

CALL TO ORDER

Meeting called to order by Mayor Hoffman. Meeting opened with the pledge of allegiance.

ROLL CALL

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

Councilmembers absent: None

Staff present: Public Works Director Ed Vonasek, City Attorney Greg Einhorn, Assistant City Manager/City Clerk Angie Crook and City Manager Pete Carr

ORAL AND WRITTEN COMMUNICATIONS

Citizen Comments:

None

CONSENT CALENDAR

- A. Approve Warrant List (payable obligations).
- B. Approve City Council minutes for August 21, 2017.
- C. Receive and file Planning Commission minutes for March 16, 2017.

Action: Councilmember Edwards moved, seconded by Councilmember Paschall to approve the consent calendar as presented. The motion carried by the following voice vote:

AYES: Charles Gee, Salina Edwards, Jim Paschall, Bruce Roundy and Mayor Dennis Hoffman

NOES: None

ABSENT: None

ABSTAIN: None

PUBLIC HEARING

None

ADMINISTRATIVE COMMUNICATIONS

City Manager Carr brought forward for Council consideration a request by Monica Rossman for waiver of a Conditional Use Permit Application fee of \$1,040. Mr. Carr explained that Ms. Rossman had originally applied for a Home Occupation Administrative Use Permit to open a beauty shop at her residence located at 35 Yolo Street. However, upon review of the application, the planning staff denied the application. An appeal was brought forward by Ms. Rossman at the last Planning Commission meeting and had been continued to the September 21st regularly scheduled Planning Commission meeting. Ms. Rossman is considering to apply for a Conditional Use Permit instead, with an application fee of \$1,040 which she is

requesting to be waived. Council discussed and agreed it could set a bad precedent if they decided to waive any type of fee. Council expressed there was no justification in waiving the fee. Mr. Carr noted the fee has not been increased since 2004. Vice Mayor Roundy stated he didn't want the general fund to pay for the fee. Mayor Hoffman stated current codes on home occupation based businesses may need to be reviewed, may be too restrictive. Ms. Rossman stated her neighbors have supported her business and advised they do not object to her doing business out of her home. Her family has been in the beauty salon business for many years and has donated a lot of time and monies to many local charities and organizations. Ms. Rossman advised she can only work on one customer at a time, will have limited hours during the day and would not have any signage in front of the home. She stated she has already paid significant fees (\$65 & \$350) and her application has been denied. The additional Conditional Use Permit application fee does not guarantee approval. Vernon Montague, 6384 County Road 21, stated Council should consider a reduced fee for her home based business, minus the other fees she has already paid. Councilmember Paschall stated he did not want to send the wrong message to the Planning Commission if Council decided to reduce or waive fees. City Attorney Einhorn advised Council does have discretion on a case by case basis to waive or reduce fees for such stated reason.

Action: Councilmember Paschall moved, seconded by Councilmember Gee to accept the \$1,040 Conditional Use Permit fee; however, reduce the balance by what has already been paid respectively, with total balance due of \$625.00. The motion carried 4-1 by the following voice vote:

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

City Attorney Einhorn brought forward request to approve and authorize the City Manager to execute AB 119 Side Letter Agreements between the City of Orland and United Public Employees of California Local 792, Mid Management & General Units.

Action: Councilmember Paschall moved, seconded by Councilmember Edwards to approve and authorize City Manager to execute side agreements between the City of Orland and United Public Employees of California Local 792, Mid-Management and General Units. The motion carried by the following voice vote:

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

City Manager Carr presented proposed modifications to Façade Improvement Program for Council to consider. Mr. Carr stated the Economic Development Commission has recommended to Council to consider raising the reimbursement from \$1,000 to \$1,500 to possibly stimulate some more interest in the Facade Improvement Program. Mr. Carr requested Council to also consider the following questions which have been proposed: 1). Should the City allow participation by more than one business in the same

building, and/or by one property owner for each of its façade tenants? 2). If the program fund utilization was less than \$1,000 by any one applicant for a certain business, should the applicant be allowed to use remaining balance within 3 years? 3). Can churches and other non-profits make use of the program, instead of only business facades? After Council discussion, Council felt it was reasonable to consider an increase in the program reimbursement to \$1,500. Council agreed and directed staff to proceed with proposed protocols.

City Manager Carr brought forward the City Facilities Accessibility Transition Plan. The City had contracted with a certified accessibility specialist (CAsp) to thoroughly assess the compliance of the Library and Carnegie buildings. A prioritized plan was developed and discussed. Council agreed the City needs to take good faith efforts to become in compliance with these regulations and reduce the City's risk. Staff advised the plan will be updated as needed, and reported annually to Council.

Action: Councilmember Paschall moved, seconded by Councilmember Edwards to approve the City Facilities The motion carried by the following voice vote:
AYES: Charles Gee, Salina Edwards, Jim Paschall, Bruce Roundy and Mayor Dennis Hoffman
NOES: None
ABSENT: None
ABSTAIN: None

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Paschall had no reports at this time.

Vice Mayor Roundy reported on the following:

- More information coming regarding City support on SB 108;
- Will be attending Annual League of California Cities Conference set for Sept. 13-15th.

Councilmember Edwards had no reports at this time.

Councilmember Gee reported on the following:

- Attended City/County Economic Development Commission meeting; Jody Samons doing outstanding job; Holly Sugar moving forward with new business, Rice Straw board business starting construction, new brewery in planning stages.

Mayor Hoffman had no reports at this time.

ADJOURN

Meeting adjourned at 8:23 p.m.

Clerk

Mayor