



SUPPLEMENTAL BENEFITS FUND

STEERING COMMITTEE

REGULAR QUARTERLY MEETING

Oroville City Hall – Council Chambers
1735 Montgomery Street
Oroville, California 95965

OCTOBER 23, 2019

2:00 P.M.

AGENDA

*This meeting may be broadcast remotely via audio and/or video conference at the following addresses:
Cole & Huber, LLP, 2261 Lava Ridge Court, Roseville, CA 95661, (916) 223-3434 Recordings - All meetings are
recorded and broadcast live on cityoforoville.org and YouTube.*

REQUEST TO ADDRESS COMMITTEE

If you would like to address the Steering Committee at this meeting, you are requested to complete the blue speaker request form (located on the wall by the agendas) and hand it to the Assistant Meeting Clerk, who is seated on the right of the Council Chamber. The form assists the Clerk with minute taking and assists the Chair in conducting an orderly meeting. Providing personal information on the form is voluntary. For scheduled agenda items, please submit the form prior to the conclusion of the staff presentation for that item. Committee has established time limitations of two (2) minutes per speaker on all items and an overall time limit of thirty minutes for non-agenda items. If more than 10 speaker cards are submitted for non-agenda items, the time limitation would be reduced to one and a half (1.5) minutes per speaker. If more than 15 speaker cards are submitted for non-agenda items, the first 15 speakers will be randomly selected to speak at the beginning of the meeting, with the remaining speakers given an opportunity at the end. (California Government Code §54954.3(b)). Pursuant to Government Code Section 54954.2, the Committee is prohibited from taking action except for a brief response from the Committee or staff to statements or questions relating to a non-agenda item.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

Committee Members (voting): Kent Fowler, FRRPD, David Pittman (Vice Chairperson), City of Oroville; Chuck Reynolds, City of Oroville; Sonny Brant, FRRPD; Scott Thomson (Chairperson), City of Oroville

Advisory Members (non-voting): Committee Members Eric See, Kevin Dossey (alternate) - DWR; Tim Haines, Michael Melanson (alternate) - SWC, Steve Rothert, Dave Steindorf (alternate) - American Rivers; Mark Grover, Claudia Knaus (alternate) - Chamber of Commerce

HEARING OF INDIVIDUALS ON NON-AGENDA ITEMS

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

CONSENT CALENDAR

1. **APPROVAL OF THE MINUTES OF THE JULY 24, 2019, REGULAR MEETING –**
minutes attached

RECOMMENDATION

Approve the minutes from July 24, 2019

2. **QUARTERLY SBF ADMINISTRATIVE EXPENSES TO THE CITY OF OROVILLE –**
staff report

The Committee may consider approving the cost for SBF Administrative Expenses to the City of Oroville, in the amount of \$20,432.37 covering July 1, 2019 through September 30, 2019.

RECOMMENDATION

Approve the Administrative Expenses from July 2019 through September 2019

PRESENTATIONS/UPDATES

- City of Oroville Chief of Police – Joe Deal
Update on City Council's potential options for improving the quality of life in the City of Oroville regarding potential staffing, programs, policies & procedures to assist with improving those issues.
- 2018 NOFA Updates
Jennifer Beers, Birdcage Theatre
Ray Laager, Upstate Community Enhancement
Robin Zanon, Oroville Downtown Business Association
PJ Shepard, Veterans Memorial Park
Tony Catalano, Feather River Center
Jim Moll, State Theatre Arts Guild
Shawn Rohrbacker, Feather River Recreation & Park District

REGULAR BUSINESS

3. POTENTIAL OPTIONS FOR EVENT COORDINATOR SERVICES

The Committee may provide direction to the Program Specialist on moving forward with Event Coordinator Services for all major community events which include, Wildflower & Nature Festival (April), Feather Fiesta Days (May), Fourth of July (July), Salmon Festival (September) and the Holiday Parade of Lights (December).

RECOMMENDATION

Provide staff with direction

STEERING COMMITTEE ADVISORY MEMBERS AND STAFF COMMENTS

5. DEPARTMENT OF WATER RESOURCES ADVISOR REPORT (Eric See)

6. STATE WATER CONTRACTORS ADVISOR REPORT (Tim Haines)

7. SBF PROGRAM SPECIALIST WRITTEN REPORT (Jordan Daley)

CORRESPONDENCE

- 2017 Delay request letter to FERC
- 2017 DWR letter to FERC
- Chamber of Commerce Advisory Representative to the SBF Committee

SBF CHAIRPERSON CALL FOR AGENDA ITEMS

The SBF Chairperson will request agenda items from the Steering Committee, SBF Advisors, and SBF Staff for the January 22, 2020 Regular Quarterly Meeting.

ADJOURNMENT

The meeting will be adjourned. The next regular quarterly meeting of the Supplemental Benefits Fund Steering Committee will be held on Wednesday, January 22, 2020 at 2:00 p.m.

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

SUPPLEMENTAL BENEFITS FUND STEERING COMMITTEE



July 24, 2019 – REGULAR MEETING

Note: the following minutes provide a succinct recap of actions taken at the meeting. A complete recorded transcript is available by contacting the SBF Program Specialist at (530) 538-2518 or visiting [www.City of Oroville.org](http://www.CityofOroville.org) (then select) GovernmentSBF Meetings and Agendas. There was not a broadcast remotely via audio and/or video conference to Cole & Huber, LLP, 2261 Lava Ridge Court, Roseville, CA 95661, (916) 223-3434

The agenda for the July 24, 2019, Regular Meeting of the Supplemental Benefits Fund Steering Committee was posted at the front of City Hall and electronically on the City of Oroville website, www.cityoforoville.org on Thursday, July 18, 2019 at 12:06 P.M.

The July 24, 2019, Supplemental Benefits Fund Steering Committee Regular Meeting was called to order by Chairperson Scott Thomson at 2:01 P.M.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chairperson, Scott Thomson.
Introduction of new Steering Committee Member, Sonny Brant who was appointed by Feather River Recreation and Park District on July 23, 2019.

ROLL CALL

Present: Voting Committee Members: SBF Chairperson Scott Thomson, City of Oroville; Committee Members, Kent Fowler, FRRPD; David Pittman, City of Oroville; Vice Chairperson, Sonny Brant, FRRPD, Chuck Reynolds, City of Oroville

Absent Voting Committee Members: none

Present Advisory Committee Members (non-voting): DWR - Eric See; Oroville Area Chamber of Commerce - Kevin Zeitler, American Rivers – Dave Steindorf (alternate) State Water Contractors – Tim Haines

Absent Advisory Committee Members (non-voting): American Rivers – Steve Rothert, Michael Melanson (alternate)

Others Present:

Bill LaGrone, SBF Fund Administrator
Jordan Daley, SBF Program Specialist
Jackie Glover, Recording Clerk

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

Rich Riggs: Feather River Center, 2018 NOFA Grant Update

CONSENT CALENDAR

1. **APPROVAL OF THE MINUTES OF THE APRIL 24, 2019, REGULAR MEETING –**
minutes attached

RECOMMENDATION

Approve the minutes from April 24, 2019

2. **REIMBURSEMENT TO THE CITY OF OROVILLE FOR ADMINISTRATIVE EXPENSES –** staff report

The Committee may consider a request for reimbursement to the City of Oroville, in the amount of \$24,185.57 covering April 1, 2019 through June 30, 2019 for SBF Administrative Expenses.

RECOMMENDATION

Approve the Administrative Expenses from April 2019 through June 2019

3. **THE COMMITTEE WILL RECEIVE INFORMATION REGARDING THE PURCHASE OF TEN (10) SPECIAL EVENT BARRICADES –**staff report

RECOMMENDATION

Approve the purchase of ten (10) barricades

After discussion of the Consent Calendar. A motion to approve the Consent Calendar was made by Committee Member Reynolds and seconded by Vice Chairperson Pittman.

The motion passed by the following vote:

Ayes: Committee Members, Reynolds, Carter, and Fowler, Vice Chairperson Pittman and Chairperson Thomson.
Noes: None
Abstain: None
Absent: None

PRESENTATIONS/UPDATES

- Department of Water Resources -Eric See (PowerPoint attached)
Oroville City Council directed staff to open the discussion with DWR to potentially release additional funds to the SBF while the FERC 2100 license is pending.

After discussion Chairperson Thompson volunteered Dave Steindorf, from American Whitewater to coordinate the effort to put together a coalition of stakeholders to urge FERC to issue the license by a joint letter on behalf of the SBF

- 2018 NOFA Update -Jordan Daley (verbal report)
 - Birdcage
 - Upstate Community Enhancement
 - Oroville Downtown Business Association
 - Veterans Memorial Park
 - Feather River Center
 - State Theatre Arts Guild
 - Feather River Recreation & Park District

HEARING OF INDIVIDUALS ON AGENDA ITEMS

REGULAR BUSINESS

STEERING COMMITTEE ADVISORY MEMBERS AND STAFF COMMENTS

10. **DEPARTMENT OF WATER RESOURCES ADVISOR REPORT (Eric See)** a PowerPoint presentation was made and is attached to these minutes.
11. **STATE WATER CONTRACTORS ADVISOR REPORT (Tim Haines)** Mr. Haines had nothing to report.
12. **SBF PROGRAM SPECIALIST WRITTEN REPORT (Jordan Daley)**

Kevin Zeitler announced he would be stepping down as the non-voting member for the Oroville Area Chamber of Commerce. Mark Grover will be filling the vacant position; a formal letter will be included as correspondence at the next SBF Meeting.

CORRESPONDENCE

Vice Chairperson Pittman gave an update on the successful 4th of July fireworks display and an update on the meeting with Assemblyman Gallagher out at the Feather River Center.

SBF CHAIRPERSON CALL FOR AGENDA ITEMS

The SBF Chairperson will request agenda items from the Steering Committee, SBF Advisors, and SBF staff for the October 23, 2019, Regular Quarterly Meeting of the SBF.

Vice Chairperson Pittman called for a Park Security Discussion.
Encouraging the discussion of ideas, techniques, enforcement policies and examples to improve area
Park security throughout the Oroville area.

ADJOURNMENT

The meeting was adjourned at 2:51 P.M.

The next regular Quarterly Meeting of the Supplemental Benefits Fund Steering Committee will be held
on Wednesday, October 23, 2019 starting at 2:00 P.M. in the Council Chambers of the City of Oroville.

Scott Thomson, Chairperson

Attachments:

1. PowerPoint presented by Eric See, DWR

**SUPPLEMENTAL BENEFITS FUND STEERING COMMITTEE
STAFF REPORT**

TO: SBF CHAIRPERSON AND COMMITTEE MEMBERS

**FROM: JORDAN DALEY, SBF PROGRAM SPECIALIST
BILL LAGRONE, SBF FUND ADMINISTRATOR**

**RE: QUARTERLY SBF ADMINISTRATIVE EXPENSES TO THE CITY
OF OROVILLE**

DATE: OCTOBER 23, 2019

SUMMARY

The City of Oroville, as SBF Fund Administrator, processed SBF administration expenses in the amount of \$20,432.37 for July, August and September 2019. These expenses are within the approved SBF 2019-2020 budget.

DISCUSSION

The expenses are within the guidelines of Contract # 460007302, Exhibit A, Attachment 1, Page 10 "...administrative duties include, but are not limited to, activities associated with management of the Fund." The amount of \$18,357.11 represents actual expenses verified against City of Oroville Sungard electronic financial system charges from July, August and September 2019.

FISCAL IMPACT

Reduces previously approved 2019-2020 Administrative Budget of \$98,000 by \$20,432.37 with \$77,567.63 remaining until June 30, 2020.

RECOMMENDATION

This report is informational only.

ATTACHMENTS

Analysis of Administrative Expenses
Budget to Actual Expenses Analysis

**Supplemental Benefits Fund (SBF)
Analysis of Administrative Expenses
1st Quarter Fiscal Year 2019-2020**

	<u>July</u>	<u>August</u>	<u>September</u>
Revenues			
DWR	\$ -	\$ -	\$ -
Interest	-	-	15,438.09
Total Revenues	<u>-</u>	<u>-</u>	<u>15,438.09</u>
Expenses			
Program Specialist Salary and Benefits	4,421.60	9,184.51	6,789.04
Postage Due/FedEX			
Office Supplies	16.76		
Postage/Xerox			
Meeting Expenses			
Transcription Services			
Travel			
Printing	11.60	3.20	
Legal			
Medical/Physical			
Advertising/Legal Notices			
Training Expense			
Use of City vehicle			
Telecommunication expense		5.66	
Credit: Fees collected for records search			
Total Expenses	<u>\$ 4,449.96</u>	<u>\$ 9,193.37</u>	<u>\$ 6,789.04</u>

**Supplemental Benefits Fund (SBF)
Budget to Actual Expense Analysis
1st Quarter Fiscal Year 2019-2020**

<u>Month</u>	<u>Year</u>	<u>Budget</u>	<u>Actual</u>	<u>Budget Variance</u>
July	2019	8,166.66	(4,449.96)	3,716.70
August	2019	8,166.66	(9,193.37)	(1,026.71)
September	2019	8,166.66	(6,789.04)	1,377.62
October	2019	8,166.66		
November	2019	8,166.66		
December	2019	8,166.66		
January	2020	8,166.66		
February	2020	8,166.66		
March	2020	8,166.66		
April	2020	8,166.66		
May	2020	8,166.66		
June	2020	8,166.74		
Totals:		<u><u>98,000.00</u></u>	<u><u>(20,432.37)</u></u>	<u><u>4,067.61</u></u>

Administrative Expenses* 1 Year Budget: \$98,000.00

**SUPPLEMENTAL BENEFITS FUND STEERING COMMITTEE
STAFF REPORT**

TO: SBF CHAIRPERSON & COMMITTEE MEMBERS

**FROM: BILL LAGRONE, SBF FUND ADMINISTRATOR
JORDAN DALEY, SBF PROGRAM SPECIALIST**

RE: POTENTIAL OPTIONS FOR EVENT COORDINATOR SERVICES

DATE: OCTOBER 23, 2019

SUMMARY

The Committee may provide direction to the Program Specialist regarding the Event Coordinator Services for all major community events which include, Wildflower & Nature Festival (April), Feather Fiesta Days (May), Fourth of July (July), Salmon Festival (September) and the Holiday Parade of Lights (December). The Event Coordinator Services has been previously provided by a contract with Upstate Community Enhancement Foundation.

BACKGROUND

In 2011, it was recognized that having a paid Event Coordinator provided the nucleus to coordinate major community events which include, Wildflower & Nature Festival (April), Feather Fiesta Days (May), Fourth of July (July), Salmon Festival (September) and the Holiday Parade of Lights (December). The operations of the five major events are mostly comprised of volunteers from local organizations, service clubs and government. The Event Coordinator is, the clearing house of activities including documenting and planning meetings, soliciting advertising funds, placing event insurance, controlling permitting and being the contractual agent for advertising placement, event rentals and other matters related to each event.

Upstate Community Enhancement Foundation (UCEF) has been the Event Coordinator since 2011. Each of the events has grown during this time with increased attendance, creative approaches to media publications and new interesting elements attracting out of town visitors but keeping the "small town" atmosphere that the community desires. UCEF has done an outstanding job in fulfilling the parameters of the contract, providing documentation of all planning meetings and final reports of each event. They work well with the various agencies and the countless volunteers that come together for each of the events. Unfortunately, UCEF has advised us that they are not interested in renewing their Event Coordination contract in which expires on December 31, 2020.

Funding for the Event Coordinator position fits within, one or more, of the intent of the Marketing/Community Benefit Fund, as outlined in the Regional Fund Strategic Plan (RFSP).

Pro-active steps to take prior to the expiration of the contract with UCEF may include preparing a Request for Proposal (RFP) for an Event Coordinator; discussing options with the Oroville Area Chamber of Commerce or Oroville Downtown Business Association about picking up the responsibilities or letting the UCEF contract expire with no action. If an RFP is issued it would be essential that a transition with UCEF occur.

FISCAL IMPACT

None

RECOMMENDATION

Provide direction to staff.

ATTACHMENTS

Email from Upstate Community Enhancement Foundation

Jordan Daley

From: raylaager@juno.com
Sent: Wednesday, October 16, 2019 9:36 AM
To: Jordan Daley
Subject: Event Coordinator position

Hi Jordan,

Since 2010 Upstate Community Enhancement Foundation (UCEF) has been in contract with the Supplemental Benefit Fund to provide Event Coordination services for Feather Fiesta Days, Oroville Fireworks, the Salmon Festival, Parade of Lights and, later added the Wildflower and Nature Festival. Our current contract will expire at midnight on 12/31/2020.

At this time UCEF does not plan on reapplying for the contract outlined above.

After many years and events, I do, however, have some observations and suggestions on how to possibly re-construct the contract - making it efficient and effective.

I would be happy to meet with you and other principals from the SBF to discuss the possibilities.

Please let me know know if you need any additional information

Thank You,.

Ray Laager

UCEF

**SUPPLEMENTAL BENEFITS FUND STEERING COMMITTEE
STAFF REPORT**

TO: SBF CHAIRPERSON & COMMITTEE MEMBERS

FROM: JORDAN DALEY, SBF PROGRAM SPECIALIST

RE: SBF UPDATE (JULY, AUGUST, SEPTEMBER 2019)

DATE: OCTOBER 23, 2019

1. SBF FINANCIAL SUMMARY

The SBF currently has \$2,702,062.10 on deposit with the City of Oroville and \$235,000.00 with DWR. Commitments of \$2,160,972.20, \$200,000 in a Revolving Loan Fund leaving \$341,089.90 as a reserve. A spreadsheet detailing NOFA's, Administrative Grants, Matching Funds, and Administrative Expenses is attached.

2. SBF PROGRAM SPECIALIST SUMMARY OF ACTIVITIES:

- **July 2019:** Regular Meeting was held July 24th, Steering Committee approved the request to purchase barricades for upcoming events The Committee volunteered Dave Steindorf, from American Whitewater to coordinate the effort to put together a coalition of stakeholders to urge FERC to issue the license by a joint letter on behalf of the SBF. Marciniak Consulting was changed to an "as needed" basis by the Interim City Administrator.
- **August 2019:** Followed up with all 2018 NOFA applicants on project progress. legal research; attending meetings; process of payment reimbursements; filing; correspondence & email. Marciniak Consulting was changed to an "as needed" basis by the Interim City Administrator
- **September 2019:** Steering Committee Meeting preparation; legal research; attending meetings; process of payment reimbursements; filing; correspondence & email. Followed up with. Marciniak Consulting was changed to an "as needed" basis by the Interim City Administrator.

3. AD HOC COMMITTEE UPDATES:

- **Update:** ad Hoc Feather River Conceptual Plan: No recent committee meeting.
- **Update:** ad Hoc Aquatic Committee: No recent committee meeting.
- **Update:** ad Hoc Safety Patrol Committee: No recent committee meeting.



DWR	Released
\$3,000,000.00	9/26/2002
\$2,200,000.00	3/9/2006
\$1,935,000.00	7/21/2006
\$100,000.00	(December)
\$100,000.00	(January)
\$100,000.00	(January)
\$100,000.00	(January)
\$100,000.00	(January)
\$100,000.00	(January)
\$100,000.00	(January)
\$3,000,000.00	06/15/2017
\$8,629.62	(10/31/2017)
\$100,000.00	03/06/2018
\$31,553.65	06/30/2018
\$100,000.00	01/14/2019
\$32,814.49	(12/31/2018)
\$5,907,997.76	

SBF Fund Reconciliation	Released
2002 Direct to FRRPD for Riverbend Park	
2006 Direct to FRRPD for Riverbend Park	
2006 Contract Amount	
2011 2011 DWR Release	
2012 2012 DWR Release	
2013 2013 DWR Release	
2014 2014 DWR Release	
2015 2015 DWR Release	
2016 2016 DWR Release	
2017 2017 DWR Release	
2017 2017 DWR Special Advance Release	
2017 2017 Interest earned as of 10/31/2017	
2018 2018 DWR Release	
2018 Interest from 11/01/2017 to 06/30/2018	
2019 2019 DWR Release	
2019 Interest from 07/01/2018 to 12/31/2018	
2019 Total Contract & Interest to date:	

Fund Commitments	Funded	Status	Committed	Not Committed	Total
2018 Administrative allocation to Marciniak Consulting Services	-27,557.50	Open	-2,442.50		-30,000.00
2019 Event Coordinator (USCEF)(2019-2020)	-13,500.00	Open	-38,000.00		-51,500.00
2018 STAGE NOFA Approval	-429,360.33	Open	-209,139.67		-638,500.00
2018 FRRPD NOFA/ Nelson Pool		Open	-750,000.00		-750,000.00
2018 FRRPD NOFA/ Bradfreeman Trail		Open	-260,760.00		-260,760.00
2018 Veterans Memorial NOFA		Open	-92,098.00		-92,098.00
2018 Upstate Community NOFA Marketing	-9,366.49	Open	-15,633.51		-25,000.00
2018 Birdcage Theatre NOFA Marketing	-14,178.44	Open	-10,821.56		-25,000.00
2018 ODBA NOFA Marketing	-9,138.47	Open	-32,361.53		-41,500.00
2018 STAGE NOFA Approval (pending contract)		Open	-375,000.00		-375,000.00
2018 Feather River Center	-57,816.90	Open	-242,183.10		-300,000.00
2019 SBF Administrative Budget (07/01/2019 to 06/30/2020)	-18,357.11	Open	-79,642.89		-98,000.00
2019 Allocation to the Oroville Area Chamber of Commerce	-10,910.00	Open	-49,090.00		-60,000.00
2019 Water Barricades for mayor events		Open	-3,799.44		-3,799.44
2019 Revolving Loan Fund Allocation 4.24.19		Open		200,000.00	
2019 Reserve Fund 4.24.19 (Not Committed)		Open		150,000.00	
Sub totals/excluding Riverbend Park:	-(Funded)		(Committed)	(Not Committed)	
	-590,185.24		-2,160,972.20	350,000.00	-2,751,157.44

FUNDS ON DEPOSIT:
At DWR 235,000.00

RECAP:	
Total Funds at City	\$2,702,062.10
Committed	-\$2,160,972.20
Reserve (established 07/25/2018)	-\$150,000.00
Revolving Loan Fund (established 07/25/2018)	-\$200,000.00
Total/Contract/to date:	\$191,089.90

UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION

In the Matter of) August 8, 2017
)
State of California)
Department of Water Resources) Project No. 2100
)
New Major License)
Oroville Division, State Water Facilities)
“Oroville Facilities”)

**COMMENTS ON PENDING LICENSE ISSUANCE
BY**

Assemblyman James Gallagher, Senator Jim Nielsen, Oroville Chamber of Commerce, Oroville Recreation Advisory Committee, Town of Paradise, American Whitewater, Oroville Downtown Business Association, Citizens for Fair and Equitable Recreation, Feather River Low Flow Alliance, Oroville Rotary Club, Lake Oroville Bicyclists Organization, Butte County, Sutter County, City of Marysville, City of Gridley, City of Wheatland, City of Yuba City, City of Live Oak, Norcal Fishing Guides and Sportsmen’s Association, California Sportfishing Protection Alliance, Friends of the River, Yuba-Sutter Chamber of Commerce, Yuba-Sutter Economic Development Corp., Oroville Association of Realtors, Sutter-Yuba Association of Realtors, Sacramento Valley Landowners’ Association, Yuba-Sutter Farm Bureau, Live Oak District Chamber of Commerce, South Yuba Citizens League, AquAlliance, Christopher Tellis, Victoria Smith, Janet Goodson, Linda Draper, Plumbers, Pipefitters and HVAC LU228, City of Biggs.

Ms. Kimberley Bose, Secretary
Federal Energy Regulatory Commission
Via e-mail

Dear Ms. Bose:

The undersigned Alternative Licensing Process settling parties, entities and Intervenors in the above referenced matter, respectfully submit the following comments concerning the reconstruction of Oroville Dam and the pending issuance of the new project license for the Oroville Facilities, FERC No. 2100.

SUMMARY OF THE COMMENTS

On February 9, 2017 the flood control outlet (FCO) spillway at Oroville Dam collapsed and failed while releasing water at a fraction of its capacity. This ultimately led to the use of the emergency spillway which also nearly failed due to cutback erosion moving quickly toward the ogee weir, and ultimately necessitating the evacuation of approximately 188,000 people in Oroville and downstream communities such as Intervenor Sutter County and the City of Yuba City. Reconstruction at the Oroville Facilities is underway. This incident and reconstruction effort comes late in the relicensing of Project No. 2100. As a result of the incident, licensing issues that were expected or could have been made by the Commission's Office of Energy Projects in relicensing are being made by the Commission's Division of Dam Safety and Inspections in a largely CEII reconstruction effort.

The undersigned entities, many of whom are parties to the licensing proceeding, and some of whom were settling parties in the Alternative Licensing Process, request that the Commission delay relicensing until the parties and the licensee can better understand the causes of this incident and how it may change the underlying assumptions of the pending license. A Board of Consultants and Forensic Team have been tasked by FERC with determining the cause of the spillway collapse and informing the reconstruction effort. The work of the Board of Consultants and Forensic Team has not yet been completed. Until this work is completed and reviewed by the licensee and undersigned entities, it is impossible to understand the full breadth of what is being relicensed.

Before issuing the new project license for Project No. 2100, the Commission must resolve key matters highlighted by the spillway incident and raised by some of the undersigned entities during the relicensing process. The Commission, local entities and other relicensing participants should understand the project being relicensed, how the facility will be put back into a proper and safe function, how damages will be compensated and impacts addressed, and whether the Commission's analysis and preferred alternative need to be reassessed in light of the changed conditions at the Oroville Dam complex and the downstream levees and conveyance facilities.

BACKGROUND

Butte County is the host community for the Department of Water Resources' (DWR) Oroville Facilities Project on the Feather River (Project no. 2100), with 762 megawatts of hydroelectric generation capacity. Project no. 2100 covers 41,000 acres and is wholly located within the unincorporated area of Butte County. Butte County is a primary service provider to Project no. 2100 providing a broad range of "first responder" and other government services. These services include roads, traffic control, law enforcement, fire protection and rescue, and the communication systems relied on by Project no. 2100, its employees, and the many recreational visitors to Project no. 2100.

Butte County participated in the multi-year Alternative Licensing Process. Butte County is a party to the proceeding. In its Motion to Intervene on April 21, 2005, Butte County stated: "Butte County will be directly affected by many of the environmental, economic, power

allocation, socioeconomic and recreation facility issues associated with this Project.”¹ On April 22, 2005, Butte County filed a “Motion of Butte County, California for Order Requiring Conduct of Socio-Economic Impact Studies,” which argued that DWR’s socio-economic analysis in its Preliminary Draft Environmental Assessment was “only 12 pages long” and “wholly inadequate to support a license application or order.”²

The spillways that failed on or about February 9, 2017 had the very real potential to cause the deaths of thousands of Butte County’s 230,000 residents. The crisis also damaged roads and caused flooding along the Feather River. The first responder and related services provided by Butte County were stretched to their limits and beyond. As Butte County pointed out in a petition it filed with the Commission on February 15, 2017, Butte County is presently in an untenable position with respect to the requirements of Project no. 2100 for future demands for Butte County’s services and the safety of its residents.³

Friends of the River (FOR), Sierra Club, and the South Yuba River Citizens League (SYRCL) are parties to the Oroville Dam relicensing proceeding.⁴ The primary issue raised by these parties was for the Commission to address the physical deficiencies at the Oroville Dam complex needed to accomplish the operational requirements to conduct (when necessary) floodwater-management surcharge operations over the dam’s emergency/auxiliary spillway. The California Sportfishing Protection Alliance (CSPA) is also an intervenor supporting FOR’s arguments in relation to flood-related facilities modifications.⁵ American Whitewater (AW) intervened as well, citing the FOR *et al.* intervention and recommended that the licensee respond and that the Commission analyze concerns relating to the ungated spillway at Oroville Dam.⁶

In their intervention in the relicensing proceeding, Sutter County, the City of Yuba City, and Levee District 1 (Sutter County *et al.*) asked the Commission for the following:

A relicensing order should be issued, consistent with the Commission’s duty under section 10(a) of the Federal Power Act, which directs the licensee to investigate the adequacy and structural integrity of Oroville Dam’s ungated auxiliary spillway that may currently pose a risk to the Project facilities and downstream levees in Sutter

¹ Motion of County of Butte, California, for Leave to Intervene, Project No. 2100, (filed April 21, 2005). eLibrary no. 20050421-5003 (Butte County Intervention)

² Motion of Butte County, California for Order Requiring Conduct of Socio-Economic Impact Studies, project No. 2100, (filed April 22, 2005), eLibrary no. 20050422-0022, p. 2.

³ Emergency Petition of Butte County, California to Require Licensee to Correct Safety Deficiencies and Establish a Public Safety Program, Project No. 2100-000 (filed February 15, 2017), eLibrary no. 20170215-5102.

⁴ Motion to Intervene of Friends of the River, Sierra Club, South Yuba River Citizen’s League , Project No. 2100-052 (filed Oct. 17, 2005), eLibrary no. 20051017- 5033 (FOR *et al.* Intervention).

⁵ Comments and Motion to Intervene, Draft Environmental Impact for the Oroville Facilities (filed December 19, 2006), eLibrary no. 20061219-5001, p. 3. (CSPA Intervention)

⁶ Motion to Intervene of American Rivers, American Whitewater and Chico Paddleheads (filed march 31, 2006), eLibrary no. 20060331-5090, p. 5 (AW Intervention).

County in the event extreme flood releases are required, as recently experienced in flood release events of 1986 and 1997, and to take all necessary actions to correct any identified deficiencies, in this regard.⁷

FERC's Office of Energy Projects (OEP) issued a Final EIS for the relicensing of the Oroville Facilities on May 27, 2007.⁸ The State Water Quality Control Board, issued water quality certification for the project on December 15, 2010.⁹ The Board did not take up the request of FOR *et al.* that it address water quality problems associated with the use of a hillside rather than a spillway to conduct surcharge operations, although in light of recent events, that decision now seems ill-advised.¹⁰ A Biological Opinion was issued for the project on December 5, 2016.

In February 2017, both Oroville Dam complex spillways experienced significant damage causing a major dam safety incident. The very real possibility of the ogee weir failure and potential for catastrophic flooding resulted in the evacuation of 188,000 residents in the Feather River Basin, including Butte County, Sutter County, Yuba County and the cities of Oroville, Biggs, Gridley, Yuba City, Live Oak, Marysville and Wheatland. Major hillside erosion occurred when the emergency spillway was activated. Subsequent drastic changes in Feather River flows due to managing the crisis led to unprecedented sloughing of riverbanks. All of this combined to cause large-scale water quality and sedimentation issues downstream. The incident gained worldwide attention. On February 13, the Washington D.C. office of Division of Dam Safety and Inspections required DWR to appoint an outside review panel to help guide the Department and the Commission in the reconstruction effort. The letter also ordered the creation of an independent Forensic Team to determine the causes of the spillway failure.¹¹

On April 19, 2017, FOR *et al.*, CSPA, and AW asked the Commission to clarify what decisions of concern to relicensing participants were being made in the apparent Dam Safety reconstruction process, what decisions were being made in the licensing process, and for the Commission to devise a transparent and expeditious process to make these decisions with the involvement of an informed public.¹² State legislators have also emphasized the importance of transparency at oversight hearings following the spillway failures.

⁷ Amended Motion to Intervene of the County of Sutter, the City of Yuba City, and Levee District No. 1 of Sutter County, p. 8, March 4, 2006. (Sutter County *et al.* intervention)

⁸ Federal Energy Regulatory Commission *Final Environmental Impact Statement for the Oroville Facilities Project* Docket No. P-2100-052, May 18, 2007, eLibrary no. 20070518-4001. (FERC Oroville FEIS)

⁹ State of California State Water Resources Control Board Order WQ 2010-0016, Dec. 15, 2010.

¹⁰ Joint comments of Friends of the River, Sierra Club, and South Yuba River Citizens League on Oroville Facilities Relicensing, FERC Project 2100, draft EIR, August 20, 2007.

¹¹ See <https://www.ferc.gov/industries/hydropower/safety/projects/oroville/2-13-17.pdf>; February 13, 2017 Letter from FERC Acting Director of Division of Dam Safety and Inspections David Capka to Acting Director of DWR William Croyle.

¹² FOR, Sierra Club, SYRCL, CSPA, and American Whitewater Request for Clarification and Public Process, Project 2100, April 19, 2017, eLibrary no. 20170419-5231 (FOR *et al.* April 2017 request).

To date, the Commission has not clarified these issues. The reconstruction phase has begun.¹³ There is no evidence that DWR or the Division of Safety of Dams and Inspections supports or intends to build a complete emergency/auxiliary spillway not subject to major hillside erosion if used. The license has not been issued.

COMMENTS

At this writing, the reconstruction plan appears to envision construction through at least 2017 and 2018, in addition to emergency work already completed.¹⁴ This redesign and reconstruction will result in a physically different project than the project proposed in the license application and analyzed as the Commission's preferred alternative in the FEIS for the relicensing of Project no. 2100. The reconstruction effort may also affect other licensing issues, including but not limited to recreation and power generation. However, information regarding the actions that DWR is taking under direction from FERC's Division of Dam Safety and Inspections is classified as Critical Energy Infrastructure Information (CEII) and thus has limited public availability. In addition, events in 2017 have conclusively demonstrated that some of the assumptions that the Commission and licensing participants made during relicensing were unfounded, most notably that the project's "emergency spillway" was a viable flood release infrastructure.¹⁵

¹³ "Reconstruction begins at Oroville Dam. Will it be different this time?" Sacramento Bee, May 24, 2017. <http://www.sacbee.com/news/state/california/water-and-drought/article152381522.html>

¹⁴ <http://www.capradio.org/articles/2017/05/24/oroville-spillway-repair-project-moves-into-heavy-construction-phase/>

¹⁵ The susceptibility of the hillside to erosion, as noted in FOR *et al.* April 2017 request filing group and Sutter County *et al.* filings with the Commission and the State Water Resources Control Board (SWRCB), can cause downstream water-quality problems, disrupt project operations, and damage project works and lands. Although the reality of FOR *et al.*/Sutter County *et al.* concerns are apparent now, in 2005, FERC staff was dismissive. According the FERC San Francisco regional office (SFRO) of its Division of Safety of Dams, "Emergency spillway flows would flow down a channel consisting of soil, bushes, and trees covering bedrock. Erosion of one to four feet of soil cover, and debris flow including bushes, and trees would occur during a large release in the emergency spillway." Erosion of an order of magnitude or two greater was experienced at the main spillway break in 2017. Judging from the vegetation cover, there is little reason to expect that a significant emergency/auxiliary spillway discharge would not cause similar hillside erosion. But there were more problems. The SFRO limited its analysis to the PMF/spillway design flood (characterizing it as a 350,000 cfs discharge). The SFRO failed to note that use of the auxiliary spillway in a standard project flood (SPF), the flood-control design flood for Oroville Dam, is required in the Army Corps of Engineers (ACE) Oroville Dam Reservoir Regulation Manual, a discharge that would result in a reservoir surcharge of 9.7 feet (charts 16 and 32). The SFRO failed to appreciate that "interim" (in place since Oroville Dam operations began a half a century ago) operations requirements by the Corps would require DWR to limit downstream releases to protect downstream levees by surcharging the reservoir if required. The SFRO failed to consider the operational consequences of operator reluctance to damage the hillside and cause problems with project works and project lands even for events smaller than the SPF. The SFRO failed to consider that the auxiliary spillway might be needed because of operational problems with the main service spillway as just happened in the 2017 Oroville Dam incident. The SFRO accepted DWR's Project Geology Section analysis that the limited

If, for example, hillside discharges from the emergency/auxiliary spillway remain part of the project, the recently demonstrated water quality and operational problems associated with such a decision should expand the zone of project influence and the nature of the proposed new license. In 2017, there were downstream impacts from bank erosion and associated water quality impacts of the initial spillway failure and subsequent discharge operations. Potential impacts that diverse entities raised in comments during relicensing became real. These changes may warrant recirculation of the EIS and potentially the adoption of different decisions. At minimum, the Commission should exercise caution in basing a relicensing order on previous assumptions.

There may even be changes in the Corps of Engineers' Reservoir Regulation Manual for Oroville Dam as have been requested by the Governor of California.¹⁶ While the nature and schedule of such changes are speculative, the manual does describe duties that the Commission-licensed physical structures need to accomplish and thus may have some bearing on the shape of the relicensed project.¹⁷

The Forensic Team tasked with determining the cause of the spillway collapse is still conducting its work. It is our understanding that this work will also inform the reconstruction efforts to ensure that any deficiencies are properly addressed.¹⁸ Until this work is completed, the parties have no way of understanding the full scope of what is being relicensed and whether reconstruction efforts have addressed the problems that may have led to the incident in the first place.

erosion that might be expected from the use of the auxiliary spillway would not “compromise the integrity of the emergency [auxiliary] spillway.” There was no evidence the SFRO conducted an independent investigation. See memo from John Onderdonk, Senior Civil Engineer, San Francisco Regional Office, Division of Dam Safety and Inspections Emergency Spillway Safety Questions related to Intervention Motion, Proj. No. 2100, Letter to John Mudre, FERC Division of Hydropower Licensing, July 27, 2006. (Onderdonk Memo), eLibrary no. 20060801-0158.

¹⁶ See https://www.gov.ca.gov/docs/2.24.17_Letters.pdf; February 24, 2017 Letter from California Natural Resources Secretary John Laird to the Army Corps of Engineers, Bureau of Reclamation, and FEMA.

¹⁷ As an important side note, there was some confusion and controversy in the relicensing proceeding about whether the Corps of Engineers manual required using the emergency/auxiliary spillway to make regulated flood-control (as opposed to dam-safety) releases. However, the FERC Oroville Facilities FEIS accepted our description of the surcharge storage capacity of the reservoir (p. C-19). Moreover, DWR operations staff (Joel Ledesma and John Leahigh) at the May 3 and 15, 2017, DWR Oroville Spillway Incident public meetings conceded that the Corps of Engineers manual requires such operations as described by FOR *et al.*, and at the May 15 meeting John Leahigh encouraged FOR *et al.* to continue to raise the issue of the operational binds that DWR finds itself in as long as use of the emergency/auxiliary spillway involves erosive overland flows.

¹⁸ <https://www.ferc.gov/industries/hydropower/safety/projects/oroville/02-21-17.pdf> February 21, 2017 Letter from FERC Acting Director of Division of Dam Safety and Inspections to DWR Acting Director William Croyle.

Finally, the parties also wish to have adequate time to discuss the implications of the February incident with the licensee and determine what efforts and actions will be taken to address and mitigate damage to Oroville and the downstream communities.

It also may be quite likely that the short turn-arounds in decision-making during reconstruction may make it difficult for the Commission to predict what decisions it wishes to undertake in the current dam-safety “proceeding” and what it wishes to undertake or reconsider in the licensing proceeding.

In the 11 years since the licensee reached an agreement intended to quantify and compensate for such impacts, Oroville and the downstream communities have experienced disappointing and inadequate performance by DWR with regard to the kinds of commitments that agreement memorialized. The issues and questions described above clearly demonstrate that DWR’s commitments will need to be revisited and substantially revised in light of the spillway failures.

CONCLUSION

It is unusual and undesirable for the Commission to relicense major hydroelectric dams with so many unresolved questions and issues. Considerable uncertainties face relicensing participants, the licensee, and the Commission’s dam-safety and relicensing staff. It would be prudent for the Commission to issue a new license only when there is clarity on both the configuration of the project and its potential effects and how the damage from the February incident will be addressed by the licensee.


Relicensing participants expended considerable time and energy during the relicensing of the Oroville Facilities. The events of 2017 have strained relationships between DWR, local communities, and other relicensing participants. DWR has not systematically evaluated the impacts to local communities of the incidents of 2017, and needs to do so. While there have been initial discussions relating to the impacts of spillway failures and appropriate mitigations, more time is needed to fully address these issues and to fully identify and evaluate all impacts of any changes to the relicensed Oroville Facilities. For these reasons, along with deficiencies in the FEIS, we request that FERC delay the issuance of the new license for Project no. 2100.



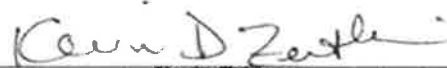
Jim Nielsen
State Senator
Fourth District



James Gallagher
State Assemblyman
Third District



Sandy Linville, PhD
CEO
on behalf of the
Oroville Chamber of Commerce
2006 Settlement Agreement Signing Party



Kevin Zeitler
Chairperson
on behalf of the
Oroville Recreation Advisory Committee (ORAC)
2006 Settlement Agreement Signing Party



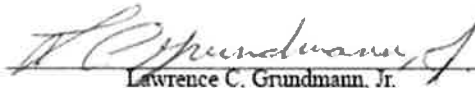
Scott Lotter, Mayor
on behalf of the
Town of Paradise
2006 Settlement Agreement Signing Party



Dave Steindorf
Special Projects Director
on behalf of
American Whitewater
2006 Settlement Agreement Signing Party
Intervening Party to FERC Project No. 2100



Mark Starr
Vice President
on behalf of the
Oroville Downtown Business Association
2006 Settlement Agreement Signing Party



Lawrence C. Grundmann, Jr.
Representative
on behalf of the
Citizens for Fair and Equitable Recreation
2006 Settlement Agreement Signing Party



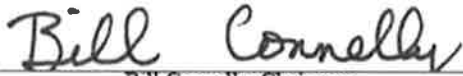
John Allen
Chairman
on behalf of the
Feather River Low Flow Alliance
2006 Settlement Agreement Signing Party



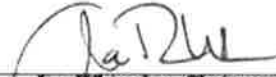
Scott Seymore
President
on behalf of the
Oroville Rotary Club
2006 Settlement Agreement Signing Party



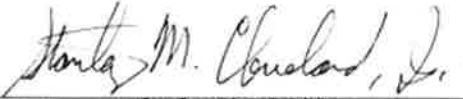
Anna Kastner
President
Lake Oroville Bicyclists Organization (LOBO)
2006 Settlement Agreement Signing Party



Bill Connelly, Chairman
Butte County Board of Supervisors
on behalf of
Butte County
Intervening Party to FERC Project No. 2100



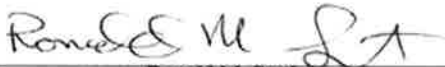
Jim Whiteaker, Chairman
Sutter County Board of Supervisors
on behalf of
Sutter County
Intervening Party to FERC Project No. 2100



Stanley Cleveland Jr.
Mayor
on behalf of the
City of Yuba City
Intervening Party to FERC Project No. 2100



Chris Shutes
FERC Projects Director
on behalf of the
California Sportfishing Protection Alliance
Intervening Party to FERC Project No. 2100



Ronald M. Stork
Policy Director
on behalf of the
Friends of the River
Intervening Party to FERC Project No. 2100



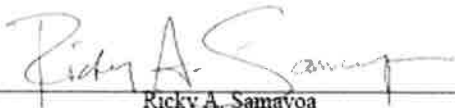
Caleb Dardick
Executive Director
on behalf of the
South Yuba River Citizens League
Intervening Party to FERC Project No. 2100




Janet Goodson
Vice Mayor
City of Oroville



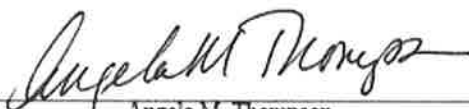
Linda Draper
Council Member
City of Oroville



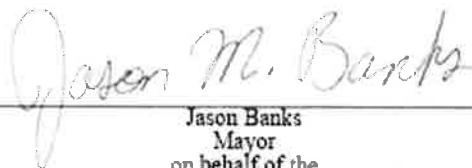
Ricky A. Samayoa
Mayor
on behalf of the
City of Marysville



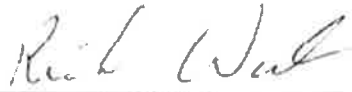
Frank Hall
Mayor
on behalf of the
City of Gridley



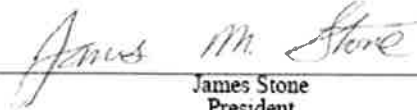
Angela M. Thompson
Mayor
on behalf of the
City of Biggs



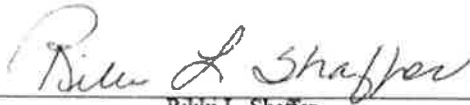
Jason Banks
Mayor
on behalf of the
City of Live Oak



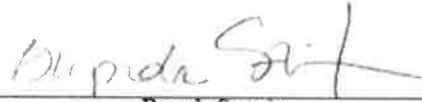
Rick West
Mayor
on behalf of
City of Wheatland



James Stone
President
on behalf of the
Norcal Fishing Guides and Sportmen's Association



Rikki L. Shaffer
CEO
on behalf of the
Yuba - Sutter Chamber of Commerce



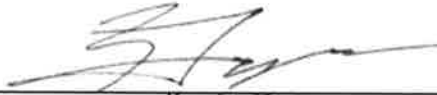
Brynda Stranix
President & COO
on behalf of the
Yuba-Sutter Economic Development Corp.



Randy Chapman
President
Oroville Association of Realtors



Tony Ruiz
Secretary/Treasurer
on behalf of the
Sutter-Yuba Association of Realtors



Brendon Flynn
President
on behalf of the
Sacramento Valley Landowners' Association



Mark Mulliner
Business Manager
on behalf of the
Plumbers, Pipefitters and HVAC LU228



Annette Bertolini
President
on behalf of the
Live Oak District Chamber of Commerce



David J. Burroughs
President
on behalf of the
Yuba-Sutter Farm Bureau



Barbara Vlamis
Executive Director
on behalf of the
AquAlliance



Victoria K. Smith
Director
Feather River Recreation and Parks District

cc:

Director Grant Davis
Department of Water Resources
1416 Ninth Street, Room 1115-1
Sacramento CA 95814
c/o: Janiene.Friend@water.ca.gov

Ted Craddock, Project Manager
Oroville Emergency Recovery - Spillways
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P.O. Box 942836
Sacramento, CA 94236-0001
c/o ted.craddock@water.ca.gov

Sharon Tapia, Chief
Division of Safety of Dams
Department of Water Resources
2200 X Street, Room 200
Sacramento, California 95818

Mr. David E. Capka, P.E.
Director, Division of Dam Safety and Inspections
Federal Energy Regulatory Commission
888 First Street, N.E., Routing Code: PJ-123
Washington, D.C. 20426

Mr. Frank L Blackett
Regional Engineer
Federal Energy Regulatory Commission
100 First Street, Suite 2300
San Francisco, California 94105-3084

Tom Howard
Executive Director
State Water Resources Control Board
P.O. Box 100
Sacramento, CA 95812-0100

DEPARTMENT OF WATER RESOURCES

1416 NINTH STREET, P.O. BOX 942836
SACRAMENTO, CA 94236-0001
(916) 653-5791



December 20, 2017

Honorable Kevin McIntyre
Chairman
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, D.C. 20426

FERC Project No. 2100 – Request for Issuance of New License

Dear Mr. McIntyre:

The purpose of this letter is to respectfully request that the Federal Energy Regulatory Commission (Commission) issue the new license for the continued operation of the California Department of Water Resources' (DWR) Oroville Facilities. This license will allow the state to move forward with \$1 billion in investments for long-sought environmental and recreational improvements for the region—identified in the March 2006 comprehensive Settlement Agreement—including the Lower Feather River Habitat Improvement Plan and extensive recreation improvements included in the 2006 Recreation Management Plan. These improvements include new floating campsites, improved lake and river access, additional trails and boat launch facilities, and more. Fifty-one parties signed the Agreement which balances all the various interests of the parties and addresses water supply, power generation, recreation, and fish and wildlife protection.

The National Marine Fisheries Service issued its final Biological Opinion in December 2016, clearing the way for the Commission to issue the license. Shortly thereafter, however, changes at the Commission left it without a quorum and thus unable to approve the new license. Now, with the quorum restored, the time is ripe for the Commission to act so these important projects can move forward.

These projects are supported by the state and a broad and diverse group of community stakeholders including federal and state resource agencies, local governments, water contractors, tribes, non-governmental organizations, and local residents. While an important purpose of the license is simply to reauthorize the use of the dam for hydroelectric power generation, the benefits of licensure are broader.

Following the wettest January and February in 110 years of hydrologic records, the Oroville spillways sustained major damage earlier this year. Since then, repairing and reconstructing the main flood control spillway in time for the flood control season has been our top priority. Repairs planned for 2017 were successfully completed by the November 1 target date in cooperation with the Commission and the state's Division of Safety of Dams.

Honorable Kevin McIntyre
December 20, 2017
Page 2

Some parties, including some Settlement Agreement signatories, have asked the Commission to delay the new license for hydroelectric power because of the February spillway incident. Respectfully, the relicensing of the hydroelectric facility is separate from the Commission's administration of Part 12D dam safety regulations and, while considerable work remains on the spillway repairs in 2018, DWR is eager to move forward with the new license implementation.

Settlement Agreement parties have worked for more than 11 years to get this license approved and allow the state to move forward with significant work that will benefit the community and the state as a whole. All the environmental clearances, studies and other requirements have been met. The last element needed is a majority vote of the Commission. The application is complete and the Commission can now act on the approval. I respectfully request that the Commission do so.

If you have any questions, please do not hesitate to contact me at (916) 653-7007.

Sincerely,

A handwritten signature in black ink, appearing to be 'Grant Davis', written in a cursive style.

Grant Davis
Director

cc: (See attached list.)

Ms. Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, Northeast
Washington, D.C. 20426

Mr. Frank Blackett
Federal Energy Regulatory Commission
frank.blackett@ferc.gov

Ms. Cindy Messer, Chief Deputy Director
Department of Water Resources
Cindy.Messer@water.ca.gov

Mr. Joel Ledesma, Deputy Director
Department of Water Resources
Joel.Ledesma@water.ca.gov

Mr. Dave Duval, Chief
Department of Water Resources
David.Duval@water.ca.gov

Mr. Eric See, Branch Chief
Department of Water Resources
Eric.See@water.ca.gov

CERTIFICATE OF SERVICE

Pursuant to Rule 2010 of the Rules of Practice and Procedure of the Federal Energy Regulatory Commission, I hereby certify that I have this day caused the foregoing document to be served upon each person designated on the official service list compiled by the Secretary in this proceeding.

Dated at Washington, D.C., this 21st day of December, 2017.

/s/ Mealear Tauch

Mealear Tauch
Van Ness Feldman, LLP
1050 Thomas Jefferson Street, NW
Seventh Floor
Washington, DC 20007-3877



July 22, 2019

Jordan Daley
City of Oroville / Program Specialist
Supplemental Benefits Fund (SBF)
1735 Montgomery Street Oroville, CA 95965
(Direct) 530-538-2518

RE: Chamber of Commerce Advisory Representative to the SBF Committee

Dear Jordan Daley;

This letter is to confirm that the Chamber of Commerce has selected Mark Grover as the non-voting Advisory Representative to the SBF Committee. Mr. Grover's contact information is included below for notification regarding future SBF meetings.

Mark Grover
60 Brookdale Dr.
Oroville, Ca 95966
530-828-9484 - cell
530-534-4047 – work
Markgrover38@gmail.com Mark.grover@featherfallscasino.com

Sincerely,

A handwritten signature in black ink, appearing to read "Eric J. Smith", is written over the typed name.

Eric J. Smith
President & CEO
Oroville Chamber of Commerce