CITY COUNCIL
Charles Gee, Mayor
Dennis G. Hoffman, Vice Mayor
Bruce T. Roundy
James Paschall Sr.
Salina J. Edwards

CITY OFFICIALS
Angela Crook
Assistant City Manager/City Clerk
Pamela Otterson
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

If anyone wishes to address the City Council on an item to be considered at this meeting, please fill out a Speaker Request Form and submit to the City Clerk before the meeting begins. (optional)	Meeting Place: Carnegie Center 912 Third Street Orland, CA 95963

AGENDA
REGULAR MEETING, ORLAND CITY COUNCIL
September 3, 2013

Closed Session – 7:00 p.m.
Regular Session – 7:30 p.m.

I. CALL TO ORDER

1. Roll Call
2. Public comment on closed session items.

II. CLOSED SESSION

Pursuant to California Government Code Sections 54950 et sq., the City Council will hold a Closed Session. More specific information regarding this meeting is indicated below.

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Initiation of litigation pursuant to Government Code Section: 54956.9(d)(4) one potential case.

III. REPORT FROM CLOSED SESSION

(If the Closed Session is not completed before 7:30 p.m., it will resume immediately following the Regular Meeting).

IV. RECONVENE TO REGULAR SESSION

Roll Call

V. PLEDGE OF ALLEGIANCE

VI. ORAL AND WRITTEN COMMUNICATIONS

Citizen 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. **(Oral communications will be limited to three minutes).**

VII. CITY COUNCIL COMMUNICATIONS AND REPORTS

VIII. CONSENT CALENDAR

A . Approve Warrant List (payable obligations).
B. Approve City Council minutes for August 19, 2013.
C. Receive and file Public Works Commission minutes for May 29, 2013.
D. Approve increase in green waste dumping fees to $8 per pick- up, $15 for pick-up plus trailer and $35 for a semi-truck.
E. Set the Fall 2013 green waste pick up dates for September 28 through October 6.

IX. PUBLIC HEARINGS -
(Public Hearing comments will be limited from three to five minutes).

Conduct Public Hearing for first reading by title only: An Ordinance of the City Council of the City of Orland amending Chapter 2.18.070 of the Orland Municipal Code: Public Arts Fund.

X. ADMINISTRATIVE COMMUNICATIONS

A. City Manager– Pete Carr

1. Consider recommendations from the Recreation Commission updating the capital improvements plan outlined in 2012 for parks and recreation facilities.

2. Consider adopting Resolution No. 2013-XX setting forth the City of Orland's commitment to Healthy Eating Active Living (HEAL).

XI. ADJOURN

CERTIFICATION: Pursuant to Government Code Section 54954.2(a), the agenda for this meeting was properly posted on August 30, 2013.

A complete agenda packet is available for public inspection online at www.cityoforland.com and 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.

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CITY MANAGER
Peter R. Carr

WARRANT LIST

September 3, 2013

WARRANT	8/28/13	$	110,767.06
PAYROLL	8/16/13	$	237.55
PAYROLL	8/22/13	$	52,276.20
PAYROLL	8/22/13	$	25,894.65
TOTAL		$	189,175.46

APPROVED BY

Charles Gee, Mayor

Dennis G. Hoffman, Vice-Mayor

Bruce T. Roundy, Councilmember

James Paschall, Sr., Councilmember

Salina J. Edwards, Councilmember

Check Number	Check Date	Vendor Number	Name	Gross Amount	Discount Amount	Net Amount	Payment Information Invoice #	Payment Information Description
039273	08/20/13	PAR01	Lewis Parker	180.00	.00	180.00	082013H	Rec/umpire svcs
039274	08/21/13	BEC05	Bob I. Becker	35577.00	.00	35577.00	082113H	LibExpansion Project
039275	08/28/13	ABD00	ADVANCED DOCUMENT	121.21	.00	121.21	124709	Postage meter ribbons
039276	08/28/13	AMA01	Amazon	339.35	.00	339.35	8/10/13	Lib/books
039277	08/28/13	AME00	AMERICAN FAMILY LIFE	637.69	.00	637.69	090113	Supplemental Insurance
039278	08/28/13	ATT06	A T & T	16.34	.00	16.34	13314	PW/lift station
				16.03	.00	16.03	94741	PW/lift station
				15.95	.00	15.95	94742	PW/lift station
				824.42	.00	824.42	081013	Phone usage
				291.32	.00	291.32	082013	PW/well communications
				108.29	.00	108.29	8-20-13	PD/radio phone line
			Check Total.....:	1272.35	.00	1272.35		
039279	08/28/13	ATT07	A T & T	31.71	.00	31.71	080713	PW/well communications
039280	08/28/13	BAL00	Knife River Construction	378.40	.00	378.40	68;75	PW/asphalt
039281	08/28/13	BAS00	Basic Laboratory, Inc	1942.80	.00	1942.80	54;96;65	PW/lab svcs
039282	08/28/13	BER00	Attila Bereczsky	65.00	.00	65.00	7/29/13	FD/EMT fees reimb
039283	08/28/13	BRO02	DARYL R. BROCK CPA	4225.00	.00	4225.00	8/27/13	FinDir/contract svcs
039284	08/28/13	COR00	CORNING LUMBER CO., INC.	232.22	.00	232.22	082513	PW/supplies
039285	08/28/13	COR04	CORBIN WILLITS SYSTEMS	479.02	.00	479.02	B308151	Monthly software support
039286	08/28/13	CRO00	ANGIE CROOK	300.00	.00	300.00	Aug 2013	City Clerk Stipend
039287	08/28/13	DEF01	PAT DEFRIES	50.00	.00	50.00	8-27-13	Rec/seniorsize
039288	08/28/13	DOJ03	DEPARTMENT OF JUSTICE	66.00	.00	66.00	984756	PD/background check
				17.00	.00	17.00	987706	PD/H&S analysis
			Check Total.....:	83.00	.00	83.00		
039289	08/28/13	EDW00	Salina Edwards	240.00	.00	240.00	Aug 2013	CITY COUNCIL COUNCIL FEES
039290	08/28/13	FED01	FEDEX	45.79	.00	45.79	47762	Grants/doc transmittal
039291	08/28/13	FEN04	Joseph Fenske	124.87	.00	124.87	8-27-13	Rec/mileage reimb
039292	08/28/13	FLO00	FLOR'S	71.70	.00	71.70	2729	FD/cleaning supplies
039293	08/28/13	FOU01	Bayleigh Fountain	335.00	.00	335.00	Sum2013	Rec/lifeguard classes (2)
039294	08/28/13	GAL01	GALE GROUP	44.46	.00	44.46	99802537	Lib/books
039295	08/28/13	GEE00	CHARLIE GEE	260.00	.00	260.00	Aug 2013	Council member svcs
039296	08/28/13	GLS01	GLENN CO. FLEET SERVICES	6992.43	.00	6992.43	FL1426	PD/vehicle lease
039297	08/28/13	GOL02	GOLDEN STATE FLOW	3683.70	.00	3683.70	038604	PW/meters
039298	08/28/13	GRO00	Ferguson Enterprises Inc	555.38	.00	555.38	746;333	PW/supplies
039299	08/28/13	HIN03	Hinderliter deLlamas	29.25	.00	29.25	21137	Sales tax recovery
039300	08/28/13	HOF00	DENNIS G. HOFFMAN	240.00	.00	240.00	Aug 2013	Council member svcs
039301	08/28/13	KC200	Knox Code Consultant & As	404.88	.00	404.88	143	BD/inspection svcs
039302	08/28/13	KRA02	Emily Kraemer	145.00	.00	145.00	8-21-13	Rec/lifeguard class
039303	08/28/13	KYO00	GE CAPITAL	274.13	.00	274.13	7996	Multi-depts/copier lease
				230.05	.00	230.05	59299565	BD;Plann/copier lease
			Check Total.....:	504.18	.00	504.18		
039304	08/28/13	MAN02	MANNER TRUCKING SERVICE	705.34	.00	705.34	130766	FD/repairs to ladder#26
039305	08/28/13	MAT04	MATSON & ISOM	359.02	.00	359.02	43261	AC/newsletter&website upd
				416.63	.00	416.63	0021166	PD/computer monitor
			Check Total.....:	775.65	.00	775.65		
039306	08/28/13	NAP00	NAPA AUTO PARTS	757.44	.00	757.44	08252013	PW/equip repair
039307	08/28/13	NIC00	Nichols Consulting	500.00	.00	500.00	ProgPay	LawEnforcementState Manda
039308	08/28/13	NIC04	Nichols, Melburg & Rosset	1492.50	.00	1492.50	372.10-3	ContSvcs/Library Expansio
039309	08/28/13	OCL00	OCLC.Inc Dept 34299	95.54	.00	95.54	261260	Lib/database access
039310	08/28/13	ORL01	ORLAND SAND & GRAVEL	83.10	.00	83.10	109551	PW/sand

Check Number	Check Date	Vendor Number	Name	Gross Amount	Discount Amount	Net Amount	Payment Information Invoice #	Payment Information Description
039311	08/28/13	ORL12	Orland-Laurel Masonic Hal	350.00	.00	350.00	Sept 2013	AC/gallery rent
039312	08/28/13	OSC00	OSCAR REDES	100.00	.00	100.00	070813	AC/garbage svc
039313	08/28/13	OTT00	PAM OTTERSON	175.00	.00	175.00	Aug 2013	Treasurer Stipend
039314	08/28/13	PAR08	Belle Parker	30.00	.00	30.00	081213	AC/model fee
039315	08/28/13	PAS02	James Paschall Sr.	240.00	.00	240.00	Aug 2013	Council member svcs
039316	08/28/13	PEN01	Carolyn Pendergrass	226.73	.00	226.73	8-27-13	Rec/lifeguard classes (2)
039317	08/28/13	PEP00	PETTY CASH POLICE DEPT	95.00	.00	95.00	Aug 13	PD/misc reimb
039318	08/28/13	PER00	STATE OF CALIF PERS	17655.31	.00	17655.31	8-2013-3	PERS PAYABLE
				17655.31	.00	17655.31	8-2013-4	PERS PAYABLE
			Check Total.....:	35310.62	.00	35310.62		
039319	08/28/13	PGE00	PG&E	22.08	.00	22.08	081213	PW/WalkerSt pedestal
				49.31	.00	49.31	081813	PW/traffic control
				69.30	.00	69.30	082013	PW/RdMM lift station
				533.92	.00	533.92	8-27-13	Rec/LelyPark lights
			Check Total.....:	674.61	.00	674.61		
039320	08/28/13	QUI02	QUILL CORP.	563.50	.00	563.50	082713	Office supplies
				91.38	.00	91.38	4658053	PD/office supplies
			Check Total.....:	654.88	.00	654.88		
039321	08/28/13	ROU00	BRUCE T. ROUNDY	240.00	.00	240.00	Aug 2013	CITY COUNCIL COUNCIL FEES
039322	08/28/13	ROU01	Bruce Roundy	72.15	.00	72.15	8/27/13	Coun/mileage reimb
039323	08/28/13	STA06	Statewide Traffic Safety	725.66	.00	725.66	8/21/13	PW/fire hydrant paint
039324	08/28/13	SUN03	SunTrust Equipment	3651.19	.00	3651.19	1502979	PW/sewer truck
039325	08/28/13	TER01	TERMINIX INTERNATIONAL	36.00	.00	36.00	8/8/13	FD/pest control
039326	08/28/13	TRA02	TRANSAMERICA	522.21	.00	522.21	090113	Group term ins
039327	08/28/13	UNI00	UNITED ROTARY BRUSH CORP	759.23	.00	759.23	145710	PW/sweeper supplies
039328	08/28/13	USA04	USA Blue Book	389.41	.00	389.41	124015	PW/fragrance blocks
039329	08/28/13	VAL02	VALLEY ROCK PRODUCTS	62.71	.00	62.71	1093850	PW/LibExpansionMaterials
039330	08/28/13	VAL11	Valley Oak Vet Center	161.79	.00	161.79	386aldb2	PD/K9 medical expense
039331	08/28/13	VAN00	VANTAGE POINT TRANSFER AG	1960.01	.00	1960.01	8/8-8/21	DefComp#304591
039332	08/28/13	VER03	Verizon Wireless	328.90	.00	328.90	710001141	Cell phone usage
			Cash Account Total.....:	110767.06	.00	110767.06		
			Total Disbursements.....:	110767.06	.00	110767.06		
			Cash Account Total.....:	.00	.00	.00		

MINUTES OF REGULAR MEETING, ORLAND CITY COUNCIL, Monday August 19, 2013
7:30 p.m.

CALL TO ORDER

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

ROLL CALL

Councilmembers present:	Jim Paschall, Salina Edwards, Bruce Roundy, Vice Mayor Dennis Hoffman and Mayor Charles Gee
Councilmembers absent:	None
Staff present:	Grant Administrator Janet Wackerman, City Attorney Greg Einhorn, Assistant City Manager Angie Crook and City Manager Pete Carr

ORAL AND WRITTEN COMMUNICATIONS

Citizen Comments:

Byron Denton, 127 Tanner Way, stated he is happy to know the sewer retrofit for the city's ponds will be delivered by October 4th and will cost much less than the City of Willows sewer plant which cost 10.2 million dollars in 2006.

Dwight Foltz, Glenn County Supervisor, stated the KVB project is officially moving forward.

Trish Saint-Evens, 6825 County Road 15, presented to Bob Pasero, representative of community group Orland Pride, a certificate of appreciation on behalf of the Orland Historical and Cultural Society for putting together Orland's Fourth of July parade this past year. Council thanked Mr. Pasero for all the work he has done on past city parades.

Economic Development Commission Appointments:

Council is to consider applications to fill the two (2) unscheduled vacancies on the EDC Commission. One term will expire December 31, 2013 and the other will expire on December 31, 2014. Applications were received from the following: David Allee, Claire Arano, E. Ann Butler and Maurice Salinas. The interview panel recommended appointing Mr. Allee and Mr. Salinas to each of the vacancies.

Councilmember Roundy moved, seconded by Councilmember Edwards to appoint Maurice Salinas with a term ending December 31, 2013 and appoint David Allee to a term expiring December 31, 2014 to the EDC Commission. Motion carried with no abstentions.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Paschall had no reports at this time.

Councilmember Edwards reported on the following:

- Attended Public Safety Commission meeting; request citizens to notify City Hall of any street light outages;

- Attended Public Works Commission meeting; will recommend price increase for green waste fees;
- Green waste pick up is scheduled for September 28th – October 6th;
- City wide clean up set for September 21st;
- Farm Bureau meeting scheduled for September 21st will discuss KVB project.

Councilmember Roundy reported on the following:

- Will be attending Butte Water Advisory Committee meeting September 21, 2013;
- Will be attending Arts Commission meeting August 21, 2013;
- Will be attending Glenn Co. Board of Supervisors meeting August 20, 2013.

Vice Mayor Hoffman reported on the following:

- Attended Planning Commission meeting; approved use permit for larger sign for Dollar Tree.

Mayor Gee reported on the following:

- Will be attending the Waste Management meeting;
- School is back in session; pay attention to school children;
- Republican Party holding a forum on Obamacare at the Farm Bureau;
- City wide clean up set for September 21st.

CONSENT CALENDAR

A . Approve Warrant List (payable obligations).
B. Approve City Council minutes for August 5, 2013.
C. Approve and accept Office of Traffic Safety Grant for $49,000.
D. Approve and adopt City's Appropriation Limit for fiscal year 2013-2014 which shall be $2,968,356.

Byron Denton requested Item C. pulled from the Consent Calendar.

Councilmember Paschall moved, seconded by Councilmember Edwards to approve the Consent Calendar, Items A, B and D, except for Item C. Motion carried with no abstentions.

City Manager advised Item C. is not a grant that requires any city contribution; however, the City is responsible for fuel in the police vehicles. The City receives reimbursement for overtime and labor to conduct enhanced traffic enforcement, which is an ongoing operation.

Councilmember Paschall moved, seconded by Councilmember Edwards to accept Item C. on the Consent Calendar. Motion carried with no abstentions.

PUBLIC HEARING

None

ADMINISTRATIVE COMMUNICATIONS

Grant Administrator:

Grant Administrator Wackerman advised staff requests to negotiate a contract with an engineering firm for labor monitoring and construction management services in relation to the construction of the Papst Avenue crossing. The City was awarded Grant No. 12-CDBG-8404 to fund the crossing; grant funds will be used to pay for this service. Upon review of two proposals that were received, staff requests to negotiate a contract with Willdan Engineering for labor monitoring and construction management services.

Vice Mayor Hoffman moved, seconded by Councilmember Paschall to authorize the City Manager or his designee, to negotiate a contract with Willdan Engineering for labor monitoring and construction management services of the Papst Avenue crossing. Motion carried with no abstentions.

Ms. Wackerman advised construction is now set to begin.

City Manager:

City Manager Carr brought forward for consideration an amendment to the Orland Municipal Code 2.18.070 Public Arts Fund. Council recommended at its August 5th meeting to draft additional language regarding the spending authority related to the Public Arts Fund. It was noted, revenues from developer fees, sale of art and donations are currently accounted into the Public Arts Fund. City Manager Carr advised tracking revenues into two separate funds, enabling expenditures to be distinguished from donations and other sources, and requiring Council approval for expenditures over $1,000 from fee-related sources. Councilmember Paschall advised he was satisfied with the proposed language. Vice Mayor Hoffman recommended language be added to the Municipal Code directing the Arts Commission to bring forward to Council any large expenditures over and above routine expenditures (i.e. rent, utilities, utilities). Vice Mayor Hoffman added, the Arts Commission has always brought forward requests for approval on larger projects, but it should be clarified in the Municipal Code.

Councilmember Paschall moved, seconded by Vice Mayor Hoffman to direct staff to prepare and publish for an ordinance to amend Chapter 2.18.070 of the Orland Municipal Code as follows: *Expenditures of $1000 or more of funds collected from arts development fees or other public funds requires advance approval by the City Council; expenditure of donated funds and revenue from sales does not require Council approval.* Motion carried with no abstentions.

City Manager Carr requested Council direction on whether the Housing Element report should be assigned in- house or put out to bid. The City's in- house contract City Planner (Pacific Municipal Consultants) anticipates the project costs at approximately $27,000. Councilmember Edwards advised she would prefer to seek bids for the Housing Element project. Councilmember Paschall and Mayor Gee advised it may cost more to go outside our contract planner since there will be a need for assistance by staff and the contract city planner. Councilmember Roundy agreed PMC would be the better choice than going outside to a different planner.

Council gave direction to City staff to enter into an agreement with PMC to update the Housing Element.

City Manager Carr requested Council to consider the draft response regarding the 2012-2013 Grand Jury Report. Vice Mayor Hoffman moved, seconded by Councilmember Paschall to approve the draft response and authorize endorsement and forward to the Presiding Judge.

ADJOURN

Meeting adjourned at 8:26 p.m.

_____Clerk _____Mayor

ORLAND PUBLIC WORKS COMMISSION

Minutes
May 29, 2013

I. Call to Order

The meeting was called to order by Chairman Denton at 4:00 p.m.

II. Pledge of Allegiance – led by Commissioner Boehm

III. Roll Call

Present:	Byron Denton, Will Tasto, Emil Cavagnolo and Tim Boehm
Absent:	Roger Hansen
Staff:	Jere Schmitke, Pete Carr and Janet Wackerman
Council member:	Bruce Roundy

IV. Oral and Written Communications

A. Citizen Business: None

V. Consent Calendar

A. Approval of February 5, 2013 minutes.

Moved by Commissioner Tasto, seconded by Commissioner Boehm, motion carried to approve February 5, 2013 minutes as presented. Commissioner Hansen was absent.

VI. Administrative Communications

1. Update on Wastewater Treatment Plant headworks

Public Works Director Schmitke stated a letter of intent to purchase has been sent to the company so fabrication of the device can commence. The equipment should arrive by August 2013 and the installation of the equipment will be accomplished in-house.

2. Update on New Well Construction at Eva Drive

Public Works Director Schmitke informed Commissioners that the City was applying for funds from the Safe Drinking Water State Revolving Fund for the new well at Eva Drive. Presently, the City Engineer and City Planner are developing materials needed before funding is issued.

3. Update on Papst Avenue Crossing Project

Secretary Wackerman reported the project has advertised for bids, due June 18, 2013. Public Works Director Schmitke stated he has been in discussions with P.G. & E. to use funds from Rule 20 to underground their lines on Papst Avenue as part of the project. The project, working around the Orland Water Users Association water delivery schedule, will begin in November 2013.

4. Air Resources Board – Diesel Trucks

Public Works Director Schmitke updated Commissioners on the status of the department's diesel trucks and their compliance with the California Air Resources Board. He anticipates the City will use the "low mileage" option with their diesel trucks, keeping the mileage below 5,000 miles per year. Commissioner Cavagnolo suggested spreading out the miles with more vehicles. Public Works Director Schmitke stated the City Council approved an increase to the water/sewer rates starting in July that will bring in more revenue that could be used for additional vehicles and/or equipment.

5. Set Next Commission Meeting Date

Discussion was held on how many meetings the Commission needs to hold. Upon motion made by Chairman Denton and seconded by Commissioner Boehm, Public Works Commission meetings will be held quarterly unless there are no items for discussion or action. The motion carried unanimously with Commissioner Hansen absent. Secretary Wackerman stated she will let Commissioners know what dates are available for their quarterly meetings after she has consulted the Carnegie Center schedule.

VII. Commissioner Communications

Chairman Denton brought to Commissioners attention that a charge for storm drainage may have to be considered. City Manager Carr stated the city of San Diego has implemented storm water run-off regulations for private and public development projects. He added that in the future Orland may be able recoup costs for sweeping streets if such regulations are implemented.

VIII. Adjournment – 5:07 P.M.

Respectfully submitted,

Janet Wackerman, Secretary

Byron Denton, Chairman

CITY OF ORLAND

CITY COUNCIL AGENDA ITEM #: VIII.D.

MEETING DATE: September 3, 2013

TO: Honorable Mayor and Council

FROM: Jere Schmitke, Public Works Director

SUBJECT: Green Waste Fees

Staff seeks City Council approval to increase the dumping fees at the City's green waste site.

BACKGROUND

Currently the City charges $5-$15 per load for residents to use the green waste site. These fees are not sufficient to cover costs.

DISCUSSION

The Public Works Commission discussed this matter at their August 2013 meeting and determined the rates should be increased (as listed below).

RECOMMENDATION

Increase the cost of dumping green waste to $8.00 per pick-up, $15.00 for a pick-up and trailer and $35.00 for a semi-truck.

Fiscal Impact of Recommendation:

None.

CITY OF ORLAND

CITY COUNCIL AGENDA ITEM #: VIII.E.

MEETING DATE: September 3, 2013

TO: Honorable Mayor and Council

FROM: Jere Schmitke, Public Works Director

SUBJECT: Green Waste Pick Up

Staff seeks City Council direction on a date for a green waste pick up.

BACKGROUND

City Council in the past has authorized a green waste pick up for residential areas for two weekends in the Fall and/or Spring. The last pick up was conducted in October 2012.

DISCUSSION

The Public Works Department would like to have residents begin placing their green waste in front of their homes starting September 28 and ending October 6.

RECOMMENDATION

Set the Fall 2013 green waste pick up dates for September 28 thru October 6.

Fiscal Impact of Recommendation:

±$30,000.00 (manpower, fuel and expense of using dump trucks)

AN ORDINANCE OF THE CITY OF ORLAND AMENDING SECTION 2.18.070 OF THE ORLAND MUNICIPAL CODE: PUBLIC ARTS FUND

The City Council of the City of Orland does hereby find, declare and ordain as follows:

1. Orland Municipal Code (OMC) Chapter 2.18 establishes the Arts Commission of the City or Orland (Arts Commission) (2.18.010), establishes the Art Commission's functions (2.18.020) and establishes the Public Arts Fund (PAF) (2.18.070).

2. OMC section 2.18.100 establishes public artwork development fees (Artwork Fees), the proceeds of which are deposited into the PAF. In addition, the City Council may appropriate additional public funds into the PAF. These are considered public funds, oversight of which rests with the City Council.

3. Other funds may be deposited into the PAF in the form of donations or proceeds from sales of artwork and related items. While such donations and sales support public art in Orland, these monies are not considered public funds subject to oversight by the City Council as such payments are made voluntarily.

4. The Arts Commission is authorized to expend funds from the Public Arts Fund as set forth in OMC sections 2.18.070 and 2.18.120, including public funds as defined in paragraph 2, above.

5. While the Arts Commission has typically sought and has received City Council approval prior to the expenditure of public funds as defined in paragraph 2, above, such prior approval is not set forth explicitly in Chapter 2.18. The Council seeks to establish this practice in Chapter 2.18.

NOW, THEREFORE, section 2.18.070 of the OMC is amended to add a new subsection (H) as follows:

H. Any expenditure of $1,000.00 or more from the Public Arts Fund of public artwork development fees collected pursuant to section 2.10.100, or such other funds as may be appropriated by the city council pursuant to section 2.18.070(a), requires prior approval by the City Council. Any expenditure of funds donated into the Public Arts Fund or funds deposited into the Public Arts Fund from the sale of artwork and related items does not require prior approval by the City Council. The city shall monitor the Public Arts Fund for the purpose of administering this subsection.

I HEREBY CERTIFY that the above and foregoing Ordinance was duly and regularly introduced and read at a regular meeting held on the 3rd day of September, 2013, and was

passed and adopted by the City Council of the City of Orland at a regular meeting thereof duly held on the ___ day of _____, 2013, by the following vote, to wit:

This ordinance shall take effect thirty (30) days after its adoption. In lieu of publication of the full text of the ordinance with fifteen (15) days after its passage, a summary of the Ordinance may be published at least five (5) days prior to and fifteen (15) days after adoption by the City Council and a certified copy shall be posted in the office of the City Clerk, pursuant to Government Code section 36933(c)(1).

PASSED AND ADOPTED by the City Council by the City of Orland this _____ day of_____, 2013 by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

_____
Charles Gee, Mayor

ATTEST:

_____
Angela Crook, City Clerk

APPROVED AS TO FORM:

_____
Gregory Einhorn,
City Attorney

LEGAL NOTICE

NOTICE OF PUBLIC HEARING
BEFORE THE CITY COUNCIL
OF THE CITY OF ORLAND

NOTICE IS HEREBY GIVEN that the ORLAND CITY COUNCIL will hold a public hearing at their regular meeting on **Tuesday, September 3, 2013** at 7:30 p.m., Carnegie Center, 912 Third St., Orland, at which time and place interested persons may either attend and be heard thereon or submit written comments prior to the conclusion of said hearing.

First reading by title only: "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ORLAND AMENDING CHAPTER 2.18.070 OF THE PUBLIC ARTS FUND IN THE ORLAND MUNICIPAL CODE."

If you challenge the above mentioned items in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Orland City Hall, 815 Fourth St., at, or prior to, the public hearing.

Publish: August 28, 2013 Angela Crook, City Clerk

CITY OF ORLAND

CITY COUNCIL AGENDA ITEM #: X.A.1.

MEETING DATE: September 3, 2013

TO: Honorable Mayor and Council

FROM: City Manager and Recreation Director

SUBJECT: **Recreation Commission Recommendations – Capital Improvement Projects** (Direct Staff)

The City Council is asked to consider recommendations from the Recreation Commission updating the capital improvements plan outlined in 2012 for parks and recreation facilities.

BACKGROUND

Council discussed at its December 3, 2012 meeting a proposed draft plan for parks facilities capital improvement projects. Recommendations from the Recreation Commission, city staff and residents were considered. Council approved the plan recommendations generally and directed staff to proceed with engaging the Orland Unified School District in partnership funding for the swimming pool project as the top priority.

After a January meeting with OUSD indicated School Board interest in co-funding the project, OUSD was unable to muster the funding and support. Council then directed the city manager to proceed with the pool renovation as a city project. Staff has been developing options and cost estimates for the higher priority projects, and discussed these with the Commission August 28th.

The pool project includes adding depth, temperature control, reduced leakage and improved filtration circulation by replacement of the gutter system and certain pump house equipment. Also envisioned was an expanded deck in lieu of the wading/baby pool, and upgraded spectator seating.

In conjunction with elimination of the baby pool, The Commission and Council endorsed a spray park in concept with an anticipated $35,000 estimated cost. In order of priority, other desired projects were also listed:

- $25,000 for Bihler Field spectator seating improvements;
- $25,000 for a covered group picnic area, augmented by volunteers and donations;
- $150,000 for skate park, augmented by donations; and

- $25,000 for upgraded playground equipment.

In recent months, we have established a contract for the pool project, completed infield improvements and a shared use agreement for Bihler Field, added a 9-hole disc golf course to Vinsonhaler Park, repainted and made critical repairs to playground equipment at Lollipop Land, and provided free public WiFi access at Library Park.

DISCUSSION

Staff effort has focused on the swimming pool project; construction is to commence within a few weeks and be complete in March 2014. Project budget is $335k from impact fees and $155k from a State Parks grant, thus $440k total.

The Park & Recreation Impact Fee Fund has now grown to just over $600k, leaving $265k available for other projects. Information has become available to help better refine cost expectations and needs for other projects. The Commission presents its updated recommendations as follows:

1. Pool:
    a. Expand the pool deck space by relocating the fence between it and the pool, but retain the baby pool;
    b. Modify the current spectator seating rather than replacing it, and relocate the fence from in front to behind it; and,
    c. Proceed with visual aesthetics.

2. Spray Park:
    a. Allocate up to $100k for this; and,
    b. Locate it at Lely Park with fire dept theme.

3. Bihler Field:
    a. Allocate $12k to add one section of bleachers providing seating for 200+;
    b. Develop low-cost options for providing shade cover for existing bleachers; and,
    c. Work with community groups to get the scoreboard replaced.

The Commission's three recommendations outlined above can be accomplished this fiscal year. Additional updated recommendations for other future projects, including re-prioritization of playground, picnic area and skate park projects will be forthcoming this fall.

RECOMMENDATION:

Direct staff.

Fiscal Impact of Recommendation:

Depends on direction given. General Fund budget is not expected to be impacted.

CITY OF ORLAND

CITY COUNCIL AGENDA ITEM #: X.A.2.

MEETING DATE: September 3, 2013

TO: Honorable Mayor and Council

FROM: Angie Crook, Assistant City Manager/City Clerk

SUBJECT: **Adopt Resolution declaring Orland a Healthy Eating Active Living City**

Consider adoption of resolution setting forth the City of Orland's commitment to Healthy Eating Active Living (HEAL).

BACKGROUND

Councilmember Roundy has suggested the City of Orland to partner with the League of Cities Healthy Eating Active Living campaign and offer opportunities to promote the City's interest and commitment to physical activity and healthy living. Many local cities, such as Red Bluff, Anderson, Gridley, Chico and Redding have supported the resolution to encourage each City in taking additional steps to support a healthier community.

DISCUSSION

The Orland City Council recently approved an Objectives List for 2013-2014, with one priority to integrate healthy lifestyle initiatives into City services. The Certified Farmers Market which has been in Orland since 2011 has continued to gain support each year from the City and its residents to buy fresh and eat locally. The City of Orland Recreation department continues to offer outstanding year around recreation programs for all ages and has increased attendance each year. With our smoke-free parks, the City has been making strides to enhance a more healthy and active community.

RECOMMENDATION:

Consider adoption of resolution setting forth the City of Orland's commitment to Healthy Eating Active Living (HEAL).

Fiscal Impact of Recommendation: None.

RESOLUTION NO. 2013-____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORLAND
SETTING FORTH THE CITY OF ORLAND'S COMMITMENT TO
HEALTHY EATING ACTIVING LIVING (HEAL)

WHEREAS, in 2004, the League of California Cities adopted an Annual Conference resolution to encourage cities to embrace policies that facilitate activities to promote healthier lifestyles and communities, including healthy diet and nutrition and adoption of city design and planning principles that enable citizens of all ages and abilities to undertake exercise; and

WHEREAS, the League of California Cities has a strategic goal to promote and develop safe and healthy cities; and

WHEREAS, in July 2010 the League of California Board of Directors resolved to partner with and support the national *Let's Move Campaign,* and encourages California cities to adopt preventative measures to fight obesity; and

WHEREAS, on November 18, 2011, the League of CA Cities Board of Directors unanimously voted to encourage 100% board participation in the HEAL Cities Campaign; and

WHEREAS, more than half of California's adults are overweight or obese and therefore at risk for many chronic conditions including diabetes, heart disease, cancer, arthritis, stroke, and, hypertension; and

WHEREAS, one in three youth between the ages of 9 and 16 in California is overweight or obese; and

WHEREAS, more children are being diagnosed with diseases linked to overweight and obesity previously seen only in adults, such as Type 2 diabetes and heart disease; and

WHEREAS, the current generation of children are expected to have shorter lives than their parents due to the consequences of obesity; and

WHEREAS, obesity takes a tremendous toll on the health, productivity of all Californians;

WHEREAS, the annual cost to California—in medical bills, workers compensation and lost productivity— for overweight, obesity, and physical inactivity exceeds $50 billion;

WHEREAS, as of today (Aug 21, 2013) 152 California Cities have joined the HEAL Cities Campaign with resolutions, supporting the League of CA Cities,

NOW, THEREFORE, LET IT BE RESOLVED that the City Council of the City of Orland hereby supports City participation with the Healthy Eating Active Living (HEAL) Cities Campaign and will seek opportunities to participate statewide, regional, and local programs and activities to continue support in our citizens' health and wellness.

ADOPTED, _____, by the City Council of the City of Orland by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

_____
Charles Gee, Mayor

ATTEST:

_____
Angela Crook, City Clerk