

MINUTES OF REGULAR MEETING, ORLAND CITY COUNCIL, Tuesday January 20, 2015

7:00 p.m.

CALL TO ORDER

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

Others present: GSRMA Risk Manager Scott Schimke and GSRMA Counsel Gary Krup

Public Comments:

None

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

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION

Pursuant to Government Code Section: 54956.9 (a)

1. Powell v. City of Orland
2. Sailsbery v. City of Orland

Mr. Schimke and Mr. Krup departed at 7:20 p.m.

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2), (3) of subdivision (d) of Government Code Section: 54956.9

Four potential cases

PUBLIC EMPLOYEE APPOINTMENT, EMPLOYMENT, EVALUATION OF PERFORMANCE, DISMISSAL OR RELEASE

Pursuant to Government Code Section: 54957

Position: City Manager

Meeting adjourned to open session at 7:27 p.m.

REPORT FROM CLOSED SESSION

Direction was given on the four potential cases. Council will continue closed session at the end of the regular meeting.

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

ROLL CALL

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

Councilmembers absent: Dennis Hoffman

Staff present: Finance Director Daryl Brock, Chief of Police J.C. Tolle, City Attorney Greg Einhorn, Assistant City Manager/City Clerk Angie Crook and City Manager Pete Carr

Meeting opened with the pledge of allegiance.

ORAL AND WRITTEN COMMUNICATIONS

Citizen Comments:

None

Commission Appointments:

Planning Commission – 3 vacancies with new terms expiring December 31, 2018.
New applicants interviewed and panel recommended: Steve Crane, Sharon Lazorko, and Doris Vickers

ACTION: Councilmember Gee moved, seconded by Councilmember Roundy to appoint Steve Crane, Sharon Lazorko and Doris Vickers to the Planning Commission with terms expiring December 31, 2018. 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

CONSENT CALENDAR

- A. Approve Warrant List (payable obligations).
- B. Approve City Council minutes of January 5, 2015.
- C. Receive and file Public Works Commission minutes for August 13, 2014.
- D. Receive and file Economic Development Commission minutes of December 9, 2014.
- E. Receive and file Public Safety Commission minutes for December 12, 2014.
- F. Receive and file City Selection Committee minutes of January 5, 2015.
- G. Approve request of park fee waiver for 2015 Glenn County Certified Farmers' Market.

ACTION: Vice Mayor Edwards moved, seconded by Councilmember Gee to approve 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

MINUTES OF REGULAR MEETING, ORLAND CITY COUNCIL, Tuesday January 20, 2015 -3-

PUBLIC HEARING

Zoning Ordinance Text Amendment #2014-02: A city-initiated amendment to Title 17, *Zoning* of the City of Orland Municipal Code to address discrepancies, omissions or to make minor modifications to the Orland Municipal Code. This amendment package includes the following action components:

Chapter 17.20 - R-1 Zoning District – building height limit and landscaping requirements;

Chapter 17.24 and 17.25 R-2 and R-3 Zoning District – garage and carport height limits;

Chapter 17.40, 17.44, 17.48 and 17.60 C-2, C-H, M-L, and P-D Zoning Districts – administratively permitted uses;

Chapter 17.76 parking lot landscaping and second unit parking requirements;

Chapter 17.78 Signs – maximum sign size for all zoning districts and the zoning districts in which flashing signs are allowed.

Environmental Review: Staff is recommending that the City Council determine that the project is *exempt* from further environmental review pursuant to Section 15061(b)(3) of the State CEQA guidelines. A project is exempt from CEQA if the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. The proposed project is a text amendment to the City's zoning ordinance (OMC Title 17) and will not result in or otherwise compel any physical disturbance to the existing physical environment.

City Manager Carr gave a review of the proposed zoning text amendments recommended by staff and the Planning Commission. The proposed actions would make minor modifications in the OMC to address standards for building height; requirements for front-yard landscaping; modify the listing of allowed uses in various zone districts; require parking for new second dwelling units; increase in maximum allowed signage area for parcels having longer street frontages; and allow pole sign spacing reductions in the freeway influence area through the Conditional Use Permit process.

The Planning Commission also recommended that the proposed action be exempt from further CEQA review. The public hearing opened for comments at 7:42 p.m. Byron Denton, 127 Tanner Way, stated the proposed action sounds good. With no further comments, the public hearing closed at 7:43 p.m.

ACTION: Councilmember Gee, seconded by Vice Mayor Edwards to approve ZCA#2014-02 and conduct the first reading of the Ordinance amending Title 17, Zoning, by revising Chapter 17.20, R-1 Residential One-Family Zone, Chapter 17.24 R-2 Residential Tow-Family Zone, Chapter 17.28 R-3 Residential Multiple Family –Professional Zone, Chapter 17.40 C-2 Community Commercial Zone, Chapter 17.44 C-H Highway Service Commercial Zone, Chapter 17.48 M-L Limited Industrial Zone, Chapter 17.60 P-D Planned Development Zone, Chapter 17.76 General Use and Design Requirements, and Chapter 17.78 Sign Ordinance and determining that the proposed project is exempt from further review under the California Environmental Quality Act (CEQA) pursuant to Section 15061 (b)(3). The motion carried by the following voice vote:
AYES: Mayor Paschall, Vice Mayor Edwards, Councilmembers Gee and Roundy
NOES: None
ABSENT: Councilmember Hoffman
ABSTAIN: None

City Manager Carr advised an application for the development of Starbucks was received by the City this past week. The new development would be located behind Burger King.

ADMINISTRATIVE BUSINESS

Chief of Police:

Chief of Police Tolle gave a presentation on the 2014 Annual Report on the Orland Police Department. The police department currently has one vacant and one frozen position. There were 3,353 assigned calls this past year in comparison to 2,986 calls in 2013. There were 115 accident reports in 2014. Chief Tolle advised domestic calls had decreased; however, the situations have been more violent. Items taken in through the Evidence /Property room have increased, as well as items that were purged. Over \$19,000 of fundraiser donations have covered expenses for K-9 Ruger. In car cameras were recently installed and body worn cameras were purchased this past year. Chief Tolle advised they wish to move the department to a bigger facility or remodel the current facility in the future. A security camera around City Hall/Police building is also desired. Council thanked Chief Tolle for his presentation.

City Manager:

City Manager Carr presented Council with a 2014-2015 mid-year financial review and request for budget recommendations. General Fund revenues are within 4% of budget plans. Property taxes, sales taxes, and DMV-in-lieu of taxes are better than anticipated. General Fund expenses are also within 4% of budget. General Fund Reserves are currently at \$743,392. Council authorized \$18,000 for the purchase of a bucket truck a couple of years ago, but was unable to find an appropriate one. Staff recommended the purchase or lease of a Public Works bucket truck and an additional \$20,000 in funding for the Planning department to ensure continued services through June.

ACTION: Councilmember Roundy moved, seconded by Vice Mayor Edwards to approve a \$20,000 increase to the Planning department budget for the remainder of the year and for staff to obtain additional information regarding lease or purchase options for the bucket truck. 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:

- Attended LOCC Policy meeting; Governor's 164 billion dollar budget analyzed;
- Attended Gang presentation on reformed gang members (Jose Martinez); possible strategy in the future with County and schools to fight against gangs;
- Will attend Groundwater Workshop, January 26th in Willows.

Councilmember Gee reported on the following:

- Attended GSRMA meeting; mid-year review in good shape;
- Will be attending Board of Realtors meet and greet meeting with government officials, January 28th, Glenn County Golf & Country Club in Willows;
- Will be attending Economic Development Forecast Conference in Oroville on January 22nd.

Vice Mayor Edwards reported on the following:

- Attended 4-H Leadership dinner;
- Attended Glenn Co. Transportation meeting; rural counties not receiving much revenue from the State;
- Attended Library Commission Meeting; paperback book sale Jan 21st and 22nd;
- Attended Public Works/Safety Commission meeting; lengthy meeting, unable to address public safety issues;
- Attended Crab Feed;
- Attended Gang presentation

Mayor Paschall had no reports.

Meeting adjourned to closed session at 8:58 p.m.

Councilmember Roundy moved, seconded by Vice Mayor Edwards to approve adding an emergency item to the agenda in regards to anticipated litigation.

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section: 54956.9

One potential case

PUBLIC EMPLOYEE APPOINTMENT, EMPLOYMENT, EVALUATION OF PERFORMANCE, DISMISSAL OR RELEASE

Pursuant to Government Code Section: 54957

Position: City Manager

Reconvened to open session at 9:40 p.m.

REPORT FROM CLOSED SESSION

Direction given to City Attorney in regards to anticipated litigation.

Direction given in regards to evaluation.

ADJOURN

Meeting adjourned at 9:45 p.m.

_____ Clerk

_____ Mayor