

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

#### ROLL CALL

Councilmembers present: Jim Paschall, Reggie Olney, Wade Elliott, Paul Parr and Mayor Bruce Roundy

Councilmembers absent: None

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

#### NOMINATION AND ELECTION OF MAYOR AND VICE MAYOR

City Clerk Crook requested nominations for Mayor for 2009-2010. Councilmember Olney nominated Wade Elliott as Mayor, seconded by Councilmember Paschall. Mayor Roundy nominated Paul Barr as Mayor.

Roll call vote for Wade Elliott as Mayor for 2009-2010.

Ayes: Paschall, Olney and Elliott

Noes: Barr and Roundy

Absent: None

Roll call vote for Paul Barr as Mayor for 2009-2010.

Ayes: Barr and Roundy

Noes: Paschall, Olney and Elliott

Absent: None

Wade Elliott was declared Mayor for 2009-2010 by a 3 -2 vote.

City Clerk Crook requested nominations for Vice Mayor for 2009-2010. Councilmember Olney nominated Jim Paschall as Vice Mayor, seconded by Mayor Elliott. Vice Mayor Barr nominated Bruce Roundy for Vice Mayor.

Roll call vote for James Paschall as Vice Mayor for 2009-2010.

Ayes: Paschall, Olney and Elliott

Noes: Barr and Roundy

Absent: None

Roll call vote for Bruce Roundy as Vice Mayor for 2009-2010.

Ayes: Barr and Roundy

Noes: Paschall, Olney and Elliott

Absent: None

James Paschall was declared Vice Mayor for 2009-2010 by a 3-2- vote.

#### ORAL AND WRITTEN COMMUNICATIONS

Citizen Business:

Carolyn Denton, 127 Tanner Way, stated the Orland Business Improvement Association along with help from Orland High School students put up Christmas wreaths in the downtown area. A Christmas Tree Lighting ceremony will be held December 1, 2009 at 5:30 p.m. The Avenue of Lights will be taking place Dec. 11<sup>th</sup> – 15<sup>th</sup> at the fairgrounds and volunteers are needed for the event.

Byron Denton, 127 Tanner Way, thanked the Public Works crew for the terrific job of picking up green waste in town.

Presentation:

Bruce Playle, Indigo/Hammond & Playle Architects, LLP gave a project status update on the police facility. Mr. Playle stated the cost of the project is estimated at 4.8 million dollars. If funding is not available for the first quarter in 2010, the city will have a set of construction documents with which to obtain funding, and then use to bid and build from. The permit will remain valid for at least one year. The design of the building is highly sustainable and is planned for Leadership in Energy Environment Design (LEED) certification at the Silver or Gold level.

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 November 2, 2009.
- C. Approve Warrant List.
- D. Approve Library Commission minutes for September 15, 2009.
- E. Approve Rejection of Timely Claim for Catalina Martinez.

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

PUBLIC HEARING

First reading of Ordinance 2009-XX amending Title 2 of the Orland Municipal Code to establish new residency requirements for members of various city commissions. City Attorney Andrews brought forward an ordinance change as a result from an earlier Council meeting about changing commission residency requirements. City Attorney Andrews stated each commission shall be composed of membership consisting of a majority of members residing within the city limits of the City of Orland, and the remaining members to reside within the 95963 postal zip code. Councilmember Roundy recommended adding under Planning Commission section 2.32.030 that the applicant shall be interviewed by a panel consisting of the City Manager, Community Services Director and a Councilmember which will make a recommendation to the Mayor and Council. The public hearing opened at 7:55 p.m. Byron Denton confirmed with Council the majority of the commission members will reside within the city limits and the remaining members will reside in the 95963 zip code. The public hearing closed at 7:56 p.m. With consensus of Council, the second reading and adoption of the ordinance will be brought forward at the next regularly scheduled council meeting.

ADMINISTRATIVE COMMUNICATIONS

Finance Director:

Finance Director Brock gave an update for the October month end General Fund Budget for 2009-2010. Finance Director Brock stated expenditures have increased, however, many of the cost saving provisions of the employee concessions are only beginning to be measured during this period. Monies (sales tax, vehicle license fees and property tax) the City has received from the County are very close to what we are accruing. Finance Director Brock stated the City has maintained an even revenue stream and are very close to what has been projected. Finance Director Brock will continue to monitor the budget closely each month.

City Attorney:

City Attorney Andrews advised there have been recent changes in the federal government's position in regards to conflict between state and federal laws regarding the operation of medical marijuana dispensaries, collectives or cooperatives. City Attorney Andrews stated he is preparing a draft ordinance and public hearing for the next regularly scheduled Council meeting that will have options for Council to consider. Council will consider whether a moratorium imposed by the existing interim ordinance should be re-enacted, to take effect immediately for a new 45-day period, after which it could be extended for an addition period of time, of up to a total of 24 months; or consider adoption of the proposed ordinance relative to the operation of medical marijuana collectives and cooperatives within the City of Orland. Vice Mayor Paschall stated he is against medical marijuana dispensaries, collectives or cooperatives.

City Manager:

City Manager Poczobut request discussion on pursuing outside funds to build a police facility. City Manager Poczobut thanked INDIGO Architects for the pro bono contribution to the City. City Manager Poczobut advised Council of his request to send letters to Senators Barbara Boxer and Dianne Feinstein and Congressman Herger for federal funding for the police facility. The project is shovel ready and has the potential of making LEED silver or gold level. Additionally, the economic conditions provide building costs to be more economical at this time. Council agreed with City Manager Poczobut's request.

City Manager Poczobut gave an update on Chief of Police selection. The Search Committee selected the top four candidates to interview. The interviews will take place on December 7, 2009. The citizen panel will meet on December 1, 2009, at 6:00 p.m. Carnegie Center, to review questions for interview. Councilmember Barr will participate with the search committee interview and Mayor Elliott will participate with the citizen panel interview.

Three out of the four candidates have signed a Waiver of Confidentiality. The names of those candidates are: Paula Carr, Michael Wilson and Gary Will Jr.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Barr will be attending the Regional Waste Management meeting on November 18, 2009 and the Transportation meeting on November 19, 2009 in Willows.

Councilmember Roundy advised the RCD Farmers Market project will take place next spring. The Tree Lighting ceremony will take place downtown on December 1, 2009. Councilmember Roundy stated the Chamber of Commerce car show was a success. Councilmember Roundy stated the Rededication Ceremony of Welcome to Orland Centennial Park was also successful and thanked those responsible for the completion of the park.

ADJOURN

Meeting adjourned at 8:35 p.m.

\_\_\_\_\_Clerk

\_\_\_\_\_Mayor