REGULAR MEETING, ORLAND CITY COUNCIL, Monday August 1, 2011 7:30 p.m.

Meeting was called to order by Mayor Paschall. Meeting opened with the Pledge of Allegiance.

ROLL CALL

Councilmembers present: Charles Gee, Dennis Hoffman, Bruce Roundy, Vice Mayor Wade Elliott and Mayor James Paschall
Councilmembers absent: None
Staff present: Joe Vlach, Janet Wackerman, Tom Andrews, Pam Otterson and Paul H. Poczobut Jr.

ORAL AND WRITTEN COMMUNICATIONS

Citizen Business:

Judy Noffsinger, 4261 Co. Rd MM reminded everyone to come to the Art Show opening, held at the Art Gallery, Friday August 5, from 3:00 p.m. to 7:00 p.m. Medina Branzelle, 322 Bryon Way, thanked staff and Councilmembers for clarifying the close out of Grant No. 08—PTAG-5350 (Housing Element Update). Forrest Sprague, Artois, stated he wanted the Council to take into consideration while evaluating the City Manager that he regularly attends economic development related meetings in the area and does a good job of representing Orland.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Roundy stated that he previously attended the August EDC meeting and thought that all of the commissioners showed enthusiasm. He also stated that the commissioners are actively pursuing the growth of Orland businesses.

Councilmember Hoffman reminded everyone about the VIP National Night Out which was to be held August 2, 2011 at 6:00 p.m.

Councilmember Gee stated that he had met with Vice Mayor Elliott to review the candidates for the new City Attorney.

CONSENT CALENDAR

A. Waive reading except by title, of any ordinances under consideration at this meeting for either introduction or passage per Government Code §36934.
B. Approve City Council minutes for July 18, 2011.
C. Approve Warrant List.
D. Receive and file Arts Commission minutes for June 22, 2011.
E. Receive and file Economic Development Commission minutes for June 6, 2011.
F. Adopt **Resolution No. 2011-10** approving and authorizing the submittal of the 2011 HOME grant.

Councilmember Roundy moved, seconded by Councilmember Gee to approve the Consent Calendar as presented. Motion carried with no abstentions.

PUBLIC HEARING

1. **Conduct a Public Hearing to provide public comments for close out of Grant No. 08-PTAG-5350 (Housing Element Update)**

City Manager Poczobut stated the hearing was to hear comments on procedures that were conducted for the implementation of the grant. Grants Administrator Wackerman stated there were no written comments received regarding the grant but she had received a few inquiries that were related to the Housing Element.

Mayor Paschal opened the public hearing at 7:41 p.m. Bob Bishop, 224 Mellane Circle, did not comment on the grant but commented on the Housing Element; stating he thought it was a flawed document. Interim City Attorney Andrews stated the Housing Element document is not being addressed under this agenda item. There were no further comments and the Public Hearing was closed at 7:50 p.m.

Council member Gee stated that the matter before the Council did not pertain to the General Plan or the Housing Element but was for comments on the grant.

Upon motion made by Councilmember Gee and seconded by Councilmember Hoffman, the City Manager was authorized to sign and submit the close-out documents to the California Development Block Grant Program for Grant No. 08-PTAG-5350. The motion carried with no abstentions.

ADMINISTRATIVE COMMUNICATIONS

City Manager:

City Manager Poczobut request Council to consider application (Type-21) and Findings for Public Convenience or Necessity for Alcoholic Beverage Control License for 7 Eleven, located at 131 E. Walker Street, Orland; applicant – 7 Eleven, Inc. , Dharminder Singh Janda.

Mr. Janda stated he wanted to add to the community of Orland a 7-Eleven convenience store in the Saphire Plaza Shopping Center. He stated it would be open 24 hours and include over-the-counter medications, health products, and fresh and hot food varieties. A few Orland residents expressed their concerns for having another convenience store opened 24 hours while others welcomed the opportunity for another business in Orland.

Vice Mayor Elliott moved, seconded by Councilmember Hoffman to approve the application (Type-21) and Findings for Public Convenience or Necessity for Alcoholic Beverage Control License for 7 Eleven, located at 131 E. Walker Street, Orland; applicant 7 Eleven , Inc., Dharminder Singh Janda. Motion carried with no abstentions.

City Manager Poczobut gave an update on the City Attorney proposals. Councilmember Gee along with Councilmember Roundy stated that they would like the Council as a whole, interview the top three applicants and participate in the hire of the new City Attorney. A Special Closed Session Meeting was decided to be agendized for August 5, 2011 at 9:00 am.

Meeting adjourned to Closed Session at 8:52 p.m.

CLOSED SESSSION

Closed Session was held regarding Public Employee Appointment, Employment, Evaluation of Performance, Dismissal or Release; Pursuant to Government Code Section: 54957; Position: City Manager.

Meeting reconvened to Open Session at 9:55 p.m.

REPORT FROM CLOSED SESSION

Performance evaluation was conducted by Council and further evaluation will be conducted August 15, 2011.

ADJOURN

Meeting adjourned at 9:56 p.m.

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Deputy City Clerk

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Mayor