, and the Oroville Management and Confidential Association.
2. Pursuant to Government Code section 54957(b), the Council met with Acting City Administrator, Personnel Officer, and City Attorney to consider the evaluation of performance related to the following position: Deputy Fire Chief.

3. Pursuant to Government Code section 54957(b), the Council met with Acting City Administrator, Personnel Officer, and City Attorney to consider the evaluation of performance related to the following position: Finance Director.
4. Pursuant to Government Code section 54957(b), the Council met with Acting City Administrator, Personnel Officer, and City Attorney to consider the evaluation of performance related to the following position: Public Safety Director.
5. Pursuant to Government Code section 54957(b), the Council met with Acting City Administrator, Personnel Officer, and City Attorney to consider the evaluation of performance related to the following position: Community Development Director.
6. Pursuant to Government Code section 54956.9(a), the Council met with Acting City Administrator and City Attorney relating to existing litigation: Norman O. Cable v. City of Oroville, et al., Butte County Superior Court, Case No. 164706; Third District Court of Appeals, Case No. C081084.
7. Pursuant to Government Code section 54956.9(a), the Council met with Acting City Administrator and City Attorney relating to existing litigation: Diane MacMillan v. City of Oroville, et al., Butte County Superior Court, Case No. 163806.
8. Pursuant to Government Code section 54956.9(a), the Council met with Acting City Administrator and City Attorney relating to existing litigation: Randolph Murphy v. City of Oroville, Butte County Small Claims Court Case No. DSC 09843.
9. Pursuant to Government Code section 54956.9(a), the Council met with Acting City Administrator and City Attorney relating to existing litigation: Pursuant to Government Code section 54956.9(a), the Council will meet with the City Administrator, City Attorney and Counsel relating to existing litigation: WGS Dental, et al., v. City of Oroville, et al., Butte County Superior Court, Case No. 152036, Third District Court of Appeals, Case No. C 077181.
10. Pursuant to Government Code section 54956.95, the Council met with the Acting City Administrator, Personnel Officer and City Attorney relating to Worker's Compensation Claim No. NCWA-556623.
11. Pursuant to Government Code section 54956.95, the Council met with the Acting City Administrator, Personnel Officer and City Attorney relating to Worker's Compensation Claim No. NCWA-556254.
12. Pursuant to Government Code section 54956.95, the Council met with the Acting City Administrator and City Attorney regarding potential litigation – one case.

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

ADJOURNMENT

The meeting was adjourned at 8:56 p.m. A special meeting of the Oroville City Council will be held on Monday, March 21, 2016, at 10:00 a.m.

Donald Rust, Acting City Clerk

Linda L. Dahlmeier, Mayor

**OROVILLE CITY COUNCIL SPECIAL MEETING MINUTES
MARCH 21, 2016 – 10:00 A.M.**

The agenda for the March 21, 2016 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 located at www.cityoforoville.org on Thursday, March 17, 2016 at 3:52 p.m.

The March 21, 2016 special meeting of the Oroville City Council was called to order by Mayor Dahlmeier at 10:10 a.m.

ROLL CALL

Present: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox,
Mayor Dahlmeier
Absent: None

SPECIAL BUSINESS

1. **ART REQUIREMENT – 2738, 2740, 2742 AND 2744 FEATHER RIVER BOULEVARD** – staff report

The Council considered the approval of the public art installed at 2738, 2740, 2742 and 2744 Feather River Boulevard. **(Luis Topete, Associate Planner and Donald Rust, Director of Community Development)**

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

Approve the amended art revisions for the ornamental fencing located at 2738, 2740, 2742 and 2744 Feather River Boulevard.

The motion was passed by the following vote:

Ayes: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox, Mayor Dahlmeier
Noes: None
Abstain: None
Absent: None

2. **BALLOT MEASURE FOR POTENTIAL SALES TAX INCREASE FOR NOVEMBER 2016 GENERAL MUNICIPAL ELECTION** – staff report

The Council received a presentation on a potential sales tax increase for the Public Safety Department and provided direction to staff on how to proceed. **(Bill LaGrone, Director of Public Safety)**

Stan DeLong expressed concerns over the increase to the City's proposed sales tax.

Steve Christensen spoke in opposition to the proposed sales tax increase for the Public Safety Department.

August Lincoln made a request for full financial disclosure on any new adopted sales taxes.

Rodney Lahmann provided suggestions relating to the proposed sales tax increase for the Public Safety Department.

Following further discussion, the Council directed staff to move forward with placing a proposed general sales tax increase on the November 2016 General Municipal Election ballot with a definition of terms relating to the use of the tax funding and to return to Council for further considerations.

HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS

Bill LaGrone, Director of Public Safety, addressed recently published misinformation regarding the City's crime rates.

Mayor Dahlmeier announced that the State of the City would be conducted Friday, April 1, 2016, at 3:00 p.m., 5:00 p.m. and 7:00 p.m. at the State Theatre, located at 1489 Myers Street, Oroville.

ADJOURNMENT

The meeting was adjourned at 12:07 p.m. to a special meeting of the Oroville City Council to be held on Tuesday, March 29, 2016, at 11:00 a.m.

Donald Rust, Acting City Clerk

Linda L. Dahlmeier, Mayor

**OROVILLE CITY COUNCIL SPECIAL MEETING MINUTES
MARCH 29, 2016 – 11:00 A.M.**

The agenda for the March 29, 2016 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 located at www.cityoforoville.org on Friday, March 25, 2016 at 3:00 p.m.

The March 29, 2016 special meeting of the Oroville City Council was called to order by Mayor Dahlmeier at 11:08 a.m.

ROLL CALL

Present: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox,
Mayor Dahlmeier
Absent: None

SPECIAL BUSINESS

1. **DEVELOPMENT OF PRIORITY LIST FOR THE USE OF EXCESS BOND PROCEEDS –**
staff report (*Continued from March 1, 2016*)

The Council considered providing direction to staff for the development of a priority list for the approximately \$3,395,434 of excess bond proceeds to the City of Oroville for implementation of projects consistent with the original bond covenants. (**Donald Rust, Director of Community Development, Rick Farley, RDA Coordinator and Dawn Nevers, Assistant Planner**)

The Council received presentations regarding potential projects that are eligible for funding through the excess bond proceeds, in the amount of \$3,395,434, and are consistent with the original bond covenants.

2. **REVIEW OF THE PRELIMINARY ANNUAL BUDGET FOR FISCAL YEAR 2016/17 AND
DISCUSSION OF CITY COUNCIL GOALS FOR BUDGET PREPARATION**

The Council may review the Preliminary Annual Budget for fiscal year 2016/17 and discuss City Council goals for the preparation of the Budget. (**Donald Rust, Acting City Administrator**)

This item was continued to the March 30, 2016 special meeting of the Oroville City Council, therefore: no action was taken on the following:

Council Action Requested: **Provide direction to staff of any possible changes to the Preliminary Budget for fiscal year 2016/17 to be reflected in the Adopted Budget.**

ADJOURNMENT

The meeting was adjourned at 2:29 p.m. to a special meeting of the Oroville City Council to be held on Wednesday, March 30, 2016, at 9:00 a.m.

Donald Rust, Acting City Clerk

Linda L. Dahlmeier, Mayor

**OROVILLE CITY COUNCIL SPECIAL MEETING MINUTES
MARCH 30, 2016 – 9:00 A.M.**

The agenda for the March 30, 2016 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 located at www.cityoforoville.org on Friday, March 25, 2016 at 3:00 p.m.

The March 30, 2016 special meeting of the Oroville City Council was called to order by Mayor Dahlmeier at 11:08 a.m.

ROLL CALL

Present: Council Members Berry, Del Rosario, Hatley, Pittman, Simpson, Vice Mayor Wilcox,
Mayor Dahlmeier
Absent: None

SPECIAL BUSINESS

- 1. DEVELOPMENT OF PRIORITY LIST FOR THE USE OF EXCESS BOND PROCEEDS –**
staff report (*Continued from March 1, 2016 and March 29, 2016*)

The Council considered providing direction to staff for the development of a priority list for the approximately \$3,395,434 of excess bond proceeds to the City of Oroville for implementation of projects consistent with the original bond covenants. (**Donald Rust, Director of Community Development, Rick Farley, RDA Coordinator and Dawn Nevers, Assistant Planner**)

The Council received presentations regarding potential projects that are eligible for funding through the excess bond proceeds, in the amount of \$3,395,434, and are consistent with the original bond covenants. April 12th

- 2. REVIEW OF THE PRELIMINARY ANNUAL BUDGET FOR FISCAL YEAR 2016/17 AND DISCUSSION OF CITY COUNCIL GOALS FOR BUDGET PREPARATION**

The Council reviewed the Preliminary Annual Budget for fiscal year 2016/17 and discussed City Council goals for the preparation of the Budget. (**Donald Rust, Acting City Administrator**)

The Council provided staff with direction for possible changes to the Preliminary Budget for fiscal year 2016/17 to be reflected in the Adopted Budget.

ADJOURNMENT

The meeting was adjourned at 12:08 p.m. to a regular meeting of the Oroville City Council to be held on Tuesday, April 5, 2016, at 5:00 p.m.

Donald Rust, Acting City Clerk

Linda L. Dahlmeier, Mayor

**REPORT OF
INVESTMENTS**

FEBRUARY 2016

CITY OF OROVILLE/OROVILLE SUCCESSOR AGENCY

MONTHLY SUMMARY OF INVESTMENTS

February 2016

CERTIFICATION:

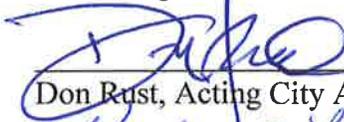
I certify that the information provided above is correct to the best of my knowledge and that (1) all investments are made in accordance with the investment policy and the laws of the State of California and (2) that sufficient funds are available to meet the anticipated expenditures for the next six months.



Ruth Wright, Director of Finance

3/29/16

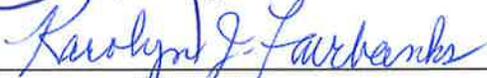
Date



Don Rust, Acting City Administrator

03.30.16

Date



Karolyn J. Fairbanks, City Treasurer

03/31/16

Date



4/5/2016

City of Oroville Investment Portfolio Report				
Summary of Investments				
	Yield	Jan-16	Yield	Feb-16
Local Agency Investment Fund (LAIF)	0.446%	21,970,559	0.467%	23,470,559
Bank of the West Operating Account	0.00%	1,458,775	0.00%	1,745,289
Total Pooled Investments		23,429,334		25,215,848
City Investment Portfolio - Investments Held in Trust				
	Yield to Maturity			Market Value
Series 2015 A & B 2004 B Escrow Account				
Uninvested Cash	0.000%			231
US Treasury	0.370%			7,013
US Treasury	0.870%			294,738
Total				301,982

**MONTHLY FINANCIAL
REPORT**

FEBRUARY 2016

**REPORT OF
BUDGETED APPROPRIATIONS
VS.
ACTUAL EXPENDITURES
AND
ACTUAL REVENUES**

FEBRUARY 2016



CITY OF OROVILLE, CALIFORNIA
FINANCIAL SUMMARY
FOR THE PERIOD ENDED
February 29, 2016

	REVENUES					EXPENDITURES				
	Actual February 2016	YTD	Budget Total Year 2015-2016	Remaining Budget	% of year Remaining 33%	Actual February 2016	YTD	Budget Total Year 2015-2016	Remaining Budget	% of year Remaining 33%
CITY DEPARTMENTS										
GENERAL FUND										
City Council	-	-	-	-	-	11,446	90,031	135,780	45,749	34%
Mayor	-	-	-	-	-	2,730	21,119	34,382	13,264	39%
City Attorney	-	-	-	-	-	23,160	138,215	242,000	103,785	43%
City Clerk	4	24	-	(24)	-	14,834	120,342	185,167	64,825	35%
Human Resources	-	-	-	-	-	13,287	87,295	141,270	53,975	38%
Personnel	-	-	-	-	-	-	-	50,000	50,000	100%
City Admin.	-	-	-	-	-	-	7,822	8,153	331	4%
Economic Develop./Comm. Enh.	-	-	-	-	-	2,836	35,826	58,792	22,966	39%
Information Technology	-	-	-	-	-	19,770	258,851	408,681	149,830	37%
Finance	327	483	500	17	3%	49,353	355,321	592,291	236,970	40%
Post Employment Costs	379	3,221	5,500	2,279	41%	7,062	42,140	60,711	18,571	31%
City Treasurer	-	-	-	-	-	2,685	20,789	33,576	12,787	38%
Planning	6,756	130,667	158,517	27,850	18%	20,304	132,916	269,214	136,298	51%
City Hall	277	6,953	10,000	3,047	30%	7,644	74,840	94,061	19,221	20%
Arline Rhyne	354	5,133	7,850	2,717	35%	191	6,002	9,135	3,133	34%
Fire Department	2,820	38,471	152,280	113,809	75%	177,595	1,666,514	2,512,259	845,746	34%
Police Department	5,474	1,021,928	1,242,929	221,001	18%	441,328	3,726,684	5,754,185	2,027,501	35%
Building/Code Enforcement	121,508	413,812	488,050	74,238	15%	29,486	324,310	463,940	139,630	30%
Public Works Admin.	107,154	246,643	157,007	(89,636)	-	18,722	119,909	134,754	14,845	11%
Streets/Storm	27,957	357,755	684,119	326,364	48%	39,712	656,780	914,228	257,448	28%
Parks & Trees	579	10,318	41,153	30,835	75%	35,108	370,005	676,274	306,269	45%
Pioneer Museum	-	577	1,512	935	62%	233	1,808	5,200	3,393	65%
Bolt's Museum	451	3,720	4,500	780	17%	907	6,241	9,700	3,459	36%
Chinese Temple	835	4,144	7,750	3,606	47%	3,359	45,910	47,828	1,918	4%
Lott Home	2,886	8,318	8,450	133	2%	4,596	33,116	54,771	21,655	40%
State Theater	1,704	11,219	12,300	1,082	9%	3,632	13,103	35,900	22,797	64%
Liability/Property Insurance	-	-	-	-	-	-	239,120	268,945	29,825	11%
Non Departmental*	784,541	5,675,305	10,358,177	4,690,872	45%	1,494	183,793	189,397	5,604	3%
Totals	1,064,006	7,938,690	13,340,594	5,401,904	40%	931,473	8,778,801	13,390,594	4,611,793	34%

* Revenues include Property Tax, Utility Users, Transient Occupancy, Motor Vehicle, and Proceeds of Property Sales. Expenditures include salary expenses, capital projects and charges for Butte County Services.

CITY OF OROVILLE

EXPENSE REPORT ALL BUDGETED FUNDS February 2016

FUND Description	Actual February 2016	Year To Date Actual	Budget Total Year 2015-2016	Remaining Budget	33% of year Remaining Actual to Budget
001 General Fund	931,473	8,778,801	13,390,594	4,611,793	34%
100 Comm. Promotion	-	7,750	25,000	17,250	69%
101 Sewer Fund	266,001	2,773,563	4,043,438	1,269,875	31%
104 SWRCON/FEE FUND	-	2,716	100	(2,616)	-
105 Drainage Fees	-	2,716	175,000	172,285	98%
106 Park Dev Fees	-	30,179	40,500	10,321	25%
108 Traffic Impact	1,470	433,002	10,000	(423,002)	-
109 DRAINAGE/CTYWDE	-	2,716	156,000	153,284	98%
111 LOCAL TRANSP	-	138,118	138,026	(92)	-
112 GAXTX RSTP FUND	-	-	566,501	566,501	100%
113 CANINE FUND	1,045	11,163	5,700	(5,463)	-
116 TECH FEE FUND	32,396	42,157	27,000	(15,157)	-
118 SB1186 C/FUND	1	7	40	33	83%
119 RECYCLING FUND	2,637	67,254	76,555	9,301	12%
120 GTx 2107/2107.5	8,102	69,455	100,000	30,545	31%
125 GTx 2106 Fund	5,625	40,439	60,000	19,561	33%
127 Gas Tax 2105	13,133	107,223	250,600	143,377	57%
130 Spec. Aviation	28,840	424,952	576,924	151,972	26%
140 Housing Admin	38,088	302,423	-	(302,423)	-
141 HSG PRG FUND	3,710	93,418	-	(93,418)	-
149 HOME FUND	7,169	284,105	-	(284,105)	-
150 CDBG Fund	72,683	1,903,582	5,163,503	3,259,921	63%
151 EDBG FUND	27,106	200,058	300,000	99,942	33%
155 Asset Seizure	-	22,000	-	(22,000)	-
156 Pub Sfty Aug	-	105,000	105,000	-	-
157 SUPPLAWENFORCMT	-	105,000	105,000	-	-
158 L.L.E.BLOCK GRT	28	42,036	184,100	142,064	77%
159 LAW ENF.IMP.FEE	-	2,716	2,500	(216)	-
160 MISC FUND	20,998	688,971	100,250	(588,721)	-
163 FIRE SUP IMPFEE	-	8,368	4,500	(3,868)	-
166 GRANT-FIRE FUND	272,568	272,568	-	(272,568)	-
168 PEG FEE FUND	24,832	222,710	191,805	(30,905)	-
169 GEN GOVT DEVIMP	1,129	6,020	-	(6,020)	-
180 OPFA	-	2,715	2,000	(715)	-
184 LLMD ALL ZONES	415	18,251	43,712	25,461	58%
185 BAD ALL ZONES	27	3,737	11,806	8,069	68%
186 WESTSIDE PUB/S/F	-	180	800	620	77%
187 PUB/SAFETY SERV	-	180	400	220	55%
190 SUPPBENEFITFUND	63,558	407,565	378,454	(29,111)	-
198 RDA General	18,950	1,650,680	1,966,986	316,306	16%
230 CITY DEBT SERV	12,125	747,471	726,806	(20,665)	-
305 Equip Replcmnt	-	36,328	-	(36,328)	-
307 CAPITAL PROJ	-	160	123,115	122,955	100%
410 Local Transit	-	632,364	-	(632,364)	-
440 BUSINESS DEVCTR	623	350,968	566,501	215,533	38%
450 CTY/HOUSG EDRLF	791	10,827	17,000	6,173	36%
451 CDBG EcoDev RLF	-	51,137	130,000	78,863	61%
453 MICRO-ENP RLF	395	7,175	687	(6,488)	-
454 CAL-HOME RLF	28,622	538,052	5,868,558	5,330,506	91%
455 HOME Hsg RLF	-	-	52,000	52,000	100%
458 RBEG	-	101,029	-	(101,029)	-
460 City RLF	-	-	7,980	7,980	100%
520 Stores Revolv.	-	3,120	-	(3,120)	-
540 Veh Maint Fund	3,624	34,145	49,000	14,855	30%
550 Wrkrs Comp.	23,496	319,726	490,403	170,677	35%
552 UNEMP-SELF INS	-	292,540	486,767	194,227	40%
555 SELF INS VISION	1,350	36,910	45,000	8,090	18%
Total All Funds	1,913,009	22,436,444	36,766,611	14,330,167	39%

CITY OF OROVILLE

REVENUE REPORT ALL BUDGETED FUNDS FEBRUARY 2016

FUND Description	Actual February 2016	Year To Date Actual	Budget Total Year 2015-2016	Remaining Budget	33% of year Remaining Actual to Budget
001 General Fund	1,064,006	7,938,690	13,340,594	5,401,904	40%
100 Comm. Promotion	-	11,027	13,500	2,473	18%
101 Sewer Fund	11,969	1,970,139	3,595,127	1,624,988	45%
104 SWRCON/FEE FUND	45,844	49,452	50,188	736	1%
105 Drainage Fees	2,646	3,435	4,350	915	21%
106 Park Dev Fees	26,866	30,885	45,112	14,227	32%
108 Traffic Impact	988,418	991,724	73,831	(917,893)	-
109 DRAINAGE/CTYWDE	115,474	118,001	75,350	(42,651)	-
111 LOCAL TRANSP	-	68	50	(18)	-
112 GAXTX RSTP FUND	-	169,572	547,711	378,139	69%
113 CANINE FUND	-	614	8,523	7,909	93%
116 TECH FEE FUND	88,473	104,672	25,071	(79,601)	-
118 SB1186 C/FUND	203	919	1,203	284	24%
119 RECYCLING FUND	-	6,593	58,182	51,589	89%
120 GTx 2107/2107.5	8,102	69,455	100,000	30,545	31%
125 GTx 2106 Fund	5,625	40,439	60,030	19,591	33%
127 Gas Tax 2105	13,133	107,223	250,641	143,418	57%
130 Spec. Aviation	33,170	362,813	485,561	122,748	25%
140 Housing Admin	36,807	298,041	-	(298,041)	-
141 HSG PRG FUND	7,866	218,992	-	(218,992)	-
149 HOME FUND	157	129,729	-	(129,729)	-
150 CDBG Fund	253,820	1,114,059	5,161,201	4,047,142	78%
151 EDBG FUND	27,106	200,058	300,000	99,942	33%
155 Asset Seizure	-	31	40	9	23%
156 Pub Sfty Aug	17,443	63,983	100,000	36,017	36%
157 SUPPLAWENFORCMT	12,797	83,899	95,024	11,125	12%
158 L.L.E.BLOCK GRT	1,940	25,658	176,000	150,342	85%
159 LAW ENF.IMP.FEE	13,427	13,937	5,050	(8,887)	-
160 MISC FUND	23,236	75,718	100,000	24,282	24%
163 FIRE SUP IMPFEE	7,116	7,756	2,550	(5,206)	-
166 GRANT-FIRE FUND	-	-	191,805	191,805	100%
168 PEG FEE FUND	6,696	14,551	18,130	3,579	20%
169 GEN GOVT DEVIMP	16,486	17,679	6,515	(11,164)	-
184 LLMD ALL ZONES	-	8,102	15,513	7,411	48%
185 BAD ALL ZONES	-	77	77	-	-
186 WESTSIDEPUB/S/F	8,154	40,818	58,280	17,462	30%
187 PUB/SAFETY SERV	8,154	40,818	58,150	17,332	30%
190 SUPPBENEFITFUND	-	100,598	297,021	196,423	66%
198 SUCCESSOR	1,076	1,647,127	1,351,200	(295,927)	-
230 CITY DEBT SERV	68,869	634,813	851,874	217,061	25%
305 Equip Replcmnt	-	-	300	300	100%
307 CAPITAL PROJ	392,323	404,113	-	(404,113)	-
395 2004 CONST.BOND	(4,453)	-	3,167	3,167	100%
396 BOND FUND 2002	(581)	-	416	416	100%
397 RDA 95 BOND	(447)	-	-	-	-
410 Local Transit	56,195	490,496	686,904	196,408	29%
440 BUSINESS DEVCTR	676	6,390	-	(6,390)	-
450 CTY/HOUSG EDRLF	1,969	21,527	130,047	108,520	83%
451 CDBG EcoDev RLF	395	7,175	-	(7,175)	-
453 MICRO-ENP RLF	30,776	490,517	577,000	86,483	15%
454 CAL-HOME RLF	-	85,771	52,200	(33,571)	-
455 HOME Hsg RLF	157	47,049	400	(46,649)	-
458 RBEG	546	3,588	-	(3,588)	-
460 City RLF	-	61	80	19	23%
498 RDA RLF	-	-	-	-	-
520 Stores Revolv.	2,036	18,057	29,000	10,943	38%
540 Veh Maint Fund	30,228	338,342	493,948	155,606	32%
550 Wrkrs Comp.	24,831	229,568	421,961	192,393	46%
552 UNEMP-SELF INS	3,025	23,459	30,100	6,641	22%
555 SELF INS VISION	3,757	29,103	40,000	10,897	27%
620 Special Deposit	-	4	-	-4	-
Total All Funds	3,456,513	18,907,382	29,988,977	11,081,595	37%

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: BILL LAGRONE, DIRECTOR OF PUBLIC SAFETY (530) 538-2472

RE: ANNEXATION “WELCOME SPRING” CLEAN-UP

DATE: APRIL 5, 2016

SUMMARY

The Council may consider approving the purchase of food items and the rental of a snow cone machine, in an amount not to exceed \$500, for the Annexation “Welcome Spring” Clean-up event for the newly annexed South Oroville community area.

DISCUSSION

As part of an ongoing program to reach out to the residences in the newly annexed South Oroville area, staff has decided to incorporate an additional approach.

Staff met with Southside Vanguard, Recology, and Janet Goodson to start planning the event. Since the meeting staff has connected with Jordan Crossings Ministries, Feather River Park and Recreation District, Oroville Exchange, Roger Soudan Construction, Butte County Landfill, and Supervisor Bill Connelly for approval to get a grant for the event, saving the expense of dump fees (grant applied for by the Oroville Exchange Club and signed by Supervisor Bill Connelly).

Plans are listed below:

- 1) On April 30, 2016, from 8AM – 3PM, meet at Martin Luther King Park at 7:30AM to dispatch out to locations.
- 2) BBQ hot dogs and hamburgers from 12PM -2PM at Dr. Martin Luther King Park (Southside Vanguard and Oroville Exchange will be there to assist).
- 3) Snow cone machine has been reserved for the kids and others.
- 4) SWAP will be there to assist.
- 5) Oroville Police VIP Del Rosario will assist with the BBQ for the event and will be bringing additional staff.
- 6) Feather River Parks and Recreation will supply equipment and staff (ie dump truck and scraper).
- 7) There will be 8-10 dumpsters with multiple drop off locations.
- 8) Flyer’s will be sent out and will also indicate what is not allowed in the dumpsters.
- 9) Roger Soudan Construction will donate a truck with a demo trailer and a skid steer with a grapple bucket for heavier objects for the day as well.

- 10) Public Works will be providing approximately 15 weed eaters and will spray weeds at least two weeks prior to event.

FISCAL IMPACT

Funds are available in the FY 2015/2016 General Fund budget:

001-7010-1700

RECOMMENDATIONS

Authorize the purchase of food items and the rental of a snow cone machine, in an amount not to exceed \$500, for the Annexation "Welcome Spring" Clean-up event for the newly annexed South Oroville community area.

ATTACHMENTS

None

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND CITY COUNCIL MEMBERS

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

**RE: FEE WAIVER REQUEST FOR USE OF THE LOTT HOME/SANK PARK:
AAUW ANNUAL TECH TREK PICNIC**

DATE: APRIL 5, 2016

SUMMARY

The Council may consider a fee waiver request from the American Association of University Women (AAUW) for use of the Lott Home/Sank Park annual Tech Trek Picnic.

DISCUSSION

On Monday, March 7, 2016, the City of Oroville received a fee waiver request for use of the Lott Home/Sank Park for the annual AAUW – Oroville Branch, Tech Trek Picnic scheduled for May 13, 2016.

Per the City's Facility and Park Fee Waiver Policy as found in Section 17.08.150 of the Oroville Municipal Code, fees, up to 50%, may be waived for approved non-profit groups when the non-profit organization has IRS approved tax exempt status, the event is of public benefit, the event is open to the public, and the event does not significantly impact City departments, services, operations or activities. However, the policy specifies that requests for fee waivers or reductions must be received at least 90 days prior to the actual date of the event. If the request is received in less than 90 days from the event, the facility/park fee waiver or reduction for the event will not be considered and all fees will apply to the event. Fee waivers do not relieve the applicant from security/damage deposit or other financial obligations associated with the event.

FISCAL IMPACT

Total fees to be collected without a waiver of fees are \$250, which does not include the \$150 refundable cleaning deposit. Fiscal impact depends on Council action.

RECOMMENDATIONS

Authorize staff to collect 50% of the fees, in the amount of \$125, and a \$150 refundable deposit, to allow the event and support the American Association of University Women.

ATTACHMENTS

- A – Fee Waiver Request
- B – Event Information
- C – Park Use Fee Schedule

RECEIVED

MAR 07 2016



CITY OF OROVILLE
PLANNING DEPT.

DISCOVER GOLD . . . DISCOVER OROVILLE

CITY OF OROVILLE
Parks and Trees Department

1735 MONTGOMERY STREET – OROVILLE, CALIFORNIA 95965
Phone: 530-538-2415 Fax 530-538-2417

FACILITY USE FEE WAIVER APPLICATION
APPLICATION MUST BE RECEIVED AT LEAST 90 DAYS PRIOR TO DATE OF THE EVENT

For Office Use Only

FY _____ APPL# _____ AMT\$ _____ APPROVED _____ DENIED _____

Important: Please complete the entire form, including budget and narrative requirements. Incomplete forms will be returned. Your completed application with supplemental materials must be submitted to the address listed above a minimum of ninety (90) days prior to the event date.

Section A – Applicant Information

American Assn. of Univ. Women (Oroville Branch)
Applicant Legal Organization Name DBA (including doing business as...Organization Name)

AAUW. P.O. Box 6172, 95966 Oroville
Organization Local Address

Same as above Oroville CA 95966
Organization Mailing Address City/State Zip Code

Anna Devore Treasurer/Oroville Teek Trek Coordinator
Contact Person Title

530-282-6284 530-282-6284 _____
Daytime Phone Evening Phone Fax

AJDEVORE@ME.COM
Email address

Type of Organization: 501 (c) (Please specify type of 501 status): See ATTACHED
_____ Government Entity _____ Other (Explain) _____

Requesting Waiver For (name of event/program) Annual Teek Trek Picnic

Is this activity an annual event or a one time only event? ANNUAL

City Facility Requested Same Park patio + kitchen

Total Facility Fee Charged \$ _____

Total Fee Waiver Requested \$ _____

Section B - Budget Information Applicant Name AAEW - Ocoville Branch

The following information is required in order for the City to consider waiving the Facility Use Fee. Only direct event or program fee may be listed.

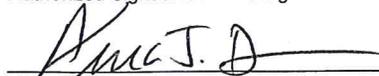
EVENT OR PROGRAM EXPENSES

EVENT OR PROGRAM INCOME

<p style="text-align: center;">A. Salaries / Fees</p> <p>1. Artists/Performers/Speakers/Contracted Staff \$ _____</p> <p>2. Administrative \$ _____</p> <p>3. Program Staff \$ _____</p> <p>4. Other (Specify) \$ _____</p> <p>A. Total Salaries / Fees \$ _____</p> <p>B. Space Rental (non - City) \$ _____</p> <p style="text-align: center;">C. Remaining Costs (Itemized)</p> <p>1. Equipment rental \$ _____</p> <p>2. Printing \$ _____</p> <p>3. Supplies \$ _____</p> <p>4. Food \$ _____</p> <p>5. Trophies \$ _____</p> <p>6. Travel \$ _____</p> <p>7. Insurance \$ _____</p> <p>8. Other (explain) \$ _____</p> <p>C. Total Remaining Costs \$ _____</p> <p>D. City Facility Use Fees \$ _____</p> <p>Attach additional pages as needed to illustrate details of expenses listed above.</p> <p>TOTAL Event/Program Operating Expenses (A+B+C+D) \$ _____</p>	<p>A. Registration Income \$ <u>10.</u></p> <p><u>30</u> participants x <u>\$300</u> registration fee</p> <p style="text-align: center;">B. Donations or Sponsorships</p> <p>1. Corporate / Business \$ <u>2100.00</u></p> <p>2. Foundations \$ _____</p> <p>3. Clubs / Organizations \$ <u>125.00</u></p> <p>4. Other (specify) \$ _____</p> <p>B. Total Donations/Sponsorship Total \$ _____</p> <p>C. Other Income \$ <u>5000.00</u></p> <p>Explain Other Income Source: <u>fund raisers (Tea, Wine Pair, Election Board)</u></p> <p>TOTAL Event/Program OPERATING INCOME (A+B+C) \$ <u>6425.00</u></p> <p><i>We are sending 5 Ocoville girls to Tech Trek math & science week-long camp at the Davis in July - cost \$850.00 / girl.</i></p>
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SECTION C

Authorized Signatures: The signature below is that of a person authorized to testify as to the accuracy of this application.


Treasury/Ocoville Tech Trek Coordinator
3/7/16
 Signature Title Date

Reviewed by City Administrator/ his/her designee Date _____ Signature: _____

Fee Waiver approved _____

Fee Waiver Denied _____

Program Narratives (attach additional pages if necessary)

1. Explain the event/program:

All girls throughout Butte City who have been or are going to the Tech Trek Camp are our guests (+parents), others donate \$10.00 to help with plates, sandwiches, drinks. It is a chance for new attendees to learn about camp + others to celebrate & we in Oroville have to show up our wonderful Park, (See Attachment)

2. Is this the first year for this event/program or has it been offered previously? If it has been offered previously, please list number of years it has been offered.

+7

3. What age groups are targeted? 7th Grade girls + Families + AAUW members in Butte City

4. What are the event/program dates? May 13th 2016.

5. Is there an admission/access charge? Yes No Is it open to the public? Yes No

6. What City Facility is needed for this event/program? Donation Sonak Park Patio & Kitchen (no cooking)

7. Have you paid City Facility Use Fees for the event/program before? yes

a. If yes, list amount paid \$ 125.00

b. If no, who authorized previous fee waiver? City Council

7. Describe the public value and benefit to the Oroville community: Help to motivate AAUW members to continue fundraising efforts. Orients new Tech Trek attendees.

7. Explain why paying City Facility Use Fee causes a significant financial burden for this event/program.

It detracts from the amount raised to send Oroville girls to camp

Join us at the annual *techtrek!* picnic
science & math camp for girls
5:30 p.m. Friday, May 13 , Sank Park
1067 Montgomery Street, Oroville.
Carol Holzgrafe, Former State Project
Coordinator of AAUW Tech Trek
camps will be on hand to provide
guidance and answer questions.



*Bring a salad or dessert to share. Sandwiches
and drinks are provided.*

Butte County 2016 campers and families are our guests.

A \$10 donation is requested from others.

*Contact Anna Devore, 282-6284, ajdevore@me.com
with any questions.*



Hope to see you there!!

Tech Trek

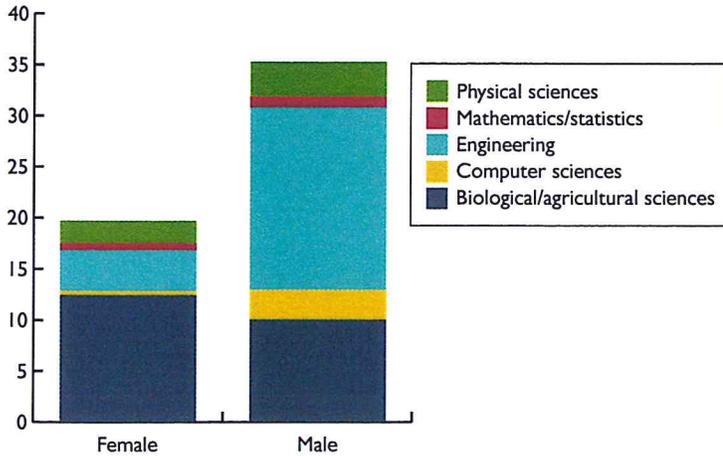
A program of AAUW



**SCIENCE AND MATH
CAMPS FOR GIRLS**

AAUW Research Inspires STEM Action

What percentage of first-year college students intend to major in science and engineering?



SOURCE: Higher Education Research Institute, University of California at Los Angeles, special tabulations (2011) of the Survey of the American Freshman cited in National Science Foundation, Division of Science Resources Statistics, 2011. Women, minorities, and persons with disabilities in science and engineering; 2011. Special Report NSF 11-309. (Arlington, VA) Table 2-8.

The American Association of University Women (AAUW) research report *Why So Few? Women in Science, Technology, Engineering, and Mathematics*—one of the most highly quoted and authoritative pieces on women and girls in STEM—found that women continue to major and choose careers in STEM fields at an alarmingly low rate. *Why So Few?* says that getting girls thinking at an early age about working in STEM is a critical step in widening the pipeline of women who are entering and staying in these fields as adults—a goal that is absolutely necessary to keep American businesses competitive globally. AAUW's new report, *Solving the Equation: The Variables for Women's Success in Engineering and Computing*, further explores the barriers that women face in engineering, tech, and more.

The weeklong Tech Trek camps provide opportunities for girls to learn about STEM subjects in a hands-on

college environment. For many attendees, Tech Trek is their first exposure to a college campus, and the experience shows the girls that they can thrive there. The success of Tech Trek alumnae and their continued enthusiasm about the program speak to just how life-changing it can be.

The History of Tech Trek

1997

Marie Wolbach receives an AAUW Community Action Grant for a science and math camp for girls, and Tech Trek is born.

The first Tech Trek takes place at Stanford University and serves 150 girls.

1998

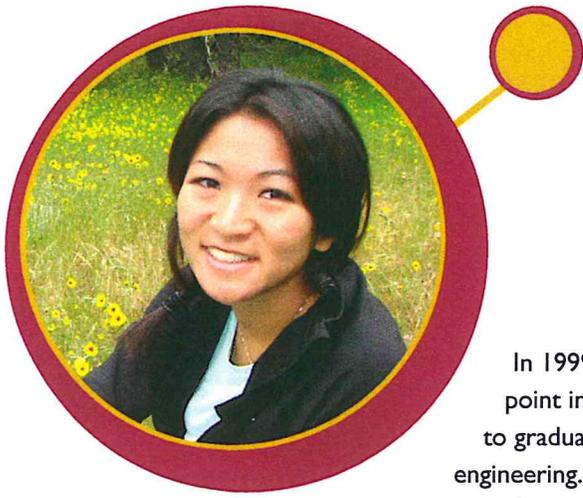
Tech Trek camps are hosted at California State University, Fresno, and the University of California, San Diego.

1999

Tech Trek camps are held at Mills College and Whittier College in California.

2001





Tech Trek alumna Allison Wakita (above) works in environmental engineering.

What Happens at Tech Trek Doesn't Stay at Tech Trek

In 1999, a Tech Trek camp at the University of California, San Diego, became the turning point in Allison Wakita's life. Inspired by what she learned at the camp, Wakita went on to graduate from the University of California, Berkeley, in 2008 with a degree in chemical engineering. Today, she's a project engineer for AECOM, where she applies her skills to environmental projects in engineering design, air permitting, and petroleum forensics. She has worked on solar power plants in the Mojave Desert, analyzed oil spills in Southern California, and designed safety valves to avert chemical reactor meltdowns—all efforts that prevent environmental disasters.

Wakita says that Tech Trek gave her the chance to meet other girls who were excited about science and math and to learn how the subjects in her textbooks apply to real life. Of course, real life can bring real barriers. When she started working, Wakita found that even the clothing for some jobs makes women feel out of place. At 4 feet, 10 inches tall, Wakita has to buy special size-4 steel-toed boots and hem 7 inches off her fire-retardant safety clothes. But she wouldn't trade her job for any other. At a recent camp reunion, Wakita talked to a new generation of Tech Trekkers about her experiences. A STEM education opens job opportunities no matter what the economy looks like, she said, adding that Tech Trek is more than just a camp. It's a place where you'll find other girls who love STEM just as much as you do.

Why is Tech Trek so successful?

Each camp shares certain elements that recruit and engage the best volunteers, teachers, and attendees.

- Tech Treks are overnight camps held at highly esteemed colleges or universities.
- Middle school science and math teachers identify and nominate campers.
- Applications are required, and candidates are carefully selected.
- Campers attend daily core classes that delve deeply into math, science, or engineering.
- Attendees perform hands-on activities throughout every day.
- One-day field trips enhance practical STEM learning.
- Tech Trek offers daily interaction with women STEM role models.



2005

Tech Trek starts at the University of California, Irvine.

2011

Tech Trek camps in California reach more than 8,000 girls.

launches at the University of California, Santa Barbara.

2010

Tech Trek spreads to the University of California, Davis.

2012

Diversity Leads to Innovation

Recent diversity reports from companies like Facebook and Google show that the tech industry still has a long way to go to achieve gender parity. And that's true in many STEM industries. AAUW is concerned about the still-pervasive stereotypes and cultures that keep women from contributing their skills to the STEM workforce.

Women's innovations have been moving the STEM fields forward for centuries. Women invented the first compiler that allowed computers to translate code, helped discover the double helix structure of DNA, and built the vaccine for polio. But what innovations have we missed out on because a girl didn't pursue STEM?

"As an untapped talent pool, women are a key part of the solution," said AAUW Chief Executive Officer Linda D. Hallman. "Recruiting and retaining them in these fields can open the door for new innovation."

Join the other companies that are supporting Tech Trek; you will be on the cutting edge of fostering and recruiting the next generation of women innovators.

To get started, e-mail AAUW at corpdev@aauw.org.

How to Get Involved

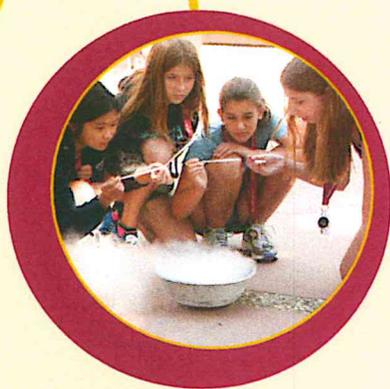
Be a part of this exciting program!

- 1 Give your women employees a chance to be instructors, role models, and speakers at a Tech Trek camp.

- 2 Donate lab coats, goggles, test tubes, and other workshop supplies.

- 3 Host a Tech Trek field trip that inspires as well as educates.

- 4 Provide laptops, video cameras, or other technology.

- 5 Fund a Tech Trek camp.

2013

The program expands to Alabama, New Mexico, and Oregon. With support from the Verizon Foundation, AAUW pilots the MIT App Inventor course at three camps.

2015

Where will Tech Trek go next?

Trek pilots national programs in Ohio, Oklahoma, and Washington.

2014

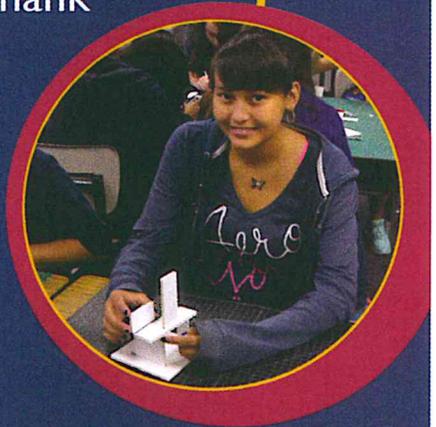
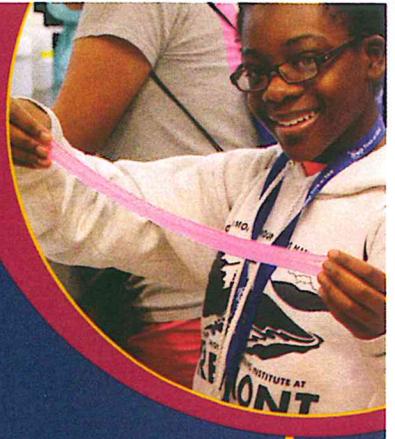
The original 10 California camps join the AAUW National Tech Trek Program. The MIT APP Inventor class takes place at all 21 camps.

Why Tech Trek Matters

“Tech Trek is an experience that can’t compare to anything else. It helps girls have wider knowledge and understanding for what they want in their futures. We are the women of the future, and Tech Trek helps ensure the future will be better.”

“If it weren’t for Tech Trek, I might not have seriously considered pursuing a career in engineering.”

“Tech Trek was my only strongly positive, hands-on, make-science-real-and-cool experience in all of middle school, and I credit it with saving my interest in science. Thank you for helping me to never join the girls at my high school who complained that math and science were boring or pointless.”



Tech Trek is generously supported by our corporate sponsors.





Get in touch with us about Tech Trek!

Facebook

www.facebook.com/AAUW.national

Twitter

@AAUW

YouTube

bit.ly/SupportTechTrek

Website

www.aauw.org/stem

E-mail

stem@aauw.org

Donate online

bit.ly/GivetoTechTrek



DEPARTMENT OF PARKS AND TREES
 PARK USE FEE SCHEDULE
 EFFECTIVE JULY 1, 2008

RENTAL FEES	
LOTT HOME/SANK PARK	
Wedding only—Gazebo & Coach Room	250.00
City Residents	280.00
Non-Resident	150.00
Cleaning Deposit	
Reception only—Patio & Kitchen	
City Residents	250.00
Non-Resident	280.00
Cleaning Deposit	150.00
Wedding & Reception—Patio, Kitchen, Gazebo & Coach Room	
City Residents	500.00
Non-Resident	575.00
Cleaning Deposit	150.00
General group use	
Fundraiser/Adm.	350.00
Kitchen rental	75.00
Coach Room per person	2.00
Cleaning Deposit	150.00
CENTENNIAL PLAZA	
Wedding and/or Reception	125.00*
*fee may increase as amenities become available	
HAMMON & ROTARY PARK	
General Park fee for 4 hr. event	40.00
• \$10/hr. for each additional hour	
Fundraiser	225.00
Elementary School Events	Free
Rotary events at Rotary Park	Free
ADDITIONAL FEES	
Alcohol Permit	30.00
Amplification Permit—PA system	42.00
• live music band, 3 or more members	
• DJ's with stereo control units	
Key deposit for Lott Home Sank Park	75.00
Key deposit for Hammon & Rotary Park	25.00
Water spigot deposit	75.00
Bocce Ball equipment -deposit	50.00

For Reservations Please Contact:
 City of Oroville
 1735 Montgomery St, Oroville 95965
 530.538.2415

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND CITY COUNCIL MEMBERS

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

**RE: SPECIAL EVENT PERMIT FEE WAIVER REQUEST FOR OROVILLE
AIRPORT DAY**

DATE: APRIL 5, 2016

SUMMARY

The Council may consider a fee waiver request from the Oroville Foundation of Flight – EAA Chapter 1112, for the fees associated with a special event permit for the Oroville Airport Day.

DISCUSSION

The Oroville Airport Day is planned for May 14, 2016, by the Oroville Foundation of Flight/Experimental Aircraft Association Chapter 1112. The event is intended to showcase the Oroville Airport and provide a free event for aviation enthusiasts. The Oroville Airport Day in 2015 was successful in attracting over 1,000 people. The applicant is requesting the City act as a co-sponsor of the event and waive all fees. The total fees associated with a special event permit are \$106.

FISCAL IMPACT

Fiscal impact will depend on Council action. The total fees for a special event permit are \$106.00.

Account#	Amount
001-4250-1600	\$100.00
116-4666-7660	\$6.00

RECOMMENDATIONS

Authorize staff to collect 50% of the fees, in the amount of \$53 to allow the event to occur and support the Oroville Foundation of Flight – EAA Chapter 1112, and the Oroville Municipal Airport.

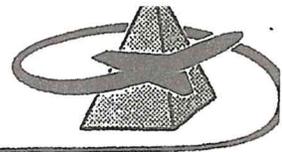
ATTACHMENTS

- A – Fee Waiver Request
- B – Event Flyer
- C – Site Plan



OROVILLE FOUNDATION of FLIGHT

an IRS certified 501(c)(3) tax exempt PUBLIC BENEFIT FOUNDATION



1112 Wes Barrett Lane
Oroville, CA 95965

March 7, 2016

Dear Mayor & City Council Members,

The Oroville Airport Day planned for May 14, 2016, by the Oroville Foundation of Flight/Experimental Aircraft Association Chapter 1112 is intended to showcase the Oroville Airport and provide a free event for aviation enthusiasts.

The Oroville Airport Day in 2015 was very successful and attracted over 1000 people. We hope this event will be even more successful.

Many of those flying in will probably purchase fuel at the airport and some may stay overnight in local motels.

We request that the City of Oroville act as a co-sponsor and waive all fees as this event is designed to benefit the city of Oroville.

Your consideration in approving our request and waiving all fees will be greatly appreciated.

Sincerely,

Gonzalo "Peewee" Curiel
Chairman



"CITY OF GOLD"
EAA Chapter 1112

OROVILLE AIRPORT DAY



KIDS 8-17 RIDE IN REAL AIRPLANES!
8am - 12pm Registration ends 11am!

Young Eagles

Your aviation journey starts here.



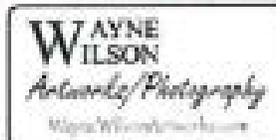
Free Admission!

Aircraft, Custom Cars, Motorcycles, Search and Rescue demos
Food, Vendors and Much Much More!!!

MAY 14th 2016
8:00am - 2:00pm

Oroville Airport
225 Chuck Yeager Way
Oroville, Ca 95965
530-370-6266 for info

Sponsored
by:





**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND CITY COUNCIL MEMBERS

**FROM: JAMIE HAYES, ASSISTANT CITY CLERK (530) 538-2535
DONALD RUST, DIRECTOR (530) 538-2433
COMMUNITY DEVELOPMENT DEPARTMENT**

**RE: ADDITIONAL FUNDING FOR CITY MUNICIPAL CODE
RECODIFICATION PROJECT**

DATE: APRIL 5, 2016 - AMENDED

SUMMARY

The Council may consider additional funding for the City Municipal Code Recodification Project, in the amount of \$4,534.84

DISCUSSION

A well-maintained City Code serves the City and the public by providing updated and current Code regulations, making it easier and more efficient to locate accurate and up-to-date information. The City of Oroville's Municipal Code (Code) was last re-codified in 2002.

On August 6, 2013, the Council approved a Professional Services Agreement with Quality Code Publishing ("QCP") for Phase 1 - updating, republishing and posting the City Code online, in an amount not to exceed \$9,496. On December 16, 2014, the Council approved an Amendment to the Professional Services Agreement with QCP for Phase II – analysis and review, restructuring, renumbering, recodification, final editing, indexing, formatting, proofreading, printing and binding the Code, in an amount not to exceed 15,550.

The City Municipal Code Recodification Project has been completed. Due to the number of ordinances that were adopted between December 2014 and January 2016, additional funding is required to complete the City Municipal Code Recodification Project. Staff is requesting an additional \$4,534.84 to complete the City Municipal Code Recodification Project.

FISCAL IMPACT

Funds for this service are available in the City Clerk's approved budget:

City Clerk 001-7000-1200

RECOMMENDATION

Authorize additional funding, in the amount of \$4,534.84, for the City Municipal Code Recodification Project.

ATTACHMENTS

None

**CITY OF OROVILLE
STAFF REPORT**

TO: MAYOR DAHLMEIER, COUNCIL MEMBERS AND

FROM: BILL LA GRONE, DIRECTOR OF PUBLIC SAFETY

**RE: BALLOT MEASURE FOR POTENTIAL SALES TAX INCREASE
FOR NOVEMBER 2016 GENERAL MUNICIPAL ELECTION**

DATE: APRIL 5, 2016

SUMMARY

The Council will receive a presentation on a potential sales tax increase for the Public Safety Department and may provide direction to staff on how to proceed.

DISCUSSION

The staff of the Oroville Public Safety Department has been tasked with examining any and all ways to reduce the operational cost of the Police and Fire Departments. In July, 2014, the Council authorized the Public Safety Department to explore the potential cost of contracting with other larger agencies. At the same meeting, several Council members expressed the desire to explore other alternatives at the same time.

Staff has conducted research on a potential sales tax increase. This option has previously been discussed and never really materialized into anything more than a discussion. It appears the time has come to have an open discussion about the sustainability of local Public Safety Services with the community. Currently, Public Safety is understaffed. Neither the Fire Department or the Police Department have grown in over 25 years, yet the population of the community has increased significantly and the reliance upon the services Public Safety provides has dramatically increased. Non-growth has come with a cost. That cost is often at the expense of the quality of work performed, the need to work faster, which translates into what appears to be rude or discourteous behavior and safety issues. All of these greatly concern the administration of the Public Safety Department. These concerns are equally shared by the leadership of the OFFA and the OPOA. It is our combined desire to provide the best service possible to our community.

In order to improve Public Safety services, the City needs more Fire and Law Enforcement professionals. Staff does not have any other solution to this

problem other than the one that was presented on July 15, 2014, or this potential solution that is being presented now.

Based upon the City's 2015 sales tax, if the citizens of Oroville were to approve a ¼% sales tax for public safety personnel, approximately \$894,580 could be collected. A ½% additional sales tax could collect approximately 1,789,160. A ¾% additional sales tax could collect approximately \$2,683,740 and a 1% additional sales tax could collect approximately \$3,578,320, annually.

What a ¾% sales tax means to the average person is for every \$100 dollars spent that is subject to sales tax, the person would pay an additional .75 cents. Additionally, this sales tax would take the entire burden of the cost of public safety off of the residents of Oroville. This sales tax would spread the cost to all who do business in Oroville and utilize the services of the Public Safety Department.

These increased revenues, along with current levels of funding, would allow the Public Safety Department the growth that is desperately needed. At the upper end of this funding this could mean as many as 16 new safety employees to serve the citizens of Oroville.

The process for getting this type of ballot measure must begin with the amendment of the City Transactions and Use Tax of the Oroville City Code. This type of measure shall be consolidated with a regularly scheduled general municipal election for members of the governing body of the local government, except in cases of emergency declared by a unanimous vote of the governing body. In order to correctly bring forward to the Citizens of Oroville our proposal, it is necessary to conduct a series of meetings to adequately and openly discussion the provisions of the amendment. Staff proposes a series of five meetings covering the topics of type of tax, percentage of tax, duration of tax, citizen oversight of tax, alteration of use of tax, and overall approval of ordinance amendments.

The first step in this process is the determination as to what type of tax the Council will pursue. On March 21, 2016 the City Council meet at a special meeting to discuss this proposal. At the meeting the City Council decided to pursue a Sales Tax increase and this Sales Tax should be a General Sales Tax.

GENERAL SALES TAX: These taxes are not special taxes within the meaning of Section 1(d) of Article XIII C of the California Constitution, but are general taxes imposed for general government purposes. All taxes imposed by any local government shall be deemed to be either general taxes or special taxes. No local government may impose, extend, or increase any general tax unless and until that tax is submitted to the electorate and approved by a majority vote.

(50% +1 for approval).

General sales tax can be used for any governmental purpose. The sales tax proposed will be used for Police, Fire, Finance, Human Resource and Public Works. These monies would be used to hire employees that are directly related to the delivery of service to the citizens of Oroville. This type of tax could be altered and used for another purpose if the ordinance is not appropriately crafted to prevent this type of alteration.

To continue the process to formulate the ballot question for the electorate, direction is needed as to the duration of the Sales Tax. It is strongly suggested that this proposed Sales Tax contain a "Sunset" clause. Since this is going to be proposed as a General Sales Tax and General Sales Tax must coincide with Council elections it is recommended this Sales Tax expire (6) Six years after voter approval and implementation. An example would be if this proposal was approved by the voters in 2016 and became effective on January 2017 the expiration of this Sales Tax would be January 2023. If this Sales Tax were to be extended beyond this date it would require voter approval.

An important part of this proposal is the oversight of how this money is used. A general mistrust of government is prevalent throughout the Country. To help alleviate this mistrust it would be an option to provide citizen oversight. Citizen oversight would consist of interested citizens and two Council members. This oversight board would meet quarterly to receive information as to how much money was generated from the Sales Tax for the previous quarter and how was the money expended. This committee would be responsible to report back to the full City Council and the Community as to the status of the collection and use of the Sales tax.

One point of contention still remains to be discussed and determined. This issue is the alteration of the use of this funding. The proposed wording currently outlines the use of the money to be for Police Officers, Fire Fighters, Municipal Law Enforcement Officers, Dispatchers, Public Works Mechanic, Financial Analyst, and a Human Resource Analyst. To change the use of this tax money it is suggested that the full consent of the Council be obtained. It would be our intent to include language in the ordinance that states "To alter or change the purposed use of these dollars it takes the full consent of the City Council. Full consent means (7) seven votes for change (0) zero votes against change". Staff is requesting direction whether to place this provision in the Ordinance or to not include this language.

Staff is requesting direction on these items to continue the formulation of this ordinance amendment and ballot measure. Staff will return to Council during the second meeting in April to discussed the proposed percentage increase.

FISCAL IMPACT

No impact at this time.

RECOMMENDATION

Provide direction, as necessary.

ATTACHMENTS

Guide to Understanding California Sales Tax

[HOME](#)[POLICY AREAS](#)[PUBLICATIONS](#)[THE 2014-15 BUDGET](#)[PROPOSITIONS AND INITIATIVES](#)[STAFF](#)[CAREERS](#)[ABOUT THE LAO](#)

May 5, 2015

Understanding California's Sales Tax

[Report in PDF](#)[Companion Video](#)

In This Report

[Introduction](#)[Overview](#)[What Is Taxed?](#)[What Are the Rates?](#)[Where Does the Money Go?](#)[Are Revenues Growing?](#)

Introduction

California's state and local governments levy a tax on retail sales of tangible goods. This tax has two parts:

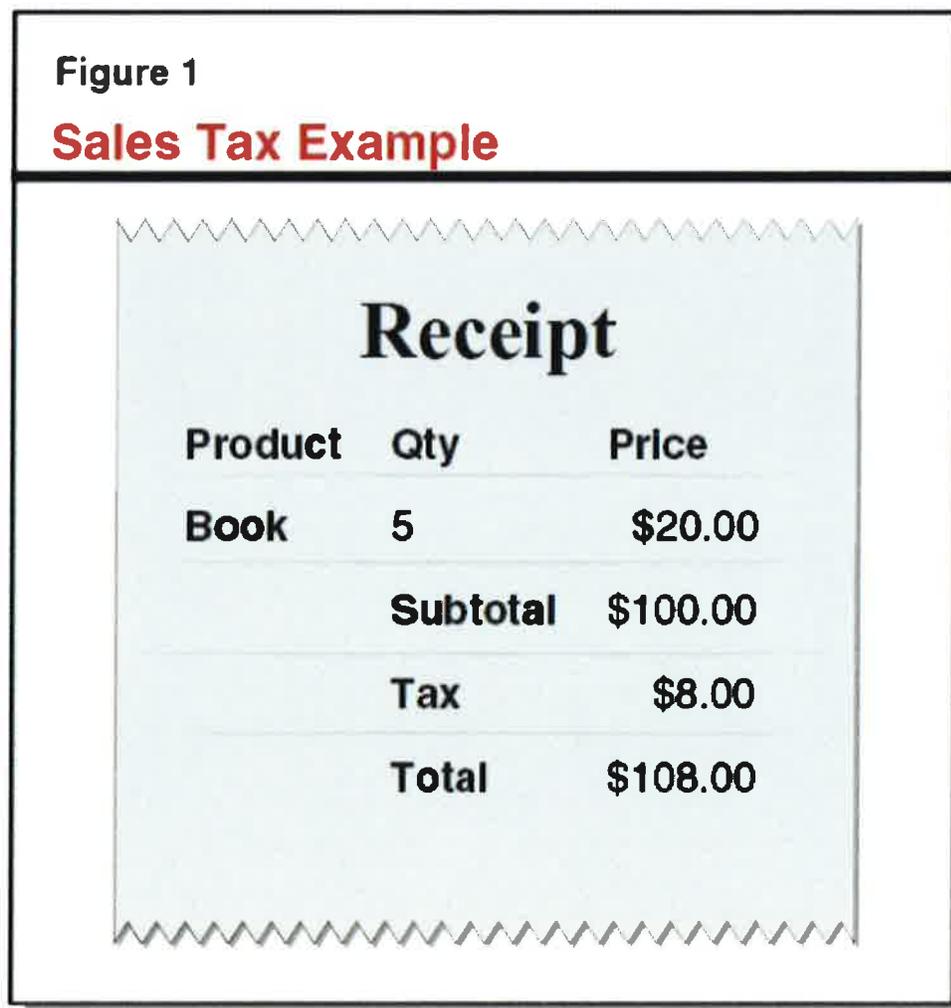
- **Sales Tax on Retailers.** When California retailers sell tangible goods, they generally owe sales tax to the state. Retailers typically add sales tax to the price they charge customers and show it as a separate item on sales receipts.
- **Use Tax on Buyers.** State law requires buyers to pay a use tax on certain purchases of tangible goods if the retailer does not pay California sales tax. Some internet purchases from out-of-state retailers fall into this category. The use tax rate is the same as the sales tax rate.

This report begins with an overview of California's sales and use tax. It then provides more detail about which transactions are subject to this tax, the variation in tax rates across the state, the distribution of revenue among state and local governments, and revenue growth over the last few decades. For simplicity, we refer to the state's combined sales and use tax as the "sales tax."

Overview

Retail Sales Generate Tax Revenue

The amount of sales tax generated by a sale depends on the tax rate and the dollar value of the goods sold. Figure 1 shows how the sales tax is calculated if a retailer sells five books costing \$20 each and the tax rate is 8 percent. As discussed later in this report, California's sales tax rate varies across cities and counties, ranging from 7.5 percent to 10 percent. The state's average rate is 8.5 percent.



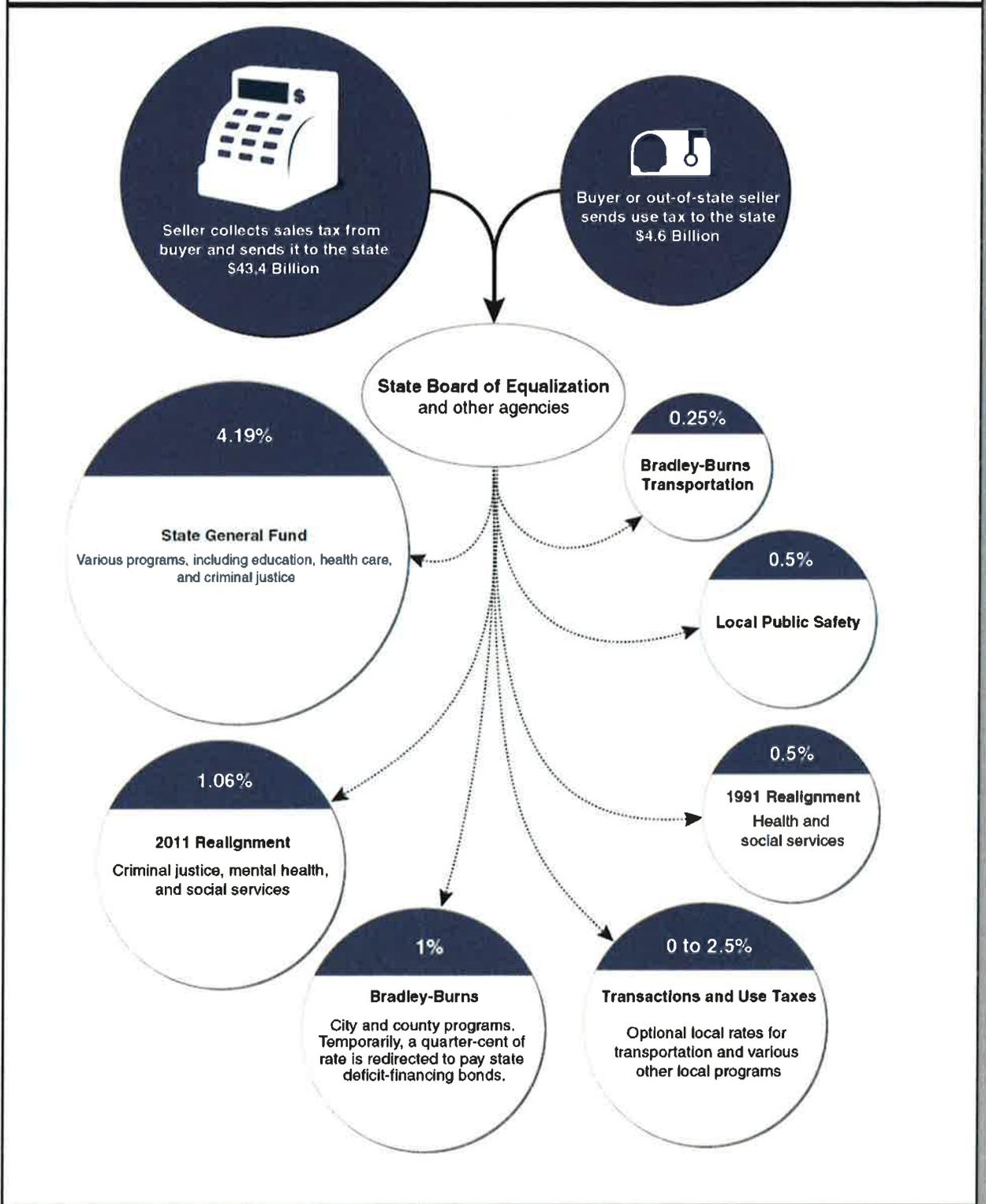
In 2013–14, buyers and sellers of tangible goods paid \$48 billion in sales tax, equivalent to roughly \$1,300 for every resident of California. The State Board of Equalization (BOE) is the primary entity responsible for collecting and administering the tax. Other agencies are also involved in use tax collection: the Department of Motor Vehicles collects use tax on private sales of used vehicles, and the Franchise Tax Board collects use tax reported on personal income tax returns.

Revenue Used for Many State and Local Purposes

Most Sales Tax Revenue Available for General Purposes. After the state collects sales tax revenue, it allocates the money to various state and local funds. As shown in Figure 2, roughly half—collected from an approximately 4.2 percent rate—goes to the state's General Fund and can

be spent on any state program, such as education, health care, and criminal justice. Another 1 percent, known as the Bradley-Burns rate, goes to cities and counties for general purposes. (As described in the box Cities Compete for Bradley-Burns Revenue later in this report), the state has temporarily reduced this rate to 0.75 percent, replacing the reduced local government revenues with other revenues. The Bradley-Burns rate will return to 1 percent by 2016.) Additionally, some local governments levy optional local rates—known as Transactions and Use Taxes (TUTs)—and a small portion of these funds are used for general purposes.

Figure 2
Sales Taxes: From Collection to Distribution



Rest of Sales Tax Revenue Used for Specified Purposes. Four sales tax funds have uniform state rates and support specified programs—an approximately 1.1 percent rate for 2011 realignment (county-administered criminal justice, mental health, and social service programs); a 0.5 percent rate for 1991 realignment (county-administered health and social services programs);

a 0.5 percent rate for city and county public safety programs pursuant to Proposition 172 (1993); and a 0.25 percent Bradley–Burns rate for county transportation programs. In addition, most of the revenue from the optional TUTs is used for specified purposes, primarily transportation programs.

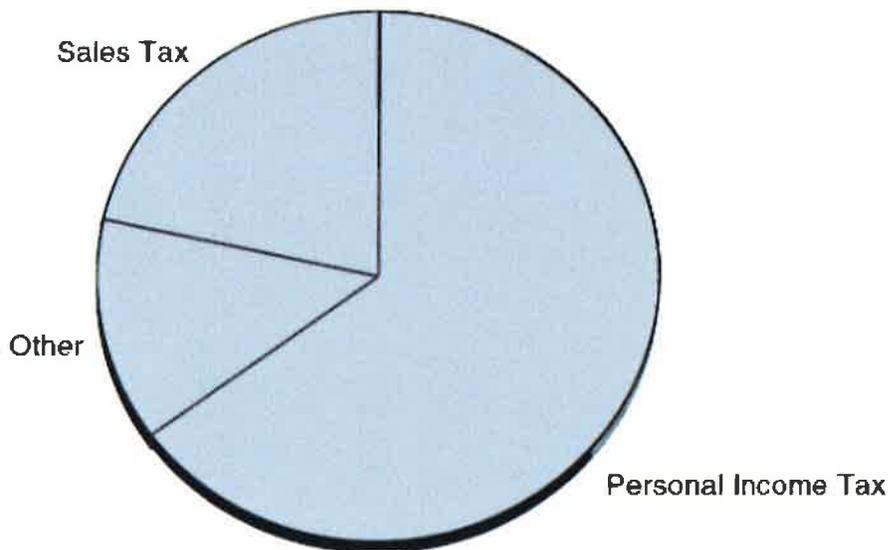
Sales Tax Is a Significant Source of Revenue for the State. As shown in Figure 3, the sales tax is the second–largest revenue source for the state's General Fund, accounting for one–fifth of its revenue. The largest General Fund revenue source, the personal income tax, accounts for two–thirds of revenue. The relative contributions of these taxes has changed over time. In the 1950s, the sales tax accounted for the majority of General Fund revenue, while the personal income tax contributed less than one–fifth. Since then, personal income tax revenue has grown rapidly due to growth in real incomes, the state's progressive rate structure, and increased capital gains. As described later in this report, sales tax revenue has grown more slowly in part because consumers are spending a declining share of income on taxable goods.

Figure 3

Sales Tax Is a Significant Source of State and Local Revenue

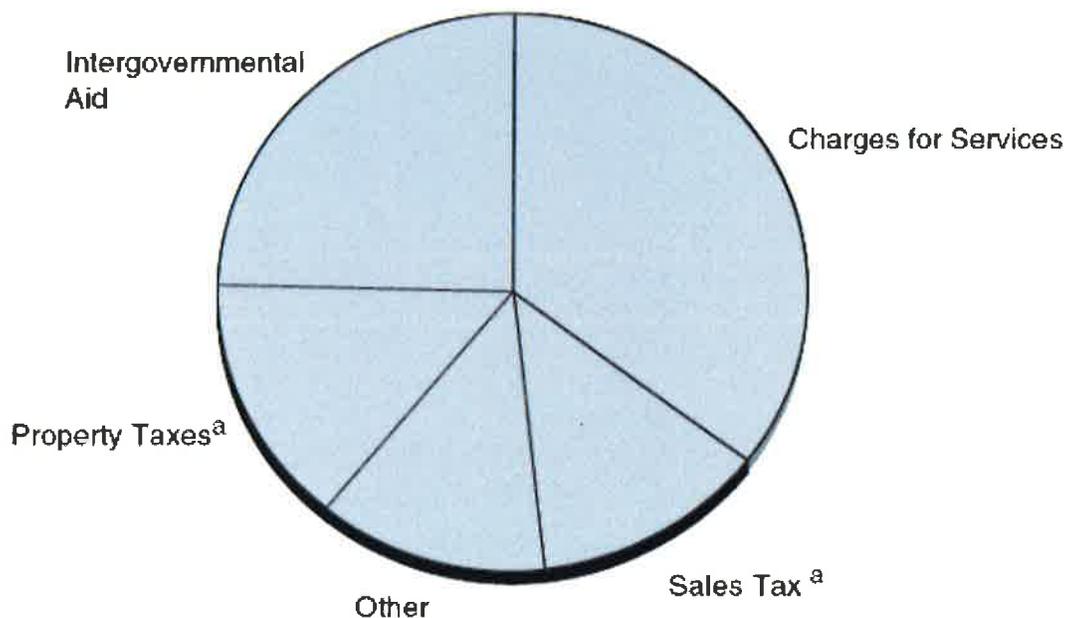
2013-14

State General Fund



Local Revenue

Cities, Counties, Special Districts, and Transportation Agencies



^a Includes effects of "triple flip," which replaces some local sales tax revenue with property tax revenue. After the triple flip ends (by 2016), sales taxes will make up a slightly larger share of revenues than shown in the figure and property taxes will make up a smaller share.

Sales Tax's Role Varies Across Local Governments. Overall, the sales tax is local governments' fourth-largest revenue source, but different types of local governments rely on this tax to different degrees. For example, the sales tax is a primary funding source for transportation agencies, but fire and water special districts do not receive any sales tax revenue. In addition, the sales tax is a significant revenue source for cities and counties, but those local governments face different constraints in the use of sales tax funds. Specifically, a large share of city sales tax revenue comes from the 1 percent Bradley-Burns rate and can be used for general purposes. In contrast, most county sales tax revenue is allocated to the two realignment funds, which are earmarked for specific programs.

The Sales Tax Has Changed Over Time

California has had a sales tax for eight decades, but the tax we have today is dramatically different from the initial one. When California created its sales tax in 1933 and its use tax in 1935, the rate was 2.5 percent and all revenue went to the state's General Fund. Since then, the overall tax rate has more than tripled, the use of sales tax revenue has become more local and more restricted, and many types of tangible goods have become exempt from the tax. Figure 4 highlights some of the major changes, which generally fall into the following categories:

- **Rate Increases.** Three groups of rate increases have led to the current average sales tax rate of 8.5 percent. The first group has authorized local taxes: the Bradley-Burns rate for general purposes in 1955, the TUT Law for optional local rates in 1969, and the Bradley-Burns rate for transportation in 1972. The second group has increased the rate for the state's General Fund, including one-cent hikes in 1967 and 1974. The third group has imposed new state rates for local programs: the 1991 realignment rate for health and social services and the Proposition 172 (1993) rate for public safety.
- **Exemptions.** The Legislature has exempted certain tangible goods from sales tax, including food, prescription medicine, household utilities, manufacturing equipment, and a variety of goods related to agriculture. (We discuss some sales tax exemptions later in the report.)
- **Constitutional Restrictions.** Ballot measures have amended the California Constitution in ways that limit the Legislature's authority to make future changes to the sales tax. Proposition 13 (1978) sets a two-thirds vote threshold for (1) the Legislature to enact state tax increases and (2) local governments to approve certain tax increases. Proposition 163 (1992) constrains the Legislature's authority to tax food. Proposition 1A (2004) prohibits the Legislature from (1) lowering the Bradley-Burns local sales tax or TUT rates or (2) changing the allocation of these revenues. Proposition 26 (2010) subjects a wider array of state tax changes to Proposition 13's two-thirds legislative approval threshold.

Figure 4

California's Sales Tax: Major Developments and Rate Changes^a



^a Excludes most rate changes that have (1) already expired or (2) that are smaller than half a cent (including Proposition 30 of 2012's temporary quarter-cent increase). Also excludes some sales taxes collected by local governments prior to 1955.

What Is Taxed?

Sales Tax Applies to Tangible Goods

California levies its sales tax on the retail sale of tangible personal property. State law defines these terms as follows:

- "Retail sale" excludes goods that businesses purchase for resale. It also generally excludes materials that go into products.
- "Tangible" generally refers to physical materials that people can touch. Products that are not tangible—such as services or digital goods—are not subject to sales tax.
- "Personal property" is movable from one place to another. Real property—land and things that are attached to land, like buildings—is not subject to sales tax.

California's sales tax applies to a retailer's sales to most buyers, including individuals, businesses, nonprofit and religious organizations, and California's state and local governments. However, sales to some buyers, such as the federal government, are exempt from tax.

Sales Taxes on Discounted Goods. When a retailer sells a taxable good at a discount—through a club card, a retailer's coupon, or an online "deal of the day"—the retailer generally calculates sales taxes based on the product's discounted price, not its full retail price. However, for some types of discounts, sales tax applies to the full retail price before the discount is applied. Specifically, if the customer compensates the retailer for the discount—for example, by trading in a used car—then sales tax generally applies to the full retail price, not the discounted price. In addition, if the discount is available only through a bundled transaction (such as a mobile phone purchased together with a service contract), then sales tax applies to the full unbundled price of the taxable good (the full retail price of the mobile phone).

When Is Use Tax Due?

Sometimes, California consumers buy tangible goods from retailers who do not collect California sales tax. Those consumers generally owe use tax. For example, use tax is due in these common situations:

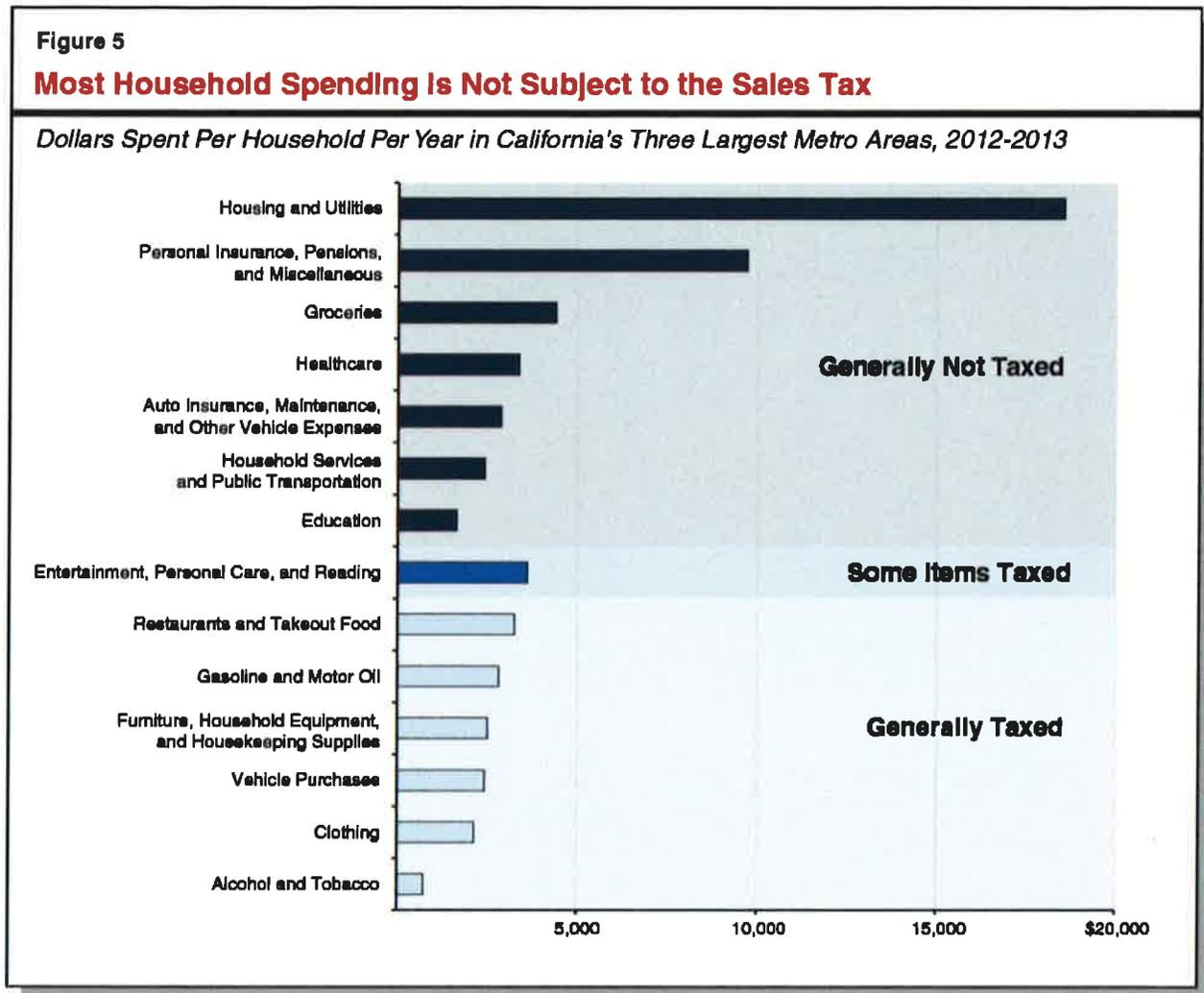
- **Bringing Out-of-State Purchases Into California.** Californians purchase tangible goods while they are traveling outside of the state. When they use those goods in California, they owe California use tax.
- **Making Online Purchases From Out of State.** Sales tax applies to tangible goods Californians purchase over the Internet. If the seller does not collect the tax on a taxable item (possibly because the seller is not located in California), the consumer owes use tax.
- **Buying a Car From a Private Party.** Individuals often sell used cars directly to other individuals. When this happens, the purchaser owes use tax. (Individuals who frequently sell used cars, however, are required to register as a retailer with the BOE and pay sales taxes.)

As discussed later in this report, many Californians are not familiar with the use tax, and compliance with this tax is uneven.

Household Spending and the Sales Tax

Most Household Spending Not Subject to Sales Tax. Figure 5 divides spending by households in California's largest metropolitan areas—on average, about \$60,000 per year—into 14 categories. Some categories of household spending—such as restaurant food, furniture, cars, and clothes—generally are subject to the sales tax. However, many other categories are not. For example, housing—by far the largest expenditure category—generally is not subject to sales tax. Homes attached to land are real property rather than personal property, so their sale is not subject to sales tax. (However, homes are subject to property taxes.) Household utilities generally are not subject to sales tax but often are subject to local utility user taxes. Groceries and

prescription medicines are also exempt from sales tax, along with many other tangible goods that account for small portions of household spending.



Many household purchases are not subject to sales tax because they are not tangible personal property. For example, insurance, healthcare, and education are generally not part of the “tax base”—the set of things taxed—because they are not tangible goods. However, sales tax does apply to a very limited number of services that are closely connected to sales of tangible goods, such as mandatory service charges at restaurants.

Each Household's Taxable Spending Fluctuates From Year to Year. Some taxable sales are “big-ticket items”—infrequent, major purchases of durable goods, like cars or household appliances. In some years, a household might make several such purchases, resulting in relatively high sales tax payments. In other years, the same household might not make any such purchases, resulting in much lower sales tax payments.

Some Untaxed Products Are Similar to Taxed Goods

As shown in Figure 6, many similar items are treated differently for sales tax purposes.

Figure 6
Subject to Sales Tax?

YES	NO
DVD rentals 	Movies viewed at theatres 
Books printed on paper 	Electronic books 
Over-the-counter pain medication 	Prescription pain medication 
Fresh-baked pizza (pickup or delivery) 	Take-and-bake pizza 
Pine trees 	Pear trees 
Newspaper subscriptions 	Magazine subscriptions 

Some Services Are Similar to Tangible Goods. Under California law, DVD purchases and rentals are subject to sales tax, but movies viewed at theaters are not. From a consumer's perspective, the experiences are similar—all involve watching a movie. However, DVD consumers acquire physical objects, which are tangible goods and therefore subject to sales tax. Seeing a movie at a theater, in contrast, is a service, not a physical object. When consumers purchase such services, they do not pay sales tax—even if they could have similar experiences by buying or renting tangible goods.

Some Digital Goods Are Similar to Tangible Goods. DVDs are subject to sales tax, but streamed or downloaded movies are not. Books printed on paper are subject to sales tax, but electronic books are not. Digital goods are not tangible, so sales tax generally does not apply to them. As a result, many goods are taxable in tangible form but not in digital form.

Some Exempt Tangible Goods Are Similar to Taxed Tangible Goods. Over-the-counter pain medication is subject to sales tax, but prescription pain medication is not. The Legislature created the sales tax exemption for prescription medicine in 1961.

Some Exempt Food Items Are Similar to Taxed Food Items. Food for home consumption is exempt from sales tax. In practice, it can be difficult to identify whether a particular food item is for home consumption, so the state has developed a complex system of rules for distinguishing taxable food from exempt food. One such rule is that food heated right before it is sold is generally subject to sales tax. For example, fresh-baked pizza—whether picked up by the customer or delivered by the seller—is subject to sales tax. However, "take-and-bake" pizza—which is not heated prior to sale—is exempt from sales tax. Similarly, a sandwich purchased to go may shift from tax-exempt to taxable if the customer chooses to have the bread toasted.

Constitutional Restriction on Food Tax Rule Changes. In 1991, the state passed a law that extended the sales tax to certain foods—popularly known as the "snack tax." In 1992, a ballot measure (Proposition 163) amended the California Constitution, repealing the snack tax and constraining the Legislature's authority to tax food.

Many Goods Used to Produce Food Also Exempt. People who landscape their yards with pine trees pay sales tax. If they bought pear trees instead their purchases would not be taxed. Pear trees are exempt from sales tax because they produce food for human consumption. This exemption applies to plants, animals, seeds, fertilizer, feed, and medicine used for food production.

Some Exemptions Are Narrow. Magazine subscriptions are exempt from sales tax. However, magazines sold at stores are taxed, as are subscriptions to daily newspapers. This narrow exemption—like many others—emerged from efforts to balance a variety of competing interests. The Legislature created a broad sales tax exemption for all types of periodicals in 1945. In 1991, lawmakers eliminated this exemption as part of a broader effort to raise revenue. After magazine publishers objected to this change, the Legislature reinstated the exemption for magazine subscriptions but not for other sales of periodicals.

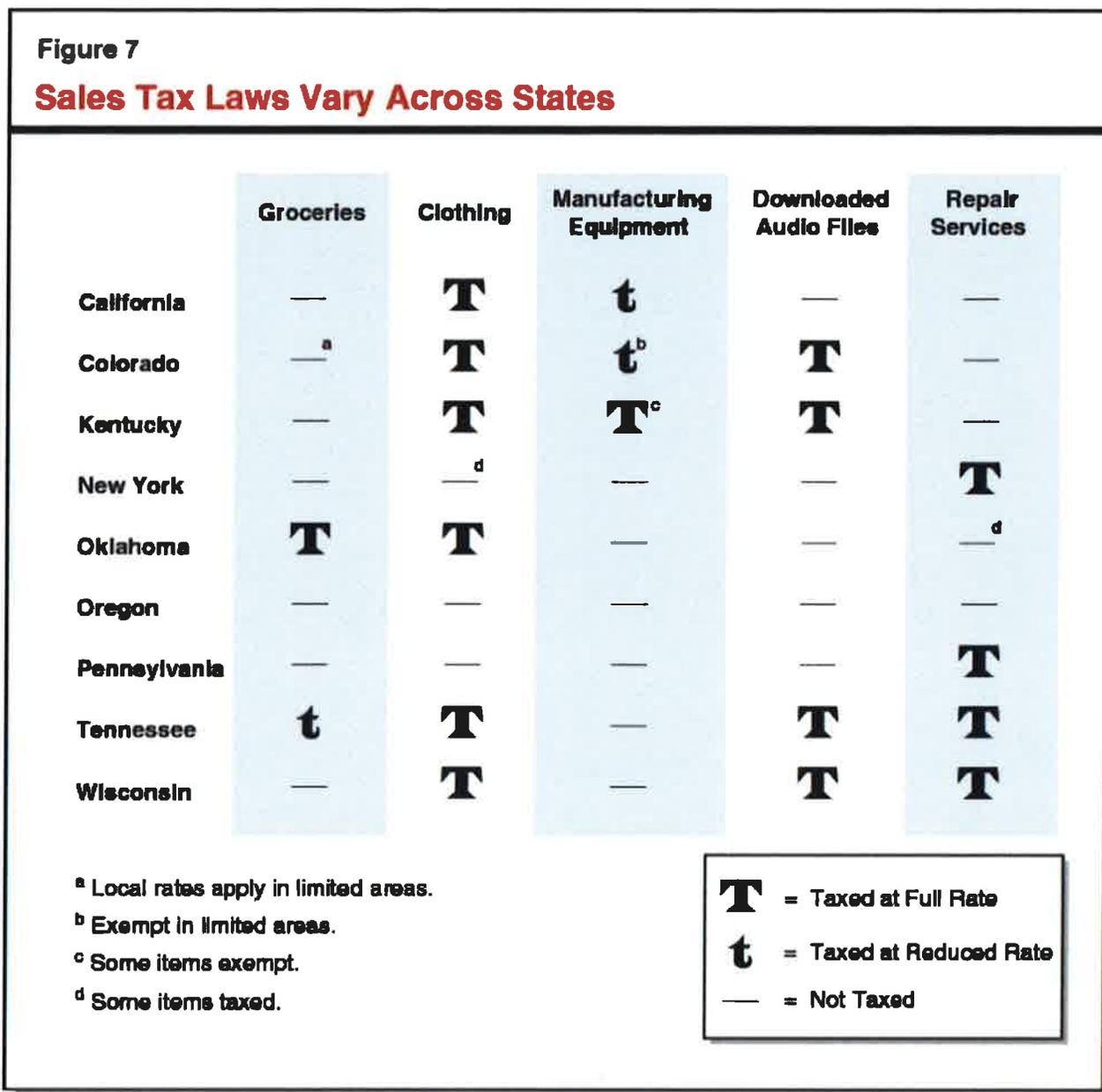
Sales Tax Bases Vary Across States

Most States Have State and Local Sales Taxes. Most states assess sales tax at the state and local levels. Some states, like Kentucky, have sales taxes at the state level but do not allow local governments to levy local sale taxes. Alaska is the opposite—local governments impose sales taxes, but the state does not.

A few states, such as Hawaii, levy taxes that are similar to sales taxes, but broader. These "gross receipts taxes" apply to many types of transactions, not just retail sales. A handful of states, like Oregon, do not levy sales or gross receipts taxes.

Exemptions for Tangible Goods Vary Across States. The nine states listed in Figure 7 highlight the wide range of variation in state sales tax policies. The first three columns of the

figure highlight cross-state variation in exemptions for three types of tangible goods: groceries, clothing, and manufacturing equipment.



As shown in the figure, groceries are completely exempt from sales tax in many states, including California. Some states—like Oklahoma—tax groceries at the full rate, while other states—like Tennessee—tax groceries at a reduced rate. Although many states exempt groceries, some of these exemptions are narrower than California's. For example, Wisconsin levies sales taxes on various "snack foods"—a policy that California voters prohibited when they approved Proposition 13 in 1992.

Taxation of clothing also varies across states. In Pennsylvania, most clothing is exempt. New York charges sales tax on clothing items over \$110 but exempts less expensive items. California, like many other states, taxes clothing at the full rate.

As shown in the third column, many states exempt manufacturing equipment from sales tax. Some states, like Kentucky, generally tax manufacturing equipment at the full rate but offer some limited exemptions. Other states, like California and Colorado, tax manufacturing equipment at a reduced rate. Since 2014, California has exempted manufacturing equipment from the General

Fund portion of the sales tax rate but not from the other parts of the rate. (Under current law, this partial exemption will expire on July 1, 2022.)

Taxation of Digital Goods Varies Across States. The fourth column of the figure shows that some states levy sales taxes on downloaded music files. Some of these states, like Wisconsin, have passed laws expanding their sales tax bases to include digital goods in addition to tangible goods. Others, like Colorado, tax digital goods because they interpret "tangible personal property" more broadly than California does. In both cases, states that tax digital goods must tackle some difficult legal issues. For example, they must develop—and then enforce—rules for determining where digital goods are sold.

Taxation of Services Varies Across States. Some states, like California, charge sales tax on a very small set of services—those that are essentially inseparable from sales of tangible goods. However, some states charge sales tax on a broader range of services, such as services performed on tangible goods. For example, some of the states shown in the figure levy sales taxes on automotive and appliance repair services.

Some States Have Locally Varying Sales Tax Bases. In California and many other states, the sales tax base is standard across cities and counties. That is, a retail transaction that is taxable in one part of the state is taxable in other parts of the state. However, in other states, like Colorado and New York, sales tax bases vary considerably across local areas. For example, New York City's sales tax applies to various personal care services, like haircuts, that are not taxed elsewhere in New York State. In Colorado, groceries and manufacturing equipment are exempt from the state's sales tax but are taxed in some cities. Colorado's largest cities exempt groceries, but some smaller cities do not. Manufacturing equipment is partially exempt in some areas of Colorado but fully exempt in others.

Changing the Sales Tax Base

In the eight decades since California created its sales tax, the state has made several major changes to the tax base. Most of these changes have narrowed the base by exempting certain types of tangible goods. For example, the Legislature is currently considering additional exemptions for various tangible goods, including energy-efficient appliances, low-emission vehicles, and diapers.

In recent years, lawmakers have also considered whether to expand the base. For example, the *2009–10 Governor's Budget* included a proposal to apply the sales tax to veterinarian services, amusement parks, sporting events, golf, and various repair services. The Legislature is currently considering a bill (SB 8 [Hertzberg]) that would create a broad sales tax on services with some specified exemptions.

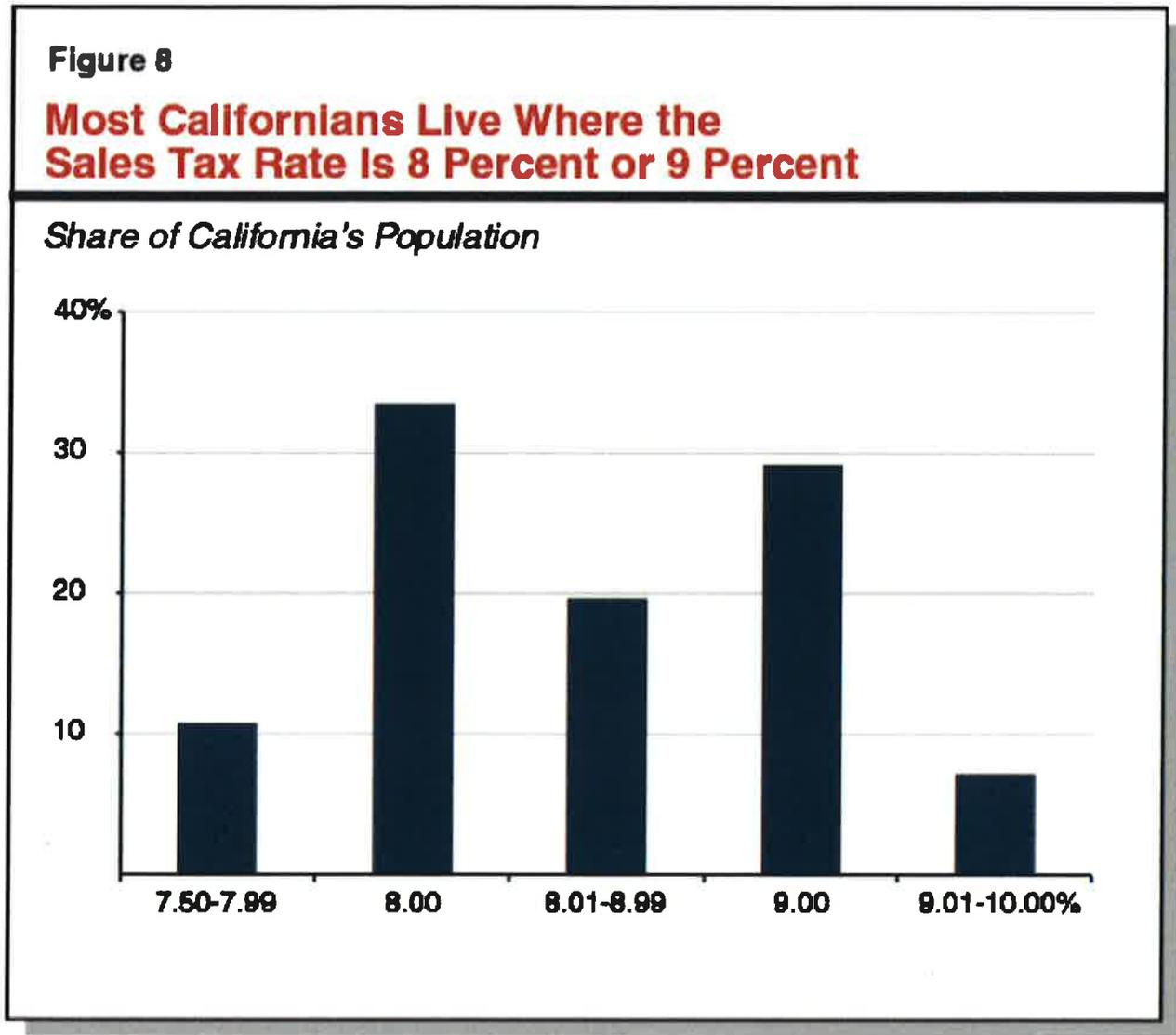
As discussed earlier, every state makes decisions as to which purchases by households and businesses are subject to sales taxes—and these decisions change over time. Thus, the Legislature could enlarge or reduce the set of purchases subject to the sales tax. As the Legislature considers its options, it is important to note that the California Constitution limits the Legislature's authority to include certain items (such as food or insurance) in the sales tax base. In addition, legislation narrowing the base of a tax can be approved by a majority vote of the Legislature, but expanding the tax base requires approval by two-thirds of the Legislature.

What Are the Rates?

Sales Tax Rates Vary Across Cities and Counties

California's Rates Range From 7.5 Percent to 10 Percent. The state's average rate is roughly 8.5 percent, including a quarter-cent established by Proposition 30 of 2012. (This quarter-cent rate is scheduled to expire at the end of 2016.) Although California's cities and counties have

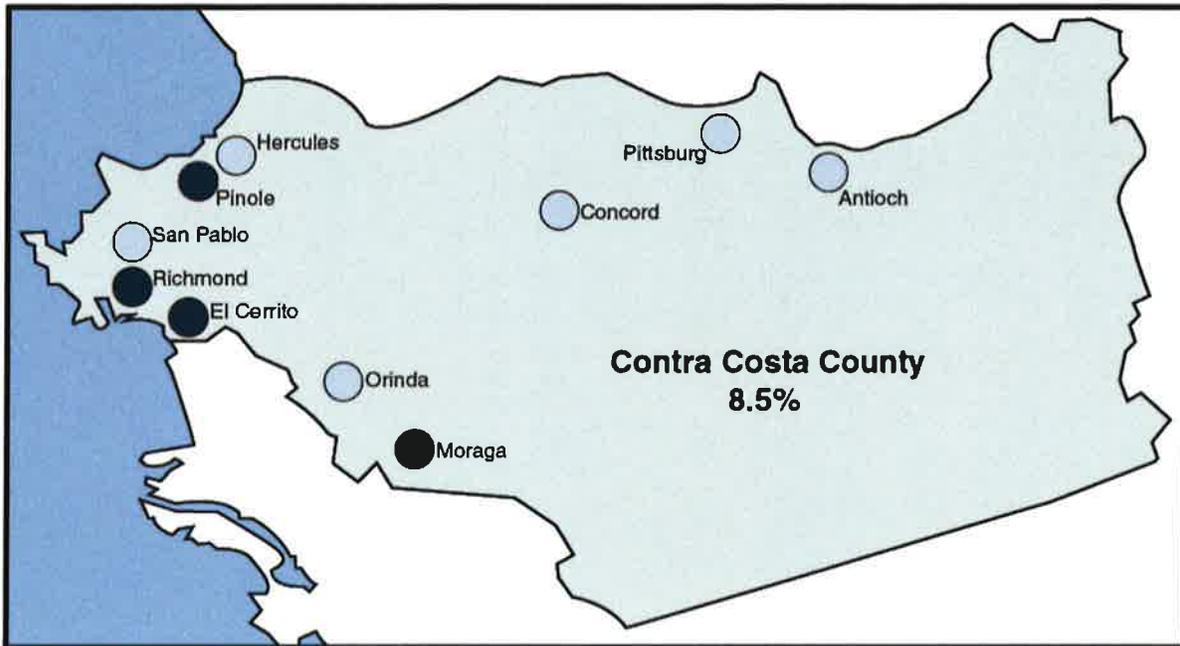
many different sales tax rates, two rates are much more common than others. As shown in Figure 8, almost two-thirds of Californians live in cities or counties with 8 percent or 9 percent rates. The remaining third live in places with other rates. While many rural counties have the lowest rate (7.5 percent), some of these counties contain cities with higher rates. Eight cities have the highest rate, 10 percent. (The tax rates described in this report are as of May 1, 2015.)



California's major population centers include cities and counties with a wide range of sales tax rates. Figure 9 illustrates this variation in two counties: Contra Costa and Los Angeles. Specifically, the figure (1) shows the sales tax rate charged in most cities and the unincorporated area of each county and (2) identifies the cities in each county with sales tax rates that are higher than elsewhere in the county. As shown in the figure's top panel, ten cities in Contra Costa County have sales tax rates higher than the 8.5 percent rate charged in the county's unincorporated area and other Contra Costa cities. As shown in the figure's bottom panel, the sales tax rate charged in most of the Los Angeles County is 9 percent. Eleven Los Angeles County cities, however, have rates ranging from 9.5 percent to 10 percent. This includes the nine cities shown in the figure's map of southern Los Angeles County and two cities (San Fernando and Avalon) located elsewhere in the county.

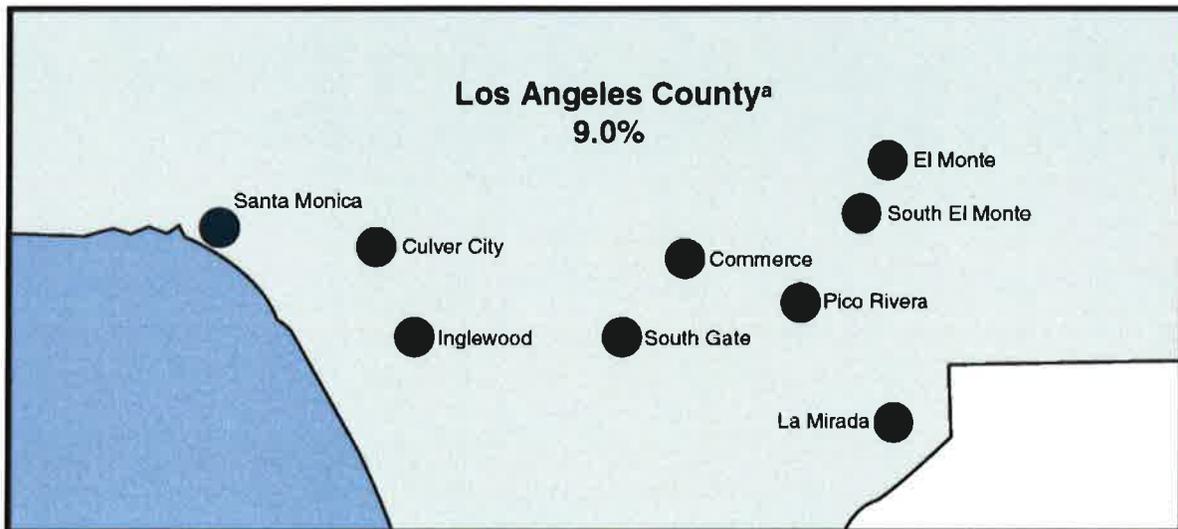
Figure 9
Sales Tax Rates Vary Within Counties

Rates as of May 2015



Cities With Higher Rates Than Rest of County

● 9.00 - 9.25% ● 9.50 - 10.00%



^a San Fernando and Avalon (not pictured) have 9.5 percent rates.

Which Rate Applies? For most taxed transactions, the location where the buyer takes possession of the good determines the sales tax rate. When residents of San Mateo shop in San Francisco, they pay the San Francisco rate, 8.75 percent. When they purchase items to be

delivered to their homes in San Mateo, they owe the San Mateo rate, 9.25 percent. Vehicle purchases are a key exception to this rule. When Californians buy cars—no matter where they take possession of them—they pay their locality's sales tax rate.

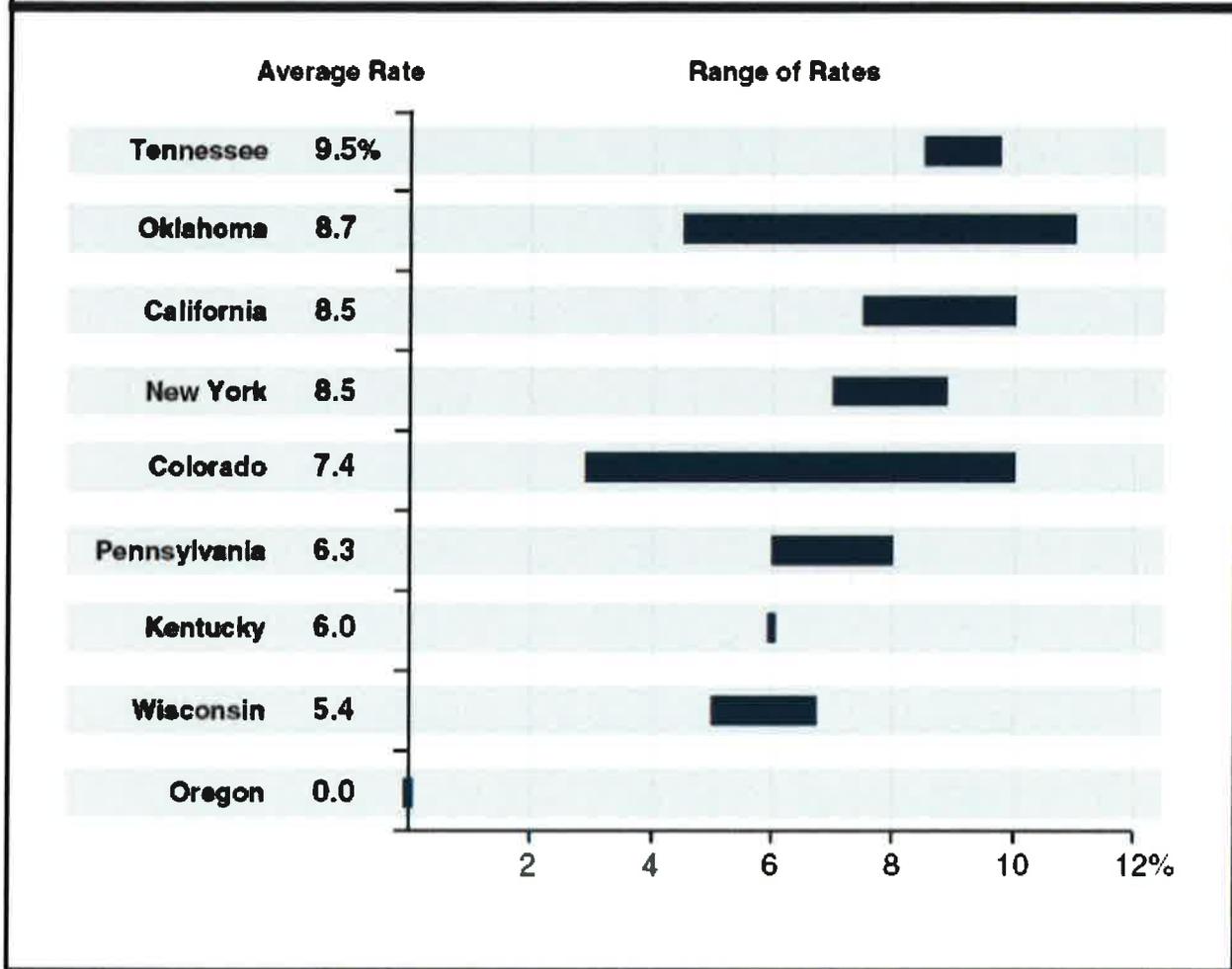
Local Decisions Regarding TUTs Drive Rate Differences. Sales tax rates vary across localities because cities and counties differ in their imposition of optional local taxes. Under the state's TUT Law, local governments may levy these TUTs in addition to the statewide rate of 7.5 percent. California's constitution requires local governments to submit proposed TUTs to voters. TUTs that set aside revenue for specific purposes are considered special taxes and need approval by two-thirds of their local voters to pass. Otherwise, they are general taxes and pass with a simple majority.

Under state law, the combined rate of all TUTs in an area generally cannot exceed 2 percent. (Legislation pending at the time this report was prepared, AB 464 [Mullin], would change this limit to 3 percent.) However, the Legislature has passed laws allowing certain local governments to exceed the 2 percent cap. As a result, eight cities have 10 percent sales tax rates—two and a half cents above the 7.5 percent statewide minimum.

Sales Tax Rates Vary Across States

States' Minimum Sales Tax Rates Vary. Figure 10 displays the rates for the states discussed earlier. Among states with sales taxes, Colorado has a relatively low minimum rate, 2.9 percent. Tennessee has a relatively high minimum rate, 8.5 percent. (These minimum rates are the lowest actual rates in each state. They are not necessarily the lowest rates allowed by state law.) As mentioned above, Oregon has no sales tax.

Figure 10
Sales Tax Rates Vary Across States



Local Tax Rates Vary. Most states have sales tax rates that vary across cities and counties, but some have uniform rates statewide. Kentucky, along with six other states, has a sales tax at the state level but not at the local level. As a result, its 6 percent rate is uniform throughout the state. Tennessee has local sales taxes, but the range of rates is relatively narrow—less than one and a half cents. At the other end of the spectrum, the difference between Colorado’s lowest and highest rate is more than seven cents.

States’ Maximum and Average Rates Vary. As shown in Figure 10, Kentucky’s maximum rate is six percent, while Oklahoma’s is 11 percent. Some states, like Pennsylvania and Wisconsin, have average rates that are close to their minimum rates. Other states, like New York and Tennessee, have average rates much closer to their maximum rates. Wisconsin’s average rate is 5.4 percent, while Tennessee’s is 9.5 percent. (These averages are weighted by population.)

Some States Apply Different Sales Tax Rates to Different Products. As discussed earlier, some states levy reduced sales tax rates on certain products. For example, California taxes manufacturing equipment and gasoline at lower rates than other goods. (We provide information about the state’s sales tax rates on fuel in the box below.) In other cases, states levy additional taxes—often known as “excise taxes”—on specific products. For example, California imposes excise taxes on fuel, cigarettes, and alcohol.

Different Sales Tax Rates Apply to Fuel. Prior to 2010, California applied the same sales tax rate to fuel as it did to other goods. Additionally, the state levied 18-cent-per-gallon excise taxes on gasoline and diesel fuels. In 2010, the Legislature enacted the "fuel tax swap"—a combination of sales tax and excise tax changes designed to give the state more flexibility in the use of fuel tax revenues. As a result, the state now applies special sales tax rates to gasoline and diesel. California's sales tax rate on gasoline is 5.25 cents lower than the rate on other goods. Offsetting this lower sales tax rate, the state has an extra excise tax on gasoline, in addition to the base rate of 18 cents per gallon. The additional tax rate—12 cents per gallon in 2015–16—changes once per year. The state uses the opposite approach for diesel fuel, with an extra sales tax rate and a reduced excise tax rate. The annual rate changes are designed to achieve "revenue neutrality" by cumulatively raising the same amount of revenue as would have been raised pursuant to the state's fuel tax laws in effect prior to the swap.

Where Does the Money Go?

As described earlier in this report, California's sales tax rate includes many distinct pieces. As the number of pieces has grown over time, the laws governing the allocation of sales tax revenue have grown more complex. This section discusses these allocation laws in three groups—statewide rates for state programs, statewide rates to support realigned programs, and other rates for local programs—and then highlights some exceptions to these allocation laws.

State Rates for State Programs

The largest component of the sales tax rate is the approximately 4.2 percent rate that goes to the state's General Fund. This revenue pays for a wide variety of programs, including K–12 education, higher education, health programs, and criminal justice. The General Fund rate includes a quarter-cent rate established by Proposition 30 (these revenues will expire at the end of 2016). In addition to the overall 4.2 percent General Fund rate, the state has set aside a quarter-cent sales tax for another state purpose: repaying debt. As described in the box below, this "triple flip" rate will likely end in 2015.

"Triple Flip" Rate Will Likely End in 2015. The Bradley–Burns rate for city and county operations—1 percent historically—is temporarily reduced to 0.75 percent. This temporary change is part of a budget maneuver called the triple flip that will likely end in 2015.

In 2004, the state borrowed money to pay for its accumulated budget debts. To repay the borrowed money, it imposed a quarter-cent state sales tax rate to deposit into a newly created Fiscal Recovery Fund. To keep the overall sales tax rate constant, the state reduced the local Bradley–Burns rate by a corresponding quarter-cent. That substitution was one of three "flips" that redirected revenue, leading to the name triple flip. The other two flips (1) directed school property tax money to cities and counties to compensate them for the redirected sales tax revenue and (2) reimbursed schools for their reduced property tax revenues.

Statewide Rates for Realigned Programs

Two state sales taxes for county-administered programs—the half-cent 1991 realignment rate and the approximately 1.1 cent 2011 realignment rate—were created as part of the 1991–92 and 2011–12 state budget agreements, respectively. In both cases, the state addressed budget deficits by shifting (or "realigning") some state program and/or fiscal responsibilities to counties. To mitigate the fiscal effect of these transfers on counties, the state (1) imposed a new half cent rate in 1991, earmarking its revenues for the realigned health and social services programs and (2) redirected part of the state's sales tax rate (about 1.1 cents) to counties in 2011, earmarking

the revenues to pay for the realigned criminal justice, mental health, and social services programs. In both cases, the state allocates the sales tax revenue based on formulas that are intended to reflect each county's programmatic responsibilities.

Other Rates for Local Programs

Local Public Safety and Bradley–Burns Transportation Rates. Two statewide rates for local programs—the half-cent Local Public Safety sales tax and the quarter-cent Bradley–Burns tax rate for county transportation programs—have similar revenue allocation rules. Unlike realignment revenue, the money raised by these rates does not go to counties based on programmatic factors. Instead, all of the revenue collected within a particular county goes back to that county. All revenue raised by the Bradley–Burns transportation tax supports county transportation programs. Most revenue from the Local Public Safety tax is used by counties for public safety programs, but a small share (about 5 percent) is allocated to cities for public safety purposes.

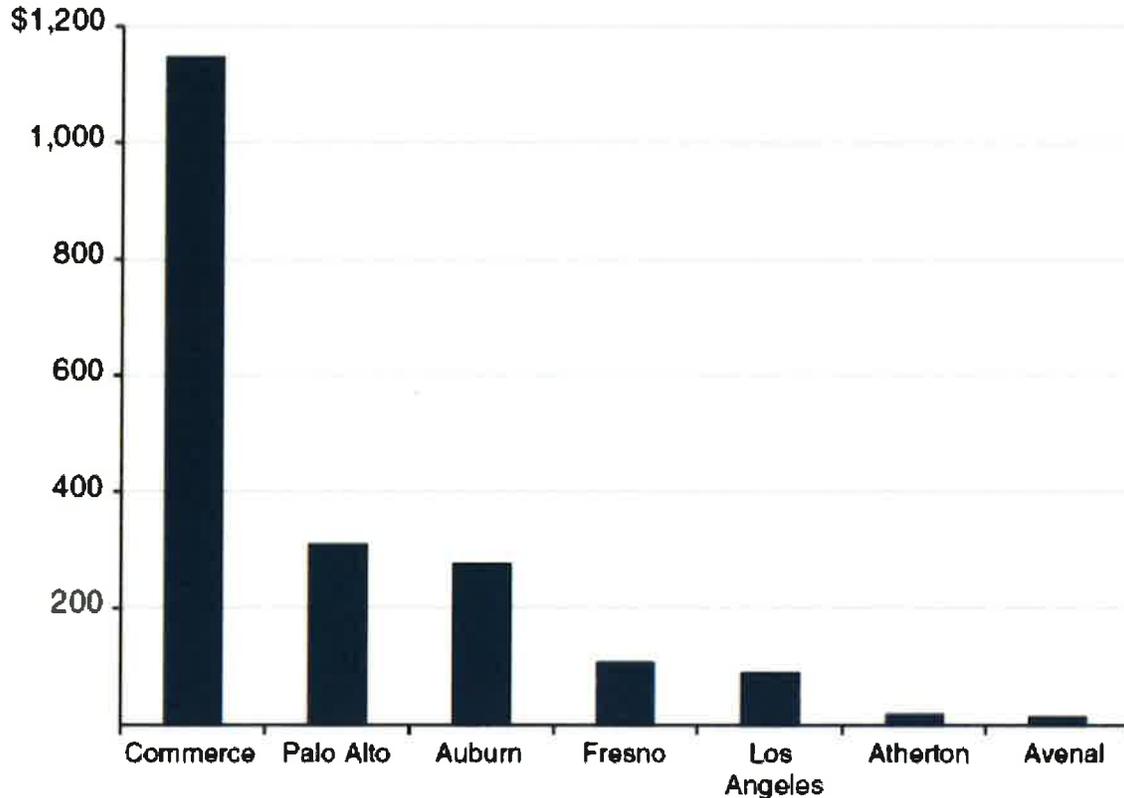
Bradley–Burns Rate for General Purposes. Revenue from the Bradley–Burns rate is available to local governments—primarily cities—for general purposes. The state allocates this revenue to the city or county that served as the “place of sale” in a transaction. In general, the place of sale is the retailer's sales location. Bradley–Burns tax revenues from sales occurring within a city's limits are allocated to that city; revenues from transactions occurring in a county's unincorporated area are allocated to the county. This approach to revenue allocation is known as a “situs-based” system. As discussed in the nearby box, this system gives cities and counties significant fiscal incentives to promote retail development within their jurisdictions.

Bradley–Burns Revenue Varies Across Cities. Although the Bradley–Burns rate is uniform throughout the state, it raises widely varying amounts of revenue across cities. Figure 11 highlights some examples of cities with different levels of Bradley–Burns revenue per resident in 2013–14. With \$110 per resident, Fresno's revenue is close to the average for a California city. Los Angeles raises \$90 per resident—a lower amount than most large California cities. Many Los Angeles residents shop in surrounding cities, such as Commerce. With an outlet mall and other retailers, Commerce raises \$1,150 per resident—more than ten times the amount raised by the average California city.

Figure 11

Bradley-Burns Revenue Per Resident Varies Across Cities

Revenue Per Resident, 2013-14



To some extent, variation in Bradley-Burns revenue reflects income differences across cities. For example, Palo Alto, whose residents' incomes are much higher than average, raises \$310 per person, while Avenal, whose residents' incomes are much lower than average, raises \$15 per person. However, other factors also contribute to this difference. Avenal is in a rural area with few potential shoppers nearby. Palo Alto is close to other cities, many of which also have high-income residents. For example, Atherton—one of the highest-income cities in California—contains few retailers, and its residents sometimes shop in nearby Palo Alto. As a result, Atherton's Bradley-Burns tax raises \$19 per person—less than one-fifth of the average city.

Some cities raise large amounts of Bradley-Burns revenue without having high incomes or being close to large numbers of shoppers. As described in the nearby box, this is partly due to actions taken by cities to compete for revenue. For example, Auburn raises \$280 per resident, much of it due to the presence of a business that sells fuel through a "cardlock system." This type of business can concentrate taxable sales at a single location—even when the physical exchange of goods occurs at many locations.

Cities Compete for Bradley-Burns Revenue. As described in our 2007 report, *Allocating Local Sales Taxes: Issues and Options*, distributing Bradley-Burns revenue based on the retailer's sales location gives local governments fiscal incentives to maximize retail sales within their boundaries. In some cases, cities and counties have responded to these incentives by seeking to influence the location of new retail development. For example, some cities and

counties have (1) used their land use powers to reserve large tracts of readily developable land for retail purposes and (2) established fiscal policies—such as partial sales tax rebates to retail businesses—to attract retail development.

In other cases, local governments have taken actions to shift the legally defined “place of sale” for retail transactions without changing the location of the economic activity. For example, some cities have competed to attract businesses that sell “cardlock systems.” A cardlock system allows businesses to make an advance purchase of large amounts of fuel. All Bradley–Burns revenue from this transaction goes to the city where the advance purchase occurs. The physical transfer of fuel associated with the purchase, however, occurs later in other cities and counties throughout the state.

Transactions and Use Taxes. As described earlier in this report, many cities and counties levy optional local sales taxes known as TUTs. Statewide, the average TUT rate is about 1 percent, but some areas have rates as high as 2.5 percent. For most transactions, TUT revenue is allocated to the place where the buyer takes possession of the purchased good. Vehicle purchases are the main exception. TUT revenue from vehicle sales goes to the local government where the vehicle is registered, regardless of where the buyer takes possession of it.

Ballot Measure Limits Legislature's Authority Over Local Revenue Allocation. In 2004, voters approved Proposition 1A, an amendment to California's constitution. This measure prohibits changes to the TUT and Bradley–Burns allocation systems. Consequently, any further changes would require voters to approve another amendment to the state's constitution.

Exceptions to Allocation Laws

Allocation of Bradley–Burns Use Tax. California allocates Bradley–Burns local use tax through countywide pools. These pools assign revenue to local jurisdictions based on each jurisdiction's share of total taxable sales. The state also uses this method to allocate Bradley–Burns revenue that cannot be identified with a permanent place of business. However, local use tax revenue from some transactions—generally very large purchases—does not enter these pools. Instead, it goes to the jurisdiction where the buyer first uses the purchased goods.

Allocation of Local Tax Revenue From Jet Fuel. For sales of jet fuel, the place of sale is the place where the jet fuel is delivered to the aircraft. (However, a recent ruling by the Federal Aviation Administration could lead to future changes in jet fuel taxation.)

Are Revenues Growing?

Sales and Use Tax Revenue Has Grown Faster Than Personal Income

California's state and local revenue from the sales tax—which totaled \$48 billion in 2013–14—has grown at an annual rate of 7.3 percent since 1970–71. Over the same period, total sales tax revenue has grown faster than personal income—a measure of the size of the state's economy. Personal income has grown 7 percent per year.

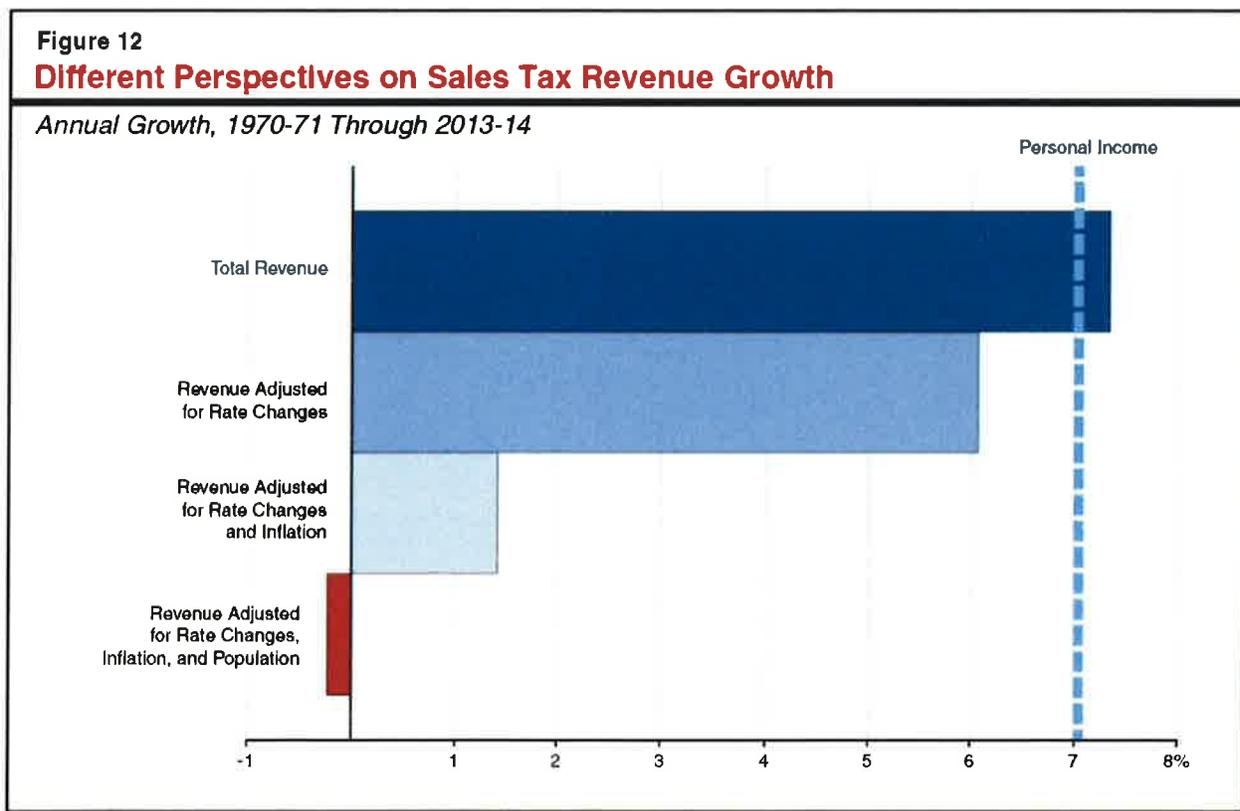
Sales tax revenue growth varies from year to year. In the last four decades, sales tax revenue grew fastest in 1974–75 (22 percent annual growth) and slowest in 2008–09 (a 10 percent annual decline). Revenue from other taxes also varies from year to year. However, these year-to-year fluctuations—often described as revenue “volatility”—are more pronounced for some taxes than for others. From the state government's perspective, the sales tax is a relatively stable tax because it is less volatile than the personal income tax, the state's main revenue source. From the perspective of local governments, the sales tax is a relatively volatile tax since it is more volatile than the main local tax, the property tax.

The Real Per Capita Tax Base Has Not Grown

Year-over-year growth in sales tax revenue does not necessarily reflect underlying growth in the tax base. For example, the economy was in a recession in 1974-75, but sales tax revenue grew very fast that year—largely due to high inflation and a one-cent rate increase.

To illustrate a more meaningful growth measure, Figure 12 shows sales tax revenue growth from 1970-71 to 2013-14, with adjustments for rate changes, inflation, and population growth.

- **Rate Change Adjustment.** The sales tax rate was 5 percent in 1970-71 and 8.4 percent in 2013-14. Adjusting sales tax revenues for each year's rate allows us to focus on growth in the tax base—taxable sales—rather than growth in revenue. As shown in Figure 12, rate-adjusted revenue has grown 6.1 percent per year since 1970-71.
- **Inflation Adjustment.** Prices tend to rise over time—including the prices of state and local government purchases. As a result, one dollar of state or local spending represents fewer real resources in 2014 than it did in 1970. Adjusted for rate changes and inflation, sales tax revenue has grown about 1.4 percent per year since 1970-71.
- **Population Adjustment.** As the number of Californians increases, so does the size of the state's economy, which leads to higher revenue from sales tax and other taxes. However, the state's main expenditures—education and health care—provide services to individuals. Consequently, population growth also increases the demand for state services. For these reasons, it is useful to consider not just total revenue, but also revenue per person. Adjusting for rate changes, inflation, and population, sales tax revenue has remained roughly constant over the long run, declining 0.2 percent per year since 1970-71.



Consumers Are Spending a Declining Share of Income on Taxable Goods

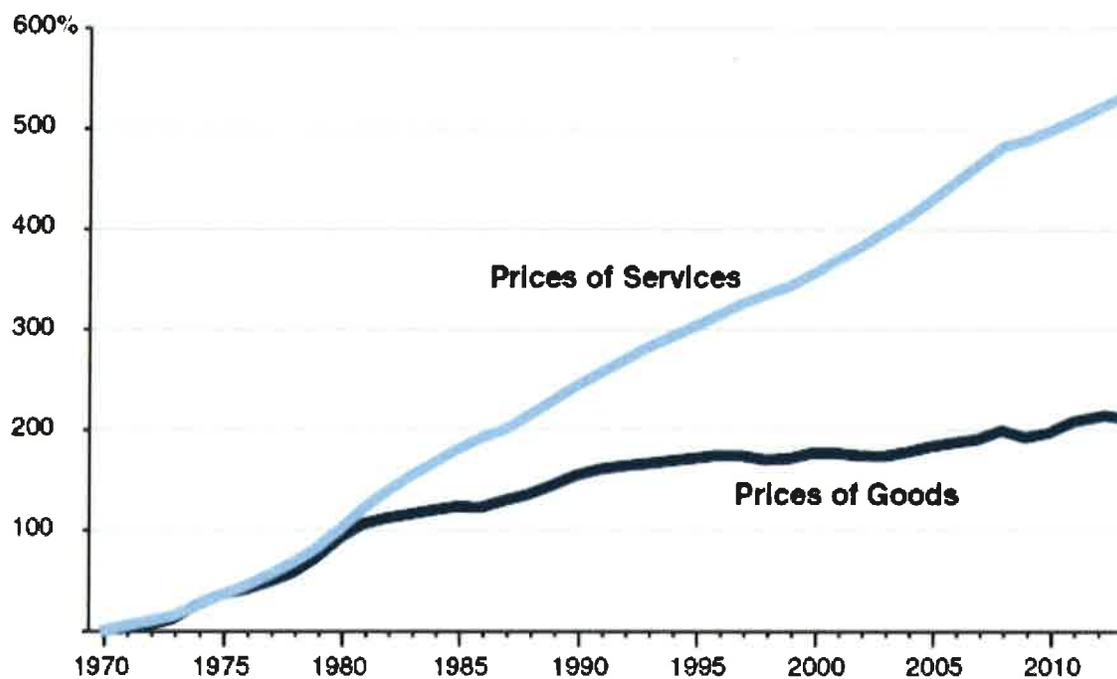
As described in our 2013 report, *Why Have Sales Taxes Grown Slower Than the Economy?*, the share of Californians' personal income that they spend on taxable items peaked in 1979. In that year, consumers spent about half their income on taxable items. Since then, the state's sales tax base has grown slower than the state's economy. As a result, consumers now spend about one-third of their income on taxable goods.

This shift in consumer spending has occurred primarily because prices for services (which generally are not subject to the sales tax) have grown four times as much as prices for goods (which generally are subject to the sales tax), as shown in Figure 13. Prices of goods have grown slowly for several reasons, including growth in manufacturing productivity and imports of low-cost goods. Unlike production of most goods, production of services tends to be labor-intensive and customized, making it harder to cut costs. This factor—along with many other developments, like growing demand for healthcare services for an aging population—has led to relatively rapid growth in prices of services.

Figure 13

Prices of Goods Have Grown Slower Than Prices of Services

Total Percentage Change Since 1970



Use Tax Compliance Is Uneven

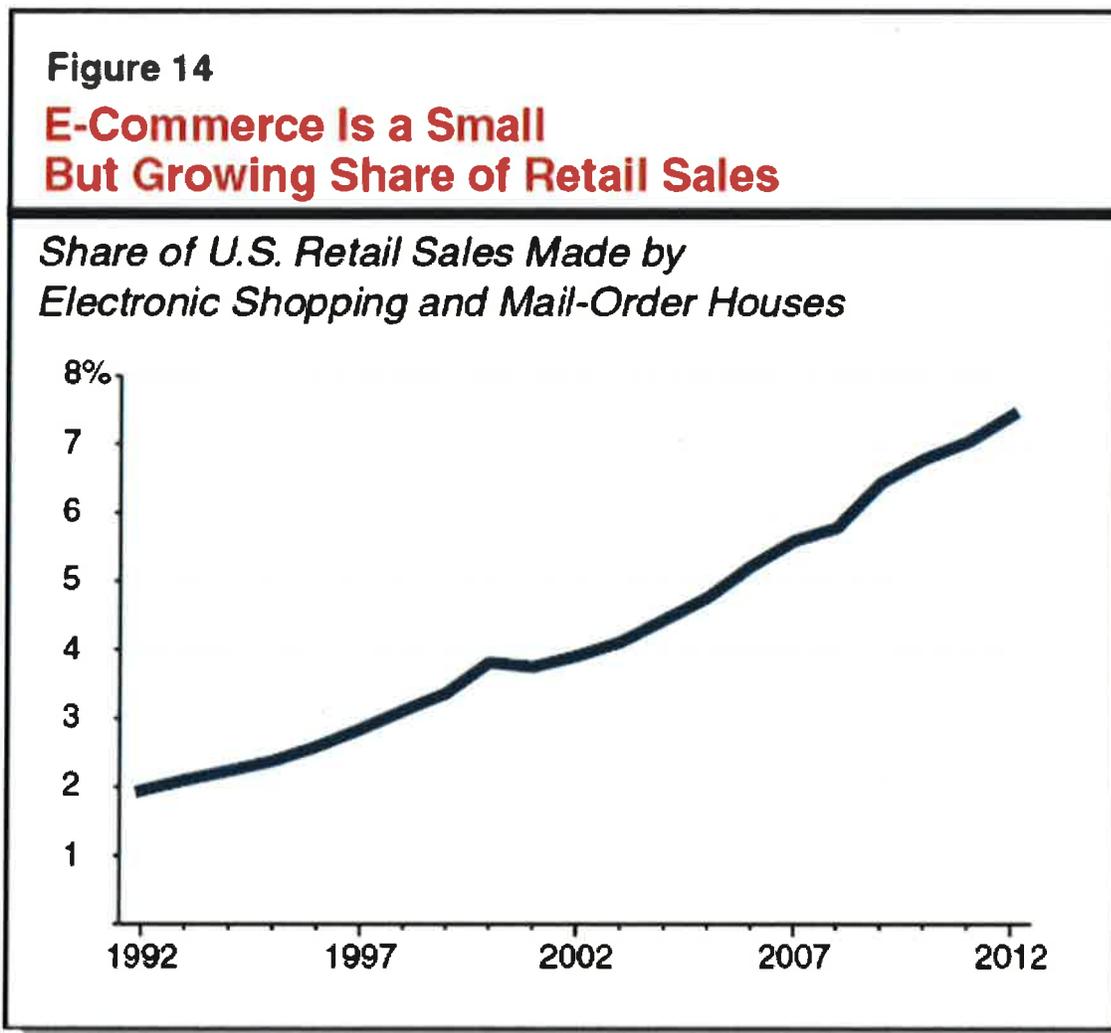
Two Main Challenges: Awareness and Enforcement. Many Californians are not familiar with the use tax, so they do not attempt to comply with it. Additionally, the use tax is difficult to

enforce since the obligation to pay generally falls on buyers—including households, businesses, and others.

Uncollected Use Tax Could Be Substantial. Due to data limitations, it is difficult to estimate the “tax gap”—the difference between taxes owed and taxes paid. Recent estimates indicate that California’s use tax gap could be \$1 billion or more.

Despite Challenges, Use Tax Revenue Is Growing. State and local use tax revenue totaled \$4.6 billion in 2013–14, up from \$4.4 billion in 2012–13 and \$3.9 billion in 2011–12. Use tax revenue grew faster than sales tax revenue over this period.

E-Commerce Has Grown Faster Than Other Retail Sales. Although the challenges of use tax awareness and enforcement are not new, they have become more relevant as the Internet has made out-of-state purchases more convenient. As shown in Figure 14, retailers that specialize in selling goods over the Internet or by mail are a small but growing share of retail sales. Nationwide, this category grew from 2 percent of nationwide retail sales in 1992 to over 7 percent in 2012.



Federal Law Limits State’s Power to Collect Use Tax. The most direct strategy for collecting the use tax is to collect the money from the seller rather than the buyer. However, federal law—particularly the U.S. Constitution’s commerce clause—limits states’ ability to collect use tax from out-of-state retailers. If an out-of-state retailer does not have a “physical presence”—employees, offices, warehouses, or the like—within a state, that state cannot require the business to collect use tax. This physical presence test is based on a series of legal

decisions—particularly the U.S. Supreme Court ruling in *Quill Corp. v. North Dakota (1992)*. In *Quill*, the court ruled that North Dakota could not levy a tax on Quill Corporation because the business had no physical presence in the state.

Based on the *Quill* decision, Congress may pass a law allowing states to require out-of-state retailers to collect use tax. The U.S. Senate passed such a bill in 2013 (S. 743). Around the same time, the House of Representatives referred a similar bill (H.R. 684) to two committees but has not acted on it since.

State Employs Multiple Strategies to Collect Use Tax. California's efforts to collect use tax include:

- **Registering Out-Of-State Retailers.** State law requires all retailers "engaged in business" in California—those with a physical presence in the state—to register with BOE to collect use tax. Revenues from these businesses account for half of all use tax collected. Because many relationships among businesses are complex, it is sometimes unclear whether a particular business is physically present. Chapter 313, Statutes of 2011 (AB 155, Calderon and Skinner), specifies that the requirement to collect use tax extends to: (1) out-of-state retailers in the same "commonly controlled group," or corporate family, as in-state businesses; and (2) out-of-state retailers who work with in-state "affiliates"—people who refer potential customers to those retailers.
- **Registering Buyers.** The state has several programs through which in-state buyers—primarily businesses—register with BOE to pay use tax on their purchases. For example, the "qualified purchasers" program requires some service businesses (like law or accounting firms) to report the use tax owed on goods they purchase from out of state.
- **Other Interactions With Taxpayers.** California drivers who buy vehicles from private parties or from out-of-state dealers pay use tax when they register those vehicles with the Department of Motor Vehicles. In addition, the Franchise Tax Board allows taxpayers to report and pay use tax on their state income tax returns.

Acknowledgments: This report was prepared by [Seth Kerstein](#) and reviewed by [Marianne O'Malley](#). The Legislative Analyst's Office (LAO) is a nonpartisan office which provides fiscal and policy information and advice to the Legislature.

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**CITY OF OROVILLE
STAFF REPORT**

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: BILL LAGRONE, DIRECTOR OF PUBLIC SAFETY

**RE: MEMORANDUM OF UNDERSTANDING WITH THE
OROVILLE UNION HIGH SCHOOL DISTRICT FOR A FULL-
TIME SCHOOL RESOURCE OFFICER**

DATE: APRIL 5, 2016

SUMMARY

The Council may consider a Memorandum of Understanding with the Oroville Union High School District (OUHSD) for a full-time School Resource Officer (SRO).

DISCUSSION

The Oroville Police Department has successfully partnered with the Oroville Union High School District to establish the School Resource Officer (SRO) Program. This Program provides for a dedicated full-time police officer to serve the Oroville High School and Prospect High School campuses.

The Oroville Union High School District has offered to contribute sixty-five thousand dollars (\$65,000) towards the salary and benefits of an Oroville Police Officer in the role of the School Resource Officer for the 2016/17 school year.

The Oroville Police Department will provide the Oroville Union High School District with an invoice quarterly for \$16,250, for a total of \$65,000 dollars.

FISCAL IMPACT

Offset to the General Fund of \$65,000:

Police Department 001-4670-2500

RECOMMENDATION

Adopt Resolution No. 8482 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE OROVILLE UNION

HIGH SCHOOL DISTRICT FOR ONE FULL-TIME SCHOOL RESOURCE
OFFICER – (Agreement No. 1932-7).

ATTACHMENTS

Resolution No. 8482
Agreement No. 1932-7

**CITY OF OROVILLE
RESOLUTION NO. 8482**

A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH OROVILLE UNION HIGH SCHOOL DISTRICT FOR ONE FULL-TIME SCHOOL RESOURCE OFFICER

(Agreement No. 1932-7)

NOW THEREFORE, be it hereby resolved by the Oroville City Council as follows:

1. The Mayor is hereby authorized and directed to execute the Memorandum of Understanding with Oroville Union High School District for one full-time School Resource Officer. A copy of the Agreement is attached hereto.

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 April 5, 2016, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Linda L. Dahlmeier, Mayor

APPROVED TO AS FORM:

ATTEST:

Scott E. Huber, City Attorney

Donald Rust, Acting City Clerk

August 17, 2016-June 8, 2017

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE
OROVILLE POLICE DEPARTMENT
AND THE
OROVILLE UNION HIGH SCHOOL DISTRICT**

This agreement is made between Oroville Police Department and the Oroville Union High School District, hereafter to be referred to as the "School District." This Memorandum of Understanding (MOU) is three pages.

The Oroville Police Department and the Oroville Union High School District recognize the need for a School Resource Officer (SRO) to be directly involved with the youth on the campus of Oroville High School and Prospect Alternative Center for Education. The School District is very aware of the potential for violence on school campuses; the widespread drug and alcohol use by students, both on and off school campuses; and the gang mentality sweeping the youth of today toward criminal behavior.

The purpose of the School Resource Officer is to be a liaison between the staff, faculty, students and parents of students at Oroville High School and Prospect Alternative Center for Education and to promote a safe environment where an orderly educational process can take place.

The School Resource Officer Program will receive support beginning August 17, 2016 through June 8, 2017 or until a 30-day written notice of termination is given by either party. This MOU is subject to review upon request by either party.

The Oroville Police Department will provide the following services:

1. Under the Oroville Police Department supervision, dedicate an officer during the school term to Oroville High School and Prospect Alternative Center for Education. The officer will be assigned to Oroville High School and Prospect Alternative Center for Education as the primary liaison to the school and the Oroville Police Department and will work, during the term of this contract. The schedule will be coordinated between the Oroville Police Department and the Principal of Oroville High School and the Principal of Prospect Alternative Center for Education.
2. The officer will coordinate enforcement details targeting truancy and assist faculty and staff in the development of a proactive truancy enforcement program.
3. The Oroville Police Department will provide all necessary training that would improve the effectiveness of the officer.

4. The officer will participate in home visits to student truants along with outreach workers and monthly meetings of the Truancy Team to coordinate with other Truancy prevention related services.
5. The officer will coordinate enforcement details with campus staff targeting students and problem areas involving vandalism, narcotics, fighting, reckless driving, loitering etc. The officer will work with staff and the surrounding business community to target problems on or off campus involving students.
6. The officer will assist school staff with the development of yearly update, practice drills and implementation of the school's safety plan.
7. The officer may participate in the weekly Oroville High and PACE School Coordinating Team meetings and have weekly contact with school administrators.
8. The officer may also participate in other activities not specifically covered in this MOU such as the Every 15 Minutes Program that are mutually agreed upon by the Participating Agencies that fall within the total authorized hours/cost.
9. The officer will provide quarterly reports regarding the number of citations, home visits/Probation Sweeps, student and parent contacts, staff and classroom presentations, attend coalition meetings, and other related activities.
10. The Oroville Police Department will provide a quarterly invoice to OUHSD for \$16,250 dollars for a total of \$65,000 dollars by June 30, 2017 and the final invoice will include the End of Year Report. The billing to OUHSD shall be invoiced reflecting the total number of hours worked by the officer(s) for duties requested or required as overtime or straight-time assignments.
11. Overtime will be contracted on an as needed basis.

The Oroville Union High School District agrees to the following:

1. To provide the officer with office space and the necessary office furniture to conduct interviews, write reports, etc. Prepare a work schedule for the SRO that is agreeable to the Oroville Police Department. The schedule may be modified with agreement by both the Oroville Police Department and Oroville Union High School District.

Financial Commitment:

The Oroville Union High School District will contribute up to Sixty five-thousand Dollars (\$65,000) towards the cost of the Oroville Police officer in the role of the School Resource and Truancy officer.

The foregoing has been agreed upon by the following:



Dr. Corey Willenberg, Superintendent
Oroville Union High School District

3-17-14

Date

Bill LaGrone, Chief
Oroville Police Department

Date

Linda Dahlmeier, Mayor
City of Oroville

Date

**CITY OF OROVILLE
STAFF REPORT**

TO: MAYOR AND COUNCIL MEMBERS

FROM: RUTH WRIGHT, FINANCE DIRECTOR

RE: FUND CLOSURE

DATE: APRIL 5, 2016

SUMMARY

The Council may consider closing Fund 276 and the cash balance transfer to the General Fund.

DISCUSSION

Many of the Cities Funds that are no longer active and have been approved for closure. Most funds that are inactive are able to be closed without affecting other Funds but Fund 276 has a cash balance of \$118,378 that needs to be transferred to the General Fund.

History

Fund 276 was created in 1993 as a Debt Service Fund for the purchase of Assessment District No. 1993-1 Limited Obligation Improvement Bonds. This was paid in full as of June 30, 2008. There has been no activity in this Fund since 2008. The balance remaining in this Fund is most likely residual investment earnings and can be transferred back to the General Fund.

FISCAL IMPACT

Unanticipated Revenue to the General Fund

RECOMMENDATIONS

Approve the closure of Fund 276 and transfer the cash balance of \$118,378 to the General Fund.

ATTACHMENTS

None

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND CITY COUNCIL MEMBERS

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

RE: SEWER DIVISION EQUIPMENT PURCHASES

DATE: APRIL 5, 2016

SUMMARY

The Council may consider the purchase of a Bobcat compact excavator, for a cost not to exceed \$50,061, and a Kenworth 6-yard dump truck, for a cost not to exceed \$98,182, for the Sewer Division.

DISCUSSION

The FY 2015 – 2016 adopted sewer collection budget (Fund 101) included \$1.6 million for capital outlay purchases. \$424,000 of the \$1.6 million was allocated for new capital equipment. Budget requests were previously submitted for 1) a mini excavator to be used for limited access sewer repairs and 2) a 6 yard dump truck to be used to haul construction debris and earth material associated with sewer repairs. A budget request was also previously submitted for a 2 yard dump truck to be used for the transport of construction equipment and to assist in small sewer projects. Staff has decided to delay this purchase, choosing instead to share a dump truck with the road division.

Staff obtained a written purchase price of \$50,061 for a Bobcat E35 compact excavator from Bobcat Company, West Fargo, North Dakota through the National Joint Powers Alliance (NJPA). NJPA is a national contracting entity that offers a wide variety of municipal equipment that has been previously competitively bid by participating dealers nationwide. The City can properly purchase the equipment utilizing a “piggy-back” bid method. The NJPA price for the excavator is \$1,709 less than the price quoted by a local Bobcat dealer outside of the NJPA program. The total cost includes sales tax and delivery. This equipment is off road and does not require vehicle registration.

Staff obtained a written purchase price of \$89,682 for a Kenworth T300 6-Yard dump truck from French Ellison Truck Center, San Antonio, Texas through the Houston-Galveston Area Council (HGAC). Similar to NJPA, HGAC is also a national contracting entity that offers a wide variety of municipal equipment that has been previously competitively bid by participating dealers nationwide. The City can properly purchase the equipment utilizing a “piggy-back” bid method. The HGAC price for the dump truck

is \$4,716 less than the price quoted by a Northern California Kenworth dealer outside of the HGAC program and includes delivery, but not sales tax. The payment of sales tax and registration to the Department of Motor Vehicles (DMV) occurs after delivery and is estimated at \$8,500.

FISCAL IMPACT

Funding is available in the FY 2015 – 2016 Sewer Collection and Maintenance Fund 101-8430-4000.

RECOMMENDATION

1. Authorize the purchase of a Bobcat E35 compact excavator, in an amount not to exceed \$50,061, from Bobcat Company, West Fargo, North Dakota through the National Joint Powers Alliance.
2. Authorize the purchase of a Kenworth T300 dump truck, in an amount not to exceed \$89,682, from French Ellison Truck Center, San Antonio, Texas, through the Houston-Galveston Area Council, and authorize an additional funding amount of \$8,500 to pay sales tax and DMV registration. (Total funding required is \$98,182.)

ATTACHMENT(S)

Bobcat Purchase Quotation
Kenworth Purchase Quotation



Bobcat

Product Quotation

Quotation Number: RLF-00678

Date: 2016-02-17 17:32:51

Customer Name/Address:	Bobcat Delivering Dealer	ORDERS TO BE PLACED WITH: Contract Holder/Manufacturer
CITY OF OROVILLE PUBLIC WORKS Attn: RICK WALLS 1275 MITCHELL AVE OROVILLE, CA 95965 Phone: (530) 538-2507	Bobcat of Chico,Chico,CA 1343 WEST 8TH AVENUE CHICO CA 95926 Phone: (530) 342-0118 Fax: (530) 342-8043	Bobcat Company PO Box 6000 West Fargo, ND 58078 Phone: 701-241-8719 Fax: 701-280-7860 Contact: Crystal Stram crystal.stram@doosan.com

Description	Part No	Qty	Price Ea.	Total
E35 T4 ZTS Bobcat Compact Excavator	M3207	1	\$35,737.80	\$35,737.80
33.5 HP Tier 4 Auto Idle Auto-Shift Auxiliary Hydraulics, Selectable Flow with Boom Mounted Flush Face Quick Couplers Canopy	Engine/Hydraulic Monitor with Shutdown Fingertip Auxiliary Hydraulic Control Fingertip Boom Swing Control Horn Hydraulic Joystick Controls Rubber Track Spark Arrestor Muffler Two-Speed Travel (with Auto-Shift) Vandalism Protection Warranty: 12 Months, Unlimited Hours Work Lights X-Change (Attachment Mounting System) Zero Tail Swing			
<ul style="list-style-type: none"> Includes: Cup Holder, Retractable Seat Belt, Suspension Seat with High Back Roll Over Protective Structure (ROPS)- Meets Requirements of ISO 12117-2: 2008 Tip Over Protective Structure (TOPS) - Meets Requirements of ISO 12117: 2000 				
Control Console Locks Control Pattern Selector Valve (ISO/STD) Dozer Blade with Float				

A31 Option Package	M3207-P01-A31	1	\$4,012.40	\$4,012.40
Cab Enclosure with Heat and Air Conditioning	Deluxe Cloth Suspension Seat			
Extendable Arm w/ Add-On Counterweight	M3207-R03-C03	1	\$2,940.00	\$2,940.00
Clamp W/Exchange Extendable Arm	M3207-R08-C08	1	\$1,342.60	\$1,342.60
2nd Aux Hyd Extendable Arm	M3207-R07-C03	1	\$717.50	\$717.50
Radio	M3207-R26-C02	1	\$277.90	\$277.90
24" Base Class 3, Must order cutting edge.	M7021	1	\$0.00	\$0.00
--- 24" X-Change Severe Duty Trenching Bucket, Class 3	M7021-R01-C02	1	\$801.80	\$801.80

Description	Part No	Qty	Price Ea.	Total
CA TAX		1	\$3,607.60	\$3,607.60 \$3,437.25

Total of Items Quoted	\$49,267.25	\$49,437.60
Freight Charges		\$793.00
Quote Total - US dollars	\$50,060.25	\$50,230.60

Notes:

Quote Revised for Correct Sales Tax Rate

***Prices per the NJPA Contract #042815-CEC. Effective thru 05-19-2019**
***Customer must be a Coop Member to buy off contract – Log onto www.njpacoop.org if not a member to sign up.**
***Terms Net 30 Days. Credit cards accepted.**
***FOB Origin – Prepay and Add to Quote**
***Delivery: 90 days from ARO.**
***State Sales Taxes apply.**
***TID# 38-0425350**
***Orders Must Be Placed with: Clark Equipment Company dba Bobcat Company, Govt Sales, PO Box 6000, West Fargo, ND 58078.**

Prices & Specifications are subject to change. Please call before placing an order. Applies to factory ordered units only.

ORDER ACCEPTED BY:

SIGNATURE **DATED**

PRINT NAME AND TITLE **PURCHASE ORDER #**

SHIP TO ADDRESS: _____

BILL TO ADDRESS (if different than Ship To): _____





CONTRACT PRICING WORKSHEET
For MOTOR VEHICLES Only

Contract No.:

HT06-14

Date Prepared:

9-Mar

This Worksheet is prepared by Contractor and given to End User. If a PO is issued, both documents MUST be faxed to H-GAC @ 713-993-4548. Therefore please type or print legibly.

Buying Agency:	City of Oroville	Contractor:	French Ellison Truck Center
Contact Person:	Rick Walls	Prepared By:	Jason W. Mims
Phone:	530-538-2507	Phone:	210-662-9333
Fax:		Fax:	210-662-5999
Email:	wallsr@cityoforoville.org	Email:	jason.mims@frenchellison.com

Product Code:	13	Description:	T300-370, Conv. Cab, SBFA, SRA
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A. Product Item Base Unit Price Per Contractor's H-GAC Contract: 59257

B. Published Options - Itemize below - Attach additional sheet(s) if necessary - Include Option Code in description if applicable.
(Note: Published Options are options which were submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
1247190 - RH Vewrt Exh.	1210		
1160205 - Bug Screen	83		
2011203 - 3000RDS	5824		
6321005 - Tow Hooks	146		
8201200 - Tilt/Tele Steering Column	188		
3636422 - Reyco 23k suspension	303		
8282004 - KW Highline Display	121		
DU9-4 - Rugby Dump Body	7390		
		Subtotal From Additional Sheet(s):	0
		Subtotal B:	15265

C. Unpublished Options - Itemize below / attach additional sheet(s) if necessary.
(Note: Unpublished options are items which were not submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
120325 - PX7 325	2100	9-4-6C - Rugby Dump 6yd Conversion	9000
2863015 - 12k springs	76	Subtotal From Additional Sheet(s):	0
1900082 - Multi Function Eng. Connector	34	Subtotal C:	11210

Check: Total cost of Unpublished Options (C) cannot exceed 25% of the total of the Base Unit Price plus Published Options (A+B). For this transaction the percentage is: 15%

D. Total Cost Before Any Applicable Trade-In / Other Allowances / Discounts (A+B+C)

Quantity Ordered:	1	X Subtotal of A + B + C:	85732	=	Subtotal D:	85732
-------------------	---	--------------------------	-------	---	-------------	-------

E. H-GAC Order Processing Charge (Amount Per Current Policy) Subtotal E: 1000

F. Trade-Ins / Special Discounts / Other Allowances / Freight / Installation / Miscellaneous Charges

Description	Cost	Description	Cost
Delivery from San Antonio, TX to Oroville, CA	2950		
		Subtotal F:	2950

Delivery Date: TBD **G. Total Purchase Price (D+E+F):** 89682

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND CITY COUNCIL MEMBERS

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

RE: SPENCER AVENUE TRAFFIC SPEED SURVEY

DATE: APRIL 5, 2016

SUMMARY

The Council may consider the results of a traffic speed survey conducted on Spencer Avenue between Wilcox Avenue and Park Avenue.

DISCUSSION

In February staff received a citizen complaint regarding excessive speeding on Spencer Avenue between Mitchell and Baldwin. Spencer Avenue is a residential street with a legal speed limit of 25 miles per hour (mph) per the California Vehicle Code. The citizen also requested stops signs and speed bumps be installed to remedy what was characterized as a serious speeding problem on Spencer Avenue. The complaint was investigated by completing a speed survey using a pole mounted JAMAR traffic radar recorder. Vehicle counts and speeds were collected on Spencer Avenue between Park and Wilcox for a 48-hour period between March 7th and March 9th, 2016.

The recorded data was downloaded and analyzed to determine 1) the actual number of vehicles and speeds recorded during the study and 2) whether the vehicle counts met the legal warrant for the installation. The results of the data analysis are as follows:

- A total of 1,319 vehicles were counted during the 48 hour survey period (includes both northbound and southbound traffic).
- 76% (1,005 vehicles) were traveling at 30 mph or less.
- 22% (290 vehicles) were traveling between 31 and 40 mph.
- 1.5% (20 vehicles) were traveling between 41 and 50 mph.
- 0.3% (4 vehicles) were traveling between 51 and 60 mph.

ATTACHMENT(S)

Spencer Avenue Speed Survey Graph

**OROVILLE CITY COUNCIL
RESOLUTION NO. 8485**

**A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND
DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT
AGREEMENT BETWEEN THE CITY OF OROVILLE AND DONALD RUST**

(Agreement No. 1974-6)

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

1. The Mayor is hereby authorized and directed to execute an Amendment to the Employment Agreement between the City of Oroville and Donald Rust. The Amendment 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 April 5, 2016, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Linda L. Dahlmeier, Mayor

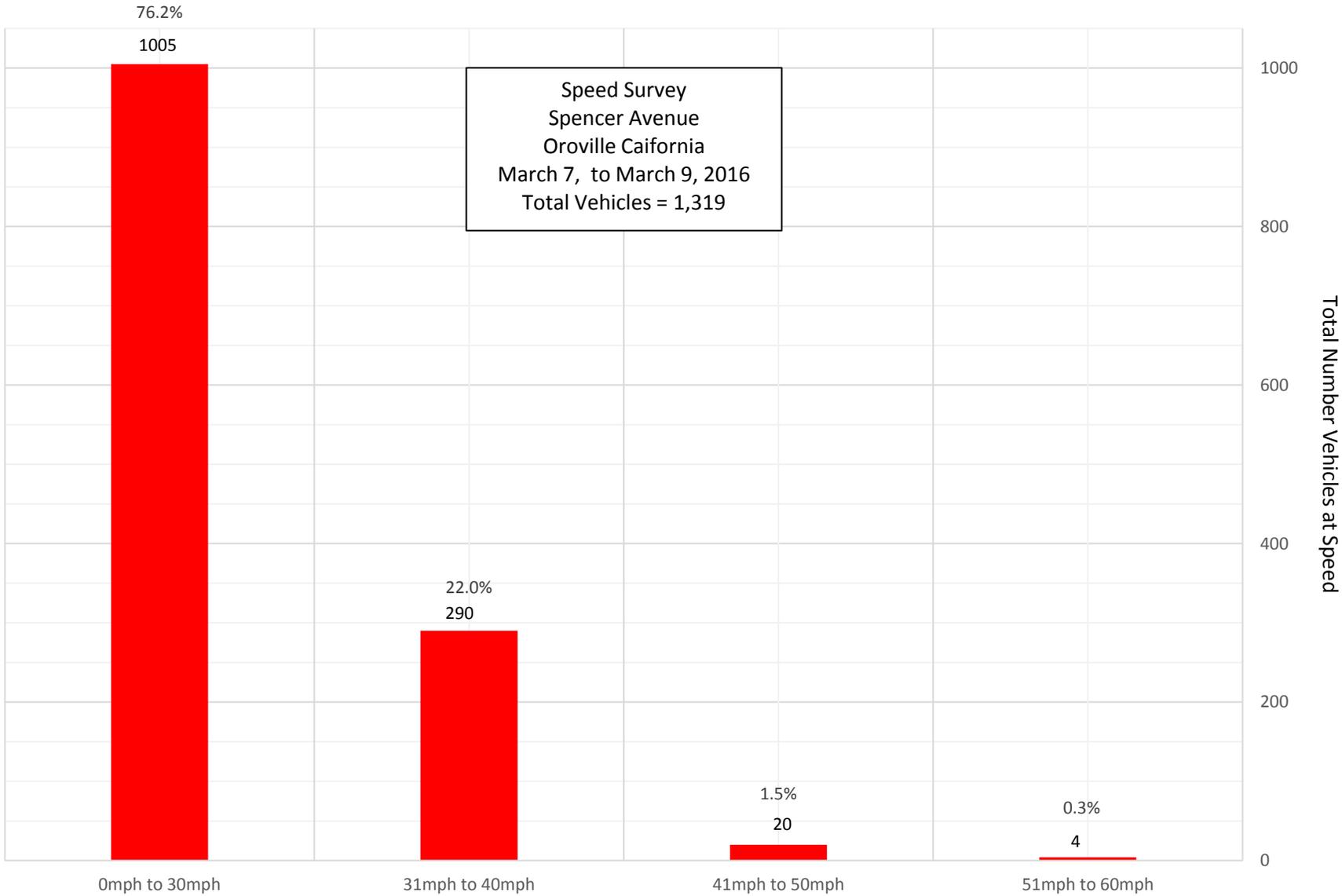
APPROVED AS TO FORM:

ATTEST:

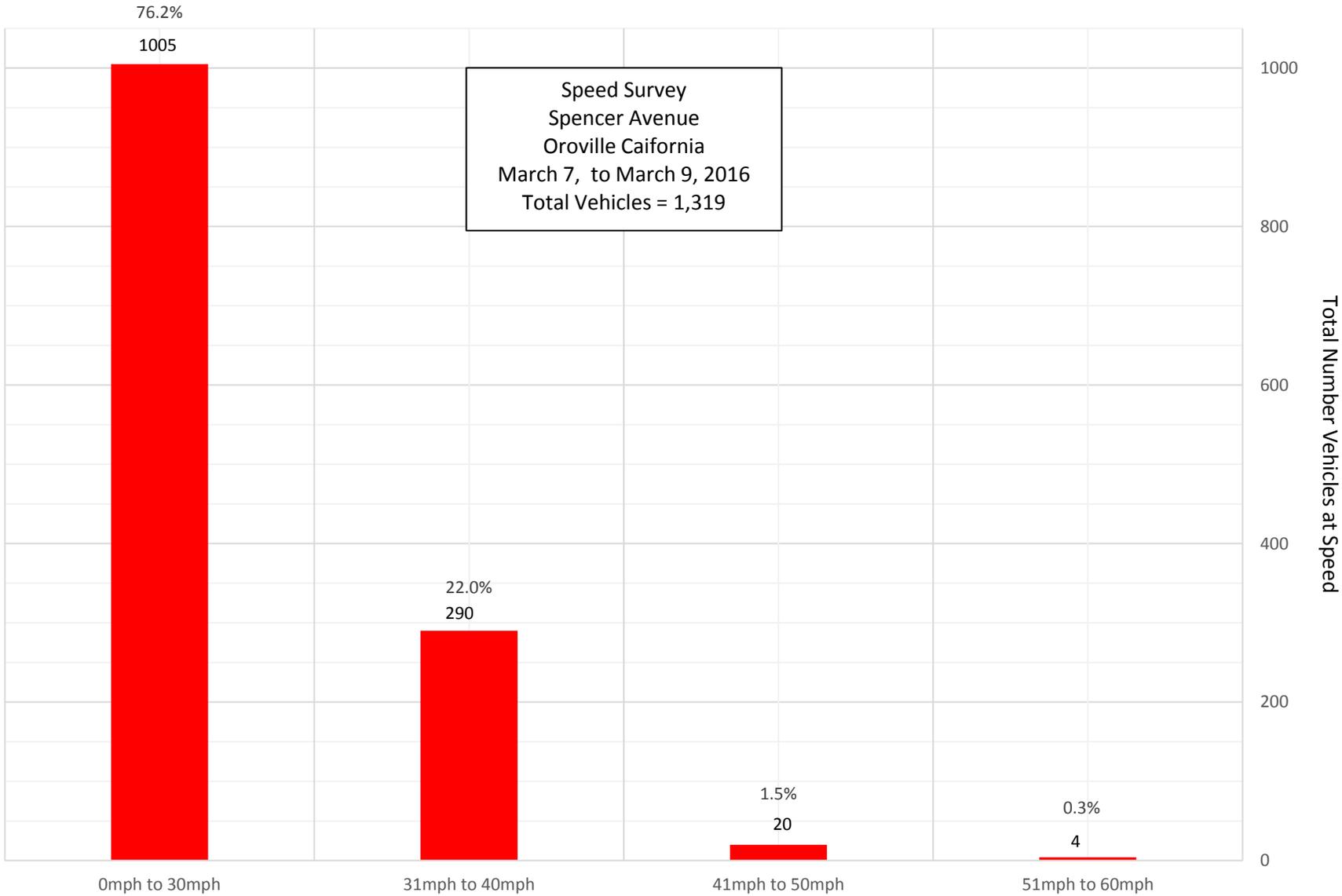
Scott E. Huber, City Attorney

Jamie Hayes, Assistant City Clerk

Speed Survey
Spencer Avenue
Oroville California
March 7, to March 9, 2016
Total Vehicles = 1,319



Speed Survey
Spencer Avenue
Oroville California
March 7, to March 9, 2016
Total Vehicles = 1,319



**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND CITY COUNCIL MEMBERS

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

**RE: JAMBOREE HOUSING CORPORATION FAMILY HOUSING PROJECT:
NATIONAL ENVIRONMENTAL POLICY ACT COMPLIANCE**

DATE: APRIL 5, 2016

SUMMARY

The Council will receive information regarding the \$9,000 expenditure for full compliance with the National Environmental Policy Act (NEPA) of the Affordable Family Housing Project currently being pursued with the assistance of Jamboree Housing Corporation.

DISCUSSION

As part of the Affordable Family Housing Project the City is currently pursuing with the assistance of Jamboree Housing Corporation, federal funds are being pursued as part of the financing package for the project. As a result, compliance with NEPA is warranted. The Council on Environmental Quality Regulations (40 C.F.R. Parts 1500-1508) set the standard for compliance with NEPA, for the purpose of determining if an action has the potential to affect the quality of the human environment. This process results in one of three levels of NEPA analysis. Agencies may, apply a Categorical Exclusion; prepare an Environmental Assessment (EA); or prepare an Environmental Impact Statement (EIS). Staff has determined at that the appropriate level of environmental review is an EA, as required by the U.S. Department of Housing and Urban Development.

The City has submitted a concept proposal for the Affordable Housing and Sustainable Communities (ASHC) Program which was due on March 16th. Notifications of invite to submit a full application will take place the week of April 25th, with full applications due on June 20, 2016. As a result of all NEPA requirements, including noticing, reports, consultation requests, lapse of review and commenting periods, etc., that need to be met for full NEPA compliance if the City were selected for submittal of a full application, R.L. Hastings & Associates have been working on the NEPA environmental review in preparation for submittal of a full AHSC application. The estimated fees for the full environmental review, as indicated by the consultant, are approximately \$9,000.

FISCAL IMPACT

General Fund expenditure of approximately \$9,000, paid to R.L. Hastings & Associates, LLC, for compliance with the National Environmental Policy Act.

Planning	001-7000-1600	\$4,500	(Outside Services – Labor)
Building & Code	001-7000-2990	\$4,500	(Outside Services – Labor)

RECOMMENDATIONS

For informational purposes only.

ATTACHMENTS

None.

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND COUNCIL MEMBERS

**FROM: SCOTT E. HUBER, CITY ATTORNEY
ADMINISTRATION DEPARTMENT**

**RE: REQUEST TO SIGN A REAL PROPERTY WAIVER FOR THE
FINANCING OF A SOLAR ENERGY SYSTEM FOR THE TABLE
MOUNTAIN GOLF CLUB, INC.**

DATE: APRIL 5, 2016

SUMMARY

The Council may consider a Real Property Waiver for the installation of solar equipment, for a cost of up to \$395,000, for the Table Mountain Golf Club, Inc.

DISCUSSION

The Table Mountain Golf Club is looking to install a 174.72 KW solar system with an equipment cost up to \$395,000. The Golf Club would be entering into a financing agreement with Belvedere Equipment Finance Corporation, with a financing term of seven years. Under the financing agreement, the Golf Club would retain ownership of the equipment and be entitled to all tax benefits associated with ownership of the equipment. However, a real property waiver from the City of Oroville, as seen in **Attachment B**, will be required. The Golf Club is requesting the City sign the real property waiver.

FISCAL IMPACT

No fiscal impact.

RECOMMENDATIONS

Adopt Resolution No. 8483 - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A REAL PROPERTY WAIVER FOR THE FINANCING OF A SOLAR ENERGY SYSTEM, FOR A COST OF UP TO \$395,000, FOR THE TABLE MOUNTAIN GOLF CLUB, INC. – (Agreement No. 3172).

ATTACHMENTS

A – Resolution No. 8483
B – Belvedere Equipment Financing Proposal – Agreement No. 3172
C – Financial Analysis

**CITY OF OROVILLE
RESOLUTION NO. 8483**

A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A REAL PROPERTY WAIVER FOR THE FINANCING OF A SOLAR ENERGY SYSTEM, FOR A COST OF UP TO \$395,000, FOR THE TABLE MOUNTAIN GOLF CLUB, INC.

(Agreement No. 3172)

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

1. The Mayor is hereby authorized and directed to execute the Real Property Waiver identified as "Exhibit A" in the Belvedere Equipment Finance Corporation's financing proposal to the Table Mountain Golf Club, Inc. for the installation of solar equipment up to a cost of \$395,000.
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 April 5, 2016, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Linda L. Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Donald Rust, Acting City Clerk

Belvedere Equipment Finance

3220 Blume Drive, Suite 198
Richmond, CA 94806
tel: 415-526-8480
fax: 415-526-8484

February 8, 2016

Bruce Toler
Table Mountain Golf Club, Inc.
2700 Oro Dam Boulevard
Oroville, CA 95965

Dear Mr. Toler:

Belvedere Equipment Finance Corporation is pleased to offer you the following financing proposal:

Secured party:	Belvedere Equipment Finance Corporation or its assignee.
Debtor:	Table Mountain Golf Club, Inc.
Equipment:	Photovoltaic energy system
Equipment cost:	Up to \$395,000
Equipment prime contractor:	CES Electric
Acceptance date:	Debtor will accept the equipment on the date it has been placed in service as evidenced by a permission to operate letter issued by the utility.
Commitment expiration:	Commitment applies only to equipment accepted by November 30, 2016, provided that secured party may extend the commitment, contingent on credit approval by secured party.

Financing commencement date: The commencement date for an item of equipment will be the first day of the month following the month in which equipment is accepted.

Financing term: 84 months.

Payments: 84 payments equal to a percentage of equipment cost as set forth below with the first payment payable on the date the equipment is accepted and remaining payments payable monthly in advance commencing one month after the financing commencement date. Payments will be made electronically using a standard automated clearinghouse payment agreement.

Year	Percent of equipment cost
1	1.3478
2	1.3881
3	1.4291
4	1.4711
5	1.5142
6	1.5580
7	1.6030

Interim interest: Daily interim interest will be charged from the date equipment is accepted until the financing commencement date at a rate equal to the implicit interest rate.

Rate adjustments: The financing payment is based on the 5-year Treasury Note Constant Maturity set forth in the Federal Reserve Statistical Release (TCM) for the month of December, 2015. If the TCM two months prior to the acceptance date for the equipment is higher than the TCM set forth above, the monthly payments shall be recalculated to reflect the change in the index.

Progress payments: At debtor's request, progress payments will be made to Prime Contractor at a 6.25% annual interest rate. Interest will accrue on each progress payment from the date the payment is made until the date the equipment is accepted and will be payable on the acceptance date or, at debtor's option, may be added to the equipment cost, provided that if secured party terminates its obligations hereunder, all progress payments and accrued interest will be immediately payable.

Equipment ownership: Debtor will retain ownership of the equipment and will be entitled to all tax benefits associated with ownership of the equipment. A real property waiver from the City of Oroville in the form shown in Exhibit A will be required.

Financing documentation: The financing will be documented using secured party's standard financing document.

Documentation fees: \$750.00 payable on the date the equipment is accepted.

Transaction expenses: Debtor and secured party shall each pay its own expenses associated with this financing, provided that debtor shall be responsible for any filing fees or UCC search fees incurred with respect to the financing.

Change in debtor's financial position: In the event there is, in secured party's sole opinion, a material adverse change in debtor's financial position prior to the date debtor accepts the equipment under the financing, secured party shall have the right to terminate its obligations hereunder.

Commitment fee: A commitment fee of \$3,950 shall be payable to Belvedere Equipment Finance Corporation upon acceptance of this proposal. This fee will be applied pro rata against debtor's first payment obligations. The fee will be returned to debtor only if secured party's credit committee does not approve this financing on the terms set forth in this proposal.

Security interest: Upon credit approval, debtor grants to secured party authority to file any UCC financing statements or fixture filings necessary to perfect a security interest in equipment covered by this proposal.

Credit approval: This proposal is subject to the final review and approval of secured party's credit committee and consummation of documentation acceptable to secured party.

Expiration date: This proposal expires February 22, 2016 if not signed by debtor prior to that date.

Thank you for the opportunity to present this proposal. Please call me if you have any questions.

Sincerely,

Marjorie Leask
412-889-5521

ACCEPTANCE

I accept the proposal and, upon credit approval, agree to enter into the financing on the terms set forth in the proposal. I have enclosed a commitment fee in the amount of \$3,950, which will be applied as set forth in the proposal.

Table Mountain Golf Club, Inc.

SIGNATURE

NAME

DATE

RECORDING REQUESTED BY
AND
WHEN RECORDED, MAIL TO:

BELVEDERE EQUIPMENT FINANCE CORPORATION
3220 Blume Drive, Suite 198
Richmond, CA 94806
Attention: Documentation Department

(Space Above This Line for Recorder's Use)

Real Property Waiver (lender or landlord)

The undersigned is financially interested in and will be benefited by the financial success of «LesseeName» ("Customer"). As an inducement to «InvestorName» ("Company") now or hereafter to lease to «LesseeName» ("Customer"), or to provide Customer financial accommodation as to, certain property described in Exhibit A attached hereto, all or any portion of which may at any one or more times be located at the realty described in Exhibit B hereto (the "premises"), and for other good and valuable consideration, receipt whereof is hereby acknowledged, Customer does hereby agree, waive and undertake as follows:

1. None of such property shall be or become deemed a part of or an accession or addition to or a fixture on the premises even though such property is installed thereon or in some manner attached thereto; nor shall any of such property be moved from the premises by the undersigned unless Company's written consent to the move has been obtained.
2. The undersigned waives any, and shall acquire no, title to or interest in any of such property by virtue of such installation or attachment. The undersigned further waives any right to seize, or to claim any interest whatsoever in, any of such property on account of any claim or right the undersigned may have against any person, including without limitation, any claim or right the undersigned may have or assert against Customer, by levy or distraint or otherwise.
3. Company may at any time, at its option, subject to the terms of the [Describe Lease] «LeaseNo» dated «LeaseDate» between Company and Customer, enter upon the premises and inspect or remove any of such property at its sole cost and expense, and Company by its acceptance hereof agrees to make such repairs following any such removal to the extent reasonably necessary to restore the premises to its condition immediately prior to such removal.
4. All of the terms and conditions of this waiver shall be binding upon the heirs, devisees, personal representatives, successors, assigns or encumbrancers of the undersigned and shall inure to the benefit of Company, its successors and assigns. As used herein, the undersigned shall include the heirs, devisees, legatees, personal representatives, successors and assigns of the undersigned. If there is more than one undersigned, the term "undersigned" shall be read in the singular and/or plural as the context requires.

Nothing in this Real Property Waiver gives the undersigned any responsibility for payment of Customer's debts.

Executed this _____ day of _____, 20____ at _____.

*

Signature

Name

Title

ATTACH NOTARIAL ACKNOWLEDGEMENT

Solar Finance Analysis for Table Mountain Golf Club

174.72 kw system

THE SYSTEM

System parameters provided by Brighter Solutions / CES

System price	\$385,422
Estimated construction interest	\$9,578
Total price	\$395,000
System size DC (kW)	174.720
1st year output (kwh)	274,000
Annual degradation	0.70%
1st year electricity savings	\$83,500
Annual utility inflation rate	3.00%
Front-end rebate \$ amount	None
Monthly rebate rate	None

SOLAR FINANCING

Based on current cost of funds, subject to change

Financing term	84 months
----------------	-----------

Any front-end rebate, donor contribution, or cash contribution is applied as down payment.

Monthly payments are structured to match utility savings over the financing term.

FINANCIAL SUMMARY

25 year savings	2,771,934
Rebates	None
Donor contributions	None
Down payment	None
Financing payments	(488,758)

Total Benefit \$2,283,175



Financial Highlights

no down payment

positive cash flow over financing term

long-term financial windfall

insurance against electricity cost volatility

CASH FLOW

year	utility savings	donor & rebates	debt payments	balloon payment	cash flow	ending cash
start						
1	83,500		(63,892)		19,608	19,608
2	85,403		(65,795)		19,608	39,216
3	87,349		(67,741)		19,608	58,824
4	89,340		(69,732)		19,608	78,432
5	91,376		(71,768)		19,608	98,041
6	93,459		(73,850)		19,608	117,649
7	95,588		(75,980)		19,608	137,257
8	97,767				97,767	235,024
9	99,995				99,995	335,019
10	102,274				102,274	437,293
11	104,605				104,605	541,897
12	106,989				106,989	648,886
13	109,427				109,427	758,313
14	111,921				111,921	870,234
15	114,471				114,471	984,705
16	117,080				117,080	1,101,785
17	119,748				119,748	1,221,534
18	122,478				122,478	1,344,011
19	125,269				125,269	1,469,280
20	128,124				128,124	1,597,404
21	131,044				131,044	1,728,447
22	134,030				134,030	1,862,478
23	137,085				137,085	1,999,562
24	140,209				140,209	2,139,771
25	143,404				143,404	2,283,175
	2,771,934		(488,758)		2,283,175	

Analysis prepared February 8, 2016 by Belvedere Solar Finance

This analysis has been prepared for the sole use of Table Mountain Golf Club and its financial advisors. Please do not distribute to others without Belvedere's permission
Belvedere makes no representations as to the accuracy of the system projections which were calculated by Brighter Solutions / CES.

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND CITY COUNCIL MEMBERS

**FROM: BOB MARCINIAK, SBF PROGRAM SPECIALIST (530) 538-2518
DONALD RUST, DIRECTOR (530) 538-2433
COMMUNITY DEVELOPMENT DEPARTMENT**

**RE: AUTHORIZATION TO ALLOW THE MAYOR OR VICE MAYOR
TO SIGN SUPPLEMENTAL BENEFITS FUND AGREEMENTS ON
BEHALF OF THE FUND ADMINISTRATOR**

DATE: APRIL 5, 2016

SUMMARY

The Council may consider authorizing the Mayor or Vice Mayor to sign all Supplemental Benefits Fund Agreements on behalf of the Fund Administrator.

DISCUSSION

The City of Oroville is the Fund Administrator for the Supplemental Benefits Fund (SBF) and as such is the legal body designated to “enter into contracts with developers of selected projects; assure compliance with applicable state and federal environmental laws.”

The City approved and executed the Settlement Agreement with the Department of Water Resources (DWR) for the relicensing of the Oroville Dam on March 24, 2006. The Project SBF is included in the Settlement Agreement as Appendix B, and provides funding in the amount of \$61,270,000. The City and DWR agreed that their intent in establishing the Project SBF is to allow the benefits of the Oroville Dam to be extended into the local communities. The City of Oroville is the designated Fund Administrator for the performance of all such administrative duties required to ensure the orderly and efficient operation of the Fund.

The SBF Steering Committee is the authorizing body for grant agreements between applicants and the SBF and as such is the final word on such agreements. In the past grant agreements have been presented to the full City Council for individual resolution approval. The recommendation is made to facilitate timely agreement approvals. Any agreements signed by the Mayor or Vice Mayor will be included in the monthly SBF recap report provided to the City Council.

FISCAL IMPACT

There is no fiscal impact. City activities related to Supplemental Benefits Funding are 100% funded by the SBF.

RECOMMENDATION

Adopt Resolution No. 8481 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR OR VICE MAYOR TO SIGN ALL SUPPLEMENTAL BENEFITS FUND AGREEMENTS ON BEHALF OF THE FUND ADMINISTRATOR.

ATTACHMENTS

Resolution No. 8481

**CITY OF OROVILLE
RESOLUTION NO. 8481**

**A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE MAYOR,
OR THE VICE MAYOR, TO SIGN SUPPLEMENTAL BENEFITS FUND
AGREEMENTS ON BEHALF OF THE FUND ADMINISTRATOR**

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

1. The Mayor or Vice Mayor, acting on behalf of the City of Oroville who is the designated Fund Administrator of the Supplemental Benefits Fund, is hereby authorized and directed to execute agreements for projects approved by the Supplemental Benefits Funds.

PASSED AND ADOPTED by the Oroville City Council at a regular meeting on April 5, 2016, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Linda L. Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Donald Rust, Acting City Clerk

**OROVILLE CITY COUNCIL
STAFF REPORT**

TO: MAYOR AND COUNCIL MEMBERS

**FROM: SCOTT E. HUBER, CITY ATTORNEY
ADMINISTRATION DEPARTMENT**

**RE: AMENDMENT TO EMPLOYMENT AGREEMENTS WITH DONALD
RUST, RUTH WRIGHT AND BILL LAGRONE**

DATE: APRIL 5, 2016

SUMMARY

The Council may consider Amendments to the Employment Agreements with Donald Rust, Ruth Wright and Bill LaGrone.

DISCUSSION

The Employment Agreements with Donald Rust, Community Development Director/ Acting City Administrator, Ruth Wright, Finance Director, and Bill LaGrone, Public Safety Director/Personnel Officer, require annual evaluations. The evaluations were to have occurred on or before December 13, 2015, for Mr. Rust, and on or before November 4, 2015, for Ms. Wright, and on or before November 3, 2015, for Mr. LaGrone. Accordingly, the Council may consider amendments to their respective Employment Agreements.

DONALD RUST

As mentioned above, Mr. Rust was to have received an evaluation on or before December 13, 2015. The evaluation of Mr. Rust was commenced and was finalized by the Council. Mr. Rust received a positive evaluation from the Council. Pursuant to the Employment Agreement between the City and Mr. Rust, certain benefits were to be considered by the Council following a positive evaluation, and modifications to the Agreement are required based upon some of the additional duties taken on by Mr. Rust.

During the prior evaluation period, Mr. Rust has accomplished numerous tasks on behalf of the City, including stabilization of the City's Building, Planning, and Code Enforcement Divisions. Mr. Rust has also served effectively as the City's professional staff member to the Arts Commission, Planning Commission, and as a liaison to the City's various neighborhood and community groups. Mr. Rust has taken on the role of Acting City Administrator. Through his efforts and his service in multiple department head capacities, Mr. Rust has saved the City several hundred thousand dollars in salary and benefit expenses.

RUTH WRIGHT

As mentioned above, Ms. Wright was to have received an evaluation on or before November 4, 2015. The evaluation of Ms. Wright was commenced and was finalized by the Council. Ms. Wright received a positive evaluation from the Council. Pursuant to the Agreement between the City and Ms. Wright, certain benefits were to be considered by the Council following a positive evaluation, and modifications to the Agreement are required.

Ms. Wright has accomplished many significant tasks in the Finance Department during this evaluation period. Those accomplishments include but are not limited to the implementation of "Open Gov". Open Gov is an internet based program that increases the transparency of government accounting by allowing the public to freely search through their local governments revenues and expenditures to see for themselves how and where their tax dollars are being utilized.

During this evaluation period Ms. Wright has released a request for proposal and selected a new accounting software for the Finance Department. The old software was antiquated and did not meet the modern need of a professional accounting department. Ms. Wright has taken this daunting challenge on and moved through the process with minimal setbacks. This new software implementation may be one of the most significant upgrades this City has taken on over the past decade. Ms. Wright has performed at a superior level on such a complicated task.

BILL LAGRONE

As mentioned above, Mr. LaGrone was to have received an evaluation on or before November 3, 2015. The evaluation of Mr. LaGrone was commenced by and was finalized by the Council. Mr. LaGrone received a positive evaluation from the Council.

The Amendments to the Employment Agreements, include a pay scale as required by PERS. Mr. Rust will be brought into this pay scale at step E, Ms. Wright will be brought into this pay scale at Step B, and Mr. LaGrone will be brought onto this pay scale at Step G. The reason for varying levels is due to longevity with the City of Oroville and current pay rate. Each employee was brought onto the pay scale at or near their current pay rate. See attached Amendment for additional details.

FISCAL IMPACT

Total fiscal impact of \$25,986 as follows:

	Salary	Benefits	Total
Director of Public Safety	6,475	3,254	9,729
Acting City Admin/Director of Planning/Comm Svc	6,860	1,695	8,555
Director of Finance	7,529	173	7,702
Total	\$20,864	\$5,122	\$25,986

RECOMMENDATIONS

1. Adopt Resolution No. 8484 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND DONALD RUST – (Agreement No. 1974-6).
2. Adopt Resolution No. 8485 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND RUTH WRIGHT – (Agreement No. 3093-1).
3. Adopt Resolution No. 8486 – A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND BILL LAGRONE – (Agreement No. 1969-7).

ATTACHMENTS

Resolution No. 8484
Agreement No. 1974-6
Resolution No. 8485
Amendment No. 3093-1
Resolution No. 8486
Amendment No. 1969-7

**OROVILLE CITY COUNCIL
RESOLUTION NO. 8485**

**A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND
DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT
AGREEMENT BETWEEN THE CITY OF OROVILLE AND DONALD RUST**

(Agreement No. 1974-6)

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

1. The Mayor is hereby authorized and directed to execute an Amendment to the Employment Agreement between the City of Oroville and Donald Rust. The Amendment 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 April 5, 2016, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Linda L. Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Jamie Hayes, Assistant City Clerk

AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND DONALD RUST

(Agreement No. 1974-6)

This Amendment dated April 5, 2016, is to the Employment Agreement between the City of Oroville ("City") and Donald Rust ("Rust").

In consideration of the terms and conditions herein, the City and Rust agree that the amendment to the agreement is effective April 5, 2016, and shall be amended as follows:

1. SECTION 1 IS REPLACED WITH THE FOLLOWING:

City hereby agrees to employ Rust as the Assistant City Administrator and Director of Community Development of City to perform the functions and duties specified for the positions in the City Charter, Municipal Code of the City, the approved job descriptions and such other legally permissible and proper duties and functions as the Council shall from time to time assign to him. At its sole discretion, the Council may remove the duties of Assistant City Administrator, Public Works Director and/or Parks and Trees responsibilities from Rust by providing him with no less than 60 days' written notice. Rust shall continue to serve as Director of Community Development after the expiration of 60 days following notice by the City to him.

2. SECTION 5(A) IS REPLACED WITH THE FOLLOWING:

A	B	C	D	E	F	G	H
\$111,933	\$117,529	\$123,406	\$129,576	\$136,055	\$142,857	\$150,000	Bonus*

*SSI up to 10% Bonus must be approved by City Council

3. SECTION 5(B) IS DELETED.

4. Conflicts between this Amended Agreement and Agreement No. 1974-5 shall be controlled by this Amendment. All other provisions within Agreement No. 1974-5 shall remain in full force and effect.

This Amendment is approved by the City Council of the City of Oroville at a regular meeting held on April 5, 2016.

CITY OF OROVILLE

DONALD RUST

By: _____
Linda L. Dahlmeier, Mayor

By: _____
Donald Rust, Director of Community

Development

APPROVED AS TO FORM:

By: _____
Scott E. Huber, City Attorney

**OROVILLE CITY COUNCIL
RESOLUTION NO. 8485**

**A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND
DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT
AGREEMENT BETWEEN THE CITY OF OROVILLE AND RUTH WRIGHT**

(Agreement No. 3093-1)

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

1. The Mayor is hereby authorized and directed to execute an Amendment to the Employment Agreement between the City of Oroville and Ruth Wright. The Amendment 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 April 5, 2016, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Linda L. Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Donald Rust, Acting City Clerk

AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND RUTH WRIGHT

(Agreement No. 3093-1)

This Amendment dated April 5, 2016, is to the Employment Agreement between the City of Oroville ("City") and Ruth Wright. ("Wright").

In consideration of the terms and conditions herein, the City and Wright agree that the Amendment to the Agreement is effective April 5, 2016, and shall be amended as follows:

1. SECTION 5 IS REPLACED WITH THE FOLLOWING:

A	B	C	D	E	F	G	H
\$111,933	\$117,529	\$123,406	\$129,576	\$136,055	\$142,857	\$150,000	Bonus*

*SSI up to 10% Bonus must be approved by City Council

2. Conflicts between this Amended Agreement and Agreement No. 3093 shall be controlled by this Amendment. All other provisions within Agreement No. 3093 shall remain in full force and effect.

This Amendment is approved by the City Council of the City of Oroville at a regular meeting held on April 5, 2016.

CITY OF OROVILLE

RUTH WRIGHT

By: _____
Linda L. Dahlmeier, Mayor

By: _____
Ruth Wright, Director of Finance

APPROVED AS TO FORM:

By: _____
Scott E. Huber, City Attorney

**OROVILLE CITY COUNCIL
RESOLUTION NO. 8486**

**A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING AND
DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE EMPLOYMENT
AGREEMENT BETWEEN THE CITY OF OROVILLE AND BILL LAGRONE**

(Agreement No. 1969-7)

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

1. The Mayor is hereby authorized and directed to execute an Amendment to the Employment Agreement between the City of Oroville and Bill La Grone. The Amendment 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 April 5, 2016, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Linda L. Dahlmeier, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Huber, City Attorney

Donlad Rust, Acting City Clerk

AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF OROVILLE AND BILL LAGRONE

(Agreement No. 1969-7)

This Amendment, dated April 5, 2016, is to the Employment Agreement between the City of Oroville (“City”) and Billy F. LaGrone Jr. (“LaGrone”).

In consideration of the terms and conditions herein, the City and LaGrone agree that the amendment to the agreement is effective April 5, 2016, and shall be amended as follows:

1. SECTION 1 IS REPLACED WITH THE FOLLOWING:

City hereby agrees to employ LaGrone as the Public Safety Director and Personnel Officer of the City to perform the functions and duties specified for the positions in the City Charter, Municipal Code of the City, the approved job descriptions and such other legally permissible and proper duties and functions as the Council shall from time to time assign to him. At its sole discretion, the Council may remove the duties of Fire Chief and Personnel Officer responsibilities from LaGrone by providing him with no less than 60 days’ written notice. LaGrone shall continue to serve as Chief of Police after the expiration of 60 days following notice by the City to him.

2. SECTION 5(A) IS REPLACED WITH THE FOLLOWING:

A	B	C	D	E	F	G	H
\$111,933	\$117,529	\$123,406	\$129,576	\$136,055	\$142,857	\$150,000	Bonus*

*SSI up to 10% Bonus must be approved by City Council

3. SECTION 5(B) IS DELETED.

4. Conflicts between this Amended Agreement and Agreement No. 1969-6 shall be controlled by this Amendment. All other provisions within Agreement No. 1969-6 shall remain in full force and effect.

This Amendment is approved by the City Council of the City of Oroville at a regular meeting held on April 5, 2016.

CITY OF OROVILLE

BILL LAGRONE

By: _____
Linda L. Dahlmeier, Mayor

By: _____
Bill LaGrone, Director of Public Safety

APPROVED AS TO FORM:

By: _____
Scott E. Huber, City Attorney

March 18, 2016

TO: STATE, CITY AND LOCAL OFFICIALS

NOTICE OF PACIFIC GAS AND ELECTRIC COMPANY'S REQUEST TO INCREASE YOUR RATES FOR SEISMIC COSTS RELATING TO DIABLO CANYON SEISMIC STUDIES (A.16-02-019)

City of Oroville
MAR 22 2016
Administration

Summary

On February 29, 2016, Pacific Gas and Electric Company (PG&E) submitted an application to the California Public Utilities Commission (CPUC) requesting to increase its electric rates effective January 1, 2017. In this application, PG&E requests approval to recover costs associated with seismic (earthquake) studies performed at Diablo Canyon Power Plant. This application is a review of recorded costs to the Energy Resource Recovery Account (ERRA) from the prior year. In Decision 12-09-008, the CPUC required PG&E to present seismic studies costs in PG&E's annual ERRA compliance review application.

Background

The Diablo Canyon Power Plant (DCPP) seismic studies were conducted in response to both the California Energy Commission's recommendations and Nuclear Regulatory Commission licensing requirements. In previous decisions, the CPUC approved PG&E's proposals for enhanced seismic studies to assess the potential vulnerabilities at DCPP should a major seismic event occur. Although the costs associated with seismic studies are held in the Diablo Canyon Seismic Studies Balancing Account, they are reviewed by the CPUC in the ERRA compliance proceeding. The costs requested in this application represent seismic studies costs that were incurred by PG&E in 2015.

PG&E requests to collect \$6.84 million in rates from customers who receive electric generation as well as transmission and distribution service from PG&E, known as bundled service customers. Rates for customers who purchase electricity from other suppliers (such as direct access and community choice aggregation) and rates for departing load customers will not be affected by these specific costs.

How will PG&E's application affect me?

If this application is approved, electric rates will increase by less than one percent for bundled-service customers effective January 1, 2017. Based on the rates in effect on January 1, 2016, a typical bundled-service customer using 500 kWh per month would see an average bill increase of \$0.05 (or 0.05 percent), from \$97.14 to \$97.19. Actual bill impacts will vary depending on your electricity usage.

How do I find out more about PG&E's proposals?

If you have questions about PG&E's filing, please contact PG&E at **1-800-743-5000**. For TDD/TTY (speech-hearing impaired), call **1-800-652-4712**. Para más detalles llame al **1-800-660-6789** • 詳情請致電 **1-800-893-9555**. If you would like a copy of PG&E's filing and exhibits, please write to PG&E at the address below:

Pacific Gas and Electric Company
2015 ERRA Compliance Review application (A.16-02-019)
P.O. Box 7442
San Francisco, CA 94120

A copy of PG&E's filing and exhibits are also available for review at the CPUC's Central Files Office by appointment only. For more information contact aljcentralfilesid@cpuc.ca.gov or **1-415-703-2045**. PG&E's application (without exhibits) is available on the CPUC's website at www.cpuc.ca.gov/pao.

CPUC process

This application will be assigned to an Administrative Law Judge (Judge) who will determine how to receive evidence and other related documents necessary for the CPUC to establish a record upon which to base its decision. Evidentiary hearings may be held where parties will present their testimony and may be subject to cross-examination by other parties. These evidentiary hearings are open to the public, but only those parties who have requested and been granted "party status" by the Judge in the case can participate.

After considering all proposals and evidence presented during the hearings, the assigned Judge will issue a proposed decision which may adopt PG&E's proposal, modify it or deny it. Any of the five CPUC Commissioners may sponsor an alternate decision. The proposed decision, and any alternate decisions, will be discussed and voted upon at a scheduled CPUC Voting Meeting.

The Office of Ratepayer Advocates (ORA) may review this application. ORA is the independent consumer advocate within the CPUC with a legislative mandate to represent investor-owned utility customers to obtain the lowest possible rate for service consistent with reliable and safe service levels. ORA has a multi-disciplinary staff with expertise in economics, finance, accounting and engineering. For more information about ORA, please call **1-415-703-1584**, email ora@cpuc.ca.gov or visit ORA's website at www.ora.ca.gov.

Stay informed

If you would like to follow this proceeding, or any other issue before the CPUC, you may use the CPUC's free subscription service. Sign up at: <http://subscribecpuc.cpuc.ca.gov/>. If you would like to learn how you can participate in the proceeding, if you have informal comments about the application, or questions about the CPUC processes, you may access the CPUC's Public Advisor Office (PAO) webpage at <http://consumers.cpuc.ca.gov/pao/>.

You may also contact the PAO as follows:

<p>Email: public.advisor@cpuc.ca.gov Mail: CPUC Public Advisor's Office 505 Van Ness Avenue, Room 2103 San Francisco, CA 94102</p>	<p>Call: 1-866-849-8390 (toll-free) or 1-415-703-2074 TTY: 1-866-836-7825 (toll-free) or 1-415-703-5282</p>
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If you are writing or emailing the Public Advisor's Office, please include the proceeding number (2015 ERRA Compliance Review application, A.16-02-019). All comments will be circulated to the Commissioners, the assigned Judge and appropriate CPUC staff, and will become public record.

March 18, 2016

TO: STATE, CITY AND LOCAL OFFICIALS

NOTICE OF PACIFIC GAS AND ELECTRIC COMPANY'S REQUEST TO INCREASE RATES FOR THE 2015 NUCLEAR DECOMMISSIONING COST TRIENNIAL PROCEEDING (A.16-03-006)

Summary

On March 1, 2016, Pacific Gas and Electric Company (PG&E) submitted an application to the California Public Utilities Commission (CPUC) requesting to increase its electric rates for its 2015 Nuclear Decommissioning Triennial Proceeding (NDCTP). In this application, PG&E requests approval to recover costs associated with funding the nuclear decommissioning trusts for the Diablo Canyon Power Plant and Humboldt Bay Power Plant. This application also addresses the amount PG&E's customers are responsible for paying to decommission the nuclear power plants. If approved, PG&E's request would raise electric rates effective January 1, 2017.

What is the NDCTP?

The NDCTP provides the CPUC, and other interested parties, an opportunity to review PG&E's updated nuclear decommissioning cost studies for Humboldt Bay Power Plant Unit 3 (HBPP Unit 3) and Diablo Canyon Units 1 & 2 (Diablo Canyon). The nuclear decommissioning cost studies are detailed estimates of costs associated with decommissioning (tearing down) PG&E's nuclear power plants. The NDCTP also provides the opportunity for review of the associated customer contribution analysis, which determines the annual amount customers, as a whole, will contribute to the nuclear decommissioning trust funds. The contributions made by PG&E customers to the HBPP Unit 3 trust fund will support the ongoing decommissioning activities for the HBPP Unit 3. These contributions will also fund the operations and maintenance (O&M) activities associated with the storage of spent fuel at HBPP Unit 3. Customer contributions to the Diablo Canyon trust fund will pay for the eventual safe and responsible decommissioning of Diablo Canyon. The NDCTP also provides review of PG&E's O&M costs associated with maintaining the existing nuclear license at HBPP Unit 3.

Additionally, the NDCTP provides the CPUC and interested parties the opportunity to review the costs associated with completed nuclear decommissioning activities at HBPP Unit 3 to ensure that those activities costs are accurate.

How will PG&E's application affect me?

PG&E is requesting to reduce rates by \$34.73 million from \$97.654 million to \$62.924 million for the HBPP Unit 3 Trust and \$5.286 million from \$9.779 million to \$4.493 million for HBPP Unit 3 Nuclear Regulatory Commission license O&M costs. Additionally PG&E is requesting to increase rates by \$117.324 million from \$0 to \$117.324 million for the Diablo Canyon Trusts. This will result in an overall increase for PG&E customers.

For 2017, the forecasted electric revenue requirement increase is \$77.308 million from \$107.433 million (2016 authorized) to \$184.741 million (2017 proposed).

If approved, PG&E's request would raise electric rates effective January 1, 2017, for bundled customers who receive electric generation and distribution service from PG&E. For a typical residential customer using 500 kWh per month the rate would increase from \$97.14 to \$97.65, or less than one percent.

How will PG&E's application affect non-bundled customers?

Direct Access (DA) and Community Choice Aggregation (CCA) customers purchase electricity from another provider and receive electric transmission and distribution service from PG&E. The net impact of PG&E's application on DA and CCA customers is \$15.66 million, or an average increase of 1.42 percent.

Departing Load (DL) customers do not receive electric generation, transmission or distribution services from PG&E. However, they are required to pay certain charges as required by law or CPUC decision. The net impact on DL customers 3.16 CCC-0316-5405 is \$2.95 million, or an average increase of 9.25 percent.

How do I find out more about PG&E's proposals?

If you have questions about PG&E's filing, please contact PG&E at **1-800-743-5000**. For TDD/TTY (speech-hearing impaired), call **1-800-652-4712**. Para más detalles llame al **1-800-660-6789** • 詳情請致電 **1-800-893-9555**. If you would like a copy of PG&E's filing and exhibits, please write to PG&E at the address below:

Pacific Gas and Electric Company
2015 NDCTP application (16-03-006)
P.O. Box 7442
San Francisco, CA 94120

A copy of PG&E's filing and exhibits are also available for review at the CPUC's Central Files Office by appointment only. For more information contact aljcentralfilesid@cpuc.ca.gov or **1-415-703-2045**. PG&E's application (without exhibits) is available on the CPUC's website at www.cpuc.ca.gov/pao.



2370 Baldwin Ave.
Oroville, California 95966

March 23, 2016

Tel: (530) 533-0144

Fax: (530)534-5965

Oroville City Council
1735 Montgomery Street
Oroville, Ca 95965

City of Oroville
MAR 30 2016
Administration

To Whom It May Concern:

We attended the "Special Meeting" of the Oroville City Council on March 21, 2016, and truly appreciate the opportunity to express our opinion of Item #2 on the agenda – Ballot Measure for Potential Sales Tax Increase for November 2016 General Municipal Election.

We started our family-owned retail business in Oroville in January of 1979 and have managed to survive, doing business as DeLong's Heritage Heating on Baldwin Avenue in downtown Oroville. We have faced the uphill battle of attracting both local residents and people from other cities in Butte County for much of those 37 years. We are proud to say that with much hard work and competitive products, service, and pricing, we now have many customers who drive to Oroville from outlying areas and cities to purchase the fireplaces, stoves, and accessories we offer. We currently employ two young men with families, providing a good income for them as well as supporting ourselves. Sadly, many small businesses in this city have not met with the same success and much of our beautiful downtown area is vacant and boarded up. Only a handful remain and the money that is spent here is largely at box stores like Walmart, fast food restaurants, gas stations and convenience stores.

. The proposal to increase the sales tax by 1% to fund the Public Safety Department, while a worthy cause to be sure, would put an unfair burden on merchants in Oroville. Out-of-towners and locals as well may simply choose not to shop in Oroville for items like fine jewelry, boutique items, appliances, sporting goods, fireplaces, and solar systems because the sales tax will be the highest in Butte County.

Impressive, but questionable figures were shown about needed funds and how the tax increase would be distributed. However, if more merchants like ourselves cannot remain competitive, 1% of nothing is nothing.

Respectfully,


Stan and Rita DeLong