

MINUTES OF REGULAR MEETING, ORLAND CITY COUNCIL, Tuesday February 19, 2013
7:30 p.m.

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

ROLL CALL

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

Councilmembers absent: None

Staff present: Grant Administrator Janet Wackerman, Recreation Director Joe Fenske, City Planner Scott Friend, Public Works Director Jere Schmitke, Sergeant Sean Johnson, City Attorney Greg Einhorn, Assistant City Manager/City Clerk Angie Crook and City Manager Pete Carr

ORAL AND WRITTEN COMMUNICATIONS

Citizen Comments:

None

Introduction:

Mayor Gee presented members of the local Boy Scouts Troop 4 and their leaders with a commendation letter. Council appreciated their efforts in putting up the flags on Walker Street during the holidays.

Mayor Gee requested Item VIII.C.2 – Parks Commission recommendation regarding Bihler Field to be brought forward at this time. City Manager Carr described Bihler Field improvements which have been completed so far. However, the American Legion Board is requesting the City purchase a special mix of materials with a soil conditioner such as Diamond Pro that would provide a more consistent playing surface. The balance remaining in the donation fund for Bihler improvements is \$1,300. The cost of a shipment of Diamond Pro is approximately \$6,700. The Parks Commission has recommended a meeting of all stakeholders to determine conditions of the field and who would maintain it. The Parks Commission advised that specialized maintenance of the league baseball diamond is not a city public works crew responsibility; mowing is routine, but infield conditioning is not. Orland High School Athletic Director advised they are satisfied with the current condition of Bihler Field. Council discussed concerns in costs of maintenance. City Attorney Greg Einhorn advised using Park Development Impact Fees is a gray area, since the soil could be considered a one-time improvement, but impact fees are not intended for ongoing maintenance. American Legion Coach Greg Ferreira requested the City to finish what was started. Orland High School baseball players stated there were safety reasons for completing the improvements to the field. Council agreed to table a decision at this time until staff and stakeholders meet to discuss the issue as recommended by the Parks Commission, and seek advice from a baseball field maintenance expert.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilor Roundy followed up on fees/donations for the Arts Commission's bronze horse sculpture project. Councilor Roundy advised there were concerns at the last meeting regarding the Public Arts Fund paying for the pedestal and sales tax on the sculpture. Councilor Roundy stated by reviewing the minutes, contract and municipal code, the commission is correct in charging the PublicArts fund for the pedestal and sales tax. Councilor Edwards advised she was told the contractor for the pedestal was not charging for his labor, only material costs. Councilor Paschall and Mayor Gee stated they do not agree with this area of the municipal code or the fact the contract states mounting and installation shall be the responsibility of the agency. Mayor Gee stated he was under the impression the sculpture would be entirely funded by donations. Councilor Paschall and Mayor Gee request there be a review in the future of the municipal code on how the Arts fee fund is handled.

CONSENT CALENDAR

- A. Approve City Council minutes for January 22, 2013 and February 4, 2013.
- B. Approve Warrant List (payable obligations).
- C. Receive and file Public Safety Commission minutes for December 10, 2012.
- D. Letter of Appreciation to Will Tasto, Waste Tire Products.
- E. Approve and authorize City Manager to sign Memorandum of Understanding with Dos Rios Continuum of Care.
- F. Approve and authorize Automatic Aid Agreement between the Hamilton City Fire Protection District and the Orland Rural Fire District/Orland City Fire Department.
- G. Adopt Resolution No. 2013-06 approving use of Library Park for the Glenn County Certified Farmer's Market.
- H. Approve and authorize City Manager to sign Letter of Convenience and Necessity for Grocery Outlet, 1026 South Street, Orland.

Councilor Edwards requested Item E. removed from the consent calendar for more explanation.

Vice Mayor Hoffman moved, seconded by Councilor Edwards to approve the consent calendar except for Item E. Motion carried unanimously with no abstentions.

Councilor Edwards advised the date of the Memorandum of Understanding for Dos Rios Continuum of Care should be corrected. Council questioned whether the City is responsible for any of the services provided in the agreement. It was noted that Glenn County HRA is the responsible agency. Sergeant Johnson advised the police department does issue motel vouchers and bus tickets on a discretionary basis, but city funds are not used.

Councilmember Edwards moved, seconded by Vice Mayor Hoffman to accept the Memorandum of Understanding with the Dos Rios Continuum of Care. Motion carried unanimously with no abstentions.

PUBLIC HEARING

Grants Administrator Wackerman brought forward a request for public input and to adopt Resolution No. 2013-07 approving the use of the City's Community Development Block Grant Program (CDBG) Program Income (PI) for a waiver activity. Ms. Wackerman stated Council

awarded Bob Becker Construction the contract for \$155,000 to renovate the city's library. The total construction project is \$160,000. Orland Friends of the Library will be contributing \$75,000 of this cost and offered to conduct fundraisers to purchase tables, chairs, etc. The City can request from the State to use program income funds to replace the worn floor covering for the main library as well as purchase of tables, chairs, project screen and other items. City Manager Carr advised approval of the application would allow the City to utilize up to \$41,000 for accessory expenses. The Public Hearing opened at 7:38 p.m. for comments. No comments were received, the Public Hearing closed at 7:39 p.m.

Councilmember Roundy moved, seconded by Councilmember Paschall to adopt Resolution No. 2013-07 authorizing the City Manager or his designee to sign the CDBG Program Income Waiver Activity application and submit to the State. Motion carried unanimously with no abstentions.

ADMINISTRATIVE COMMUNICATIONS

Public Works Director:

Public Works Director Schmitke gave an update on the role of the Public Works Department and projects:

- Working on connecting the Linwood subdivision to the Whitehawk subdivision with a 10 inch main water line.
- A grant has been recently applied for to dig and install a new water well to replace the Railroad Avenue well that was taken out of service last year.
- Working on covering the ditch at Bryant Street and extend Papst Avenue to the north making it a through street.
- Bihler Field was upgraded by improving the infield.

The Public Works department is also in charge of the Green Waste Dump site. Due to misuse of the facility in the past, a gatekeeper was hired, and fees are now collected ranging from \$5 - \$15. The site is currently receiving 30-60 loads per day. Public Works Director Schmitke stated he also has concerns that will need to be addressed in the future, such as dump trucks that do not meet current Air Resource Board standards; replacement of the head works at the City sewer treatment plant and a generator is needed for the four lift stations. Mr. Schmitke advised the City's annual green waste curbside pickup needs to be reconsidered. Mr. Schmitke advised the public works crew keeps busy with extra projects (i.e. vacant parking lot, decorating around town, putting up banners). Mr. Schmitke stated there is a position in the public works department that remains unfilled at this time. Council thanked the Public Works department for the outstanding job they do.

City Planner:

City Planner Friend gave an update on the progress of the City's Development Impact Fee Program. City Planner Friend will be meeting with department heads to assess capital facilities needs, equipment costs and potential future impacts and service needs anticipated from new growth and development within the City. The City's population has increased by 2 to 4 percent in years past; projections show 3,000 to 10,000 new residents to Orland in twenty years. City

Planner Friend stated due to some services changing, finding the right level of future service can be a struggle. City Planner Friend will bring the project back in 30 to 60 days for review.

City Manager:

City Manager gave an update on the pending agreement with Orland Unified School District Swimming Pool Improvements. The City received a bid from Holiday Pools, the only company that submitted a bid. The firm and proposal has been reviewed by staff and found to be responsible to perform the work. The contract price to upgrade the pool is approximately \$400,000. The Orland Unified School District has not given a clear agreement that this project is a priority, even though it was favored by the Orland Unified School Board. City Manager advised Council needs to decide whether to proceed and construct the pool without the school agreement. However, the contractor has advised depending on the weather, he cannot guarantee the pool would be complete by June 10, causing a potential disruption to the Orland Otters swim season. City Manager Carr advised If Council decides to defer the construction project until the end of summer, costs may possibly increase. Kathy Orona-Ike advised a delay in the completion of the pool would be devastating to the swim team this year. Council discussed considering a pool cover if the decision is to delay the project.

Councilmember Roundy moved, seconded by Councilmember Edwards to delay the construction of the pool project until further notice. Motion carried unanimously with no abstentions.

Motion was amended by Vice Mayor Hoffman and seconded by Councilor Edwards to delay construction of the pool project until *mid-August*. Motion carried unanimously with no abstentions.

City Manager Carr requests Council to consider approval of a paving project for the west end of South Street, utilizing Gas Tax/Street Funds. Mr. Carr noted with the recent significant private investment into the shopping center, this is an ideal time to make the repairs and improvements. The City received two bids; the lowest bidder from Knife River Construction for \$54,000. Tesoro Corporation has advised they would contribute \$15,000 towards the project. This contribution would help defray about 27% in costs, therefore, utilizing up to \$39,000 in City gas tax/street funds.

Councilor Roundy moved, seconded by Vice Mayor Hoffman to approve project and accept bid from Knife River Construction, to reconstruct and repave the section of South Street from northbound 1-5 off-ramp to the shopping center main entrance, at a total cost of \$54,000, utilizing \$39,000 from gas tax/street funds and a \$15,000 contribution from Tesoro Corporation. Motion carried unanimously with no abstentions.

ADJOURN

Meeting adjourned at 9:50 p.m.

_____Clerk

_____Mayor