

CALL TO ORDER

Roll Call:

Councilmembers present: Charles Gee, Salina Edwards (arrived at 6:03 p.m.), Vice Mayor Dennis Hoffman and Mayor Bruce Roundy

Councilmembers absent: Jim Paschall

Staff present: Public Works Director Ed Vonasek (arrived at 6:03 p.m.), City Attorney Greg Einhorn, Assistant City Manager/City Clerk Angie Crook and City Manager Pete Carr

Citizen Comments:

None

Meeting adjourned to closed session at 6:01 p.m.

CLOSED SESSION

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section: 54956.8

Property: 4085 County Road N; APN 047-170-020-000

Agency Negotiators: Pete Carr and Ed Vonasek

Negotiating parties: Richard D. & Jacqueline J. Whipple

Under negotiation: Suitability, price and terms

Meeting adjourned to open session at 6:50 p.m.

REPORT FROM CLOSED SESSION

Council gave direction to staff.

Reconvene to regular session

Roll Call:

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

Councilmembers absent: Jim Paschall

Staff present: Chief of Police J.C. Tolle, Public Works Director Ed Vonasek, City Engineer Ken Skillman, City Planner Scott Friend, Grants Administrator Janet Wackerman, 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:

Joseph Baugher, 226 Stonycreek Dr, spoke about his concerns on the increased activity along Stony Creek. Mr. Baugher advised there is garbage, tents, traffic and homeless camps in the area. The lock on the gate continues to be removed by trespassers.

Proclamation:

Mayor Roundy presented a proclamation to Elise Garrison proclaiming the month of October as Dysautonomia Awareness Month. Council thanked Ms. Garrison for bringing awareness to this disease.

CONSENT CALENDAR

- A. Approve Warrant List (payable obligations).
- B. Approve City Council minutes for October 3, 2016.
- C. Approve and adopt Resolution No. 2016-16 the annual appropriations limit for the fiscal year 2016-2017.
- D. Approve and adopt second reading by title only Ordinance 2016-07 amending Chapter 2.16 to modify the existing conflict of interest code.

Action: Councilmember Gee moved, seconded by Councilmember Edwards to approve the consent calendar as presented. The motion carried by the following voice vote:

AYES: Charles Gee, Salina Edwards, Jim Paschall, Dennis Hoffman and Mayor Bruce Roundy
NOES: None
ABSENT: Jim Paschall
ABSTAIN: None

PUBLIC HEARING

Conduct a public hearing and upon conclusion authorize the City Manager or his designee to submit close-out documents to the State for Grant No.12-CDBG-8404 (Papst Avenue street improvements and water system capacity study).

Grant Administrator Janet Wackerman brought forward the close-out documents of Community Development Block Grant Program (CDBG) Grant No. 12- CDBG-8404. Ms. Wackerman reported the City received grant funds in the amount of \$877,195 in 2012 for street improvements to Papst Avenue and a water system capacity study. The improvements to Papst Avenue allowed for the undergrounding of the canal and created an additional access road for residents in the Meadowood subdivision. The water study has been utilized as a reference in the grants

department to pursue funding for the city's water infrastructure needs. A public hearing was opened for comments at 7:20 p.m. Trish Saint-Evens, 6825 Road 15, commended the City on their hard work in getting the project completed. With no further comments, the public hearing closed at 7:21 p.m.

Action: Councilmember Edwards moved, seconded by Vice Mayor Hoffman to authorize the City Manager or his designee close out documents to the State. The motion carried by the following voice vote:

AYES: Charles Gee, Salina Edwards, Jim Paschall, Dennis Hoffman and Mayor Bruce Roundy

NOES: None

ABSENT: Jim Paschall

ABSTAIN: None

ADMINISTRATIVE BUSINESS

City Manager Carr brought forward to Council a proposal from the Arts Commission to establish a required design- review process for murals and building colors in commercial districts. Mr. Carr stated the Arts Commission currently has a recommended palette of colors for commercial buildings in the downtown area; however, it is not a requirement to use these colors. Rae Turnbull, Chairperson from the Arts Commission discussed the proposed design-review process and advised they do not want to tell businesses what they can or cannot do, but would like to give some guidance on the general level of artwork and quality standards. City Attorney Einhorn advised he had concerns that the design review could become too subjective. Councilmember Edwards stated the City could have an appeal process if a business/property owner rejected a recommendation by the Arts Commission. City Planner Friend stated he had concerns about discretionary actions relative to California Environmental Quality Act (CEQA). Councilmember Gee stated it could become another layer of bureaucracy. Mayor Roundy stated he would like to see the Arts Commission consulted. Council directed staff to work with the Arts Commission, City Attorney and City Planner to come up with a standardization of design review for the City.

City Manager Carr brought forward for second reading by title only Ordinance No. 2016-08 amending Title 17, of the City of Orland Municipal Code by modifying Chapter 17.78 sign ordinance by making changes to the standards used to regulate temporary signage. Mr. Carr stated the draft text of the Ordinance was revised to identify the text changes. It was noted to Council to review the portion of new regulation under political signage, as it may not actually reflect Council's intent. Council discussed briefly and agreed with code amendment as drafted.

Action: Vice Mayor Hoffman moved, seconded by Councilmember Gee to adopt Ordinance 2016-08 amending Title 17 , Zoning, of the City of Orland Municipal Code by modifying Chapter 17.78 -Sign Ordinance by making changes to the standards used to regulate temporary signage. The motion carried by the following voice vote:

AYES: Charles Gee, Salina Edwards, Jim Paschall, Dennis Hoffman and Mayor Bruce Roundy

NOES: None

ABSENT: Jim Paschall ABSTAIN: None

City Engineer Skillman gave an update on Orland Unit Water Users Association's construction guidelines. Mr. Skillman stated the OUWUA has reduced its required pressure rating for undergrounding canal pipes from 70 psi to 50 psi. This change will substantially decrease costs for contractors in undergrounding laterals. Mr. Skillman stated this will allow more opportunities to develop vacant land.

City Manager Carr gave an update on the continuing development of the governance structure of a Groundwater Sustainability Agency (GSA). Mr. Carr stated by June 2017, there needs to be coordinated effort between the different GSA's to resolve planning areas that overlap geographically, otherwise the State will make this determination. Costs of funding a GSA are unknown; however, it has been suggested it will be cost prohibitive for the City. Mr. Carr noted it has been agreed that the common principals identify domestic water is a priority of the plan. Mr. Carr asked if Council would consider stepping back from being an independent GSA if a legally enforceable Memorandum of Understanding (MOU) guaranteed City authority over well placement and extraction. Council was receptive to this, discussed costs may be prohibitive and the City needs to maintain a seat at the table and be a part of the process.

City Manager Carr brought forward the annual fee adjustment for Waste Management, Inc. based on the existing service contract. Mr. Carr stated the contract provides for an annual price adjustment based on the consumer price index, landfill tipping fees and diesel fuel costs. The net increase for this year is 0.24%, which adds 5 cents to the current 64-gallon refuse cart (\$18.53 to \$18.58).

Action: Vice Mayor Hoffman moved, seconded by Councilmember Edwards to approve the proposed cost adjustment for Waste Management, Inc. as presented. The motion carried by the following voice vote:
AYES: Charles Gee, Salina Edwards, Jim Paschall, Dennis Hoffman and Mayor Bruce Roundy
NOES: None
ABSENT: Jim Paschall
ABSTAIN: None

City Manager Carr requested Council to discuss and consider whether to adopt Resolution No. 2016-17 supporting the League of California Cities position to Oppose Proposition 57, " the Public Safety and Rehabilitation Act of 2016." Chief Tolle advised Proposition 57 is opposed by California Law Enforcement, District Attorneys, Police Chiefs, and Sheriffs. Chief Tolle stated Proposition 57 would potentially lead to early release for offenders of "non-violent" crimes, many of which seem more properly categorized as violent, which raises concerns that these offenders will be provided undue leniency.

Action: Councilmember Gee moved, seconded by Vice Mayor Hoffman to adopt Resolution No. 2016-17 supporting the League of California Cities position to Oppose Proposition 57, the "Public Safety and Rehabilitation Act of 2016." The motion carried by the following voice vote:
AYES: Charles Gee, Salina Edwards, Jim Paschall, Dennis Hoffman and Mayor Bruce Roundy
NOES: None
ABSENT: Jim Paschall ABSTAIN: None

CITY COUNCIL COMMUNICATIONS AND REPORTS

Vice Mayor Hoffman reported on the following:

- Attended Chamber of Commerce meeting;
- Planning Commission meeting is cancelled.

Councilmember Edwards reported on the following:

- Attended LAFCO meeting;
- Attended Women of the Year ceremony; Congressman John Garamendi recognized outstanding women in our community: Jody Meza, Carolyn Denton and Christine Stifter;
- Attended Senior Nutrition Center Spaghetti Fundraiser.

Councilmember Gee reported on the following:

- Will attend GSRMA Annual Conference in Corning on Oct. 20, 2016;
- Chamber of Commerce Candidates Night set for Oct. 18, 2016.

Mayor Roundy reported on the following:

- He and City Manager spoke to many organizations regarding Measure A;
- Observed an educational art project for children at Rancho de Soto apartments;
- Attended League of California Cities Annual Conference; homelessness a big topic;
- Candidate's night scheduled for October 18, 2016.

ADJOURN

Meeting adjourned at 9:12 p.m.

_____ Clerk

_____ Mayor