

CALL TO ORDER

Roll Call:

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

Councilmembers absent: None

Staff present: City Attorney Greg Einhorn and City Manager Pete Carr

Citizen Comments:

None

Meeting adjourned to closed session at 6:31 p.m.

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to Government Code Section: 54957.6

Agency Negotiators: Greg Einhorn, City Attorney
Bruce Roundy, Mayor
Charles Gee, Councilmember

Employee Organization(s): United Public Employees of California Local #792
(Mid Management and General Units)
Unrepresented Employees (All others not in UPEC)
Orland Police Officers Association (OPOA)

Meeting adjourned at 6:55 p.m.

REPORT FROM CLOSED SESSION

Council gave direction to staff regarding negotiations.

Reconvene to regular session.

Roll call:

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

Councilmembers absent: None

Staff present: Sergeant Sean Johnson, Public Works Director Ed Vonasek, City Planner Scott Friend, 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:

Byron Denton, 127 Tanner Way, gave an update on the Eva Drive well; gas and electric lines are in.

CONSENT CALENDAR

- A. Approve Warrant List (payable obligations).
- B. Approve City Council minutes for September 6, 2016.
- C. Receive and file Economic Development Commission minutes for August 9, 2016.
- D. Receive and file Library Commission minutes for July 12, 2016.

Action: Councilmember Gee moved, seconded by Councilmember Paschall 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: None

ABSTAIN: None

PUBLIC HEARINGS

City Manager Carr requested Council to conduct a Public Hearing, and upon conclusion, consider adoption of resolutions to approve certain findings and energy related improvements to City facilities with Aircon Energy, Inc. and approve lease agreement and related loan documents to fund energy related improvements at City facilities.

Mr. Carr presented to Council a proposed energy efficiency project. Aircon Energy has proposed \$768,056 in energy upgrades to City facilities, with financing paid through energy bill savings and a payback in 10 ½ years. The solar component will be brought back in a couple months as the school district and County have shown interest in partnering with the City on a solar project. The annual positive cash flow of the energy efficiency project is anticipated to be \$5-10k per year for the first 17 years during payoff of the lease-purchase agreement. A one-time rebate of \$21k is made available through PG&E after installation. Mr. Carr contacted other municipalities who endorsed Aircon Energy, Inc. with a 100% satisfaction rating. Jeff Wagner, CEO of Aircon, Inc. and Andy Roth, Director of Engineering were present. Council questioned would there be any guarantees to cover any mechanical failures. Mr. Wagner explained there is a one-year warranty on labor and different levels of warranties on equipment. Mr. Wagner stated a maintenance program is offered with the SCADA control system. Councilmember Gee questioned if financing for both the energy efficiency project and solar project can be combined. Mr. Wagner stated there is a special financing program for solar, Clean Renewable Energy Bonds (CREBS), which allows a loan interest rate at 1%. Mayor Roundy opened the public hearing at 7:36 p.m.

Byron Denton, 127 Tanner Way, asked where the motors are built. Mr. Wagner stated they are American made. Vice Mayor Hoffman asked whether 3CORE financing has been looked in to. Mr. Carr advised he has not shopped for financing at this time. Trish Saint-Evens, 6825 County Road 15, questioned if the CREBS financing (solar) will remain in place for a certain period of time, in case the City does not move forward at this time. Mr. Wagner stated money should be available over the short term, as 400 million dollars is available at this time. With no further comments, the public hearing closed at 7:45 p.m.

Action: Vice Mayor Hoffman moved, seconded by Councilmember Paschall to adopt Resolution No. 2016-11 approving the proposed energy efficiency project as proposed. The motion carried by the following voice vote:
AYES: Charles Gee, Salina Edwards, Jim Paschall, Dennis Hoffman and Mayor Bruce Roundy
NOES: None
ABSENT: None
ABSTAIN: None

Vice Mayor Hoffman moved, seconded by Councilmember Edwards to adopt Resolution No. 2016-XX directing the City Manager to proceed with arranging financing.

Councilmember Gee felt Council should wait until after the November election before approving financing for the project.

Vice Mayor Hoffman withdrew his motion to proceed with financing.

Council directed staff to investigate financing options and bring back after the November General Election.

City Planner Friend requested Council to conduct a Public Hearing and consider reading by title only and passage of first reading of an Ordinance entitled "AN ORDINANCE OF THE CITY OF ORLAND CITY COUNCIL 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."

City Planner brought forward a proposed amendment of Chapter 17.18 sign ordinance regarding temporary signage. The Planning Commission held a public hearing in August and recommended the draft ordinance to Council. A ruling by the Supreme Court case Reed vs Town of Gilbert has changed the way local governments can regulate signs within their jurisdiction. Mr. Friend stated cities now need temporary sign regulations which are content neutral, and deal only with time, place and manner restrictions. Mr. Friend explained the various modifications to the Orland Municipal Code. Staff advised the City's existing political sign policy was in conflict with Supreme Court ruling. Councilmember Edwards advised yard sale signage should be enforced. Staff advised Council would need to determine the priority of enforcing yard sale signs. The public hearing opened for comments at 8:19 p.m. Byron Denton, 127 Tanner Way, stated an ordinance is needed. Trish Saint Evens, 6825 County Road 15, asked if yard sale signs can still be posted on poles. Staff advised it has never been allowed in the ordinance. Ms. Saint-Evens stated the public should be made aware of that rule. The public hearing closed at 8:22 p.m. Councilmember Gee questioned if real estate directional signs are still allowed. Mr. Friend confirmed they are.

Action: Vice Mayor Hoffman moved, seconded by Councilmember Paschall to approve passage of first reading of ordinance by title only: "AN ORDINANCE OF THE CITY OF ORLAND CITY COUNCIL 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;" determine that the project is exempt from further review under California Environmental Quality Act (CEQA) pursuant to Section 15061 (b)(3). The motion carried by the following voice vote:

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

NOES: None

ABSENT: None

ABSTAIN: None

ADMINISTRATIVE BUSINESS

City Manager Carr requested Council to adopt Resolution No. 2016-12 approving a proposed Memorandum of Understanding between the City of Orland and the Orland Police Officers Association. The proposed agreement would start July 1, 2016 and expire June 30, 2019 with a 9% salary increase over the three years. The City would provide a lower cost Blue Shield health insurance plan, along with a gap plan and health insurance reimbursement account. Employees may retain the higher cost medical plan; however, they would be responsible for the cost difference. Employees classified as "Classic" will pay their full share in PERS employee retirement cost at 9% and newer employees classified as "PEPRA" will pay their full share at 11 ½%. Council thanked the negotiation team for their professionalism.

Action: Vice Mayor Hoffman moved, seconded by Councilmember Paschall to adopt Resolution No. 2016-12 approving a Memorandum of Understanding between the City of Orland and the Orland Police Officers Association for a three year period, Effective July 1, 2016 through June 30, 2019. The motion carried by the following voice vote:

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

NOES: None

ABSENT: None

ABSTAIN: None

Assistant City Manager Crook brought forward Resolutions to approve supporting the League of California Cities position on the following propositions:

- a. Oppose Proposition 53 Revenue Bonds: Statewide Voter Approval – Constitutional Amendment.
- b. Support Proposition 54 California Legislature Transparency Act of 2016.

Action: Councilmember Edwards moved, seconded by Vice Mayor Hoffman to adopt Resolution No. 2016-14 approving League of California Cities support of Proposition 54. The motion carried by the following voice vote:

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

NOES: None
ABSENT: None
ABSTAIN: None

Action: Councilmember Paschall moved, seconded by Councilmember Edwards to adopt Resolution No. 2016-13 approving League of California Cities opposition of Proposition 53. The motion carried by the following voice vote:

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

NOES: None
ABSENT: None
ABSTAIN: None

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Gee reported on the following:

- Labor negotiations are halfway complete;
- A City/County Economic Development meeting will be held Sept. 29, 2016 in Willows at 2 PM.

Councilmember Edwards reported on the following:

- Attended LAFCO meeting; trying to streamline the process with all entities;
- Attended Library Commission meeting; need lighting fixed outside;
- Request to agendize Library staffing levels on future agenda;
- Attended 911 commemoration in Willows; very well attended.

Councilmember Paschall reported he will be on vacation during the month of October.

Vice Mayor Hoffman reported on the following:

- Attended Friends of the Library book signing for Orland alumni author Steve Callahan.

Mayor Roundy reported on the following:

- Attended LAFCO meeting;
- Attended various commission meetings with City Manager speaking about Measure A;
- Attended League of California Cities meeting in Rocklin;
- Request to agendize a proposed amendment regarding design standards or requirements reviewed by the Arts Commission on a future agenda.

Councilmember Gee advised the City will need to be careful with establishing design standards. Council directed staff to proceed as a future agenda item.

ADJOURN

Meeting adjourned at 8:56 p.m.

_____ Clerk

_____ Mayor