

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 with 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 pull 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 re-drilling 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