

MINUTES OF REGULAR MEETING, ORLAND CITY COUNCIL, Monday May 19, 2014 6:30 p.m.

CALL TO ORDER

Roll Call:

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

Councilmembers absent: Councilmember Hoffman

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

Citizen Comments:

None

Adjourned to Closed Session at 6:32 p.m.

CLOSED SESSION

- A. Closed session was held regarding Conference with Legal Counsel - Existing Litigation; Pursuant to Government Code Section: 54956.9(d)(1); Orland v. Western Insurance.
- B. Closed session was held regarding Conference with Legal Counsel – Existing Litigation; Pursuant to Government Code Section: 54956.9(d)(1); Nancy Sailsbery v. City of Orland; DFEH Number:126026-59237; EEOC Number:37A-2013-21091-C(Glenn-N).
- C. Closed session was held regarding Conference with Legal Counsel – Anticipated Litigation; Pursuant to Government Code Section: 54956.9(d)(2); Significant exposure to litigation; One potential case.
- D. Closed session was held regarding Public Employment; Pursuant to Government Code Section: 54957; Title: Animal Control and Dispatch Services
- E. Closed session item regarding Public Employee Appointment, Employment Evaluation of Performance, Dismissal or Release; Pursuant to Government Code Section: 54957; Position: City Manager was considered.

Meeting adjourned to Open Session at 6:55 p.m.

REPORT FROM CLOSED SESSION

- A. City Council approved the Western Insurance claim compromise. Motion carried unanimously 4-0. Ayes: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Roundy. Councilmember Hoffman absent.
- B. Information was given to Council regarding the Nancy Sailsbery case.
- C. Direction was given to City Attorney regarding one potential case.

- D. Information was given to Council.
- E. Closed Session item regarding Public Employee Appointment, Employment Evaluation of Performance, Dismissal or Release; Pursuant to Government Code Section:54957;Position: City Manager was deferred to a later date.

Regular meeting was called to order at 7:33 p.m. by Mayor Paschall. Meeting opened with the Pledge of Allegiance.

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

ORAL AND WRITTEN COMMUNICATIONS

Citizen Comments:

Byron Denton questioned why the City was holding closed session on dispatch and animal control services, rather than having discussion in open session. City Attorney Einhorn stated since they are contract positions, Council is being updated on the status of the negotiations of these positions. If there is a proposed contract or agreement, it would be brought forward to open session for consideration.

Presentation:

Chief of Police Tolle thanked the police department team for all their hard work and efforts they have given to their department. Police Officer Grant Carmon was honored with the Nicolas T. Mondragon "Police Officer of the Year" award, based on his character, leadership and courage. Officer Carmon has worked hard to rebuild the K-9 program this past year.

CONSENT CALENDAR

- A. Approve Warrant List (payable obligations).
- B. Approve City Council minutes for May 5, 2014.
- C. Receive and file letter from Alameda, CA resident regarding bus accident.
- D. Consider for second reading and adoption of Ordinance No. 2014-05 entitled "An Ordinance of the City Council of the City of Orland amending Title 17 of the Orland Municipal Code By modifying Section 17.44.030 and Section 17.52.040 and adding Chapter 17.86, Adult Oriented Businesses."

ACTION: Councilmember Roundy moved, seconded by Vice Mayor Edwards to approve the consent calendar as presented. The motion carried 4-0 by the following voice vote:
AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Roundy
NOES: None
ABSENT: Councilmember Hoffman
ABSTAIN: None

PUBLIC HEARING

None

ADMINISTRATIVE COMMUNICATIONS

Earl Megginson, 1023 Trinity Street, thanked Council and staff for the action taken on the changes made to the adult oriented businesses ordinance, which protects our way of life in Orland.

Grant Administrator:

City Manager Carr presented to Council for review and consideration on an application to the Department of Transportation (Active Transportation Program Cycle 1) for street improvements and a city-wide transportation plan. This new grant program replaces several former programs including Safe Routes to Schools. The Public Safety Commission has conducted discussions on areas that need to be addressed in terms of safety for pedestrians, bicyclists and motorists. Recommended intersections for improvements include: Walker Street at, Woodward Avenue, Second Street, Third Street, Fourth Street, Fifth Street; and the intersection of Sixth and Monterey Street. The City also requested funds to develop a plan to assess the community's transportation connectivity and accessibility. Councilmember Roundy stated the Safe Routes to School plan is noted in the City's General Plan. Vice Mayor Edwards stated she had concerns for a safe walking path for children to get to school from the Whitehawk subdivision. Mayor Paschall stated there is a walking path through Lely Park but the City would need to address the concerns regarding ownerships and improvements along the path.

ACTION: Vice Mayor Edwards moved, seconded by Councilmember Roundy to authorize the City Manager to submit an application to the Department of Transportation. Motion carried 4-0 by the following voice vote:
AYES: Mayor Paschall, Vice Mayor Edwards and Councilmembers Gee and Roundy
NOES: None
ABSENT: Councilmember Hoffman
ABSTAIN: None

City Manager:

City Manager Carr and Finance Director Brock introduced for discussion the 2014-2015 Preliminary General Fund Budget. The first draft budget shows a near balance. Revenues are anticipated to increase by 3.8% overall and expenditures are shown to be up 2.22%. The minimum reserve fund balance is slightly higher than the current fiscal year and about 2% above what is likely to be achieved. City Manager Carr stated the budget does have a small deficit and

will seek options on how to cover that. Staff discussed various assumptions made in the first draft FY15 budget.(including medical insurance increase, pooled risk contributions, animal control and dispatch services, etc.). It is hoped Equipment/Maintenance costs can be reduced by utilizing the City's Public Works mechanic for the Fire Dept. Recent pool improvements should also reduce utility expenses. Councilmember Roundy noted to keep in mind improvements to Bihler Field in the future. Library Director Meza advised the library is short staffed with 3 part-time positions and stressed the need to fill the one part-time library position. City Manager stated he will bring back more information regarding the Code Enforcement/Building Official/Building Inspector position, as the part-time contract inspector position is turning into a role. A revised draft budget will be brought back to Council in June.

City Manager Carr gave an update on the bus incident memorial and current city projects. Orland Pride has agreed they would be willing to help by coordinating the bus memorial project. Orland Pride's primary mission is the Veteran's Memorial project. The City has contacted FedEx to consider a donation for the bus memorial project. The swimming pool has undergone a lot of improvements; a celebration is planned for June 14th at noon. The Spray Park main pad is complete; awaiting the arrival of fixtures to place on the splash pad.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Gee reported on the following:

- City/County EDC meeting is Thursday;
- Attended Golden State RMA; no dividends will be given; City of Orland member's term to expire July 1st, Crescent City to take place; Changes in LPIP application.

Vice Mayor Edwards reported on the following:

- LAFCO advised Orland is short on park acreage according to Orland's standard;
- Safety Commission having problems with getting a full quorum;
- Attended Library Commission meeting.

Councilmember Roundy reported on the following:

- Attended Water Advisory Board meeting;
- Farmer's Market begins May 29, 2014;
- Annual RCD BBQ May 29, 2014 at Lely Park;
- LOCC Northern Sacramento Valley Division meeting May 30th in Davis;
- Attending LAFCO meeting next month.

Mayor Paschall reported on the following:

- Checked out swimming pool improvements, excited about pool opening.

ADJOURN

Meeting adjourned at 9:07 p.m.

Clerk

Mayor