

CITY COUNCIL

Bruce T. Roundy, Mayor
Jeffrey A. Tolley, Vice-Mayor
Dennis Hoffman
William "Billy" Irvin
Chris Dobbs

CITY OFFICIALS

Janet Wackerman
City Clerk

Leticia Espinosa
City Treasurer

CITY OF ORLAND

INCORPORATED 1909

815 Fourth Street
ORLAND, CALIFORNIA 95963
Telephone (530) 865-1600
Fax (530) 865-1632



CITY MANAGER

Peter R. Carr

**AGENDA
REGULAR MEETING, ORLAND CITY COUNCIL**

Tuesday, September 21, 2021

This meeting will be conducted pursuant to the provisions of the Governor's Executive Orders N-25-20 and N-29-20 which suspends certain requirements of the Ralph M. Brown Act.

This City Council meeting will be held at Carnegie Center, 912 Third Street, Orland and teleconferenced using Zoom technology in compliance with current Executive Orders. All Councilmembers and City staff will be participating in person.

The public may participate in the meeting at Carnegie Center, by telephone or access the video via Zoom.

Please call: 1 (669) 900-9128 Webinar ID#: 857 9190 1708

1. CALL TO ORDER – 6:30 P.M.
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. ORAL AND WRITTEN COMMUNICATIONS

A. Citizen Comments:

Members of the public wishing to address the Council on any item(s) not on the agenda may do so at this time when recognized by the Mayor. However, no formal action or discussion will be taken unless placed on a future agenda. Public is advised to limit discussion to one presentation per individual. While not required, please state your name and address for the record. Please direct your comments to the Mayor or Vice Mayor. **(Oral communications will be limited to three minutes).**

5. CONSENT CALENDAR

- A. Approve Warrant List (payable obligations).
- B. Approve City Council minutes for September 7, 2021.
- C. Adopt Resolution 2021-20 Approving CA Dept. of Forestry & Fire Agreement #7GF21097
- D. Receive and file Economic Development Commission minutes of March 9, 2021.
- E. Receive and file Arts Commission minutes of June 16, 2021.
- F. Receive and file Library Commission minutes of July 12, 2021.
- G. Adoption of Revised Library Community Room Policy.

Comments from the public are welcomed. The Mayor will announce the opportunity for comments related to each action item on the agenda. Please limit your comments to three minutes per topic, and one comment per person per topic. Once the public comment period is closed, please allow the Council the opportunity to continue its consideration of the item without interruption.

6. PUBLIC HEARING

Urgency Ordinance of the City Council Establishing a Moratorium on the Issuance of Permits for Private Water Wells (Discussion/Action) – Pete Carr, City Manager

7. ADMINISTRATIVE BUSINESS

- A. Use of American Rescue Plan Act (ARPA) Funds – (Discussion/Action) - Pete Carr, City Manager
- B. Enhancements for Façade Improvements (Discussion/Action) – Pete Carr, City Manager
- C. Verbal Update on Drought Conditions (Discussion/Direction)- Pete Carr, City Manager

8. CITY COUNCIL COMMUNICATIONS AND REPORTS

9. ADJOURN to CLOSED SESSION

10. CITIZEN COMMENTS ON CLOSED SESSION ITEMS

11. CLOSED SESSION – Pursuant to Government Code Section 54956.8: Conference with Real Property Negotiators, the City Council will hold a Closed Session. More specific information regarding this meeting is indicated below.

PROPERTY: APN 046-290-004
AGENCY NEGOTIATOR: Pete Carr, City Manager.
NEGOTIATING PARTIES: Nancy A. Villalobos Trust.
UNDER NEGOTIATION: Price and terms of payment.

12. RECONVENE TO REGULAR SESSION.

13. REPORT FROM CLOSED SESSION.

CERTIFICATION: Pursuant to Government Code Section 54954.2(a), the agenda for this meeting was properly posted on September 16, 2021.

A complete agenda packet is available for public inspection during normal business hours at City Hall, 815 Fourth Street, in Orland or on the City's website at www.cityoforland.com where meeting minutes and audio recordings are also available.

In compliance with the Americans with Disabilities Act, the City of Orland will make available to members of the public any special assistance necessary to participate in this meeting. The public should contact the City Clerk's Office 865-1601 to make such a request. Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.



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WARRANT LIST

September 21, 2021

Warrant	9/16/21	\$	149,135.10
Payroll Compensation	9/9/21	\$	120,365.17
PERS & GASB 68	9/7/21	\$	24,981.17
		\$	<u>294,481.44</u>

APPROVED BY

Bruce T. Roundy, Mayor

Jeffrey A. Tolley, Vice-Mayor

Dennis Hoffman, Councilmember

William "Billy" Irvin, Councilmember

Chris Dobbs, Councilmember

REPORT.: Sep 16 21 Thursday
 RUN...: Sep 16 21 Time: 14:39
 Run By.: Deysy Guerrero

CITY OF ORLAND
 Cash Disbursement Detail Report
 Check Listing for 09-21 thru 09-21 Bank Account.: 1001

PAGE: 003
 ID #: PY-DP
 CTL.: ORL

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
054218	09/02/21	SOU02	South Street Deli & Grill	7500.00	BUSGRANT6H	BUSINESS ASSISTANCE GRANT
054219	09/09/21	LOW01	KATHERINE LOWERY	500.00	SEP/13-24H	PD/IMPACT WEAPON INSTRUCTOR TRAINING
054220	09/09/21	AME05	American River College	77.50	9/13-24H	PD/IMPACT WEAPON INSTRUCTOR TRAINING
054221	09/13/21	GLE14	GLENN COUNTY	110.00	SOHALH	LOT LINE ADJUSTMENT RECORDING
054222	09/16/21	ABD00	ADVANCED DOCUMENT	29.69	INV53200	PD/CONTRACT USAGE
054223	09/16/21	AME01	AMERIPRIDE UNIFORM SVCS	884.84	8/31/2021	PW/UNIFORM CLEANING
054224	09/16/21	AND06	EDGAR ANDRADE	100.00	9/2021	Measure A UNIFORMS
054225	09/16/21	APP02	Appeal-Democrat	96.69	8/31/2021	PUBLIC NOTICE, ORDINANCE 2021-03
054226	09/16/21	AQU03	Aqua Metric	1230.95	84307	PW/WATER PARTS
054227	09/16/21	ASB00	WORLD OIL ENVIROMENTAL SE	95.00	8579	PW/USED OIL PICK-UP
054228	09/16/21	ATT06	A T & T	869.99	9/13/2021	MULTI-DEPTS/PHONE
054229	09/16/21	ATT10	AT&T MOBILITY (FIRST NET)	144.60 98.68	9/2/21 09102021	CELL PHONE USAGE FD-MEASURE A/PHONES
			Check Total.....:	243.28		
054230	09/16/21	AUT00	Auto Zone Inc.	19.05	4400047	PD/VENT CLIP
054231	09/16/21	AXO00	Axon Enterprise Inc Dept	425.01	013267	PD/TECH ASSURANCE PLAN CEW ANNUAL PAYMENT X26P
054232	09/16/21	BAL00	Knife River Construction	3194.47	281,349	STREET/ASPHALT
054233	09/16/21	BUR04	Burnham Vet	15.00	145649	PD/FERAL CAT DISPOSAL
054234	09/16/21	CAL23	CALIFA GROUP	3812.37	4949	LIB/BROADBAND INTERNET
054235	09/16/21	CAR02	CARDMEMBER SERVICE	1406.99 573.98 2095.62 350.33 655.92 2353.64	083021 2021/8 8/2021 9/8/21 8/30/21 7/29-8/30	CLERK/CONF, REG, ZOOM, NEWSPAPER SUBSCRIPTION PW/PARKS SUPPLIES; SAFETY MEETING PD/ADOBE ACROPRO, TRAINING, HOTEL REC/POOL & SOCCER SUPPLIES LIB/BOOKS, POSTAGE, WEBSITE EMAIL MULTI-DEPT/MISC
			Check Total.....:	7436.48		
054236	09/16/21	CAR03	GRANT CARMON	100.00	9/2021	Measure A UNIFORMS
054237	09/16/21	CES00	Kyle Cessna	100.00	9/2021	Measure A UNIFORMS
054238	09/16/21	CHA03	Chaney & Miller Construct	661.00	1328	4TH ST CAFE SUB FLOOR REPAIR
054239	09/16/21	COM02	Comcast	289.78	9/2-10/2	MULTI-DEPTS/INTERNET CONNECTION
054240	09/16/21	CRE00	CREATIVE COMPOSITION	284.66	13787	PD/WINDOW 10 ENVELOPES
054241	09/16/21	DOB01	CHRIS DOBBS	300.00	2021 AUG	CITY COUNCIL STIPEND
054242	09/16/21	DUT00	DONNA DUTRA	1000.00	SEP 2021	AC/PURCHASE OF PAINTING

Check Number	Check Date	Vendor Number	Vendor Name	Net Amount	Invoice #	Description
054243	09/16/21	EIN02	Gregory P. Einhorn	4150.00	14439	CA/PROFESSIONAL SERVICES
054244	09/16/21	ELLO6	STEVE ELLIOTT	49.98	8/13/2021	AC/GALLERY
054245	09/16/21	ESQ00	Trini Esquivel	150.00	SEP 2021	LIB/FOLKLORICO DANCE CLASSES
054246	09/16/21	FLO03	JOSE FLORES	100.00	9/2021	Measure A UNIFORMS
054247	09/16/21	FUL04	Full Moon Portable Sanita	120.00	1366	PW/GREENWASTE YARD,CITY YARD
054248	09/16/21	GCS02	GCS Environmental Equip.S	823.02	23817	PW/FLEET MAINTENANCE #50
054249	09/16/21	GLE30	GLENN COUNTY	440.00	IN0277192	PW/CORP YARD HAZMAT
				259.00	IN0277193	PW/HAIGH FIELD HAZMAT
			Check Total.....:	699.00		
054250	09/16/21	GLS00	GLENN CO. SHERIFF	60.00	090921-01	PD/LIVE SCAN ROLLING FEE
054251	09/16/21	GOL01	GOLDEN STATE RISK	46209.29	091521	HEALTH, DENTAL, & VISION INSURANCE
054252	09/16/21	GOL05	GOLDEN STATE EMERGENCY VE	321.08	9081,9312	FD-MEASURE A/PARTS FOR ENGINE 28 & 26
054253	09/16/21	GON03	Loretta Gonsalves	460.80	9/7/21	REC/AGUA AEROBICS
054254	09/16/21	GRA02	GRAINGER, INC.	4960.25	9/3/2021	PW/SHOP,PARKS,FLEET SUPPLIES
054255	09/16/21	GRO00	Ferguson Enterprises Inc	3959.68	8/31/2021	PW/WATER MATERIALS
054256	09/16/21	HOU05	HOUSING TOOLS	15813.00	2139	HOUSING ELEMENT UPDATE
054257	09/16/21	I5R00	I-5 Rentals	264.24	576588	PW/FLEET 72 & 73
054258	09/16/21	JCN00	J.C. NELSON SUPPLY	254.87	762544	PW-BM/CLEANING SUPPLIES
054259	09/16/21	JOH02	SEAN JOHNSON	100.00	9/2021	Measure A UNIFORMS
054260	09/16/21	JOH05	SEAN JOHNSON	250.00	9/7/2021	PD/FIREARM TACTICAL RIFLE INSTRUCTOR TRAINING
054261	09/16/21	JOH15	Johnson Controls Fire Pro	2310.11	848,863	PW/FIRE EXTINGUISHER SERVICES
054262	09/16/21	LES00	LES SCHWAB	4932.45	8/31/2021	PW/TIRE SERVICE
054263	09/16/21	LIF00	Life Assist Inc.	2434.57	3337,3719	FD-MEASURE A/MEDICAL SUPPLIES
054264	09/16/21	LOP05	OLIVIA LOPEZ	50.00	799	REC/YOUTH SOCCER REIMBURSEMENT
054265	09/16/21	LOW00	Katherine Lowery	100.00	9/2021	Measure A UNIFORMS
054266	09/16/21	MAR17	MARTINDALE, RYAN	100.00	9/2021	Measure A UNIFORMS
054267	09/16/21	MEJ00	Lilia Mejia-Aparicio	100.00	9/2021	Measure A UNIFORMS
054268	09/16/21	ME200	JODY MEZA	200.00	AUG2021	LIB/MILEAGE
054269	09/16/21	MIL07	MILLS, DARYL	100.00	9/2021	Measure A UNIFORMS
054270	09/16/21	MJB00	MJB WELDING SUPPLY, INC	10.85	8/31/2021	PW/CYLINDER RENTAL
054271	09/16/21	NOR35	Northern Tool & Equipment	215.41	9/3/2021	PW/TRUCK #52 EQUIPMENT
054272	09/16/21	OAC00	Orland Area Chamber of Co	2812.50	2021	1ST QUARTERLY SUPPORT
054273	09/16/21	ORE00	O'REILLY AUTO	1139.44	8/31/2021	PD&PW/FLEET SUPPLIES
054274	09/16/21	ORH00	ORLAND HARDWARE	437.01	7-8/2021	FD-MEASURE A/TOOLS, LOCKS, OFFICE SUPPLIES
054275	09/16/21	ORL15	Orland Saw & Mower	19.04	42064	FD-MEASURE A/STARTER ROPE
				2860.14	9/1/21	PW/PARKS SUPPLIES
			Check Total.....:	2879.18		
054276	09/16/21	PEN05	PENQUIN MANAGEMENT INC	1518.00	66484	FD/DISPATCH
054277	09/16/21	PEP00	PETTY CASH POLICE DEPT	35.95	1/19-6/30	PD/PETTY CASH REIMBURSEMENT
054278	09/16/21	PGE02	PG&E	188.99	5355,1094	PW/NEW SWIFT ST LIGHT
054279	09/16/21	PIN01	EDGAR PINEDO	100.00	9/2021	Measure A UNIFORMS
054280	09/16/21	QUE01	QUEST DIAGNOSTICS	218.50	5/4/2021	PW/SCREENING
054281	09/16/21	QUI02	QUILL CORP.	1319.95	2510,0524	PD/OFFICE SUPPLIES
054282	09/16/21	R&B00	R&B A CORE & MAIN COMPANY	1382.77	750,751	PW/WATER PARTS

REPORT.: Sep 16 21 Thursday
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CITY OF ORLAND
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054283	09/16/21	RAD02	The Radar Shop	971.00	13753	PD/RECERTIFICATION ALL RADAR AND LIDAR UNITS
054284	09/16/21	RED00	REDDING-EUREKA FREIGHTLIN	676.62	99,334-1	FLEET/PW TRUCK 70
054285	09/16/21	ROE02	Thomas Roenspie	100.00	9/2021	Measure A UNIFORMS
054286	09/16/21	SEI00	ROY R SEILER, C.P.A	2257.80	30386	ACCOUNTING PROFESSIONAL SERVICES
054287	09/16/21	SHA08	Shasta Safety Supply	454.42	21435	PW/SAFETY SUPPLIES
054288	09/16/21	SIM01	SIMPLOT	511.82	45502	PARKS/CHEMICAL
054289	09/16/21	SON05	Sonsray Machinery	505.32	P28628-04	PW/LOADER PARTS
054290	09/16/21	SSD00	SSDTTF	357.00	9/7/2021	PD/FIREARM TACTICAL RIFLE INSTRUCTOR TRAINING
054291	09/16/21	STO04	Jeffrey G. Dunn	213.00	9/1/2021	PEST CONTROL SERVICES
054292	09/16/21	SUN02	SUNRISE ENVIRONMENTAL	1152.14	123139	PW/SHOP SUPPLIES
054293	09/16/21	T&S01	T AND S DVBE, INC.	5383.63	2016,2232	PW/THERMOPLASTIC STREET SUPPLIES
054294	09/16/21	TIA00	TIAA COMMERCIAL FINANCE,	246.93	8395845	PD/COPIER LEASE
054295	09/16/21	TRU00	TRUE BLUE PROPANE	125.00	8/25/21	PW/YEARLY PROPANE LEASE
054296	09/16/21	TRU02	TRUCK VAULT INC.,	2297.77	234386	PW/FLEET EQUIPMENT
054297	09/16/21	VAL10	Valley Truck & Tractor	1159.70	528	PARKS/MOWER PARTS
054298	09/16/21	VAN00	VANTAGE POINT TRANSFER AG	1686.20	90921	DEF COMP PLAN 304591
054299	09/16/21	VLA00	RAYMOND J. VLACH	100.00	9/2021	Measure A UNIFORMS
054300	09/16/21	ZIP00	ZIPS	230.00	7448	PD/ABATEMENT TOW
Cash Account Total.....:				149,135.10		
Total Disbursements.....:				149,135.10		
Cash Account Total.....:				.00		

REPORT.: 09/09/21
 RUN...: 09/09/21 Time: 16:16
 Run By.: Deysy Guerrero

CITY OF ORLAND
 Warrant Register

Warrant Number	Date	Payroll Date	**Employee** Num	Name	Actual Period	Fiscal Period	Gross Amount
14273	09/09/21	09/08/21	CLO01	CLOYD, HANNAH	09-21	03-22	94.50
14274	09/09/21	09/08/21	COM01	COMBS, DANIEL T	09-21	03-22	870.00
14275	09/09/21	09/08/21	FIC00	FICHTER, QUENTIN	09-21	03-22	1605.71
14276	09/09/21	09/08/21	FOS00	FOSTER, EMILY	09-21	03-22	388.50
14277	09/09/21	09/08/21	KRA01	KRAEMER, KATHERINE	09-21	03-22	224.00
14278	09/09/21	09/08/21	ORO02	OROZCO, EVVEN	09-21	03-22	581.00
14279	09/09/21	09/08/21	RUB00	RUBIO, JENNIFER	09-21	03-22	42.00
Z04219	09/09/21	09/08/21	ALV01	ALVA, MICAELA	09-21	03-22	1760.12
Z04220	09/09/21	09/08/21	AND00	ANDRADE, EDGAR	09-21	03-22	2642.29
Z04221	09/09/21	09/08/21	BAL00	BALDRIDGE, THEA	09-21	03-22	35.00
Z04222	09/09/21	09/08/21	CAR02	CARMON, GRANT E	09-21	03-22	5134.10
Z04223	09/09/21	09/08/21	CAR03	CARR, PETER R	09-21	03-22	5769.23
Z04224	09/09/21	09/08/21	CES00	CESSNA, KYLE A	09-21	03-22	3784.41
Z04225	09/09/21	09/08/21	CHA01	CHANEY, JUSTIN	09-21	03-22	3745.39
Z04226	09/09/21	09/08/21	CON00	CONTRERAS, ISAAC	09-21	03-22	70.00
Z04227	09/09/21	09/08/21	CRA00	CRANDALL, JEREMY	09-21	03-22	353.08
Z04228	09/09/21	09/08/21	ESP00	ESPINOSA, LETICIA	09-21	03-22	1927.65
Z04229	09/09/21	09/08/21	ESP01	ESPELAND, JACOB	09-21	03-22	171.50
Z04230	09/09/21	09/08/21	FEN03	FENSKE, JOSEPH H	09-21	03-22	2911.84
Z04231	09/09/21	09/08/21	FLO00	FLORES, JOSE D	09-21	03-22	3143.40
Z04232	09/09/21	09/08/21	FUL00	FULLMORE, KRISTOPHER	09-21	03-22	4075.32
Z04233	09/09/21	09/08/21	GAM00	GAMBOA, YADIRA	09-21	03-22	276.26
Z04234	09/09/21	09/08/21	GUE01	GUERRERO, DEYSY D	09-21	03-22	2398.80
Z04235	09/09/21	09/08/21	GUE02	GUERRERO, JORGE	09-21	03-22	2170.35
Z04236	09/09/21	09/08/21	HAR00	ZOLLERHARRIS, TRAVIS	09-21	03-22	1905.29
Z04237	09/09/21	09/08/21	JOH01	JOHNSON, SEAN KARL	09-21	03-22	4832.45
Z04238	09/09/21	09/08/21	KOC00	KOCHEMS, ALISON	09-21	03-22	63.00
Z04239	09/09/21	09/08/21	KOC01	KOCHEMS, EMMA	09-21	03-22	178.50
Z04240	09/09/21	09/08/21	LED00	LEDAY, JESSICA E	09-21	03-22	2662.39
Z04241	09/09/21	09/08/21	LOW00	LOWERY, KATHERINE	09-21	03-22	3472.82
Z04242	09/09/21	09/08/21	MAR02	MARTINDALE, RYAN EUGENE	09-21	03-22	2509.26
Z04243	09/09/21	09/08/21	MEJ00	APARICIO, LILIA MEJIA	09-21	03-22	2061.93
Z04244	09/09/21	09/08/21	MEZ00	MEZA, JODY L	09-21	03-22	3671.21
Z04245	09/09/21	09/08/21	MIL00	MILLS, DARYL A	09-21	03-22	3005.21
Z04246	09/09/21	09/08/21	MYE00	MYERS, KEVIN	09-21	03-22	621.30
Z04247	09/09/21	09/08/21	ORO03	OROZCO, ETHAN	09-21	03-22	140.00
Z04248	09/09/21	09/08/21	ORO04	OROZCO, JORDAN	09-21	03-22	84.00
Z04249	09/09/21	09/08/21	PAI01	PAILLON, MICHAEL	09-21	03-22	2000.56
Z04250	09/09/21	09/08/21	PAN00	PANIAGUA, BLANCA A	09-21	03-22	659.30
Z04251	09/09/21	09/08/21	PEN01	PENDERGRASS, REBECCA A	09-21	03-22	2434.80
Z04252	09/09/21	09/08/21	PER00	PEREZ, MARGARITA T	09-21	03-22	1899.15
Z04253	09/09/21	09/08/21	PIN00	PINEDO, EDGAR ESTEBAN	09-21	03-22	2493.74
Z04254	09/09/21	09/08/21	POR00	PORRAS, ESTEL	09-21	03-22	1763.18
Z04255	09/09/21	09/08/21	PUN00	PUNZO, GUILLERMO	09-21	03-22	1858.83
Z04256	09/09/21	09/08/21	PUR01	PURCHASE, HEATHER	09-21	03-22	1371.25
Z04257	09/09/21	09/08/21	RIC01	RICE, GERALD W	09-21	03-22	2001.74
Z04258	09/09/21	09/08/21	ROD00	RODRIGUES, ANTHONY	09-21	03-22	3337.81
Z04259	09/09/21	09/08/21	ROE00	ROENSPIC, THOMAS LUKE	09-21	03-22	5252.88
Z04260	09/09/21	09/08/21	ROM00	ROMERO, ARNULFO	09-21	03-22	2711.52
Z04261	09/09/21	09/08/21	SCH03	SCHMITKE, JENNIFER	09-21	03-22	1852.21
Z04262	09/09/21	09/08/21	SOE00	SOETH, MATTHEW A	09-21	03-22	1224.00
Z04263	09/09/21	09/08/21	STE01	STEWART, ROY E	09-21	03-22	2798.06
Z04264	09/09/21	09/08/21	SUA02	SUAREZ, BRYAN E	09-21	03-22	1920.58
Z04265	09/09/21	09/08/21	SWI00	SWINHART, ROBERT	09-21	03-22	1770.31
Z04266	09/09/21	09/08/21	VAL00	VALENZUELA, BRENDA	09-21	03-22	316.54
Z04267	09/09/21	09/08/21	VLA00	VLACH, RAYMOND JOSEPH	09-21	03-22	5932.41
Z04268	09/09/21	09/08/21	VON00	VONASEK, EDWARD J	09-21	03-22	4171.30
Z04269	09/09/21	09/08/21	WAC00	WACKERMAN, JANET	09-21	03-22	3213.19

 120365.17
 =====

**MINUTES OF THE ORLAND CITY COUNCIL
REGULAR MEETING HELD SEPTEMBER 7, 2021**

CALL TO ORDER

Meeting called to order by Mayor Roundy at 6:01 p.m.

Meeting opened with the pledge of allegiance.

ROLL CALL

Councilmembers present:	Councilmembers Dennis Hoffman, Billy Irvin, Vice Mayor Jeffrey A. Tolley and Mayor Bruce T. Roundy
Councilmembers absent:	Chris Dobbs
Staff present	City Manager, Peter Carr (via Zoom); City Clerk/ Administrative Services Manager, Janet Wackerman; City Attorney, Greg Einhorn; Public Works Director, Ed Vonasek; Police Chief, Joe Vlach; Accounting Manager, Rebecca Pendergrass and Deputy City Clerk Jennifer Schmitke

ORAL AND WRITTEN COMMUNICATIONS

A. Citizen Comments:

Tim Bartolomei, citizen, stated he wants the City Council to be aware of what has been happening, which is that he has been trying to figure out how to get the chip seal project completed. He stated that he has called both the County and City and hasn't gotten an answer on how to get the chip seal project completed on County Road MM. Mr. Bartolomei also stated, September 1st marked the 2-year mark since the project began, he is worried the project won't be completed before winter.

Leon Ponci, citizen, stated that the project has been taking longer than expected, he knows it takes time but would like to see the project completed soon. Mr. Ponci also stated he would like to see the contract and what was agreed upon between the City and the County.

Chuck Sanford, citizen, concerned about maintenance issues with the monitoring well on his property. Mr. Sanford also stated he has noticed the increase in traffic since Amazon came to town and is worried about more traffic issues down the road when Hambright connects to Hwy 32.

Marvin White, citizen, stated will all the traffic on the corner of County Road MM and Road 200 the road could use some repaving.

B. Commission Appointments

Mayor Roundy announced that Mathew Romano, Orland citizen, applied for the vacancy on the Economic Development Commission and Michelle Romano, Orland citizen, also applied for a vacancy on the Planning Commission. Mrs. Romano was interviewed via zoom by Vice Mayor Tolley and Mr. Romano was interviewed at Carnegie during the City Council meeting. Councilmember Hoffman motioned to approve both applicants and Councilmember Irvin seconded the motion. The motion carried 4-0-1.

CONSENT CALENDAR

- A. Approve Warrant List (payable obligations).
- B. Approve City Council minutes for August 16, 2021.

- C. Receive and file Planning Commission minutes of April 15, 2021
- D. Adopt Resolution 2021-18, Annual Maintenance District Fees
- E. Authorize City Manager or designee to sign environmental services contract with Ecorp for the Maverik project.
- F. Authorize City Manager or designee to sign design services contract with Rolls Anderson & Rolls for the Rd M ½ Road Improvement project.

Mayor Roundy asked if any Councilmember would like to pull anything from the consent calendar. Vice Mayor Tolley made a motion to pull item D. and asked City Manager Pete Carr to give more information on the item. Councilmember Irvin seconded the motion and asked to pulled item A. for clarification on an item. The motion carried 4-0-1 to pull and discuss items. A brief discussion and clarification were held by Council.

Action: Councilmember Hoffman moved, seconded by Vice Mayor Tolley to approve the consent calendar. The motion carried 4-0-1 by the following voice vote:
 AYES: Mayor Roundy, Vice Mayor Tolley, Councilmembers Hoffman and Irvin
 NOES: None
 ABSENT: Councilmember Dobbs
 ABSTAIN: None

Public Hearing

Pension Obligation Bond and Funding Policy

City Manager Carr stated that he has been working with Jeffery Small, Capital PFG fiduciary, and Bryan Quint, Bond Council (legal advisor), over many meetings and months discussing and examining many unfunded liability options and what that means to the City as well as what would work best for Orland. Mr. Carr shared that of the many options that City Council analyzed and examined, Council concluded that a Pension Obligation Bond would be the most provident method of managing the City’s debt right now.

Mr. Small presented a resolution to Council to move forward with the unfunded accrued liability (UAL) at 95% funding. A discussion was held, Mr. Small answered some clarifying questions for Council. Mayor Roundy opened the discussion to the public at 7:18 p.m. There were no comments and the public hearing closed at 7:19 p.m.

Action: Councilmember Hoffman moved to approve to adopt Resolution 2021-19, seconded by Vice Mayor Tolley. The motion carried 3-1-1 by the following voice vote:
 AYES: Mayor Roundy, Vice Mayor Tolley, Councilmembers Hoffman
 NOES: Councilmember Irvin
 ABSENT: Councilmember Dobbs
 ABSTAIN: None

Councilmember Irvin stated he opposed the UAL at 95% and wanted on record that he isn’t against the idea of the Pension Obligation Bond, just against the percentage.

Administrative Business

A. Fiscal Report for Measure A

Accounting Manager, Rebecca Pendergrass presented to Council the 2021 Fiscal Report for Measure A. Ms. Pendergrass stated the Public Safety Sales Tax passed in 2016 by voters and that 2021 marks the fourth full fiscal year of Measure A. The funding is strictly used for public safety, with priority to Fire Department capital equipment needs. Ms. Pendergrass reported that the originally budgeted revenue was estimated to be at \$943,500 and authorized \$977,300 in expenditures. The actual revenue was \$1,181,789 and actual expenditures were \$1,180,043.

After the 2021 fiscal years activity and set asides, there remains a projected \$688 cash balance in the fund carried to the current fiscal year. From the remaining funds, \$350k is committed to future fire equipment, and \$100k is set aside for a public safety facility. As of July 1st, 2021, there is still \$238k in uncommitted reserves.

Mayor Roundy reminded Council that an update on Measure A was promised to be reported every year and that the funds are to be strictly used for Public Safety and not salaries. Vice Mayor Tolley questioned how much money was in the fund prior to Measure A. Staff clarified that there was no money before Measure A. Mayor Roundy opened the discussion, and no comments were made.

Action: Vice Mayor Tolley moved to accept the 2021 Measure A report, seconded by Councilmember Hoffman. The motion carried 4-0-1 by the following voice vote:
AYES: Mayor Roundy, Vice Mayor Tolley, Councilmembers Hoffman and Irvin
NOES: None
ABSENT: Councilmember Dobbs
ABSTAIN: None

B. Mutual Assistance Agreement for Water and Wastewater

City Manager, Peter Carr, explained that CalWater suggested that the City register to become a member of CalWarn. CalWarn is a mutual assistance network for operators of water and sewer utilities operating in California, all members register their equipment and facilities that they have so that local communities know who they can call on a mutual aid basis. Mr. Carr explained to Council that the purpose is to support and promote statewide emergency preparedness, disaster response, and mutual assistance processes for public and private water and sewer utilities. Activities would include training, equipment and information sharing, exercises, and cooperative mutual aid response. Mr. Carr stated that the City is participating in similar programs for both the Fire and Police Department when there is a need within the state for mutual assistance.

Mr. Carr stated that Public Works Director Vonasek already does this informally with other local communities if there is a need. If CAL OES services are rendered the City would be reimbursed for the mutual assistance provided. Mr. Carr stated that the agreement is only for the City to become a member, there are no financial obligations. Mr. Carr also explained that the City can refuse equipment sharing if the City also needs the equipment.

Action: Councilmember Hoffman moved, seconded by Vice Mayor Tolley to approve the membership with CalWarn. The motion carried 4-0-1 by the following voice vote:
AYES: Mayor Roundy, Councilmembers Hoffman, Irvin and Vice Mayor Tolley
NOES: None
ABSENT: Councilmember Dobbs
ABSTAIN: None

C. Verbal Update on Drought Conditions

City Manager Carr reported as of September 2nd, 2021, 183 wells have been registered as distressed. Of those wells 121 are dry, this is mostly in the South/East areas of Orland. Public Works crew is still servicing the bulk water sales to get tanks filled behind the Fire Department, this has been around 50,000 gallons a month. At the last bottled water distribution around 42 families were served, September 8th, 2021, will be the next date to pick up water at the Orland Fire Department.

Mr. Carr announced that the County is working on applying for a state grant that will help dry well owners with bottled water going forward, shower vouchers and help with connections fees to the City if they choose to hook up to the city system instead of redrilling a well. Mr. Carr also notified

the Council that the County is working with City staff on an opportunity to apply for emergency funding through both USDA and the State Department of Water Resources. Mr. Carr announced that on Friday September 3rd, 2021, he got the notification that the grant application for emergency assistance with the State is being funded at \$7.7 million and USDA will add \$1 million to the City of Orland. The City can now proceed with the emergency plan, which is to add an additional well, which will increase City water capacity, water storage, and allow for an extension of the City's water mains to the East. From that new main expansion, the City will be able to extend North, East, West and South from that point and will allow for the opportunity to serve many families in that area whose wells have gone dry.

Mr. Carr reported that the City municipal wells water levels are still around 30 feet lower than previous years but still very healthy. He reminded Council that the City remains in Stage 1 of the drought. Citizens of Orland have reduced their water consumption as of July by 7% (5 million gallons). The Glenn Ground Water Authority, Sustainable Ground Water Draft plan will be made available this month and available for comments and questions.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Vice Mayor Tolley:

- Attended the Economic Development Commission meeting, Mill Street Elementary Principal, Sam Hess, came to the meeting with an idea to get the students involved in the community with art.
- Reported a ribbon cutting was held by the Orland Chamber of Commerce, for the Orland Federated Church

Councilmember Hoffman:

- Nothing to report

Councilmember Irvin:

- Thanked the Orland Flag Society for putting up the flags for Labor Day.

Mayor Roundy:

- Will be attending the Water Authority Meeting and Transportation and Transit meetings next week.

ADJOURN TO CLOSED SESSION AT 7:52 P.M.

CITIZEN COMMENTS ON CLOSED SESSION ITEMS – None

CLOSED SESSION – Pursuant to Government Code Section 54956.8: Conference with Real Property Negotiators, the City Council will hold a Closed Session. More specific information regarding this meeting is indicated below.

PROPERTY: APN 046-290-004

AGENCY NEGOTIATOR: Peter Carr, City Manager

NEGOTIATING PARTIES: Nancy A. Villalobos Trust

UNDER NEGOTIATIONS: Price And Terms Of Payment

RECONVENE TO REGULAR SESSION – 8:00 P.M.

REPORT FROM CLOSED SESSION - Direction was given to staff.

Meeting Adjourned 8:02 P.M.

Jennifer Schmitke, Deputy City Clerk

Bruce T. Roundy, Mayor

RESOLUTION NO. 2021-20

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF ORLAND**

IN THE MATTER OF:

Resolution 2021-20

Approving the Department of Forestry and Fire Protection Agreement #7GF21097 for services from the date of last signatory page 1 of the Agreement to June 30, 2022 under the Rural Fire Capacity Program of the Cooperative Forestry Assistance Act of 1978.

BE IT RESOLVED by the City Council of the City of Orland, that said Council does hereby approve the Agreement with the California Department of Forestry and Fire Protection dated as of the last signatory date on page 1 of the Agreement, and any amendments thereto. This Agreement provides for an award, during the term of this Agreement, under the Volunteer Fire Assistance Program of the Cooperative Fire Assistance Act of 1978 during the State Fiscal Year 2021-22 up to and no more than the amount of \$20,000.

BE IT FURTHER RESOLVED that Justin Chaney, Fire Chief, or his designee, is hereby authorized to sign and execute said Agreement and any amendments on behalf of the City of Orland.

The foregoing resolution was duly passed and adopted by the City Council of the City of Orland at a regular meeting thereof, held on the 21st day of September 2021 by the following vote:

AYES:
NOES:
ABSENT:

Bruce T. Roundy, Mayor

Attest:

Janet Wackerman, City Clerk

State of California
 Department of Forestry and Fire Protection (CAL FIRE)
 Cooperative Fire Protection
 GRANT AGREEMENT

APPLICANT:

PROJECT TITLE: Rural Fire Capacity

GRANT AGREEMENT: 7GF21097

PROJECT PERFORMANCE PERIOD is from date upon approval through June 30, 2022.

Under the terms and conditions of this Grant Agreement, the applicant agrees to complete the project as described in the project description, and the State of California, acting through the Department of Forestry & Fire Protection, agrees to fund the project up to the total state grant amount indicated.

PROJECT DESCRIPTION: Cost-share funds awarded to provide assistance to rural areas in upgrading their capability to organize, train, and equip local forces for fire protection.

Total State Grant not to exceed \$ **\$20,000.00** (or project costs, whichever is less).

**The Special and General Provisions attached are made a part of and incorporated into this Grant Agreement.*

STATE OF CALIFORNIA
 DEPARTMENT OF FORESTRY
 AND FIRE PROTECTION

Applicant	
By	By
Signature of Authorized Representative	Title: Gabrielle Avina Staff Chief, Cooperative Fire Programs
Title	
Date	Date

CERTIFICATION OF FUNDING

GRANT AGREEMENT NUMBER	PO ID	SUPPLIER ID
FUND 0001	FUND NAME General Fund	
PROJECT ID 354021DG2012138	ACTIVITY ID SUBGNT	AMOUNT OF ESTIMATE FUNDING \$ \$20,000.00
GL UNIT 3540	BUD REF 001	CHAPTER 21
PROGRAM NUMBER 9999000FED	ENY 2021	ADJ. INCREASING ENCUMBRANCE \$ 0.00
ACCOUNT 5340580	ALT ACCOUNT 5340580002	ADJ. DECREASING ENCUMBRANCE \$ 0.00
REPORTING STRUCTURE 35409206	SERVICE LOCATION 92717	UNENCUMBERED BALANCE \$ \$20,000.00

I hereby certify upon my personal knowledge that budgeted funds are available for this encumbrance.

 Signature of CAL FIRE Accounting Officer

 Date

**RURAL FIRE CAPACITY PROGRAM
TERMS AND CONDITIONS**

DEPARTMENT OF FORESTRY AND FIRE PROTECTION

STATE OF CALIFORNIA
Natural Resources Agency

Agreement for the Rural Fire Capacity Program of the
Cooperative Forestry Assistance Act of 1978

THIS AGREEMENT, made and entered between the STATE of California, acting through the Director of the Department of Forestry and Fire Protection hereinafter called "STATE", and _____ hereinafter called "LOCAL AGENCY", covenants as follows:

RECITALS:

1. STATE has been approved as a passthrough agent of the United States Department of Agriculture, (USDA), Forest Service for the purpose of administering the Rural Fire Capacity program in California, hereinafter referred to as RFC, authorized by the Cooperative Forestry Assistance Act (CFAA) of 1978 (PL 95-313, 92 Stat 365, 16 U.S.C. 2101-2114), as amended.
2. This is a subaward under the 2021 Rural Fire Capacity Grant #21-DG-11052012-138 awarded to STATE by the Forest Service on July 21,2021. The CFDA for the award is 10.664, Cooperative Forestry Assistance. This subaward is funded solely with Federal funds and is subject to the Office of Management and Budget (OMB) guidance in subparts A through F of 2 CFR Part 200, as adopted and supplemented by the USDA in 2 CFR Part 400, and under certain terms and conditions to LOCAL AGENCY to assist LOCAL AGENCY to upgrade its fire protection capability.
3. LOCAL AGENCY desires to participate in said RFC and agrees to the terms and conditions specified in the Procedural Guide for Rural Fire Capacity Program 2021.

NOW THEREFORE, it is mutually agreed between the parties as follows:

4. **APPROVAL**: This Agreement is of no force or effect until signed by both parties and approved by the Department of General Services, if required. LOCAL AGENCY may not commence performance until such approval has been obtained.
5. **INCORPORATION**: The Procedural Guide for Rural Fire Capacity Program 2021, submitted Application for Funding and associated Grant Assurances are hereby incorporated by reference as part of the Grant Agreement.
6. **TIMELINESS**: Time is of the essence in this Agreement.
7. **FORFEITURE OF AWARD**: LOCAL AGENCY must return this Agreement and required resolution properly signed and executed to STATE at the email address specified in paragraph 12, with a timestamp no later than December 1, 2021 or LOCAL AGENCY will forfeit the funds.

8. GRANT AND BUDGET CONTIGENCY CLAUSE: It is mutually understood between the parties that this **Agreement** may have been written for the mutual benefit of both parties before ascertaining the availability of congressional appropriation of funds, to avoid program and fiscal delays that would occur if the **Agreement** were executed after that determination was made.

This **Agreement** is valid and enforceable only if sufficient funds are made available to the STATE by the United States Government for the **State Fiscal Year 2021** for the purpose of this program. In addition, this **Agreement** is subject to any additional restrictions, limitations, or conditions enacted by the Congress or to any statute enacted by the Congress that may affect the provisions, terms, or funding of this **Agreement** in any manner.

The parties mutually agree that if the Congress does not appropriate sufficient funds for the program, this **Agreement** shall be amended to reflect any reduction in funds.

The STATE has the option to invalidate the **Agreement** under the 30-day cancellation clause or to amend the **Agreement** to reflect any reduction in funds.

9. REIMBURSEMENT: STATE will reimburse LOCAL AGENCY, from funds made available to STATE by the Federal Government, an amount not to exceed **\$20,000.00** on a 50/50 matching funds basis, for the performance of specific projects and/or purchase of specific items identified in Proposed Project, Application for Funding, attached hereto. **Reimbursement will be only for those projects accomplished and/or items purchased between THE LAST SIGNATORY DATE ON PAGE 1 and JUNE 30, 2022.** This sum is the sole and maximum payment that STATE will make pursuant to this Agreement. **LOCAL AGENCY must bill STATE at the e-mail address specified in paragraph 12, with a timestamp no later than September 1, 2022 in order to receive the funds.** The bill submitted by LOCAL AGENCY must clearly delineate the projects performed and/or items purchased. A vendor's invoice and proof of payment to vendor(s) must be included for items purchased.
10. LIMITATIONS: Expenditure of the funds distributed by STATE herein is subject to the same limitations as placed by the RFC, upon expenditure of United States Government Funds. Pursuant to 2CFR200.313 Equipment, subject to the obligations and conditions set forth in that section; title to any equipment and supplies acquired under this **Agreement** vests with the LOCAL AGENCY. For any equipment items over \$5,000, the federal government may retain a vested interest in accordance with paragraph 16 below.
11. MATCHING FUNDS: Any and all funds paid to LOCAL AGENCY under the terms of this **Agreement**, hereinafter referred to as "RFC Funds", shall be matched by LOCAL AGENCY on a dollar-for-dollar basis, for each project listed on attachment(s) hereto identified as "Proposed Project". No amount of unpaid "contributed" or "volunteer" labor or services shall be used or consigned in calculating the matching amount "actually spent" by LOCAL AGENCY.

LOCAL AGENCY shall not use RFC Funds as matching funds for other federal grants, including Department of Interior (USDI) Rural Fire Assistance grants, nor use funds from other federal grants, including USDI Rural Fire Assistance grants, as matching funds for RFC Funds.

- 12. ADDRESSES: The mailing addresses of the parties hereto under the terms of the Agreement are:

LOCAL AGENCY: _____

Attention: _____
Telephone Number(s): _____
E-mail _____

STATE: **Department of Forestry and Fire Protection**
Grants Management Unit, Attn: Megan Esfandiary
P. O. Box 944246
Sacramento, California 94244-2460
PHONE: (916) 894-9845
E-MAIL: Megan.Esfandiary@fire.ca.gov

- 13. PURPOSE: Any project to be funded hereunder must be intended to specifically assist LOCAL AGENCY to organize, train, and/or equip local firefighting forces in the aforementioned rural area and community to prevent or suppress fires which threaten life, resources, and/or improvements within the area of operation of LOCAL AGENCY. Project funds are not to be used for research and development.
- 14. COMBINING: In the event funds are paid for two or more separate, but closely related projects, the 50/50 cost-sharing formula will be applied to the total cost of such combined projects.
- 15. OVERRUNS: In the event that the total cost of a funded project exceeds the estimate of costs upon which this Agreement is made, LOCAL AGENCY may request additional funds to cover the **Agreement** share of the amount exceeded. However, there is no assurance that any such funds are, or may be, available for reimbursement. Any increase in funding will require an amendment.
- 16. UNDERRUNS: In the event that the total cost of a funded project is less than the estimate of costs upon which this **Agreement** is made, LOCAL AGENCY may request that additional eligible projects/items be approved by STATE for **Agreement** funding. However, there is no assurance that any such approval will be funded. Approval of additional projects/items, not listed on the Proposed Project application, made by STATE, will be in writing and will require an amendment.
- 17. FEDERAL INTEREST IN EQUIPMENT: The Federal Government has a vested interest in any item purchased with RFC funding in excess of \$5,000 regardless of the length of this **Agreement**, until such time as the fair market value is less than \$5,000. The RFC percentage used to purchase the equipment will be applied to the sale price and recovered for the Government during the sale. This percentage will remain the same even following depreciation. The Federal Government may not have to be reimbursed if the disposal sale amounts to a fair market value of less than \$5,000. LOCAL AGENCY will notify STATE of the disposal of such items.

18. EQUIPMENT INVENTORY: Any single item purchased in excess of \$5,000 will be assigned an RFC Property Number by the STATE. LOCAL AGENCY shall forward a copy of the purchase documents listing the item, brand, model, serial number, any LOCAL AGENCY property number assigned, and a LOCAL AGENCY contact and return address to STATE at the address specified in paragraph 12. The STATE will advise the LOCAL AGENCY Contact of the RFC Property Number assigned.
19. AUDIT: LOCAL AGENCY agrees that the STATE, the Department of General Services, the Bureau of State Audits, or their designated representative shall have the right to review and to copy any records and supporting documentation pertaining to the performance of this **Agreement**. LOCAL AGENCY agrees to maintain such records for possible audit for a minimum of five (5) years after final payment, unless a longer period of records retention is stipulated. LOCAL AGENCY agrees to allow the auditor(s) access to such records during normal business hours and to allow interviews of any employees who might reasonably have information related to such records. Further, LOCAL AGENCY agrees to include a similar right of the State of California to audit records and interview staff in any subcontract related to performance of this **Agreement**. (GC 8546.7, PCC 10115 et seq., CCR Title 2, Section 1896).
20. DISPUTES: In the event of any dispute over qualifying matching expenditures of LOCAL AGENCY or audit findings, the dispute will be decided by STATE and its decision shall be final and binding.
21. MONITORING: LOCAL AGENCY agrees to the monitoring of activities as necessary by STATE to ensure that the award is used for authorized purposes, in compliance with Federal statutes, regulations, and the terms and conditions of the agreement; and that performance goals are achieved.
22. INDEMNIFICATION: LOCAL AGENCY agrees to indemnify, defend, and save harmless, the STATE, its officers, agents, and employees, from any and all claims and losses, accruing or resulting to any and all contractors, subcontractors, suppliers, laborers, and any other person, firm or corporation furnishing or supplying work services, materials, or supplies in connection with the performance of this **Agreement**, and from any and all claims and losses accruing or resulting to any person, firm or corporation who may be injured or damaged by LOCAL AGENCY in the performance of this **Agreement**.
23. CIVIL RIGHTS: LOCAL AGENCY agrees to comply with civil rights requirements as detailed in the Complying With Civil Rights Requirements brochure (FS-850) and the And Justice For All poster (AD-475A). The poster is to be placed at all public point of contact/reception areas.
24. DRUG-FREE WORKPLACE REQUIREMENTS: LOCAL AGENCY will comply with the requirements of the Drug-Free Workplace Act of 1990 and will provide a drug-free workplace by taking the following actions:
 - a. Publish a statement notifying employees that unlawful manufacture, distribution, dispensation, possession or use of a controlled substance is prohibited and specifying actions to be taken against employees for violations.
 - b. Establish a Drug-Free Awareness Program to inform employees about:

- 1) the dangers of drug abuse in the workplace;
- 2) the person's or organization's policy of maintaining a drug-free workplace;
- 3) any available counseling, rehabilitation and employee assistance programs; and,
- 4) penalties that may be imposed upon employees for drug abuse violations.

c. Every employee who works on the proposed **Agreement** will:

- 1) receive a copy of the company's drug-free workplace policy statement; and,
- 2) agree to abide by the terms of the company's statement as a condition of employment on the **Agreement**.

Failure to comply with these requirements may result in suspension of payments under the **Agreement** or termination of the **Agreement** or both and LOCAL AGENCY may be ineligible for funding of any future State **Agreement** if the department determines that any of the following has occurred: (1) the LOCAL AGENCY has made false certification, or violated the certification by failing to carry out the requirements as noted above. (GC 8350 et seq.)

25. **TERM:** The term of the **Agreement** SHALL COMMENCE ON THE LAST SIGNATORY DATE ON PAGE 1 and continue through June 30, 2022.
26. **TERMINATION:** This **Agreement** may be terminated by either party giving 30 days written notice to the other party or provisions herein amended upon mutual consent of the parties hereto.
27. **AMENDMENTS:** No amendment or variation of the terms of this **Agreement** shall be valid unless made in writing, signed by the parties and approved as required. No oral understanding or **Agreement** not incorporated in the **Agreement** is binding on any of the parties.
28. **INDEPENDENT CONTRACTOR:** LOCAL AGENCY, and the agents and employees of LOCAL AGENCY, in the performance of this **Agreement**, shall act in an independent capacity and not as officers or employees or agents of the STATE or the Federal Government.
29. **INDIRECT RATE:** LOCAL AGENCY may not assess an indirect rate in excess of their Federally approved Negotiated Indirect Cost Rate Agreement (NICRA), a de minimis rate if LOCAL AGENCY does not have an approved NICRA, or the RFC program cap rate of 10%, whichever is lesser. LOCAL AGENCY may also elect not to assess an indirect rate. The approved indirect cost rate at the time of execution is 0%.
30. **MEDIA:** LOCAL AGENCY shall acknowledge STATE and USDA Forest Service support in any publications, audiovisuals and electronic media developed as a result of this award.

It is encouraged to give public notice of the receipt of this award and announce progress and accomplishments, acknowledging STATE and USDA Forest Service support. Follow direction in USDA Supplemental 2 CFR 415.2.

31. ASSIGNMENT: This Agreement is not assignable by LOCAL AGENCY either in whole or in part.

California Department of Forestry and Fire
Protection 2021-2022 Application for Funding
Cooperative Forestry Assistance Act of 1978
Rural Fire Capacity (RFC) Program
Agreement # 7GF 21097



A. Department/Organization

Organization Name: Orland City Fire Department
Contact's First Name: Justin Contact's Last Name: Chaney
Street Address: 810 5th Street
Mailing Address: 810 5th Street
City: Orland County: Glenn Zip Code: 95963
State: California CAL FIRE Unit: TGU - Tehama-Glenn Unit
Phone Number: (530) 865-1625 Email Address: jchaney@cityoforland.com
DUNS Number: 59218474

To check to see what your DUNS Number is, or to apply for one, please visit the [DUNS Number web page](#).

B. Area to be served by award (include areas covered by contract or written mutual aid agreements).

Number of Communities: 1 Area: 4.00 square miles
Congressional District #: CA-3
Population: 8,200 Annual Budget: \$ 187,468.00
Latitude N 39 ° 44 ' 456 " Longitude W 122 11 740 "

(Latitude must be between 32 and 42 degrees. Longitude must be between 114 and 125 degrees. Latitude and Longitude minutes and seconds must be between 0 and 60. Use a central point in the Applicant's service area for the general area covered by the project).

All projects **MUST** have a project area.

C. Activity: Annual number of emergency incidents.

Fire: 219 + EMS: 334 + Other: 29 = Total: 582

D. Indian Tribal Community (If project includes an Indian Tribal Community, please provide):

Population: Size (acres): # of structures:

Distance to nearest fire station (miles):

CAL FIRE USE ONLY (Formula-driven)

Total Application Request (up to 50%; \$500 minimum, \$20,000 maximum)

Project Total Cost: \$ 40,100.00

Amount Funded for this Agreement: \$20,000.00

MC

E. Proposed Project (List individual items for funding. Include tax and shipping in unit cost):

	Type	Item	Quantity	Unit Cost	Item Total
1.	Communications	Handheld Radio, P25 compl	6	\$ 4,400.00	\$ 26,400.00
2.	Communications	Mobile Radio, P25 complian	2	\$ 4,300.00	\$ 8,600.00
3.	Communications	Radio Vehicle Charger	3	\$ 1,700.00	\$ 5,100.00
4.					\$ 0.00
5.					\$ 0.00
6.					\$ 0.00
7.					\$ 0.00
8.					\$ 0.00
9.					\$ 0.00
10.					\$ 0.00
11.					\$ 0.00
12.					\$ 0.00
13.					\$ 0.00
14.					\$ 0.00
15.					\$ 0.00
16.					\$ 0.00
17.					\$ 0.00
18.					\$ 0.00
19.					\$ 0.00
20.					\$ 0.00
21.					\$ 0.00
22.					\$ 0.00

F. CAL FIRE USE ONLY (Formula-Driven)

Project Total Cost: \$ 40,100.00

G. Additional Information. 1. Briefly describe the area to be served: fire protection system, water system, equipment, facilities, staffing, hazards, etc. and purpose of proposed project. 2. How will the request(s) maintain or bring your organization into compliance with NFPA 1977? (Limited to space below)

The City of Orland Fire Department serves an area of 4 sq. mi. The department has two engines, a ladder truck and a rescue. Our water source is hydrants of various flow rates. The department has 45 active volunteers who are trained to the Firefighter One level. In 2020 and 2018 we responded to several mutual aid requests in Northern California and this exposed a critical weakness in our ability to communicate using our radios. Our goal is to purchase handheld and mobile radios that are interoperable and P25 compliant and allow us to communicate with our mutual aid partners and our strike team. Currently our handheld radios are very limited to the sixteen channel Glenn County frequency load. The handheld radios are not upgradeable to current standards, are not field programmable and severely limit our interoperability to communicate with our mutual aid partners and neighboring CALFIRE units. The Black Butte Lake fire in March of this year showed another communication weakness and we need reliable and up to date mobile radios in all of our apparatus. Each firefighter at scene needs a handheld radio to receive the IC's directions and warnings of hazards.

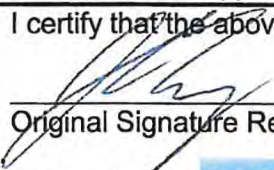
In addition to the original request(s), Applicants may list alternative projects for excess or unused funds, which the State will review during the initial application process. The State will determine which of the Applicant's projects are eligible for funding if excess or unused funds become available. Upon advance written approval by the State, the applicant may use additional/excess funding up to the contract maximum amount to purchase State approved items in listed order of priority on their application.

Deviations from the original application are considered an amendment and require prior approval before the amended expenditures can be made.

The funds will be only for those projects accomplished and/or items purchased between Agreement Approval Date and June 30, 2022. The Recipient agrees to provide CAL FIRE with itemized documentation of the Agreement project expenditures and bill CAL FIRE as soon as the project is complete, but no later than September 1, 2022.

The Recipient gives CAL FIRE or any authorized representative access to examine all records, books, papers, or documents relating to the Agreement. The Recipient shall hold harmless CAL FIRE and its employees for any liability or injury suffered through the use of property or equipment acquired under this Agreement. The applicant certifies that to the best of the applicant's knowledge and belief, the data in this application is true.

I certify that the above and attached information is true and correct:


Original Signature Required: Grantee's Authorized Representative

04/26/2021

Date Signed

Printed Name: Justin Chaney

Title: Fire Chief

Executed on: 04/26/2021

Date

at

Orland

City

Organization Name: Orland City Fire Department

Grant Assurances for Cooperative Forestry Assistance Act of 1978
Rural Fire Capacity (RFC)

Organization Name: Orland City Fire Department

Contact's First Name: Justin

Contact's Last Name: Chaney

Street Address: 810 5th Street

Mailing Address: 810 5th Street

City: Orland

County: Glenn

Zip Code: 95963

State: California

CAL FIRE Unit: TGU - Tehama-Glenn Unit

Phone Number: (530) 865-1625

Email Address: jchaney@cityoforland.com

DUNS Number: 59218474

As the duly authorized representative of the applicant, I certify that the applicant named above:

1. Has the legal authority to apply for the Rural Fire Capacity grant, of the Cooperative Forestry Assistance Act of 1978 and has the institutional, managerial and financial capability to ensure proper planning management, and completion of the grant.
2. Will assure that grant funds are used only for items requested and approved in the application.
3. Assures that all wildland fire response employees (full-time, part-time, or volunteer) are fully equipped with appropriated wildland fire response personal protective equipment that meets NFPA 1977, *Standard on Protective Clothing and Equipment for Wildland Fire Fighting*, and are trained to a proficient level in the use of the personal protective equipment. Wildland fire suppression safety clothing, and equipment includes:
 - Safety helmet
 - Goggles
 - Ear Protection
 - Fire-resistant (i.e. Nomex) hood, shroud, or equivalent face and neck protection
 - Fire-resistant (i.e. Nomex) shirt and pants
 - Gloves
 - Safety work boots
 - Wildland fire shelter
 - Communications Equipment
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.

5. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain for themselves or others, particularly those with whom they have a family, business or other ties.
6. Will comply with all applicable requirements of all other Federal laws, Executive orders, regulations, Program and Administrative requirements, policies, and other requirements governing this program.
7. Will comply with USDA Forest Service Civil Rights requirements.

See the [Forest Service Civil Rights literature](#) on their web page.

8. Understands that failure to comply with any of the above assurances may result in suspension, termination, or reduction of grant funds.

In compliance with NFPA 1977 and trained in the use of Wildland PPE.

Not in compliance with NFPA 1977, but applying for grant funding to purchase Wildland PPE and/or provide required training.

The undersigned represents that he/she is authorized by the above named applicant to enter into this agreement for and on behalf of the said applicant.

Printed Name of Authorized Agent: Justin Chaney

Signature of Authorized Agent: 

Title of Authorized Agent: Fire Chief

Date: 04/26/2021

Submission requires an unsigned and signed application.

1. Please complete and save an **unsigned** application.
2. In addition, please print, sign, date, and scan a **signed** application (or DocuSign).
3. On one email, please attach both the **unsigned** and **signed** applications and submit to CALFIRE.GRANTS@FIRE.CA.GOV.

Electronic copies must be submitted by May 4, 2021 at 11:59pm.

Organization Name: Orland City Fire Department

Page 6 of 6

023

CITY OF ORLAND
ECONOMIC DEVELOPMENT COMMISSION MEETING
March 9, 2021

1. CALL TO ORDER

The meeting was called to order by Chairperson Lane at 6:00 pm

2. PLEDGE OF ALLEGIANCE – led by Commissioner Hamilton.

3. ROLL CALL

Present: Brien Hamilton, Russell Pierce, Charles Gee, Ron Lane and David Allee

Absent: None

Councilmembers: Jeffrey Tolley and Bruce Roundy

Staff: Pete Carr, Rebecca Pendergrass

4. ORAL AND WRITTEN COMMUNICATIONS

None

5. CONSENT CALENDAR

Approval of the January 12, 2021 minutes

The following correction was requested:

Agenda Item #8.D. – replace “one hundred to one and fifty” with “one hundred to one hundred and fifty” in order to reflect the true number of employees.

Moved by Commissioner Hamilton, seconded by Commissioner Allee, motion carried to approve the January 12, 2021 minutes as corrected. 5-0-0-0 Ayes: Commissioners Gee, Hamilton, Pierce, Lane and Allee; Noes: None; Abstain: None; Absent: None. Motion carried.

6. ITEMS FOR DISCUSSION OR ACTION

A. Check-in on work plan (Commissioners)

Commissioners discussed the current workplan and stated that this agenda item should hold a permanent spot as that will allow for ongoing review and discussion at each meeting. It was requested that the work plan be included as an attachment with each agenda.

7. STAFF REPORTS

City Manager update on:

A. Amazon Distribution Center

City Manager Carr reminded the commission that Amazon will be hiring one hundred to one hundred and fifty employees to work within the warehouse as well as

employees hired to be delivery drivers.

B. Opportunity Zone Prospectus

City Manager Carr informed the Commission that the City's Economic Development Partners at 3CORE were currently working on a plan to publicize Orland as an opportunity zone. The plan includes creating a website and various other ways to distribute and publicize the information.

C. State Covid-19 relief grants for business

City Manager Carr reminded the Commission of the original CV1 grant the City received the partnership with the County that helped with the distribution of funds. The City should be receiving more funds with the CV2 & CV3 Grants that were approved. The City will also be receiving approximately 1.4 million with the passing of the American Plan Rescue Act. There has been direction yet on how those funds can be used.

D. General business and economic news

City Manager Carr shared that on April 10, 2021 the vintage stores located downtown are hosting a "shop hop" where customers will collect stamps on a passport for shopping at each store and will then be entered to win a prize. The Sunny Truck Wash annexation is still pending. Glenn County LAFCo will be revisiting this topic at their next meeting on April 12, 2021. Chaney and Miller Construction utilized the Façade Improvement Program funds for their South Street and Railroad location.

8. COMMISSIONER REPORTS

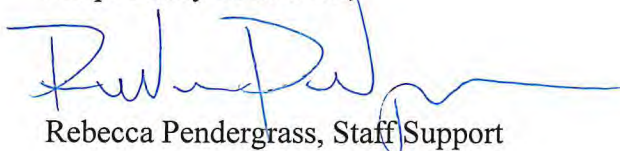
No reports were made at this time.

9. FUTURE AGENDA ITEMS

Continued updates regarding the Amazon Distribution Center and COVID-19 relief funds were requested.

10. ADJOURN – 7:01 pm

Respectfully Submitted,



Rebecca Pendergrass, Staff Support

Ron Lane, Chairperson

CITY OF ORLAND ARTS COMMISSION
MINUTES
 June 16, 2021

The Wednesday, June 16, 2021 meeting of the Orland Arts Commission was called to order at 7:15 PM by Chairman Rae Turnbull at the Orland Art Center. Commissioners present were: Jill & Steve Elliott and Paddy Turnbull. Absent: Mason Greeley, Mary Rose Kennedy, Jim Scribner and Council Liaison Bruce Roundy. The minutes of the May 12, 2021 meeting were approved as emailed with no corrections or additions (motion made by Paddy Turnbull and seconded by Steve Elliott - motion carried). The Financial Report prepared by Rebecca Pendergrass was reviewed and filed for audit.

COMMISSIONER REPORTS:

1. Commissioner Rae Turnbull reported that once we have a response from the city as to who will cover the cost of repainting the citizen donated light standards in Library Park, we can move forward with the project.
2. Commissioner Rae Turnbull described Gallery expenses incurred during the Covid Pandemic lockdown that should be eligible for Federal reimbursement through the city.
3. Commissioner Steve Elliott read the people counter at the front door of the Gallery on June 16, 2021 and reported that the gallery has had approximately 250 visitors since the gallery opened Friday, June 4th.
4. The report from Commissioner Mason Greeley on prices for a more efficient refrigerator will be given at the next scheduled meeting.
5. Commissioner Steve Elliott reported that there are electrical outlets available in the location of where the gallery refrigerator needs to be relocated to accommodate improvements in the auxiliary gallery wing.

ITEMS FOR DISCUSSION AND ACTION

1. Commissioner Rae Turnbull shared her research on the flooring options for the auxiliary gallery wing, and since the desired flooring has been discontinued, she will research other options.
2. Discussion and action on refrigerator purchase options researched by Commissioner Mason Greeley will be postponed until the next meeting.

There being no further business, the meeting adjourned at 8:05 PM.

The next scheduled meeting will be held on Wednesday, September 15, 2021.

Respectfully submitted by Jill Elliott and Rae Turnbull

Orland Library Commission Minutes of Monday, July 12, 2021

ITEM 1. Call to Order at 5:00 p.m.

ITEM 2. Commissioners Present: S. Edwards, L. Fitzgerald, S. Romano

Staff/Council Present: Librarian J. Meza

ITEM 3. No Citizen Comments

ITEM 4. Items for Discussion or Action

1. ACTION ITEM: Approve minutes of May 10, 2021 meeting. Motion made by S. Edwards, 2nd by L. Fitzgerald, passed unanimously.
2. Reports from City Librarian on 2021/22 budget, Financial and monthly statistics were discussed by commissioners.
3. Library Programs and Events: Children's Librarian has been busy planning for summer reading program and regular library programming, as well as introducing new programs. The library is collaborating with OUSD to promote and provide access to the new early literacy app. Full time staff have been awarded scholarships to attend Crisis Prevention training to be held online.
4. No new information in regards to Library Lobby and Children's Area patio ADA renovations/improvements.

ITEM 5. Commissioner and/or Friends of the Library Reports: The Friends of the Library have planned a book sale in October

ITEM 6. Adjourned 5:30 p.m.

CITY OF ORLAND

CITY COUNCIL CONSENT AGENDA ITEM #: 5.G.

MEETING DATE: September 21, 2021

TO: Honorable Mayor and Council
FROM: Jody Meza, City Librarian
SUBJECT: Adoption of revised Orland Free Library Community Room Policy

The Orland Free Library Commission approved revisions to the Library Community Room Policy on September 13, 2021 and recommends its adoption to City Council.

BACKGROUND:

Increased usage of the Community Room by individuals and groups has led to the need for clarification regarding reservations and time limits therefore sections establishing those rules and regulations have been added.

Attachment: Orland Free Library Community Room Policy

RECOMMENDATION: Approve policy as recommended or with changes.

Fiscal Impact of Recommendation: No impact.

ORLAND FREE LIBRARY COMMUNITY ROOM POLICY

The Orland Free Library allows open usage of the Community Room for public meetings. Some limitations and restrictions do apply. To make the use of the room as pleasant as possible for your group and other users, please abide by the following regulations:

- For an individual or group to apply for the use of the Community Room they must read and agree to abide by the library's policies. Library and City functions have first priority in using the room. The public does not have a right to use the room, it is a privilege extended by the City and the Library. This privilege may be withdrawn if proper care is not taken as determined by the library staff.
- Reservations are made at the discretion of the Library, based on need and availability. The City Librarian, or designee, reserves the right to reject a reservation request if the anticipated meeting is likely to be unreasonably disruptive to regular Library functions, too large for the applicable room capacity, disorderly, dangerous to persons or property, or in any other way inconsistent with or in contravention of any of the terms and conditions of the Policy or the Library Rules of Conduct. In determining whether such likelihood exists, the City Librarian, or designee, may take into consideration the contents of the application, the history of the group's Community Room use in the Library, and such other information as he or she may deem appropriate.
- Reservations are subject to cancellation if the space is needed for a library use or activity. The reservation start time is firm. If the patron does not arrive within 15 minutes of the scheduled time, the time will be made available for other patrons. Patrons are expected to vacate the room promptly if another reservation is scheduled for the room.
- Community groups may use the room one day a week, up to four (4) hours per day, three (3) days a month free of charge; after that a cost of \$50 per day applies. Groups may reserve the room up to six (6) months in advance. Individual patrons may reserve the room for up to two (2) hours per day, one (1) day per week. Any group or individual that charges its clients will incur a \$50 fee for the use of the room. If the room is not reserved for use walk-ins will be accommodated.
- If the Community Room is reserved for use outside of the library's open hours a designated member of the group must check out the key from library staff. Lights should be turned off and exterior doors must be locked and secured when leaving.
- Food and/or drinks are allowed in the room, however the room must be left clean and trash removed. A clean-up fee may be assessed if the room is not left in satisfactory order. By City regulation, **no smoking is allowed**.
- The seating capacity (without tables) is thirty-eight (38) people. Do not exceed capacity.
- The Community Room may have media equipment which may be used by groups meeting in the room. This must be cleared with library staff prior to usage. Damage or replacement fees may be assessed if the equipment is damaged.
- If a meeting or event in progress disturbs regular Library operations, the Library reserves the right to immediately terminate the meeting or event. The group, upon notification of a disturbance, will immediately discontinue the disturbance or vacate the premises.

CITY OF ORLAND

CITY COUNCIL AGENDA ITEM #: 6

MEETING DATE: September 21, 2021

TO: Honorable Mayor and Council
FROM: Pete Carr, City Manager
SUBJECT: Well Drilling Moratorium (Public Hearing/Action)

City Council will consider imposing a 45-day moratorium on drilling of new wells.

BACKGROUND

County of Glenn recently declared a moratorium on the issuance of permits for new agricultural wells in Glenn County, specifically excepting the cities of Orland and Willows, and subsequently extended the 45-day moratorium to one year. With the passage of an ordinance codified as OMC 8.42, the City now regulates well permitting within its jurisdiction.

OMC 13.06.070 provides for prohibition of water well drilling during a declared statewide water shortage or drought, when the City deems this necessary.

- The City on June 7 declared a drought emergency and designated the City as being in Stage 1 drought conditions.
- On June 21 the City adopted an updated and revised Water Conservation and Shortage Contingency Plan which does not tie well drilling to any particular stage of the plan.
- On August 16 Council directed Staff to agendize an actionable ordinance for a well drilling moratorium with an exception for repair of existing wells.

DISCUSSION

For the many reasons outlined in the proposed ordinance, staff proposes a draft well drilling moratorium at this time. Note the proposed ordinance includes new residential and ag wells, but does not prohibit deepening or replacing of existing residential wells.

The required 10-day public notice has been accomplished for this to be presented as an actionable ordinance. As an urgency ordinance, it does not require a second reading. The ordinance is initially 45-days, then can be extended up to one year.

Attachment (1): CITY OF ORLAND ORDINANCE NO. 2021-04
AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ORLAND,
ESTABLISHING A MORATORIUM ON THE ISSUANCE OF PERMITS FOR PRIVATE
WATER WELLS

RECOMMENDATION:

1. Staff presentation of the urgency ordinance.
2. Hold the public hearing; receive public comment.
3. Deliberate and take action.

Fiscal Impact of recommendation: None. If groundwater resources are further depleted and not adequately protected, a municipal water resource shortage could result in a fiscal emergency.

**CITY OF ORLAND
CITY COUNCIL ORDINANCE NO. 2021-04**

**AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
ORLAND, ESTABLISHING A MORATORIUM ON THE ISSUANCE OF PERMITS
FOR PRIVATE WATER WELLS**

SECTION 1. Findings.

The City Council makes the following findings in support of the immediate adoption and application of this urgency ordinance regulating issuance of permits for water wells within the City of Orland.

- A. Due to lengthy drought conditions in the State of California, in Glenn County, and in the City of Orland, an urgency condition regarding groundwater now exists within Glenn County, including in the City of Orland. The condition of groundwater resources in watersheds and groundwater basins in Glenn County, including the Corning Groundwater Subbasin underlying the City of Orland, is presently critical because:

1. On September 25, 2012, then Governor Edmond G. Brown Jr. signed Assembly Bill 685 making California the first state in the nation to legislatively recognize the human right to water. Now in section 106.3 of the California Water Code, the state statutorily recognizes that “every human being has the right to safe, clean, affordable, and accessible water adequate for human consumption, cooking, and sanitary purposes.”

2. Rainfall totals and water storage supply have been critically low, and much of California is experiencing severe to exceptional drought.

3. Between 2007 and 2020, California has experienced several years of dry conditions including: three (3) wet years; zero (0) above normal years; four (4) below normal years; four (4) dry years; and three (3) critical years. California is currently in the second consecutive year of dry conditions, resulting in drought or near-drought conditions throughout Glenn County.

4. These drought conditions can result in degraded water quality, fallowing of productive farmland, destruction of permanent crops, supplemental watering and feed of livestock, setbacks to vulnerable and rural communities through job losses and longer-lasting recoveries, constraints on access to traditional lifeways, loss of aquatic and terrestrial biodiversity, and ecosystem impacts.

5. Extraordinarily warm temperatures in April and May have worsened this critically dry year for the State of California, accelerating snow melt in the Sacramento, Feather and American River watersheds. Between the April 1 and May 1 forecasts, there was a 685,000

acre-feet reduction in the projected natural flow to the Sacramento, Feather, Yuba, and American rivers.

6. Climate change is intensifying the impacts of droughts on our communities, environment and economy, and the City must therefore improve drought resiliency and prepare to respond to more frequent, prolonged, and intense dry periods.

7. It is necessary to expeditiously mitigate the effects of these drought conditions within the Sacramento and Feather River watersheds to ensure the protection of health, safety, and the environment in the City of Orland.

8. On March 5, 2021, the Secretary of the United States Department of Agriculture designated California's 58 counties as a primary natural disaster area due to recent drought.

9. On May 10, 2021 the Governor of the State of California proclaimed a drought State of Emergency in 41 counties.

10. On June 1, 2021, pursuant to Government Code Sections 8558 and 8630, the Glenn County Board of Supervisors declared that the County is a disaster area and that a local emergency exists throughout Glenn County.

11. On June 7, 2021, the City of Orland declared a drought emergency and designated the City to be in Stage 1 drought conditions.

12. With California's traditional wet season now over, and no significant rainfall in the forecast, it is clear that the City of Orland is experiencing a second consecutive year of drought. The potential duration of the continuing drought is unknown.

13. Increasingly, limited or unreliable surface water supplies have resulted in more reliance on groundwater and a marked increase in the development of groundwater wells. This is due in part to the fact that the vast majority of water in the County is used for agricultural irrigation purposes.

14. For the past two years, rainfall in Glenn County has been far below long-term averages. Additionally, with reduced surface water and changes in irrigation techniques, there is less available percolating water to recharge diminishing groundwater supplies.

15. Groundwater levels have been on the decline in Glenn County for the past several years due to the continuing drought, increased extraction, and reliance on limited groundwater supplies. Current groundwater levels, based on recently completed groundwater measurements, show that average Glenn County groundwater levels are at the same level that would typically be seen in the fall, when levels are at their lowest.

16. New private water wells and the expansion of existing private water wells within the City of Orland further dilute the scarce groundwater supplies that must be shared among a large number of beneficial water users.

17. Groundwater is a vital resource of the health and safety of the City of Orland with the City's residents nearly fully reliant on groundwater as their only source of water. The continued installation of new private water wells and the expansion of existing private water wells threaten that vital resource.

18. Without immediate action to at least mitigate or stop continuing groundwater declines, the residents, farms and businesses of the City of Orland may suffer irreparable harm and damage. Moreover, the lack of available groundwater jeopardizes the health, safety and welfare of the residents of the City or Orland.

19. On August 3, 2021, the Glenn County Board of Supervisors adopted an urgency ordinance similar to this ordinance extending a moratorium on agricultural water well permits through June, 2022 within the unincorporated areas of Glenn County. Since water supplies do not respect political boundaries, it is necessary and helpful for the City of Orland to adopt conforming regulations on private water well permits as those adopted by the County to ensure compatible management of the water resources of the Corning Groundwater Subbasin.

B. This urgency ordinance is necessary for the following reasons:

1. To stabilize groundwater extractions in the Corning Groundwater Subbasin until appropriate regulatory oversight, as recently designated by the state, can take place.

2. To protect current communities, growers and other users, who are reliant on groundwater, from the adverse consequences that can result from a rush of new pumpers permanently impacting their ability to obtain needed water.

3. To decrease the possibility that groundwater supplies will be exhausted during this extended drought and before groundwater sustainability plans can be implemented

4. To decrease the likelihood that people will further tap stressed groundwater supplies to avoid restrictions and conservation efforts being made by water districts and/or the Glenn Groundwater Authority.

5. To conserve critical and dwindling water supplies during a severe statewide and local drought so that there will be adequate supplies for health, safety, and welfare.

6. To establish consistent water well regulations throughout the County of Glenn.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ORLAND,
CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:**

SECTION 2. Adoption of Findings.

The City Council finds that the findings set out in Section 1 of this Ordinance are true and are hereby incorporated by reference in this ordinance.

SECTION 3. Adoption as Urgency Ordinance; Authority.

This ordinance is adopted as an urgency ordinance pursuant to powers conferred on the City by California Constitution Article 11, Section 7, California Government Code Sections 36934 and 36937, and 65858(a), and shall be effective immediately upon its adoption. As detailed in the findings set forth above, the City Council finds and determines that the adoption of this urgency ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare. This urgency interim ordinance must be adopted by not less than a four-fifths (4/5th) vote of this City Council.

SECTION 4. CEQA.

This ordinance is exempt from the California Environmental Quality Act (CEQA) because it is not a project under CEQA. Moreover, if it were deemed a project, it would be categorically exempt under section 15321 of Title 14, Article 7 of the California Code of Regulations because it amounts to an action by an agency for enforcement of a law, general rule, standard or objective administered or adopted by the agency.

Additionally, this ordinance is exempt under Public Resources Code section 21080(b)(4) because this ordinance is necessary to prevent or mitigate an emergency, namely the loss of groundwater due to further private water well drilling and expansion of existing wells.

Furthermore, this ordinance is not subject to CEQA under the following sections of Title 14, Article 7 of the California Code of Regulations:

- i. Section 15061(b)(3), because there is no possibility the activity in question may have a significant effect on the environment;
- ii. Section 15307, because it regulates activities to assure the maintenance, restoration, or enhancement of natural resources;
- iii. Section 15308, because it regulates activities to assure the maintenance, restoration or enhancement of the environment including groundwater resources within Glenn County; and
- iv. Section 15269(c), because it is an interim urgency ordinance that prevents or mitigates impacts from sudden, unexpected failures of existing wells within the City of Orland

presenting a clear and imminent danger to existing water wells in the City, to users who rely on the water from those wells, and which requires immediate action to prevent or mitigate the loss or damage to life, health, property and essential public services.

SECTION 5. Applicability.

This Ordinance applies to that real property in the City of Orland.

SECTION 6. Temporary Moratorium.

Notwithstanding the provisions of Title 8, Chapter 8.42, Water Well Regulation, of the Orland Municipal Code, from and after the effective date of this ordinance, due to drought and groundwater conditions in Glenn County and the City of Orland, no permits for the construction of new water wells or modification or repair of existing wells shall be and no person shall construct a new water well or modify and repair an existing water well, except as provided in Section 7, below.

SECTION 7. Exceptions to Water Well and Permit Prohibitions.

The water well and permit prohibitions contained in this ordinance shall not apply to:

1. Monitoring wells.
2. Municipal water supply wells.
3. Well destructions.
4. Existing wells to be deepened, repaired or rehabilitated.

SECTION 8. Severability.

Should any section, subsection, clause, or provision of this ordinance be held to be invalid or unconstitutional for any reason, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council hereby declares that it would have adopted this ordinance, and each section, subsection, sentence, clause, and phrase hereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

SECTION 9. Effective Date.

In light of the findings and declaration of facts in Section 1, the City Council declares that this ordinance is necessary as an urgency measure for the immediate preservation of the public peace, health, and safety, and shall take effect immediately upon its passage. It shall be of no further force or effect forty-five (45) days from the date of adoption unless extended following a public hearing, as provided in Government Code Section § 65858.

SECTION 10. Publication.

The City Clerk shall cause this Ordinance to be published and/or posted as required by law.

I HEREBY CERTIFY that the above and foregoing Ordinance was duly and regularly introduced and read at a Public Hearing held on the 21th day of September 2021 and was passed and adopted by the City Council of the City Council at a regular meeting thereof duly held on September 21, 2021 by the following vote, to wit:

AYES:
NOES:
ABSTAIN:
ABSENT:

Bruce T. Roundy, Mayor

ATTEST:

APPROVED AS TO FORM:

Janet Wackerman, City Clerk

Gregory Einhorn, City Attorney

CITY OF ORLAND

CITY COUNCIL AGENDA ITEM #: 7.A

MEETING DATE: September 21, 2021

TO: Honorable Mayor and Council
FROM: Pete Carr, City Manager/Finance Director
SUBJECT: Use of American Rescue Plan Act (ARPA) Funds (Discussion/Action)

City Council continues its consideration of intent for use of discretionary pandemic relief funds and may take action on current fiscal year use of funds.

BACKGROUND:

While the federal government has not yet published its official, final interim guidance for use of American Rescue Plan Act (ARPA) funds, City Staff have diligently followed all available guidance. The City is scheduled to receive \$1.872 million in ARPA funds in total, ½ in 2021 and the balance in 2022. Funds are to be obligated by 2024, spent by 2026.

After several Council discussion sessions on this topic, City Council determined on May 3rd its intended use of CV2 and CV3 Covid relief funds; \$70k CV1 and \$281k CV2/3 were designated toward grants for small businesses and cost offset for installing touch-free doors at public facilities. On May 17th Council began a more focused discussion about ARPA funds. Council gave Staff further direction on June 21. Staff sought Economic Development Commission (EDC) input August 17 and Sept 14.

In previous discussions, after considering allowable options, Council directed Staff to receive ARPA funds as replacement for public sector revenue not realized due to the pandemic, which then become discretionary funds to provide government services. (Using the City's actual 3-year rate of revenue increase and California State Department of Finance's formula for calculating revenue loss, the City's entire allotment is deemed revenue loss replacement.) This is sometimes referred to as "fiscal stabilization" for cities and is an encouraged use of funds. ARPA fiscal stability funds can be used to accomplish operational needs, capital projects or programs the City would have otherwise done but could not due to the loss of revenues incident to the pandemic. The City has broad flexibility to decide how best to use this funding to meet the needs of this community.

No ARPA funds can be used to offset pension costs or provide for tax reductions. Treasury guidance further calls for public input, transparency, and accountability. In addition to and separate from ARPA, Build Back America Better infrastructure funding is expected to be made available in the coming year, providing an undetermined amount of additional funding to state and local governments for highways, bridges, streets, and utility infrastructure.

DISCUSSION:

City of Orland received \$936,000 in ARPA funds into the City Treasury in August and booked it as FY 2020-21 revenue. On the attached worksheet, Staff (City Manager & Department Heads) suggest how up to \$905k of this year's funding can be productively employed on specific priority projects, leaving a small residual for contingency and the remaining balance for consideration next year.

Items 1-4 are critical public safety and facility maintenance items the City must do. Items 5-8 are economic development priorities but only #5 and 7 are programmed for this fiscal year. Items 9 and 10 are recreation amenities that support programs for residents and attract visitors to Orland.

The Chamber of Commerce requests that its annual support budget of \$11,000 be increased to \$17,500 for certain operational needs; \$7000 is proposed on the worksheet.

The Orland Arts Commission requests ARPA funds to offset the impacts of the pandemic on gallery operations, with \$2800 in lost sales and \$4760 in normal expenses during the eight months the gallery was closed. Council could elect to replace the lost revenue or pay the expenses; \$3000 is proposed on the worksheet to replace unrealized revenue.

Staff requests approval of funding for selected 2021 projects at this time. Some editing of the list items and costs will be necessary as we move forward into deeper planning and execution of projects.

Attachments (3):

- A. Draft Proposed Use of ARPA Funds Worksheet
- B. Correspondence from Orland Area Chamber of Commerce
- C. Correspondence from Orland Arts Commission

RECOMMENDATION: Approve funding as presented for 2021 items 1-13.

Fiscal Impact of Recommendation: No impact to current fiscal year budget. ARPA expenditures will correspond to ARPA revenue received. Receipt of funds does not require City match.

Report from the City of Orland Arts Commission

June 24th, 2021

Re: Justification for receiving Federal reimbursement for costs incurred and revenue losses due to Coronavirus mandated business closures that affected the Orland Art Center Gallery during the Pandemic.

Due to the mandated closure of many businesses, our Gallery being one of them, we lost revenue from Art sales resulting from Art Shows and Special Events. Because of the presence of valuable artwork in the Gallery's permanent collection, and the Baby Grand piano used for musical events, it was necessary to keep our cooling and heating maintained throughout the closures.

Artwork and valuable musical instruments such as pianos etc. incur damage if indoor temperatures are too hot or too cold. We did *lower* the thermostat, but turning it off completely was not an option during the 8 months of mandated closure. (Four months in 2020, and 4 months in 2021) The original artwork and the piano are valued at \$4,265. Our monthly PG&E bills averaged \$100 during the mandated closure. Total: **\$800**.

We also had to continue paying our regular monthly bills for our website and our website newsletter, so that patrons of our gallery were updated on closure restrictions and changes to the various planned exhibits that had to be cancelled.

Below is a close approximation of costs incurred and revenue lost during the Pandemic:

Commissions from sales of artwork:

Average \$350 *minimum* income per month. Loss total: **\$2800**. (closed 8 months)

Cost of website hosting and ads in order to keep art gallery patrons updated on show cancellations, and continually shifting schedule changes:

Website Facebook ads: \$50. per month. Total: **\$400**. (closed 8 months)

Newsletter Constant Contact fees: \$45.per month. Total: **\$360**. (closed 8 months)

Rent for 8 months:

Our gallery lease requires a periodic increase in our rent: In order to help us during the mandated closures, our landlord did not add those increases and our rent was allowed to stay at \$400. per month. Total rent for 8 months equaled **\$3200**.

Total costs incurred and revenue lost due to the mandated closures: **\$7,560**.

Respectfully submitted:

Rae Turnbull,
Chair, City of Orland Arts Commission



Orland Area Chamber of Commerce
P.O Box 303
Orland, CA 95963
(530) 366-8725
Info@orlandchamber.org

July 1, 2021

Mr. Peter Carr
Orland City Manager
815 4th St
Orland, CA 95963

Dear Mr. Carr,

As you are aware, the Orland Area Chamber of Commerce is a Non-Profit 501©6 organization. We rely on Membership fees and contributions from entities such as the City of Orland to cover our operating expenses.

The City of Orland is currently growing in both population and in new businesses. This is an exciting time in the City of Orland. Despite the situations that our businesses found themselves in with the Global Pandemic there were many able to persevere despite the adverse conditions that they found themselves in. Most of this can be attributed to the loyal people in Orland. However, there are many that need still need assistance due to the Quarantine, some of which the Chamber of Commerce can provide.

We realize that as the city grows, we at the Chamber of Commerce must also make changes to meet the evolving needs of our city. As we grow, we find that our operating costs are also growing. Moreover, we find the need to replace some of our outdated office equipment such as replacing the old black and white printer with a color printer that can produce good copies and to be multi-functional with abilities such as scanning. We also need to replace the current phone with an updated version as the current phone has poor reception and has poor photo quality at member events. We would like to procure a small projection system for guest speakers to use during Membership Meetings. We need to be able to purchase some new items for Outreach such as a new Banner to use during Community based events, brochures (which we hope to be able to produce on the color copier), ongoing replenishment of coffee supplies for the "Chamber Buzz", promotional items ie; pens, erasers, bee finger puppets, advertising costs etc. While addressing increased miscellaneous costs associated with the daily operations it will enable us to be more efficient and autonomous and cut the needs for costs paid to outside vendors for example with the brochures.

We are thankful for the contributions provided to us by the City of Orland. We humbly ask that you increase the amount of the Quarterly contributions provided to the Orland Area Chamber of Commerce to \$17,500.00 for the 2021-2022 Fiscal Year.



Orland Area Chamber of Commerce
P.O Box 303
Orland, CA 95963
(530) 366-8725
Info@orlandchamber.org

Thank you for your attention in this matter,

Sincerely,

A handwritten signature in cursive script, appearing to read "Frank Ferreira".

Frank Ferreira

Orland Area Chamber of Commerce President

FF/pb

DRAFT Proposed Use of ARPA Funds Worksheet

City of Orland as of September 16, 2021

Revenue from ARPA (sales tax backfill)		2021	2022
General Fund fiscal stability		\$736,000	\$736,000
Measure A Fund Public Safety fiscal stability		\$200,000	\$200,000
Total Revenue		\$936,000	\$936,000
Use of Funds			
1	Radio signal upgrades for OPD and OVFD *	\$60,000	
2A	OPD/City Hall roof and floor repairs	\$120,000	
2B	Library roof and HVAC repairs -- match State	\$150,000	
3	Evidence storage & security improvements *	\$80,000	
4	OPD Facility Security and IT upgrades *	\$78,000	
5	Traffic control/intersection Commerce/Newville	\$250,000	
6	Extend westside I-5 water service w/well to CR15		\$300,000
7	Facade Improvement program	\$30,000	\$30,000
8	Streetscapes (benches, planters, streetlamps)		\$200,000
9	Lely ballfield lighting LED lamps (1 field per year)	\$85,000	\$85,000
10	Pump track -- match Park & Rec DIF	\$12,000	
11	Orland Area Chamber of Commerce equip/supplies	\$7,000	
12	Arts Commission revenue backfill	\$3,000	
13	Construct welcome sign at east end of City	\$30,000	
14	Loan payoff: 5th St parking lot		\$70,000
15	Leverage for business/city advertising tower @ I-5		\$150,000
16	Additional land acquisition for future HDC (?)		\$85,000
Total Lines 1-16		\$905,000	\$920,000

* = cost allocated to Measure A Public Safety Fund

Deferred for Future Federal Transportation Infrastructure Funding	
Leverage grant funding for Shasta St reconstruct	\$2,000,000
Water main extensions E.Tehama, Bryant, M 1/2	\$300,000
Streetscapes project match (\$__ of \$8M)	\$8,000,000
Sidewalk and curb repairs citywide	\$400,000
Curb gutter & sidewalk for Public Safety Building	\$200,000

CITY OF ORLAND

CITY COUNCIL AGENDA ITEM #: 7.B.

MEETING DATE: September 21, 2021

TO: Honorable Mayor and Council
FROM: Pete Carr, City Manager
SUBJECT: **Enhancements for Façade Improvement Program** (Discussion/Action)

City Council will consider a recommendation by the EDC for enhancement to the Façade Improvement program.

BACKGROUND

Orland's current Façade Improvement Program provides voluntary partnership with business and property owners citywide by sharing the cost of improving business facades (the portion of the building facing a street). Expenses of contracted labor and materials are reimbursable on a 50¢ to the dollar basis up to \$1500 maximum reimbursement. Applicants simply indicate what their plans are, City Manager identifies what portions of the project will be eligible for the program, receipts are turned in at project completion, and the City issues a reimbursement check.

The program has evolved over the years to include all businesses citywide, and both labor and materials. The most recent change was in August 2019 to include permanent landscaping as an eligible expense. The program is funded annually by the City Council with a \$10-15,000 line item in the General Fund budget. The Orland Area Chamber of Commerce partners with the City in informing and advising its members about the opportunity.

DISCUSSION

The Orland Economic Development Commission (EDC) recommends to the City Council that the budget be \$30,000 from American Relief Plan Act (ARPA) funds this year and next year, that the individual project allowance be increased to \$3000 maximum reimbursement, and that street frontage improvements (curb, gutter and sidewalk) be included as an allowable expense.

Attachment: Current Façade Improvement Guidelines

RECOMMENDATION

Consider EDC recommendation, take action by vote to authorize the City Manager to modify the Façade Improvement Program accordingly.

Fiscal Impact of Recommendation: Up to \$30,000 in ARPA funds, less \$10,000 in General Funds.

City of Orland

Façade Improvement Program



The City of Orland wants to help your business!

Does your business exterior look old or run down? Does it represent your business accurately? Many business owners want to freshen up their look but just cannot find it in their budget. The City of Orland wants to help with that!

To encourage and assist business owners and property owners in improving the exterior appearance of their building the City is offering to reimburse business or property owners for 50% of the cost of materials and labor, to improve your façade, up to a maximum reimbursement of \$1500.00.

This program is first-come first-serve!

You can use this program multiple times up to a maximum \$1500 within a 3-year period!

If you have any questions, feel free to direct them towards Pete or Janet at City Hall, 865-1600.



January 2021

CITY OF ORLAND FAÇADE IMPROVEMENT PROGRAM - GUIDELINES

To encourage and assist business owners and property owners in improving the exterior appearance of their buildings – and thus help improve visual attractiveness of the community and commerce in the interest of all citizens of Orland -- the City is offering to reimburse business or property owners for 50% of the cost of materials up to a maximum reimbursement of \$1500.

- Materials may include paint, wood, awnings, glass, stucco, doors, etc.
- Labor may be included for up to \$750; must be professional labor, not “in-house” employees or unlicensed contractors.
- Improvements may include doorways, windows, facia, signage, etc. Certain landscaping improvements – installed and secured – may also be included.
- The offer is extended to all commercial and industrial property throughout the city limits.
- The program is limited by the availability of budgeted first-come first-served funds. You can use the program multiple times up to a maximum \$1500 within a 3-year period.
- Reimbursement is made promptly after submission of receipts to City Hall.

Before engaging in the project, please submit a simple plan outline and/or sketch to the City to help us establish a clear understanding of what changes will or will not be reimbursable.

Paint may be available through a discount arrangement at Ace Hardware in Orland.

The Orland Arts Commission provides guidance on murals and other public art at no expense.

Questions may be directed to Pete or Janet at City Hall, 865-1600.