

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
Fax (530) 865-1632



CITY MANAGER

Peter R. Carr

AGENDA

REGULAR MEETING, ORLAND CITY COUNCIL

Tuesday, October 4, 2022 at 6:30 PM

This meeting will be conducted pursuant to the provisions AB361 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. Councilmembers and City staff may choose to be in person or remote.

The public is encouraged to participate in the meeting via Zoom or can participate at Carnegie Center.

ZOOM Link: www.zoom.us

WEBINAR ID# 822 3978 2178

ZOOM Telephone - Please call: 1 (669) 900-9128

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

Public 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. Warrant List (payable obligations) (p.1)
- B. Approve City Council Minutes for September 20, 2022 (p.7)
- C. AB361 Compliance (p.10)
- D. Adopt Resolution 2022-25, Approving and Adopting the Annual Appropriations Limit for Fiscal Year 2022-2023 (p.12)
- E. Quarterly Report – City Projects (p.24)

6. ADMINISTRATIVE BUSINESS

- A. Request for Fee Waiver: Spay/Neuter Clinic. (Discussion/Action) – Pete Carr, City Manager (p.27)
- B. Request for Fee Reduction: Habitat For Humanity (Discussion/Action) – Pete Carr, City Manager (p.29)
- C. ARPA and CV2/3 Realignment of Allocation (Discussion/Action) – Pete Carr, City Manager (p.34)
- D. Development Reimbursement Agreement for Off-ramp and Newville Road (Discussion/Action) – Pete Carr, City Manager (p.37)
- E. Verbal Update on Drought Conditions and Water Supply Project (Discussion) – Pete Carr, City Manager

7. CITY COUNCIL COMMUNICATIONS AND REPORTS

8. ADJOURN

CERTIFICATION: Pursuant to Government Code Section 54954.2(a), the agenda for this meeting was properly posted on September 30, 2022.

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 865-1610 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

October 4, 2022

Warrant	9/29/22	\$	158,696.01
Payroll Compensation	9/22/22	\$	116,847.36
Pers 8/11/22-8/24/22	9/20/22	\$	23,276.80
Pers 8/25/22-9/07/22	9/20/22	\$	23,301.76
Special Payroll	9/15/22	\$	697.64
Special Payroll	9/15/22	\$	1,134.71
		\$	<u>322,121.93</u>

APPROVED BY

Dennis Hoffman, Mayor

Jeffrey A. Tolley, Vice-Mayor

Bruce T. Roundy, Councilmember

William "Billy" Irvin, Councilmember

Chris Dobbs, Councilmember

REPORT.: Sep 29 22 Thursday
 RUN...: Sep 29 22 Time: 15:06
 Run By.: Leticia Espinosa

CITY OF ORLAND
 Cash Disbursement Detail Report
 Check Listing for 09-22 thru 09-22 Bank Account.: 1001

PAGE: 001
 ID #: PY-DP
 CTL.: ORL

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
055916	09/27/22	TOL05	JEFFREY A. TOLLEY	-30.00	08/30/22u	Ck# 055916 Reversed
055943	09/27/22	BRA05	BRANDEN'S PLUMBING & ROOT	-2200.00	1046u	Ck# 055943 Reversed
055999	09/27/22	NAP00	NAPA AUTO PARTS	4178.45	08252022H	MULTI DEPT/FLEET, PW/SHOP & PARK SUPPLIES
056000	09/27/22	ORH00	ORLAND HARDWARE	3281.25	08202022H	MULTI DEPT/MISC. SUPPLIES
056001	09/29/22	ALL12	ALLERION CONSULTING GROUP	1500.00	6270	PW/WATER TANK SOIL SAMPLES-TESTING DWR 6TH ST.
056002	09/29/22	ALT02	Alternative Energy System	2147.80 620.00	5051 13294	SOLAR PANEL CLEANING PW/PREVENTATIVE MAINT.ON WELL SOLAR
			Check Total.....:	2767.80		
056003	09/29/22	AMA01	Amazon	2425.60	09102022	LIB/PARKS GRANT MATERIALS, BOOKS
056004	09/29/22	AMA02	SYNCB/AMAZON	1162.67	09102022	LIB/ZIP BOOKS GRANT
056005	09/29/22	ASB00	WORLD OIL ENVIROMENTAL SE	95.00	000860930	PW/USED OIL PICK-UP
056006	09/29/22	ATT05	A T & T	156.19	18743394	FD-MEASURE A/PHONES
056007	09/29/22	ATT06	A T & T	886.71	18778668	MULTI-DEPTS/PHONE
056008	09/29/22	ATT07	A T & T	33.99	09072022	PW/SHOP
056009	09/29/22	BAR10	ELIZABETH BARKER	40.00	2093	REC/PARK RESERVATION REFUND
056010	09/29/22	BJO01	Beth Bjorklund	100.00	09192022	AC/GALLERY SHOW HANGING AUGUST - SEPTEMBER 2022
056011	09/29/22	BRA05	BRANDEN'S PLUMBING & ROOT	850.00	1047	PW-DWR/INSTALLATION & CITY CONNECTION
056012	09/29/22	CAR02	CARDMEMBER SERVICE	3165.08	09272022	PW-MULTI/SUPPLIES AND TRAINING
056013	09/29/22	COR04	CORBIN WILLITS SYSTEMS	508.34	C209151	MULTI-DEPTS/MONTHLY SOFTWARE SUPPORT
056014	09/29/22	CRE02	Creative Services of New	226.95	C22-26613	PD/JUNIOR BADGE STICKERS
056015	09/29/22	DAS00	DASH MEDICAL GLOVES	128.11	1271708	PD/NITRILE GLOVES SUPPLIES
056016	09/29/22	DEM00	DEMCO	609.23	7189228	LIB/BOOK PROCESSING SUPPLIES
056017	09/29/22	DIE02	DIEGO SALAZAR ENTERPRISE	2375.00	1111	PW/SHOP LIFT MAINT INSPECTION
056018	09/29/22	DOB01	CHRIS DOBBS	300.00	09292022	CITY COUNCIL STIPEND
056019	09/29/22	DOJ03	DEPARTMENT OF JUSTICE	132.00	603057	PD/FINGERPRINT SCREENING
056020	09/29/22	EIS00	Employers Investigative S	1269.42 522.42	5050513 09202022	PD/BACKGROUNDS PD/PROPERTY & EVIDENCE TECH,RECORD CLERK CANDIDATE
			Check Total.....:	1791.84		
056021	09/29/22	FLE04	FLEMING, JOHN	1587.50	SEP14-27	BD/INSPECTION SERVICES
056022	09/29/22	FRA00	FRANCOTYP-POSTALIA, INC.	126.07	105473528	MULTI-DEPTS/POSTAGE METER RENTAL
056023	09/29/22	GRA02	GRAINGER, INC.	725.20	09272022	PW/WATER,SEWER,AND SHOP SUPPLIES
056024	09/29/22	GRO00	Ferguson Enterprises Inc	7451.55	7421&6023	PW/WATER SUPPLIES
056025	09/29/22	GUE04	DEYSY GUERRERO SIMPSON	428.98	9/18/22	CH/REIMBURSEMENT FOR OFFICE CHAIRS
056026	09/29/22	HOF00	DENNIS G. HOFFMAN	300.00	09292022	CITY COUNCIL STIPEND
056027	09/29/22	IRV00	BILLY IRVIN	300.00	09292022	CITY COUNCIL STIPEND
056028	09/29/22	IWO00	IWORQ	8000.00	198058	SOFTWARE RENEWAL
056029	09/29/22	KEL01	KELLER SUPPLY COMPANY	564.83	945	PW/MULTI-CHLOR WELLS
056030	09/29/22	MAL00	MALLORY SAFETY AND SUPPLY	7402.82	5433463	FD-MEASURE A/FOAM
056031	09/29/22	MAT04	MATSON & ISOM	3499.57 210.77	0025359 25389-IN	MULTI DEPTS/ETHERNET SWITCH W/5 YR LICENSE PD/ADDITIONAL LICENCE SUBSCRIPTION
			Check Total.....:	3710.34		
056032	09/29/22	MEZ00	JODY MEZA	274.26	09282022	LIB/SEP. TRAVEL MILAGE TO WILLOWS/CHILD PROGRAM SU
056033	09/29/22	MME00	Municipal Maintenance Equ	4648.25	871	PW/SEWER VACCON PARTS
056034	09/29/22	NAV00	TERRY NAVA	1400.00	09272022	ENG/DEPOSIT RETURN (CURB,GUTTER,SIDEWALK) 17E COLUSA

REPORT.: Sep 29 22 Thursday
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PAGE: 002
 ID #: PY-DP
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Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
056035	09/29/22	NOR35	Northern Tool & Equipment	749.82	6338890	PW/SHOP TOOLS
056036	09/29/22	OAC00	Orland Area Chamber of Co	2812.50	09272022	QUARTERLY SUPPORT JUL,AUG,SEP 2022
056037	09/29/22	ORL12	Orland-Laurel Masonic Hal	400.00	SEP2022	AC/RENT OCTOBER 2022
056038	09/29/22	ORL22	ORLAND CHILDREN'S CENTER	210.00	116	FACADE IMPROVEMENT ORLAND CHILDREN'S CENTER
056039	09/29/22	OVE01	Overdrive, Inc.	769.57	022338672	LIB/DIGITAL BOOKS & AUDIO
056040	09/29/22	PAC07	PACE ANALYTICAL SERVICES,	1116.42	838,201,2	PW/LAB SERVICES
056041	09/29/22	PGE00	PG&E	20.37 87.26	9092022 09182022	FD/MEASURE A - UTILITY USAGE PW/TRAFFIC CONTROL
Check Total.....:				107.63		
056042	09/29/22	POS00	POSTMASTER	275.00	09202022	PW/PERMIT NUMBER FOR BULK MAILING
056043	09/29/22	QUI02	QUILL CORP.	222.37 259.90	27646567 27782138	PD/MISC. OFFICE SUPPLIES MULIT DEPTS/SUPPLIES
Check Total.....:				482.27		
056044	09/29/22	ROL00	ROLLS, ANDERSON & ROLLS	55470.81	09222022	ENG/SERVICES JUN 1-30,2022,INV 15508,15507,15506,1
056045	09/29/22	ROU00	BRUCE T. ROUNDY	300.00	09292022	CITY COUNCIL STIPEND
056046	09/29/22	SUN02	SUNRISE ENVIRONMENTAL	2844.84	132562	PW/SHOP SUPPLIES
056047	09/29/22	SUN05	Sun Life Financial	4506.70	SEP 2022	GAP MEDICAL INSURANCE
056048	09/29/22	TOL04	JEFFREY TOLLEY	300.00	09292022	CITY COUNCIL STIPEND
056049	09/29/22	TRA02	TRANSAMERICA	577.50	SEP 2022	SUPPLEMENTAL INSURANCE
056050	09/29/22	USA04	USA Blue Book	9121.58	119776	PW/DWR WATER SUPPLIES
056051	09/29/22	VAN00	VANTAGE POINT TRANSFER AG	1669.66	09232022	457 PLAN/304591
056052	09/29/22	VER03	Verizon Wireless	304.08 78.76 164.04	916002528 916002529 916002530	PW/SCADA COMPUTER, IPADS, PD-LAPTOP REC/COMMUNICATION FD/MEASURE A - RESPONSE SERVICE FOR CITY ENGINE
Check Total.....:				546.88		
056053	09/29/22	WEL02	Wells Fargo Vendor Fin Se	148.70	021822224	BD-PLAN/COPIER LEASE
056054	09/29/22	WEX00	WEX BANK	230.64 114.73 2073.97 6549.75 5913.03	SEP22REC 3870477BD 3870477FD 3870477PD 3870477PW	REC/FUEL BLDG/FUEL FD/FUEL PD/FUEL PW/FUEL
Check Total.....:				14882.12		
Cash Account Total.....:				158696.01		
Total Disbursements.....:				158696.01		
Cash Account Total.....:				.00		

REPORT.: 09/22/22
 RUN...: 09/22/22 Time: 15:28
 Run By.: Deysy Guerrero

CITY OF ORLAND
 Warrant Register

Warrant Number	Date	Payroll Date	**Employee** Num	Name	Actual Period	Fiscal Period	Gross Amount
Z05542	09/22/22	09/21/22	ALV01	ALVA, MICAELA	09-22	03-23	2027.61
Z05543	09/22/22	09/21/22	AND00	ANDRADE, EDGAR	09-22	03-23	3938.37
Z05544	09/22/22	09/21/22	BOW00	BOWERS, LINDA	09-22	03-23	144.50
Z05545	09/22/22	09/21/22	CAR03	CARR, PETER R	09-22	03-23	6153.85
Z05546	09/22/22	09/21/22	CES00	CESSNA, KYLE A	09-22	03-23	4175.50
Z05547	09/22/22	09/21/22	CHA01	CHANEY, JUSTIN	09-22	03-23	4633.08
Z05548	09/22/22	09/21/22	CRA00	CRANDALL, JEREMY	09-22	03-23	2229.61
Z05549	09/22/22	09/21/22	ESP00	ESPINOSA, LETICIA	09-22	03-23	2047.63
Z05550	09/22/22	09/21/22	FEN03	FENSKE, JOSEPH H	09-22	03-23	2988.19
Z05551	09/22/22	09/21/22	FLO00	FLORES, JOSE D	09-22	03-23	3225.12
Z05552	09/22/22	09/21/22	FUL00	FULLMORE, KRISTOPHER	09-22	03-23	3329.45
Z05553	09/22/22	09/21/22	GAM00	GAMBOA, YADIRA	09-22	03-23	302.10
Z05554	09/22/22	09/21/22	GUE01	GUERRERO, DEYSY D	09-22	03-23	2596.16
Z05555	09/22/22	09/21/22	GUE02	GUERRERO, JORGE	09-22	03-23	2387.56
Z05556	09/22/22	09/21/22	HAR00	ZOLLERHARRIS, TRAVIS	09-22	03-23	2019.62
Z05557	09/22/22	09/21/22	HEN00	HENDERSON, OLIVIA	09-22	03-23	255.00
Z05558	09/22/22	09/21/22	JOH01	JOHNSON, SEAN KARL	09-22	03-23	3962.31
Z05559	09/22/22	09/21/22	KOC01	KOCHEMS, EMMA	09-22	03-23	30.60
Z05560	09/22/22	09/21/22	LOP00	LOPEZ, EVELYN SOTO	09-22	03-23	62.00
Z05561	09/22/22	09/21/22	LOW00	LOWERY, KATHERINE	09-22	03-23	3750.44
Z05562	09/22/22	09/21/22	MAR02	MARTINDALE, RYAN EUGENE	09-22	03-23	3310.87
Z05563	09/22/22	09/21/22	MEJ00	APARICIO, LILIA MEJIA	09-22	03-23	2664.90
Z05564	09/22/22	09/21/22	MEZ00	MEZA, JODY L	09-22	03-23	3859.13
Z05565	09/22/22	09/21/22	MIL00	MILLS, DARYL A	09-22	03-23	3245.52
Z05566	09/22/22	09/21/22	MON03	MONDRAGON, MEAGAN N	09-22	03-23	52.73
Z05567	09/22/22	09/21/22	MYE00	MYERS, KEVIN	09-22	03-23	632.55
Z05568	09/22/22	09/21/22	OLIO0	OLIVER, LINDA	09-22	03-23	272.00
Z05569	09/22/22	09/21/22	PAI01	PAILLON, MICHAEL	09-22	03-23	2273.01
Z05570	09/22/22	09/21/22	PAN00	PANIAGUA, BLANCA A	09-22	03-23	698.82
Z05571	09/22/22	09/21/22	PEN01	PENDERGRASS, REBECCA A	09-22	03-23	3090.00
Z05572	09/22/22	09/21/22	PER00	PEREZ, MARGARITA T	09-22	03-23	2006.14
Z05573	09/22/22	09/21/22	PIN00	PINEDO, EDGAR ESTEBAN	09-22	03-23	3353.58
Z05574	09/22/22	09/21/22	POR00	PORRAS, ESTEL	09-22	03-23	1914.97
Z05575	09/22/22	09/21/22	PUN00	PUNZO, GUILLERMO	09-22	03-23	2401.80
Z05576	09/22/22	09/21/22	PUR01	PURCHASE, HEATHER	09-22	03-23	1575.44
Z05577	09/22/22	09/21/22	RIC01	RICE, GERALD W	09-22	03-23	2118.14
Z05578	09/22/22	09/21/22	ROD00	RODRIGUES, ANTHONY	09-22	03-23	2872.31
Z05579	09/22/22	09/21/22	ROE00	ROENSPIE, THOMAS LUKE	09-22	03-23	5379.07
Z05580	09/22/22	09/21/22	ROM00	ROMERO, ARNULFO	09-22	03-23	3215.66
Z05581	09/22/22	09/21/22	SAN02	SANDOVAL, LUCILA	09-22	03-23	380.52
Z05582	09/22/22	09/21/22	SCH03	SCHMITKE, JENNIFER	09-22	03-23	2400.72
Z05583	09/22/22	09/21/22	SHA02	SHANNON, KYLE ANTHONY	09-22	03-23	390.00
Z05584	09/22/22	09/21/22	STE01	STEWART, ROY E	09-22	03-23	2944.74
Z05585	09/22/22	09/21/22	SUA02	SUAREZ, BRYAN E	09-22	03-23	2097.70
Z05586	09/22/22	09/21/22	SUT00	SUTTON, BRANDON KIJANA	09-22	03-23	1675.84
Z05587	09/22/22	09/21/22	SWI00	SWINHART, ROBERT	09-22	03-23	1970.35
Z05588	09/22/22	09/21/22	VAL00	VALENZUELA, BRENDA	09-22	03-23	316.54
Z05589	09/22/22	09/21/22	VLA00	VLACH, RAYMOND JOSEPH	09-22	03-23	5061.08
Z05590	09/22/22	09/21/22	VLA02	VLACH, ZOE	09-22	03-23	30.60
Z05591	09/22/22	09/21/22	VON00	VONASEK, EDWARD J	09-22	03-23	4383.93

							116847.36
							=====

REPORT.: 09/15/22
RUN...: 09/15/22 Time: 16:46
Run By.: Deysy Guerrero

CITY OF ORLAND
Warrant Register

Warrant Number	Date	Payroll Date	**Employee** Num	Name	Actual Period	Fiscal Period	Gross Amount
14453	09/15/22	09/15/22	MOR02	MORECI, CHRISTOPHER DAVI	09-22	03-23	697.64
							697.64
							=====

REPORT.: 09/15/22
RUN...: 09/15/22 Time: 16:34
Run By.: Deysy Guerrero

CITY OF ORLAND
Warrant Register

Warrant Number	Date	Payroll Date	**Employee** Num	Name	Actual Period	Fiscal Period	Gross Amount
14452	09/15/22	09/15/22	MOR02	MORECI, CHRISTOPHER DAVI	09-22	03-23	1134.71
							1134.71
							=====

MINUTES OF THE ORLAND CITY COUNCIL
REGULAR MEETING HELD SEPTEMBER 20, 2022

CALL TO ORDER

Meeting called to order by Mayor Hoffman at 6:30 p.m.

Meeting opened with Pledge of Allegiance led by Councilmember Chris Dobbs.

ROLL CALL

Councilmembers present:	Councilmembers Bruce Roundy, Chris Dobbs, Billy Irvin, Vice Mayor Jeffrey Tolley and Mayor Dennis Hoffman
Councilmembers absent:	None
Staff present:	City Manager Pete Carr; Assistant City Manager/Director of Administrative Services Rebecca Pendergrass; City Clerk Jennifer Schmitke; Police Chief Vlach; City Attorney Greg Einhorn; Public Works Director Ed Vonasek; Recreation Director Joe Fenske

ORAL AND WRITTEN COMMUNICATIONS**PUBLIC COMMENTS:**

Ryan Everest & Russell Pierce, Orland Little League representatives, presented a check for \$1000.00 to show appreciation of the partnership between Orland Little League and the City of Orland. Mr. Everest thanked the City for its continued relationship over the last few years.

CONSENT CALENDAR

- A. Warrant List (payable obligations)
- B. Approve City Council Minutes for September 6, 2022
- C. Accept Measure A Sales Tax Annual Report FY 21-22
- D. Adopt Resolution 2022-23: Project List for SB1 2022-2023 Allocation
- E. Adopt Resolution 2022-24: Approving CA Dept. of Forestry & Fire Allocation

Action: Councilmember Dobbs moved, Vice Mayor Tolley seconded, to approve items A-E on the consent calendar. The motion carried by a voice vote 5-0.

PRESENTATION

Amy Travis, Deputy Director, Office of Emergency Services for Glenn County Sheriff's Office presented a PowerPoint presentation for a new project that was rolled out on September 20th, 2022. Ms. Travis shared that the County has partnered with fire, law, OES and the County Planning Department to establish pre-defined evacuation zones for Glenn County. Ms. Travis stated that there will be 165 evacuation zones that are organized into 20 community areas.

Ms. Travis shared the website and direct link, and walked the Council step by step through the site to give a quick demo of how to use the map and to assist residents to quickly find their evacuation zones www.countyofglenn.net/Evacuations. Ms. Travis stated that all this information has been uploaded to

the CodeRED emergency system. Ms. Travis recommended all residents sign up for the CodeRED alerts to get the information sent directly to them in the case of an emergency. Ms. Travis also recommended residents to go to the map and find their evacuation zones for home, work, and their children's schools to be prepared for any future emergencies.

Councilmembers shared questions about publication of this information and asked City Staff to use water bill to alert Orland residents about the evacuation zones.

ADMINISTRATIVE BUSINESS

A. SKATE PARK

Vice Mayor Jeffrey Tolley announced that he has decided to step aside as the leader of the skatepark committee but will remain an advocate for the skatepark project.

Recreation Director Joe Fenske provided an update to Council on the July 19th discussion regarding sending a survey to City residents; at that meeting Council asked the Orland Skatepark Committee to provide a cost estimate for the project, and then Council would consider publishing a survey to the community seeking interest in the project. Mr. Fenske explained that he had been working with City staff and the skatepark committee to come up with a couple of estimates; for a 20,000 sq ft skatepark with a bowl feature the estimate would be around \$1.5-\$2.0 million and for a 10,000 sq ft skatepark with raised steel ramps and concrete features the estimate would be around \$600,000-\$1,000,000.

Mr. Fenske provided cost estimates and options for Council to decide how the survey should be sent out and shared an example of what the survey could look like.

Council asked questions about the survey and discussed ideas regarding the look of the surveys. Council was unanimous on going through with sending out the survey with the September City water bills.

B. VERBAL UPDATE ON DROUGHT CONDITIONS AND WATER SUPPLY PROJECT

City Manager Pete Carr provided an update on reported dry wells, stating an additional 2 wells have been reported since the last City Council meeting. Currently the total of dry wells being reported this year is 78. The total number of wells affected for this drought is now listed at 412, with 270 reported as dry.

Mr. Carr reminded Council that the Department of Water Resources (DWR) project is connecting around 180 county residents to City services. Mr. Carr shared with Council that connections within City limits are currently in progress, Public Work Department is out digging trenches and preparing lines. Mr. Carr stated that City and Department of Water Resources (DWR) Engineers are currently on track and working daily on planning, design work and permitting.

Mr. Carr stated that the City's municipal well services remain stable and continue to produce good drinking water. Mr. Carr shared that the deeper City wells are beginning to signs of improvement since last year.

Mr. Carr reminded Council that the City is still in stage 2 of the drought contingency plan and the City is still asking residents to reduce water use as well as assisting residents in finding water leaks around their homes when needed.

C. DEVELOPMENT REIMBURSEMENT AGREEMENT FOR NEWVILLE ROAD AND FREEWAY OFFRAMP

Mr. Carr reminded Council that in May 2022 the City came to an agreement with the developer to reimburse the developer a portion of the expenditures they are having to make in constructing the signalized intersection at Commerce and Newville. Mr. Carr stated that the agreement was structured to work with the developer such that the City would make a contribution and additional development in that area in future years would allow for reimbursement to the developer due to traffic study requirement of a signalized intersection at Commerce and Newville.

Mr. Carr shared that Caltrans is now requiring the developer to widen the southbound I-5 offramp as a condition for approval of the project. The one lane would turn into two lanes all the way off the ramp. Mr. Carr stated that City staff would like to see a third lane headed west on Newville (a right turn only, left turn only and thru-lane) to help traffic flow and economic development.

Mr. Carr stated the City will need a development reimbursement agreement to determine an amount for the City, the current developer, and any future development. Mr. Carr asked Council for two members who would join City Staff to create an ad hoc committee to develop a proposed development reimbursement; Councilmembers Bruce Roundy and Billy Irvin volunteered.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Roundy:

- Shared about his recent trip to Africa.

Councilmember Dobbs:

- Nothing to report.

Councilmember Irvin:

- Starting his re-election campaign for Orland City Council.

Vice Mayor Tolley:

- Attended the Orland Economic Development Commission on September 13, 2022.

Mayor Hoffman:

- Attended the Laws and Paws Event at the Fairgrounds on September 17, 2022.

MEETING ADJOURNED AT 7:28 P.M.

Jennifer Schmitke, City Clerk

Dennis G. Hoffman, Mayor

**CITY OF ORLAND
RESOLUTION NO. 2022-04
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 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 Council of the City of Orland 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. The City Council and any of its committees, joint committees, ad hoc groups, and staff is authorized to take all steps and perform all actions necessary to execute and implement this Resolution in compliance with Government Code section 54953.

4. This Resolution shall take effect October 4, 2022 and shall remain in effect for thirty (30) days thereafter (until November 1, 2022), provided the conditions set forth in Section 2 remain.

PASSED AND ADOPTED by the Orland City Council this forth day of October, 2022, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Dennis G. Hoffman, Mayor

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 Council at a regular meeting of said City Council, at Orland, California, on the fourth day of October 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 Council of the City of Orland.

Dated: _____

Jennifer Schmitke, City Clerk

RESOLUTION NO. 2022-25

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORLAND
APPROVING THE ANNUAL APPROPRIATIONS LIMIT
FOR FISCAL YEAR 2022-2023**

Whereas, Article XIII B. of the California Constitution requires that an annual appropriations limit be set by the legislative body of all California agencies receiving tax proceeds; and

Whereas, the City of Orland has complied with all the provisions of Article XIII B. in determining the appropriations limit for fiscal year 2022-2023.

NOW, THEREFORE, BE IT RESOLVED that the appropriations subject to limitation in fiscal year 2022-2023 shall be \$ 16,415,954 in the City of Orland.

* * * * *

Passed and adopted this 4th day of October 2022, by the City Council of the City of Orland by the following vote:

AYES:

NAYS:

ABSENT:

Dennis G. Hoffman, Mayor

ATTEST:

Jennifer Schmitke, City Clerk

ROY R. SEILER

CERTIFIED PUBLIC ACCOUNTANT

PO 81
Artois, CA 95913

Roy.Seiler@yahoo.com

June, 2022
City of Orland
Attn: Rebecca

Attached is the appropriations limitation work papers and report. **The appropriation limitation for 2022-2023 is \$16,415,954 and subject appropriations for 2022-2023 are \$6,672,941.** The appropriations worksheets need to be accepted by the City Council and the appropriations limitation for the coming fiscal year must be approved by resolution. Please give me a copy of that resolution after it is approved.

As always, let me know if you have questions or concerns.

Sincerely,
Roy R. Seiler, CPA

ROY R. SEILER
CERTIFIED PUBLIC ACCOUNTANT

PO 81
Artois, CA 95913

Roy.Seiler@yahoo.com

City of Orland,
Orland, California

The accompanying recap of Appropriations Limitations Worksheets for the City of Orland, for the 2022-2023 fiscal year were not subject to an audit, review, or compilation engagement by me and, accordingly, I do not express an opinion, a conclusion, nor provide any assurance on them.

I am not independent with respect to the City of Orland.

June 16, 2022
Roy R. Seiler, CPA

**CITY OF ORLAND
FISCAL YEAR 2022-2023**

APPROPRIATIONS LIMIT GUIDELINES

WORKSHEET # 1

**USERS' FEES VERSUS COSTS
(Enterprise Funds)**

	Program Areas			TOTAL
	Water	Sewer	Sewer Industries	
A. COSTS REASONABLE BORNE	1,776,127	1,344,226	113,728	3,234,081
B. FEES:	1,975,000	1,347,000	113,728	3,435,728
TOTAL FEE REVENUE	1,975,000	1,347,000	113,728	3,435,728
C. AMOUNT FEE EXCEEDS COST (i.e., TAX PROCEEDS)	198,873	2,774		201,647
D. AMOUNT OF FEE REVENUE LESS THAN COST			0	0
E. Use the results to complete Worksheet #2				

See Accountant's Disclaimer Report

CITY OF ORLAND
FISCAL YEAR 2022-2023

APPROPRIATIONS LIMIT GUIDELINES

WORKSHEET #2
CALCULATION OF PROCEEDS OF TAXES

REVENUES	PROCEEDS OF TAXES	NON-PROCEEDS OF TAXES	TOTAL
TAXES:			
PROPERTY TAX	2,000,000		2,000,000
SALES & USE TAX	2,400,000		2,400,000
SALES & USE TAX, MEASURE A	1,300,000		1,300,000
UTILITY USERS TAX	230,000		230,000
TRANSIENT OCCUPANCY TAX	90,000		90,000
SPECIAL POLICE OR FIRE			0
OTHER TAXES			0
FROM STATE:			
OFF-HIGHWAY VEHICLES	0		0
GASOLINE TAX		235,000	235,000
HOMEOWNERS' RELIEF TAX			0
MANDATED COST REIMBURSE		0	0
POST REIMBURSEMENTS		0	0
PROP 172 - PUBLIC SAFETY	31,000		31,000
BUSINESS LICENSES	26,500		26,500
LIBRARY GRANTS	0		0
REAL PROP TRANSFER TAX		0	0
PUBLIC SAFETY GRANTS	150,000		150,000

See Accountant's Disclaimer Report

CITY OF ORLAND
FISCAL YEAR 2022-2023

APPROPRIATIONS LIMIT GUIDELINES

WORKSHEET #2
CALCULATION OF PROCEEDS OF TAXES

REVENUES	PROCEEDS OF TAXES	NON-PROCEEDS OF TAXES	TOTAL
OTHER GOVERNMENTS:			
COUNTY LIBRARY ALLOCATION		90,000	90,000
COMMUNITY DEVELOPMENT			0
OTS GRANTS - FEDERAL			0
WILLOWS CA LIBRARY REIMBURSEMENTS	0	89,000	89,000
LOCALLY RAISED:			
SPECIAL BEN ASSESSMENTS			0
LOCAL LIBRARY FINES AND FEES		2,000	2,000
OTHER MISCELLANEOUS REVENUES		53,000	53,000
DONATIONS AND CONTRIBUTIONS			0
PARKS AND RECREATION FEES		100,000	100,000
Planning and Zoning Charges for Service		50,000	50,000
DEVELOPMENT FEES	0	140,000	140,000
RENTS, ROYALTIES, PENALTIES		56,000	56,000
FINES AND FORFEITURES			0
USER FEES (From Worksheet # 1)	201,647		201,647
SUB-TOTAL (To Worksheet # 3)	6,429,147	815,000	7,244,147
INTEREST EARNINGS (From Worksheet # 3)	8,794	1,206	10,000
TOTAL REVENUE (Use for Worksheet #4)	6,437,941	816,206	7,254,147
TOTAL OF THESE FUNDS	6,437,941	816,206	7,254,147
OTHER FUNDS NOT INCLUDED			
Solar and Misc Income		7,500	
Fire Chief Allocation		59,000	
ARPA Allocation			
		66,500	66,500
GRAND TOTAL	6,437,941	949,206	7,320,647
Allocation of Interest Income, Worksheet #3			
Other Applicable Funds:			
Gas Tax	235,000		
Total Appropriations Subject to Limit	<u>6,672,941</u>		

See Accountant's Disclaimer Report

**CITY OF ORLAND
FISCAL YEAR 2022-2023**

APPROPRIATIONS LIMIT GUIDELINES

WORKSHEET #3

INTEREST EARNINGS PRODUCED BY TAXES

	<u>AMOUNT</u>	<u>SOURCES</u>
A. TAX PROCEEDS NOT INCLUDING INTEREST	6,429,147	(WORKSHEET #2)
B. MINUS EXCLUSIONS	0	(WORKSHEET #7)
C. NET INVESTED TAXES	6,429,147	(A-B)
D. TOTAL REVENUES NOT INCLUDING INTEREST	7,310,647	(WORKSHEET #2)
E. TAX PROCEEDS AS A PERCENT OF TOTAL	87.94%	
F. INTEREST EARNINGS, General Fund	10,000	
G. AMOUNT OF INTEREST EARNED FROM TAXES	8,794	(E*F)
H. AMOUNT OF INTEREST EARNED FROM NON-TAXES	1,206	(F-G)

See Accountant's Disclaimer Report

**CITY OF ORLAND
FISCAL YEAR 2022-2023**

APPROPRIATIONS LIMIT GUIDELINES

WORKSHEET #4

APPROPRIATIONS SUBJECT TO LIMITATION

	<u>AMOUNT</u>	<u>SOURCES</u>
A. PROCEEDS OF TAXES	6,672,941	(WORKSHEET #2)
B. EXCLUSIONS	0	(WORKSHEET #7)
C. APPROPRIATIONS SUBJECT TO LIMITATIONS	6,672,941	(A-B)
D. CURRENT YEAR LIMIT	16,415,954	(WORKSHEET #6)
E. OVER/(UNDER) LIMIT	-9,743,013	(C-D)

See Accountant's Disclaimer Report

CITY OF ORLAND
FISCAL YEAR 2022-2023

APPROPRIATIONS LIMIT GUIDELINES

WORKSHEET #5

POPULATION INCREASE

LIMITATION COMPUTATION:	CITY		COUNTY	
	POPULATION	PERCENT	POPULATION	PERCENT
1996-1997	1/1/1995	5599		26219
	1/1/1996	5632	0.59%	26487
1997-1998	1/1/1996	5632		26487
	1/1/1997	5668	0.63%	26813
1998-1999	1/1/1997	5668		26813
	1/1/1998	5767	1.84%	26966
1999-2000	1/1/1998	5767		26966
	1/1/1999	5796	0.05%	26943
2000-2001	1/1/1999	5796		26943
	1/1/2000	6381	1.01%	26991
2001-2002	1/1/2000	6381		26679
	1/1/2001	6371	-0.16%	26713
2002-2003	1/1/2001	6371		26713
	1/1/2002	6161	-0.33%	27143
2003-2004	1/1/2002	6319		26635
	1/1/2003	6381	0.98%	26952
2004-2005	1/1/2003	6458		27273
	1/1/2004	6529	1.10%	27630
2005-2006	1/1/2004	6544		27698
	1/1/2005	6675	2.00%	28081
2006-2007	1/1/2005	6692		28155
	1/1/2006	6992	4.48%	28540
2007-2008	1/1/2006	6949		28364
	1/1/2007	7189	3.45%	28791
2008-2009	1/1/2007	7169		28709
	1/1/2008	7353	2.57%	29085
2009-2010	1/1/2008	7322		28960
	1/1/2009	7413	1.34%	29096

See Accountant's Disclaimer Report

**CITY OF ORLAND
FISCAL YEAR 2022-2023**

APPROPRIATIONS LIMIT GUIDELINES

WORKSHEET #5

POPULATION INCREASE

LIMITATION COMPUTATION:

		CITY		COUNTY	
		POPULATION	PERCENT	POPULATION	PERCENT
2010-2011	1/1/2009	7413		29096	
	1/1/2010	7501	1.19%	29434	0.76%
2011-2012	1/1/2010	7287		28004	
	1/1/2011	7501	2.94%	28153	0.53%
2012-2013	1/1/2011	7458		27985	
	1/1/2012	7541	1.11%	28012	0.10%
2013-2014	1/1/2012	7569		28116	
	1/1/2013	7626	0.75%	28247	0.47%
2014-2015	1/1/2013	7597		28136	
	1/1/2014	7683	1.13%	28353	0.42%
2015-2016	1/1/2014	7777		28596	
	1/1/2015	7814	0.48%	28630	0.12%
2016-2017	1/1/2015	7672		28481	
	1/1/2016	7672	0.00%	28572	0.32%
2017-2018	1/1/2016	7705		28543	
	1/1/2017	7812	1.39%	28635	0.32%
2018-2019	1/1/2017	7844		28634	
	1/1/2018	7932	1.12%	28796	0.57%
2019-2020	1/1/2018	7998		28662	
	1/1/2019	8337	4.24%	29035	1.30%
2020-2021	1/1/2019	8113		28598	
	1/1/2020	8323	2.59%	29400	2.80%
2021-2022	1/1/2020	8374		29498	
	1/1/2021	8527	1.83%	29679	0.61%
2022-2023	1/1/2021	8319		28788	
	1/1/2022	8267	-0.63%	28750	-0.13%

See Accountant's Disclaimer Report

**CITY OF ORLAND
FISCAL YEAR 2022-2023**

APPROPRIATIONS LIMIT GUIDELINES

WORKSHEET #6

APPROPRIATIONS LIMIT COMPUTATION

	<u>Amount</u>	<u>Source</u>
A. LAST YEAR'S LIMIT	15,360,326	
B. ADJUSTMENT FACTORS		
1. Population Ratio	0.9937	Worksheet #5 State Finance or Assessor
2. Inflation Ratio	1.0755	
Total Adjustment Factor	1.0687	
C. ANNUAL ADJUSTMENT	1,055,628	(B1 * B2)
D. OTHER ADJUSTMENTS		
1. Lost Responsibility	0	
2. Transfers to Private	0	
3. Transfers to Fees	0	
4. Assumed Responsibility	0	
Subtotal	0	
E. TOTAL ADJUSTMENT	1,055,628	(C+D)
F. THIS YEAR'S APPROPRIATION LIMIT	16,415,954	(A+E)
Subject Appropriation for GANN	6,672,941	(worksheet #4)
Appropriations Remaining or (over limit) of Prop 4 GANN Appropriation	9,743,013	
Percentage Remaining or (over limit) of Prop 4 GANN Appropriation	59.35%	

See Accountant's Disclaimer Report

CITY OF ORLAND
FISCAL YEAR 2022-2023

APPROPRIATIONS LIMIT GUIDELINES

WORKSHEET # 7

EXCLUDED APPROPRIATIONS

<u>EXCLUSION CATEGORY</u>	<u>AMOUNT</u>
A. COURT ORDERS	<input type="text" value="0"/>
B. FEDERAL MANDATES	<input type="text" value="0"/>
C. QUALIFIED CAPITAL OUTLAY	<input type="text" value="0"/>
D. QUALIFIED DEBT SERVICE	<input type="text" value="0"/>
TOTAL EXCLUDABLE	<input type="text" value="0"/>

See Accountant's Disclaimer Report

CITY OF ORLAND

CITY COUNCIL AGENDA ITEM #: 5.E.

MEETING DATE: October 4, 2022

TO: Honorable Mayor and Council
FROM: Pete Carr, City Manager
SUBJECT: Quarterly Report -- City Projects (Informational)

BACKGROUND: The City Council annually, as part of the fiscal budget process, sets forth objectives for the City for the coming fiscal year. Major project objectives are summarized on one page in a 4-quadrant prioritization format recognizing relative urgency and importance amongst the projects. The projects are all in addition to normal ongoing operations within departments, and there are many other "minor" improvements underway in various departments not shown on this report. Staffing resources are a significant limitation for most projects.

DISCUSSION: For the July-September report, highlights include:

- A. The Orland Emergency Groundwater Supply Project in partnership with the State and County is absorbing an overwhelming amount of resources – especially Engineering and Public Works but also Administration and Planning. The scope of the project is expanding as we work on it. The project is too complex to break out into its many "moving parts" on this report, but overall it is on track with its objectives and timeline. Soil issues and federal environmental permitting present a risk to the target timing for Phase 2.
- B. The Newville Road at 9th Street traffic safety design will start with an RFP for an analysis by a traffic study consultant; we have identified available funding for this study through the Glenn County Transportation Commission.
- C. Reconstruction of M½ is on track to start in the second half of 2023. Canal crossing plans and environmental permits are currently significant outstanding tasks in progress.
- D. With State Library grant funding just recently becoming defined, library and other facility improvements can now move forward.
- E. Some Lely ballfields lights were upgraded last fiscal year, and the balance are planned for this coming winter (post soccer / pre-softball).
- F. Work is now underway for construction of the pump track at Lely Park while pickleball and tennis court projects are being completed at Vinsonhaler Park.

Additional major projects not on the City list but requiring and receiving intensive Staff support include development of multi-family housing complexes, single family housing subdivisions, Maverik and McDonalds, and other proposed developments.

Attachment: First Quarter FY22-23 Major Projects with progress indicators

Priorities	More Important	Less Important
More Urgent	Emergency Groundwater Resource Project (DWR – well, tank, mains, laterals, connections) on track	OPD/City Hall Roof & Floor repairs (ARPA) 0%
	Engineering design to 90% for new well on 6 th St (State SRF + IRWM + local) 5%	Library roof and HVAC repairs (ARPA) 0%
	Radio dispatch system phase 3 (final) upgrade 50%	Install EV charging stations in town (ARPA) 5%
	Design traffic safety improvement Newville Rd @ 9 th St. 0%	Complete Rec Trail phase II (State Parks grant) -- permits 90% -- construction 0%
		Construct / install freeway bee art (Caltrans project) -- artwork 50% -- installation 20%
Less Urgent	Prepare (PS&E) for reconstruction of M½ for FY24 (STIP) 50%	Upgrade Lely field lighting (ARPA) 0% (winter 22/23)
	Detail canal undergrounding agreement 0%	OPD and OPW fencing and gating 50%
	Engineering design of west side infrastructure 0%	Build Pump Track (DIF/ARPA) 10%
	Complete upgrade SR32/M½ lift station 0%	East end "Welcome to Orland" sign 0%
	Start streetscapes visible improvements (ARPA) 0%	Work with Transportation Com to fund overlay of Shasta Street 5%
	Replace financial management software (ARPA) 0%	

DWR = Department of Water Resources
SRF = State Drinking Water Revolving Fund
IRWM = Northern Sacramento Valley Integrated Water Resource Management
PS&E = Plans Specifications & Estimates
STIP = State Transportation Improvement Program

UNFUNDED OBJECTIVES, PROJECTS & CAPITAL OUTLAYS
Expenditures deferred pending availability of funding—not necessarily in order of priority

Deferred to future:

Upgrade softball fields fencing, grading	Little League cost- share	\$ TBD
Replace Building Inspector vehicle	GenFund-Building	\$ 30k
Multi-tenant freeway sign	Cost share; offset by future rent revenue	\$200k
GIS inventory for Public Works infrastructure	Allocated (pavement assessment completed Nov 2021)	\$ 20k

CITY OF ORLAND

CITY COUNCIL AGENDA ITEM #: 6.A.

MEETING DATE: October 4, 2022

TO: Honorable Mayor and Council
FROM: Pete Carr, City Manager
SUBJECT: Request for Fee Waiver: Spay/Neuter Clinic (Discussion/Action)

BACKGROUND

City fees are set by City Council after cost studies indicate actual or average estimated costs for services. Fees are set at rates intended to generally cover City cost, or less, and are published to make fees predictable for prospective users of City services.

Waiving fees is an option within the purview of City Council, not City Staff.

DISCUSSION

Valerie Johnson, a Glenn County resident with Hidden Treasures Sanctuary & Rescue, a 501(c)3 tax-exempt non-profit organization, is making application for a conditional use permit (CUP). The CUP is a necessary permit to conduct the requested activity at the stated location – 33 E. Walker Street – which is zoned C-2 Commercial. The CUP permit application fee is \$2,819. The CUP application will be heard at the Planning Commission.

Whether or not the permit should be granted is not at issue here, nor the topic of conditions, if any, to be attached to a permit. The Council is asked to determine whether to grant a waiver of the CUP permit fee in this case.

Action options include:

- A. Approval of the waiver as requested; or
- B. Approval of the waiver in part (specify % or \$ amount); or
- C. Deny waiver request.

Attachment (1): Fee Waiver Request from Hidden Treasures Sanctuary & Rescue

RECOMMENDATION:

Select desired option and take action accordingly.

Fiscal Impact of recommendation: Up to \$2,819 from General Fund.



Valerie Johnson <hiddentreasuresanctuary@gmail.com>

Meeting with city council.

2 messages

Valerie Johnson <hiddentreasuresanctuary@gmail.com>
To: Valerie Johnson <hiddentreasuresanctuary@gmail.com>

Tue, Sep 20, 2022 at 7:46 AM

Dear City Council of Orland,

We are earnestly working hard to prepare a way for our project of a low cost spay and neuter clinic, to become a reality in our county. We feel blessed to be in the city of Orland. We request a meeting with our City Council, and graciously ask for help and support to make this happen. It will absolutely definitely benefit the whole community in helping resolve the horrendous cat over population problem, in a humane way.

We want to limit the clinic to spay and neuter, vaccines, chip, and simple procedures as ear mites prevention, and flea. We have two vet's on board and ready, part time to begin.

We also want to provide dog and cat grooming, nail trim, hygienic.

We are absolutely ready to apply our high standards of cleaning to make this a spotless and odor free facility in its entirety, as that is our reputation, and very high on our list of importance.

We've raised over \$7000 to begin renovation and we've got several more thousand into it still. We've submitted grants through the county and UC Davis, as we are a non-profit organization.

We graciously ask for any fee waivers you can offer us, we would appreciate. This has been a grass roots community effort, and they've given sacrificially to see this become reality.

We will also have our kitten sanctuary here and adoption center, we plan to utilize the building to its fullest extent, so we can financially operate. We also plan to continue with our baking organic treats for dog's and cat's, and sell handcrafted pet beds.

We plan to be very good neighbors and there will be some dog barking, but kept to a minimum, our grooming is by appointment one on one, and mostly small dog's, all going home by 5 pm.

The kittens.. are very quiet, and again, we are fastidious about cleaning. Please we invite you to come visit us anytime. You'll find this for yourself. Please visit our website and especially watch our videos of kittens.

We look forward to meeting all of you and sharing a glimpse of our vision in this very important project.

Sincerely,

Valerie Johnson
Director Hidden Treasures Sanctuary and Rescue
530 828 2063
hiddentreasuresanctuary@gmail.com
www.hiddentreasuresanctuaryandrescue.com

CITY OF ORLAND

CITY COUNCIL AGENDA ITEM #: 6.B.

MEETING DATE: October 4, 2022

TO: Honorable Mayor and Council
FROM: Pete Carr, City Manager
SUBJECT: Request for Fee Reduction: Habitat for Humanity (Discussion/Action)

BACKGROUND

City fees are set by City Council after cost studies indicate actual or average estimated costs for services. Fees are set at rates intended to generally cover City cost, or less, and are published to make fees predictable for prospective users of City services.

In the case of development impact fees (DIF), the fees are set by the City Council after exhaustive analysis of the estimated impact of current development on the cost of forecasted capital investment requirements for facilities and equipment to meet the expanded service demand. Fees are set at that cost, or below. Waiving and reducing fees on a case-by-case basis is an option within the purview of City Council, not City Staff.

DISCUSSION

DIF for the 33-unit Habitat for Humanity permanent supportive multi-family housing facility under construction at 827 Newville Road total \$380,308 as shown on the attached worksheet. Habitat for Humanity Yuba/Sutter is requesting City Council consideration of its request to reduce DIF by \$111,888 in this case due to the budget constraints of the project, for which \$268,420 is allocated by HHAP (Homeless Housing, Assistance and Prevention grant program) funding for DIF. The building permit for this project – a separate fee – is \$42,330 and has been paid.

The request is effectively for a 29% DIF fee reduction. Council may wish to consider that Parks fee categories represent 37% of the total at \$142,888. Community & Recreation facilities are 15% at 57,616. The Public Arts Fee is \$11,250; City Code allows for this to be waived for projects like this under OMC 2.18.080 B3-6. Council may also wish to consider the nature of the project and its unique impact.

Action options include:

- A. Approval of a reduction in DIF of the Arts Fee and portions of the Parks Improvement Fee and Community & Recreation Facilities Fee (total \$111,888); or
- B. Approval of a reduction in some other amount (specify % or \$ amount); or
- C. Deny fee reduction request.

Attachments (3):

1. Fee Reduction Request from Habitat for Humanity Yuba/Sutter
2. DIF Worksheet
3. OMC 2.080 Public Arts Fee Requirements and exceptions

RECOMMENDATION:

Select desired option and take action accordingly.

Fiscal Impact of recommendation: Up to \$111,888 in revenue which would otherwise have gone to the Development Impact Fund; no impact to General Fund.



September 28, 2022

City of Orland
Community Development and Services Agency
815 4th Street
Orland, CA 95963

SUBJECT: Fee Reduction Request for 827 Newville Road (Purpose Village)

Habitat for Humanity Yuba/Sutter ("Habitat") requests a fee reduction in Local Development Impact Fees ("Fees") for the property located at 827 Newville Road in Orland, CA. **The request asks that the Local Development Impact Fees equaling \$380,308 be reduced by \$111,888 to assist in the overall development and success of this project.**

The Dos Rios Continuum of Care provided Habitat with a Homeless Housing, Assistance and Prevention (HHAP) grant worth \$268,420 to satisfy Fees. This funding source has reached its funding limit and is the only repository of funds available for Fees without extracting dollars from other line items of the construction budget.

Due to additional costs (approximately \$1,200,000 from design and construction-related work) from the General Contractor as part of this development effort, Habitat aims to reduce costs in other areas of the project budget. By reducing the Fees due to the City of Orland, Habitat can better address capital expenditures and conserve cash resources from its Restore net revenue for operational expenditures.

Habitat does not normally seek fee reductions but it would be in the overall best interest of the project and all stakeholders if the fee reduction was considered.

If you have any further questions, please feel free to contact me at 530-845-8354 or by email at jhale@yubasutterhabitat.org.

Thank you,

A handwritten signature in black ink, appearing to read 'Joseph Hale'.

Joseph Hale, CEO
Habitat for Humanity Yuba/Sutter

City of Orland

Multi Family Unit (33) Impact Fees Estimate

827 Newville Road

	Fee Per Unit	Total (33 Units)
Public Safety Facilities	\$2,312.43	\$76,310.19
City Hall	\$347.73	\$11,475.09
Library	\$1,162.35	\$38,357.55
Parks (Land Acquisition)	\$715.92	\$23,625.36
Parks (Improvement)	\$3,579.58	\$118,126.14
Parks (Maintenance)	\$34.44	\$1,136.52
Community & Recreation	\$1,745.93	\$57,615.69
Transportation	\$1,065.91	\$35,175.03
Water	existing waterline	
+ cost of meter		
Sewer	existing sewerline	
Subtotal Facilities Fee		\$361,821.57
Administration	2% of Impact fees	\$7,236.43
<u>Total Impact Fees</u>		<u>\$369,058.00</u>
Arts Commission	\$4,500,000.00	\$11,250.00
(Based on value of Project)		
1 Quarter of 1%		
<u>Total</u>		<u>\$380,308.00</u>

Please note that this estimate does **not** include school fees or building permit fee.

2.18.080 - Projects subject to public arts program requirements.

- A. Requirements. Except as provided in subsection B of this section, the requirements of this chapter shall apply to all works of construction and rehabilitation for which a building permit is required, including but not limited to:
1. New commercial and industrial construction;
 2. Remodeling or reconstruction of existing commercial or industrial property;
 3. New residential subdivisions or developments of two or more units, whether by detached single-family residential structures, condominiums, apartments, duplexes, townhouses or other dwelling units being built in the same tract by the same owner or developer;
 4. New individual single-family residential units constructed on a lot located in an existing subdivision whose building permit valuation is over one hundred thousand dollars (\$100,000.00).
- B. Exceptions. The requirements of this chapter shall not apply to the following activities:
1. Public projects undertaken by any agency of the city, the state, county, school district or any other governmental entity;
 2. Remodeling, repair or reconstruction of structures to comply with earthquake seismic safety code standards or which have been damaged by fire, flood, wind, earthquake or other calamity;
 3. Remodeling, repair or reconstruction of residential units;
 4. Nonprofit social service or cultural institution projects;
 5. Low to moderate housing projects as defined by household income Health and Safety Code Section 50093;
 6. Affordable housing developments receiving city, state or federal assistance;
 7. Private educational institutions which provide general education equivalent to the public school system (kindergarten through high school or any part thereof);
 8. Architectural rehabilitation or historical preservation of properties which are designated as historic sites by the city council.

(Ord. 2005-08 § 3 (part))

CITY OF ORLAND

CITY COUNCIL AGENDA ITEM #: 6.C.

MEETING DATE: October 4, 2022

TO: Honorable Mayor and Council
FROM: City Manager Pete Carr
SUBJECT: ARPA and CV2/3 Realignment of Allocations (Discussion/Action)

City staff seeks updated discussion on use of Covid-relief grant funds, and action to redirect certain allocations.

BACKGROUND

Council has engaged in many conversations and several actions to incrementally allocate American Rescue Plan Act (ARPA) funds with \$270,000 remaining unallocated as of June 7, 2022. Many of the allocated ARPA projects are in progress or complete. One of the items allocated was \$80,000 for a match toward a possible future State Library grant; that grant was recently awarded at \$267,000 with a required minimum match of \$134,000. Planned project work is expected to require \$436,000.

Council also set aside in 2021 a portion of CV2/3 funds for facility improvements with the balance going to a County-Willows partnership to distribute grants to small businesses. These grants funds were in addition to the earlier CV1 grant program for small businesses, SBDA grants for businesses, and the current Glenn County Stabilization Grant Program. Facility improvement allocations were specific to Library, Recreation, and City Hall/Police.

DISCUSSION

August 16th, Staff reported that it appeared \$68,000 of surplus CV2/3 funds could be repurposed for a community e-gift card program, and this was approved by Council, but we have since learned that certain restrictions require that the \$68,000 be reprogrammed to facility improvements. A resolution will be provided October 18 for this action, which must be completed and filed with the State this month.

The CV2/3 funds previously set aside for facility improvements, combined with the surplus \$68,000, provide more than sufficient grant match for the State Library grant. This frees up \$80,000 from ARPA to more than cover the approved community e-gift card program.

CV2/3 facility improvements planned were originally and remain as follows:

Library – roof replacement, HVAC, entries with touch-free doors -- \$91,000

City Hall/OPD – touch-free entries -- \$47,000

Recreation – touch-free doors -- \$23,000

The surplus \$68,000 in CV2/3 will add to the \$91,000 set aside for Library facility improvements for a total \$169,000 grant match and a total funded project budget of \$436,000.

The Use of ARPA Funds Worksheet, updated June 7 as part of the annual budget, is presented this evening with several suggested adjustments:

- The term “approved” is replaced with “allocated.”
- The designation M/A for Measure A is replaced by the designation P/S for Public Safety.
- Item 2B (library) is now zero and can be eliminated.
- Item 6 (infrastructure) is proposed for a description change, recognizing the use of funds could be for both freeway interchanges (Exits 8618 and 619).
- Items 9 (streetscapes) and 16 (parking lot) are proposed for allocation. A plan for specific expenditure of Item 9 has not yet been developed but would be presented to Council prior to expenditure.
- Item 11 (pump track) is changed from blue to red to indicate that the planned project is now in construction.
- Item 17 (3CORE) is added as it was approved by Council in August.
- Item 18 (gift cards) is added in lieu of the \$68,000 original approval for CV2/3 allocation.
- These adjustments would fully allocate all ARPA funds.

Attachment: Use of ARPA Funds Worksheet with proposed adjustments

RECOMMENDATION

Approved adjustments to ARPA and CV2/3 allocation plans as presented.

Fiscal Impact of Recommendation:

Adjustments within ARPA and CV2/3 Funds as noted, no impact on General, Water or Sewer Funds.

Use of ARPA Funds Worksheet

For Council Consideration 10.04.22

City of Orland -- Updated 6.7.22

red = complete or in progress; blue = allocated; black = not yet allocated

Revenue from ARPA (sales tax backfill)		\$1,872,000	
General Fund fiscal stabilization		\$200,000	
Measure A Fund Public Safety fiscal stabilization		\$100,000	
ARPA Funds Available for Allocation		\$1,572,000	
Use of Funds		Allocated	Proposed Adjustments 10.04.22
1	Radio signal upgrades for OPD and OVFD (P/S)	\$60,000	
2A	OPD/City Hall roof and floor repairs	\$120,000	
2B	Library roof and HVAC repairs -- match State	\$80,000	\$0
3	Evidence storage & security improvements (P/S)	\$80,000	
4	Public Safety Facility Security and IT upgrades (P/S)	\$160,000	
5	Cost share sewer lift station @ Cortina Drive	\$145,000	
6	Extend westside I-5 water & sewer to CR16	\$300,000	
	Invest in westside I-5 infrastructure (618 & 619)		
7	Construct EV charging stations in town	\$50,000	
8	Façade Improvement program	\$30,000	
9	Streetscapes (benches, planters, streetlamps, etc.)		\$200,000
10	Lely ballfield lighting LED lamps (1 field per year)	\$170,000	
11	Pump track -- match Park & Rec DIF	\$12,000	
12	Orland Area Chamber of Commerce equip/supplies	\$7,000	
13	Arts Commission revenue backfill	\$3,000	
14	Construct welcome sign at east end of City	\$30,000	
15	Replace financial software (1/2 GenFund, 1/2 Utilities)	\$50,000	
16	Loan payoff: 5th St parking lot (\$70k)		\$70,000
17	Grant match for 3CORE I-5 econ development study	\$5,000	
18	Community e-Gift Cards		\$80,000
Total Lines 1-16		\$1,222,000	\$350,000
Total Remaining Unallocated:		\$0	

P/S = Public Safety = total \$320k

CITY OF ORLAND

CITY COUNCIL AGENDA ITEM #: 6.D.

MEETING DATE: October 4, 2022

TO: Honorable Mayor and Council
FROM: City Manager Pete Carr
SUBJECT: **Development Reimbursement Agreement for Off-ramp and Newville Road**
(Discussion/Action)

City ad hoc committee will request City Council approval of a draft proposed reimbursement agreement with a developer for certain infrastructure improvements.

BACKGROUND

When Conditions of Approval (COA) of a development project obligate a developer to install infrastructure such as streets and signals, the lead public agency will sometimes enter into an agreement with the developer to accomplish specified improvements and share a portion of the cost. Development reimbursement agreements are separate from land use actions and are under the purview of the City Council. Some of the infrastructure improvements related to development in Orland proposed by Maverik were required COA by the City, some are requested by the City, and some are required COA by Caltrans.

On March 1st of this year the City Council approved a development reimbursement agreement with Maverik to provide for a signalized intersection with replacement of the damaged roadway at Commerce and Newville Road.

DISCUSSION

Caltrans' COA for Maverik's proposed development include widening of the southbound Interstate 5 off-ramp at Exit 619 to provide for a dedicated right-turn lane. The City's ad hoc committee – two Councilmembers appointed to meet with City Staff for this purpose – determined that the City also desires to have an additional east-west lane on Newville between the off-ramp and Commerce, parallel to and in addition to the existing left-turn and thru-traffic lanes. Construction of this additional lane will require certain drainage and road shoulder improvements, resulting in a dedicated right-turn lane from westbound Newville to northbound Commerce complete with pedestrian facilities including curb, gutter and sidewalk.

The City anticipates additional development in this immediate vicinity in coming years and would require fair-share contributions by future development per traffic study-designated share of traffic counts. The draft proposed development reimbursement agreement includes an obligation on Maverik Inc. to construct improvements at the off-ramp and on Newville Road now, as part of its

development project and in concert with construction of its retail refueling facility on Commerce Lane.

To share the cost, the agreement obligates the City to reimburse Maverik or its assigned contractor (upon completion of the project) \$450,0000 to cover most or all of the expected cost of the Newville improvements and to contribute substantively toward the off-ramp improvements. It is felt that these projects will improve public safety and traffic flow and will encourage further economic development in this area of Orland.

This agreement is in addition to the agreement approved earlier this year addressing Newville/Commerce intersection improvements. The cost share for this agreement will be drawn from existing Development Impact Fee (DIF) funds contributed by others for Transportation, and potentially from ARPA funds.

The agreement provides that future DIF revenues from related development (impacts on this off-ramp) occurring over the next ten years would be reimbursed to Maverik for a combined total up to the actual costs of the off-ramp project or the engineer's estimate (whichever is less) but not to exceed Maverik's traffic-study specified cost share (14.7% for the off-ramp).

The City's portion can also potentially be reimbursed in a like manner.

Attachments: Draft proposed reimbursement agreement between City of Orland and Maverik, Inc.

RECOMMENDATION:

Approve the proposed reimbursement agreement with Maverik Inc. and authorize City Manager to execute on behalf of the City of Orland.

Fiscal Impact of Recommendation:

\$450,000 as follows: \$350,000 from dedicated DIF funds, \$100,000 ARPA funds, no fiscal impact on current or future General Fund.

**OFF-SITE CONSTRUCTION IMPROVEMENTS REIMBURSEMENT AGREEMENT
(SECOND)
(CITY OF ORLAND / MAVERIK INC. _____)**

THIS OFF-SITE CONSTRUCTION REIMBURSEMENT AGREEMENT is made and executed on _____, by the City of Orland, a municipal corporation of the State of California (City), and Maverik Inc., a developer, whose address is 1014 South Washington Street Afton, WY 83110. (Developer).

W I T N E S S E T H:

WHEREAS, Developer intends to construct a fueling station with store and food service within the City at 4483 Commerce Lane, Orland, CA (Project). The Project will require and/or benefit by off-site construction improvements as follows:

Improvement Project 1: installation of an additional I-5 southbound Exit 619 off-ramp lane leading to Newville Road.

Improvement Project 2: installation of a third lane, paralleling northerly the existing thru-lane and the existing left-turn lane, on Newville east-to-west between the off-ramp and the signalized Commerce intersection, complete with pedestrian improvements including curb, gutter and sidewalk.

WHEREAS, the Off-Site Construction Improvements for Improvement Project 1 (Off-ramp) are set forth in Exhibit 1-A. The location of the Off-Site Construction Improvements for Improvement Project 1 is set forth in Exhibit 1-B.

WHEREAS, the Off-Site Construction Improvements for Improvement Project 2 (Newville Road) are set forth in Exhibit 2-A. The location of the Off-Site Construction Improvements for Improvement Project 1 is set forth in Exhibit 2-B.

WHEREAS, the Off-Site Construction Improvements for Improvement Project 1 and for Improvement Project 2 shall be undertaken and completed according to applicable City of Orland and CalTrans specifications.

WHEREAS, upon completion of the Off-Site Construction Improvements for Improvement Projects 1 and 2, and approval thereof by the City, and in accordance with Orland Municipal Code (OMC) sections 13.04.220 and 13.04.240, Developer will be entitled to be reimbursed for a portion of the Off-Site Construction Improvement for Improvements Projects 1 and 2 at the time, in the amount, and in the manner required by the OMC and this Agreement.

WHEREAS, in addition to, but separate from the enumerated and specific reimbursement provided herein, Developer will be entitled to receive any I-5 southbound off-ramp-related developer impact fees collected by the City from any and all other development with a traffic study-designated incremental impact on the subject off-ramp, for a period of ten (10) years from the date of this Agreement.

NOW, THEREFORE, in consideration of the premises set forth above, City and Developer agree as follows:

1. Developer has or will incur costs for constructing and installing the Off-Site Construction Improvements for Improvement Project 1 as set forth in Exhibit 1-A and located as depicted in Exhibit 1-B, both of which are attached hereto and by this reference incorporated herein. Developer has or will incur costs for constructing and installing the Off-Site Construction Improvements for Improvement Project 2 as set forth in Exhibit 2-A and located as depicted in Exhibit 2-B, both of which are attached hereto and by this reference incorporated herein.

2. Upon completion of the Off-Site Construction Improvements for Improvement Projects 1 and 2, and approval thereof by the City, Developer shall be reimbursed by the City in the amounts set forth in Exhibit C.

3. Such reimbursement by City to Developer shall be made in a single lump sum payment upon acceptance of the completed Off-Site Construction Improvements of Improvement Projects 1 and 2; provided, however, the total amount of such reimbursement shall not exceed the Eligible Reimbursement set forth in Exhibit C.

4. In addition to, but separate from the reimbursement provided in Exhibit C, Developer will be entitled to receive any I-5 southbound off-ramp-related developer impact fees collected by the City from any and all other development with a traffic study-designated incremental impact on the subject off-ramp, for a period of ten (10) years from the date of this Agreement. These sums, if any, shall be payable by the City to Developer within 90 days from receipt by the City. Upon request, Developer shall be provided with the relevant account information. The total reimbursement shall not exceed values stated in Exhibit C. .

5. All revenues to be paid and remitted by City to Developer pursuant to this Agreement within sixty (60) days of the acceptance of said improvements and shall be sent to Developer at Developer's address as hereinbefore set forth in this Agreement or such other address as has been filed by Developer in writing with Orland City Hall.

6. This Agreement and the benefits hereof shall not be assigned except upon written approval by the City.

7. This Agreement constitutes the entire understanding between City and Developer as to the matters set forth herein, and neither City nor Developer shall be bound by any terms, conditions, statements or representations, oral or written, not contained herein. Moreover, this Agreement shall not create any debt or obligation on the part of the City, save and except for the

obligation to pay and remit the sums provided for by this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the date set forth above.

City of Orland

By:
Peter R. Carr
City Manager

Developer

By:
[Maverik Owner / Agent]
For and as authorized by Maverik Inc.

Approved as to Form:

By:
Gregory P. Einhorn, City Attorney

EXHIBIT 1-A
OFF-SITE CONSTRUCTION IMPROVEMENTS
SOUTHBOUND INTERSTATE 5 EXIT 619 OFF-RAMP

Engineer's Estimate:		\$ 485,760
Maverik Fair Share of Cost:	14.7% *	\$ 71,407
City Contribution by Reimbursement:		\$ 200,000
Balance to be reimbursed by potential future development:		\$ 278,353

* = as determined by KD Anderson & Associates, Inc. traffic analysis

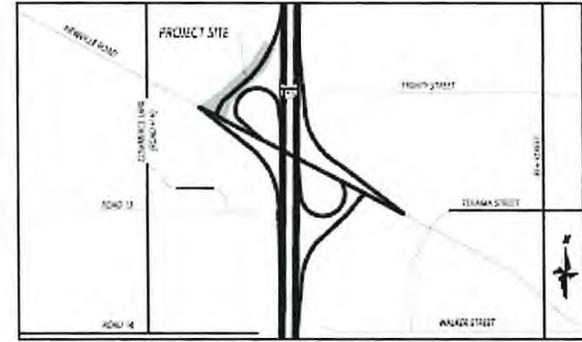
EXHIBIT 2-A
OFF-SITE CONSTRUCTION IMPROVEMENTS
NEWVILLE ROAD EXIT 619 OFF-RAMP TO COMMERCE LANE

Engineer's Estimate:	\$ 246,580
City Contribution by Reimbursement:	\$ 250,000
Balance, if any, to be funded by Maverik:	\$ 16,580

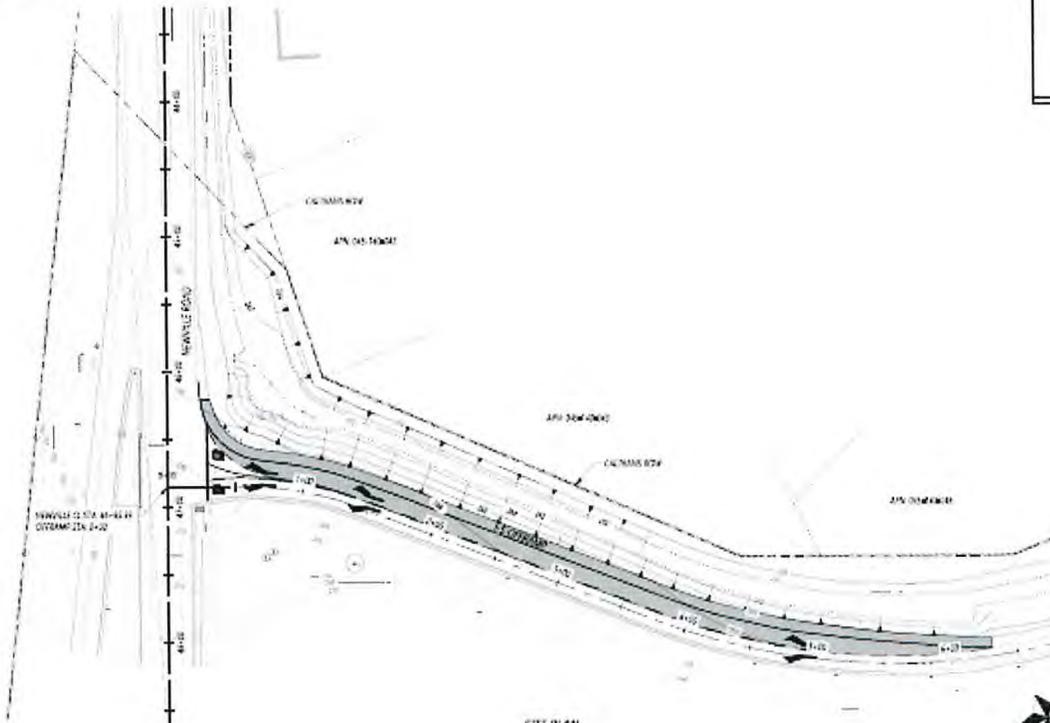


ON-SITE CIVIL IMPROVEMENT PLANS FOR MAVERIK ORLAND

CALTRANS I-5 SOUTHBOUND OFF-RAMP TO NEWVILLE ROAD
ORLAND, CA



VICINITY MAP
AS TO SCALE



SITE PLAN
SCALE 1"=50'

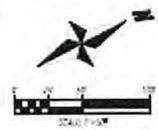
CIVIL SHEET INDEX

PAGE #	SHEET #	SHEET TITLE
1	00.0	CIVIL COVER SHEET
2	00.1	CIVIL GENERAL NOTES SHEET
3	00.2	TYPICAL CIVIL DETAILS
4	01.0	EXISTING CONDITIONS AND EXISTENCE PLAN
5	02.0	STREET AND GRADING PLAN
6	02.1	STREET AND GRADING PLAN
7	02.2	SIGNING AND STRIPING PLAN
8	04.0	PROPOSED AND EXISTING UTILITY PLAN
9	05.0	CIVIL DETAIL SHEET
10	05.1	CIVIL DETAIL SHEET
11	05.2	STREET LIGHT PLAN

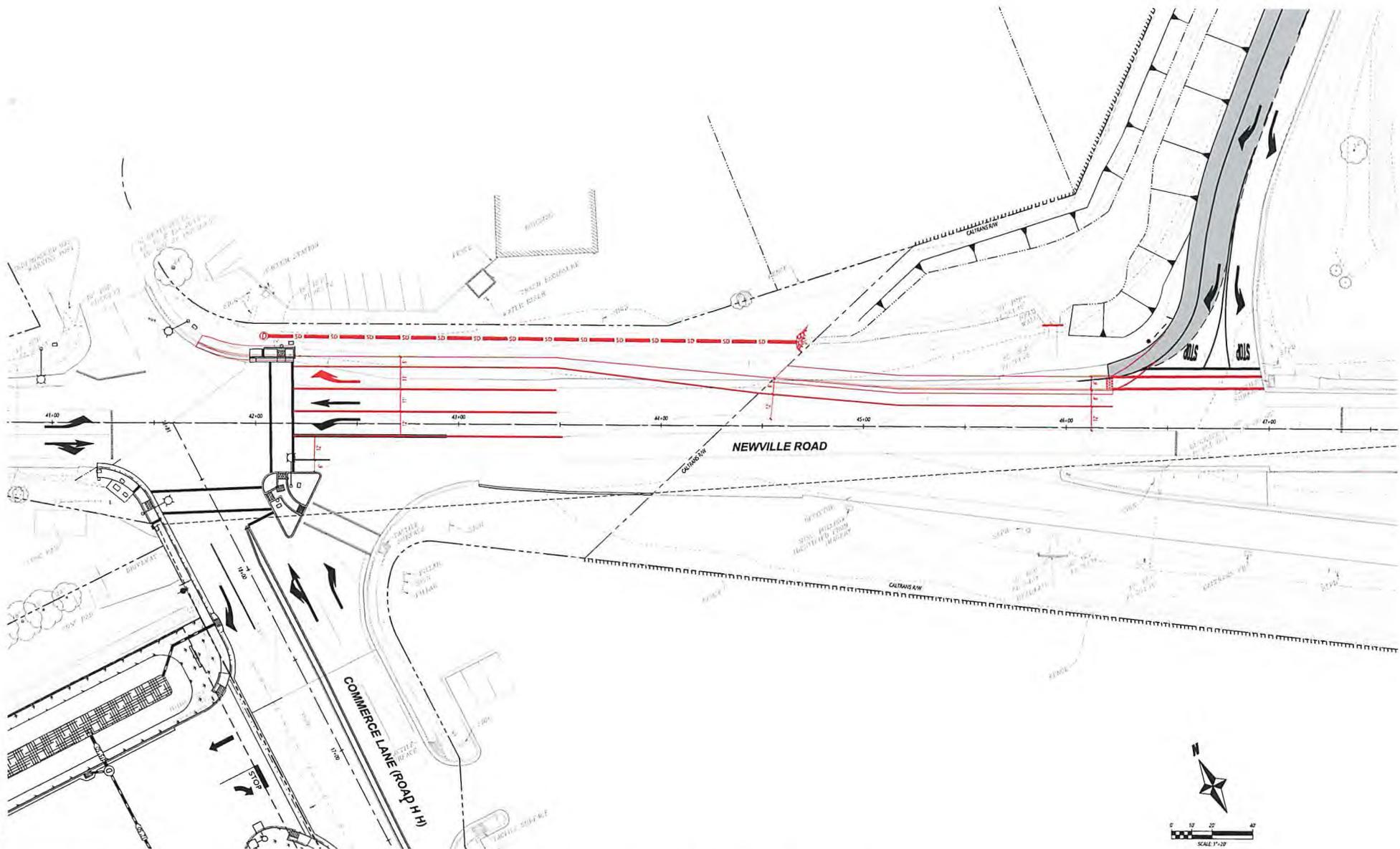
CALTRANS ENCROACHMENT INFORMATION

COUNTY: ORANGE
ROUTE: 5
POST MILE:
CITY: ORLAND

NOTE:
REFER TO CALTRANS DISTRICT EIGHT OF MAY 2002
RAT 0000047



WDID NO. _____



MAVERIK ORLAND - NEWVILLE ROAD LANE ADDITION EXHIBIT

NEWVILLE ROAD
ORLAND, CA

DATE: 9/26/2022
SCALE: 1"=20'
DRAWN BY: WY

CARTWRIGHT NOR CAL
CIVIL ENGINEERING & PROJECT MANAGEMENT
3010 LAVA RIDGE COURT, SUITE 150
ROSEVILLE, CALIFORNIA 95661
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