

CLOSED SESSION

Closed Session was held regarding Conference – Review of Labor Negotiations with Operating Engineers No. 3 – Orland Police Officers Association; Pursuant to Government code Section: 54957.6; City Manager: Joe Riker; Finance Director – Daryl Brock; Employee Organization: Orland Police Officers Association.

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

ROLL CALL

Councilmembers present: Paul Barr, Mike Yalow, Bruce Roundy and Mayor Vern Montague  
Councilmembers absent: Reggie Olney  
Staff present: Marilyn Cochran, Bob Pasero, Daryl Brock, Pam Otterson, Janet Wackerman, Angie Crook, Tom Andrews and Joe Riker

REPORT FROM CLOSED SESSION

Mayor Montague advised the report from closed session will be heard during open session under agenda item IX.C.1. addressing the MOU with the Orland Police Officers Association and Operating Engineers #3.

ORAL AND WRITTEN COMMUNICATIONS

Citizen Business:

None

CONSENT CALENDAR

- A. Waive reading except by title, of any ordinances under consideration at this meeting for either introduction or passage per Government Code §36934.
- B. Approve City Council minutes for July 21, 2008.
- C. Approve Warrant List.
- D. Approve City Council Workshop minutes for July 25, 2008
- E. Approve Orland Arts Commission minutes for July 16, 2008.

Councilmember Yalow moved, seconded by Councilmember Barr to approve the consent calendar as presented. Motion carried with no abstentions and Councilmember Olney absent.

PUBLIC HEARING

None

ADMINISTRATIVE COMMUNICATIONS

Finance Director:

Finance Director Brock brought forward the 2008-09 Preliminary Budget and request Council to discuss and consider date to possibly set a Budget Workshop. Finance Director Brock recommended Council and Department Heads should discuss various areas of concern; such as use of the carryover balance and future needs of the building department. Finance Director Brock recommended Councilmembers to contact him prior to the workshop to answer any specific questions they may have.

Councilmember Yalow moved, seconded by Councilmember Roundy to schedule a Budget Workshop for Wednesday, August 20, 2008, 6:30 p.m., at the Carnegie Center. Motion carried with no abstentions and Councilmember Olney absent.

City Attorney:

City Attorney Andrews presented the response from City Council to the 2008 Grand Jury Final Report. The various issues which were contained in the report included (1) scheduling of regular meetings of the Orland City Council pursuant to existing ordinances, (2) appointment and training of planning commissioners, and (3) conducting special meetings for particular purposes. Council was very pleased with the response City Attorney Andrews provided the Grand Jury.

Councilmember Yalow moved, seconded by Councilmember Barr to approve and authorize the Mayor to sign the response to the Grand Jury Final report 2007-2008. Motion carried with no abstentions and Councilmember Olney absent.

Interim City Manager:

Interim City Manager Riker brought forward request to ratify MOU with the Orland Police Officers Association and Operating Engineers #3 for one year. A summary of the negotiated agreement include:

- Terms of Agreement: One Year, July 1, 2008-June 30, 2009
- Wages:
  - Effective July 1, 2008 a 3% increase in base pay salary
  - Effective January 1, 2009 a 2% increase in base pay salary
- Sergeant Salary Scale: In order to achieve and maintain a 5% differential between the top step of a Patrol Officer and the first step of a Sergeant the following change is made: Effective July 1, 2008 the bottom two salary steps of the Sergeant's scale will be removed and two additional steps will be created at the top of the salary schedule. The schedule will then be re-numbered Step 1 through Step 5. (Current Step 3 will become Step 1, current Step 4 will become Step 2 and current Step 5 will become Step 3). All advancements on the salary schedule shall occur on employee's anniversary date.
- Longevity Pay: An increase of 2.5% of salary will be given upon completion of 10, 20, and 30 years of full consecutive years of city employment.
- Deferred Compensation: For any employees who opt not to accept medical coverage, the City will contribute \$200 per pay period into a fixed retirement account.
- Vacation rates: Corrected the rate differential between sworn and non-sworn employees:
  - Sworn – 3 weeks/year for 0 – 5 years; 4 weeks/year for 6 or more years of service.

Non-Sworn – 2 weeks/year for 0 – 5 years; 3 weeks/year for 6 or more years of service.

- Direct Deposit: The City will provide full time employees with the option of direct deposit at no cost to the employee effective July 1, 2008. (Actually the City has provided this service since June of this year).
- Re-opening: A contract reopener is retained regarding retirement-Medical costs. The City is awaiting a letter of Opinion from Liebert Cassidy Whitmore on the City's contracts for retirement and PEMHCA requirements. The opener is for retirement-medical only.

City Manager Riker advised some typo/corrections will need to be made in the draft MOU. City Manager Riker advised the increases will be built into the budget and lay off clauses are present in both Union contracts.

Councilmember Barr moved, seconded by Vice Mayor Roundy to approve the MOU with the Orland Police Officers Association and Operating Engineer's #3 for 2008-2009.

Roll Call Vote:

Ayes: Councilmembers Barr, Yalow, Roundy and Mayor Montague

Noes: None

Motion carried 4 - 0 - 1 with no abstentions and Councilmember Olney absent.

Interim City Manager Riker request Council to select a voting delegate and alternate for 2008 LOCC Annual Conference in Long Beach, CA.

Councilmember Yalow moved, seconded by Councilmember Barr to nominate Vice Mayor Roundy as voting delegate for the LOCC Annual Conference in Long Beach. Motion carried with no abstentions and Councilmember Olney absent.

Vice Mayor Roundy moved, seconded by Councilmember Barr to nominate Councilmember Yalow as alternate voting delegate at the LOCC Annual Conference in Long Beach. Motion carried with no abstentions and Councilmember Olney absent.

Interim City Manager Riker presented request to adopt Resolution No. 2008-17 to authorize submittal of an application to the State Department of Housing and Community Development for funding under the HOME program in the amount of \$500,000. The funds would provide down payment assistance to qualifying low income families and first time home buyers. City Manager Riker stated to date the City has received a total of \$3.5 million in housing rehabilitation/planning grant funds.

Councilmember Yalow moved, seconded by Councilmember Barr to adopt Resolution No. 2008-17 to authorize submittal of an application to the State Department of Housing and Community Development for funding under the HOME program in the amount of \$500,000. Motion carried with no abstentions and Councilmember Olney absent.

**RESOLUTION NO. 2008-17**

**THE CITY COUNCIL OF THE CITY OF ORLAND AUTHORIZES SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE HOME INVESTMENT PARTNERSHIPS PROGRAM; AND IF SELECTED, THE EXECUTION OF A STANDARD AGREEMENT, ANY AMENDMENTS THERETO, AND OF ANY RELATED DOCUMENTS NECESSARY TO PARTICIPATE IN THE HOME INVESTMENT PARTNERSHIPS PROGRAM**

CITY COUNCIL COMMUNICATIONS

Vice Mayor Roundy noted Sunday August 24<sup>th</sup> is the Ice cream Social and dedication of the gazebo in Library Park. The Arts Commission will have shows planned in the Art Gallery from September through February. The Arts Commission will have a special arts show to kickoff the Orland Centennial celebration in December.

Mayor Montague advised National Night Out is August 5, 2008, 6:00 p.m. in the Library park.

Mayor Montague stated Tri-County Economic Development Corporation is discussing a name change.

City Manager Riker noted a public forum regarding the General Plan Update will be held Thursday August 7, 2008, 6:30 p.m., in the Orland High School Multi-purpose room.

City Attorney Andrews advised code enforcement notices which have gone out to property owners concerning weed abatement, due to the high fire danger, have been very responsive.

ADJOURN

Meeting adjourned at 8:20 p.m.

\_\_\_\_\_ Clerk

\_\_\_\_\_ Mayor