

MINUTES OF REGULAR MEETING, ORLAND CITY COUNCIL, Tuesday September 3, 2013

7:00 p.m.

CALL TO ORDER

Meeting called to order by Mayor Gee.

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

Councilmembers absent: None

Staff present: 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 7:01 p.m.

CLOSED SESSION

Closed Session was held regarding Conference with Legal Counsel – Anticipated Litigation. Initiation of litigation pursuant to Government Code Section: 54956.9(d) (4); one potential case.

Meeting adjourned to open session at 7:22 p.m.

REPORT FROM CLOSED SESSION

Direction given to City Manager.

Meeting reconvened to regular session at 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, Vice Mayor Dennis Hoffman and Mayor Charles Gee

Councilmembers absent: None

Staff present: Chief of Police J.C. Tolle, Recreation Director Joe Fenske, City Attorney Greg Einhorn, Assistant City Manager/City Clerk Angie Crook and City Manager Pete Carr

ORAL AND WRITTEN COMMUNICATIONS

Citizen Comments:

Byron Denton, 127 Tanner Way, stated the ice cream social turned out great. Mr. Denton thanked the Public Works department for getting fire hydrants painted. Mr. Denton asked if the Community Center committee ever recommended a location for the community center. Mayor Gee advised

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there has not been a recommendation at this time. Mr. Denton questioned when the nexus study for impact fees will begin. City Manager Carr advised the City Planner will be bringing forward that issue at the next regular scheduled Council meeting on September 16<sup>th</sup>.

### CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Paschall stated he will not be able to attend the next two regularly scheduled Council meetings as he will be out of town.

Councilmember Edwards reported on the following:

- Attended Public Works commission meeting;
- Attended Parks and Recreation Commission meeting; thanked the City Manager and City Clerk for their work on the Commissioner Guide.

Councilmember Roundy reported on the following:

- Attended Water Consortium meeting in Chico; Congressman Garamendi presented a plan for the State;
- Attended Friends of the Library Ice Cream Social.

Vice Mayor Hoffman reported on the following:

- Attended Friends of the Library Ice Cream Social; ribbon cutting of new library addition;
- Attended K9 fundraiser.

Mayor Gee reported on the following:

- Met with representative from Assemblyman Dan Logue's office and was updated on progress of State's new diesel rules;
- New WiFi connection in Library park and Carnegie building.

Bonnie Morgan advised all covered California insurance agents will now be required to sign Darfur certification in regards to Obamacare.

### CONSENT CALENDAR

- A. Approve Warrant List (payable obligations).
- B. Approve City Council minutes for August 19, 2013.
- C. Receive and file Public Works Commission minutes for May 29, 2013.
- D. Approve increase in green waste dumping fees to \$8 per pick-up, \$15 for pick-up plus trailer and \$35 for a semi-truck.
- E. Set the Fall 2013 green waste pick up dates for September 28 through October 6.

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

### PUBLIC HEARING

Conduct Public Hearing for first reading by title only: An Ordinance of the City Council of the City of Orland amending Chapter 2.18.070 of the Orland Municipal Code: Public Arts Fund.

City Manager Carr introduced for first reading by title only an ordinance of the City Council of the City of Orland amending Section 2.18.070 of the Orland Municipal Code: Public Arts Fund. The new amended subsection (H) would read as follows:

*H. Any expenditure of \$1,000.00 or more from the Public Arts Fund of public artwork development fees collected pursuant to section 2.10.100, or such other funds as may be appropriated by the city council pursuant to section 2.18.070(a), requires prior approval by the City Council. Any expenditure of funds donated into the Public Arts Fund or funds deposited into the Public Arts Fund from the sale of artwork and related items does not require prior approval by the City Council. The city shall monitor the Public Arts Fund for the purpose of administering this subsection.*

Mr. Carr advised this would enhance the Council's fiduciary responsibility to provide oversight over taxpayer funds. The Chair of the Arts Commission did not oppose the amendment. The Public Hearing opened for comments at 7:46 p.m. No comments were received, the Public Hearing closed at 7:47 p.m.

Councilmember Edwards moved, seconded by Councilmember Paschall to approve the first reading of an ordinance of the City Council of the City of Orland amending Section 2.18.070 of the Orland Municipal Code: Public Arts Fund. Motion carried unanimously with no abstentions.

#### ADMINISTRATIVE COMMUNICATIONS

##### City Manager:

Mr. Carr presented recommendations from the Recreation Commission updating the capital improvements plan outlined in 2012 for parks and recreation facilities. The Parks and Recreation Impact Fee fund will have approximately \$275,000 available for other projects, after the pool project. The Commission's updated recommendations as follows:

1. Pool:
  - a. Expand the pool deck space by relocating the fence between it and the pool, but retain the baby pool;
  - b. Modify the current spectator seating rather than replacing it, and relocate the fence from in front to behind it ; and,
  - c. Proceed with visual aesthetics.
2. Spray Park:
  - a. Allocate up to \$100k for this; and,
  - b. Locate it at Lely Park with fire dept. theme.
3. Bihler Field:
  - a. Allocate \$12k to add one section of bleachers providing seating for 200+;
  - b. Develop low-cost options for providing shade cover for existing bleachers; and,
  - c. Work with community groups to get the scoreboard replaced.

Discussion occurred that fencing should still be considered at the between spectator seating and the pool, possibly lowered to a 3 foot height. Recreation Director Fenske felt it was important to

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keep the baby pool, so you have something to offer parents with younger and older children in the same park. Mr. Fenske advised the Orland Otters swim team only wanted additional deck space and felt moving the fence would be adequate. Dwight Foltz suggested converting the baby pool area to a spray park. Council advised all options of spray park should be considered.

Council discussed the need for new Bihler Field bleachers, additional seating and shade coverings. It was suggested reengineering the existing bleachers. Council discussed asking the High School to help in replacing the scoreboard.

Councilmember Roundy moved, seconded by Councilmember Edwards to approve the Parks Commission recommendations as listed above with the following additions:relocate the deck/baby pool fence; retain the baby pool or convert baby pool to a spray park; reduce the fence to 3' in front of the spectator bleaches and 7' fence behind spectator seating at the swimming pool; add new bleachers for Bihler Field and request help from the high school as well as other community groups in replacing the scoreboard. Motion carried unanimously with no abstentions.

City Clerk Crook brought forward for Council consideration Resolution No. 2013-19 setting forth the City of Orland's commitment to a Healthy Eating Active Living City (HEAL).

Vice Mayor Hoffman moved, seconded by Councilmember Paschall to adopt Resolution No. 2013-19 setting forth the City of Orland's commitment to a Healthy Eating Active Living City (HEAL). Motion carried with no abstentions.

ADJOURN

Meeting adjourned at 8:34 p.m.

\_\_\_\_\_Clerk

\_\_\_\_\_Mayor