

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

ROLL CALL

Councilmembers present: Paul Barr, Reggie Olney, Bruce Roundy and Mayor Elliott

Councilmembers absent: Vice Mayor Paschall

Staff present: Jody Meza, Paula Carr, Daryl Brock, Ken Skillman, Nancy Sailsbery, Tom Andrews, Angie Crook and Paul H. Poczobut Jr.

ORAL AND WRITTEN COMMUNICATIONS – Planning

Citizen Business:

None

PUBLIC HEARING - Planning

1. **Orland General Plan Update and Draft Environmental Impact Report (DEIR)**

Conduct Public Workshop/Hearing to solicit public comments regarding the General Plan Update and the DEIR.

Scott Friend, Pacific Municipal Consultants, gave a power point demonstration overview on the General Plan Update process and purpose of a DEIR. The DEIR will be used to evaluate the direct and indirect environmental effects of subsequent overall development under the proposed General Plan. The DEIR is currently in the process of the State-required 45-day public and agency review/comment period from July 6, 2010 through August 20, 2010.

The Public Hearing opened for comments at 7:23 p.m. Judie Noffsinger, 4261 County Road MM, asked why zoning changes she had previously brought to the attention of planning staff are not shown on the map. The concerned area was in the City's sphere of influence and was originally zoned heavy industrial and she requested it be changed to residential estates. Community Services Director Sailsbery stated those changes would be made. Charles Gee, 335 Meadowood Drive, advised he had also requested three separate parcel zoning changes. One parcel was to be changed from single-family residential to multi-family and two other parcels to a commercial designation. Community Service Director Sailsbery stated the changes have been made to the Final Map and will be sure they are included with the General Plan Update. Mr. Gee stated seismic state maps used by realtors are in conflict with the City's maps. Community Services Director Sailsbery advised each element in the General Plan can be amended up to four times a year. Jaime Lely, 6806 County Road 12, stated County Road 12 was listed in error as Bryant Street. Ms. Lely asked if the County is considering turning the airport over to the City. City Manager Poczobut stated the airport is in the City's planning area boundary but not being considered at this time. Ms. Lely said the General Plan growth pattern projection for 2028 seems extensive. Community Services Director Sailsbery stated the City needs to plan for an expansion area where the City could realistically grow but theoretically would probably not happen. Community Services Director Sailsbery stated the City is incorporating a new land use zoning designation of mixed uses for the downtown area and promoting infill development. Mrs. Noffsinger stated the following streets names were listed incorrectly: County Road 20 as Sunset Avenue and Drews Way as County Road MM1/2. Staff noted those changes would be corrected.

Mayor Elliott encouraged comments to be made in writing as those responses will be incorporated into the Final EIR. With no further comments the Public Hearing closed at 7:46 p.m.

Mayor Elliott called a short recess at 7:47 p.m.

Mayor Elliott reconvened meeting at 7:51 p.m.

ORAL AND WRITTEN COMMUNICATIONS – City Council

Citizen Business:

Charles Gee, 335 Meadowood Drive, read a prepared letter to Council apologizing for remarks he made at a previous Economic Development Commission meeting. Mr. Gee request Council to accept his resignation from the Economic Development Commission, as he recently became a nominee for City Council and wants to avoid any appearance of conflict of interest.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Roundy thanked Mr. Gee for his apology. Councilmember Roundy wanted to bring attention of the appropriate behavior/comments that is expected of commissioners as they serve at the pleasure of the City Council. Councilmember Roundy stated if a commissioner has a personnel matter to discuss their concerns with the City Manager.

Mayor Elliott thanked Mr. Gee for his service on the Economic Development Commission.

Councilmember Roundy advised the Arts Commission will be opening in their new location on Fourth Street in September.

Mayor Elliott advised Vice Mayor Paschall is recovering from medical issues but had attended the City Council Special meeting held earlier in the day. Mayor Elliott stated due to deadline constraints, the City Council held a Special Meeting this morning regarding approval of both United Public Employees of California and Orland Police Officers Association union agreements. The City has chosen to opt out of PERS health insurance and select Golden State Risk Management Authority's health insurance program.

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 August 2, 2010.
- C. Approve Warrant List.
- D. Approve Arts Commission minutes for July 21, 2010.

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

PUBLIC HEARING

None

ADMINISTRATIVE COMMUNICATIONS

Finance Director:

Finance Director Brock presented an update of the June 30, 2010 General Fund Reserve Estimated Carryover Balance. The City's revenues have come ahead \$125,000 dollars more than anticipated from the beginning of the year. The fiscal year revenues did exceed the fiscal year expenditures by approximately \$17,000 and the City did not need to utilize any of the prior year's general fund carryover amounts. Finance Director Brock stated expenditures were under budget approximately \$16,000. Finance Director Brock stated that sales taxes were higher than what the State had estimated. The anticipated level of General Fund reserves is approximately \$300,000. City Manager Poczobut stated all departments did well to stay within budget.

City Manager:

City Manager Poczobut requests Council to approve contract with the City of Willows for joint Library Director services. Library Director Meza stated she was willing to work as a half-time Library Director for the City of Willows but that another part-time librarian would be needed to cover the time she is in Willows. A part-time employee would cost the city approximately \$12,000. Library Director Meza's salary and benefits would increase to \$112,416.91, due to the added responsibilities. The City of Willows would provide 50% of the salary and benefit costs plus a \$200 per month vehicle allowance. This would provide the City of Orland with a savings of \$24,327. The contract is effective September 1, 2010 with the provision the Willows City Council approves the agreement as written. Judy Noffsinger commented she is a supporter of the library but the salary seems high in comparison to the average income in the area and to be cognizant of increases for employees. Finance Director Brock noted the salary figure mentioned earlier is not her base salary but a combination of both benefits and salary. Mike Yalow, 163 E. Swift Street, stated with substantial savings to both cities, Council should remain aware that funding from the County should not be eliminated.

Mrs. Noffsinger questioned why the Closed Sessions regarding Crystal Geyser is not heard in Open Session with the public. City Attorney Andrews advised as the City's legal counsel he is informing Council on ongoing litigation issues concerning Crystal Geyser.

Councilmember Barr moved, seconded by Councilmember Roundy to approve the Library Director Services agreement between the City of Orland and the City of Willows with the provision that the Willows City Council approves the agreement as written. Motion carried with no abstentions and Vice Mayor Paschall absent.

Adjourned to Closed Session at 8:33 p.m.

CLOSED SESSION

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

Meeting reconvened to Open Session at 8:50 p.m.

REPORT FROM CLOSED SESSION

City Attorney Andrews gave a report.

ADJOURN

Meeting adjourned at 8:51 p.m.

_____Clerk

_____Mayor