

CITY COUNCIL

Bruce T. Roundy, Mayor
Dennis G. Hoffman, Vice Mayor
James Paschall, Sr.
Charles Gee
Salina Edwards

CITY OF ORLAND

INCORPORATED 1909

815 Fourth Street
ORLAND, CALIFORNIA 95963
Telephone (530) 865-1600
Fax (530) 865-1632



CITY MANAGER

Peter R. Carr

CITY OFFICIALS

Angela Crook
Assistant City Manager/City Clerk
Pamela Otterson
City Treasurer

If anyone wishes to address the City Council on an item to be considered at this meeting, please fill out a Speaker Request Form and submit to the City Clerk before the meeting begins. (optional)

Meeting Place: Carnegie Center
912 Third Street
Orland, CA 95963

AGENDA
REGULAR MEETING, ORLAND CITY COUNCIL
Monday, November 21, 2016

Closed Session – 6:40 p.m.
Regular Session – 7:00 p.m.

1. **CALL TO ORDER**
 1. Roll Call
 2. Citizen comment on closed session items.

2. **CLOSED SESSION**

Pursuant to California Government Code Sections 54950 et seq., the City Council will hold a Closed Session. More specific information regarding this meeting is indicated below.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.1 (d)(1)

Sanford v. City of Orland, Glenn County Superior Court 15 CV 1500

3. **REPORT FROM CLOSED SESSION**

(If the Closed Session is not completed before 7:00 p.m., it will resume immediately following the Regular Meeting).

4. **RECONVENE TO REGULAR SESSION**

Roll Call

5. **PLEDGE OF ALLEGIANCE**

6. ORAL AND WRITTEN COMMUNICATIONS

A. Citizen Comments:

Members of the public wishing to address the Council on any item(s) not on the agenda may do so at this time when recognized by the Mayor; however, no formal action or discussion will be taken unless placed on a future agenda. Public is advised to limit discussion to one presentation per individual. While not required, please state your name and address for the record. **(Oral communications will be limited to three minutes).**

7. CONSENT CALENDAR

- A. Approve Warrant List (payable obligations).
- B. Approve City Council minutes for November 7, 2016.
- C. Approve and adopt second reading by title only Ordinance 2016-XX to amend Title 15, Buildings and Construction, of the City of Orland Municipal Code, to update the Title to adopt 2016 California Building Standards Code and proposed local amendments.

Comments from the public are welcome. The Mayor will announce the opportunity for comments related to Public Hearings and each action item on the agenda. Please limit your comments to three minutes per topic, and one comment per person per topic. Once the public comment period is closed, please allow the Council the opportunity to continue its consideration of the item without interruption.

8. PUBLIC HEARING - None

9. ADMINISTRATIVE BUSINESS

- 1. Request to approve Arbuckle Parcel Map #2016-02 for final approval and abandonment of the existing 1 foot wide no access easement. – Ken Skillman, City Engineer
- 2. Request to approve Blue Frog quote and authorize City Manager to execute Agreement. – Ken Skillman, City Engineer
- 3. Consider proposed Arts Commission design review. – Pete Carr, City Manager
- 4. Consider Sustainable Groundwater Management Act cost share proposal. - Pete Carr, City Manager

10. CITY COUNCIL COMMUNICATIONS AND REPORTS

11. ADJOURN

CERTIFICATION: Pursuant to Government Code Section 54954.2(a), the agenda for this meeting was properly posted on November 17, 2016.

A complete agenda packet is available for public inspection during normal business hours at City Hall, 815 Fourth Street in Orland or on the City's website at www.cityoforland.com where meeting minutes and audio recordings are also available.

Orland City Council
November 21, 2016
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In compliance with the Americans with Disabilities Act, the City of Orland will make available to members of the public any special assistance necessary to participate in this meeting. The public should contact the City Clerk's Office 865-1601 to make such a request. Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

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WARRANT LIST

November 21, 2016

WARRANT	11/21/16	\$	180,455.80
PAYROLL	11/11/16	\$	58,468.97
PAYROLL	11/11/16	\$	26,122.00
TOTAL		\$	<u>265,046.77</u>

APPROVED BY

Bruce T. Roundy, Mayor

Dennis Hoffman, Vice-Mayor

James E. Paschall Sr., Councilmember

Salina J. Edwards, Councilmember

Charles Gee, Councilmember

Check Number	Check Date	Vendor Number	Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Payment Information Description
045598	11/07/16	ROU01	Bruce Roundy	29.43	.00	29.43	11/7/2016H	MILEAGE REIMB
045599	11/07/16	GLE14	GLENN COUNTY	50.00	.00	50.00	11-7-16H	NOTICE OF EXEMPTION;SIGN
045600	11/10/16	WAT06	Jocelyn Wathen	250.00	.00	250.00	11/1/16H	REC COMM SCHOLARSHIP
045601	11/15/16	POS00	POSTMASTER	129.83	.00	129.83	11/15/16H	LATE NOTICES, WATER & SEW
045602	11/17/16	ABD00	ADVANCED DOCUMENT	149.05 860.50	.00 .00	149.05 860.50	IN673095 NIN672026	MD/COPIES MD/COPIES;MEASURE A FLYER
			Check Total.....:	1009.55	.00	1009.55		
045603	11/17/16	ALE00	Alere Toxicology Svcs	41.25	.00	41.25	L087929	PW/RANDOM DRUG TEST
045604	11/17/16	AME00	AMERICAN FAMILY LIFE	396.61	.00	396.61	NOV 2016	SUPPLEMENTAL INS
045605	11/17/16	AME09	American Fidelity Assuran	458.40	.00	458.40	DEC 2016	SUPPLEMENTAL INSURANCE
045606	11/17/16	APP04	APPLE BOOKS	407.72	.00	407.72	105821	LIB/BOOKS
045607	11/17/16	BAL00	Knife River Construction	953.00	.00	953.00	10/31/16	PW/ASPHALT;WET PATCH;HOT
045608	11/17/16	BAS00	Basic Laboratory, Inc	210.00	.00	210.00	11/15/16	PW/LAB SERVICES;QTRLY
045609	11/17/16	BOO00	BOOT BARN INC.	443.50	.00	443.50	PW CREW	PW/BOOTS
045610	11/17/16	BUR03	Burton's Fire, Inc.	477.46	.00	477.46	S34736	THROTTLE,AIREJECT #28
045611	11/17/16	BUR04	Burnham Vet	32.00	.00	32.00	114886	FERAL CAT PROGRAM
045612	11/17/16	CAL19	CaLPERS	11372.38 6269.32	.00 .00	11372.38 6269.32	11-2016 NOV 2016	UNFUNDED ACCRUED LIABILIT UNFUNDED ACCRUED LIABILIT
			Check Total.....:	17641.70	.00	17641.70		
045613	11/17/16	CAR02	CARDMEMBER SERVICE	276.46 70.00 1270.63 1239.98 2731.25 289.60 145.48 654.95	.00 .00 .00 .00 .00 .00 .00 .00	276.46 70.00 1270.63 1239.98 2731.25 289.60 145.48 654.95	10-2016 10'26'16 10*26*16 10-26-16 10.26.16 10/26/16 OCT 2016 10.26.16.	CM/MEAS A POSTERS;FUEL;MT IAPMO MECHANICAL INSPECTO PW/SEWER CLASS;SHOP SUPPL PD/MISC SUPPLIES PD/TRAINING & MISC SUPPLI LIB/POSTAGE;CRAFT SUPPLIE PD/MISC SUPPLIES CM/LONGBEACH CONFERENCE
			Check Total.....:	6678.35	.00	6678.35		
045614	11/17/16	COL04	LORETTA GONSALVES	240.00	.00	240.00	11/1/16	REC/KICKBOXING
045615	11/17/16	COM02	Comcast	95.97 95.60	.00 .00	95.97 95.60	11/15/16 NOV 2016	MD/INTERNET CONNECTION LIB/INTERNET
			Check Total.....:	191.57	.00	191.57		
045616	11/17/16	CRO00	ANGIE CROOK	300.00	.00	300.00	NOV 2016	CITY CLERK STIPEND
045617	11/17/16	DAY00	DAY MANAGEMENT CORPS	627.75	.00	627.75	10/31/16	PD/QTRLY EQUIP MAINT/RADI
045618	11/17/16	DEP21	DEPARTMENT OF FINANCE	20.00	.00	20.00	OCT 2016	PD/P-CITE ASSESSMENT OCT
045619	11/17/16	DIG00	Digital Path	204.90	.00	204.90	2979533	PW/INTERNET SERVICES
045620	11/17/16	EDW00	Salina Edwards	240.00	.00	240.00	NOV 2016	COUNCILMEMBER SVCS
045621	11/17/16	EIN02	Gregory P. Einhorn	4717.50	.00	4717.50	22,14,30	CA/PROFESSIONAL SERVICES
045622	11/17/16	FIN03	FINANCIAL PACIFIC LEASING	80.62	.00	80.62	8922	PW/INTEREST ON VEHICLE PU
045623	11/17/16	FLO00	FLOR'S	69.15	.00	69.15	3175	FD/CLEANER/BATHROOM SUPPL
045624	11/17/16	GAN00	Gandy & Staley Oil Co.	1414.30	.00	1414.30	10/31/16	PW/DIESEL;LUBE OIL
045625	11/17/16	GAY01	GAYNOR TELESYSTEMS INC	1055.00	.00	1055.00	11/5/16	LIB/YEARLY PHONE MAINT
045626	11/17/16	GEE00	CHARLIE GEE	240.00	.00	240.00	NOV 2016	COUNCILMEMBER SVCS
045627	11/17/16	GLE33	Glenn County Tax Collecto	191.62	.00	191.62	1&2 INST	PROP TAX/CO RD E;TREAT PL
045628	11/17/16	GOL01	GOLDEN STATE RISK	43490.00	.00	43490.00	NOV 10-16	MONTHLY HEALTH INSURANCE
045629	11/17/16	GRE01	GREG'S HEATING AND A/C	125.00	.00	125.00	19767	AC MAINT AT 4TH ST CAFE
045630	11/17/16	HAY01	HAYDEN FIRE PROTECTION	457.50	.00	457.50	11/2/16	REC/YRLY CHECK UP
045631	11/17/16	HEI01	VIRGIL HEISE	100.00	.00	100.00	11/1/16	FD/JANITORIAL
045632	11/17/16	HIG01	Highland Products Group L	4027.15	.00	4027.15	103006325	REC/10 BENCHES

REPORT.: Nov 17 16 Thursday
 RUN....: Nov 17 16 Time: 11:40
 Run By.: Pamela Otterson

CITY OF ORLAND
 Cash Disbursement Detail Report
 Check Listing for 11-16 Bank Account.: 1001

PAGE: 002
 ID #: PY-DP
 CTL.: ORL

Check Number	Check Date	Vendor Number	Name	Gross Amount	Discount Amount	Net Amount	-----Payment Information----- Invoice #	Description
045633	11/17/16	HOF00	DENNIS G. HOFFMAN	240.00	.00	240.00	NOV 2016	COUNCILMEMBER SVCS
045634	11/17/16	INK00	THE INKWELL	101.30	.00	101.30	12547	LIB/CALENDARS
045635	11/17/16	JAM03	James Marta & Co.	1900.00	.00	1900.00	10117	GASB45 PREPARATION
045636	11/17/16	LES00	LES SCHWAB	3.00	.00	3.00	48019	PW/TIRE REPAIR
045637	11/17/16	LNC00	L.N. CURTIS & SONS	766.32	.00	766.32	10/11/16	FD/GLOVES
045638	11/17/16	MAR15	AMANDA MARTIN	30.00	.00	30.00	10/12/16	REC/PARK RESV REFUND
045639	11/17/16	MAT04	MATSON & ISOM	68.00 70.00	.00 .00	68.00 70.00	54559 56388	MD/POSTINI MO SPAM FILTERING
			Check Total.....:	138.00	.00	138.00		
045640	11/17/16	MIC02	MICHAEL BAKER INTERNATION	2079.00	.00	2079.00	959341	CONTRACT PLANNING SERV
045641	11/17/16	MID02	MID STATE SURGE	1472.27	.00	1472.27	11-01-16	PW/SANICHLOR;POOL ACID, C
045642	11/17/16	MTH00	M T Hall & Associates	239.00	.00	239.00	614	EVA DR WEL TESTING SVCS
045643	11/17/16	OCL00	OCLC.Inc Dept 34299	208.80	.00	208.80	756,228	LIB/SUBSCRIPTION
045644	11/17/16	ORE00	O'REILLY AUTO	2.07	.00	2.07	10/28/16	PW/PARTS FOR RANGER
045645	11/17/16	ORH00	ORLAND HARDWARE	1565.36	.00	1565.36	10/27/16	PW/MISC SUPPLIES
045646	11/17/16	ORL12	Orland-Laurel Masonic Hal	400.00	.00	400.00	DEC 2016	AC/GALLERY RENT
045647	11/17/16	OTT00	PAM OTTERSON	175.00	.00	175.00	NOV 2016	TREASURER STIPEND
045648	11/17/16	PAS02	James Paschall Sr.	240.00	.00	240.00	NOV 2016	COUNCILMEMBER SVCS
045649	11/17/16	PER00	STATE OF CALIF PERS	15816.39 15860.10	.00 .00	15816.39 15860.10	10-2016-4 11-2016-4	PERS PAYABLE PERS PAYABLE
			Check Total.....:	31676.49	.00	31676.49		
045650	11/17/16	PGE00	PG&E	18.10 29665.44 318.02	.00 .00 .00	18.10 29665.44 318.02	11/9/16 NOV-2016 11/7/2016	PW/WALKER ST PEDESTAL UTILITY USAGE FD/UTILITY USE
			Check Total.....:	30001.56	.00	30001.56		
045651	11/17/16	PHY00	PHYSIO CONTROL INC.	1121.33	.00	1121.33	416182104	PD/EQUIP MAINT
045652	11/17/16	QUI02	QUILL CORP.	364.42 568.75	.00 .00	364.42 568.75	1340856 OCT,NOV	PW/PRINTER INK;PROJECT PL MD/SUPPLIES
			Check Total.....:	933.17	.00	933.17		
045653	11/17/16	ROL00	ROLLS, ANDERSON & ROLLS	11846.25	.00	11846.25	11/9/2016	CE/CONTRACT SVCS
045654	11/17/16	ROU00	BRUCE T. ROUNDY	260.00	.00	260.00	NOV 2016	COUNCILMEMBER SVCS
045655	11/17/16	SAC01	SACRAMENTO VALLEY MIRROR	49.73	.00	49.73	14323	LEGAL AD/MEAS A
045656	11/17/16	SEI00	ROY R SEILER, C.P.A	3776.00	.00	3776.00	27835	ACCOUNTING SERVICE
045657	11/17/16	STA06	STATEWIDE TRAFFIC SAFETY	272.84	.00	272.84	10/31/16	PW/VESTS
045658	11/17/16	SUR00	SURPLUS SALES	130.29	.00	130.29	11/1/16	PW/CARNEGIE ENTRANCE
045659	11/17/16	TRI00	Tri-County Newspapers Inc	518.97	.00	518.97	10/31/16	LEGAL ADS;PUBLIC NOTICE
045660	11/17/16	TUR02	Patricia Turnbull	64.63	.00	64.63	11/4/16	AC/ART GALLERY RECEPTION
045661	11/17/16	TUT00	Marilyn Tuttle	30.00	.00	30.00	NOV 14TH	A/C MODEL FEE
045662	11/17/16	UMP00	Umpqua Bank	600.00	.00	600.00	10,11,16	HSA DEPOSIT
045663	11/17/16	UNI10	Uniforms Tuxedos & More	616.51	.00	616.51	148931	PD/UNIFORMS RANGE
045664	11/17/16	USA04	USA Blue Book	380.56	.00	380.56	11/08/16	PW/WELL SAMPLING KITS
045665	11/17/16	VAL10	Valley Truck & Tractor	199.25	.00	199.25	11/1/16	PW/MOWER PARTS
045666	11/17/16	VAN00	VANTAGE POINT TRANSFER AG	1417.24	.00	1417.24	*/304591	DEFERRED COMPENSATION PAY
			Cash Account Total.....:	180455.80	.00	180455.80		
			Total Disbursements.....:	180455.80	.00	180455.80		
			Cash Account Total.....:	.00	.00	.00		

MINUTES OF REGULAR MEETING, ORLAND CITY COUNCIL, Monday November 7, 2016

6:45 p.m.

CALL TO ORDER

Roll Call:

Councilmembers present: Charles Gee, Salina Edwards, Vice Mayor Dennis Hoffman and Mayor Bruce Roundy

Councilmembers absent: None

Staff present: Public Works Director Ed Vonasek, City Engineer Ken Skillman, Building Official Jeff Powell, Chief of Police J.C. Tolle, City Attorney Greg Einhorn, Assistant City Manager/City Clerk Angie Crook and City Manager Pete Carr

Citizen Comments:

None

Meeting adjourned to closed session at 6:45 p.m.

CLOSED SESSION

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section: 54956.8

Property: 4085 County Road N; APN 047-170-020-000

Agency Negotiators: Pete Carr and Janet Wackerman

Negotiating parties: Richard D. & Jacqueline J. Whipple

Under negotiation: Suitability, price and terms

Meeting adjourned to open session at 7:00 p.m.

REPORT FROM CLOSED SESSION

Council had no report at this time.

Reconvene to regular session

Roll Call:

Councilmembers present: Charles Gee, Salina Edwards, Vice Mayor Dennis Hoffman and Mayor Bruce Roundy

Councilmembers absent: None

Staff present: Public Works Director Ed Vonasek, City Engineer Skillman, Building Official Jeff Powell, Chief of Police Tolle, City Attorney Greg Einhorn, Assistant City Manager/City Clerk Angie Crook and City Manager Pete Carr

Meeting opened with the pledge of allegiance.

ORAL AND WRITTEN COMMUNICATIONS

Citizen Comments:

Byron Denton, 127 Tanner Way, asked if there was any new information on the Eva Drive well. City Engineer Skillman stated there were generator issues being worked out with PG&E.

CONSENT CALENDAR

- A. Approve Warrant List (payable obligations).
- B. Approve Town Hall City Council minutes for October 11, 2016.
- C. Approve City Council minutes for October 17, 2016.
- D. Approve Americans with Disabilities Act (ADA) Administrative Policy.

Councilmember Edwards requested further discussion on Item D.

Action: Councilmember Edwards moved, seconded by Vice Mayor Hoffman to approve Items A-C on the consent calendar as presented. The motion carried by the following voice vote:
AYES: Charles Gee, Salina Edwards, Jim Paschall, Vice Mayor Dennis Hoffman and Mayor Bruce Roundy
NOES: None
ABSENT: None
ABSTAIN: None

Councilmember Edwards thanked the Public Works Department for completing the ADA bathrooms and path at Vinsonhaler Park.

Action: Councilmember Paschall moved, seconded by Vice Mayor Hoffman to approve Item D on the consent calendar as presented. The motion carried by the following voice vote:
AYES: Charles Gee, Salina Edwards, Jim Paschall, Vice Mayor Dennis Hoffman and Mayor Bruce Roundy
NOES: None
ABSENT: None
ABSTAIN: None

PUBLIC HEARING

Conduct a public hearing and upon conclusion introduce first reading by title only and consider passage of first reading of Ordinance No. 2016-XX to amend Title 15, Buildings and Construction, of the City of Orland Municipal Code, to update the Title to adopt 2016 California Building Standards Code with proposed local amendments.

Building Official Powell introduced the first reading of ordinance by title only to amend Title 15, Buildings and Construction, of the City of Orland Municipal Code, to update the code and adopt the new 2016 California Code of Regulations Title parts 1, 2, 2.5, 3, 4, 5 , 6, 8 ,9, 10, 11, and 12 in the City of Orland with proposed local amendments. Mr. Powell presented the two proposed local amendments: (1) require all new residential slabs on grade to have rebar reinforcement; (2) would establish minimum standards for securing Public Nuisance Buildings from illegal entry. The exterior surface would also be painted the same color as the structure to minimize the appearance. Councilmember Gee did not think it was necessary to request the property owner to paint the boarded up areas. Mr. Powell stated a property owner has up to six (6) months to demo or rehabilitate a building after it has been boarded up.

Mayor Roundy opened the public hearing at 7:23 p.m. for comments. Byron Denton, 127 Tanner Way, asked if the requirement for concrete rebar would apply to driveways or just homes. Mr. Powell stated it would be required under habitable space of residential dwellings; however, it would exclude slabs underneath garages or driveways. Justin Chaney, 6424 County Road 18, stated most house plans do have rebar in the slab; however, there are cases when the contractors do not use rebar since the State does not mandate it. With no further comments, the public hearing closed at 7:25 p.m.

Council discussed and agreed the City should require rebar reinforcement under residential dwellings and to consider including the attached garage.

Action: Councilmember Paschall moved, seconded by Vice Mayor Hoffman to approve passage of first reading of ordinance amending Title 15, Buildings and Construction, of the City of Orland Municipal Code, to update the Title to adopt 2016 California Building Standards Code; adopt proposed local amendments to require all new residential slabs on grade to have rebar reinforcement, including the attached garage; establish minimum standards for securing Public Nuisance Buildings from illegal entry, except for painting the exterior surface of boarded up buildings. The motion carried by the following voice vote:

AYES:	Charles Gee, Salina Edwards, Jim Paschall, Vice Mayor Dennis Hoffman and Mayor Bruce Roundy
NOES:	None
ABSENT:	None
ABSTAIN:	None

ADMINISTRATIVE BUSINESS

City Manager Carr gave an update regarding security concerns for the Stony Creek residential area. It had been brought to Council's attention of the continuing problem of homeless camps along Stony Creek and security issues in the adjacent neighborhood. New lock reinforcements have been installed by the City Public Works crew to deter vehicular trespassers to the area. Council discussed the area of concern is not in the City's jurisdiction, however, the City is still affected by the ongoing problems. Council directed staff to draft a letter to the Glenn County Board of Supervisors expressing their concerns and the City's willingness to support their efforts.

City Engineer Skillman brought forward a proposal from KD Anderson to conduct a Warrant Study for traffic controls at S.R. 32 and northbound 1-5 off ramp. Mr. Skillman stated City staff has seen a number of incidents involving left turning 18 wheelers cutting off eastbound traffic along State Route 32 (County Road 200). Mr. Skillman stated Caltrans has recommended the City complete a warrants study, which would expedite the process and possibly meet the stop sign criteria at this location. Mr. Skillman advised gas tax or impact fees would pay for the study. Chief of Police Tolle asked why both off-ramps at this location are not being studied, as they both have safety issues. After Council discussion, it was agreed a study should be considered for both off-ramps.

Action: Vice Mayor Hoffman moved, seconded by Councilmember Edwards to modify proposed contract with KD Anderson for traffic engineering services (warrants study) for both off ramps at I-5. The motion carried by the following voice vote:

AYES: Charles Gee, Salina Edwards, Jim Paschall, Vice Mayor Dennis Hoffman and Mayor Bruce Roundy
NOES: None
ABSENT: None
ABSTAIN: None

City Manager Carr requested Council to consider publishing a request for proposals (RFP) for a pool heater. Mr. Carr advised the pool contractor has not been able to provide a firm estimate. Orland Otters proposed paying up to \$17,000 in cost for installing a heater system. The Parks and Recreation Commission has advised to proceed cautiously. Council discussed there are additional costs to maintain and keep the pool open year around. At this time, Mr. Carr noted the High School and Otters have currently been paying the additional costs to keep the pool open. Council agreed to direct the City Manager to prepare and publish an RFP, then analyze proposals.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Paschall reported on the following:

- Thanked Council for doing a great job while he was vacationing during the month of October.

Vice Mayor Hoffman reported on the following:

- Annual Christmas Light Parade and Tree Lighting will be held November 26, 2016;
- Will be out of town for the next regularly scheduled Council meeting;
- Rent-a-Santa program is available this year by contacting the Chamber of Commerce.

Councilmember Gee reported on the following:

- Attended Chamber of Commerce meeting; guest speaker Paul Farsai spoke about the Commerce Plaza/Hotel/Restaurant project;
- Attended City/County Economic Development meeting; a new ag facility proposed in Artois is moving forward.

Councilmember Edwards reported on the following:

- Attended Transportation meeting; negotiation over wage increases;
- Attended Lake School Carnival; it was a success.

Mayor Roundy reported on the following:

- Reminder to vote tomorrow; Measure A on ballot.

ADJOURN

Meeting adjourned at 8:33 p.m.

_____Clerk

_____Mayor

CITY OF ORLAND
CITY COUNCIL ORDINANCE 2016-_____

AN ORDINANCE OF THE CITY COUNCIL OF ORLAND, CALIFORNIA, REPEALING THE 2013 CALIFORNIA BUILDING CODE IN ITS ENTIRETY PREVIOUSLY ADOPTED BY ORDINANCE NO. 2013-08 OF THE CITY OF ORLAND AND ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH; ADOPTING BY REFERENCE INCLUDING APPENDICIES THE 2016 CALIFORNIA BUILDING STANDARDS CODE; 2016 CALIFORNIA ADMINISTRATIVE CODE TITLE 24 PART 1; 2016 CALIFORNIA BUILDING CODE TITLE 24 PART 2 VOLUME 1 AND 2; 2016 CALIFORNIA RESIDENTIAL CODE TITLE 24 PART 2.5; 2016 CALIFORNIA ELECTRICAL CODE TITLE 24 PART 3; 2016 CALIFORNIA MECHANICAL CODE TITLE 24 PART 4; 2016 CALIFORNIA PLUMBING CODE TITLE 24 PART 5; 2016 CALIFORNIA ENERGY CODE TITLE 24 PART 6; 2016 CALIFORNIA HISTORICAL BUILDING CODE TITLE 24 PART 8; 2016 CALIFORNIA FIRE CODE TITLE 24 PART 9; 2016 CALIFORNIA EXISTING BUILDINGS CODE TITLE 24 PART 10; 2016 CALIFORNIA GREEN BUILDING STANDARDS CODE TITLE 24 PART 11; 1997 UNIFORM HOUSING CODE; 1997 UNIFORM CODE FOR ABATEMENT OF DANGEROUS BUILDINGS; THE 2016 EDITION OF NATIONAL FIRE PROTECTION ASSOCIATION 13D, STANDARD FOR INSTALLATION OF SPRINKLER SYSTEMS IN ONE- AND TWO-FAMILY DWELLINGS AND MANUFACTURED HOMES; THE 2016 EDITION OF NATIONAL FIRE PROTECTION ASSOCIATION 13R, STANDARD FOR THE INSTALLATION OF SPRINKLER SYSTEMS IN RESIDENTIAL OCCUPANCIES UP TO AND INCLUDING FOUR STORIES IN HEIGHT; AND PROVIDING AN OPERATIVE DATE OF JANUARY 1, 2017.

WHEREAS, the California Building Standards Code is published every three years by the California Building Standards Commission; and,

WHEREAS, the California Building Standards Commission has published the 2016 California Building Standards Code by amending Title 24 of the California Code of Regulations, effective January 1, 2017;

WHEREAS, pursuant to Government Code Section 50022.1 et seq., the City of Orland ("City") may adopt by reference the California Building Standards Code, 2016 Edition, as provided in Title 24 of the California Code of Regulations and other codes, including, without limitation, 1997 Uniform Housing Code, and the 1997 Uniform Code for the Abatement of Dangerous Buildings (collectively, the "Uniform Codes");

WHEREAS, the California Building Standards Code may be adopted by cities by incorporation by reference;

WHEREAS, the City Council determined the proposed amendments to Title 15, Buildings and Construction are exempt from the California Environmental Quality Act (CEQA) per Section 15061 (b)(3), General Exemption Rule of the CEQA Guidelines.

WHEREAS, the City duly published a notice of the public hearing on October 12, 2016; and

WHEREAS, the 2016 California Building Standards Code will automatically become effective without amendment in the City of Orland 180 days after January 1, 2017, unless the City affirmatively amends the Codes otherwise.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ORLAND:

Section 1. Purpose.

The purpose of this ordinance is to repeal and replace the following Chapters of the Orland Municipal Code and replace those Chapters as set forth herein: 15.02--Administrative Code; 15.04--Building Code; 15.06--Residential Code; 15.08--Mechanical Code; 15.10--Abatement of Dangerous Buildings Code; 15.12--Housing Code; 15.14--Green Building Code; 15.16--Electrical Code; 15.20--Plumbing Code; 15.24--Swimming Pool Code, and 15.32--Fire Code, in order to adopt by reference and enact the 2016 California Building Standards Code by adopting the Chapters as set forth herein.

This ordinance also enacts procedures for the administration and enforcement of the provisions of the City of Orland Building Codes and adopts and enforces rules and regulations supplemental to this code as may be deemed necessary to clarify the application of the provisions of this code. Such interpretations, rules, and regulations shall be in conformity with the intent and purpose of this code.

The 2016 California Building Standards Code parts and appendices are hereby declared to be the building code for the City of Orland and shall apply to and govern all building construction in the incorporated area of the City of Orland as hereinafter provided subject to the definitions, clarifications, deletions, and amendments set forth herein.

Section 2. California Building Code.

That a certain document, one (1) copy of which is on file in the City Clerk's Office in the City of Orland, being marked and designated as the *California Building Code*, 2016 edition, as published by the International Code Council, be and is hereby adopted as the Building Codes of the City of Orland, in the State of California for regulating and governing the conditions and maintenance of all property, buildings, and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provision, penalties, conditions, and terms of said Building Codes on file in the office of the City of Orland are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance.

Section 3. Repeal of 2013 Code Previously Adopted by Ordinance No. 2013-08.

The 2013 Building Code, adopted by Ordinance No.2013-08 is hereby repealed and replaced by the 2016 California Building Standards Code, and other building code provisions, all as set forth herein, and, further, to enact procedures for the administration and enforcement of the provisions of the City of Orland Building Codes and adopt and enforce rules and regulations supplemental to this code as may be deemed necessary to clarify the application of the provisions of this code as follows:

Title 15

BUILDINGS AND CONSTRUCTION

Chapters:

15.02	Administrative Code
15.04	Building Code
15.06	Residential Code
15.08	Mechanical Code
15.10	Abatement of Dangerous Buildings Code
15.12	Housing Code
15.14	Green Building Code
15.16	Electrical Code
15.20	Plumbing Code
15.24	Swimming Pool Code
15.32	Fire Code

Chapter 15.02

ADMINISTRATIVE CODE

Sections:

15.02.010	Title.
15.02.020	Definitions.
15.02.030	Authority having jurisdiction.
15.02.040	Purpose.
15.02.050	Adoption by reference.
15.02.060	Right of entry.
15.02.070	Additions, amendments or deletions to Uniform Administrative Code.
15.02.080	Violation--Nuisance.
15.02.090	Enforcement.
15.02.100	Penalties.
15.02.110	Enforcement procedures.
15.02.120	Conflicts.

15.02.010 Title.

This chapter shall be known and cited as the "City of Orland Administrative Code."

15.02.020 Definitions.

For purposes of this chapter, the following terms shall have the meaning set forth in this section:

"Building codes" means the City of Orland building codes and each and every ordinance codified therein as adopted by the city council of the city of Orland by ordinance, including, but not limited to, the 2016 California Building Standards Code published by the International Code Council and contained in Title 24 of the California Code of Regulations; 2016 California Building Code published by the International Code Council and contained in Title 24, Part 2, Volumes 1 and 2 of the California Code of Regulations; 2016 California Residential Code published by the International Code Council and contained in Title 24, Part 2.5 of the California Code of Regulations; 2016 California Electrical Code published by the BNi Building News and contained in Title 24, Part 3 of the California Code of Regulations; 2016 California Mechanical Code published by the International Association of Plumbing and Mechanical Officials and contained in Title 24, Part 4 of the California Code of

Regulations; 2016 California Plumbing Code published by the International Association of Plumbing and Mechanical Officials and contained in Title 24, Part 5 of the California Code of Regulations; 2016 California Energy Code published by International Code Council and contained in Title 24, Part 6 of the California Code of Regulations; 2016 California Historical Building Code published by International Code Council and contained in Title 24, Part 8 of the California Code of Regulations; 2016 California Fire Code published by International Code Council and contained in Title 24, Part 9 of the California Code of Regulations; 2016 California Existing Buildings Code published by International Code Council and contained in Title 24, Part 10 of the California Code of Regulations; 2016 California Green Building Standards Code published by International Code Council and contained in Title 24, Part 11 of the California Code of Regulations; 1997 Uniform Housing Code published by the International Conference of Building Officials; and 1997 Uniform Code for Abatement of Dangerous Buildings published by the International Conference of Building Officials.

"Building official" means the building division manager of the City of Orland or his/her designated representative.

"Limited agricultural building" means a building meeting the definition of "agricultural building" in Part 2, California Building Code, Volume 1, § 202 and also found on the list set forth in Part 2, California Building Code, Volume 2, Appendix C, § C101.1.

15.02.030 Authority having jurisdiction.

The building official of the city is designated to be the authority having jurisdiction of the city of Orland building codes. The building official shall administer, enforce, and render interpretations of all the provisions of this code and the referenced technical codes.

15.02.040 Purpose.

The purpose of this code is to provide procedures for administration and enforcement of the provisions of the city of Orland building codes and to adopt and enforce rules and regulations supplemental to this code as may be deemed necessary to clarify the application of the provisions of this code. Such interpretations, rules, and regulations shall be in conformity with the intent and purpose of this code.

15.02.050 Adoption by reference.

The Orland Municipal Code, the 2016 Edition of the California Building Standards Code, Title 24 of the California Code of Regulations, 1997 Uniform Housing Code, 1997 Uniform Code for Abatement of Dangerous Buildings as listed above in Section 15.02.020 by reference without further publication, published by the International Code Council, the International Association of Plumbing and Mechanical Officials, the BNi Building News, and the International Conference of Building Officials, is hereby adopted and made part of this title as though fully set forth herein to provide the procedures for administration and enforcement of the provisions of the city of Orland building codes. One copy of the codes shall be kept on file in the building department and shall be available for use and examination by the public.

15.02.060 Right of entry.

The code enforcement officer, the fire chief, the building official, and/or their designees shall be authorized to enter upon private property or public property as provided for in Section 14.01.020 of the city of Orland Municipal Code to enforce the provisions of this title, or for the purpose of making any inspection, re-inspection, or test of any work performed pursuant to this title.

15.02.080 Violation--Nuisance.

Any violation of any code and/or uniform code as adopted and amended by ordinance shall be, and the same is

declared to be, unlawful and a public nuisance.

15.02.090 Enforcement.

Unless otherwise set forth in this title, the building official or his/her designated representative shall enforce the provisions of this title pursuant to the provisions of Chapters 1.08 to 1.10, inclusive of, the city of Orland Municipal Code.

15.02.100 Penalties.

The following penalties shall apply to any violation of a provision of this title, unless a different penalty is otherwise established by the city council and specifically set forth by ordinance:

A. Violation of any provision of this title shall be an administrative violation per the city of Orland Municipal Code. In addition to enforcement by any procedure set forth inclusive, any violation of this title shall be punishable as a misdemeanor, which shall be punishable by a fine not to exceed one thousand dollars (\$1,000.00), or by imprisonment in the county jail for not more than six months, or by both such fine and imprisonment.

B. Each of the sanctions for administrative violations identified per the city of Orland Municipal Code shall be available for enforcement of the provisions of this chapter.

C. In addition to the criminal penalty set and, based upon the standards for the imposition of administrative sanctions set forth in the city of Orland Municipal Code, a violation of any provision of this title shall be deemed a violation, as that term is described in the city of Orland Municipal Code.

15.02.110 Enforcement procedures.

A. Prior to the suspension, revocation, or denial of any license or permit, or the assessment of any fee, penalty, or charge, or the commencement of any other enforcement action pursuant to this title, the building official and/or his/her designated representative shall follow the procedures as set forth in the city of Orland Municipal Code. The rights to judicial review set forth in the city of Orland Municipal Code shall apply.

B. A notice to correct or stop order shall be served in accordance with the provisions of the city of Orland Municipal Code.

1. Unless otherwise set forth in this title, if the violation that is the subject of the notice to correct concerns the failure to apply for and/or obtain a valid permit, the time allowed for application for a permit shall be no less than seven calendar days and no more than thirty (30) calendar days. A stop order shall accompany the notice to correct, and shall remain in effect pending the review of and decision on any permit application.
2. Unless otherwise set forth in this title, if the violation that is the subject of the notice to correct concerns (a) the failure to comply with conditions placed on a permit or other entitlement issued by the city or (b) a violation of any provision of this title, the time allowed to correct the violation shall be a minimum of twenty-four (24) hours and a maximum of ninety (90) calendar days, depending upon the type of action that will be necessary to correct the violation. If the violation creates a potential risk of harm to persons or property, a stop order may accompany the notice to correct, and shall remain in effect until the violation has been remedied to the satisfaction of the building official or his/her designated representative.
3. If the building official or his/her designated representative determines that there has been a good faith effort to correct the violation(s) set forth in a notice to correct, the building official or his/her designated

representative may extend the deadline for compliance for a reasonable period of time. Any such extension shall be memorialized in writing and copy shall be sent by first class mail to all responsible persons.

C. A notice of administrative violation may be issued pursuant to the procedures established in the Orland Municipal Code.

15.02.120 Conflicts.

In the event of any conflict between this code and any law, rule or regulation of the federal or state government, that requirement which establishes the higher standard of safety shall govern. Failure to comply with such standard of safety shall be a violation of this code.

Chapter 15.04

BUILDING CODE

Sections:

- 15.04.010 California Building Standards Code, 2016 Edition adopted.**
- 15.04.015 Post Disaster Safety Assessment Program.**
- 15.04.020 Violation--Penalty.**

15.04.010 California Building Standards Code, 2016 Edition adopted.

The 2016 California Building Standards Code with appendices thereto, and all subsequent editions thereto, published by the International Code Council, is adopted, incorporated and made a part of this code by reference without further publication as though fully set forth in this chapter and is declared to be the building code of the city; and the provisions thereof shall be controlling within the city limits.

The following sections of the 2016 California Building Standards Code are hereby amended and adopted to read as follows:

A. Section 101.4.4 "Property Maintenance" is amended to read as follows: The provisions of the Uniform Housing Code and Uniform Code for the Abatement of Dangerous Buildings shall apply to existing structures and premises; equipment and facilities; light, ventilation, space heating, sanitation, life and fire safety hazards; responsibilities of owners, operators and occupants; and occupancy of existing premises and structures.

B. Section 107.3.1 "Approval of construction documents" is amended to read as follows:

When the Building Official or his/her designated representative issues a permit, the construction documents shall be approved, in writing or by stamp, as "Reviewed for Code Compliance."

One set of construction documents so reviewed shall be retained by the Building Department. The other set shall be returned to the applicant, shall be kept at the site of work and shall be open to inspection by the Building Official or a duly authorized representative.

C. Section 109.3 "Building permit valuations" is deleted and replaced to read as follows: Permit, plan checking, filing, and reinspection fees and refunds shall be as specified and adopted by the City Council in Title 3, "Revenue and Finance" of the Orland Municipal Code.

D. Section 111.1 "Use and Occupancy" is amended to read as follows: No building or structure shall be used or occupied, and no change in the existing occupancy classification of a building or structure or portion thereof shall be made until the Building Official or his/her designated representative has issued a certificate of occupancy therefore as provided herein. Issuance of a certificate of occupancy shall not be construed as an approval of a violation of the provisions of this code or of other ordinances of the jurisdiction.

E. Section 112.3 Authority to disconnect service utilities is amended to read as follows: The Building Official or his/her designated representative shall have the authority to authorize disconnection of utility service to the building, structure or system regulated by this code and the referenced codes in case of an emergency, where necessary to eliminate an immediate hazard to life or property. The Building Official shall have the authority to authorize disconnection of utility service to the building, structure or system regulated by this code and the codes referenced when any building service equipment is maintained in violation of the 2016 California Building Standards Code, or of the codes adopted in Section 15.020.050, or in violation of a notice issued pursuant to the provisions of Section 114 of Chapter 1, of the 2016 California Building Standards Code. The Building Official or his/her designated representative shall notify the serving utility, and whenever possible the owner and occupant of the building, structure or service system, of the decision to disconnect prior to taking such action. If not notified prior to disconnecting, the owner or occupant of the building, structure or service system shall be notified in writing, as soon as practical thereafter.

15.04.015 Post-Disaster Safety Assessment Program

- A. Post-Disaster Safety Assessment Placards and Standard for Repair of Damaged Structures.
1. Purpose and Intent. These provisions establish standard placards to be used to indicate the condition of a structure for continued occupancy after any natural or manmade disaster. These provisions further authorize the Building Official or his/her designated representative to post the appropriate placard at each entry point to a building or structure upon completion of a safety assessment. These provisions also provide a defined level of repair for buildings damaged by a natural or manmade disaster where a formal state of emergency has been proclaimed by the City Council.
 2. Application of Provisions. The provisions are applicable, following each natural or manmade disaster, to all buildings and structures of all occupancies regulated by the City of Orland.
 3. Definitions.
 - i. Damage Ratio. Damage Ratio is the estimated value of repairs required to restore the structural members to the estimated replacement value of the building or structure.
 - ii. Safety Assessment. Safety assessment is a visual, non-destructive examination of a building or structure for the purpose of determining the condition for continued occupancy following a natural or manmade disaster.
 4. Placards. The following are descriptions of the official placards to be used to designate the condition for continued occupancy of buildings or structures:
 - i. INSPECTED--Lawful Occupancy Permitted (Green) is to be posted on any building or structure wherein no apparent structural hazard has been found. This placard is not intended to mean that there is no damage to the building or structure.
 - ii. RESTRICTED USE--(Yellow) is to be posted on each building or structure that has been

damaged wherein the damage has resulted in some form of restriction to the continued occupancy. The individual who posts this placard will note in general terms the type of damage encountered and will clearly and concisely note the restrictions on continued occupancy.

- iii. UNSAFE--Do Not Enter or Occupy - (Red) is to be posted on each building or structure that has been damaged such that continued occupancy poses a threat to life safety. Buildings or structures posted with this placard shall not be entered except as authorized in writing by the Building Division. Safety assessment teams shall be authorized to enter these buildings. This placard is not to be used or considered as a demolition order. The individual who posts this placard will note in general terms the type of damage encountered.
5. The Section number of the Orland Municipal Code (15.04.010 V. 1.), the name of the Department, its address, and phone number shall be listed on each placard.
 6. Once it has been attached to a building or structure, a placard is not be removed, altered or covered until done so by an authorized representative of the building department or upon written notification from the department.

15.04.020 Violation--Penalty.

Any person violating any of the provisions of this chapter of the California Building Standards Code enacted in this chapter shall be guilty of a misdemeanor and upon conviction for any such misdemeanor, shall be punishable as set forth in Section 1.12.010 of this code by a fine not to exceed one thousand dollars (\$1,000.00) or by imprisonment not to exceed six (6) months, or by both such fine and imprisonment.

Chapter 15.06

RESIDENTIAL CODE Sections:

- 15.06.010 California Residential Code adopted.**
- 15.06.020 Installation of residential fire suppression systems.**
- 15.06.030 Violation--Penalty.**

15.06.010 California Residential Code adopted.

15.06.010 California Residential Code adopted.

The California Residential Code, 2016 Edition, with appendices thereto, and all subsequent editions thereto, published by the International Code Council, is adopted, incorporated and made a part of this code by reference without further publication as though fully set forth in this chapter and is declared to be the residential code of the city, and the provisions thereof shall be controlling within the city limits.

The following section(s) of the 2016 California Residential Code is hereby amended and adopted to read as follows:

- A. R506.2.4 Reinforcement support. Slabs-on-ground supporting residential conditioned space and attached garages shall include reinforcement consisting of deformed #3 rebar at 18" on center each way or deformed #4 rebar at 24" on center each way. Where provided in slabs-on ground, reinforcement shall be supported to remain in place from the center to upper one-third of the slab for the duration of the concrete placement.

15.06.020 Installation of residential fire suppression systems.

Residential fire suppression systems as referenced in the 2016 California Residential Code, published by the International Code Council, shall be regulated under that authority of the City of Orland's building official and within the authority of the city of Orland building department.

15.06.030 Violation--Penalty.

Any person violating any of the provisions of this chapter or of the California Residential Code enacted in this chapter shall be guilty of a misdemeanor and upon conviction for any such misdemeanor, shall be punishable as set forth in Section 1.12.010 of this code by a fine not to exceed one thousand dollars (\$1,000.00) or by imprisonment not to exceed six months, or by both such fine and imprisonment.

Chapter 15.08

MECHANICAL CODE

Sections:

15.08.010 California Mechanical Code adopted.

15.08.020 Violation--Penalty.

15.08.010 California Mechanical Code adopted.

The California Mechanical Code, 2016 Edition, with appendices thereto, and all subsequent editions thereto, published by the International Code Council and the International Association of Plumbing and Mechanical Officials, is adopted, incorporated and made a part of this code by reference without further publication as though fully set forth in this chapter and is declared to be the mechanical code of the city; and the provisions thereof shall be controlling within the city limits.

15.08.020 Violation--Penalty.

Any person violating any of the provisions of this chapter or of the California Mechanical Code enacted in this chapter shall be guilty of a misdemeanor and upon conviction for any such misdemeanor shall be punishable as set forth in Section 1.12.100 of this code by a fine not to exceed one thousand dollars (\$1,000.00) or by imprisonment not to exceed six months, or by both such fine and imprisonment.

Chapter 15.10

ABATEMENT OF DANGEROUS BUILDINGS CODE

Sections:

15.10.010 California Code for the Abatement of Dangerous Buildings adopted.

15.10.020 Violation--Penalty.

15.10.010 California Code for the Abatement of Dangerous Buildings adopted.

The California Code for Abatement of Dangerous Buildings, 1997 Edition, with appendices thereto, and all subsequent editions thereto, published by the International Conference of Building Officials, is adopted, incorporated and made a part of this code by reference without further publication as though fully set forth in this

chapter and is declared to be the abatement of dangerous buildings code of the city; and the provisions thereof shall be controlling within the city limits. The provisions contained therein are enacted in order to provide a just, equitable and practicable method of enforcement and shall be considered to be cumulative with and in addition to any other remedies provided by law including, but not limited to, those remedies provided by the California Building Standards Code, Uniform Housing Code and any other applicable laws and regulations pertaining to the abatement of conditions in buildings or structures, conditions which from any cause endanger the life, limb, health, morals, property, safety or welfare of the general public or occupants of such buildings or structures.

Section 403 subsection 1.3 is amended to read as follows: If the building does not constitute an immediate danger to the life, limb, property or safety of the public, it may be vacated, secured and maintained from entry.

Measures to secure and maintain against entry.

1. All openings in the basement, first floor doors and windows, and any point of entry accessible from a porch, fire escape or other potential climbing point shall be barricaded with plywood, 2x4 braces, carriage bolt sets, and nails. Particle board, wafer board, Masonite, or other similar material shall not be used for purposes of boarding-up a building.

2. Openings that are at least 10' from ground level which are not accessible from a porch, fire escape, roof, or other climbing point can be secured with nails in each brace, and every 12" around the perimeter. For all openings, the plywood shall be fitted so that it rests snugly against the exterior frame, butting up to the siding on wood frame buildings and up to the brick molding edge on brick buildings.

3. The structure shall be posted with a NO TRESPASSING sign at the completion of the board-up.

Materials

- 1. Plywood, 1/2" (4 ply) exterior grade CDX
- 2. Braces - 2" by 4" by 8' construction grade lumber
- 3. 3/8" (coarse thread) by 12" carriage bolts (rounded head on weather side)
- 4. 3/8" (coarse thread) construction grade nuts
- 5. 1/2" (USS Standard) Flat washers with an inside diameter large enough to bypass the wrench neck inside the carriage bolt head so no lift edge is available beneath an installed carriage bolt head.
- 6. 3/8" (USS Standard) diameter flat washers for installation beneath the nut inside the building
- 7. 1-5/8" (6d) galvanized or stainless steel ring-shank nails or comparable deck nails.

**Board Up Procedures
Materials List and Specifications
Barrier Assembly**

1. Applying barriers is accomplished with an inside and outside carpenter with appropriate tools and supplies. The inside carpenter will need a light. Exit is made over a ladder when the last window is boarded.

2. Plywood shall be cut to fit over the window and door openings, flush with outside of the

molding/trimmer stud. Application of barriers shall be completed so that all lift or pry points are avoided.

3. The 2x4 braces shall be cut to fit the horizontal dimension of the plywood. Two exterior and two interior 2x4 braces shall be provided for each window and three sets for each door.

4. Window Assembly – Braces are located horizontally approximately 1/3 of the distance from the top and the bottom of the window. Bolt holes are located 1/3 of the length of the brace from the outside edge of the window jams. Prior to installation, the assembly should be pre-assembled and 3/8" holes drilled through all of the components.

5. Door Assembly – Door braces will be placed horizontally; one in the center of the doorway and one 1/2 the distance from the center to the top and one 1/2 distance from the center to the bottom of the doorway. Bolt holes are located 1/3 of the length of the brace from the outside edge of the door frame. Prior to installation, the assembly should be pre-assembled and 3/8" holes drilled through all of the components.

6. Plywood used to cover exterior openings shall be nailed every 12" along the perimeter to the window or door frame.

7. The 2x4 braces on the interior and exterior of the assemblies shall be secured using 3/8" by 12" carriage bolt assemblies. Bolts shall be inserted through the predrilled holes from the exterior with a 1/2" washer place against the exterior brace, a 3/8" washer is placed against the interior brace. The bolt is tightened from the inside so that it slightly compresses the interior brace. Should the through-bolt compression method be impossible due to the size or condition of the opening, the opening shall be covered with plywood and secured with a minimum of 3-inch-long deck or wood screws installed on 4-inch centers around the circumference of the opening. For buildings that require access by authorized personnel, a single door that is visible from the street may be secured using a solid core wood or steel door. There shall be no windows or other openings in this door. The door shall be securely locked using a padlock and hasp assembly that is bolted through the door. The lock loop portion of the hasp is attached to the door frame using a minimum of 3-inch-long wood screws.

15.10.020 Violation--Penalty.

Any person violating any of the provisions of this chapter or of the California Code for the Abatement of Dangerous Buildings as enacted in this chapter shall be guilty of a misdemeanor and upon conviction for any such misdemeanor shall be punishable as set forth in Section 1.12.010 of this code by a fine not to exceed one thousand dollars (\$1,000.00) or by imprisonment not to exceed six months, or by both such fine and imprisonment.

Chapter 15.12

HOUSING CODE

Sections:

15.12.010 Uniform Housing Code adopted.

15.12.020 Violation--Penalty.

15.12.010 Uniform Housing Code adopted.

The Uniform Housing Code, 1997 Edition, with appendices thereto, and all subsequent editions thereto, prepared and published by the International Conference of Building Officials, is adopted, incorporated and made a part of this code by reference without further publication as though fully set forth in this chapter and is declared to be the housing code of the city; and the provisions thereof shall be controlling within the city limits.

Section 1103 subsection 1.3 is amended to read as follows: If the building does not constitute an immediate danger to the life, limb, property or safety of the public, it may be vacated, secured and maintained from entry.

Measures to secure and maintain against entry.

1. All openings in the basement, first floor doors and windows, and any point of entry accessible from a porch, fire escape or other potential climbing point shall be barricaded with plywood, 2x4 braces, carriage bolt sets, and nails. Particle board, wafer board, Masonite, or other similar material shall not be used for purposes of boarding-up a building.

2. Openings that are at least 10' from ground level which are not accessible from a porch, fire escape, roof, or other climbing point can be secured with nails in each brace, and every 12" around the perimeter. For all openings, the plywood shall be fitted so that it rests snugly against the exterior frame, butting up to the siding on wood frame buildings and up to the brick molding edge on brick buildings. It may be necessary to remove the staff bead so this fit can be flush and tight.

3. The structure shall be posted with a NO TRESPASSING sign at the completion of the board-up.

Materials

1. Plywood, 1/2" (4 ply) exterior grade CDX

2. Braces - 2" by 4" by 8' construction grade lumber

3. 3/8" (coarse thread) by 12" carriage bolts (rounded head on weather side)

4. 3/8" (coarse thread) construction grade nuts

5. 1/2" (USS Standard) Flat washers with an inside diameter large enough to bypass the wrench neck inside the carriage bolt head so no lift edge is available beneath an installed carriage bolt head.

6. 3/8" (USS Standard) diameter flat washers for installation beneath the nut inside the building

7. 1-5/8" (6d) galvanized or stainless steel ring-shank nails or comparable deck nails.

Board Up Procedures

Materials List and Specifications

Barrier Assembly

1. Applying barriers is accomplished with an inside and outside carpenter with appropriate tools and supplies. The inside carpenter will need a light. Exit is made over a ladder when the last window is boarded.

2. Plywood shall be cut to fit over the window and door openings, flush with outside of the molding/trimmer stud. Application of barriers shall be completed so that all lift or pry points are avoided.

3. The 2x4 braces shall be cut to fit the horizontal dimension of the plywood. Two exterior and two interior 2x4 braces shall be provided for each window and three sets for each door.

4. Window Assembly – Braces are located horizontally approximately 1/3 of the distance from the top and the bottom of the window. Bolt holes are located 1/3 of the length of the brace from the outside edge of the window jams. Prior to installation, the assembly should be pre-assembled and 3/8" holes drilled through all of the components.

5. Door Assembly – Door braces will be placed horizontally; one in the center of the doorway and one 1/2 the distance from the center to the top and one 1/2 distance from the center to the bottom of the doorway. Bolt holes are located 1/3 of the length of the brace from the outside edge of the door frame. Prior to installation, the assembly should be pre-assembled and 3/8" holes drilled through all of the components.

6. Plywood used to cover exterior openings shall be nailed every 12" along the perimeter to the window or door frame.

7. The 2x4 braces on the interior and exterior of the assemblies shall be secured using 3/8" by 12" carriage bolt assemblies. Bolts shall be inserted through the predrilled holes from the exterior with a 1/2" washer place against the exterior brace, a 3/8" washer is placed against the interior brace. The bolt is tightened from the inside so that it slightly compresses the interior brace. Should the through-bolt compression method be impossible due to the size or condition of the opening, the opening shall be covered with plywood and secured with a minimum of 3-inch-long deck or wood screws installed on 4-inch centers around the circumference of the opening. For buildings that require access by authorized personnel, a single door that is visible from the street may be secured using a solid core wood or steel door. There shall be no windows or other openings in this door. The door shall be securely locked using a padlock and hasp assembly that is bolted through the door. The lock loop portion of the hasp is attached to the door frame using a minimum of 3-inch-long wood screws.

15.12.020 Violation--Penalty.

Any person violating any of the provisions of this chapter or of the Uniform Housing Code as enacted in this chapter shall be guilty of a misdemeanor and upon conviction for any such misdemeanor shall be punishable as set forth in Section 1.12.010 of this code by a fine not to exceed one thousand dollars (\$1,000.00) or by imprisonment not to exceed six months, or by both such fine and imprisonment.

Chapter 15.14

GREEN BUILDING STANDARDS CODE

Sections:

- 15.14.010 California Green Building Standards Code adopted.**
- 15.14.020 Violation--Penalty.**

15.14.010 California Green Building Standards Code adopted.

The 2016 California Green Building Standards Code, with appendices thereto, and all subsequent editions thereto, as adopted by the State of California's Building Standards Commission, is adopted, incorporated and made a part of this code by reference without further publication as though fully set forth in this chapter and is declared to be the green building standards code of the city; and the provisions thereof shall be controlling within the city limits.

15.14.020 Violation--Penalty.

Any person violating any of the provisions of this chapter or of the green building standards code enacted in this 2016 Building Code Adoption

chapter shall be guilty of a misdemeanor and upon conviction for any such misdemeanor, shall be punishable as set forth in Section 1.12.010 of this code by a fine not to exceed one thousand dollars (\$1,000.00) or by imprisonment not to exceed six months, or by both such fine and imprisonment.

Chapter 15.16

ELECTRICAL CODE

Sections:

- 15.16.010 California Electrical Code adopted.**
- 15.16.020 Violation--Penalty.**

15.16.010 California Electrical Code adopted.

The California Electrical Code, 2016 Edition, and all subsequent editions thereto, published by the International Code Council, is adopted, incorporated and made a part of this code by reference without further publication as though fully set forth in this chapter and is declared to be the electrical code for the city; and the provisions thereof shall be controlling within the city limits.

15.16.020 Violation--Penalty.

Any person violating any of the provisions of this chapter or of the California Electrical Code as enacted in this chapter shall be guilty of a misdemeanor and upon conviction for any such misdemeanor shall be punishable as set forth in Section 1.12.010 of this code by a fine not to exceed one thousand dollars (\$1,000.00) or by imprisonment not to exceed six months, or by both such fine and imprisonment.

Chapter 15.20

PLUMBING CODE

Sections:

- 15.20.010 California Plumbing Code adopted.**
- 15.20.020 Use of CPVC plastic piping authorized when--Installation requirements.**
- 15.20.030 Violation--Penalty.**

15.20.010 California Plumbing Code adopted.

The California Plumbing Code, 2016 Edition, with appendices thereto, and all subsequent editions thereto, published by the International Conference of Plumbing and Mechanical Officials, is adopted, incorporated and made a part of this code by reference without further publication as though fully set forth in this chapter and is declared to be the plumbing code of the city; and the provisions thereof shall be controlling within the city limits.

15.20.020 Use of CPVC plastic piping authorized when--Installation requirements.

Chlorinated polyvinyl chloride (CPVC) plastic piping is an approved alternate material for use in plumbing systems to which the California Plumbing Code applies, including all potable water systems, when the building official has personal knowledge or is furnished adequate information by or on behalf of the owner of a building site that corrosive conditions exist in the water supply for the site or in the soil through which water supply piping for the site will pass and that such conditions may destroy conventional metal piping that would otherwise be used for the water supply. The following requirements apply to all potable water systems in which CPVC plastic piping is used:

A. The piping shall be listed as an approved material in, and installed in accordance with, the 2016 Edition of the California Plumbing Code.

B. All installations of CPVC shall strictly comply with the interim flushing procedures and worker safety measures set forth in subdivisions (1) and (2) of this subsection.

1. The following safe work practices shall be adhered to when installing both CPVC and copper plumbing pipe:

a. Employers shall provide education and training to inform plumbers of risks, provide equipment and techniques to help reduce exposures from plumbing pipe installation, foster safety work habits, and post signs to warn against the drinking of preoccupancy water.

For purposes of this subdivision "training" shall include training in ladder safety, safe use of chain saws and wood-boring tools, hazards associated with other construction trades, hazards from molten solder and flux, and the potential hazards and safe use of soldering tools and materials.

b. Cleaners shall be renamed as primers, include strong warnings on the hazards of using primers as cleaners, and shall include dyes to discourage use as cleaners.

c. Applicators and daubers shall be limited to small sizes.

d. Enclosed spaces shall be ventilated with portable fans when installing CPVC pipe.

e. Protective impermeable gloves shall be utilized when installing CPVC pipe.

f. Employees shall provide on-site portable eye wash stations for all employees to allow for immediate flushing of eyes in the event of splashing of hot flux.

g. Employers using acetylene torches shall ensure that the acetylene tanks are regularly maintained and inspected in accordance with applicable regulatory requirements. Fire extinguishers shall be kept in close proximity to the workplace.

2. All of the following flushing procedures shall be adhered to when installing CPVC pipe:

a. When plumbing is completed and ready for pressure testing, each cold water and hot water tap shall be flushed starting with the fixture (basin, sink, tub or shower) closest to the water meter and continuing with each successive fixture, moving toward the end of the system. Flushing shall be continued for at least one minute or longer until water appears clear at each fixture. This step may be omitted if a jurisdiction requires the building inspector to test each water system.

b. The system shall be kept filled with water for at least one week and then flushed in accordance with the procedures set forth in subdivision (b) of this subsection. The system shall be kept filled with water and not drained.

c. Before the premises are occupied, the hot water heater shall be turned on and the system shall be flushed once more. Commencing with the fixture closest to the hot water heater, the hot water tap shall be permitted to run until hot water is obtained. The time required for hot water to flow from a specified tap shall be determined, and the cold water tap at the same location shall then be turned on for the same period of time. This procedure shall be repeated for each fixture in succession through the rest of the system.

15.20.030 Violation--Penalty.

Any person violating any of the provisions of this chapter or of the California Plumbing Code as enacted in this chapter shall be guilty of a misdemeanor and upon conviction for any such misdemeanor shall be punishable as set forth in Section 1.12.010 of this code by a fine not to exceed one thousand dollars (\$1,000.00) or by imprisonment not to exceed six months, or by both such fine and imprisonment.

Chapter 15.24

SWIMMING POOLS

Sections:

15.24.010 Fencing required.

15.24.010 Fencing required.

All swimming pools within the city shall be fenced with an approved fence as provided in this section.

A. Every person in possession of land within the city, either as an owner, purchaser under contract, lessee, tenant, licensee, or otherwise upon which land is situated a swimming pool or other out-of-doors body of water, designed, constructed and used for swimming, dipping or immersion purposes by men, women, or children, having a depth in excess of eighteen (18) inches, or with a surface area exceeding two hundred fifty (250) square feet, shall maintain on the lot or premises upon which such pool or body is located, and completely surrounding such pool or body of water, a fence or wall not less than four and one-half feet high (measured outside the enclosure), with openings, holes or gaps therein no larger than four inches measured horizontally, except for doors or gates; provided, however, a single-family dwelling house or accessory building may be used as part of such enclosure.

B. All gates or doors opening through such enclosure shall be equipped with a self-closing and self-latching device designed to keep and capable of keeping such door or gate securely closed at all times when not in actual use; provided, however, the door of any dwelling occupied by human beings and forming a part of the enclosure hereinabove required need not be so equipped, with the exception of breezeways, back doors or garages, and similar structures affording access to the pool, which shall be self-closing and self-latching, with such latching device placed at least four feet above ground level or otherwise made inaccessible from the outside to small children.

C. The building inspector may grant an exception to the requirements of fencing a swimming pool when he finds there is a barrier existing on the premises by reason of vegetation, landscaping or topography suitable to prevent children from straying into the pool.

Chapter 15.32

FIRE CODE

Sections:

- 15.32.010 California Fire Code adopted.**
- 15.32.020 Modifications to the California Fire Code.**
- 15.32.030 Storage of gasoline and petroleum products.**
- 15.32.040 Exceptions to Section 15.32.030.**
- 15.32.050 Temporary storage of gasoline and petroleum products.**
- 15.32.060 Installation of metal tanks.**

15.32.010 California Fire Code adopted.

The California Fire Code, 2016t Edition, with appendices thereto, and all subsequent editions thereto, published by the International Code Council is adopted, incorporated and made a part of this code by reference without further publication as though fully set forth in this chapter and is declared to be the fire code of the city; and the provisions thereof shall be controlling within the city limits.

15.32.020 Modifications to the California Fire Code.

Whenever the word "Chief" appears in the California Fire Code, the following words shall be deemed inserted in lieu thereof: "Chief and/or Building Inspector, and/or Fire Marshall, and or Building Official."

15.32.030 Storage of gasoline and petroleum products.

The storage of gasoline or any other petroleum products which will emit a flammable vapor, at less than one-hundred (100) degrees Fahrenheit, shall be permitted under the following circumstances:

- A. Storage shall be in a sound and non-leaking nonflammable container.
- B. Such container shall be housed within a structure of such a size, character and nature, so as to accommodate eighty (80) percent of the contents of the tank/container, when such container is full.
- C. Such housing shall be adequate to contain any spillage and facilitate effort.
- D. No gasoline or other petroleum product as provided for in this section shall be allowed to escape to the ground strata.
- E. Any electrical wiring or other fittings shall be approved by the appropriate agency, as being explosion proof.
- F. The city may adopt other reasonable requirements as may be necessary to protect the public safety and welfare and may do so by resolution or adoption of any state building standards adopted, either by the California Fire Code or the State Fire Marshal.
- G. Appeals of all decisions shall be made in accordance with Section 16.36.070 of this code, et seq. to the city council.

15.32.040 Exceptions to Section 15.32.030.

The provisions of Section 15.32.030 of this code shall not apply to:

- A. A gasoline or petroleum product tank affixed to and which is part of a motor vehicle licensed by the state of California.

15.32.050 Temporary storage of gasoline and petroleum products.

- A. Any person may apply, in writing, to the city council for permission to temporarily store gasoline or petroleum products which emit an inflammable vapor at less than one hundred (100) degrees Fahrenheit.
- B. When received by the city clerk, such application shall be placed on the agenda of the next regular meeting of the city council.
- C. At such regular meeting the city council shall consider any evidence presented by any interested person, no formal rules of evidence need be followed and such hearing may be continued for a period not to exceed

sixty-five (65) days.

D. The city council after hearing such evidence, may, in its sole discretion grant or deny such application.

E. If an application is granted, the city council may impose conditions or restrictions that, in its discretion, are necessary to protect the public health, safety, and welfare.

15.32.060 Installation of metal tanks.

The metal tanks referred to in Section 15.32.030 of this chapter shall be installed in accordance with the appropriate provisions of this code.

15.32.070 Installation of residential fire suppression systems.

Residential fire suppression systems referred to in the 2013 Residential Code shall be regulated under that authority of the city of Orland building official and within the authority of the city of Orland building department.

Section 4. Severability.

That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 5. Liability.

That nothing in this ordinance or in the Building Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section II of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. Publishing of Ordinance.

That the City Clerk is hereby ordered and directed to cause this ordinance to be published.

Section 7. Effective Date.

That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect on and after January 1, 2017 or its effective date if the effective date is later. This ordinance was introduced at the regular meeting of the City Council for a Public Hearing of the first reading on **November 7, 2016.**

PASSED AND ADOPTED by the Orland City Council on this _____ day of _____, by the following vote:

Ayes:

Noes:

Abstain:

Absent:

Bruce T. Roundy,
MAYOR CITY OF
ORLAND

ATTEST:

APPROVED AS TO FORM:

ANGIE CROOK,
CITY CLERK

GREG EINHORN, ESQ.
CITY ATTORNEY

CODIFY _____

UNCODIFY _____

CITY COUNCIL AGENDA ITEM

Item No.: 9.1.
Meeting Date: November 21, 2016
From: Kenneth G. Skillman III, City Engineer/Surveyor
Subject: Parcel Map No. 2016-02 (Arbuckle)

Background:

The Tentative Parcel Map for this property was conditionally approved by the Planning Commission at their September 15, 2016 regular meeting. The applicant has complied with the project's conditions of approval and the subject map is ready for recording.

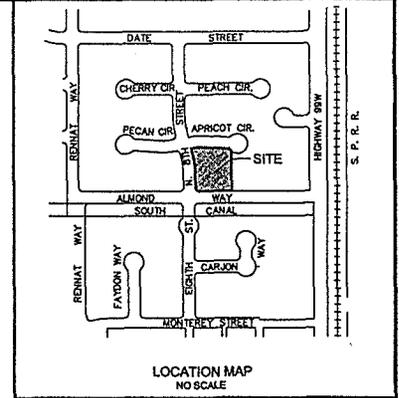
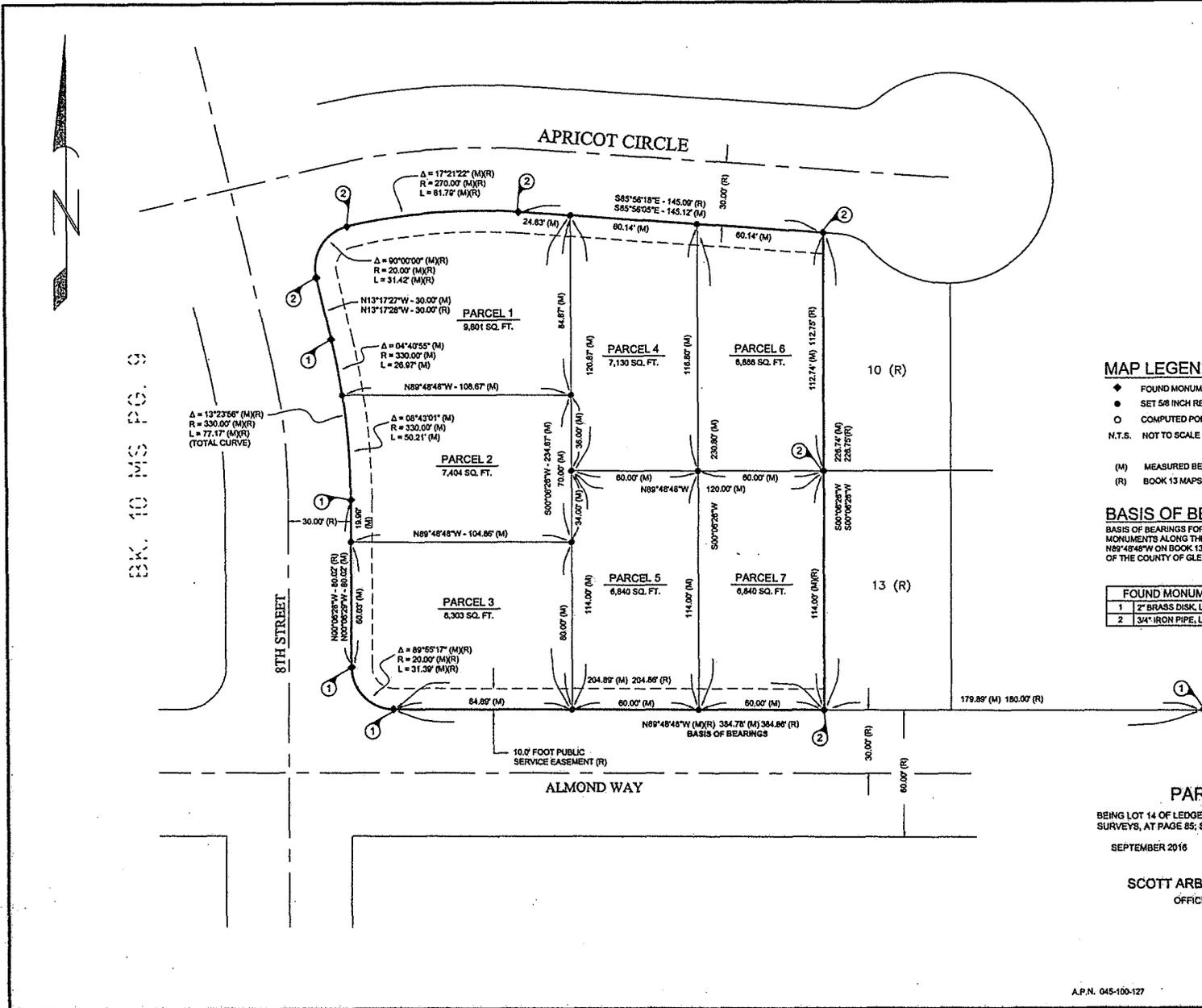
Requested Action:

Approve Parcel Map No. 2016-02 and abandon the existing "one foot no access easement" that was previously created by the Ledgerwood Estates No. 7 Map, recorded in Book 13 of Maps and Surveys at page 85.

Attachment:

- An electronic copy of Parcel Map No. 2016-02

BK. 10 MS PG. 9



MAP LEGEND

- ◆ FOUND MONUMENT AS DESCRIBED
- SET 5/8 INCH REBAR & PLASTIC CAP STAMPED LS 8532
- COMPUTED POINT ONLY, NOTHING FOUND OR SET
- N.T.S. NOT TO SCALE
- (M) MEASURED BETWEEN POINTS THIS SURVEY
- (R) BOOK 13 MAPS AND SURVEYS, PAGE 85

BASIS OF BEARINGS

BASIS OF BEARINGS FOR THIS SURVEY WAS TAKEN BETWEEN FOUND MONUMENTS ALONG THE SOUTH LINE OF LOT 14 (R), SHOWN AS N89°48'48"W ON BOOK 13 MAPS AND SURVEYS, AT PAGE 85, RECORDS OF THE COUNTY OF GLENN.

PARCEL MAP No. 2016-02
 BEING LOT 14 OF LEDGERWOOD ESTATES No. 7 AS SHOWN ON BOOK 13 OF MAPS AND SURVEYS, AT PAGE 85, SITUATE IN THE CITY OF ORLAND, STATE OF CALIFORNIA.
 SEPTEMBER 2016 SCALE 1" = 30'

FOR,
SCOTT ARBUCKLE and KATHRYN L. ARBUCKLE
 OFFICIAL RECORDS DOCUMENT NO. 2015-3163

PREPARED BY:
 THOMAS E. HARRIS
 LAND SURVEYOR
 908 SIXTH STREET, ORLAND, CA. 95963

31630

OWNER'S AND SUBDIVIDER'S CERTIFICATE

WE, THE UNDERSIGNED, HEREBY CERTIFY THAT WE ARE THE OWNERS OF OR HAVE SOME RIGHT, TITLE OR INTEREST IN AND TO THE REAL PROPERTY INCLUDED WITHIN THE SUBDIVISION SHOWN UPON THIS MAP AND THAT WE ARE THE ONLY PERSONS WHOSE CONSENT IS NECESSARY TO PASS CLEAR TITLE TO SAID PROPERTY AND WE CONSENT TO THE MAKING OF SAID MAP AND SUBDIVISION AS SHOWN WITHIN THE SUBDIVISION BOUNDARY LINES AS SHOWN HEREIN:

BY: Scott Arbuckle
SCOTT ARBUCKLE

BY: Kathryn L. Arbuckle
KATHRYN L. ARBUCKLE

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

ACKNOWLEDGMENTS

STATE OF CALIFORNIA

COUNTY OF El Dorado

ON October 31, 2016, BEFORE ME, Monica Arriola Krakow, Notary Public PERSONALLY APPEARED SCOTT ARBUCKLE AND KATHRYN L. ARBUCKLE WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME IN THEIR AUTHORIZED CAPACITIES AND THAT BY THEIR SIGNATURES ON THE INSTRUMENT THE PERSONS, OR THE ENTITY UPON BEHALF OF WHICH THE PERSONS ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND

NO SEAL REQUIRED

Monica Arriola Krakow
PRINTED NAME

Monica Arriola Krakow
SIGNATURE

COMMISSION NO. 2157036

MY COMMISSION EXPIRES: 07/15/2020

NOTARY PUBLIC, COUNTY OF El Dorado, STATE OF CALIFORNIA

CERTIFICATE OF COUNTY TAX COLLECTOR

I HEREBY CERTIFY THAT THERE ARE NO LIENS OF UNPAID COUNTY OR SPECIAL DISTRICT TAXES AGAINST ANY OF THE LANDS SHOWN ON THE ACCOMPANYING PARCEL MAP, EXCEPT TAXES WHICH ARE A LIEN BUT NOT YET PAYABLE. TAXES OR SPECIAL ASSESSMENTS WHICH ARE A LIEN BUT NOT YET PAYABLE, I ESTIMATE TO BE IN THE AMOUNT OF \$ 991.34.

I ACKNOWLEDGE RECEIPT OF SATISFACTORY SECURITY OF THE ESTIMATED AMOUNT OF \$ 991.34 TO ENSURE PAYMENT OF TAXES WHICH ARE A LIEN BUT NOT YET PAYABLE.

DATED 11/3/16 DAY OF November, 2016.

EDWARD J. LAMB
GLENN COUNTY TAX COLLECTOR

BY: [Signature]
DEPUTY

CLERK OF THE CITY COUNCIL CERTIFICATE

I, ANGELA CROOK, CLERK OF THE ORLAND CITY COUNCIL, HEREBY CERTIFY THAT SAID COUNCIL APPROVED THE WITHIN MAP ON _____

ANGELA CROOK
CLERK OF THE ORLAND CITY COUNCIL.

CERTIFICATE OF ABANDONMENT

I, ANGELA CROOK, CLERK OF THE ORLAND CITY COUNCIL, HEREBY CERTIFY THAT SAID COUNCIL ACKNOWLEDGES THAT THIS MAP MEETS THE REQUIREMENTS OF SECTION 85443.5(i) OF THE SUBDIVISION MAP ACT AND THAT THE CERTAIN "ONE FOOT NO ACCESS EASEMENT", EFFECTING LOT 14 OF LEDGERWOOD ESTATES No. 7, RECORDED IN BOOK 13 OF MAPS AND SURVEYS, AT PAGE 85, IS HEREBY ABANDONED.

ANGELA CROOK
CLERK OF THE ORLAND CITY COUNCIL.

DATE

OTHER INTERESTS

OTHER INTERESTS 2 THROUGH 7 AS NOTED HEREIN ARE TAKEN FROM A TITLE REPORT No. 130067 PREPARED BY TIMOS TITLE, AND DATED MAY 26, 2016.

2. THE LIEN OF SUPPLEMENTAL OR ESCAPED ASSESSMENTS OF PROPERTY TAXES, IF ANY, MADE PURSUANT TO THE PROVISIONS OF PART 0.5, CHAPTER 3.5 OR PART 2, CHAPTER 3, ARTICLES 3 AND 4 RESPECTIVELY (COMMENCING WITH SECTION 70) OF THE REVENUE AND TAXATION CODE OF THE STATE OF CALIFORNIA AS A RESULT OF THE TRANSFER OF TITLE TO THE VESTEE NAMED IN SCHEDULE A; OR AS A RESULT OF CHANGES IN OWNERSHIP OR NEW CONSTRUCTION OCCURRING PRIOR TO THE DATE OF THE POLICY.

3. RIGHTS OF THE UNITED STATES OF AMERICA AND THE ORLAND UNIT WATER USERS' ASSOCIATION IN AND TO THE LAND HERINAFTER DESCRIBED AND WATER RIGHTS APPURTENANT THERETO AND ALL TRUSTS, AGREEMENTS, EASEMENTS, RIGHTS OF WAY, CHARGES AND LIENS OF EVERY NATURE ARISING OUT OF THE CONSTRUCTION, OPERATION AND MAINTENANCE OF THE UNITED STATES AND ORLAND IRRIGATION PROJECT, WITHIN WHICH PROJECT SAID LAND IS SITUATE.

RESOLUTION RELIEVING THE HEREIN DESCRIBED PROPERTY FROM FURTHER PAYMENT OF THE OPERATION AND MAINTENANCE CHARGES OF THIS ASSOCIATION RECORDED NOVEMBER 18, 1987, IN BOOK 830 OF OFFICIAL RECORDS, PAGE 83.

RESOLUTION RELIEVING THE HEREIN DESCRIBED PROPERTY FROM FURTHER PAYMENT OF THE OPERATION AND MAINTENANCE CHARGES OF THIS ASSOCIATION RECORDED FEBRUARY 25, 1990, GLENN COUNTY RECORDER'S FILE NO. 90-090.

4. THE HEREIN DESCRIBED PROPERTY LIES WITHIN THE BOUNDARIES OF THE LEDGERWOOD ESTATES NO. 7 MAINTENANCE ASSESSMENT DISTRICT NO. 2006-04 AND IS SUBJECT TO ALL TAXES, ASSESSMENTS AND OBLIGATIONS THEREOF. ANY AND ALL ASSESSMENTS ARE COLLECTED WITH THE COUNTY TAXES.

5. COUNTY ROAD IMPROVEMENTS AGREEMENT BY AND BETWEEN THE COUNTY OF GLENN, A POLITICAL SUBDIVISION AND RAYMOND D. LEDGERWOOD AND COLLEEN A. LEDGERWOOD, DATED SEPTEMBER 25, 1978, AND RECORDED SEPTEMBER 28, 1978 IN BOOK 652 OF OFFICIAL RECORDS, PAGE 57.

6. AGREEMENT BY AND BETWEEN THE CITY OF ORLAND, A MUNICIPAL CORPORATION AND RAYMOND D. LEDGERWOOD AND COLLEEN A. LEDGERWOOD, HUSBAND AND WIFE, DATED DECEMBER 10, 1984, RECORDED DECEMBER 12, 1984 IN BOOK 760, OFFICIAL RECORDS, PAGE 456. (RE: CURB, GUTTER AND SIDEWALK, AND RECONSTRUCTION AND WIDENING OF STREETS, ETC.)

7. OFFERS OF DEDICATION OF APRICOT CIRCLE FOR STREET AND ALL PUBLIC PURPOSES, 10' WIDE P.S.E. AND 1' "NO ACCESS" EASEMENT AND ADDITIONAL INFORMATION AS SHOWN ON THE MAP OF LEDGERWOOD ESTATES SUBDIVISION NO. 7, ACCORDING TO THE OFFICIAL MAP OR PLAT THEREOF, FILED FOR RECORD IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF GLENN, STATE OF CALIFORNIA, ON DECEMBER 14, 2006 IN BOOK 13 OF MAPS AND SURVEYS, PAGE 85.

SURVEYOR'S STATEMENT

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF SCOTT ARBUCKLE, IN APRIL 2016. I HEREBY STATE THAT THIS PARCEL MAP SUBSTANTIALLY CONFORMS TO THE APPROVED OR CONDITIONALLY APPROVED TENTATIVE MAP, IF ANY.



Thomas E. Harris
THOMAS E. HARRIS
LAND SURVEYOR No. 8532

11-7-2016
DATE

CITY SURVEYOR'S STATEMENT

I, KENNETH G. SKILLMAN II, HEREBY STATE THAT THIS PARCEL MAP HAS BEEN EXAMINED BY ME, THAT THE SUBDIVISION AS SHOWN HEREON IS SUBSTANTIALLY THE SAME AS IT APPEARED ON THE TENTATIVE MAP AND ANY APPROVED ALTERATIONS THEREOF, THAT ALL THE PROVISIONS OF THE SUBDIVISION MAP ACT AND OTHER PROVISIONS OF LAW AND OF THE ORDINANCES OF THE CITY OF ORLAND, APPLICABLE AT THE TIME OF TENTATIVE MAP APPROVAL, HAVE BEEN COMPLIED WITH AND THAT THIS MAP IS TECHNICALLY CORRECT.



K.G. Skillman II
KENNETH G. SKILLMAN, II
CITY OF ORLAND CITY SURVEYOR
LAND SURVEYOR No. LS 7197

11-10-2016
DATE

RECORDER'S STATEMENT

FILED THIS _____ DAY OF _____, 2016, AT _____ M. IN

BOOK _____ OF PARCEL MAPS AT PAGE _____ AT THE REQUEST OF SCOTT ARBUCKLE.

SERIAL NO. _____

SHERYL THUR
GLENN COUNTY RECORDER

FEE: \$ _____

BY: _____

DEPUTY

PARCEL MAP No. 2016-02

BEING LOT 14 OF LEDGERWOOD ESTATES No. 7 AS SHOWN ON BOOK 13 OF MAPS AND SURVEYS, AT PAGE 85; SITUATE IN THE CITY OF ORLAND, STATE OF CALIFORNIA.

SEPTEMBER 2016

FOR

SCOTT ARBUCKLE and KATHRYN L. ARBUCKLE

OFFICIAL RECORDS DOCUMENT NO. 2015-3183

PREPARED BY:

THOMAS E. HARRIS
LAND SURVEYOR
908 SIXTH STREET, ORLAND, CA. 95963

SHEET 1 OF 2

00027

CITY COUNCIL AGENDA ITEM

Item No.: 9.2.
Meeting Date: November 21, 2016
From: Kenneth G. Skillman III, City Engineer/Surveyor
Subject: Discuss Waste Water Pond Upgrades 2016-17, Review Bluefrog Invoice and Possible Approval of Same

Background:

This sewer pond improvement project had been on hold while PG&E was waiting on the Federal Aviation Administration to review and approve their proposed power pole locations. That approval has now been received, so the City of Orland put the headworks and pipeline replacement work out for bid on November 9th and will receive bids on December 6th. Staff anticipates bringing the award of that contract to the December 19th Regular Council Meeting. The City now needs to order the Bluefrog horizontal circulating aerator units and associated materials which require a 50% deposit of \$198,062.00 (\$396,124.00 Bluefrog Total) to "initiate the project" and to have the manufacturer build the units. Various components of these units have a long lead time, so we need them to commence to build the units now in anticipation of a Spring time installation. Council previously approved the lease-purchase financing option to pay for this project through Umpqua Bank.

Requested Action:

Approve the current Bluefrog Technology invoice for \$198,062.00 and authorize the City Manager to review and approve subsequent invoices and payment requests for this project.

Attachment:

- Bluefrog Technology Invoice No. 1142016



INVOICE

Make all checks payable to: Absolute Aeration, LLC

DATE: November 14, 2016

Remit to: P.O. Box 337266, Greeley, CO 80633

INVOICE # 11142016

Wire Transfers: Bankers Bank of the West, 1099 18th St Suite 2700, Denver, CO 80202

Routing# 102003743

Further credit: First Central Bank McCook

Account#1000942

For the benefit of Absolute Aeration

Account #400112310

Contact: Mark Searcey, FCBM Loan Officer

308-345-4994 Phone / 308-345-5094 Fax / mark@firstcentral.com

Bill To:

City of Orland, California

815 Fourth Street

Orland, CA 95963

Ship To:

City of Orland, California

815 Fourth Street

Orland, CA 95963

DESCRIPTION	AMOUNT
20 Blue Frog™ Units-horizontal circulating aerator, 3HP motor 3/460 264 Feet of floating boom: 2 BF 3 Pack Cluster CSTR's Customized weatherproof pre-wired control boxes Sufficient UV resistant cross tie rope and Anchor Stakes to secure and position equipment.	
Deposit to initiate project (50%)	\$198,062.00
TOTAL	\$ 198,062.00

Thank you for your business!

CITY OF ORLAND

CITY COUNCIL AGENDA ITEM #: 9.3.

MEETING DATE: November 21, 2016

TO: Honorable Mayor and Council
FROM: Pete Carr, City Manager
SUBJECT: **Continue Consideration of Arts Commission Design Review**
(Discussion – Provide Direction)

Staff will follow up on Council's request to provide workable Arts Commission design review process.

BACKGROUND

See background and discussion October 17, 2016. Council discussed the advantages and risks of having private property building colors and art become subject to discretionary review, directed staff to suggest an approach that would engage the Arts Commission in a consultative role while minimizing bureaucracy and cost, and avoiding the unintended impacts of discretionary actions.

It is acknowledged that the City's color palette can become the regulatory standard for building exteriors in commercially zoned districts; at issue is review of proposed murals.

DISCUSSION

Staff suggests that, as part of the administrative review process for an administrative use permit, sketches and/or drawings will be submitted to the Arts Commission for review. A subcommittee of the Arts Commission (maximum three of the seven Commissioners) would have the option to respond and present review comments, questions and suggestions to the applicant within 10 days of receipt of the application at City Hall.

- The committee could invite the applicant to discuss the comments with the committee or the entire Arts Commission.
- It is noted that a three-person committee could meet without Brown Act notice and could provide comments by discussion and/or in writing.

There would not be a governmental discretionary action taken relative to the quality of the proposed art. A paint color permit would only be needed if the applicant was seeking to paint a building a color not listed on the approved palette. An administrative permit would be issued by the City Planner upon satisfaction of this review process with the Arts Commission, and a \$25 cost-offset fee.

RECOMMENDATION: Direct staff to provide actionable proposed ordinance language in as noticed public hearing, as proposed by Staff or as amended by Council. .

Fiscal Impact of Recommendation: No General Fund expense beyond staff time at this point.

CITY OF ORLAND

CITY COUNCIL AGENDA ITEM #: 9.4.

MEETING DATE: November 21, 2016

TO: Honorable Mayor and Council
FROM: Pete Carr, City Manager
SUBJECT: **SGMA Consulting Project Cost Sharing** (Discussion – Action)

City Manager will recommend City of Orland participate in sharing the cost of an initial assessment of tasks required by the Sustainable Groundwater Management Act (SGMA) for Glenn County Groundwater Sustainability Agencies (GSA's).

BACKGROUND

The City gave public notice in summer 2015 that it is a GSA under the California State SGMA for 2014. The County of Glenn, the City and many water agencies are in boundary "overlap" requiring resolution before June 2017. GSA agencies, meeting regularly as a working group with the County, have drafted common principles and are exploring governance options. Identification of responsibility tasks, sequencing, priorities and projected costs are important unknowns.

DISCUSSION

County water staff is inviting Orland and all other GSA agencies – including the County – to partner in engaging the assistance of a consulting firm, Davids Engineering, to provide technical support for SGMA related tasks identified as critical at our SGMA Workgroup meetings.

The goal of the technical work is to provide a better understanding of the workload related to SGMA tasks including local conditions and how they relate to the six SGMA sustainability criteria, and a work plan for moving forward. Completing these tasks will help inform our group as we develop a GSA perspective and governance framework for the subbasins within Glenn County, and how the agencies will interact across jurisdictional boundaries. Both of these tasks (local conditions and work plan) have been completed by this consultant for Colusa County with positive results. A risk assessment has also been completed in Butte County.

The proposed concept is to split the cost equally among the GSA-eligible agencies that have provided a GSA notice to DWR (and the proposed Glenn Ground Water District currently working its way through the LAFCO process). We anticipate the consultant will bill each participating agency separately. The cost is anticipated to be approximately \$2,200 per agency if all agencies participate. The Orland-Artois Water District Board approved the cost share on Nov 15.

Attachment: Draft work plan for Colusa County SGMA Workgroup GSA's

RECOMMENDATION: Authorize up to \$2700 to share the cost of engaging consultant Davids Engineering to perform stated technical tasks of condition assessment and a work plan in support of SGMA tasks for the Orland GSA and other Glenn County GSA agencies.

Fiscal Impact of Recommendation: \$2500 from the Water Fund or General Fund.

Table 1. Potential Foundational Actions for Colusa County Pre-GSP Work Plan ***DRAFT FOR DISCUSSION ONLY***

Selected Pre-GSP Foundational Actions (actions ultimately required for GSP development but offering potential benefits if completed early; NOT a complete list of GSP requirements)	Other Potential Benefits/Utility during GSA Formation and Early GSP Development	Lead Agency	Associated Cost (\$), (\$\$), or (\$\$\$)	Funding Source	Priority 1 (high) 2 (medium) 3 (low)	Notes
Develop County-wide monitoring plan , involving assessment of existing monitoring well network, other existing wells, and the need for additional monitoring sites. Assessment will address all pertinent sustainability indicators: groundwater levels and storage, water quality, land subsidence, and depletion of interconnected surface waters.	Monitoring plan will provide the basis for defining costs associated with expanding and improving the County's monitoring network to meet SGMA requirements. Supports integration of County monitoring with monitoring plans developed by others. Also supports SGMA budgeting process, cost allocation determinations, and preparation of grant funding proposals.	County	\$71,000	Prop 1 Grant	1	In progress; scheduled completion 12/31/17
			\$7,000	County in-kind		
Develop a groundwater data management system to support SGMA-mandated analyses and reporting. Involves defining future reporting requirements, assessing existing County computer hardware and software, developing a phased implementation plan and associated costs, and implementing an initial development phase to support near-term groundwater management and reporting requirements.	Data management system phased implementation plan supports SGMA budgeting process, cost allocation determinations and preparation of grant funding applications. The initial implementation phase will improve data access, management and reporting of groundwater data.	County	\$90,000	Prop 1 Grant, County	1	In progress; scheduled completion 12/31/17
			\$8,000	County in-kind		
Describe existing groundwater wells in the County based on data extracted from Well Completion Reports. Analyze and compare data with respect to spatial and temporal distribution within the county.	Description of well characteristics supports development of the county-wide groundwater monitoring program. Also supports preliminary assessment of subbasin sustainability, particularly as related to the vulnerability of shallow production wells to declining groundwater levels.	County	\$76,000	Prop 1 Grant; County	1	In progress; scheduled completion 12/31/17
			\$20,000	County in-kind		
			\$18,500	County in-kind Grant Admin		Intern Work
Identify and describe all beneficial uses and users of groundwater in the county. Develop a database of groundwater users by use type for purposes of public outreach and notification. Describe the land uses and property interests potentially affected by the use of groundwater in the basin. Prepare descriptions of land use and other pertinent elements of general plans in the county.	Provides clarity and transparency to County decision-making. Ensures effective outreach. Provides basis for estimating County costs for outreach and public participation.		\$30,000 ± 50%			

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<u>Reconnaissance-level Hydrogeologic Conceptual Model (HCM)</u> will be developed under the County's Prop 1 grant project for the portions of the Colusa and West Butte Subbasins within Colusa County. Add detail to the reconnaissance HCM to make it suitable for the GSP, and coordinate with other local agencies overlying the Colusa and West Butte Subbasins, outside of Colusa County to ensure technically consistent HCM for the subbasins as a whole.	A more detailed Hydrologic Conceptual Model (HCM) would provide a basis for developing a common understanding of subbasin structure and characteristics, and provide the basis for comparing and evaluating the suitability of existing groundwater models, and, ultimately, for refining a groundwater model for Colusa County. The HCM and groundwater model will be needed for GSP development.		\$75,000 ± 30%		2	
<u>Assemble and analyze available data to evaluate existing and potential future effects on land subsidence, streamflow depletion and Groundwater Dependent Ecosystems (GDE) due to groundwater pumping.</u> Assess the probability of each of these SGMA Sustainability Indicator posing limits on operation of the subbasin, and potentially requiring implementation of management actions and projects (tools).	Provides a more reliable basis for assessing subbasin sustainability, for identifying the types and locations of management actions and projects that may be required to achieve sustainability, and for initiating discussion of Minimum Thresholds and Measureable Objectives. Informs the decision of whether management actions and projects to address sustainability should be formulated.		\$50,000 ± 50%		1	
<u>Assemble and analyze well drawdown and water use data in areas with declining groundwater levels</u> to assess the degree to which declining levels are due to local versus regional pumping.	Analysis will improve understanding and identify data gaps regarding whose pumping is contributing to groundwater level declines.		\$40,000 ± 30%		1	
<u>Develop detailed surface layer water budgets</u> (on par with those developed for the Area of Interest).	The budgets will provide detailed information about land use and cropping patterns, which informs discussion of governance and development of potential management actions and projects. (For example, the possible "scaling back" of groundwater production to avoid excessive groundwater decline.) The budgets will quantify and characterize the spatial distribution of groundwater recharge and pumping, and spatial distribution of recharge and pumping. Additionally, the budgets will feed directly into development of a groundwater model.		\$100,000 ± 30%		1	
<u>In areas with declining groundwater levels, prepare estimates of the reductions of groundwater storage over time and of sustainable groundwater yield.</u>	Estimating groundwater volume declines will improve understanding of the extent to which pumping might need to be reduced or surface water use increased to achieve sustainability, which informs the formulation of potential management actions and projects.		\$50,000± 50%		1	

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Based on assessment of Groundwater Conditions and Water Budgets, identify Management Areas based on the likelihood that management actions and projects will be needed to achieve sustainability.	Identifies groundwater pumpers who may need to cooperate in planning and implementing management actions and projects, and sharing related costs. Enables early input from stakeholders and the public.		\$20,000± 30% (requires completion of other efforts first)		2	
Compare and evaluate alternative existing models and select preferred model to be refined to support GSP development	Saves time during GSP development. Provides basis for developing approach and estimating costs for groundwater modeling.		\$15,000± 30%		1	
Identify and initiate refinements to selected model to incorporate local data; calibrate refined model	Saves time during GSP development; supports establishment of Minimum Thresholds and Measureable Objectives; provides basis for formulating and evaluating alternative management actions and projects		\$50,000 to \$250,000		2	
No early action recommended pending outcomes from other tasks.	N/A	N/A	N/A	N/A	3	
Based on the Monitoring Plan being developed under the Prop 1 grant project, identify and implement selected monitoring improvements to address high-priority data gaps ; seek grant funding for same.	Improves knowledge of groundwater conditions. Establishes baseline conditions for Management Areas. Supports development of GSP.		\$250,000 to \$1,000,000 +		2	
Building on findings from other early tasks, formulate reconnaissance-level plans and projects for increasing recharge and/or decreasing pumping in areas with persistently declining groundwater levels . Alternative themes include: securing additional surface water supplies (in-lieu recharge); importing groundwater from adjoining areas with more productive aquifers; artificial recharge by surface spreading on suitable ag lands during winter or in ephemeral creeks; and, reducing water demands, such as by changing cropping patterns.	Identifies most cost-effective options for achieving sustainability. Provides basis for seeking grant funding to conduct more detailed planning and design, if necessary.		\$100,000±50%		2	

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