

MINUTES OF REGULAR MEETING, ORLAND CITY COUNCIL, Tuesday February 18, 2014
7:00 p.m.

CALL TO ORDER

Roll Call:

Councilmembers present: Charles Gee, Dennis Hoffman, Bruce Roundy, Vice Mayor Salina Edwards and Mayor Jim Paschall, Sr.

Councilmembers absent: None

Staff present: City Attorney Einhorn, Assistant City Manager/City Clerk Angie Crook and City Manager Pete Carr

Public Comments:

None

Adjourned to Closed Session at 7:01 p.m.

CLOSED SESSION

Closed Session was held regarding Conference with Labor Negotiators; pursuant to Government Code Section: 54957.6; Agency Negotiator(s) City Manager Pete Carr and City Attorney Greg Einhorn: Employee Organization(s) Orland Police Officers Association.

Meeting adjourned to open session at 7:26 p.m.

REPORT FROM CLOSED SESSION

Direction was given to staff.

Meeting reconvened to regular session at 7:30 p.m.

Meeting called to order by Mayor Paschall. Meeting opened with the Pledge of Allegiance.

ROLL CALL

Councilmembers present: Charles Gee, Dennis Hoffman, Bruce Roundy, Vice Mayor Salina Edwards and Mayor Jim Paschall, Sr.

Councilmembers absent: None

Staff present: Chief of Police J.C. Tolle, Grant Administrator Janet Wackerman, City Attorney Greg Einhorn, Assistant City Manager Angie Crook and City Manager Pete Carr

ORAL AND WRITTEN COMMUNICATIONS

Citizen Comments:

None

Commission Appointments:

Arts Commission – Two (2) vacancies to fill one unexpired term through December 31, 2014 and the other unexpired term through December 31, 2016.

Eligible applications received: Jill Elliott, Tonantzin Esquivel and Patricia Turnbull

Vice Mayor Edwards moved, seconded by Bruce Roundy to approve the interview panel's recommendation to appoint Jill Elliott to fill the vacancy with an unexpired term of December 31, 2014 and appoint Patricia Turnbull to fill the vacancy with a term expiring December 31 2016.

Motion carried unanimously with no abstentions.

Mayor Paschall expressed hope that Ms. Esquivel would have opportunities to be involved with the work of the commission. Councilmember Roundy advised the panel invited Ms. Esquivel to be involved with the Art Gallery in the future.

Library Commission – Three (3) vacancies with new terms expiring December 31, 2015. Eligible applications received: Trudy Waldroop, Sandra Jackson & Jan Claire.

City Clerk Crook advised in order for the Library Commission to fulfill its requirement for a majority of members to be city residents, the Council would need to appoint two city residents to the commission. However, after multiple notices were published regarding these vacancies, there was not a sufficient number of city residents which had applied. City Clerk Crook recommended that Council move forward and consider appointing the applicants which have applied to serve on the Library Commission. Council discussed the ordinance which specifies a majority of city residents are to serve on a commission. City Attorney advised the City had done its due diligence in trying to seek applications from city residents, therefore, may provide an exception to the ordinance in order to provide a fully seated commission. Councilmember Roundy felt the process should be followed and interviews be held for those that applied.

Councilmember Gee moved, seconded by Vice Mayor Edwards to appoint Trudy Waldroop, Sandra Jackson and Jan Claire to the Library Commission with terms to expire December 31, 2016. Motion carried 3-2 with Councilmembers Roundy and Hoffman voting no, and no abstentions. Councilmembers Roundy and Hoffman clarified their votes were about the process, not about candidates appointments.

CONSENT CALENDAR

- A . Approve Warrant List (payable obligations).
- B. Accept Proclamation of Appreciation to Steven & Mardi Halsey.
- C. Approve second reading adopting Ordinance No. 2014-02 amending Title 17, Zoning Ordinance, of the City of Orland Municipal Code to implement a number of programs contained in the City of Orland's Housing Element by amending Chapters 17.08, Definitions; 17.20, R-1 Residential One-Family Zone; 17.24, R-2 Residential Two-Family Zone; 17.28, R-3 Residential Multiple Family-Professional Zone; and 17.42, DT-MU Downtown Mixed Use Zone.

Councilmember Roundy moved, seconded by Councilmember Hoffman to approve the consent calendar as presented. Motion carried unanimously with no abstentions.

PUBLIC HEARING

To solicit input for an application to the State of California Development Block Grant Program (CDBG).

Grants Administrator Wackerman gave an overview of the CDBG funds available under the Notice of Funding Availability (NOFA). It is estimated that up to \$2,000,000 per jurisdiction will be available. Eligible activities under the allocations in NOFA consist of: Homeownership assistance, housing rehabilitation programs, public facility and public improvements projects (including studies, economic development business assistance and microenterprise activities. Eligible activities paid for with State CDBG funds must meet one or more of three national objectives: Benefits to low income households; elimination of slums and blight; or urgent community development need. The public hearing opened for comments at 7:48 p.m. No comments were received, the public hearing closed at 7:49 p.m. Councilmember Hoffman asked if the funds can be used for a traffic signal at Newville Road. Ms. Wackerman advised she would recommend a different type of grant application in regards to a traffic light. Councilmember Edwards questioned whether the funds could be used for the addition of a community center to the recreation center. Ms. Wackerman confirmed it can be, if the project meets specific criteria. Staff recommended the following projects to be considered for CDBG funds: replace culvert at north end of County Road M ½; improve Road M ½ ; extend Road M ½ north to connect with Stony Creek Drive; possible trail between Co. Rd. 15 and Paigewood area; and Streets Master Plan. Councilmember Roundy strongly recommended the City consider doing a Street Master Plan. It was noted that the "First Time Homebuyer" program has had few inquiries at this time.

Mayor Paschall moved, seconded by Councilmember Roundy to move forward to apply for CDBG funding for the County Rd. M1/2 project as presented. Motion carried unanimously with no abstentions. Councilmember Roundy moved, seconded by Councilmember Hoffman to direct staff to include a Street Master Plan study. Motion carried unanimously with no abstentions.

ADMINISTRATIVE COMMUNICATIONS

City Attorney:

City Attorney Einhorn gave a report on a possible amendment to Orland Municipal Code regarding adult entertainment. Mr. Einhorn advised Chapter 17.44 of the Orland Municipal Code establishes the Highway Service Commercial (C-H) zone, which does define a conditional use permit must be obtained for an adult oriented business. Mr. Einhorn stated the because of the nature of the type of business, the City may define the use and establish conditions and regulations for such a use. Chief Tolle suggested a reasonable amount of distance for this type of business should be 1,500 – 2,000 feet from schools or residential areas.

Council unanimously directed staff to bring back more information for proposed draft ordinance amendment.

City Manager:

City Manager Carr gave a report on the financial audit; including the inclusion of GASB 45 reporting. Mr. Carr stated the final report states the financial information is fairly stated in all material respects and issued no corrective recommendations. No issues with compliance or internal controls were noted. The auditor suggested the City consider per diem rates instead of tabulated receipts for travel expenditures, for simplicity sake.

Councilmember Hoffman moved, seconded by Councilmember Gee to accept the auditor's Annual Financial Report for fiscal 2012-2013 and accept the recommendation regarding accounting practices for travel expense reimbursements. Motion carried unanimously with no abstentions.

City Manager Carr requested Council to consider modification of the Public Works Department. Mr. Carr advised the union bargaining unit had some concerns regarding this issue. Mr. Carr requested Council to pull the item from the agenda until he has the opportunity to address the union's concerns. Council agreed to pull the item off the agenda.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Roundy reported on the following:

- Gave report on drought situation around the State; request a report on city wells monitoring;
- Sacramento Valley Division meeting to be held in Orland March 14, 2014; Dan Logue to give presentation before dinner at Farwood.

Councilmember Hoffman reported on the following:

- Met with architect regarding plans for Community Center; requesting any suggestions.

Mayor Gee gave reported on the following:

- Attended Library Open House; thanked staff for what they have done;
- Will be attending a Waste Management meeting.

Vice Mayor Edwards reported on the following:

- Attended LAFCO meeting;
- Attended Safety meeting;
- Attended Halsey presentation and Library open house.

ADJOURN

Meeting adjourned at 8:44 p.m.

_____Clerk

_____Mayor