

CITY COUNCIL

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

CITY OFFICIALS

Jennifer Schmitke
City Clerk

Leticia Espinosa
City Treasurer

CITY OF ORLAND

INCORPORATED 1909

815 Fourth Street
ORLAND, CALIFORNIA 95963
Telephone (530) 865-1600
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CITY MANAGER

Peter R. Carr

If anyone wishes to address the Commission on an item to be considered at this meeting, please fill out a Speaker Request Form and submit to the Secretary before the meeting begins. (optional)

**Meeting Place: Carnegie Center
912 Third Street
Orland, CA 95963**

Additional Option: Zoom Meeting

AGENDA

ORLAND PUBLIC WORKS & SAFETY COMMISSION

Tuesday, February 8, 2022, at 4:00 P.M.

In an effort to protect public health and prevent the spread of COVID-19, the City Council meeting will be teleconferenced using Zoom technology.

The public may participate in the meeting by telephone or access the video via Zoom.

Please call: 1(669) 900-9128 Webinar ID#: 862 2988 9800

1. **CALL TO ORDER – 4:00 P.M.**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **ORAL AND WRITTEN COMMUNICATION**

A. Citizen Business:

Members of the public wishing to address the Commission on any item(s) not on the agenda may do so at this time when recognized by the Chairperson; 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. **(Oral communications will be limited to three minutes).**

5. **CONSENT CALENDAR**

A. December 14, 2021, Minutes

6. PUBLIC WORKS

- A. Compliance with AB 361
- B. Public Works Department Updates
- C. Groundwater Well Level Update

7. PUBLIC SAFETY

- A. Fire Department Update
- B. Police Department Update
- C. Truck Route Update

8. COMMISSIONER PROJECTS

- A. Discussion

9. GENERAL

Next Meeting – April 12, 2021

10. COMMISSIONER REPORTS

11. ADJOURN

CERTIFICATION: Pursuant to Government Code Section 54954.2(a), the agenda for this meeting was properly posted on February 3, 2021.

A complete agenda packet is available for public inspection during normal business hours at City Hall, 815 Fourth Street, Orland CA.

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.

PUBLIC WORKS & SAFETY COMMISSION

Meeting Minutes

December 14, 2021

1. Call to Order

The meeting was called to order by Chairperson Paschall at 4:02 pm

2. Pledge of Allegiance – led by Vice Chairperson Rossman

3. Roll Call

Present: Chairperson James Paschall Sr., Vice Chairperson Monica Rossman, Commissioner Emil Cavagnolo.

Councilmembers: None

Staff: Kyle Cessna, Sergeant; Ed Vonasek, Director of Public Works; Jennifer Schmitke, Secretary

4. Oral and Written Communications

A. Citizen Business:

None

5. Consent Calendar

A. Approval of August 10, 2021 minutes

Moved by Vice Chairperson Rossman, seconded by Commissioner Cavagnolo, motion carried to approve August 10, 2021, minutes as presented. Motion carried. 3-0 Ayes: Cavagnolo, Paschall and Rossman; Noes: None; Abstain: None; Absent: J.C. Tolle and Byron Denton.

6. Public Safety

A. Fire Department Update

Director Vonasek spoke on behalf of Chief Chaney who was in Wisconsin overseeing the prebuild on engine 27 with two other volunteer firefighters. The Fire Department had their annual awards night the first Saturday in December. Today, December 14, two new rural board members were approved by the County Supervisors (Dave Kelly and Darren Titus).

B. Police Department Update

Sergeant Cessna spoke on behalf of Chief Vlach who was in a training seminar with City Manager Carr. A security company, Verkada, is coming December 15TH to access the Police Department and City Hall for key card access and will also be giving a quote for extra cameras. The Police Department will have one officer and one civilian staff member retire by the end of 2021. The Orland Police Department has been approved for a grant through the County to allow Orland to have one

PUBLIC WORKS & SAFETY COMMISSION MINUTES

December 14, 2021

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School Resource Officer (SRO) for all Orland Unified schools as well as Plaza and Capay, pending Council's approval.

Chairperson Paschall asked Officer Cessna if the Orland Police Department was fully staffed, and Sergeant Cessna stated that currently Orland Police Department is not fully staffed.

Sergeant Cessna stated that the Police Department has two open positions, one because Officer Carmon retired and the other is for the new School Resource Officer (SRO), which is an officer strictly for schools and will be a full-time position. Sergeant Cessna stated that December 14, 2021 was the last day to put in applications for the open positions at the Police Department, and that there were quite a few applications that came in.

7. Public Works

A. Public Works Department Updates

Public Works Director Vonasek reported that the City is working together with the Department of Water Resources (DWR) to collect all the information they need to start mapping the areas that are in need of water due to having dry wells. The expression of interest forms are due by December 31, 2021 and so far the interest in connecting to City water is high. The next step is getting the mapping area planned out to reach as many people who are in need, as possible.

John McDermott assisted the City in having pickleball courts built in Vinsonhaler Park where the horseshoe pits used to be located. Many volunteers came out to help as well as Public Works employees. There will be four courts just for pickleball with a sidewalk around it. Currently the City is waiting on the pricing for lights for the new courts as well as adding lights to the playground, basketball courts as well as throughout the park.

Public Works Department has purchased a concrete batch plant, due to availability of local vendors. Once the batch plant, is here the Public Works Department will be able to create walkways and paths through the parks creating more access for all that visit the parks.

Chairperson Paschall stated his concerns about the number of projects the Public Works Department is taking on and wondered if the department needs more employees. Director Vonasek stated that once the DWR water project goes through the Public Works Department will need more employees. The department currently has open positions and Mr. Vonasek stated that the hard part is finding people who want to work for what the City is currently paying.

PUBLIC WORKS & SAFETY COMMISSION MINUTES

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B. Groundwater Well Level Update

Director Vonasek updated the Commission on the City's well levels, stating that the water levels are down, but not enough to create concern for City residents. Director Vonasek showed a chart of the weekly well level reads and explained how Arnie gets the running and standing reads.

Director Vonasek explained that along with the DWR project connecting people to City water the City will also be drilling two new test spots for future wells. One of the possible locations will be on Sixth Street near the old Bucke's building and the other one would be at the west end of Walker Street.

8. Commissioner Projects

A. Discussion

Vice Chairperson Rossman would like to start working on a solution to Dutch Brothers drive thru traffic issue.

9. General

A. Schedule of Next Meeting

The next regularly scheduled Commission meeting will take place at Carnegie Center at 4 pm, February 8, 2022

10. Commissioner Communications

None

11. ADJOURNMENT – 4:39 PM

Respectfully submitted,

Jennifer Schmitke, Secretary

James Paschall Sr., Chair

**CITY OF ORLAND
PUBLIC WORKS AND SAFETY COMMISSION
RESOLUTION NO. 2022-__
RESOLUTION TO IMPLEMENT TELECONFERENCING REQUIREMENTS
DURING A PROCLAIMED STATE OF EMERGENCY**

WHEREAS, the Ralph M. Brown Act requires that all meetings of a legislative body of a local agency be open and public and that any person may attend and participate in such meetings;

WHEREAS, the Brown Act allows for legislative bodies to hold meetings by teleconference, but imposes specific requirements for doing so;

WHEREAS, on March 17, 2020, in order to address the need for public meetings during the present public health emergency, Governor Newsom issued Executive Order No. N-29-20, suspending the Act's teleconferencing requirements; and

WHEREAS, on June 11, 2021, Governor Newsom issued Executive Order No. N-8-21, continuing the suspension of the Brown Act's teleconferencing requirements through September 30, 2021; and

WHEREAS, these Executive Orders allowed legislative bodies to meet virtually as long as certain notice and accessibility requirements were met; and

WHEREAS, the State Legislature amended the Brown Act through Assembly Bill No. 361 (AB 361) on September 16, 2021; and

WHEREAS, AB 361 amended the Brown Act so that a local agency may use teleconferencing without complying with the regular teleconferencing requirements of the Act, where the legislative body holds a meeting during a proclaimed state of emergency and makes certain findings; and

WHEREAS, Government Code section 54953 requires that the legislative body make additional findings every 30 days in order to continue such teleconferencing.

NOW THEREFORE, the City of Orland Public Works and Safety Commission hereby finds, determines, declares, orders, and resolves as follows:

1. That the foregoing recitals are true and correct and incorporates them by this reference.
2. The City of Orland Public Works And Safety Commission finds, by a majority vote, the following:
 - a. That there exists a proclaimed state of emergency; and

- b. State or local officials have imposed or recommended measures to promote social distancing.

3. This Resolution shall take effect _____, 2022 and shall remain in effect for thirty (30) days thereafter (until _____, 2022), provided the conditions set forth in Section 2 remain.

PASSED AND ADOPTED by the City of Orland Public Works And Safety Commission this _____ day of _____, 2022, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST:

Jennifer Schmitke, City Clerk

By: _____

I, Jennifer Schmitke, City Clerk of the City of Orland, hereby certify that the attached is a true and correct copy of a Resolution duly made by the City of Orland Public Works and Safety Commission at a regular meeting of said Commission, at Orland, California, on the _____ day of _____, 2022, the original of which is on file in my office and duly and regularly entered in the official records of proceedings of the City of Orland.

Dated: _____

Jennifer Schmitke, City Clerk

Orland Municipal Well Levels

Feet from the surface

*NDC = No Data Collected	Depth	2013		2014		2015		2016			2017			2018			2019			2020			2021		2022	
		Mar	Oct	Mar	Oct	Mar	Oct	Jan	Mar	Oct	Jan	Mar	Oct	Jan	Mar	Oct	Jan	Mar	Oct	Jan	Mar	Oct	Jan	Mar	Jan Week 3	Jan Week 4
Lely Park Standing	150		26	28	43	33	43	33	26	38	25	18	32	25	NDC	32	30	18	28	NDC	29	40	NDC	37	49	52
Lely Park Running			31	35	54	46	50	42	33	50	34	29	44	37	28	45	39	24	37	NDC	31	48	NDC	44		61
Central Standing	176	27	28	30	46	32	40	35	29	40	27	24	34	30	32	38	32	off	32	NDC	28	39	NDC	40	52	52
Central Running			34	32	37	52	38	47	40	35	44	35	31	42	38	40	46	41	off	40	NDC	34	44	NDC	47	
Woodward Standing	160	27	28	30	43	30	39	33	28	38	30	23	35	34	31	35	31	21	29	NDC	27	39	NDC	39	51	48
Woodward Running			42	42	46	54	43	50	42	38	49	41	36	45	43	41	46	37	31	40	NDC	31	48	NDC	42	64
Roosevelt Standing	410	79	108	95	89	65	103	89	94	90	89	69	111	75	81	91	103	94	113	NDC	87	131	NDC	112	117	100
Roosevelt Running			103	126	118	108	88	120	107	116	101	111'	94	137	100	NDC	113	130	101	137	NDC	97	139	NDC	121	136
Suisun Standing	360	70	115	96	88	65	100	94	80	89	89	69	100	76	81	70	99	87	97	NDC	89	98	NDC	115	120	101
Suisun Running			96	124	126	120	95	123	122	110	120	115	96	124	106	113	95	112	98	117	NDC	95	105	NDC	122	142
Eva Standing	400												150	94	127	117	108	98	128	NDC	134	120	NDC	116	123	116
Eva Running													135		141	126	142	112	145	NDC	188	138	NDC	128		
Airport Standing	170				60		70	47	38	54	38	25	42	35	37	50	42	24	38	NDC	35	54	NDC	47	54	56
Airport Running					78		88	67	57	65	46	37	53	45	54	61	57	34	48	NDC	48	63	NDC	61	69	65



George Toney
4239 County Road L
Orland, CA 95963

Ms Janet Wackerman City of Orland Clerk
Orland City Hall
815 Fourth St
Orland, CA 95963

July 1, 2021

Ms Wackerman

It is my understanding from Mr. Peter Carr that you are the appropriate person to address this letter to and you as City clerk will forward it to the City Council and any other party you understand may have an interest.

This letter is concerning City ordinance section 13151, truck routes. Ordinance 13151 was passed in 1984 I believe and amended several time over the years. I was not living in Orland at the time of it's passage but have a long family history with this ordinance beginning with my father and his business and later with my self and my business.

I believe 13151 should either be deleted as a city ordinance (my preference) or modified. My reasons are as follows:

This ordinance which was allegedly passed to protect city streets has never worked as intended. It's primary focus has been to be selectively enforced on big rigs and even those only occasionally.

Seldom has it been applied to the 4 ton, 8000 G V W commercial vehicles that are in the ordinance. In 1984 a 4 ton 8000 G V W commercial vehicle was uncommon. Today nearly every contractor, farmer or plumber has a vehicle meeting or exceeding this threshold. In fact, on average there are 26 such commercial vehicles parked on city streets in Orland every night. There are also a large number of such vehicles parked overnight in driveways or shops. Per ordinance 13151 unless these vehicles are parked in a "permitted terminal yard" they are in violation. Since 1984 DMV, DOT and the CHP have vastly expanded the definition of commercial vehicles, thereby requiring more vehicles and businesses to to become "commercial" than in 1984.

A Chevy 2500 or a Ford F250 may be over 8000 GVW. If they are used in a business and have a weight sticker over "8" they most likely fall under this ordinance.

This ordinance is not currently being equally, universally or fairly enforced. The streets of Orland are not being protected. Schools along South Street are only occasionally protected from the 50,000 GVW big rigs with warnings or tickets while it seems that smaller vehicles that fall under 13151 and should receive warnings or tickets are ignored.

Since this ordinance is not being enforced (or only occasionally enforced) I think we should get rid of it. To only occasionally, randomly and selectively enforce this ordinance when someone on City staff has time, feels like it, or has some other agenda puts the City in a concerning position.

If the City does not want to get rid of 13151 then perhaps the City could consider modifying it. The City could increase the weight limit to a more realistic figure, say 27,000 GVW. Most plumbers, contractors, farmers (the hard working backbone of Orland) would therefore not fall under this ordinance and the whim of City officials. They could then park their work truck in front of their home or in their driveway and not be in violation of 13151. I am of the impression most of these local law-abiding citizens have no idea they are in violation of this ordinance. Let's eliminate or modify it before it becomes necessary to inform them.

Please consider this matter.