

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

ROLL CALL

Councilmembers present: Jim Paschall, Wade Elliott, Vice Mayor Paul Barr and Mayor Bruce Roundy

Councilmembers absent: Reggie Olney

Staff present: Bob Pasero, Ken Skillman, Angie Crook, Tom Andrews and Paul H. Poczobut Jr.

ORAL AND WRITTEN COMMUNICATIONS

Citizen Business:

Mike Yalow, 163 E. Swift Street, advised information was brought forward during the Economic Development Commission meeting that a new marina is to be built at Black Butte Lake. Mr. Yalow advised he will get further information so a letter of concern could possibly be sent by Council.

Brandy Branzelle, 322 Byron Way, advised she was concerned how dark the streets were on Halloween night. Ms. Branzelle stated the community needs to be educated on the importance of wearing light colored clothing and making themselves more visible at night.

Presentations:

Mayor Roundy and Vice Mayor Barr presented a plaque and certificates of appreciation to the Orland Centennial Jubilee Committee and volunteers for their dedication and service to the successful Orland Centennial event which took place September 4, 5, and 6th, 2009.

Neil Bhagat, owner of Sapphire Plaza, gave an update of the current development ongoing at Sapphire Plaza on Walker Street. Mr. Bhagat stated construction should be completed in about two weeks. Realtor Mike Donnelly stated Papa Murphy's will definitely be leasing property at this location. Mr. Donnelly advised they will accommodate a variety of lease rates and will work with all different types of businesses.

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 October 19, 2009.
- C. Approve Warrant List.
- D. Approve Arts Commission minutes for October 21, 2009.
- E. Adopt Resolution No. 2009-26 approving the form of and authorizing the execution and delivery of a purchase and sale agreement and related documents with respect to the sale of the seller's Proposition 1A receivable from the State; and directing and authorizing certain other actions in connection therewith.
- F. Adopt Resolution No. 2009-27 approving the amended Joint Exercise of Powers Agreement of the Golden State Risk Management Authority.

Vice Mayor Barr moved, seconded by Councilmember Elliott to approve the consent calendar as presented.

Brandy Branzelle, 322 Byron Way, request clarification on Item E.

Vice Mayor Barr amended the motion, seconded by Councilmember Elliott to remove Item E. from the consent calendar. Motion carried with no abstentions and Councilmember Olney absent.

City Manager Poczobut stated the Proposition 1A Securitization programs allows local agencies to sell their Proposition 1A Receivables (property and motor vehicle taxes) to California Communities who will secure the repayment (\$139,000) of the Prop 1A bonds. Bondholders will have no recourse to the City if the State does not make the Proposition 1A repayment.

Vice Mayor Barr moved, seconded by Councilmember Paschall to approve Item E. on the consent calendar as presented. Motion carried with no abstentions and Councilmember Olney absent.

PUBLIC HEARING

None

AMINISTRATIVE COMMUNICATIONS

Assistant City Manager/City Clerk:

Assistant City Manager/City Clerk Crook recommends Council to authorize the advertisement for vacancies on various city commissions with terms to expire on December 31, 2009 and fill vacancies on the reactivated Public Safety Commission. Vice Mayor Barr moved, seconded by Councilmember Paschall to authorize the City Clerk to publish notice for vacancies on various city commissions with terms to expire on December 31, 2009 and fill vacancies on reactivated Public Safety Commission. Motion carried with no abstentions and Councilmember Olney absent.

City Engineer:

City Engineer Skillman brought forward request to approve Sanitary Sewer System Management Plan (SSMP). This is an additional four components of the SSMP which addresses greases, overflow, emergency responses and notification processes. The final document (five components) of the SSMP will come before Council in May 2010. Councilmember Paschall moved, seconded by Vice Mayor Barr to approve the Sanitary Sewer System Management Plan dated October 2009. Motion carried with no abstentions and Councilmember Olney absent.

City Manager:

City Manager Poczobut Jr. request Council to consider adoption of Resolution No. 2009-28 to change the name of park to "Welcome to Orland Centennial Park". The new park was built by City staff to replace the previously existing "Welcome to Orland Park" on Highway 32 before the realignment. The City wishes to remember those whose hard work and dedication of the original park combined with the remembrance of the City of Orland's Centennial celebration. Vice Mayor Barr moved, seconded by Councilmember Paschall to adopt Resolution No. 2009-28 approving the

name of the park at Highway 32 and Eighth Street from "Welcome to Orland Park" to "Welcome to Orland Centennial Park". Motion carried with no abstentions and Councilmember Olney absent.

RESOLUTION NO. 2009-28

A RESOLUTION OF THE ORLAND CITY COUNCIL TO CHANGE THE NAME OF THE PARK AT HIGHWAY 32 AND EIGHTH STREET FROM 'WELCOME TO ORLAND PARK' TO WELCOME TO ORLAND CENTENNIAL PARK'.

City Manager Poczobut Jr. request Council to consider a contract with Chico State Center for Economic Development in the amount of \$2,500 to complete an Asset Inventory for the City of Orland. City Manager Poczobut stated it was determined that Development Impact Fees cannot be used to complete an Asset Inventory. However, there are funds in the Planning budget which are available to complete the Asset Inventory. City Manager Poczobut advised the Asset Inventory is a good information tool that would allow the City to continually update; unlike other past studies. Councilmember Paschall stated the document is a good tool but cannot justify the expense when staff is gathering the majority of information and/or already have the information. Vice Mayor Paul Barr agreed the Asset Inventory would be another information tool to market the City. Patricia Coshow, 201 Yolo Street, stated the Asset Inventory could be posted on the City's website. Judy Noffsinger, 4261 County Road MM, advised the City needs to enforce regulations downtown before bringing in a potential business. Councilmember Elliott stated we can move forward with the information we already have and revisit the issue in the future. Councilmember Paschall desired staff to do the Asset Inventory at this time, but if staff is unable to do so, then forgo it at this time. Mayor Roundy stated he would like to be proactive and move forward with an Asset Inventory for the City of Orland as there is funding available at this time. John Noffsinger, 4261 County Road MM, stated the information that is needed for the Asset Inventory is available on the internet. City Manager Poczobut advised the information on the internet is questionable and the City would require a reliable source of information. Vice Mayor Barr moved, seconded by Mayor Roundy to appropriate \$2,500 from the Planning budget for an Asset Inventory. Mayor Roundy and Vice Mayor Barr voted yes and Councilmembers Paschall and Elliott voted no; there were no abstentions and Councilmember Olney was absent. Motion failed, 2-2 tie vote.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Mayor Roundy stated the Rededication Ceremony for "Welcome to Orland Centennial Park" will be held Sunday November 8, 2009. Music will begin at 1:00 p.m., with the program starting at 2:00 p.m.

Mayor Roundy noted a Golf Tournament fundraiser event is being planned for March to help with funding for the City Library and Recreation Department.

Council adjourned to Closed Session at 8:56 p.m.

CLOSED SESSION

Closed Session is held regarding Conference with Legal Counsel – Pending Litigation; pursuant to Government Code Section: 54956.9(b); one case.

Council reconvened to Open Session at 9:37 p.m.

REPORT FROM CLOSED SESSION

Direction was given to City Attorney concerning one possible lawsuit.

ADJOURN

Council adjourned at 9:38 p.m.

_____ Clerk

_____ Mayor