

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 Wade Elliott and Mayor Jim Paschal

Councilmembers absent: None

Staff present: Chief of Police J.C. Tolle, City Attorney Greg Einhorn, Assistant City Manager/City Clerk Angie Crook and City Manager Paul H. Poczobut Jr.

ORAL AND WRITTEN COMMUNICATIONS

Citizen Business:

Ana Hernandez and Dinesh Khalasi, student leaders from the Orland High School club "Students Working Against Tobacco" (SWAT), would like to give a presentation at the October 17th Council meeting regarding a policy on prohibiting secondhand smoke in business entryways and parks in Orland. Council agreed to agendaize the item for the next regularly scheduled Council meeting.

Wendy Crain, 105 E. Colusa Street, brought forward concerns and suggestions with the Police Department regarding their involvement with the community, establishment of trust and department policies.

Susan Steuben, County Road 200A, brought forward concern of a recent violent attack the police officer inflicted on her family member. Ms Steuben questioned if there was any kind of investigation taking place. City Attorney Einhorn advised there was an ongoing internal investigation.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Gee advised he distributed a letter to each Councilmember to agendaize a Special Joint Workshop between the Planning Commission and the City Council to discuss the General Plan Update. Councilmember Roundy stated the Planning Commission already passed the General Plan Update to the Council with no recommendations. Council discussed whether there was a need for further discussion with the Planning Commission on the document. Vice Mayor Elliott and Councilmember Hoffman supported the idea of a workshop. Mayor Paschall stated a list of specific items to be discussed should be considered. Council directed staff to set a discussion only workshop between the Planning Commission and City Council for October 27, 2011 at 7:00 p.m.

Councilmember Gee asked if audio recordings could be kept longer than 30 days. Staff advised the recording could be copied to a CD indefinitely.

Councilmember Roundy advised he attended the League of California Cities Conference in San Francisco. Resolutions regarding the City of Bell and the Death Penalty were sent back.

Councilmember Roundy attended workshops on pension reform and the marijuana issue. The EDC steering committee is moving forward towards an uniformed process for issuance of permits.

Councilmember Hoffman stated the Art Gallery will have an open house this Friday October 7, 2011.

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 6, 2011.
- C. Approve Warrant List.
- D. Approve Special meeting City Council minutes for September 19, 2011.
- E. Approve City Council minutes for September 19, 2011.
- F. Receive and file Economic Development Commission minutes for August 1, 2011.

Vice Mayor Elliott moved, seconded by Councilmember Gee to approve the Consent Calendar as presented. Motion carried with no abstentions.

PUBLIC HEARING

None

ADMINISTRATIVE COMMUNICATIONS

City Manager:

City Manager Poczobut advised the Finance Director is moving forward with the process on CalPERS Side Fund Refunding. City Manager Poczobut stated there was an increase in Reserve Funds by \$14,616.

City Manager Poczobut received a request for an appeal by Scott Damon to obtain a business license. City Manager Poczobut denied his request for a business license due to Orland Municipal Code Sections 5.04.040 and 17.08.1245, which state certain conditions and inspections are required before a business license shall be issued. Mr. Damon stated he understands there are certain requirements he needs to meet before he can open his business, however, he needs a business license to apply for an EBT license which can take up to 90 days. Council discussed the matter.

Vice Mayor Elliott moved, seconded by Councilmember Hoffman to direct staff to accept an application and fee for the issuance of a Business License to Mr. Damon; however the license is revocable anytime if applicable requirements are not met prior to occupancy of business. Motion carried with no abstentions.

Meeting adjourned to Closed Session at 8:39 p.m.

CLOSED SESSION

Closed session was held regarding Public Employee Appointment, Employment, Evaluation of Performance, Dismissal or Release; Pursuant to Government Code Section: 54957; Position: City Manager.

Closed session was held regarding Conference with Legal Counsel – Anticipated Litigation; Pursuant to Government Code Section: 54956.9(b); one potential case.

Meeting reconvened to Open Session at 9:10 p.m.

REPORT FROM CLOSED SESSION

Direction was given to City Attorney on both issues.

ADJOURN

Meeting adjourned at 9:11 p.m.

_____Clerk

_____Mayor