

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

ROLL CALL

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

Councilmembers absent: None

Staff present: Chief of Police J.C. Tolle, Building Official Jeff Powell, City Attorney Greg Einhorn, Assistant City Manager/City Clerk Angie Crook and City Manager Pete Carr

ORAL AND WRITTEN COMMUNICATIONS

Citizen Comments:

None

Presentations:

Fire Chief Bart Caster gave an annual review on the Orland Volunteer Fire Department (OVFD). Chief Caster updated Council on the status of dispatch services through the City of Corning. He stated there is a possibility if Corning's half cent sales tax does not pass, that OVFD will have to look at other avenues for dispatch services. Chief Caster stated the department is currently in the process of replacing budgeted items; such as radios, batteries, air packs, hoses, etc. The Orland Rural Fire Protection District (ORFPD) was awarded a matching grant that was shared between both rural and city. Fire gear (PPE) was purchased (\$20k) with a 50% reimbursement. Chief Caster stated Ladder Truck #26 (36-years old) is due for its annual inspection and hope it passes. The Public Works mechanic has been assisting with fire truck repairs; this has allowed a substantial savings to the fire department. The City Manager and Fire Chief have been in discussion for additional administrative paid staff. Chief Caster advised the ORFPD would like to have a joint meeting with the City to discuss mutual concerns. Mayor Roundy advised Vice Mayor Hoffman and Councilmember Paschall can be part of that discussion as liaisons for the fire department. Chief Caster discussed the crucial need of replacing the aging ladder truck as it's a necessary tool to protect the lives of the citizens of Orland.

Building Official Jeff Powell gave an annual review of the Orland Building Department. Mr. Powell advised the City issued a total of 343 building permits last year. There were 20 code enforcement violation cases and 7 fire prevention cases. A total of \$172,000 in building department revenue was collected this calendar year. After revenues and expenditures, the building department enterprise account accumulated an estimated \$94,000 in funds. Mr. Powell advised he accumulated 400 hours in overtime this past year. With the increased activity in the building department, an additional position (Permit technician/clerk) is very much desired.

Commission Appointment:

Library Commission: one vacancy with new term expiring Dec. 31, 2017.

Applicant: Lynda Fitzgerald

Action: Councilmember Edwards moved, seconded by Vice Mayor Hoffman to appoint Lynda Fitzgerald to the Library Commission with a term to expire December 31, 2017. The motion carried by the following voice vote:  
AYES: Mayor Roundy, Vice Mayor Hoffman and Councilmembers Gee, Edwards and Paschall.  
NOES: None  
ABSENT: None  
ABSTAIN: None

CONSENT CALENDAR

- A. Approve Warrant List (payable obligations).
- B. Approve City Council minutes for December 21, 2015.
- C. Receive and file Economic Development Commission minutes for December 8, 2015.

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

PUBLIC HEARING

None

ADMINISTRATIVE BUSINESS

City Attorney Einhorn introduced the first reading of Ordinance No. 2016-XX amending Section 2.04.010 of the Orland Municipal Code regarding regular Council meetings. Council discussed at the last Council meeting to change the Council meeting start time from 7:30 p.m. to 7:00 p.m.

Action: Vice Mayor Hoffman moved, seconded by Councilmember Paschall to approve the first reading of ordinance amending section 2.04.010 of the Orland Municipal Code regarding regular Council meetings to change time held from 7:30 p.m. to 7:00 p.m. The motion carried by the following voice vote:  
AYES: Mayor Roundy, Vice Mayor Hoffman and Councilmembers Gee, Edwards and Paschall.  
NOES: None  
ABSENT: None  
ABSTAIN: None

City Manager Carr brought forward to discuss and consider Building department staffing and space. The the Building department has been managed by one person, but due to increased development activities, this has put a heavy demand on building services. It was suggested that possibly a full-time building department position could also assist the fire department's administrative needs. Mr. Carr recommended creating a permit tech position on at least a temporary or part-time basis. Councilmember Paschall advised he was not in favor of a full-time position. Building Official Powell stated the department is definitely understaffed. He advised he understands the fluctuation in construction trends; however, he could still justify the need for a full-time position. It was noted appropriate fee levels may need to be reconsidered. Council discussed the flexibility of contract, part-time and temporary help. Vice Mayor Hoffman advised the Fire Department is still in need of administrative help, therefore, possibly consider hiring two individuals for both departments. Council directed staff to come back with specific costs of part-time and/or full-time position in the Building Department.

City Manager Carr presented for follow-up and consideration of a new ladder truck purchase. Mr. Carr advised at the last Council meeting, staff was directed to explore revenue options for the purchase of a new truck. Mr. Carr advised the ORFPD board has declined to participate in the cost share of a new ladder truck. The estimated cost is \$900,000 dollars. Two options were presented:

- Purchase Ladder truck now, acknowledging the City can make the downpayment but cannot afford lease-purchase payments of \$59-79k/year for 10-15 years; place tax measure on November ballot.
- Defer the purchase decision until November 2016 when the variables are known, acknowledging the cost of custom-built ladder trucks can be expected to increase \$50-100k.

Staff recommended to defer the decision to purchase until November. Councilmember Gee agreed the City should wait until November before committing to a purchase. Councilmember Edwards expressed her concern of not having a reliable ladder truck. Vice Mayor Hoffman felt a property tax revenue is a stable revenue source. Councilmember Paschall advised he understands the great need for a new ladder truck, however, the City cannot go into debt. Michelle McGee questioned why the City does not consider a used truck. Chief Caster explained a lot of used trucks do not meet California standards. Justin Chaney, Assistant Fire Chief, stated he had concerns about not having adequate equipment to protect the citizens of our community. William Irvin, Irvin Trucking, advised the price will just increase if the City waits to buy a new truck. Maureen Locke, 21 South Street, experienced a house fire and knows the importance of having adequate equipment. Ms. Locke felt if the community knows the needs of the Fire Department, they would be willing to support it. Kimberly Miller, 1226 Walters Street, asked if the tax measure does not pass, how do they plan to pay for it. Jeff Powell, identifying himself as a volunteer fire fighter stated the City should proceed with the purchase of the truck. Mr. Chaney questioned the legal binding of sales tax measure proceeds funding the fire department in the future. One citizen suggested an oversight committee. Mayor Roundy suggested moving forward with purchase of new ladder truck.

Action: Vice Mayor Hoffman moved, seconded by Councilmember Edwards to move forward with lease-purchase of new ladder truck for the OVFD. The motion carried by the following voice vote:  
AYES: Mayor Roundy, Vice Mayor Hoffman and Councilmember Edwards  
NOES: Councilmembers Gee and Paschall

ABSENT: None  
ABSTAIN: None

City Manager Carr gave a power point presentation to consider Medical Marijuana delivery businesses. Mr. Carr advised staff and Councilmembers have researched and taken field trips to regional MMJ delivery facilities to consider the proposed licensing of a local MMJ delivery business. The Economic Development Commission has recommended exploring the issue. Staff presented proposed regulations regarding: time and hours of operation; place and distance from schools and parks; restriction on how many businesses; location in stand-alone building; signage; background checks for owners; security & floor layout; legally grown & tested products; and records accountability. The license to operate would be subject to pay 6 – 10% in gross receipts to the City monthly. Mr. Carr stated applications would be reviewed by the City Manager and licenses reviewed annually and may be revoked at any time, with a right to appeal to the City Council. Jamie Kerr, owner of 530 Collective in Shasta Lake City, advised Council she was available as a resource on this subject. Councilmember Edwards advised she has concerns with the quality of life for the community if the City decides to have a MMJ dispensary for additional revenue. Councilmember Edwards questioned proposed business hours (9 AM – 9 PM) as too long and suggested the hours of (10 AM- 5 PM) as adequate. Councilmember Edwards questioned whether the requirement for two plus years’ experience track record is necessary. Council discussed if there was currently any testing of dispensary products. Ms. Kerr advised there is proposed regulation for 2018 that would require any product being dispensed through a licensed dispensary to be mandatory tested through state standards. Councilmember Gee stated he spoke to professionals in the medical field that feel a definite need is there. Councilmember Gee stated the City needs to move forward. Councilmember Paschall agreed with Councilmember Edwards’ statements. Councilmember Paschall also added the need to increase distance separations from schools and parks from 600 feet to 1,000 feet. Vice Mayor Hoffman stated the dispensary is more like a pharmacy for medical purposes. Andrew Merkle, Butte County resident, stated the City should open up to more than one dispensary, as there is a lot of oversight on this type of business. Steven Jahn, care provider for Orland citizens, had concerns with the issue of drug abuse and its increased use if a dispensary was located in Orland. Mike Gleason, 934 Benson Drive, asked what percentage of the population of Orland and surrounding area would have a need for a dispensary. Ms. Kerr noted she has not had any incidence of increased crime activity related to her business in Shasta Lake City. Michelle McGee, County Rd FF, from personal experience, did not see anything good coming from a dispensary located in the City. Crystal Kesee, on behalf of Jessica McKenzie, Executive Director of Inland Cannabis Farmers Association, recommends Council to support the local farming community and protect the rights of cannabis industries.

Action: Vice Mayor Hoffman moved, seconded by Councilmember Gee to proceed with plans for licensure of medical marijuana delivery as follows: (1) Planning Commission to review proposed “Place” regulations, advise council; (2) Staff to draft time, place, manner regulations in actionable ordinance format and noticed public hearing for further discussion, consideration and action. The motion carried by the following voice vote:  
AYES: Mayor Roundy, Vice Mayor Hoffman and Councilmembers Gee and Paschall  
NOES: Councilmember Edwards  
ABSENT: None  
ABSTAIN: None

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Gee reported on the following:

- Attended GSRMA meeting; over a million dollar savings in medical billing; increased attorney settlement authority.

Councilmember Edwards reported on the following:

- Attended Library Board meeting;
- FFA Rib feed this Saturday;
- OVFD Spaghetti Feed Feb. 6, 2016.

Mayor Roundy reported on the following:

- Will be attending League of Cities Community Services Policy meeting this Friday; update on Governor's budget, homelessness and marijuana regulation.

Vice Mayor Hoffman reported on the following:

- Attended Economic Forecast Conference;
- Visited MMJ dispensary;
- Attended BOS meeting; request to consider buffer zone for cultivation;
- Request seat on Advisory Ad Hoc committee regarding MMJ cultivation.

Councilmember Paschall had no reports at this time.

ADJOURN

Meeting adjourned at 10:54 p.m.

\_\_\_\_\_ Clerk

\_\_\_\_\_ Mayor