

MINUTES OF REGULAR MEETING, ORLAND CITY COUNCIL, Monday November 3, 2014 7:30 p.m.

Meeting called to order by Mayor Paschall. Meeting opened with pledge of allegiance.

ROLL CALL

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

Councilmembers absent: None

Staff present: Chief of Police J.C. Tolle, Recreation Director Joe Fenske,
City Attorney Greg Einhorn, Assistant City Manager/City Clerk
Angie Crook, City Manager Pete Carr

ORAL AND WRITTEN COMMUNICATIONS

Citizen Comments:

Byron Denton, 127 Tanner Way, thanked the Public Works department, as well as the County, for the great job in picking up green waste. Mr. Denton encouraged everyone to get out and vote. Mr. Denton inquired as to how the water meter audit was going. Staff advised it was still in progress.

Introduction:

Chief of Police Tolle introduced Orland Police Department's newest Police Officer, Daryl Mills. Officer Mills was sworn in by City Clerk Crook.

CONSENT CALENDAR

- A. Approve Warrant List (payable obligations).
- B. Approve City Council minutes of October 6, 2014.
- C. Approve Second reading of Ordinance No. 2014-08 to establish City Water and Sewer Connection charges by Resolution with periodic review and revision as necessary.
- D. Adopt Resolution No. 2014-17 establishing the City's Annual Appropriations Limit for 2014-2015.

ACTION: Councilmember Hoffman moved, seconded by Vice Mayor Edwards to accept the consent calendar as presented. The motion carried by the following voice vote:

AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Hoffman and Roundy.

NOES: None

ABSENT: None

ABSTAIN: None

PUBLIC HEARING

1. Introduction and first reading of Ordinance to amend Orland Municipal Code 13.04 to establish premises owner liability for water and sewer charges.

City Manager Carr brought forward first reading of proposed ordinance to amend the city code to place responsibility for water and sewer accounts with property owners. The ordinance would allow payment arrangements through property managers at the property owner's discretion. Council discussed at the previous October 20th Council meeting, the City's problems in recovering losses from unpaid utility accounts, generally from tenants of rental property. The public hearing opened for comments at 7:41 p.m. Byron Denton, 127 Tanner Way, stated this is a good idea; will alleviate problems. With no further comments, the public hearing closed at 7:42 p.m. Council agreed this would help the City in recovering losses, service disruptions due to shut offs, and excessive labor expenditures.

- ACTION: Councilmember Hoffman moved, seconded by Councilmember Gee to approve first reading of Ordinance to amend Orland Municipal Code 13.04 to establish premises owner liability for water and sewer charges by March 30, 2014 and to provide method for property owners to authorize property managers to receive utility bills. The motion carried by the following voice vote:
- AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Hoffman and Roundy.
- NOES: None
- ABSENT: None
- ABSTAIN: None

2. Introduction and first reading of Ordinance to amend Orland Municipal Code 8.12 to establish property owner liability for solid waste curbside collection.

City Manager Carr brought forward first reading of proposed ordinance to amend the city code to require all property owners within the City to subscribe to solid waste curbside collection. There are surrounding cities, such as Corning, Anderson and Red Bluff which have all inclusive garbage service. The issue was discussed at the last Council meeting on October 20th. Mr. Carr stated the removal of waste material is usually considered a standard for neighborhood hygiene as well as enjoyment of private property in a community. There have been frequent complaints regarding the accumulation of garbage in some neighborhoods. Mr. Carr stated Waste Management has negotiated that universal subscription would offer the smallest cart (35 gallon) as an option for all residents at a reduced rate of \$2 below the standard service rate. Rates for 2015 would remain the same as 2014; otherwise an increase of 1.84% would go in effect. The Mayor opened the public hearing at 7:55 p.m. Byron Denton said its been past due, its time to do this. Trish Saint-Evens, 6825 County Road 15, asked if this action would no longer allow a person to go the County landfill. It was noted the landfill is anticipated to close in the summer of 2016, however, there is no restriction on who is able to go to the landfill. Ms. Saint-Evens asked if she would be required to have curbside collection service; Mayor confirmed she would be required since her property is in the city limits. With no further comments, the public hearing closed at 7:58 p.m. Councilmembers Gee and Roundy agreed there have been a lot of issues associated with residents not previously having garbage service and feel this would alleviate a lot of problems. Vice Mayor Edwards stated she had reservations about this issue, because there are many single households that only want a small container at a reduced rate. Mayor Paschall stated there may be some challenges for some people, but overall it should help reduce nuisance and public health and safety issues.

- ACTION: Councilmember Hoffman moved, seconded by Councilmember Roundy to approve first reading of Ordinance to amend Orland Municipal Code 8.12 to establish property owner liability for solid waste curbside collection by March 30, 2015 and authorize Mayor to sign contract amendment with Waste Management to provide for universal service and introduction of 35-gallon cart option to all Orland customers. The motion carried by the following voice vote:
- AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Hoffman and Roundy.
- NOES: None
- ABSENT: None
- ABSTAIN: None

ADMINISTRATIVE BUSINESS

City Manager:

City Manager Carr brought forward discussion to consider options regarding Waste Management's service and rate increase. Mr. Carr advised the City and Waste Management contract is exclusive through December 2016. Waste Management has agreed to forgo the fee increase of 1.84% if Council decides to approve universal service, as well as provide a 35-gallon cart as an option for all Orland customers at a rate \$2 below standard rate.

- ACTION: Councilmember Hoffman moved, seconded by Councilmember Gee to direct staff to finalize agreement with WMI for expanded service option and authorize the Mayor to sign the contract amendment with Waste Management. The motion carried by the following voice vote:
- AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Hoffman and Roundy.
- NOES: None
- ABSENT: None
- ABSTAIN: None

City Manager Carr presented Economic Development Commission's recommendation for new downtown directional signage. Attila Bereczky, EDC Commissioner, stated the proposed signs are attractive and would identify businesses on Fourth, Fifth and Sixth Streets. Businesses are on board with the design and would be willing to share in costs. Mr. Bereczky presented a sample of the sign to Council. The Arts Commission has approved the design and signs would be produced by Creative Composition and frames made locally.

- ACTION: Councilmember Gee moved, seconded by Vice Mayor Edwards to approve the EDC recommendation and direct staff to proceed to assist with final development of the concept, implementation and installation. The motion carried by the following voice vote:
- AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Hoffman and Roundy.
- NOES: None
- ABSENT: None
- ABSTAIN: None

City Manager Carr requested Council to consider acceptance of donation of new scoreboard for Bihler Field. The Recreation Commission has recommended approval of the donation with the following conditions: Addition of banner – Bihler Field –est. 1938"; the name "City of Orland: printed on board and across of board by City and other authorized users. Steve Furtado, American Legion representative, stated all direct costs will be borne by the American Legion and Orland Little League. The Legion will provide a crane for the removal and replacement project, with the City assuming maintenance and repairs. Discussion occurred on the possibilities of preserving the old scoreboard.

- ACTION: Councilmember Roundy moved, seconded by Vice Mayor Edwards to accept the donation as offered with recommended conditions proposed by the Recreation Commission. Direct staff to make appropriate disposition of the existing scoreboard. The motion carried by the following voice vote:
- AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Hoffman and Roundy.

NOES: None
ABSENT: None
ABSTAIN: None

City Manager Carr requested Council to consider recommendation to approve the purchase of playground equipment for Heartland subdivision. The City was awarded a State HCD (Housing & Community Development) playground grant of \$115,000 due to the recent construction of qualifying housing in the Heartland area. Cost of the structure is estimated at \$21,000 plus installation, with the balance of funds to be utilized at Lollipop Land. The structure would be located at the west edge of the storm drain detention basin or possibly on a vacant CHIP lot next to this location, dependent on an agreement with CHIP. Trish Saint Evens had concerns that the retention pond was not the best or suitable location for a play structure.

ACTION: Councilmember Hoffman moved, seconded by Councilmember Gee to accept the Recreation Commission's recommendation and direct staff to proceed and work with CHIP to plan location. The motion carried by the following voice vote:
AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Hoffman and Roundy.
NOES: None
ABSENT: None
ABSTAIN: None

Chief of Police:

Chief of Police Tolle discussed the status of the Public Safety Commission. Caryn Brown and Debbie Demarco have both resigned. Chairman Brown advised with the loss of commissioners, the time required to research issues and conduct surveys, has reduced the effectiveness of the commission this past year. Meeting dates and times were adjusted to help accommodate commissioner's schedules and promote public attendance; however, it did not prove to be helpful. Ms. Brown suggested the commission go on hiatus for a year or so. Ms. Brown also suggested the commission may need some reorganization, as there is some overlap between some of the other commissions. Vice Mayor Edwards commended the commission for their tremendous work. Public Safety Commissioner Trish Saint-Evens stated she had concerns about the Public Safety Commission doing surveys and thought they should be done by a professional. City Attorney Einhorn advised the commission surveys were overseen by the City Engineer, and would not cause any liability on the City's behalf. Chief Tolle advised surveys were conducted per State requirements. Council will determine the commission's status after the application period closes.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Roundy reported on the following:

- Attended Water Advisory Board meeting.

Councilmember Gee reported on the following:

- Golden State RMA cancelled meeting in November, next meeting to be held in January.

Vice Mayor Edwards reported on the following:

- Attended Senior Center 90th Birthday Party for seniors;
- Attended Kiwanis Halloween celebration at the Fairgrounds.

Councilmember Hoffman reported on the following:

- Attended GSRMA Annual Training meeting at Rolling Hills, as well as City staff.

Mayor Paschall reported on the following:

- Thanked Steve Furtado and Caryn Brown for their input this evening.

ADJOURN

Meeting adjourned at 9:20 p.m.

_____ City Clerk

_____ Mayor