

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

ROLL CALL

Councilmembers present: Charles Gee, Bruce Roundy, Vice Mayor Salina Edwards and Mayor Jim Paschall
Councilmembers absent: Dennis Hoffman
Staff present: Chief of Police J.C. Tolle, City Engineer Ken Skillman, City Planner Scott Friend, City Attorney Greg Einhorn, Assistant City Manager/City Clerk Angie Crook and City Manager Pete Carr

ORAL AND WRITTEN COMMUNICATIONS

Citizen Comments:

Byron Denton, 127 Tanner Way, commented on his trip to Las Vegas that no recession is present there.

CONSENT CALENDAR

- A. Approve Warrant List (payable obligations).
- B. Receive and file Economic Development Commission minutes for August 11, 2015.
- C. Approve request of Arts Commission for repainting of the interior of the Orland Art Center.
- D. Approve proposed draft agreement with Nor-Cal Environmental Solutions, LLC.

Mayor Paschall informed Council that Item D. has been pulled from the consent calendar.

Action: Vice Mayor Edwards moved, seconded by Councilmember Gee to approve Items A, B, & C on the consent calendar as presented. The motion carried by the following voice vote:
AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Roundy.
NOES: None
ABSENT: Councilmember Hoffman
ABSTAIN: None

PUBLIC HEARING

Pilot Flying J and Westside Annexation Area Project
Conditional Use Permit Amendment (CUP-A #2014-02)

Consider an application submitted by the Pilot Flying J company for the Pilot Flying J Travel Center to amend the approved Conditional Use Permit (CUP#2014-02) to incorporate an additional 1.7+/- acres of land into the site of the approved travel plaza project. The specific action to be considered by the City Council is as follows:

- 1) An Amendment to approved Conditional Use Permit #2014-02 to approve the addition of 1.7+/- acres to the approved Pilot Flying J Travel Plaza project site and to modify the Conditions of

Development approval to recognize the addition of the new land into the project; and, 2) to acknowledge the preparation of an Addendum to the Certified Project Environmental Impact Report (EIR#2014-01 / State Clearinghouse No.2014102084) documenting and addressing the potential impacts associated with the action.

City Planner Scott Friend gave a review on the proposed amendment to the approved Pilot Flying J Travel Center. The revised site plan includes: expansion of the project site from 7.5 acres to 9.2 acres; construction of curb and gutter and sidewalks along County Rd. HH (Commerce Lane) and County Road 13 (Ide Street); extension of landscaping on County Rd HH & County Road 13; "shifting" the western half of the Pilot Flying J Travel Center attributes (Building, truck pumps, truck scales, etc.) approximately 46 feet to the south to allow more room for auto parking and better site circulation; and relocation of Pilot Flying J hi-rise sign. A total of 20 more automobile parking spaces were added for a total of 86 spaces; and an increase of 19 truck spaces for a total of 75 spaces. The changes have not increased or added any new impacts to the modified project. Mr. Friend advised Commerce Lane and Ide Street are to be designated as truck routes.

The Public Hearing opened for comments at 7:42 p.m. Byron Denton stated the Pilot Flying J project is a great improvement to the City and should move forward with the amendment. Troy LeDonne, 6350 Co. Rd. 14, had concerns regarding the increase in parking for autos and trucks; felt it would cause a significant impact. Mr. LeDonne does not live within 300' of the proposed project; however, he stated he will certainly be affected by it. Mr. LeDonne stated property owners beyond 300' of the project should still be notified. Mr. Friend stated California Government Code requires 300 foot noticing requirements. With no further comments, the Public Hearing closed at 7:45 p.m.

Mayor Paschall stated the additional acreage will make it more user friendly. Councilmember Gee stated it is a better layout. Vice Mayor Edwards felt there may be in an increase in noise pollution, however, overall, there are significant improvements being made. Councilmember Roundy advised the additional 1.7 acres should not be a problem.

Action: Councilmember Roundy moved, seconded by Councilmember Gee to adopt Resolution No. 2015-28 approving the Final EIR addendum. The motion carried by the following voice vote:
AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Roundy.
NOES: None
ABSENT: Councilmember Hoffman
ABSTAIN: None

Action: Councilmember Gee moved, seconded by Vice Mayor Edwards to adopt Resolution No. 2015-29 approving an amendment to Use Permit (CUP#2014-02) to add an additional 1.7+/- acres to the approved site for the development of a "truck stop" land use (APN:045-170-005) subject to the Findings and Conditions of Approval listed below. The motion carried by the following voice vote:
AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Roundy.
NOES: None
ABSENT: Councilmember Hoffman
ABSTAIN: None

**CITY OF ORLAND
CITY COUNCIL FINDINGS OF APPROVAL FOR:
CONDITIONAL USE PERMIT- AMENDMENT #2014-02/#2015-01
FOR: Pilot Flying J Travel Center (Applicant);**

Findings for adoption of the Conditional Use Permit:

1. The proposal will not be detrimental to the health, safety and general welfare of persons residing or working in the neighborhood of the proposed use;
2. The proposed use will not be detrimental or injurious to property and improvements in the neighborhood of the proposed use;
3. The proposed use will not be detrimental or injurious to the general welfare of the City of Orland; and
4. The proposed use will be consistent with the policies, standards and intent of any use designations of the general plan, any applicable specific plan and the applicable section of Title 17 of the Orland Municipal Code ("C-H", Highway Service Commercial).
5. All impacts on the physical environment resulting from development of the proposed project can be reduced to a less than significant level with the exception of four impacts. The project's significant and unavoidable impacts are in the areas of an increase in noise levels and an increase in traffic under cumulative conditions.

Staff Analysis of Consistency with Required Findings:

1. The proposal will not be detrimental to the health, safety and general welfare of persons residing or working in the neighborhood of the proposed use: *The proposed new use would include operations typical of the C-H, Highway Service Commercial zoning district and the proposed use would be limited by Conditions of Approval. An Environmental Impact Report was completed for the project and all impacts were mitigated to the extent feasible. As conditioned, potential impacts associated with the approved use would be addressed through use and operation conditions. The proposed use would be served by the City water and wastewater systems which has sufficient existing capacity to serve the proposed use of the property. Subject to the issuance of a Conditional Use Permit by the Planning Commission and subject to the Conditions of Approval for the project, uses of the site would remain consistent with the intent of the General Plan designation and zone district. As such, the project will not be detrimental to the health, safety, peace, morals, comfort, or general welfare of the project neighborhood.*
2. The proposed use will not be detrimental or injurious to property and improvements in the neighborhood of the proposed use: *The proposed new use would include operations typical of the C-H, Highway Service Commercial zoning district and the proposed use would be limited by Conditions of Approval. An Environmental Impact Report was completed for the project and all*

impacts were mitigated to the extent feasible. The proposed use would be served by the City water and wastewater systems which has sufficient existing capacity to serve the proposed use of the property. As conditioned, potential impacts associated with the approved project would be addressed; and, the proposed use would serve to enhance an approved land use. Subject to the issuance of a Conditional Use Permit by the Planning Commission, and subject to the Conditions of Approval for the project, uses of the site would remain consistent with the intent of the General Plan designation and zone district. As such, the project will not be detrimental to the health, safety or general welfare of the project area.

3. The proposed use will not be detrimental or injurious to the general welfare of the city: *The proposed new use would include operations typical of the C-H, Highway Service Commercial zoning district and the proposed use would be limited by Conditions of Approval. An Environmental Impact Report was completed for the project and all impacts were mitigated to the extent feasible. As conditioned, potential impacts associated with the approved use would be addressed through use and operation conditions. The new project would result in the use of hazardous substances however, these substances (gasoline, diesel fuel and other vehicle related liquids) are controlled by federal and state regulations specifically pertaining to the health and safety of individuals and communities. Therefore, the project would not create a hazardous condition on the site. As such, the project will not be detrimental to the health, safety or general welfare of the city.*
4. The proposed use will be consistent with the policies, standards and land use designations of the general plan and any applicable specific plan: *The City of Orland Municipal Code allows the development of a truck stop on the parcel with the approval of a Conditional Use Permit. The proposal would not alter the uses permitted on the site and would potentially contribute positively to the success of the uses within the parcel. With the issuance of a Conditional Use Permit, the project would be consistent with the City's codes and standards.*
5. The project will have a significant and unavoidable impact on the physical environment. *The proposed signs were reviewed for potential environmental impacts in the Pilot Flying J Travel Center and Westside Annexation Area Environmental Impact Report. The EIR determined that implementation of the Pilot Flying J Travel Center would result in a significant and unavoidable impacts on the physical environment related to an increase in noise levels and an increase in traffic under cumulative conditions. No feasible mitigation measures were possible to reduce these impacts to a less than significant level.*

CONDITIONS OF APPROVAL

CONDITIONAL USE PERMIT- AMENDMENT #2014-02/CUP#2015-01,
Pilot Flying J Travel Center - Revised.

Assessor's Parcel Numbers: 045-170-005

Project location: Southwest corner of Newville Road and County Road HH: east of Interstate 5, north of County Road 13, west of County Road HH, south of Newville Road/County Road 200;

Zoning: "C-H" (Highway Service Commercial);

General Plan Land Use Designation: "Commercial".

Conditional Use Permit # 2014-02, Pilot Flying J (Applicant); Gurdarshan Singh, Amarjit Singh Kaile, Rajesh Patel (Landowners): A request by Pilot Flying J Travel Center to construct a truck fueling station considered to be a “truck stop” by the Orland Municipal Code. Included in the truck stop are facilities for the fueling of large commercial trucks as well as passenger vehicles and RVs, a CAT certified scale, restaurant facilities, convenience store, drivers lounge and showers and parking facilities.

The proposed action seeks authorization from the Planning Commission to allow for the development of a truck stop in the C-H zoning district as required by OMC Section 17.44.030.

General Conditions of Approval:

1. The applicant shall file a Declaration of Acceptance of the following conditions by submitting a signed copy of the conditions to the Planning Department within ten (10) days of City Council approval of the project.
2. Failure to comply with the conditions specified herein as the basis for approval of application and issuance of permit constitutes cause for the revocation of said permit. Unless otherwise provided for in a special condition to this Use Permit, all conditions must be completed prior to or concurrently with the establishment of the granted use.
3. Neither the applicant, or any agent nor representative of the applicant shall intentionally omit or misrepresent any material fact in connection with the application. Any alleged material misrepresentation shall constitute grounds for the City of Orland to commence a revocation hearing and constitute grounds to revoke the permit.
4. Minor changes to the approved project may be approved by the City Planner upon receipt of a substantiated written request by the applicant, or their respective designee. Prior to such approval, verification shall be made by each Department that the modification is consistent with the application, fees paid, and environmental determination as approved. Changes deemed to be major or significant in nature shall require a formal application for amendment by public hearing before the City Council.
5. The project applicant and/or contractor shall obtain all necessary business licenses and permits from the City and pay all appropriate fees for any required utilities modification, construction, and connection work associated with the project. Project shall also obtain permits all necessary and required building permits from the City of Public Works, Engineering, and Building Departments, and pay all appropriate fees for construction work to be undertaken as a result of this approval.
6. The Use Permit is only for the development of the Pilot Flying J Travel Center project as presented on the approved site plan/use permit exhibit and included as *Attachment D1 B2* to the October 19, 2015 staff report for CUP#2014-02. The approved project shall not be expanded or modified beyond the approvals and plans detailed and approved with this action.
7. If significant changes are requested to the project plans or Conditions of Approval, a Conditional Use Permit Amendment shall be required, with all applicable fees, and approved by the City Council prior to implementing the changes.

8. The applicant shall submit a check or money order in the amount of **\$3,069.75** for the filing of the EIR with the California Department of Fish and Game within ten (10) days of the date of approval of the Site Plan Review.
9. The applicant shall submit two (2) checks or money orders to the City in the amount of **\$50.00 (each) made payable to the Glenn County Recorder's Office** for the fee to file the EIR and Use Permit documents within ten (10) days of the date of approval of the Conditional Use Permit approving the project.
10. The use granted by this permit shall be established within two (2) years of the date of approval or the permit shall become null and void.
11. Neither the applicant, or any agent nor representative of the applicant shall intentionally omit or misrepresent any material fact in connection with the application. Any alleged material misrepresentation shall constitute grounds for the City of Orland to commence a revocation hearing and constitute grounds to revoke the permit.
12. Project shall obtain all required permits and pay all required fees for utility modifications, extensions, and/or connections. Project shall obtain a building permit(s) from the **Building Department**, and pay all appropriate fees prior to initiation construction on any portion of the building.
13. This approval is only for the development and use as indicated on the final approved Site Plan/Use Permit exhibit signed and dated September 18, 2015. The permissions granted with this approval shall not be expanded or modified beyond the approvals detailed in this approval letter and without approval by the Community Development Department of the City of Orland.
14. If changes are requested to the approved project plans or the Conditions of Approval, supplemental information, applications and/or approvals may be required, with all applicable fees paid by the applicant and approved by the City of Orland, prior to implementing the changes.

Cost Recovery:

15. Applicant shall pay Cost Recovery for staff time spent processing in the amount necessary to complete the processing of this request the project if staff time exceeds the deposited fee amount (Resolution #2008-26, adopted November 16, 2008, by the Orland City Council).

Lighting:

16. The project shall be developed consistent with the Photometric Plan signed and dated July 1, 2015.
17. All project-installed outdoor lighting (wall lights and parking lot lighting) shall be directed away from adjacent uses and properties and shall be shielded so that no light is emitted above a horizontal plane (parallel to the ground) from the base of the fixture-head and/or so that no exterior lighting is unshielded to the public view.
18. All site lighting shall conform to the requirements of OMC Section 17.44.110, Lighting.

19. As required and at their own expense, the project developer shall apply for and receive approval of any and all sign and lighting plans from the California Department of Transportation (Caltrans) deemed necessary and required of the project.

Signs:

20. All signs shall comply with the City of Orland Sign Ordinance unless otherwise authorized for an exception as approved by CUP#2014-02 (Chapter 17.78 of the Orland Municipal Code).
21. The project shall submit an application for and receive approval of an Administrative Sign Permit for all on-site signs associated with the project and not otherwise approved for an exception as part of the approval of CUP#2014-02 prior to receipt of a building permit for the installation of any sign or signs related to the project.

Parking:

22. Parking shall be provided consistent with Section 17.76.100 of the Orland Municipal Code and shall be consistent with the conceptual site plan/use permit exhibit approved by CUP#2014-02.

Landscaping:

23. The project shall be developed consistent with the Conceptual Landscape Plan submitted and dated September 18, 2015 as part of the approval for CUP#2014-02.
24. Landscaping irrigation shall be accommodated using a separate water meter for landscape irrigation purposes and an automated irrigation timer having a rain sensor and meeting State irrigation control requirements shall be utilized and integrated into the project landscape design program.

Fencing:

25. No fencing has been approved with this approval. If fencing is desired in the future, all fencing shall comply with OMC Section 17.44.125.

Trash Enclosure:

26. The trash and recyclable materials enclosure shall have metal gates with opaque covering fully screening the inside of the enclosure. The property owner / operator is required to ensure that the gates remain closed during business operations and that the gates remain functional and fully screen the contents of the refuse enclosure.
27. The color(s) and material(s) of the trash and recyclable enclosure shall match the design and color of the building(s) to which it serves.

Site and Building Design:

28. The project shall be constructed consistent with the conceptual design plans and elevation details signed as approved and dated July 1, 2015. Any and all substantial design modifications shall be approved by the City Council prior to the construction of the building or element.
29. All mechanical equipment (ground- and roof-mounted) shall be screened from public view as required by OMC Section 17.44.105.

30. Window and door glass should be clear-glass as required by OMC Section 17.44.080.
31. Colors and designs of all building awnings, fueling canopies, fuel tank enclosures, accessory structures and accessory elements shall be integrated with the design style and color of the primary building structure as required by OMC Section 17.44.080.M and shall be consistent with the approved design plans and elevation details dated July 1, 2015.

Other Agency Permits and Approvals:

32. The project applicant and/or building contractor shall apply for and secure all required permits and approvals required for the project. Such approvals and permits may included, but are not limited to, the following:
 - Glenn County Health Department
 - Glenn County Air Pollution Control District
 - Caltrans
 - California EPA
 - California Highway Patrol
 - California Regional Water Quality Control Board
 - California Department of Fish and Wildlife

City Engineer:

33. All infrastructure improvements shall be designed and constructed in conformance with the City of Orland "Land Division Standards and Improvement Standards". The developer shall have a registered engineer prepare and submit construction details, plans and profiles, a grading plan, typical sections and any project specifications prior to commencement of construction. The engineered grading plan and subsequent construction shall comply with the California Code of Regulations, Title 24 for accessibility and parking spaces shall comply with Orland Municipal Code 17.76.100.
34. In the event that an elevation difference exceeding 12 inches arises between contiguous and/or perimeter lots/parcels during design of the grading plan, a masonry or concrete retaining wall shall be utilized.
35. A hydrology report shall be required for this project. Since we are aware that Caltrans is reviewing the hydrology report (and the City Engineer has already approved same without exceptions), the City of Orland will allow Caltrans methodology to be used for this project. The applicant's engineer should incorporate onsite detention/retention of runoff exceeding the predevelopment condition utilizing a 100 year design storm event.
36. All utilities serving this project shall be installed underground and meet the design standards of the purveyor.
37. Any and all conflicting, existing utilities shall be relocated at the developer's expense.
38. Applicant shall pay all City impact fees in effect at the time of issuance of building permits.

39. Developer shall pay all actual city attorney and city engineer fees incurred in the review of this project.
40. The Developer shall dedicate a 10.00 foot wide strip of right-of-way to the City of Orland along the north side of the County Road 13 frontage. It was noted that the right-of-way width along County Road 13 will ultimately be 60.00 feet wide to meet City Standards, but the remaining 10.00 feet of width will be required of the parcels situated on the south side of County Road 13 when they develop. The City of Orland shall require a 32 foot wide pavement section from development side face of curb to the far side edge of pavement. The pavement sectional design should utilize your R value from your soils report and a TI in line with your traffic study truck volumes. City standard curb, gutter and sidewalk shall be required for the portion of street frontage belonging to the Pilot/Flying J parcel. The new property previously identified as "NOT A PART" or Parcel 'B' parcel but for which the amended Conditional Use Permit will add to the approved truck stop project site with this action, shall dedicate sufficient street right-of-way on County Roads 13 and HH to match the adjacent dedication requirement and shall install curb, gutter and sidewalk (full-street improvements) along both street frontages of County Roads HH and 13 at the time of the development of the Pilot Flying J project. The applicant shall be required to satisfy the Orland Unit Water Users' Association requirements concerning their existing open lateral 8-1 along the South side of County Road 13.
41. The Applicant shall dedicate the spandrel area at the southwest corner of the project site Parcel 'B' or "NOT A PART" parcel to the City of Orland utilizing a 40.00 foot radius curve tangent to both County Road 13 and County Road HH.
42. The Developer shall dedicate a minimum 100 foot long by 12 foot wide northbound right turn only lane (with associated transitions configured based on a Caltrans lane addition transition) along the west side of County Road HH and the spandrel area at the northwest corner of Parcel 'A' to the City of Orland utilizing a 40.00 foot radius curve tangent to both County Road HH and Newville Road (AKA County Road 200). All access and abutter's rights shall be relinquished to the City of Orland along the entirety of this dedication along with any remaining tangential portion of frontage along Newville Road (AKA County Road 200) that does not already have its access and abutter's rights relinquished previously as part of the Interstate 5 Freeway dedication. It was noted that the right-of way width along County Road HH will ultimately be 64.00 feet wide to meet City Standards, but the remaining 4.00 feet of width will be required of the parcels situated on the west side of County Road HH when they develop. Within the existing 60.00 foot wide right-of-way section along County Road HH, the applicant shall construct a minimum 32.00 foot wide roadway width measured from curb or AC dike face along the east side of the street to the western edge of pavement. The pavement sectional design should utilize your R value from your soils report and a TI in line with your traffic study truck volumes. Within the new 72.00 foot wide right-of-way section along County Road HH, the applicant shall construct a minimum 44.00 foot wide roadway width measured from curb face along the east side of the street to the western edge of pavement. The curb face within this right turn only lane shall be painted red and signed for "No Parking". The County Road HH street width should be widened an additional lane width (12.00 feet) for the southbound lanes at County Road 13 to incorporate a 100 foot long left turn pocket preceding the intersection.

43. County Road 200 shall be widened a minimum of 12.00 feet to incorporate a northwesterly bound left turn pocket of at least 150.00 feet in length immediately preceding the intersection with County Road HH. County Road 200 shall also be widened a minimum of 12.00 feet southeasterly of County Road HH along the southwest side of County Road 200 to accommodate an acceleration lane onto Interstate 5. The applicant shall utilize Caltrans standards for all work within their right-of-way. The pavement sectional design should utilize your R value from your soils report and a TI in line with your traffic study truck volumes.
44. The Applicant shall dedicate a 10.00 foot wide Public Utility Easement adjacent to all street frontages.
45. Developer shall enter into a Deferred Improvement Agreement for any missing frontage improvements which have not been constructed prior to Council approval of the final parcel map.
46. Infrastructure improvements within Caltrans right-of-way along Newville Road (AKA County Road 200) shall be designed and constructed in conformance with Caltrans Improvement Standards and Specifications, latest edition. The Developer shall have a registered engineer prepare and submit construction details, plans and profiles, grading plans, typical sections and project specifications prior to commencement of construction within Caltrans right-of-way.
47. The applicant shall install reduced pressure principle backflow prevention devices for all new water services in accordance with State of California and City of Orland Requirements.
48. Concrete pavement sections shall be required at all intersections with approach leg extensions of a minimum of 300.00 feet preceding the intersection per City Engineer specs. The pavement sectional design should utilize your R value from your soils report and a TI in line with your traffic study truck volumes.
49. Applicant shall install additional signage and pavement markings in accordance with Caltrans and MUTCD standards and as directed by the City Engineer.

PG&E:

50. Any relocation or rearrangement of any existing PG&E facilities to accommodate this project will be at the developers/applicants expense. There shall be no building of structures, or the storage of any materials allowed over or under any existing PG&E facilities, or inside any easements that exist which infringe on PG&E's easement rights.

Caltrans:

51. Any work or traffic control that would encroach onto the State Right of Way requires an encroachment permit issued by Caltrans.
52. Project shall receive approval of a Project Drainage Report meeting Caltrans standards accurately analyzing the proposed drainage conditions and shall include detailed drainage calculations for anticipated rainfall intensities, time of concentration, composite runoff coefficient(s), runoff discharge at each discharge location, the capacity of each of the two proposed retention basins, basin overflow

locations etcetera. The analysis should be provided for both the pre- and post- construction site conditions to show the post construction runoff discharges do not exceed pre-construction runoff discharges. Caltrans must review and approve the Project Drainage Report before a building permit for the project is issued.

53. No increase in runoff discharge from the post-project site may be discharged to the State Highway System right-of-way above the historic discharge from the site under the pre-construction site conditions.

Department of Public Works:

54. Provide plans for review and approval showing the proposed connections to the City's existing water and wastewater infrastructure, including the number and size of water meters, to the Public Works Department for approval prior to the initiation any work on the project site.
55. Any and all connections to the public water and wastewater shall be approved and inspected by the Public Works Department.

Building Department:

56. The applicant shall submit four sets of plans to the Building Department for review and approval prior to the initiation of any construction work on the site.
57. Project contractor shall consult directly with Building Official Jeff Powell, (530) 865-1606 for all plan checking and inspection scheduling, and approvals.
58. Project contractor shall consult directly with the Glenn County Health Department (530) 934-6102 for all plan checking, inspections and approvals for health department related matters.

Orland Unit Water Users Association:

59. The applicant shall work with the Orland Unit Water Users District and the U.S. Bureau of Reclamation to address the abandonment of Lateral 8-1 traversing the north and east perimeter of the Pilot Flying J project site. As this lateral serves only the Pilot Flying J project site, the applicant shall remove the ditch pursuant to the approvals from the OUWUA and the U.S. BOR.
60. The applicant shall work with the OUWUA to ensure the integrity of and continued operation of Lateral 8-2 located south of the proposed Travel Center project during and after project construction. Based upon input provided by the Association, this lateral shall be placed underground as part of the street reconstruction efforts on County Road 13 and the applicant shall receive approvals from the Association and pay all costs associated with the work.

ADMINISTRATIVE BUSINESS

Arts Commission:

Approve and authorize City Manager to execute contract between Tamara Bonet and City of Orland for completion of bronze sculpture "Our Hope and Heritage". The sculpture will be placed on Third Street near Walker Street. The \$56,800 cost of the sculpture will be funded through donations made to the Orland Arts Commission.

Action: Vice Mayor Edwards moved, seconded by Councilmember Roundy to approve draft agreement with Tamara Bonet for completion of bronze sculpture "Our Hope and Heritage". The motion carried by the following voice vote:
AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Roundy.
NOES: None
ABSENT: Councilmember Hoffman
ABSTAIN: None

Mayor Paschall advised he would like to see more lights placed around the sculpture, so it can be seen at night.

City Manager:

City Manager Carr brought forward for discussion proposed adjustments to City truck routes. Mr. Carr advised that Irvin Trucking would like a permit to operate one truck per day, seasonally September – January, Monday through Friday on South Street between Railroad and Papst Avenue, outside of school transportation hours, for the purpose of traveling to and from the company yard of Baldwin-Minkler. Mr. Carr stated this route has not been formally permitted to Mr. Irvin; however, it's been suggested to either formally permit or enforce original ordinance of non-trucking route. Councilmember Roundy stated this was originally a safety issue with the schools as to reason why South Street is not a truck route. Council agreed there are more safety issues with the increased activities with the school. It was suggested Mr. Irvin travel SR 32 to Papst Ave. or CR 20 to CR M to his destination.

Mr. Carr advised the recently annexed streets, Commerce Lane (formerly CR HH) and Ide Street (formerly CR 13) should be added to the truck routes designated in the Orland Municipal Code 10.20. Mr. Carr stated enforcement has increased on Hoff Way, as it's not a truck route. Staff requests Council to consider possible options of allowing truck entry/exit to only the first two driveways on Hoff Way; allow entry on Hoff Way to truck traffic until an adequate truck turning radius on the cul-de-sac of Hoff Way is reconstructed; or continue to enforce as non-truck route. Betty Salvagno, representative from I-5 Café, stated the restriction to truck traffic on Hoff Way has had an impact on all three businesses on Hoff Way (I-5 Café, Taco Bell and Shell) and locals from the area. Vice Mayor Edwards stated we should not discriminate against the existing businesses on Hoff Way. Greg Fichter, Supervisor for Shell Station, advised we should keep parking to the north side of Hoff Way, to accommodate room for truck traffic.

Councilmember Gee advised we need to look at possible future development north of Hoff Way. Council discussed a fund should be set up, so that businesses on Hoff Way can contribute monies to offset reconstruction costs to the road and permanently allow truck traffic.

Action: Councilmember Roundy moved, seconded by Vice Mayor Edwards to not allow any trucks on South Street; keep as non-truck route. The motion carried by the following voice vote:
AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Roundy.
NOES: None
ABSENT: Councilmember Hoffman
ABSTAIN: None

Council directed staff to prepare an amendment to the ordinance to conform recent annexed street sections Commerce Lane (formerly CR HH) and Ide Street as designated truck routes in OMC 10.20.

Council directed staff to get more information on costs to improve Hoff Way, and for the time being suspend enforcement on truck traffic on Hoff Way.

City Manager Carr presented request to approve Waste Management's fee adjustment. The fee adjustment (0.73% decrease) will decrease a 64-gallon refuse cart from a standard monthly cost of \$18.66 to \$18.53. A 35-gallon refuse cart will decrease its standard monthly cost from \$16.66 to \$16.53. The 35-gallon cart is available to seniors at a reduced rate of \$12.70 a month.

Action: Councilmember Roundy moved, seconded by Vice Mayor Edwards to approve Waste Management's proposed price adjustment as mentioned. The motion carried by the following voice vote:
AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Roundy.
NOES: None
ABSENT: Councilmember Hoffman
ABSTAIN: None

City Manager Carr brought forward request to purchase real property APN's: 040-155-003 and 040-155-004 for public parking on Fifth Street. The proposed purchase price for the property is \$85,000 in cash, with minimal closing costs. Financing options are available or could be expended through City reserves. The parking lot can be paved for \$20,000 - 25,000 range. As a condition of the agreement, the seller does not

want to be obligated to contribute to the maintenance costs of the parking lot as some of the other surrounding businesses have done. The seller also requested to be able to maintain the current painted advertising on the wall of his building that faces the parking lot. A separate document was drawn up specific to those conditions, only while he is owner of the building. Vice Mayor Edwards was not in favor of purchasing the property because of the costs and her assertion that the parking lot benefits only a couple of businesses.

Action: Councilmember Roundy moved, seconded by Councilmember Gee to adopt Resolution No. 2015-33 accepting a deed from Huynh Trang and Lum Yuen Ming for all Grantor's interest in Real Property in Glenn County APN 040-155-003 and 040-155-004; direct staff as to paving and advertising agreement. The motion carried by the following voice vote:

AYES: Mayor Paschall and Councilmembers Gee and Roundy.

NOES: Vice Mayor Edwards

ABSENT: Councilmember Hoffman

ABSTAIN: None

City Manager Carr requested Council to consider adoption of a Resolution of Intent for Modification of the following Maintenance Assessment Districts: Linwood, Orland Park and Whitehawk. The modification in the scope of the districts will need authorization by vote of the property owners in each district. The surplus funds (amounts over the amount needed for maintenance) could be used for a small playground in Linwood, soccer fields at Orland Park, or a bike/pedestrian trail looping through Linwood, Whitehawk and possibly Orland Park subdivisions. A notice and ballot will be mailed to the property owners in each of the Maintenance Assessment Districts, with a public hearing to be held at the Dec. 21, 2015 Council meeting. Councilmember Roundy requests the City to be proactive on educating the property owners in the districts on what their vote means. City Attorney Einhorn stated non-votes are not counted as a "yes" vote.

Action: Vice Mayor Edwards moved, seconded by Councilmember Gee to adopt Resolution No. 2015-30, 2015-31, and 2015-32 declaring the intention to modify the Assessment District Improvements for Maintenance Assessment District No.2005-02 (Linwood), Maintenance District No.2006-05 (Orland Park) and Maintenance Assessment District No. 2006-03 (Whitehawk Estates) and direct staff to proceed with election. The motion carried by the following voice vote:

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

NOES: None

ABSENT: Councilmember Hoffman

ABSTAIN: None

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Roundy reported on the following:

- Glenn County RCD was picked to be a pilot program in the State to assess how to handle funding & projects;
- Will attend regional RCD meeting at the Chico State Farm.

Councilmember Gee reported on the following:

- Will be attending the GSRMA conference Thursday;
- Clean-Up Day went very well;
- Keep Impact fees updated.

Vice Mayor Edwards reported on the following:

- Attended several meetings this week;
- Judge for 4-H window display;
- Attended Transportation meeting.

Mayor Paschall will be out of town for the next week.

ADJOURN

Meeting adjourned at 9:12 p.m.

_____Clerk

_____Mayor