

CALL TO ORDER

Roll Call:

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

Councilmembers absent: None

Staff present: City Attorney Greg Einhorn, Assistant City Manager/City Clerk Angie Crook and City Manager Pete Carr

Public Comments:

None

Adjourned to closed session at 7:01 p.m.

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION

Pursuant to Government Code Section 54956.1 (d)(1)

Sanford v. City of Orland, Glenn County Superior Court 15 CV 1500

Meeting adjourned to open session at 7:15 p.m.

REPORT FROM CLOSED SESSION

Information was given to Council; staff will move forward with process.

Meeting reconvened to regular session at 7:30 p.m.

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, Finance director Daryl Brock, City Attorney Greg Einhorn, Assistant City Manager/City Clerk Angie Crook and City Manager Pete Carr

Also present: Fire Chief Bart Caster

Meeting opened with the pledge of allegiance.

ORAL AND WRITTEN AND COMMUNICATIONS

Citizen Comments:

Jamie Kerr, 1550 Locust Avenue, Shasta Lake City, CFO of hybrid collective in Shasta Lake City. Ms. Kerr advised she commends the City Council bringing forth and exploring the issue of medical marijuana dispensaries and collectives in the City of Orland. Ms. Kerr stated she would be happy to assist Council with any questions they may have, as she has knowledge on this issue at both state and local legislative levels and experience as a business owner of a medical marijuana dispensary.

Commission Appointments/Reappointments:

Parks & Recreation Commission – two vacancies with new terms expiring Dec. 31, 2017.

Applicants: Roger Hansen & Jason Ovitz - request reappointment

Action: Councilmember Edwards moved, seconded by Councilmember Paschall to reappoint Roger Hansen and Jason Ovitz to the Parks and Recreation Commission with terms 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

Public Works/Safety Commission – two vacancies with new terms expiring Dec. 31, 2017.

Applicants: Tim Boehm & Trish Saint-Evens – request reappointment

Action: Councilmember Paschall moved, seconded by Vice Mayor Hoffman to reappoint Tim Boehm and Trish Saint-Evens to the Public Works/Safety Commission with terms 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. Receive and file Economic Development Commission minutes for November 10, 2015.
- C. Approve agreement with Nor-Cal Environmental Solutions, LLC. for disposal of industrial treated waste water to the municipal sewer system.
- D. Authorize City Manager to sign contract for on-going materials testing services for Eva Drive Well to M.T. Hall & Associates, Inc.

Action: Vice Mayor Hoffman moved, seconded by Councilmember Edwards 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 HEARINGS

Public Hearing and tabulation of voter ballots for Linwood, Orland Park, and Whitehawk Maintenance Assessment Districts (Voter approval to modify scope of improvements funded by the districts).

Mayor Roundy opened the public hearing at 7:50 p.m. Michael Stover, 1324 Coby Lane, stated he lives in the Whitehawk subdivision and does not support a change at this time. He spoke to several neighbors who advised they would like to know what specific changes would be considered. Mr. Stover stated by his understanding of the resolution, a substantial portion of past year assessments should be credited back to the property owner. Debbie Stover, 1331 Blake Road, thanked the City Manager for the documentation he provided her. She wanted the City to slow down the process so the neighbors can make a more informed decision. Trish Saint-Evens, 6825 County Road 15, asked if someone owns more than one lot within the subdivision, are they allowed to cast a vote for each lot they own. City Attorney Einhorn confirmed they are. With no further comments the public hearing closed at 7:58 p.m.

A resident of the Whitehawk Maintenance Assessment District submitted ballots to the City Clerk on behalf of several property owners in that district.

City Clerk tabulated ballots which were received on behalf of Linwood, Orland Park and Whitehawk Maintenance Assessment Districts.

*Ballot Question: Shall the scope of the improvements permitted by the Maintenance Assessment District be modified to provide for the installation of recreation facilities, including parks and bike paths, within the boundaries of the District?*

Tabulation determined the following:

Linwood Park Maintenance District:	Recreation Facilities	yes-8	no-1	<b>Passed</b>
Orland Park Maintenance District:	Recreation Facilities	yes-1	no-0	<b>Passed</b>
Whitehawk Maintenance District:	Recreation Facilities	yes-2	no-20	<b>Did not pass</b>

Please note: It was determined the following day, the one affirmative ballot which was submitted on behalf of the Orland Park Maintenance District, was not a resident of that district. They were, however, a resident of the Whitehawk Maintenance District. Tabulation changed as follows:

Orland Park Maintenance District:	Recreation Facilities	yes-0	no-0	<b>Did not pass</b>
Whitehawk Maintenance District:	Recreation Facilities	yes-3	no-20	<b>Did not pass</b>

Residents of the Whitehawk Maintenance District requested a meeting with City staff to discuss the types of recreational projects which could be considered in the future. Phyllis Bahou, 1325 Coby Lane, advised the original contractor of the homes promised a landscaped entrance and sign.

First reading – Adding Chapter 17.16 (Marijuana Cultivation), amending Title 8 (Nuisance) and amending Title 14 (Enforcement/Nuisance Abatement) of the Orland Municipal Code regarding Marijuana Cultivation.

City Attorney Einhorn brought forward first reading of ordinance to add Chapter 17.16 (Marijuana Cultivation), amending Title 8 (Nuisance) and amending Title 14 (Enforcement/Nuisance Abatement) of the Orland Municipal Code regarding Marijuana Cultivation. A provision in the recently enacted state medical marijuana legislation states if a city wishes to ban cultivation, they must do so by January 29, 2015, to be effective March 1, 2016, or the state by default will become the sole licensing authority for medical marijuana cultivation in the City. The public hearing opened for comments at 8:15 p.m. Michael Stover supports enacting an ordinance banning cultivation in the city limits. Jamie Kerr advised state legislator Jim Wood hopes to clarify a drafting error to strike the March 1st, deadline. With no further comments, the public hearing was closed at 8:21 p.m. Councilmember Paschall stated the City should proceed with banning cultivation. Councilmember Gee advised cultivation should be banned in town and only done within the County since its agricultural related. Councilmember Edwards stated she was totally against cultivation. Vice Mayor Hoffman agreed.

Action: Vice Mayor Hoffman moved, seconded by Councilmember Paschall to approve the first reading of the ordinance 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

ADMINISTRATIVE BUSINESS

City Manager:

City Manager Carr requested Council to discuss the need to purchase a replacement ladder truck for the Orland Volunteer Fire Department. The current ladder truck was purchased in 1978. A fire vehicle can remain in service for 20 years and then moved to reserve status for the last 5 years; then it should be taken out of service. Discussion occurred regarding the risks of purchasing a used model versus a new one. It was discussed there may be more problems with buying a used truck due to different out of state regulations, emissions, etc. A price quote of \$875,090 was received for a new truck. It was suggested to consider splitting the cost of a new truck with the Orland Rural Fire Department. Justin Chaney, Assistant Fire Chief, stated whatever Council decides, the engine needs to last for three decades. Ms. Saint-Evens advised to get a tax initiative in effect. Councilmember Gee recommended not buying a used truck and advised he is interested in hearing from the ORFPD. Vice Mayor Hoffman stated we need to know what exactly the Fire Departments needs and implement a tax increase. Mayor Roundy stated we also need revenue for a paid Fire Chief. Fire Chief Caster noted the Rural Board meets

the following week and will discuss their thoughts on sharing costs with the OVFPD. Council agreed there is a need to purchase a new ladder truck.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Gee reported on the following:

- Attended Waste management meeting;
- New plastic benches ordered for Orland; working on USDA loan for closure of landfill;
- No issues brought up during KVB public meeting; final EIR due Feb. 17<sup>th</sup>;  
Tour of Sunnyvale plant operation, Dec. 29<sup>th</sup>.

Councilmember Edwards reported on the following:

- Attended Transportation & Waste Management meetings.
- Attended shoe giveaway for children at local schools;
- Helped the Mayor at the food pantry with Christmas baskets;
- Grewal family gave away new bikes for Christmas.

Councilmember Paschall had no reports at this time.

Vice Mayor Hoffman reported on the following:

- Made Santa visits to local schools; raising funds for the Chamber.

Mayor Roundy reported on the following:

- Over 400 Christmas baskets were given out from the Food Pantry;
- Friends of the Library gave out over 500 books;
- Helped with food drive at the schools;
- Knights of Columbus had a coat drive; gave out over 500-600 coats.

ADJOURN

Meeting adjourned at 9:26 p.m.

\_\_\_\_\_Clerk

\_\_\_\_\_Mayor