

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

## ROLL CALL

Councilmembers present: Charles Gee, Dennis Hoffman, Bruce Roundy, Vice Mayor Wade Elliott and Mayor Jim Paschall

Councilmembers absent: None

Staff present: J.C. Tolle, Tom Andrews, Angie Crook, and Paul H. Poczobut Jr.

## ORAL AND WRITTEN COMMUNICATIONS

### Citizen Business:

Medina Branzelle, 322 Byron Way, stated a fundraiser called "Operation Homefront" will be held July 8<sup>th</sup> -25<sup>th</sup>, with donations being received from Dollar Tree stores. The fundraiser will assist children of military families with school supplies.

### Presentation:

Randy Fortner, President, Orland Area Chamber of Commerce, brought forward a request for a \$750 sponsorship for the annual Rod and Custom Car Show to be held November 5<sup>th</sup> - 6<sup>th</sup>, 2011 at the Glenn County Fairgrounds. The community has been overwhelmingly supportive of this event.

Councilmember Gee moved, seconded by Councilmember Hoffman to sponsor \$750 for the annual Orland Area Chamber of Commerce Rod and Custom Car Show. Motion carried with no abstentions.

## CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Roundy advised the Governor recently vetoed the latest budget. Councilmember Roundy reported the Farmer's Market is open Saturday mornings and asked for continued community support. The Art Gallery will hold a reception for two nationally known artists on July 1, 2011.

## 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 June 6, 2011.
- C. Approve Warrant List.
- D. Adopt Resolution No. 2011-08 adjustment to Development Impact Fees.
- E. Authorize City Manager to sign Agreement to continue annual GIC services updates and maintenance to the City's GIS system for fiscal year 2011-12.
- F. Approve endorsement to the County of Glenn to apply for and manage the Used Oil Recycling Block Grant on behalf of the City of Orland.

Vice Mayor Elliott request Item D. be removed from the Consent Calendar.

Vice Mayor Elliott moved, seconded by Councilmember Gee to approve Items A. – F. except for Item D. on the Consent Calendar. Motion carried with no abstentions.

Vice Mayor Elliott questioned if a nexus study was ever prepared in regards to Development Impact Fees. City Manager Poczobut advised a nexus study did not take place because the General Plan Update and Zoning Ordinance have not been done yet and should be completed first. City Manager Poczobut advised Council had approved reducing the percentage of increase for Development Impact Fees from 4.6% to 2.3%. Vice Mayor Elliott request if any Councilmember that voted yes to the 2.3% increase would reconsider a motion to further reducing the percentage. No motion was brought forward.

Councilmember Hoffman moved, seconded by Councilmember Roundy to accept Item D. adopting Resolution No. 2011-08 adjusting Development Impact Fees at a 2.3% increase.

Roll Call Vote:

Ayes: Paschall, Hoffman and Roundy

Noes: Gee and Elliott

Motion carried 3 -2 with no abstentions.

## PUBLIC HEARING

None

## ADMINISTRATIVE COMMUNICATIONS

### City Manager:

City Manager Poczobut introduced Robert Williams, Managing Director, RBC Capital Markets via teleconference to give a presentation on the Statewide Community Infrastructure Program (SCIP). Mr. Williams explained that SCIP is a financing program that enables developers to pay most impact fees and finance public improvements through an acquisition agreement that qualify under the 1913/1915 Act (excluding school fees) via tax-exempt bond issuance proceeds. Most local agencies require developers to pay impact fees prior to obtaining a permit, SCIP can be used to directly prepay these fees or alternatively, to reimburse the developer after fee payment. The minimum amount of funding is approximately \$250,000. Mr. Williams stated to participate in the program the City would need to become a member of SCIP and pass a resolution approving the program; there is no cost to join the program. Discussion by Council followed to consider joining the SCIP program. City Manager Poczobut advised the Economic Development Commission recommends the City of Orland participate in the program.

Councilmember Hoffman moved, seconded by Councilmember Roundy to give direction to staff to proceed with the process to become a member of SCIP. Motion carried 4 -1, with Councilmember Elliott voting no, and no abstentions.

City Manager Poczobut brought forward request to consider proposals for a National Environmental protection Act (NEPA) and California Environmental Quality Act (CEQA) reports to be completed in the undergrounding of Lateral 40 and crossing of Papst Avenue; and a request to consider License Agreement application to the Bureau of Reclamation.

Both Mayor Paschall and Councilmember Gee advised due to a conflict they would abstain on the above matter.

The proposed project would allow the City two options on the undergrounding of Lateral 40 and Papst crossing. The first is to underground approximately 25 feet beyond the Papst crossing; the second is to underground Lateral 40 all the way to Lateral 50. Estimates for the shorter version are approximately \$605,929.30 and the longer version is estimated to be \$794,848. City Manager Poczobut advised NEPA and CEQA take approximately six months to complete and even if the City does not receive the grant, having the environmental complete would make the project shovel ready and possibly enhance the opportunity for the grant. The purpose of the undergrounding is a safety issue, as it would allow another entrance/exit at Papst Avenue. Council discussion followed.

Councilmember Hoffman moved, seconded by Councilmember Roundy to authorize staff to prepare a Request for Proposals for the NEPA and CEQA documents. Motion carried 3-0 with two abstentions.

Councilmember Hoffman moved, seconded by Councilmember Roundy to authorize staff to submit a License Agreement application to the Bureau of Reclamation via the Orland Unit Water Users Association to commence the lead time for SHPO review. Motion carried 3-0 with two abstentions.

City Manager Poczobut advised the RFP will be released tomorrow; with a deadline of July 12<sup>th</sup>, 2011 deadline.

City Attorney Andrews advised he chose to conduct his evaluation in open session. City Attorney Andrews stated he weathered many storms and successes during the past 17 years as legal counsel. However, at this time, City Attorney Andrews gave Council a 30 day notice to end his contract.

Meeting adjourned to Closed Session at 9:12 p.m.

#### CLOSED SESSION

Closed session was held regarding conference with legal counsel - Pending litigation; Pursuant to Government Code Section: 54956.9(b); Sailsbery v. City of Orland.

Closed session was held regarding Conference with Legal Counsel - Pending Litigation; Pursuant to Government Code Section: 54956.9 (b); City of Orland v. Tollett.

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

Closed session was held regarding Public Employee Performance Evaluation; Pursuant to Government Code Section: 54957(b)(2); Title: City Attorney

Closed session was held regarding Public Employee Discipline/Dismissal/Release; Pursuant to Government Code Section: 54957(b)(2)

Meeting reconvened to Open Session at 9:30 p.m.

REPORT FROM CLOSED SESSION

Reports were received from City Attorney Andrews.

ADJOURN

Meeting adjourned at 9:31 p.m.

\_\_\_\_\_Clerk

\_\_\_\_\_Mayor