

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

## ROLL CALL

Councilmembers present: Reggie Olney, Bruce Roundy, Vice Mayor Jim Paschall and Mayor Wade Elliott

Councilmembers absent: Paul Barr

Staff present: Paula Carr, Tom Andrews, Angie Crook and Paul H. Poczobut Jr.

## ORAL AND WRITTEN COMMUNICATIONS AND REPORTS

### Citizen Business:

John Noffsinger, 724 Papst Avenue, read an article from the newspaper concerning the closing of the "Inkwell" business. Mr. Noffsinger stated the City needs to support local businesses to keep them open in Orland.

Medina Branzelle, 322 Byron Way, advised as of September 15, 2010 the Orland VFW Post 1992 Orland Heroes Memorial Project Committee was sanctioned to move forward with the memorial project for fallen war veterans.

Byron Denton, 127 Tanner Way, stated there are several low income projects presently in Orland. Mr. Denton stated Council previously voted against raising Development Impact Fees to bring new businesses to Orland; however, affordable housing seems to have benefited.

Helen Duree, 238 Stonycreek Drive, advised Council of the Chamber of Commerce Rod and Custom Car Show and Swap meet to be held November 6 -7, 2010 at the Glenn County Fairgrounds. Ms. Duree request Council to consider a sponsorship for the event.

Medina Branzelle, 322 Byron Way, request to see an updated map of the City of Orland.

Carlos Chavez, Orland Youth Football coach, invited Council to attend the Aztec's youth football game taking place at home this weekend. Mr. Chavez commented on a semi-truck parked on Papst Avenue is a traffic hazard.

## CITY COUNCIL COMMUNICATIONS AND REPORTS

Mayor Elliott thanked City Manager Poczobut on the positive coverage on the recent growth and economic development in the community of Orland.

Mayor Elliott advised there will be no closed session concerning the Crystal Geyser matter as there are no updates at this time.

Mayor Elliott advised the Chamber of Commerce will be hosting a Candidate's Forum on October 6 & 8, 2010. The Glenn County Supervisor and Orland School Board candidates will be heard Tuesday evening and City Council candidates on Thursday evening.

Councilmember Elliott request Council to consider sponsorship to the Chamber of Commerce Rod and Custom Car Show and Swap Meet to be held November 6-7, 2010 at the Glenn County Fairgrounds. Councilmember Roundy suggested a sponsorship of \$250 to the Chamber of Commerce.

Councilmember Roundy moved, seconded by Councilmember Olney to approve a \$250 Mo Par sponsorship to the Chamber of Commerce Rod and Custom Car Show and Swap Meet. Motion carried with no abstentions and Councilmember Barr absent. The sponsorship will include a poster, radio advertisement and hourly announcements during the show.

Councilmember Roundy reminded everyone to stop by the new Art Gallery. They have expanded their hours from 1:00 p.m. – 7:00 p.m.

Councilmember Roundy advised the Town and Country Humane Society have remained very active raising money to support their shelter. There has been a golf tournament and ongoing bingo games each month.

#### CONSENT CALENDAR

- A. Waive reading except by title, of any ordinances under consideration at this meeting for either introduction or passage per Government Code §36934.
- B. Approve City Council minutes for September 20, 2010.
- C. Approve Warrant List.
- D. Approve Arts Commission minutes for August 18, 2010.
- E. Approve Economic Development Commission minutes for July 6, 2010.
- F. Approve agreement with Eco-Analysts to update the environmental document for the Benson Estates project.

Vice Mayor Paschall moved, seconded by Councilmember Roundy to approve the consent calendar as presented. Motion carried with no abstentions and Councilmember Barr absent.

#### PUBLIC HEARINGS

1. Conduct Public Hearing and consider second reading and final passage of Ordinance 2010-02 amending Chapter 2.16 of the Orland Municipal Code to modify the existing Conflict of Interest Code.

City Attorney Andrews brought forward the second reading of Ordinance No. 2010-02 amending Chapter 2.16 of the Orland Municipal Code to modify the existing Conflict of Interest Code. City Attorney Andrews advised the Conflict of Interest Code is reviewed very two years to be sure certain staff members and committees adequately disclose any financial interests. The code has been updated to accurately reflect those changes. The Public Hearing opened for comments at 7:50 p.m. John Noffsinger stated in the past the Conflict of Interest Code was not taken care of the way it should have been. Mr. Noffsinger stated it was indicated to him at the time that all Technical Advisory Committee members were not required to file a Conflict of Interest Code form and he anticipated it was being corrected at this time. Mr. Noffsinger asked if TAC members have signed a Conflict of Interest form. City Manager Poczobut stated that all TAC members have completed Conflict of Interest Code forms which were due by the April 30<sup>th</sup> deadline.

Byron Denton, 127 Tanner Way, asked what updates was being made. City Attorney Andrews advised the following positions and commissions have been added: Arts Commission, Economic Development Commission and Library Director. Mr. Andrews indicated the City Planner's title was changed last time to Community Services Director. Mr. Denton advised he wished the code was written a little different so that you cannot go back and correct when you get caught with your hand in the cookie jar. The Public Hearing closed at 7:54 p.m.

Councilmember Olney moved, seconded by Vice Mayor Paschall to adopt the final and second reading of Ordinance No. 2010-02 amending Chapter 2.16 of the Orland Municipal Code to modify the existing Conflict of Interest Code. Motion carried with no abstentions and Councilmember Barr absent.

**ORDINANCE NO. 2010-02**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ORLAND AMENDING CHAPTER 2.16 OF THE ORLAND MUNICIPAL CODE TO MODIFY THE EXISTING CONFLICT OF INTEREST CODE**

2. Conduct Public Hearing and receive comments concerning Supplemental Law Enforcement Service Funds (SLESF) received from the State of California for 2009-2010.

Chief of Police Carr brought forward the proposed plan for the discretionary use of the remainder of the 2009-2010 SLESF fund and the 2010-2011 funding. The funds have been used in the past to supplement salaries and benefits for sworn law enforcement personnel. The remaining funds have been used for training, computer maintenance and replacements. If funding is approved for the 2010-2011 fiscal year, it would be used again for salary and benefits for one sworn staff position and to supplement the department's front line response to criminal activity, such as upgrading computers and a one time expense to outfit fleet vehicles. Vice Mayor Paschall request clarification regarding outfitting fleet vehicles. Chief of Police Carr advised three police vehicles will be mileage out; therefore, the new police vehicles will need to be patrol ready with new light bars, radios and cages, etc. The Public Hearing opened for comments at 7:59 p.m. Medina Branzelle, 322 Byron Way, asked what kind of upgrades to the computers is being considered; whether any of the used equipment from the mileage out patrol cars could be reused on the Volunteer in Police Service (VIPS) vehicles; and whether SLESF funds could be used for a Reserve Officer. Chief of Police Carr stated some computers may only require minor repair or upgrades; otherwise, a replacement may be warranted. Chief of Police Carr advised if at possible, used fleet patrol vehicle equipment would be transferred over to VIP vehicles. SLESF funds are currently being used to pay salary for one patrol officer. Chief of Police Carr stated the Reserve Officer program is a desire for the future, but would require additional funding. With no further comments, the Public Hearing closed at 8:05 p.m.

Councilmember Roundy moved, seconded by Vice Mayor Paschall to approve the proposed plan for the discretionary use of the remainder of 2009/2010 SLESF fund and the 2010/2011 funding once it is approved and appropriated. Motion carried with no abstentions and Councilmember Barr absent.

ADMINISTRATIVE COMMUNICATIONS

City Manager:

City Manager Poczobut request Council to approve Memorandum of Understanding between Golden State Risk Management Authority and the City of Orland regarding enrollment into the new California State Association of Counties (CSAC) Excess Insurance Authority health program. The City Council voted to opt out of the Public Employees Retirement System (PERS) Health program. Insurance plan options include the Platinum PPO plan and the High Deductable Health Plan (HDHP) with Health Savings Account (HSA). The City will continue to make contributions to the retirees insurance for a minimum of three years.

Councilmember Roundy moved, seconded by Vice Mayor Paschall to approve the MOU between the City of Orland and Golden State RMA as administrator for the purpose of enrolling the City of Orland, retirees and dependents in the CSAC EIA Health program. Motion carried with no abstentions and Councilmember Barr absent.

City Manager Poczobut presented a final report of the Orland Business Incubator Program which was managed by 3CORE (formerly Tri County EDC). The program started in July 2008 with funding from the USDA (\$45,000) awarded to 3CORE and with matching funds provided by the City of Orland (\$55,000). The program provided businesses with business assessment, marketing assistance, collateral design and development, website design, and search engine optimization. Four area businesses benefited from the program: Prickly Pear, J & S Bridal, Salvagno's and Aplacas La Dee Da. City Manager Poczobut stated J & S Bridal and Salvagno's were very happy with the development of their websites. Councilmember Roundy stated the program did not meet his expectations for the amount of money that was spent. City Manager Poczobut advised 3CORE does assist the City with applying for grants.

CLOSED SESSION

Closed Session was not held regarding Conference with Legal Counsel-Pending Litigation; Pursuant to Government Code Section: 54956.9(b); Crystal Geysler.

REPORT FROM CLOSED SESSION

No report from closed session.

ADJOURN

Meeting adjourned at 8:30 p.m.

\_\_\_\_\_ Clerk

\_\_\_\_\_ Mayor