

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

ROLL CALL

Councilmembers present: James Paschall, Wade Elliott, Vice Mayor Barr, Mayor Bruce Roundy

Councilmembers absent: Reggie Olney

Staff present: Bob Pasero, Garrett White, Daryl Brock, Angie Crook, Tom Andrews and Paul H. Poczobut Jr.

ORAL AND WRITTEN COMMUNICATIONS

Citizen Business:

Kevin Schindler requests Council consider moving the podium to the left allowing the audience to see the speaker's face.

Kevin Schindler advised a request had been made to amend the new Chamber of Commerce contract. He encouraged Council to move forward with that issue.

Presentations:

A video presentation provided by Caltrans, entitled "California's General Aviation Airports: Links to Vitality" was presented by Randy Murphy, Deputy Director, Glenn County Planning Public Works. Discussion occurred regarding the benefits of having an airport in your community.

Discussion of a Universal Service Ordinance for the Glenn County Landfill was presented by Randy Murphy, Deputy Director, Glenn County Planning Public Works. Mr. Murphy advised the Glenn County Landfill is near permitted capacity and advised Council of the estimated costs in dealing with the issue. Discussion occurred on negative and positive impacts that could occur with a Universal Service Ordinance. Mr. Murphy is requesting support from both staff and Council to assist with a Universal Services ordinance. Council agreed for staff to work in a joint effort with the County and the City of Willows in the proposed Universal Service Ordinance.

Mike Yalow, Economic Development Commissioner, presented the Orland Economic Development Commission's 2009 Project Development Plan. Mr. Yalow requests Council, Orland Chamber of Commerce and the Orland Business Improvement Association to participate in a workshop to discuss the economic future of Orland. The plan are only guidelines but also necessary for the development of the City. A copy of plan will be distributed to Council prior to the workshop.

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 February 17, 2009.
- C. Approve Warrant List.
- D. Approve Orland Arts Commission minutes for February 18, 2009.

Vice Mayor Barr moved, seconded by Councilmember Elliott to approve the consent calendar as presented. Motion carried with no abstentions with Councilmember Olney absent.

PUBLIC HEARING

None

ADMINISTRATIVE COMMUNICATIONS

Recreation Director:

Recreation Director White gave an update of the Grand Opening ceremony for the new Lely Park Recreation Center. The Grand Opening ceremony will take place March 18, 2009 between 11:00 a.m. and 2:00 p.m. Flyers will be distributed to local businesses and the local media will be notified of the event.

Recreation Director White brought forward for discussion and possible action regarding sponsorship signs displayed at Lely Park Recreation Center. Local businesses would be given the opportunity to purchase a sign for advertisement at a cost of \$400 and each year thereafter at \$300. Monies from the sponsorship signs would assist in the operations and maintenance of the recreation facility. Recreation Director White stated each sign would measure 8' X 4' in size and designed professionally by a local business. All signs would need to meet approval by the City. Recreation Director White advised approximately 42 signs could be placed uniformly on the walls of the facility. The City will be responsible for maintaining the sponsorship signs.

Vice Mayor Barr moved, seconded by Councilmember Paschall to approve the sponsorship signs as presented. Motion carried with no abstentions and Councilmember Olney absent.

Recreation Director White brought forward discussion and possible action regarding facility user fees for Lely Park Recreation Center. A comparison of facility user fees of surrounding cities was given and the following proposed fee schedule and insurance/liability information for the Orland Recreation Center was presented:

Orland Recreation Center
Proposed Gym Rental Fees for Sporting Events, Birthdays, etc.
(All prices below are based on a ONE day event)

Area	Deposit	2 Hour Block Weekday/ Weekend	4 Hour Block Weekday/ Weekend	12 Hour Block Weekday/ Weekend
Gym Area	\$200	\$100 / \$125	\$150 / \$200	\$300 / \$350
Extras: Athletic Equipment	\$50	\$25	\$25	\$50

****Insurance and security may be required for your event (\$1,000,000 Liability).** Insurance may be purchased through the City of Orland from Golden State Risk Management or you may acquire it on your own. Security guards are almost always required for events. If a Security Guard is not required, a City of Orland employee will be mandatory for an additional \$15 per hour.

Security Guard Options: -See Orland Police Department

Recreation Director stated he is working with Golden State Risk Management Authority to modify a rental agreement for facility use. Council discussed whether alcohol should be allowed in the Recreation Center in regards to receptions, birthday parties, etc. Councilmember Elliott recommended considering not allowing use of alcohol and determine by demands to use the facility if it is necessary. Councilmember Paschall stated alcohol use should be discouraged since it is a recreational facility. Recreation Director White advised the main purpose of the facility is for recreation and sport activities and no alcohol is allowed during those times.

Councilmember Elliott moved, seconded by Vice Mayor Barr to approve the facility user fee schedule and agreement as listed above. Motion carried with no abstentions and Councilmember Olney absent.

Finance Director:

Finance Director Brock presented a request for Council to consider Budget Reserve Policy recommendations. During the next budget period the City may consider putting aside monies to maintain appropriate reserves for cash flow; in the case of an economic downturn, natural disaster, capital projects, etc. The cash flow requirements would account to one-sixth of the current year budgeted general fund expenditures. Finance Director Brock stated approximately five percent (5%) of the Hotel Users and Sales tax revenues would be maintained in the Economic Downturn Account. In the case of a Natural Disaster the City would fund an account in the amount of \$50,000. Fire Apparatus and Equipment Reserves would continue to be augmented by \$25,000 annual increases. The plan calls for an annual review of the policy so it can change with the needs of the City. City Manager Poczobut requests the Fire Apparatus and Unpaid Sick/Vacation Leave be excluded, when taking into account general fund reserves. Council discussed the concept of the policy and request Council and staff to review the draft policy and bring back for more discussion at the next regularly scheduled Council meeting.

Finance Director Brock gave a review of the June 30, 2008 Single Audit Report. The special audit was performed because the City received over a half million dollars in Federal funds. The audit was performed by Marcello and Company, Certified Public Accountants, and in their opinion the City complied with all requirements that are applicable to its major federal program.

Finance Director Brock brought forward the Annual Financial Report dated June 30, 2008. Council commended Finance Director Brock and Grant Coordinator Wackerman on fine reports. Vice Mayor Barr moved, seconded by Councilmember Paschall to accept the Annual Financial Report for June 30, 2008. Motion carried with no abstentions and Councilmember Olney absent.

City Manager:

City Manager Poczobut stated the City Librarian had provided him with a weekly report but regrettably it did not get included in the agenda packet. A copy will be provided in each Councilmember's mail box.

City Manager Poczobut stated in relation to the Chamber of Commerce contract not being agendized he apologized if there was any miscommunication.

City Manager Poczobut advised INDIGO Architects will come before Council in a future meeting to determine if Council would like to proceed with the final design phase for the new Public Safety Facility. Marc Nemanic, Tri-County Economic Development Corporation, will also be present to give a report on their agency and see if there is possible stimulus funding opportunities for the Public Safety Facility.

City Manager Poczobut brought forward proposed changes to the Public Safety Commission Ordinance; discussion and possible action. The proposed changes include amending Sections 2.36.020, 2.36.030 and 2.36.060 as follows:

"2.36.020 Purpose

The commission shall advise the city council on issues related to:

- A. Various measures and actions which reflect upon public safety for city residents and visitors;
- B. Various measures affecting traffic and promoting safety programs;
- ~~C. Public safety programs such as Neighborhood Watch and STARS;~~
- D. Promoting the safety and welfare of the city."

"2.36.030 Membership and appointment.

The applicants shall be interviewed by a panel consisting of the Fire Chief, Police Chief, and EMS Coordinator and make a recommendation to the Mayor and City Council. The commission shall consist of five members, who shall be appointed by the mayor and confirmed by the city council **after the review of all applicants by the mayor and city council.**"

2.36.060 Officers-Meetings-Secretary.

The Commission shall elect a chairperson, vice-chairperson, and such other officers as it deems appropriate annually at a January meeting. The commission shall designate the time, place and manner of its regular meeting **with a minimum of one meeting every two months.** Special meetings may be called by the chairperson or by any three members. The city council shall designate a staff representative to act as secretary to the commission.

Council reviewed the proposed changes and recommends the draft ordinance goes before a public hearing.

Vice Mayor Barr moved, seconded by Councilmember Elliott to schedule a Public Hearing and introduce Public Safety Commission Ordinance amending Chapter 2.36 of the Orland Municipal Code to modify the existing Public Safety Commission. Motion carried with no abstentions and Councilmember Olney absent.

City Manager Poczobut brought forward request to approve contract with Nickolaus & Haeg, for union negotiation services and authorize City Manager to sign contract. Byron Denton, 127 Tanner Way, questioned whether the City needed to hire experts at this time considering the costs. Medina Branzelle, 322 Byron Way, stated the City should consider hiring a negotiator whom is local to save on costs. City Manager Poczobut stated negotiations are anticipated to be more complex and he currently does not have negotiation experience.

Vice Mayor Barr moved, seconded by Councilmember Paschall to approve contract with Nickolaus & Haeg as presented and have City Manager execute contract. Motion carried with no abstentions and Councilmember Olney absent.

City Manager Poczobut request discussion and possible action concerning outstanding invoice for Orland Chamber of Commerce. The 2007-2008 contract has a remaining balance of \$3,917.05. The City Attorney stated the Chamber payment issue has been reviewed and recommends Council to take action.

Councilmember Paschall recommends the contract be honored. Councilmember Elliott felt the Council should move forward and pay the outstanding invoice. Vice Mayor Barr stated the Chamber of Commerce has made efforts to recruit members and collect dues but felt the contract has not been lived up to. Vice Mayor Barr stated there should be a ten percent (10%) reduction if payment is agreed. Kevin Schindler stated the Chamber of Commerce has already taken a seventy-five percent (75%) reduction since there is no current contract. Mr. Schindler requests the City to honor the prior contract and continue support to the Chamber of Commerce. Byron Denton questioned whether the Chamber has met all the requirements of the contract. Candice Anderson, Chamber of Commerce secretary, stated the Chamber has worked hard to increase new memberships to the Chamber. Brandy Branzelle stated the City should honor its contract. Mayor Roundy stated after further examination the agreement was not totally fulfilled. Mayor Roundy advised future contracts should be performance based. Councilmember Elliott felt the Chamber acted in good faith. Vice Mayor Barr questioned whether Councilmember Elliott has a conflict and should consider not voting on the issue. City Attorney Andrews stated Councilmember Elliott does not have a direct financial benefit but felt there was still a conflict. Councilmember Elliott acknowledged City Attorney Andrews concerns and advised he removed himself from the Chamber of Commerce board and would like to maintain his passion for the entire citizenry for the City of Orland.

Councilmember Elliott moved, seconded by Councilmember Paschall to approve paying the remaining balance of \$3,917.05 for the 2007-08 Orland Chamber of Commerce contract.

Roll Call Vote:

Ayes – 3 Mayor Roundy, Councilmember's Paschall and Elliott

Noes - 1 Vice Mayor Barr

Motion carried with no abstentions and Councilmember Olney absent.

CITY COUNCIL COMMUNICATIONS

None

ADJOURN

Meeting adjourned at 10:50 p.m.

_____Clerk

_____Mayor