

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

ROLL CALL

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

Councilmembers absent: None

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

ORAL AND WRITTEN COMMUNICATIONS

Citizen Business:

Judie Noffsinger, 4261 County Road MM, stated she wanted to set the record straight that she and her husband John have lived in Orland since 1971. Mrs. Noffsinger advised staff that live outside of Orland do not spend as many dollars in Orland.

Bonnie Morgan, advised National Day of Prayer will be held May 6, 2010 in front of Carnegie Center, at 12 noon, for those wanting to attend.

Presentations and Proclamations:

1. A presentation by Terrie Barr, Orland Centennial Jubilee Committee, regarding an upcoming event, "101 in the Shade", taking place July 24, 2010 in Library Park.

Councilmember Barr requested Item No. VIII.B.1. considering approval for "101 in the Shade" event be moved forward to Item No. IV.B.1. during the presentation by Orland Centennial Jubilee Committee representative, Terrie Barr. Councilmember Barr moved, seconded by Vice Mayor Paschall to approve moving forward agenda Item No. VIII.B.1. to the presentation of "101 in the Shade" event in Library park. Motion carried with no abstentions

Terri Barr, Orland Centennial Jubilee Committee representative, stated the event will help raise money to settle a deficit from the Centennial Celebration. The event will take place in Library Park on July 24, 2010 consisting of a "Swap n Shop", which will offer booth spaces for citizens and businesses to sell their goods; food court booths for non-profit and commercial food vendors; non-profit and commercial vendor spaces for clubs and business retail sales; entertainment and games for kids. Discussion concerning the sale of alcohol and liability issues were noted by the City Attorney. Ms. Barr stated the Rotary Club has been a primary sponsor in the past and is experienced with those issues. One paid Police Officer will also be working the event.

Councilmember Barr moved, seconded by Councilmember Olney to approve the use of Library Park on July 24, 2010 for "101 in the Shade" event in the park. Motion carried with no abstentions.

2. A proclamation declaring May 9- 15, 2010 as "National Police Week" with special recognition of May 6 – 7, 2010 as "California Peace Officer Memorial Ceremonies" and May 14, 2010 as "National Peace Officers Memorial Day".

Mayor Elliott presented Willows Police Officer Kelly Meek with the proclamation honoring May 9-15, 2010 as "National Police Week" with special recognition of May 6 – 7, 2010 as "California Peace Officer Memorial Ceremonies" and May 14, 2010 as "National Peace Officers Memorial Day".

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Roundy spoke about the results of revitalization in downtown areas, such as the City of Winters.

Mayor Elliott stated there will be a Memorial Day observance and dedication on May 31, 2010, at the Oddfellows cemetery.

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 April 19, 2010.
- C. Approve Warrant List.
- D. Approve Economic Development Commission minutes for March 8, 2010.
- E. Approve Arts Commission minutes for April 21, 2010.

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

PUBLIC HEARING

1. Conduct a Public Hearing to provide public input regarding Unmet Transit Needs- Mardy Thomas, Glenn Transportation Commission.

Mardy Thomas gave a review of Glenn County's Unmet Transit Needs that are reasonable to meet. Mr. Thomas noted ridership on Glenn Ride is down about 11%. The Public Hearing opened at 7:55 p.m. Lewis Bambauer, 4295 Hwy 99W, advised with his business there is occasions that his clients are in need of alternative transportation (taxi service) and the current Glenn Ride is not easily accessible unless the patron has purchased coupons. Mr. Bambauer stated the community should consider services for out of town users. With no further comments, the Public Hearing closed at 8:00 p.m. Mr. Thomas mentioned the new bus circulator routes will begin running May 17, 2010; riders can ride fare-free during the first week. ParaTransit will be available during the Glenn County Fair to answer citizen's questions regarding transportation options. Mayor Elliott questioned which transportation options allow the user to pay with cash. Mr. Thomas advised that the bus services take cash, however, Dial-a-Ride requires patrons to pre-qualify due to an economic need, disability, or over the age of 60.

ADMINISTRATIVE COMMUNICATIONS

City Engineer:

City Engineer Skillman requests to adopt the Sanitary Sewer System Management Plan. This is the final document which regulates sanitary sewer overflows. Councilmember Barr questioned how a current business with a Fats, Oils, and Grease (FOG) problem is handled. City Engineer Skillman advised it becomes a maintenance issue for Public Works.

Councilmember Roundy moved, seconded by Mayor Elliott to approve the Sanitary Sewer System Management Plan.

City Engineer Skillman requests an annual review and possible adjustments to adopt Resolution No. 2010-09 adjusting Maintenance District Assessment Fees. It was determined that a slight increase in these assessments is warranted due to rising costs of products, materials and fuel used to perform the operations and maintenance of each district. Staff recommends an increase of 2.3% to assessment fees for fiscal year 2009-2010, except where the construction of the future maintenance infrastructure has not been completed, such as Linwood and Orland Park Maintenance District Assessments, where fees have been reduced.

Councilmember Barr moved, seconded by Councilmember Olney to adopt Resolution No. 2010-09 adjusting the City of Orland Maintenance District Assessment Fees. Motion carried with no abstentions.

RESOLUTION NO. 2010-09

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORLAND ADJUSTING MAINTENANCE DISTRICT ASSESSMENT FEES

City Engineer requests an annual adjustment and adopt Resolution No. 2010-10 establishing Capacity Fees, Main Replacement Charges, Meter and Lateral Installation charges. A Consumer Price Index (C.P.I.) increase of 2.3% is proposed for the main replacement charges, water meter installation charge, sewer lateral installation charge and the water and sewer capacity fees.

Councilmember Olney moved, seconded by Councilmember Roundy to adopt Resolution No. 2010-10 establishing capacity fees, main replacement charges, and meter and lateral installation charges. Motion carried with no abstentions.

RESOLUTION NO. 2010-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORLAND ESTABLISHING CAPACITY FEES, MAIN REPLACEMENT CHARGES, AND METER AND LATERAL INSTALLATION CHARGES

City Engineer Skillman requests for annual adjustment and adopt Resolution No. 2010-XX adopting Development Impact Fees. Staff reviewed the Development Impact Fees and propose a 2.3% increase which corresponds to the annualized rise of the Consumer Price Index (C.P.I.) according to the Federal Bureau of Labor Statistics (March 2009- to March 2010). City Engineer Skillman advised once the General Plan Update is done an Impact Fee Study will follow.

Rick Thomas, 1020 Railroad Avenue, stated since a nexus study will be done in the near future, Council should consider withholding any increases in Development Impact Fees due to the economic structure. Mayor Elliott stated he agreed with Mr. Thomas's comments and was in favor of delaying any increase in fees. City Attorney Andrews advised it is required by the Orland Municipal Code to review the Development Impact Fees annually. City Planner Sailsbery advised a draft Environmental Impact Report will be ready some time in the next month. Byron Denton stated Development Impact Fees are for protection of the people that reside here. Dalene Shippelhouette stated if Council shall do anything out of the ordinary; it is to avoid displaying favoritism towards one business over another.

Councilmember Barr moved, seconded by Councilmember Roundy to adopt Resolution No. 2010-XX as presented and adopting Development Impact Fees.

Roll Call vote:

Ayes: Councilmembers Barr and Roundy

Noes: Councilmember Olney, Vice Mayor Paschall and Mayor Elliott

Abstain: None

Absent: None

Motion failed 3-2 with no abstentions.

Vice Mayor Paschall moved, seconded by Councilmember Olney to extend current Development Impact Fees as is.

Roll call vote:

Ayes: Councilmember Olney, Vice Mayor Paschall and Mayor Elliott

Noes: Councilmember Barr and Roundy

Abstain: None

Absent: None

Motion carried 3-2 with no abstentions.

City Manager:

City Manager Poczobut requests Council to consider the following recommendations from the interview panel and make appointments to the Planning Commission:

Ryan Bentz, Shannon Ovard, and Byron Denton all city residents, as well as Stephen Shoop and Claire Arano both county residents that live in the 95963 zip code.

Mayor Elliott moved, seconded by Councilmember Olney to appoint Shannon Ovard to the Planning Commission. Motion carried with no abstentions.

Mayor Elliott moved, seconded by Councilmember Olney to appoint Claire Arano to the Planning Commission. Motion carried with no abstentions.

Mayor Elliott moved, seconded by Councilmember Olney to appoint Mike Wyser to the Planning Commission. Councilmembers Barr and Roundy advised Mayor Elliott of the reasons for the interview panel's selections. Mr. Wyser withdrew his application.

Mayor Elliott moved, seconded by Councilmember Olney to appoint Ryan Bentz to the Planning Commission. Motion carried with no abstentions.

Mayor Elliott moved, seconded by Councilmember Olney to appoint Byron Denton to the Planning Commission. Motion carried with no abstentions.

Mayor Elliott moved, seconded by Councilmember Olney to appoint Stephen Shoop to the Planning Commission. Motion carried with no abstentions.

City Manager Poczobut advised that staggered terms for each of the commissioners will be determined in the near future. Newly appointed Planning Commissioner Byron Denton advised he would be willing to serve a 2-year term.

City Manager Poczobut request Council to discuss and consider participation in the Glenn County Fair Parade to be held May 22, 2010.

Councilmember Roundy moved, seconded by Councilmember Olney to approve the \$25.00 parade entry fee for Council to participate in the Glenn County Fair parade on May 22, 2010. Motion carried with no abstentions.

City Manager Poczobut advised Councilmembers to notify the City Clerk if they wish to participate. An inquiry was made into whether the Glenn County Fair Queen contestants could ride in the antique fire truck along with Council. It was noted due to limited space that two fire trucks would probably be needed.

City Manager requests approval of Orland Economic Development Commission 2010 Project Development Plan. Vice Mayor Paschall questioned if there were funds available or the ability to get funding for proposed projects (Clean and Green I-5 Entryway). City Manager Poczobut stated there are no monies currently available; however, he would look into that area.

Councilmember Barr moved, seconded by Councilmember Roundy to approve the Economic Development Commission 2010 Project Development Plan. Motion carried with no abstentions. City Manager requests approval of contract with Jean Bonander to provide services for facilitating Goal Setting Workshop and to consider setting date and time for workshop. Council discussed pros and cons on providing a facilitator for the Goal Setting Workshop and what has been past practice. City Manager Poczobut advised there are Council funds (\$850) available to pay for a consultant and that he did not have the experience in facilitating a Goal Setting Workshop. Council discussed it would be wise to have a neutral third-party to facilitate the workshop. The workshop is scheduled for May 24, 2010 at 6:00 p.m.

Councilmember Roundy moved, seconded by Councilmember Olney to approve the contract with Jean Bonander to facilitate Goal Setting Workshop on May 24, 2010, at a cost of \$850.00. Motion carried with no abstentions.

City Manager Poczobut discussed update on the stoplight to be located at State Route 32 and Papst Avenue. CalTrans advised they will commit \$250,000 towards the new signal. A cooperative agreement is being worked out and will be brought forward at the next scheduled Council meeting. City Engineer Skillman stated the City may be ready to go out for bid in approximately a month to six weeks.

Meeting adjourned to Closed Session at 9:17 p.m.

CLOSED SESSION

Closed Session was held regarding Conference with Legal Counsel – Pending Litigation; Pursuant to Government Code Section: 54956.9(b); Crystal Geysler

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

REPORT FROM CLOSED SESSION

Direction was given to City Attorney.

ADJOURN

Meeting adjourned at 9:56 p.m.

_____ Clerk

_____ Mayor