



ORLAND CITY COUNCIL REGULAR MEETING AGENDA

Tuesday, October 15, 2024 at 6:30 PM

Glenn Success Square Conference Center, 131 E Walker Street

P: (530) 865-1600 | www.cityoforland.com

City Council: Chris Dobbs, Mayor | Mathew Romano, Vice-Mayor

Bruce T. Roundy | Jeffrey A. Tolley | John McDermott

City Manager: Pete Carr **City Clerk:** Jennifer Schmitke

Virtual Meeting Information:

<https://us02web.zoom.us/j/84946303508>

Webinar ID: 849 4630 3508 | Zoom Telephone: 1 (669) 900-9128

Public comments are welcomed and encouraged in advance of the meeting by emailing the City Clerk at jtschmitke@cityoforland.com or by phone at (530) 865-1610 by 4:00 p.m. on the day of the meeting

1. **CALL TO ORDER - 6:30 PM**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**

Comments from the public are welcomed. The Mayor will announce the opportunity for comments related to 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. In order to respect all speakers and attendees, please refrain from outbursts like clapping or booing.

4. **CONSENT CALENDAR**

- A.** Warrant List (Payable Obligations) (Pg.3)
- B.** Approve City Council Minutes for (Pg.13)
- C.** Receive and File Recreation Commission Minutes from July 31, 2024 (Pg.21)
- D.** Receive and File Economic Development Commission Minutes from September 10, 2024 (Pg.23)
- E.** Receive and File Public Works and Safety Commission Minutes from August 14, 2024 (Pg.26)
- F.** Receive and File Public Works and Safety Commission Minutes from September 12, 2024 (Pg.30)
- G.** Approve letter of support for Purpose Place Services Center (Pg.33)
- H.** Upgrade to City Telephone Communication System (Pg.34)

- I. Request for Contract Service with Tyler Technology for Year-End Payroll Processing Support (Pg.36)
- J. Orland Apartments Loan Assumption (Pg. 38)
- K. Homelessness, Drug Addiction, and Theft Reduction Act of 2024 (Proposition 36) (Pg.39)

5. PRESENTATION

- A. POLICE OFFICER RECOGNITION**

6. PUBLIC HEARING

- A. Revise Orland Municipal Code (OMC) Title 8 – *Health and Safety* to include standards for Massage and Bodywork Establishments - Scott Friend, City Planner (Pg.46)

7. ADMINISTRATIVE BUSINESS

- A. Camping Prohibition, Sit/Lie/Sleeping Prohibition, Public Hazards (Personal Property Storage Prohibition) Sleeping in Motor Vehicles Prohibition (Discussion/Action) - Greg Einhorn, City Attorney (Pg. 56)
- B. Request for County Transportation Partnership Funding (Discussion/Action) - Zach Barber, Public Works Director (15 min) (Pg.70)
- C. Update to ARPA Project Budget (Discussion/Direction/Action) - Pete Carr, City Manager (15 min) (Pg.77)

8. ORAL AND WRITTEN COMMUNICATIONS

Public 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. The public is advised to limit discussion to one presentation per individual. While not required, please state your name and place of residence for the record. Please direct all your comments to the Mayor or Vice Mayor, not to City Staff nor to the audience.(Public Comments will be limited to three minutes).

9. CITY COUNCIL COMMUNICATIONS AND REPORTS

10. ADJOURN

CERTIFICATION: Pursuant to Government Code Section 54954.2(a), the agenda for this meeting was properly posted on October 11, 2024.

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 video recordings are also available.

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 530-865-1610 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.

CITY COUNCIL

Chris Dobbs, Mayor
Mathew Romano, Vice-Mayor
Bruce T. Roundy
Jeffrey A. Tolley
John McDermott

CITY OFFICIALS

Jennifer Schmitke
City Clerk

Leticia Espinosa
City Treasurer

CITY OF ORLAND

INCORPORATED 1909

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



CITY MANAGER

Peter R. Carr

WARRANT LIST

October 15, 2024

PERS 9/5/2024 - 9/18/2024 # 19	9/26/2024	\$	29,549.88
Payroll Compensation # 20	9/19/2024	\$	153,127.62
Payroll Taxes # 20	9/19/2024	\$	42,751.34
Other Payroll Deductions # 20	9/19/2024	\$	2,071.42
Payables Obligations	10/10/2024	\$	248,753.68
Payables Obligations	10/10/2024	\$	272,214.95
		\$	<u>748,468.89</u>

APPROVED BY

Mayor, Chris Dobbs

Vice-Mayor, Mathew Romano

Councilmember, Jeffrey A. Tolley

Councilmember, John McDermott

Councilmember, Bruce T. Roundy



City of Orland, CA

Payroll Check Register

Employee Pay Summary

Pay Period: 9/19/2024-10/2/2024

Packet: PYPKT00248 - 9/19/24-10/02/24 #20
Payroll Set: Payroll Set 01 - 01

Employee	Employee #	Payment Date	Number	Earnings	Deductions	Taxes	Net
Alva, Micaela	ALV01	10/04/2024	120	2,419.33			
Andrade, Edgar	AND00	10/04/2024	121	3,673.93			
Aparicio, Lilia Mejia	MEJ00	10/04/2024	148	3,143.80			
Arellanes, Ashley	ARE00	10/04/2024	122	1,185.34			
BALDRIDGE, EDEN	BAL01	10/04/2024	123	306.00			
Barber, Zachary	BAR02	10/04/2024	124	3,658.49			
BLAKE, CHRISTINA	BLA00	10/04/2024	125	141.44			
BOWERS, LINDA	BOW00	10/04/2024	126	441.37			
CARLSON, PRESTON	CAR06	10/04/2024	14787	239.25			
Carr, Peter R	CAR03	10/04/2024	127	6,653.84			
Cessna, Kyle A	CES00	10/04/2024	128	6,559.60			
Chaney, Justin	CHA01	10/04/2024	129	4,873.08			
CONTRERAS, ISAAC	CON00	10/04/2024	130	144.00			
Cortes, Jovany	COR00	10/04/2024	131	2,086.12			
Crandall, Jeremy	CRA00	10/04/2024	132	2,484.22			
EHORN, CAITLIN A	EHO00	10/04/2024	133	582.40			
Espinosa, Leticia	ESP00	10/04/2024	134	2,441.72			
Esther, Paris ki	EST01	10/04/2024	14788	222.75			
Flores, Jose D	FLO00	10/04/2024	135	4,746.69			
GALVAN, ROSAURA	GAL00	10/04/2024	136	565.76			
GAMBOA, YADIRA	GAM00	10/04/2024	137	447.20			
Garcia Martinez, Jose	MAR05	10/04/2024	14791	208.00			
Gonzalez, Giovanni	GON00	10/04/2024	138	1,369.55			
Guerrero, Jorge	GUE02	10/04/2024	140	2,537.77			
Guerrero, Victor	GUE04	10/04/2024	14789	208.00			
Guerrero Simpson, Deysy D	GUE01	10/04/2024	139	2,808.00			
Henderson, Olivia	HEN00	10/04/2024	141	2,513.17			
Johnson, Sean Karl	JOH01	10/04/2024	142	7,140.34			
Lazzaretto, Lauren Elizabeth	LAZ00	10/04/2024	14790	289.00			
Lopez, Joel	LOP02	10/04/2024	144	2,121.62			
Lopez, Esau	LOP01	10/04/2024	143	1,886.98			
Lowery, Katherine	LOW00	10/04/2024	145	4,745.79			
Martindale, Ryan Eugene	MAR02	10/04/2024	146	4,890.10			
MARTINS, PAULINA	MAR03	10/04/2024	147	191.25			
Meza, Jody L	MEZ00	10/04/2024	149	4,441.47			
Mills, Daryl A	MIL00	10/04/2024	150	221.60			
Mondragon, Meagan N	MON03	10/04/2024	151	1,731.60			
MORECI, RORY	MOR03	10/04/2024	152	238.00			
MYERS, KEVIN	MYE00	10/04/2024	153	712.12			
OLIVER, LINDA	OLI00	10/04/2024	154	294.24			
Ortega, Allan	ORT01	10/04/2024	155	208.00			
Ovard, Addison	OVA01	10/04/2024	14792	214.50			
Pacheco, Dominic	PAC00	10/04/2024	14793	214.50			
Perez, Arnulfo Zintzun	ZIN00	10/04/2024	179	1,797.12			
Perez, Margarita T	PER00	10/04/2024	14794	2,219.16			
PHILLIPS, OLIVIA	PHI01	10/04/2024	157	127.50			
Pinedo, Edgar Esteban	PIN00	10/04/2024	158	4,112.27			
Porras, Estel	POR00	10/04/2024	159	1,578.07			
Punzo, Emzly	PUN01	10/04/2024	160	208.00			
Reimers, Norah	REI00	10/04/2024	14795	214.50			
Rice, Gerald W	RICO1	10/04/2024	161	2,290.97			

Packet: PYPKT00248 - 9/19/24-10/02/24 #20
Payroll Set: Payroll Set 01 - 01

Employee	Employee #	Payment Date	Number	Earnings	Deductions	Taxes	Net
Rivera, Israel	RIV00	10/04/2024	162	2,293.44			
Rodrigues, Anthony	ROD00	10/04/2024	163	2,610.64			
Roenspie, Thomas Luke	ROE00	10/04/2024	164	6,555.84			
Romero, Arnulfo	ROM00	10/04/2024	165	3,273.05			
Sanchez, Daniel Angel	SAN03	10/04/2024	167	2,883.30			
Sandoval, Lucila	SAN02	10/04/2024	166	2,412.11			
Schmitke, Jennifer	SCH03	10/04/2024	168	2,681.44			
Shannon, Kyle Anthony	SHA02	10/04/2024	169	2,106.37			
Stewart, Roy E	STE01	10/04/2024	170	3,226.30			
Suarez, Bryan E	SUA02	10/04/2024	171	2,090.54			
Suarez, Armando Rueda	SUA03	10/04/2024	14796	2,240.06			
Sutton, Brandon Kijana	SUT00	10/04/2024	172	3,847.29			
Swinhart, Robert	SWI00	10/04/2024	173	2,131.13			
THOMPSON, JAYDEN	THO02	10/04/2024	174	222.75			
Valenzuela, Brenda	VAL00	10/04/2024	175	162.18			
Vargas, Alberto	VAR02	10/04/2024	176	3,378.04			
Vargas, Giovanni	VAR01	10/04/2024	14797	468.52			
Vlach, Raymond Joseph	VLA00	10/04/2024	177	5,301.08			
Webster, Zachary	WEB00	10/04/2024	178	1,987.98			
Webster, Rebecca A	PEN01	10/04/2024	156	4,506.04			
			Totals:	153,127.62			



City of Orland, CA

Tax History Report 4. A.

Report Summary By Tax Code

10/4/2024 - 10/4/2024

Tax Code	Subject To Amount	Calculated Employee Amt	Calculated Employer Amt	EE Adjustment Amount	ER Adjustment Amount	Supplemental Subject To	Supplemental Amount (EE)	Total Employee Amount	Total Employer Amount
Federal W/H - Federal Income Tax Withholding	131,054.85	13,090.35	0.00	0.00	0.00	0.00	0.00	13,090.35	0.00
MC - Medicare	150,186.72	2,177.72	2,177.72	0.00	0.00	0.00	0.00	2,177.72	2,177.72
SDI - State Disability Insurance	150,186.72	1,652.04	0.00	0.00	0.00	0.00	0.00	1,652.04	0.00
SS - Social Security	150,186.72	9,311.64	9,311.64	0.00	0.00	0.00	0.00	9,311.64	9,311.64
State W/H - State Income Tax Withholding	127,182.49	5,030.23	0.00	0.00	0.00	0.00	0.00	5,030.23	0.00
		31,261.98	11,489.36	0.00	0.00		0.00	31,261.98	11,489.36



City of Orland, CA

Check Register

Packet: APPKT00046 - #20 Accounts Payable

By Check Number

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: AP Checking-Accounts Payable Checking						
OPO00	OPOA Treasurer	10/03/2024	Regular	0.00	726.00	59950
STA00	State Disbursement Unit	10/03/2024	Regular	0.00	925.84	59951
UPE00	UPEC, Local 792	10/03/2024	Regular	0.00	419.58	59952

Bank Code AP Checking Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	5	3	0.00	2,071.42
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	0	0	0.00	0.00
EFT's	0	0	0.00	0.00
	5	3	0.00	2,071.42



City of Orland, CA

4. A.

Open Payable Report

As Of 10/10/2024

Summarized by Payable Account

Payable Number	Description	Post Date	Payable Amount	Discount Amount	Shipping Amount	Tax Amount	Net Amount
Payable Account: 999-2099 - Accounts Payable (Pooled Cash)							
Vendor: ABD00	Advanced Document Concept						Payable Count: (5) 442.30
139675	BD-PLAN-PW/Copies Sep 1-30,2024	10/10/2024	105.89	0.00	0.00	0.00	105.89
139677	FD/Measure A-Copies Sep. 1-30, 2024	10/10/2024	12.03	0.00	0.00	0.00	12.03
139678	REC/Copies Sep. 1-30, 2024	10/10/2024	22.08	0.00	0.00	0.00	22.08
INV139674	Multi-Depts/Copies Sep 1-30, 2024	10/10/2024	211.39	0.00	0.00	0.00	211.39
INV139676	PD/Copies Sep. 1-30, 2024	10/10/2024	90.91	0.00	0.00	0.00	90.91
Vendor: AFF00	Affordable Computer Solut						Payable Count: (1) 330.00
7561	LIB/Public & Staff Computer Maintenance	10/10/2024	330.00	0.00	0.00	0.00	330.00
Vendor: AMA03	Amazon Capital Services						Payable Count: (1) 927.99
1XCJ-QGTM-CK14,1GJ	LIB/Books for Orland,Bayliss & Hamilton City Suply	10/10/2024	927.99	0.00	0.00	0.00	927.99
Vendor: APP02	Appeal-Democrat						Payable Count: (1) 72.70
07242024 2nd	LIB/Glenn County Transcript Subscription	10/10/2024	72.70	0.00	0.00	0.00	72.70
Vendor: AUT00	Auto Zone Inc.						Payable Count: (1) 8.88
04084185250	PD/Black Magic Tire Wet	10/10/2024	8.88	0.00	0.00	0.00	8.88
Vendor: BJO01	Beth Bjorklund						Payable Count: (1) 150.00
10072024	AC/Gallery Show Hanging Oct., Nov., Dec., 2024	10/10/2024	150.00	0.00	0.00	0.00	150.00
Vendor: BOO00	Boot Barn Inc.						Payable Count: (1) 519.77
406221,406220	PW/Boots	10/10/2024	519.77	0.00	0.00	0.00	519.77
Vendor: CAL14	Cal Signal Corp						Payable Count: (1) 600.00
10004,10005	PW/6th St & South St/Commerce & Newville Repairs	10/10/2024	600.00	0.00	0.00	0.00	600.00
Vendor: CAL25	California Air Resources						Payable Count: (1) 735.00
P-054971-060624	PW/Portable Equipment Registration	10/10/2024	735.00	0.00	0.00	0.00	735.00
Vendor: CWE00	California Water Environm						Payable Count: (1) 239.00
100824	PW/CWEA Membership - Romero	10/10/2024	239.00	0.00	0.00	0.00	239.00
Vendor: COM02	Comcast						Payable Count: (2) 704.33
10072024	Multi-Depts/Internet Connection Oct 3- Nov 2, 2024	10/10/2024	299.63	0.00	0.00	0.00	299.63
9222024	FD/Internet for Firehouse	10/10/2024	404.70	0.00	0.00	0.00	404.70
Vendor: COR02	Corning Chevrolet Buick						Payable Count: (1) 550.87
74862,74863,74864	PD/Fleet Equipment Maintenance	10/10/2024	550.87	0.00	0.00	0.00	550.87
Vendor: COR05	Corning Ford						Payable Count: (1) 4,388.00
61219,241470	PW/PD/Fleet Equipment Maintenance	10/10/2024	4,388.00	0.00	0.00	0.00	4,388.00
Vendor: COR00	Corning Lumber Co., Inc.						Payable Count: (1) 300.26
2409-061261,2409-0	PW/Shop/Street Supplies/ARPA PW/Streetscapes-9	10/10/2024	300.26	0.00	0.00	0.00	300.26
Vendor: CSA00	Csac-Eia						Payable Count: (1) 589.26
25400916	Employee Assistance Program	10/10/2024	589.26	0.00	0.00	0.00	589.26
Vendor: DEP21	Department Of Finance						Payable Count: (1) 150.00
September2024	PD/Parking Cite Assessment for September 2024	10/10/2024	150.00	0.00	0.00	0.00	150.00
Vendor: ECL00	Eclectic Horseman Comm.,						Payable Count: (1) 300.00
65426	AC/Website Hosting 4th Quarter	10/10/2024	300.00	0.00	0.00	0.00	300.00
Vendor: ECO01	Ecorp Consulting, Inc						Payable Count: (1) 24,466.25
104757	Planning/Professional Service Aug 1-31, 2024	10/10/2024	24,466.25	0.00	0.00	0.00	24,466.25

Open Payable Report

As Of 10/10/2024

Payable Number	Description	Post Date	Payable Amount	Discount Amount	Shipping Amount	Tax Amount	Net Amount	
Vendor: AND07 10062024	Edgar Andrade PD/PER Diem Weapon Trning. Carmichael CA Nov.14-15	10/10/2024	100.00	0.00	0.00	0.00	100.00	
							Payable Count: (1)	100.00
Vendor: ENJ00 2024-34511	Enjoy AC/1/2 pg. Enjoy Magazine Nov. Issue	10/10/2024	489.00	0.00	0.00	0.00	489.00	
							Payable Count: (1)	489.00
Vendor: TIA00 10142018	Everbank, N.A. Multi-Depts/Copier Lease	10/10/2024	299.87	0.00	0.00	0.00	299.87	
							Payable Count: (1)	299.87
Vendor: GOL05 C1046147	Golden State Emergency Ve FD/Measure A-Lower Rear Step for E 27	10/10/2024	357.23	0.00	0.00	0.00	357.23	
							Payable Count: (1)	357.23
Vendor: GOL01 November 2024	Golden State Risk Dental & Vision & Health Insurance	10/10/2024	75,214.00	0.00	0.00	0.00	75,214.00	
							Payable Count: (1)	75,214.00
Vendor: GRA02 9/24-10/04	Grainger, Inc. PW/Shop/Water/Street Supplies PW/PD Fleet Maint.	10/10/2024	2,234.20	0.00	0.00	0.00	2,234.20	
							Payable Count: (1)	2,234.20
Vendor: GRE03 25272	Green Pro Solutions PW/Street Supplies	10/10/2024	573.95	0.00	0.00	0.00	573.95	
							Payable Count: (1)	573.95
Vendor: EIN02 12861	Gregory P. Einhorn CA/Contract Services September	10/10/2024	4,200.00	0.00	0.00	0.00	4,200.00	
							Payable Count: (1)	4,200.00
Vendor: STO04 September2024	Jeffrey G. Dunn Pest Control Services September	10/10/2024	237.00	0.00	0.00	0.00	237.00	
							Payable Count: (1)	237.00
Vendor: SHA08 24491	Jesse J Miller DbA Shasta PW/Safety Supplies	10/10/2024	796.78	0.00	0.00	0.00	796.78	
							Payable Count: (1)	796.78
Vendor: JIM03 7873	Jim Gray Trucking FD/Measure A-Delivery of Sand	10/10/2024	175.00	0.00	0.00	0.00	175.00	
							Payable Count: (1)	175.00
Vendor: MEZ00 10022024	Jody Meza LIB/Sep. Travel to Willows & Branches, PER Diem	10/10/2024	594.00	0.00	0.00	0.00	594.00	
							Payable Count: (1)	594.00
Vendor: JON00 714	Jon Ikerd PW/Repairs to 250 E Shasta	10/10/2024	110.00	0.00	0.00	0.00	110.00	
							Payable Count: (1)	110.00
Vendor: KEL01 5023393933.002	Keller Supply Company PW/Multi-Chlor Wells	10/10/2024	1,785.65	0.00	0.00	0.00	1,785.65	
							Payable Count: (1)	1,785.65
Vendor: CLE06 09292024	Kyle Cleek AC/Piano Music Art Reception Oct., Nov., Dec.,2024	10/10/2024	80.00	0.00	0.00	0.00	80.00	
							Payable Count: (1)	80.00
Vendor: LES00 620425	Les Schwab REC/Fleet Equipment Maintenance	10/10/2024	17.20	0.00	0.00	0.00	17.20	
							Payable Count: (1)	17.20
Vendor: GON03 10032024	Loretta Gonsalves REC/Aqua Aerobics	10/10/2024	775.20	0.00	0.00	0.00	775.20	
							Payable Count: (1)	775.20
Vendor: MAC02 230611 237633	Macquarie Equipment Capital Inc. REC/Printer Lease Payment FD/Measure A-Printer Lease	10/10/2024 10/10/2024	90.51 44.18	0.00 0.00	0.00 0.00	0.00 0.00	90.51 44.18	
							Payable Count: (2)	134.69
Vendor: PER02 10022024	Margarita Perez GAP Medical Reimbursement	10/10/2024	501.29	0.00	0.00	0.00	501.29	
							Payable Count: (1)	501.29
Vendor: VIL02 0004697	Margarita Villalba REC/Refund for Fall Basketball	10/10/2024	50.00	0.00	0.00	0.00	50.00	
							Payable Count: (1)	50.00
Vendor: MAT04 94874	Matson & Isom Multi-Depts/Baracuda Project, PD Server	10/10/2024	4,424.86	0.00	0.00	0.00	4,424.86	
							Payable Count: (1)	4,424.86
Vendor: MCM00-2 33719729	Mcmaster-Carr PW/Shop Supplies	10/10/2024	329.08	0.00	0.00	0.00	329.08	
							Payable Count: (1)	329.08

Open Payable Report

As Of 10/10/2024

4. A.

Payable Number	Description	Post Date	Payable Amount	Discount Amount	Shipping Amount	Tax Amount	Net Amount
Vendor: ALV06 10082024	Micaela Alva FD/Measure A-Fire Investigation Training Oct 21-24	10/10/2024	664.00	0.00	0.00	0.00	664.00
						Payable Count: (1)	664.00
Vendor: MID07 506065877	Midwest Tape LIB/DVDs	10/10/2024	51.69	0.00	0.00	0.00	51.69
						Payable Count: (1)	51.69
Vendor: MIL00 3-390789	Miller Glass, Inc. PW/Fleet Equipment Maintenance	10/10/2024	808.12	0.00	0.00	0.00	808.12
						Payable Count: (1)	808.12
Vendor: MJB00 1495350	Mjb Welding Supply, Inc PW/Shop Supplies	10/10/2024	12.90	0.00	0.00	0.00	12.90
						Payable Count: (1)	12.90
Vendor: NAP00 09252024 September2024	Napa Auto Parts FD/Fleet Filters for Engines Oil & Battery C20 PW/Park Equipment Maint/PW/Shop/Water Supplies	10/10/2024 10/10/2024	1,132.28 3,224.03	0.00 0.00	0.00 0.00	0.00 0.00	1,132.28 3,224.03
						Payable Count: (2)	4,356.31
Vendor: JCN00 788251	Nelson'S Building Mainten Multi-Dept/BM - Bathroom/Cleaning Supplies	10/10/2024	610.20	0.00	0.00	0.00	610.20
						Payable Count: (1)	610.20
Vendor: NUS00 130949555	Nuso, Llc FD/Measure A-Phone Lines	10/10/2024	105.42	0.00	0.00	0.00	105.42
						Payable Count: (1)	105.42
Vendor: OLD04 701420	Old School Machine FD/Fleet Maintenance Gasket for E 28	10/10/2024	125.73	0.00	0.00	0.00	125.73
						Payable Count: (1)	125.73
Vendor: HEN02 09182024	Olivia Henderson REC/Reimbursement Soccer Equipment	10/10/2024	36.44	0.00	0.00	0.00	36.44
						Payable Count: (1)	36.44
Vendor: ONS00 50424	On Site Safety Services Inc. PW/Pesticide Training	10/10/2024	600.00	0.00	0.00	0.00	600.00
						Payable Count: (1)	600.00
Vendor: ORE00 295814, 296204	O'Reilly Auto PD/PW/FD/Fleet Equipment Maintenance	10/10/2024	441.19	0.00	0.00	0.00	441.19
						Payable Count: (1)	441.19
Vendor: ORH00 09272024 Sep2024FD September2024	Orland Hardware PD/Car Wash Soap, Cable Ties, Pad Lock FD/Measure A- Equipment for T39, Office Supplies Multi-Depts/Office Supplies	10/10/2024 10/10/2024 10/10/2024	40.92 1,573.66 2,529.70	0.00 0.00 0.00	0.00 0.00 0.00	0.00 0.00 0.00	40.92 1,573.66 2,529.70
						Payable Count: (3)	4,144.28
Vendor: ORL15 5701 & 57252	Orland Saw & Mower PW/Shop Supplies	10/10/2024	42.00	0.00	0.00	0.00	42.00
						Payable Count: (1)	42.00
Vendor: PAC07 7407, 7453, 7534, 757	Pace Analytical Services, PW/Lab Services	10/10/2024	2,481.32	0.00	0.00	0.00	2,481.32
						Payable Count: (1)	2,481.32
Vendor: PON00 81034, 8116, 81128	Ponci's Welding PW/Sewer Supplies, Equipment Maintenance	10/10/2024	716.65	0.00	0.00	0.00	716.65
						Payable Count: (1)	716.65
Vendor: QUI02 40771114, 40772532,	Quill Corp. Multi-Depts/Office Supplies	10/10/2024	340.22	0.00	0.00	0.00	340.22
						Payable Count: (1)	340.22
Vendor: GAL08 8514	Rickey Louis Galbraith PW/GT/Streets-Paver Rental for 8th St & Tehama	10/10/2024	1,800.00	0.00	0.00	0.00	1,800.00
						Payable Count: (1)	1,800.00
Vendor: ROL00 16616, 16617, OCT7, 2	Rolls, Anderson & Rolls Engineering/Prof Services + DWR Services	10/10/2024	60,854.50	0.00	0.00	0.00	60,854.50
						Payable Count: (1)	60,854.50
Vendor: SEI00 30605	Roy R Seiler, C.P.A Accounting Professional Service September 2024	10/10/2024	3,488.00	0.00	0.00	0.00	3,488.00
						Payable Count: (1)	3,488.00
Vendor: SUN05 September2024	Sun Life Financial Gap Insurance	10/10/2024	5,681.69	0.00	0.00	0.00	5,681.69
						Payable Count: (1)	5,681.69
Vendor: T&S01 24-2659	T And S DVBE, Inc. PW/Streets Supplies	10/10/2024	1,791.34	0.00	0.00	0.00	1,791.34
						Payable Count: (1)	1,791.34
Vendor: ROE02	Thomas Roenspie						
						Payable Count: (1)	50.00

Open Payable Report

As Of 10/10/2024

Payable Number	Description	Post Date	Payable Amount	Discount Amount	Shipping Amount	Tax Amount	Net Amount
10062024	PD/PER DIEM-Leadership Course Nov 7-8,2024	10/10/2024	50.00	0.00	0.00	0.00	50.00
Vendor: T-M00	T-Mobile					Payable Count: (1)	29.40
09212024	LIB/Wifi Hotspot	10/10/2024	29.40	0.00	0.00	0.00	29.40
Vendor: TRA02	Transamerica					Payable Count: (1)	489.21
September2024	TERM INSURANCE	10/10/2024	489.21	0.00	0.00	0.00	489.21
Vendor: TRU00	True Blue Propane					Payable Count: (1)	188.13
2024TANKRENTAL	PW/Yearly Propane Lease	10/10/2024	188.13	0.00	0.00	0.00	188.13
Vendor: TYL00	Tyler Technologies, INC.					Payable Count: (5)	18,329.16
025-479132	CH/Financial Software Setup	10/10/2024	7,250.00	0.00	0.00	0.00	7,250.00
025-479913	CH/Financial Software Setup	10/10/2024	639.16	0.00	0.00	0.00	639.16
025-480336	CH/Financial Software Setup	10/10/2024	2,320.00	0.00	0.00	0.00	2,320.00
025-480795	CH/Financial Software Setup	10/10/2024	4,640.00	0.00	0.00	0.00	4,640.00
025-482719	CH/Financial Software Setup	10/10/2024	3,480.00	0.00	0.00	0.00	3,480.00
Vendor: USB03	U.S. Bank					Payable Count: (1)	2,500.00
09252024	Pension Obligation Bond Admin Fee Sep1-Aug31,2025	10/10/2024	2,500.00	0.00	0.00	0.00	2,500.00
Vendor: VAL02	Valley Rock Products					Payable Count: (1)	244.10
87480	FD/Measure A-Pump Testing Facility	10/10/2024	244.10	0.00	0.00	0.00	244.10
Vendor: VER03	Verizon Wireless					Payable Count: (1)	266.07
9974046238	PW/SCADA Computer & Ipads	10/10/2024	266.07	0.00	0.00	0.00	266.07
Vendor: HEI01	Virgil Heise					Payable Count: (1)	100.00
9012024	FD/Janitorial	10/10/2024	100.00	0.00	0.00	0.00	100.00
Vendor: ARA00	Vistis Group Inc.					Payable Count: (1)	1,272.28
5066668668	PW/Uniform Cleaning-September	10/10/2024	1,272.28	0.00	0.00	0.00	1,272.28
Vendor: WHI08	White Cap, Lp					Payable Count: (1)	195.91
50028341442	PW/ARPA-Streetscapes-9	10/10/2024	195.91	0.00	0.00	0.00	195.91
Vendor: PAX00	Wyatt Paxton					Payable Count: (1)	6,510.81
793	BD/Professional Service/Mileage September 2024	10/10/2024	6,510.81	0.00	0.00	0.00	6,510.81
Vendor: WEB02	Zachary Webster					Payable Count: (1)	473.00
10082024	FD/Measure A-Fire Mechanic Training Oct 20-25,2024	10/10/2024	473.00	0.00	0.00	0.00	473.00
			Payable Account 999-2099		Payable Count: (87)	Total:	248,753.68



City of Orland, CA

Payable Register

Payable Detail by Vendor 4. A.

Packet: APPKT00048 - OPD HAND CHECK 10/10/2024

Payable #	Payable Type	Post Date	Payable Date	Due Date	Discount Date	Amount	Tax	Shipping	Discount	Total
Payable Description	Bank Code				On Hold					

Vendor: [FUT00 - FUT00](#)

Vendor Total: 248,472.97

F10637S, F106377	Invoice	10/10/2024	10/10/2024	10/10/2024	10/10/2024	122,346.55	0.00	0.00	0.00	122,346.55
PD/Measure A- 2025 Ford Vehicles Qty 2	AP Checking - Accounts Payable Checking				No					

Items

Item Description	Commodity	Units	Price	Amount	Tax	Shipping	Discount	Total
PD/Measure A- 2025 Ford Vehicles Qty 2	NA	0.00	0.00	122,346.55	0.00	0.00	0.00	122,346.55

Distributions

Account Number	Account Name	Project Account Key	Amount	Percent
010-5265-200	EQUIP MAINT		122,346.55	100.00%

F106418, F106298	Invoice	10/10/2024	10/10/2024	10/10/2024	10/10/2024	126,126.42	0.00	0.00	0.00	126,126.42
PD/Measure A- 2025 Ford Vehicles Qty 2	AP Checking - Accounts Payable Checking				No					

Items

Item Description	Commodity	Units	Price	Amount	Tax	Shipping	Discount	Total
PD/Measure A- 2025 Ford Vehicles Qty 2	NA	0.00	0.00	126,126.42	0.00	0.00	0.00	126,126.42

Distributions

Account Number	Account Name	Project Account Key	Amount	Percent
010-5265-200	EQUIP MAINT		126,126.42	100.00%



City of Orland, CA

Check Report

By Check Number

Date Range: 10/10/2024 - 10/10/2024

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: AP Checking-Accounts Payable Checking						
FUT00	FUT00	10/10/2024	Regular	0.00	248,472.97	59953
CAR02	Cardmember Service	10/10/2024	Bank Draft	0.00	646.82	DFT0000217
CAR02	Cardmember Service	10/10/2024	Bank Draft	0.00	150.76	DFT0000218
CAR02	Cardmember Service	10/10/2024	Bank Draft	0.00	1,646.96	DFT0000219
CAR02	Cardmember Service	10/10/2024	Bank Draft	0.00	91.96	DFT0000220
CAR02	Cardmember Service	10/10/2024	Bank Draft	0.00	289.56	DFT0000221
CAR02	Cardmember Service	10/10/2024	Bank Draft	0.00	488.90	DFT0000222
CAR02	Cardmember Service	10/10/2024	Bank Draft	0.00	171.99	DFT0000223
CAR02	Cardmember Service	10/10/2024	Bank Draft	0.00	743.75	DFT0000224
MIS01	Missionsquare - 304591	10/10/2024	Bank Draft	0.00	2,248.57	DFT0000225
MIS01	Missionsquare - 304591	10/10/2024	Bank Draft	0.00	2,240.96	DFT0000226
POS00	Postmaster	10/10/2024	Bank Draft	0.00	1,625.14	DFT0000227
MAC02	Macquarie Equipment Capital Inc.	10/10/2024	Bank Draft	0.00	47.84	DFT0000228
CAR02	Cardmember Service	10/10/2024	Bank Draft	0.00	1,440.14	DFT0000229
WEX00	Wex Bank	10/10/2024	Bank Draft	0.00	3,753.51	DFT0000230
WEX00	Wex Bank	10/10/2024	Bank Draft	0.00	5,798.67	DFT0000231
WEX00	Wex Bank	10/10/2024	Bank Draft	0.00	1,423.16	DFT0000232
WEX00	Wex Bank	10/10/2024	Bank Draft	0.00	85.90	DFT0000233
WEX00	Wex Bank	10/10/2024	Bank Draft	0.00	48.28	DFT0000234
CAR02	Cardmember Service	10/10/2024	Bank Draft	0.00	799.11	DFT0000235

Bank Code AP Checking Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	2	1	0.00	248,472.97
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	19	19	0.00	23,741.98
EFT's	0	0	0.00	0.00
	21	20	0.00	272,214.95



ORLAND CITY COUNCIL REGULAR MEETING Tuesday, October 1, 2024

CALL TO ORDER

Meeting called to order by Vice Mayor Matt Romano at 6:30 PM.

ROLL CALL

Councilmembers present:

Councilmembers Bruce T. Roundy, John McDermott, Jeffrey A. Tolley, Vice Mayor Matt Romano

Councilmembers absent:

Mayor Chris Dobbs

Staff present:

City Manager Pete Carr; Director of Administrative Services Rebecca Webster; City Attorney Greg Einhorn; Police Sergeant Kyle Cessna; Fire Chief Justin Chaney; Director of Public Works Zach Barber; City Clerk Jennifer Schmitke; City Engineer Paul Rabo

PLEDGE OF ALLEGIANCE

CONSENT CALENDAR

- A. Warrant List (Payable Obligations)
- B. Approve City Council Minutes from September 17, 2024
- C. Receive and File Planning Commission Minutes from August 15, 2024
- D. Receive and File Arts Commission Minutes from August 21, 2024
- E. Quarterly Report - Major Projects FY25
- F. Treasurer’s Report

ACTION: Councilmember Tolley moved, seconded by Councilmember McDermott, to approve the consent calendar as presented. Motion carried by a voice vote 4-0.

TOWN HALL FORUM: Measure J - Local Tax Measure

City Manager Pete Carr introduced a discussion on Measure J with a PowerPoint presentation, outlining its potential impact on the City of Orland. He explained that Measure J proposes a 1/2-cent sales tax aimed at supporting ambulance services, streets, parks, and the library. All revenue from this measure, which Orland residents will vote on in November, would stay within the City and cannot be taken by the State.

Mr. Carr reviewed the specific funding needs for each area covered by Measure J and noted just like Measure A that the City would publish an annual report detailing both the revenue generated and how it was allocated. Mr. Carr provided an overview of sales tax rates in surrounding areas. If Measure J passes, Orland's rate would align more closely with those of nearby cities like Chico, Oroville, and Williams.

Mr. Carr noted that City staff was available to answer any questions from the community or Council, aiming to help everyone make well-informed decisions on Measure J before the November 5 election.

Councilmember Roundy highlighted the need for pool repairs and mentioned that Measure J funding could support these updates.

Orland resident Byron Denton voiced his support for Measure J.

Unnamed county resident expressed concerns about higher taxes, citing frustration over recent raises for the Council and City Manager.

Orland resident Earl Megginson spoke in favor of Measure J, saying it's easier to stay current with updates rather than falling behind on repairs.

County resident Kristy Rumble agreed that ambulances and roads need support, thanking the City for recent road improvements but sharing her worries about rising taxes and bills, especially on a fixed income.

Orland resident Christine Stifter said she would feel more confident supporting Measure J if a citizen oversight committee were established. Vice Mayor Romano responded, explaining that the Council already oversees City spending and encouraged residents to hold the Council accountable by providing feedback. Councilmember Roundy added that annual audits for Measure A have always been clear but he would not oppose a citizen oversight committee. Mr. Carr acknowledged that a secondary committee could be established to review Measure J audits as well. Vice Mayor Romano reiterated that Councilmembers serve as the community's "watchdogs" and that citizens have the power to attend meetings and vote Council members in or out.

Resident Bonnie Hawkinson asked if the new ambulance service would allow patients to choose their hospital. Councilmember McDermott clarified that hospital selection depends on the emergency's urgency, rather than individual choice.

Orland resident Terrie Barr agreed that your vote is your voice. Over the past few months, she learned how to view the warrant list online and encouraged residents to visit City Hall if they have questions or wish to review invoices or other information. Ms. Barr stressed the importance of voting in a way that feels right, adding that citizens should feel confident that the Council prioritizes the community's best interests.

Councilmember Tolley noted for the record that he was the only Council member who voted against Measure J, explaining that he felt many residents were opposed to another tax. He also voted against the monthly stipend increase, feeling the amount was too high. He encouraged citizens to vote as they see fit, emphasizing that we live in a constitutional republic.

Councilmember McDermott noted that, initially, he was hesitant about a new tax. However, after discussing it with Ron Lane from the Economic Development Commission, he recognized that much of the revenue would come from freeway travelers, agreeing that it's far better to stay on top of city needs than to play catch-up. He expressed gratitude to the community for keeping the Council accountable

and contributing ideas for improvement. He added that Measure J would ease pressure on the Orland Volunteer Fire Department by funding a second ambulance, which would allow volunteers to focus on life-threatening emergencies rather than non-urgent calls.

Councilmember Roundy noted that Measure A helped the City “take care of its own” by funding Fire Department equipment and vehicle upgrades when needed. He believes Measure J will similarly benefit the City by reducing reliance on the general fund, calling it a “no-brainer” that will support the community well.

Vice Mayor Romano expressed pride in Orland, highlighting the community's many assets: a dedicated volunteer fire department, a well-maintained library, police department, beautiful parks, a functioning pool, and an outstanding Recreation Department. He described Orland as a “gem” but reminded everyone that these valuable resources require funding. Addressing a common complaint he hears around town about the fire and police departments having nice “stuff,” he asked if residents would prefer seeing quality resources or none at all. Vice Mayor Romano urged citizens to hold the Council accountable and encouraged attendance at Council meetings. He emphasized that areas in need, such as Westside Ambulance and the roads, would benefit from Measure J, which would also support park improvements and the library.

ADMINISTRATIVE BUSINESS

A. Proposed Agreement between City of Orland and OHB Hive

Vice Mayor Romano provided background on concerns raised at the last City Council meeting regarding The Hive’s potential closure. He explained that he collaborated with The Hive's owners, Mr. Carr, and Mayor Dobbs to draft a proposed Memorandum of Understanding (MOU) between the City and The Hive. The MOU includes a six-month extension for The Hive to use a dining tent while they design and construct a permanent structure. It also grants a parking variance to convert part of their parking area into an outdoor dining space and includes plans for street enhancements. Additionally, The Hive will be required to obtain necessary permits, submit a site plan, and enhance the corner lot with landscaping.

Councilmember Bruce Roundy expressed appreciation for Vice Mayor Romano's efforts and agreed that the Council should work together to support The Hive. However, he noted he was unaware that the MOU was not prepared by City Staff and felt that it should have been. He emphasized that The Hive should still follow the City's standard procedures, including coordinating with the Planning Commission, obtaining the necessary permits, submitting a site plan, and adhering to City Code. Councilmember Roundy recommended that City Staff connect with The Hive’s owners to proceed with the MOU initiated by Vice Mayor Romano.

Councilmember McDermott expressed his intent to resolve The Hive situation but opposed the possibility of a second six-month extension for the tent due to fire code concerns. He requested that City Staff and the City Attorney conduct a final review of the MOU and present it for a vote at the next meeting.

Councilmember Tolley suggested that the issue be brought to binding arbitration to involve a neutral third party in the resolution.

County resident Valerie Johnson expressed concerns about whether the Council is truly listening to the needs of local businesses. She added that the community should not have to question the Council’s integrity.

County resident and Planning Commissioner Vernon Montague thanked the Council for their service and contributions to the community. He expressed concern about the impact of losing local businesses, noting that a ½-cent sales tax means little if businesses leave. A strong supporter of the food service industry, Mr. Montague emphasized that businesses are the lifeblood of the community and urged the Council to remain mindful of their needs and to support all local businesses in any way possible.

Orland resident Jan Walker expressed her belief that the City Council was not fully aware of the situation with The Hive and that only Vice Mayor Romano had reached out to find a solution. She stated that she attends meetings to support local businesses but feels that the City is not adequately listening or providing assistance.

Orland resident Dottie Telfeski shared that she attends City Council meetings to stay informed and actively involved in what’s happening in the community.

Orland resident Byron Denton emphasized that he prioritizes attending City meetings to stay informed about community matters, adding that he is very proud of the City.

Orland resident Alex Enriquez inquired about the possibility of reducing parking minimums and permits for businesses to support struggling enterprises.

Orland resident Brandon Smith expressed that starting and operating a business should not be an additional burden for new entrepreneurs. He emphasized that alleviating these challenges would ultimately benefit the City as a whole. He encouraged both businesses and citizens to reach out to Council members if they encounter any issues.

Orland resident Terrie Barr expressed frustration over the short notice given to The Hive to secure a permanent structure solution, pointing out that The Hive had been working with City staff when, she says 12 days after she raised concerns about the water tower, the City suddenly required the tents to be removed promptly. Ms. Barr questioned the City’s rationale for ordering The Hive’s tents to be taken down, noting another tent in town that has not been held to the same standards, including lacking required building permits and stamped plans. She also referenced a letter from the ABC board regarding the Hive expansion and emphasized the lack of support from City staff in navigating the requirements for her restaurant’s expansion.

Orland resident Jose Lopez expressed his support for the MOU concerning The Hive, stating that he would like the Council to vote on it directly without sending it to the Planning Commission.

Orland resident Carolyn Denton appreciated that a solution is being discussed for The Hive and emphasized that the Council should resolve the issue rather than resorting to arbitration.

County resident Kristy Rumble found the MOU confusing and stated that while the restaurant does need more parking, she didn’t believe the corner lot required landscaping. Vice Mayor Romano spoke about the street parking mentioned in the MOU.

Orland resident Tammy Olivarez expressed her gratitude to the Council members who visited The Hive to discuss its needs. However, she also shared her frustrations about not knowing how or where to seek assistance for a solution. Ms. Olivarez questioned the necessity for The Hive to return to the Planning Commission only to have the issue brought back to the Council, emphasizing that “time is of the essence” for The Hive. She also voiced concerns about the future of her own business.

Councilmember Tolley requested to be on record stating that while he believes the MOU has good intentions, he feels that involving a disinterested third party for binding arbitration would be more effective in reaching a solution whether it be good for the Hive or good for City. He expressed his belief that a third party would provide a fair perspective and reiterated he is a no on the MOU.

Councilmember Roundy stated he is not against the Hive, he wants it to succeed, but he believes it needs to go through the right channels.

Councilmember McDermott appreciated Vice Mayor Romano starting the MOU but would like to see the MOU reviewed and agreed upon by with the City Manager and Greg Einhorn who usually creates these agreements, and the Hive owners and brought back at the next Council meeting.

Vice Mayor Romano responded by highlighting the collaborative nature of the MOU's drafting process, explaining that multiple revisions were made to address the concerns of all parties involved. He emphasized he is the representative for the citizens and he doesn't want to be on the Council that closes the Hive, "Time is of the essence. The buck stops right here, and we need to stand up and be accountable."

ACTION: Vice Mayor Romano moved, to approve the MOU between the OHB Hive and the City of Orland. Motion failed with no second.

B. Lift Station Standardization

Director of Public Works Zach Barber addressed the City's wastewater collection system, which relies on six lift stations with inconsistent equipment, complicating maintenance and increasing failure risks. To address these issues, the City sought contractor bids to upgrade and standardize five older lift stations, with two bids under consideration: \$456,565 from Simonds Machinery and \$432,997 from J&J Pumps. Both proposals allow for phased upgrades.

The Public Works & Safety Commission unanimously recommends J&J Pumps due to its strong reputation, proximity to Orland, and 24/7 service capability. J&J's pumps include a five-year warranty and an additional one-year all-inclusive warranty. Staff suggests designating J&J as a sole-source provider due to the limited availability of qualified contractors for wastewater systems.

Vice Mayor Romano clarified that the City is recommending J&J Pumps, and Director Barber elaborated that this recommendation is based on J&J's close proximity to the City, their competitive bid compared to the other company, and their inclusion of all necessary requirements.

Mr. Carr noted that J&J's original quote did not include the chopper pumps, with the fiscal impact initially reported as \$439,000 in the staff report. However, J&J provided a second quote that included the chopper pumps, stating that the correct fiscal impact should be just under \$420,000.

Councilmember McDermott emphasized the importance of updating the lift stations and expressed his support for the project. Councilmember Roundy also voiced his backing for moving forward with J&J Pumps. Councilmember Tolley acknowledged the project's significance but raised concerns about the overall costs, questioning whether the City should proceed with all upgrades at once or phase them. Mr. Carr responded that consolidating the projects is crucial, noting that the sewer fund has accumulated \$1.4 million over several years, reflecting the time it has taken for these issues to develop. He stressed the importance of presenting the three problems and solutions on tonight's agenda simultaneously, as it would significantly affect the fund, ultimately leaving the decision to the policymakers on whether to proceed all at once.

An unnamed county resident inquired whether the Council was aware of a business on the far west side of town that permits sewage from surrounding counties to be disposed of and flown through the City's system.

Mr. Denton emphasized that these projects are essential, asserting that the City needs to move forward with them. He pointed out that the funds are available to complete the projects and that now is the right time to address these issues.

Mr. Enriquez inquired whether the J&J Pumps quote was included in the packet and asked if the City would require larger motors, as indicated in Simonds' quote. Mr. Rabo responded that the City's current pump motor sizes are more than sufficient and that he does not believe an increase in pump size is necessary.

ACTION: Councilmember Tolley moved, seconded by Councilmember Roundy to approve the upgrading and standardizing the lift stations at this time and select J&J Pumps as the contractor. Motion carried by a voice vote 4-0.

C. Replacement Capital Expense: Vac-con Equipment (Discussion/Action) - Zach Barber, Public Works Supervisor

Director Barber discussed the City's two combination jetter and hydro-excavation machines—a 2004 model and a 2015 model—both essential for various water, sewer, and storm drain operations. He noted the need to replace the older machine. While some jurisdictions operate with just one machine, Orland finds having both enhances efficiency: the older model is suited for tougher excavation tasks, while the newer one is reserved for more precise jobs. The City's full-sized, dual-engine units can access difficult locations, offering flexibility beyond that of lower-cost, trailer-mounted units.

The Public Works & Safety Commission reviewed the request and unanimously recommended replacing the aging 2004 Vac-Con machine.

Councilmember Tolley inquired about the possibility of selling the old machine, to which Director Barber replied that while it could be sold, it would likely need to be an out-of-state sale due to emission standards. Councilmember McDermott clarified that all surplus City vehicles and equipment are typically sold through auction. Councilmember Roundy expressed support, stating, "We need, it lets get it."

Mr. Denton shared that he has long advocated for acquiring new equipment and expressed gratitude for the Public Works Department's efforts in serving the City.

Mr. Enriquez inquired whether other vendors had been considered and whether the City would benefit from a larger truck. Director Barber explained the difficulty of obtaining additional bids and licensing issues for driving larger vehicles.

Mr. Smith questioned whether this need qualifies as a public safety issue and if funds from Measure A could be utilized. Mr. Carr clarified that while Measure A fund allocation is at the discretion of policy makers and depends on how they define safety, many within the City believe water and sewer do have safety elements, though not at the level of fire or law enforcement.

Vice Mayor Romano expressed his support for replacing the equipment.

ACTION: Councilmember McDermott moved, seconded by Councilmember Tolley to approve the purchase of one Vac-con machine as proposed and recommended by the Public Works & Safety Commission and Director of Public Works. Motion carried by a voice vote 4-0.

D. Wastewater Treatment Plant (WWTP) Dredging Project

City Engineer Paul Rabo outlined the City's lagoon-based wastewater treatment system, which uses aerobic digestion, percolation, and evaporation to maintain compliance with state water standards. In 2015, "Blue Frog" aerators were introduced to extend the ponds' lifespan, though their efficiency could improve with better spacing. Over time, the treatment ponds, particularly Pond 1, have accumulated significant sludge, creating an urgent need for excavation. The remediation plan involves rerouting flow, drying sludge, disposing of it, and refilling the ponds with treated microbes, with potential upgrades to a serpentine flow system for greater efficiency. This multi-phase project will require specialized expertise and is expected to cost several million dollars.

The Public Works & Safety Commission has recommended engaging an experienced consultant to create a phased remediation plan and secure grant funding. A highly qualified consultant (SUSP) with a successful project history, including work in Hamilton City, has been identified as a sole-source provider. A project proposal has been requested from this consultant.

Mr. Carr emphasized the urgency and importance of this investment for the City.

Councilmember Tolley raised questions about project costs and the likelihood of finding grant funding, noting he's not opposed and views it as a good idea. Mr. Rabo responded that while he couldn't confirm available grants, the consultant had successfully secured funding for Hamilton City in the past.

Councilmember Roundy remarked that this long-standing issue has been delayed for too long, adding that further postponement will only increase costs.

Mr. Denton, who has advocated for this project for years, expressed strong support, and Mr. Montague echoed that it's clear the City should act now.

An unnamed county resident commented on the need to stop accepting sewage from other areas.

Vice Mayor Romano stated he researched the consultant, voicing confidence in their ability to manage the project, secure proposals, and identify funding sources. He reiterated the seriousness of the issue and the need to prioritize the ponds' maintenance.

ACTION: Councilmember Roundy moved, seconded by Councilmember McDermott to proceed with Phase 1 of the proposed WWTP project as proposed by Staff and endorsed by the Commission, engaging SUSP Engineering for planning and grant funding application. Motion carried by a voice vote 4-0.

ORAL AND WRITTEN COMMUNICATIONS

PUBLIC COMMENTS:

Mr. Denton thanked the Council for listening to the Public Works & Safety Commission and passing the projects and equipment that help the community.

County resident Yvonna Bennett spoke to Council about her concerns regarding public records and shared she has made a police report with the City police department.

Ms. Denton asked since the Hive MOU died if there was a way to bring the MOU back to Council and she look forward to seeing a solution. Vice Mayor Romano stated the City hopes to resolve the issue with the Hive.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Tolley:

- Attended the September 19th Planning Commission meeting;
- Stated Road M1/2 construction will begin spring 2025;
- Shared an experience he had meeting a traveling couple who were passing through Orland.

Councilmember Roundy:

- Will be attending Chamber of Commerce meeting Thursday October 3rd at I-5 café at 12 PM;
- LAFCo will be meeting this month and the Modoc Annexation will be continued;
- Would like to see a solution with the City and Hive owners.

Councilmember McDermott:

- Asked City Staff to meet with the Olivarez family to come up with a solution;
- Shared that he has heard from residents that the drain inlets near Fairview school have bad odors and asked if Public Works can check them;
- Attended the September 19th Planning Commission meeting.

Vice Mayor Romano:

- Shared his appreciation to City Staff and the Public Work Commission for their time working on the sewer system items.
- Spoke about an issue with horses at an event in Library Park.

MEETING ADJOURNED AT 9:23 PM

Jennifer Schmitke, City Clerk

Matt Romano, Vice Mayor



Recreation Commission Minutes July 31st 2024

1. CALL TO ORDER – 6:31 p.m.

The meeting was called to order by Chairman Carmona at 6:31pm.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Commission members present: Chair Larry Carmona, Vice-Chair Karen Baldrige, Commissioners Shannan Ovard, Joser Rosales, Jason Ovitz (arrived at 6:33pm)

Commission members absent: None

Staff present: Recreation Manager Olivia Henderson; accompanied by previous Rec Director Joe Fenske; City Manager, Pete Carr

4. ORAL AND WRITTEN COMMUNICATIONS

Citizen Comments:

Mr. Fenske requested to add Capital improvement: 6D to the Agenda, Chairperson Ovard made a motion to add it, Vice Chair seconded. Motion passed 5-0.

Mr. Fenske addressed the Recreation Commission and thanked them for their years of support.

Council Member Jeff Tolley made a public comment that people of the community would like to see more benches throughout Vinsonhaler Park.

5. CONSENT CALENDAR

A. Approve Recreation Commission Meeting Minutes from February 28th, 2024

Commissioner Ovard moved to approve; Vice Chair-person Baldrige seconded. Motion passed 5-0

6. ADMINISTRATIVE COMMUNICATIONS, REPORTS, AND ACTIONS

A. Introduction of Recreation Manager

Mr. Carr introduced Olivia Henderson as the new Manager of the Recreation Department. Vice-Chair Baldrige then invited Olivia to share some background about herself with the Commission.

B. Recap of Summer Programs

Mr. Fenske provided a recap of the summer recreation programs, including Soccer, Flag Football, Tumbling, Adult Co-ed Softball, Dance, Cheer Camp, and Basketball Camp. Joe suggested increasing dance classes to twice a week next year, instead of once, to help dancers retain their skills more effectively.

Ms. Henderson shared participant statistics for swimming lessons and emphasized the need to restructure the Private Lesson program to ensure timely completion. She also highlighted the number of swimmers brought to the pool daily by OUSD SPARK and stressed the importance of developing water safety skills for these students. Commission member Ovard suggested that Ms. Henderson connect with OUSD to explore a partnership that could potentially offer swimming lessons to SPARK students in the future, helping to address this gap.

Ms. Henderson noted the positive feedback received from the health inspector's summer report and mentioned the need to replaster the pool next summer.

C. Preview of Fall and Winter Programs

Ms. Henderson outlined the plans for Fall Soccer, noting that the registration process is already underway. She also mentioned that Youth Basketball is scheduled to start in January. While there won't be a Fall Volleyball program due to limited gym space, Ms. Henderson expressed the possibility of introducing it in the Spring.

D. Update on Capital Improvement

Mr. Fenske reviewed the Capital Improvement List, distributing a handout detailing current projects and their respective budgets. He recommended inviting Orland Little League to revisit discussions on the Lely Ball Field Project. Mr. Fenske also noted that Ms. Henderson would be responsible for obtaining estimates for a new play structure at Newport Park. He estimated that the Recreation Department currently has approximately \$180,000 in unallocated funds for park improvements.

Commission member Ovard suggested bringing all stakeholders together with the Recreation Department to prioritize specific projects for the unallocated funds, allowing the department to begin moving forward.

7. Commissioner Reports

Each Commission member took a moment to express their gratitude to Joe, recognizing his many years of dedication and service to the Recreation Department.

8. Future Agenda Items - None

9. ADJOURNMENT

The meeting was adjourned at 7:40pm.



ECONOMIC DEVELOPMENT COMMISSION REGULAR MEETING MINUTES

Tuesday, September 10, 2024

CALL TO ORDER - The meeting was called to order by Chairperson Lane at 4:00 pm.

PLEDGE OF ALLEGIANCE

ROLL CALL

Commissioners Present:	Ron Lane, Brandon Smith, Dennis Hoffman, Dee Dee Jackson and Tiffany Schulps
Commissioners Absent:	None
Councilmembers:	Jeffrey Tolley
Staff:	City Manager Pete Carr and City Clerk Jennifer Schmitke

ORAL AND WRITTEN COMMUNICATIONS

Councilmember Tolley stated that he had spoken with former commissioner Russell Pierce regarding his removal from the Commission and that Mr. Pierce said he was unaware of the meeting time change. City Clerk Jennifer Schmitke noted that she had made several attempts to reach Mr. Pierce by phone, email, and letter, but received no response.

CONSENT CALENDAR

A. Approval of Economic Development Commission Minutes from August 13, 2024

ACTION: Commissioner Hoffman moved, seconded by Commissioner Jackson to approve consent calendar as presented. Motion carried by a voice vote, 5-0.

ITEMS FOR DISCUSSION OR ACTION

A. Introduction of New Commissioner

City Manager Pete Carr introduced Tiffany Schulps as the newest member of the Economic Development Commission (EDC). Commissioner Schulps provided a brief introduction about herself and expressed her enthusiasm for joining the Commission.

B. Hotel Development Incentive Update

Mr. Carr reported that he brought the potential hotel incentive idea to City Council and received positive feedback regarding a possible reduction incentive. He also conveyed that the Council

requested the EDC to present a specific proposal with specific criteria for their review. Mr. Carr mentioned that, although he has researched incentive programs in other small cities without finding relevant examples.

The commissioners inquired about available lots near the freeway and explored the idea of zoning incentives, weighing the pros and cons of attracting larger chain hotels versus boutique hotels. They also discussed the topic of Airbnb operations in Orland, particularly regarding the collection of transient occupancy tax (TOT) and the requirement for business licenses. The commissioners agreed to conduct further research and reconvene to refine their recommendations on the types of incentives and hotels they envision for Orland.

Councilmember Tolley requested to be regarded as a citizen, not as a Council liaison, and raised questions about previous hotel developers who had shown interest in Orland. He remarked that if a developer truly wants to invest in the city, they will do so, and it is not the City's responsibility to attract them. Councilmember Tolley also expressed concerns about offering incentives to hotel developers, "rich people", stressing that the City Council declined granting CHIP with the incentives they requested to support housing' "poor people" for those in need in Orland. Chairperson Lane shared his concerns with Councilmember Tolley stating his same concerns that he has as a Councilmember and citizen as a Council liaison.

Orland resident Terrie Barr voiced her support for incentive programs but expressed concern over the City Council's decision to deny CHIP's request for incentives. She believes that all businesses should receive incentives to attract freeway traffic, which would, in turn, help businesses generate revenue and pay their taxes.

Commissioners expressed concerns that neighboring towns have multiple hotels, while Orland has struggled to attract another. They discussed the demand for a hotel in Orland, considering its proximity to local events. Mr. Carr mentioned that he will attend a Northern California City Managers meeting on September 12th, where economic incentives will be discussed, and he plans to share some relevant insights at the next EDC meeting. Commissioners asked to bring it back at the next regular meeting on October 14th.

C. Streetscapes Update

Mr. Carr provided an update on phase 1 of the City's streetscape plan, showcasing pictures of the lampposts, benches, and trash receptacles to be installed along 4th and 5th Streets. He noted that the high school shop is currently working on crafting the lampposts and benches and the shared City Public Works department is working on the pedestals and concrete work around lamp post areas. Mr. Carr projected that 5th Street would be completed by November of this year, 4th Street depends on lamppost fabrication.

Ms. Barr inquired about the designer behind the benches and lampposts. Mr. Carr explained that Melton Design created the overall streetscape plan, which included the design for the benches, lampposts, and trash receptacles. When asked about the project's cost, Mr. Carr stated that the budget is set at \$200,000 and the project is currently under budget. Ms. Barr also expressed concerns that the Arts Commission is not being involved in City projects like this.

D. Business and Economic Development Update

Mr. Carr shared with the Commission:

- JR Simplot closed its doors at the end of August;

- There are a few local companies interested in using the Baldwin-Minkler building for a potential industrial business;
- Accent Flooring will be moving into the 226 E Walker Street building next to Stor-Rite;
- City Council will be receiving recommendations for the Planning Commission on regulation of massage establishments in Orland , The Planning Commission meets September 19th at 5:30 pm in Carnegie Center;
- City Council will consider a camping ordinance at the September 17th meeting.

COMMISSIONER REPORTS

Chairperson Lane:

- Would like to look into getting murals around town to highlight Orland;
- Attended the council candidate night;
- Will be attending the End of Summer Car Show in Lely Park on September 14th, all proceeds go to the Greg Martinez Scholarship Foundation.

Vice Chairperson Smith:

- Shared the Fall Market is back every Friday evening in September starting at 5 pm in Library Park.

Commissioner Jackson:

- Shared the Chamber of Commerce is working on the highlight video for Orland and asked for community’s input on attractions, events and interest in Orland.

Commissioner Hoffman:

- Welcomed Ms. Schulps to the Commission;
- Stated his support for new business incentives and having the City make the process as simple as possible for the new business.

Commissioner Schulps:

- Nothing to report.

FUTURE AGENDA ITEMS

- Hotel Incentives
- Art Murals around town
- Freeway Signage – Advertising Orland

Ms. Barr shared she had heard about an upcoming stargazing event at Black Butte Lake, and Commissioners Jackson and Smith noted their communication with Black Butte Rangers to coordinate with the Chamber and the City in promoting these events. Mr. Smith further highlighted additional upcoming activities at Black Butte Lake, such as a trick-or-treat event and National Public Lands Day.

ADJOURN – 5:31 PM

Respectfully Submitted,

Jennifer Schmitke, Commission Secretary

Ron Lane, Chairperson



ORLAND PUBLIC WORKS & SAFETY COMMISSION REGULAR MEETING MINUTES
Wednesday, August 14, 2024

CALL TO ORDER

Meeting called to order by Chairperson David Paschall at 4:00 PM.

Pledge of Allegiance led by Director of Public Works Zach Barber.

ROLL CALL

Commissioners present: Commissioners Monica Rossman, Emil Cavagnolo, Commissioner Byron Denton and Vice Chairperson David Kelly, and Chairperson Jim, Paschall

Commissioner absent: None.

Staff present: Administrative Technician/Commission Secretary Meagan Mondragon; Public Works Director Zachary Barber; Fire Chief Justin Chaney, Police Chief Joe Vlach, Sargent Sean Johnson

ORAL AND WRITTEN COMMUNICATIONS

PUBLIC COMMENTS: Orland resident Carolyn Denton wanted to thank the Public Works Department and the Commission for the removal of the speed bumps on 8th Street.

CONSENT CALENDAR

- A. Approve Public Works and Safety Minutes for April 9, 2024

ACTION: Commissioner Rossman moved, seconded by Vice Chairperson Kelly, to approve the consent calendar as presented. Motion carried by a voice vote 5-0.

PUBLIC WORKS

- A. Public Works Department Update

Director Barber informed the Commission that the Public Works Department has been actively repainting safety striping and stop bars throughout the town, removing graffiti, and has installed two new pedestrian crosswalk signs along 6th Street near Moe’s Market. Additionally, the speed bumps on 8th Street were removed.

Vice Chairperson Kelly inquired about the status of a streetlight installation at the intersection of Sixth Street and Salomon Drive. Secretary Mondragon reported that an application has been submitted to PG&E for the installation, and the process is currently underway. Vice Chairperson Kelly also requested staff obtain a quote for adding longer streetlight arms on East Street.

B. East Street Striping Improvements

Mr. Rabo presented to the Commission the enhancements made to East Street, which were based on the Glenn County Action Transportation Plan from 2019 and City of Orland standards. These improvements included straightening the intersection, adding bike and transportation lanes, and reducing the length of pedestrian crosswalks. Mr. Rabo explained that the temporary solutions implemented by the Public Works Department at the time were the most effective given the available resources. Mr. Rabo also noted that a permanent solution, such as the one for Tehama Street, would cost approximately \$2 million.

The Commission shared their thoughts and concerns for East Street.

Orland resident Kristy Rumble voiced her suggestions, which included adding left and right turn lanes, installing flashing pedestrian signs, using glow-in-the-dark paint for marked crosswalks, ensuring evenly spaced parking on both sides, and expanding the bus stop area.

Another Orland resident, Janice Kinnier, raised her safety concerns related to East Street.

Vice Chairperson Kelly inquired about the number of accidents or incidents since the restriping of East Street. Sergeant Johnson reported one pedestrian accident since the restriping, noting that the bicyclist was at fault, compared to an average of three to four accidents per year in previous years. Sergeant Johnson added that there has been a decrease in speeding in the area as well. Chairperson Kelly requested that staff investigate the cost of a flashing pedestrian sign.

Mr. Rabo indicated that if the addition of left and right turn lanes were to be considered, a study could be conducted to evaluate its feasibility. Mr. Rabo mentioned that while the flashing pedestrian signs are a positive idea, they should be strategically placed in areas that truly need them. Mr. Rabo also proposed adding parking space on the east side, creating delineator turn pockets for bus stops, installing reflectors on the center line, and implementing thermoplastic striping on East Street.

Commissioner Cavagnolo asked whether the center line could be adjusted to the right to create more space for vehicles pulling out. Mr. Rabo confirmed that this adjustment is possible.

PUBLIC SAFETY

A. Police Department Update

The Police Chief informed the Commission that the department will welcome a new lateral candidate on August 26th. Police Chief provided a brief update on the dispatch contract with the Sheriff’s Department and highlighted the upcoming radio project is set to go live. The Chief expressed gratitude to the Commission for their support in utilizing Measure A funds to enhance the radio systems for both the Police and Fire Departments.

Vice Chairperson Kelly inquired about the status of the contract with the School Resource Officer (SRO). Sergeant Johnson explained that the Police Department is entering the final year of its contract with the Glenn County Office of Education, and the grant administrator has applied for additional funding to support the SRO position. The Police Chief emphasized that there are no plans to eliminate the SRO program, as it has proven to be a valuable asset to the City of Orland.

Police Chief shared that the stop sign added to intersection of South Street and Walnut Street by Fairview School has had great feedback now that school is back in session.

B. Fire Department Update

The Fire Chief reported that fire season has started, and the department has stationed an engine and three volunteers in Tehama County., and fire engines are deployed to Cal Fire stations for the past three weeks due to the ongoing Park Fire. The Chief noted that the department is on track to reach 800 calls this year, up from the 700s, having already responded to 500 calls

Fire Chief shared the training facility has been expanded to three stories, providing essential training opportunities for the volunteer firefighters, particularly in response to the new three-story apartment complex in town.

Fire Chief gave a brief update on the security around the training facility and the new pump tank that was installed.

NEW BUSINESS

Vice Chairperson Kelly asked about the discussion of adding delineators on Papst Street and E. Yolo Street. Fire Chief responded that he doesn’t see how the fire trucks can get around them since the road is narrow.

GENERAL

The next Public Works and Safety meeting is scheduled for October 10, 2024.

COMMISSIONER REPORTS

Commissioner Denton:

- Shared he is in favor of Measure J and the importance it will bring to the City.

Commissioner Rossman:

- Nothing to report.

Commissioner Cavagnolo:

- Shared he is in favor of the new water tank and the importance it is for the City.

Vice Chairperson Kelly

- Nothing to report.
- Chairperson Pashcall
- Nothing to report

FUTURE AGENDA ITEMS

None.

MEETING ADJOURED AT 4:59 PM

Meagan Mondragon, Secretary

Jim Paschall, Chairperson



ORLAND PUBLIC WORKS & SAFETY COMMISSION SPECIAL MEETING MINUTES
Thursday, September 12, 2024

CALL TO ORDER

Meeting called to order by Chairperson James Paschall at 4:00 PM.

Pledge of Allegiance led by Director of Public Works Zach Barber.

ROLL CALL

Commissioners present:	Commissioners Monica Rossman, Byron Denton, Vice Chairperson David Kelly, and Chairperson James Paschall
Commissioner absent:	Commissioner Emil Cavagnolo
Staff present:	Administrative Technician/Commission Secretary Meagan Mondragon; Public Works Director Ed Vonasek; Public Works Lead Mechanic Roy Stewart.

ORAL AND WRITTEN COMMUNICATIONS

PUBLIC COMMENTS: None

PUBLIC WORKS

A. Lift Station Standardization

Director Barber addressed the Commission regarding the standardization of the pumps at the Airport, Railroad, Heartland, Butte, and Whitehawk lift stations. He highlighted that three of these stations are currently struggling with significant debris issues, which hinder their operations. To mitigate this, he proposed the installation of chopper-style pumps, designed to effectively break down debris and ensure smooth functionality. Director Barber also mentioned that the City received two bids for this project: one from J&J Pump and the other from Simonds Machinery Company.

Commissioner Denton inquired if Mr. Stewart could clarify the distinctions between the two bids. Mr. Stewart explained that J&J Pump, based in Redding, CA, is just an hour away, allowing for quicker response times, especially in emergencies. Additionally, J&J Pump offers flexibility in scheduling, providing service on weekends, holidays, and overtime as needed, and their bid was the lesser amount.

Mr. Stewart further elaborated that Simonds Machinery Company, located in San Francisco, indicated that standardizing each lift station would take 2-3 days, with emergency repairs potentially extending to 2-4 days due to their limited hours of operation (Monday through Friday, 8 AM to 5 PM).

Commissioner Denton emphasized the urgency of standardizing the lift stations and its critical importance. Commissioner Denton sought clarification on the differences between the types of pumps available. Mr. Stewart detailed that there are regular pumps, semi-chopper pumps, and chopper pumps, noting that the current semi-chopper pumps are inadequate for effectively managing the debris.

ACTION: Commissioner Denton moved, seconded by Commissioner Rossman, to recommend that the City Council proceed with upgrading and standardizing the lift stations at this time, selecting J&J Pump as the contractor. Motion carried by a voice vote 4-0. Ayes: Denton, Kelly, Rossman, Paschall; Noes: None; Absent: Cavagnolo.

B. Wastewater Treatment Plant Dredging Project

Director Barber informed the Commission about the current status of the Wastewater Treatment Plant, specifically noting that Pond 1 is not operating efficiently due to a significant buildup of sludge that requires immediate attention. Director Barber explained that Specialized Utility Services Program Inc. (SUSPINC) is an engineering firm tasked with assessing the project's needs, developing a comprehensive plan, and applying for the grant funding needed for the City of Orland. Director Barber highlighted the recent success of SUSPINC in Hamilton City on a similar project.

The Commission acknowledged the urgency of initiating the dredging process at the Wastewater Treatment Plant and unanimously agreed that engaging SUSPINC would be the most effective way to commence Phase 1 of the project.

ACTION: Commissioner Denton moved, seconded by Commissioner Rossman, to recommend that the City Council proceed with Phase 1 of the proposed WWTP project as proposed, engaging SUSPINC engineering for planning and grant funding application. Motion carried by a voice vote 4-0. Ayes: Denton, Kelly, Rossman, Paschall; Noes: None; Absent: Cavagnolo.

C. Capital Expense-Equipment Replacement: Vac-Con

Director Barber informed the Commission that the Public Works Department currently operates two Vac-Con trucks, from 2008 and 2015, which are utilized across various departments, including parks, streets, water, and sewer. The 2008 model has significantly exceeded its expected lifespan and has become a costly maintenance burden. In contrast, the 2015 Vac-Con is primarily deployed for sewer and lift station tasks, effectively handling larger volumes of water and sewage.

Vice Chairperson Kelly inquired about the age of the Vac-Con that needs replacement and its typical usage. Director Barber confirmed that it is indeed the 2008 model, commonly used for addressing plugged drains.

Mr. Stewart noted that the City of Orland has partnered with Sourcewell, allowing for substantial savings through a cooperative purchasing program that incurs no costs to the City. He explained that the quote from Municipal Maintenance Equipment reflects these discounts.

Vice Chairperson Kelly asked if this was the only bid received. Mr. Stewart confirmed that there are only two companies in California offering both jetting and suction trucks. Mr. Stewart added that the Public Works Department is well-equipped to service Vac-Con trucks, ensuring efficient repairs if the city remains with this brand.

Chairperson Paschall inquired about the funding sources for the Vac-Con purchase. Director Barber indicated that the allocation would be 30% from the Sewer Fund and 70% from the Water/Storm Drainage Fund.

After a thorough discussion, the Commission unanimously agreed on the necessity of replacing the Vac-Con.

ACTION: Commissioner Denton moved, seconded by Vice Chairperson Kelly, to recommend that the City Council proceed with the purchase of one Vac-Con Machine as proposed. Motion carried by a voice vote 4-0. Ayes: Denton, Kelly, Rossman, Paschall; Noes: None; Absent: Cavagnolo.

COMMISSIONER REPORTS (Not Aгенzided)

Commissioner Rossman:

- 4-way Stop being added to County RD M & County RD 24.

Commissioner Denton:

- Nothing to report.

Vice Chairperson Kelly

- Wanted to thank Public Works for the removal of speed bumps on 8th street and adding stop signs on Tehama Street

Chairperson Paschall

- Nothing to report.

MEETING ADJOURNED AT 4:50 PM

Meagan Mondragon, Secretary

Jim Paschall, Chairperson

CITY COUNCIL

Chris Dobbs, Mayor
Mathew Romano, Vice-Mayor
Bruce T. Roundy
Jeffrey A. Tolley
John McDermott

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

Jennifer Schmitke
City Clerk

Leticia Espinosa
City Treasurer

October 15, 2024

To Whom It May Concern,

I am writing to express the City of Orland's support for the proposed Services Center project, which is seeking CDBG funding to develop the center at the Purpose Place Permanent Supportive Housing Project under Phase II. Although the City is not included as an applicant on the CDBG application, we support and encourage the County's application to complete this important project within the city limits of Orland.

Please direct any questions or concerns to the City Manager's office 530.865.1603.

Chris Dobbs, Mayor

Date



CITY OF ORLAND STAFF REPORT
MEETING DATE: October 15, 2024

TO: Honorable Mayor and City Councilmembers

FROM: Rebecca Webster, Director of Administrative Services/Assistant City Manager

SUBJECT: Upgrade to City Telephone Communication System **(Action)**

BACKGROUND:

The City has partnered with Gaynor Telesystems, Inc. for over a decade to manage its phone systems and, most recently, collaborated with them on installing new security cameras across various City facilities. In July 2024, staff were informed that the current phone service is being phased out, with support concluding later this year. Chief Vlach, Mica Alva and Rebecca Webster met with Gaynor representatives to review the new service being offered.

ANALYSIS:

Staff conducted a thorough evaluation of Gaynor’s service offering in comparison with two additional providers, RingCentral and Nextiva. All three companies offer cloud-based communication solutions with similar recurring costs. While RingCentral and Nextiva propose standard 36-month contract terms, Gaynor distinguishes itself by offering a longer 60-month contract. Furthermore, the City’s existing relationship with Gaynor provides confidence in their proven support services and established credibility.

RECOMMENDATION:

Staff recommends that the City of Orland approve Gaynor Telesystems' proposal, as it provides the optimal balance of cost-effectiveness, features, and dedicated implementation support. The new cloud-based platform will enhance communication efficiency across all City departments, and Gaynor’s comprehensive training and installation services will ensure a seamless transition.

Attachment: Gaynor Telesystems, Inc. Quote

FISCAL IMPACT OF RECOMMENDATION:

The one-time cost will be \$14,395.61, with a recurring monthly cost of \$1,056.79 for a 60-month term. The cost will be allocated across the general, water and sewer funds.

**Prepared for**

City of Orland
 Joe Vlach
 rjvlach@cityoforland.com
 817 4th St
 Orland, CA
 95963-1714, United States

Provided by

Gaynor Telesystems, inc
 wcarter@gaynortelesys.com
 15302249221

Summary of services

Description	Customer total	
	One-time	Monthly
Services		
Unified Communications Services	\$120.00	\$825.56
Equipment	\$4,516.00	
Shipping	\$99.18	
Professional services & other items		
Gaynor Telesystems Implementation Fee Gaynor will install, test & train Yealink phones at your Live Oak location. Programming Design & Specification worksheets, Turn up Yealink phones, Port numbers and Test incoming, outgoing calls and Intercom calls between your users. Train staff	\$8,800.00	
Warranty 1-YR Yealink Phones Warranty 1-YR Labor Warranty		
Customer Responsibility: Firewall and WAN Configuration, Reliable and Stable internet, Cat5e or Cat6 cable, POE Network Ports for IP Phones.		
Cloud Paging Adaptor Paging adaptor to hook to onsite paging system Includes 7.75% sales tax	\$482.72	
Prevailing Wage Project DIR#1000010104		
Contract Term 60 Months		
	Subtotal	
		\$14,017.90
	Surcharges & Other fees	
		\$218.68
	Estimated taxes	
		\$377.71
	TOTAL	
		\$14,395.61
		One-time
		Monthly

Notes:

- Your first bill may look different than other bills. It may include: (1) one-time fees and prorated charges for new services added during the prior month, (2) full charges for the next month, (3) applicable usage charges, as well as (4) associated taxes and fees.
- Hardware provided on promotion is amortized over a 12-month period. Penalties on hardware for early cancellation of an account are calculated based on the percentage of the term remaining at the time of cancellation.
- Shipping charges may be estimates only and are subject to change. Actual shipping charges will be calculated at the time the order is placed.
- Taxes and fees are based on service address and can differ by address.



CITY OF ORLAND STAFF REPORT
MEETING DATE: October 15, 2024

TO: Honorable Mayor and City Councilmembers

FROM: Rebecca Webster, Director of Administrative Services/Assistant City Manager

SUBJECT: Request for Contract Service with Tyler Technology for Year-End Payroll Processing Support (Pg.37) **(Action)**

BACKGROUND:

Last year, the IRS mandated that employers filing more than 10 returns must do so electronically. Although this transition presented several challenges, staff successfully managed the process, ensuring that all W-2s and 1099s were filed in compliance with federal guidelines. The project required approximately 40 staff hours and cost the City around \$2,600. On October 3, 2023, the City Council approved the implementation of a new financial software system, Tyler Technologies, to replace the outdated system previously in use. The general ledger module went live in June 2024, followed by the payroll module in September 2024.

ANALYSIS:

City staff are still in the process of becoming proficient with the new system. In preparation for year-end processing, staff reached out to Tyler Technologies to explore available support for W-2 and 1099 filings. A representative confirmed that Tyler offers processing services for an additional fee. Since this is only the second-year staff will be filing electronically, and the first time using the new system, additional support will help ensure accurate and timely filing, reducing the risk of errors or penalties.

Furthermore, staff will have the opportunity to observe how Tyler's team handles the process, allowing them to replicate it independently in future years without the need for continued assistance.

RECOMMENDATION:

Approve staff engaging with Tyler Technologies for this one-time use of additional services.

FISCAL IMPACT OF RECOMMENDATION:

Approximately \$3,000 to process and file all W2's and 1099's, to be shared across the general, water and sewer funds.

Let Tyler Print Your 2024 W-2, 1099-MISC, and/or 1099-NEC Forms!

SAVE MONEY...

ON FORMS. You only pay for the forms you use.

ON PERSONNEL COSTS. Save the time that it takes to coordinate the printing of your forms.

ON MATERIAL COSTS. You are not using costly toner cartridges.

STOP WORRYING...

ABOUT ORDERING THE CORRECT FORMS. We take care of ordering the correct forms.

ABOUT HAVING CORRECT ALIGNMENT. We guarantee that the forms are properly aligned.

HAVE QUESTIONS?

Email
ERPPro10W2@tylertech.com

PRINTING SERVICE

Tyler once again offers the valuable service of printing your W-2, 1099-MISC and 1099-NEC forms! Tyler mails the forms back to you for your review and proper dissemination to your employees and/or vendors. Tyler prints from the data supplied. The client is responsible for carefully reviewing the W-2 Register, Tax Reconciliation Report and 1099 Review Register, 1099 Reconciliation Report for accuracy prior to sending the files to Tyler for processing. Tyler is not responsible for data verification.

ELECTRONIC FILING SERVICE

Tyler can electronically file your W-2s with the SSA and 1099-MISC/NEC information returns with the IRS. If Tyler prints your W-2s, 1099-MISC, and/or 1099-NEC forms, you are eligible to take advantage of the reduced fee for electronic filing. Tyler **does not** file your state or local income tax records electronically. Contact your state or local agency for proper filing requirements.

To participate, navigate to the Tyler Community post and click the link to the request form. The link opens a Microsoft form, which is submitted to us electronically. For assistance locating the request form, please contact ERPPro10W2@tylertech.com

Printing Service Fees for End-of-Year Forms	
Base Setup Charge	
Price	# of form types printed
\$800	Any 1 form type
\$1200	Any 2 form types
\$1600	Any 3 form types
+ \$400	Any additional form types
Per Employee/Vendor Form	
Price	Includes envelopes and subsequent parts
\$6.00	Not stuffed
\$8.00	Stuffed

E-file Charges Per Form Type	
Price Per Tax ID	Printed by
\$700	Tyler
\$800	Client

DEADLINES

Requests for services:
October 21, 2024 – no requests will be accepted after November 4, 2024.

Print and electronic files due:
January 6, 2025

ADDITIONAL FEES

8% of base charge for late request
 18% of base charge for late file submission
 25% of base charge for cancellation of electronic filing services
Price/forms ordered on request for cancellation of printing services
\$50 refile fee for add'l, correction & replacement 1099 electronic files

NOTE: Form type could indicate multiple payroll #'s or vendor sets or combination of both and each vendor set could be reporting both 1099-MISC and 1099-NEC. For specific pricing, navigate to the Tax Service Request screen in the ERP Pro software, or contact ERPPro10W2@tylertech.com for an estimate.



CITY OF ORLAND STAFF REPORT
MEETING DATE: October 15, 2024

TO: Honorable Mayor and City Councilmembers

FROM: Rebecca Webster, Director of Administrative Services/Assistant City Manager

SUBJECT: Orland Apartments Loan Assumption (Action)

BACKGROUND:

In 2008, the City of Orland entered into a regulatory agreement with Orland Apartments, L.P. under the HOME Investment Partnership Program. The City provided a \$1.5 million loan of HOME/CDBG funds to Orland Apartments, L.P owners of Orland Apartments (817 Newport Ave) and Orland Senior Apartments (819 Newport Ave). These funds, which were used in part to renovate certain units, are dedicated to supporting low-income housing. In accordance with the agreement, the City is required to monitor the apartments annually in compliance with California Department of Housing and Community Development (HCD) standards. The agreement stipulates that the renovated units must continue to provide low-income housing for a period of 55 years.

When a property financed with HOME funds undergoes a change in ownership, the State requires the agency that provided the loan, approve the assumption of said loan. This involves vetting the prospective buyer to ensure ongoing compliance with State standards. Habitat for Humanity has requested the City's approval to assume the loan as they intend to purchase the property.

ANALYSIS:

Habitat for Humanity has experience working with both subsidized housing and state-funded projects, including those supported by government programs such as the Community Development Block Grant (CDBG) program. Most recently, they utilized Project Homekey funds from HCD to construct Purpose Place Apartments in Orland, an affordable, permanent supportive housing development aimed at serving low-income residents. This demonstrates their ability to manage state-supported projects and their involvement in addressing affordable housing needs within the community.

RECOMMENDATION:

Approve the assumption of the loan by Habitat for Humanity.

FISCAL IMPACT OF RECOMMENDATION:

None



CITY OF ORLAND STAFF REPORT
MEETING DATE: October 15, 2024

TO: Honorable Mayor and Council

FROM: Pete Carr, City Manager

SUBJECT: Homelessness, Drug Addiction, and Theft Reduction Act of 2024
(Proposition 36)

Staff encourages adoption of a resolution which will indicate the Orland City Council’s formal support for Prop 36 -- the Homelessness, Drug Addiction, and Theft Reduction Act of 2024.

BACKGROUND & ANALYSIS:

California faces ongoing issues with crime and the trafficking of dangerous drugs like fentanyl, partly due to a lack of stringent consequences for offenders. Proposition 47, passed in 2014, aimed to reform the justice system by reducing penalties for theft and drug possession. However, it led to unintended consequences, including a rise in repeat retail theft and challenges in getting individuals to seek drug and mental health treatment. To address these concerns, Proposition 36 proposes measures to increase accountability for repeat offenders and enhance public safety.

Proposition 36 offers a balanced approach to dealing with both organized retail theft and fentanyl trafficking.

- It seeks to impose tougher penalties for serial retail theft and smash-and-grab crimes, while also introducing stricter measures against fentanyl traffickers, especially those whose actions result in serious injury or death.
- Prop 36 aims to support individuals struggling with addiction by restoring incentives for drug court participation, allowing treatment in lieu of jail time for repeat drug possession offenders, and offering the possibility of record expungement upon successful treatment completion.

The measure has garnered support from a broad coalition of political groups, small businesses, law enforcement, and advocates for crime victims and drug recovery. The California Police Chiefs Association and Chief Vlach encourage support for Prop 36.

Attachments: Proposed Resolution in Support of Prop 36, Yes on 36 Fact Sheet

RECOMMENDATION:

Adopt proposed resolution to support the Homelessness, Drug Addiction, and Theft Reduction Act of 2024 (Proposition 36), authorize Mayor Dobbs to sign it.

FISCAL IMPACT OF RECOMMENDATION: None.

RESOLUTION 2024-14

A RESOLUTION IN SUPPORT OF PROPOSITION 36, THE HOMELESSNESS, DRUG ADDICTION, AND THEFT REDUCTION ACT

WHEREAS: While Prop 47 achieved notable success in making California’s criminal justice system more equitable, Prop 47 has also led to unintended consequences over the past decade.

WHEREAS: Prop 47 has contributed to increases in repeat and often organized retail theft, the shuttering of local businesses, and difficulty convincing people to seek drug and mental health treatment.

WHEREAS: These unintended consequences can only be corrected by the voters at the ballot box with modest amendments to Prop 47.

WHEREAS: Prop 36, the Homelessness, Drug Addiction, and Theft Reduction Act is a bi-partisan measure that provides common sense, targeted reforms to Prop 47 that, with the recently adopted legislative Retail Theft Package, provide more tools to increase safety in our communities.

WHEREAS: Spikes in retail theft, violent smash-and-grab robberies, fentanyl deaths and illicit drug use, as well as strained social services, are creating challenges beyond the capacity of local governments.

WHEREAS: Cities are partnering with the state to advance solutions that help reduce crime and provide more support to residents struggling with substance abuse, while avoiding a return to the days of mass incarceration.

WHEREAS: Prop 36, the Homelessness, Drug Addiction, and Theft Reduction Act will define fentanyl as a hard drug, hold individuals convicted of trafficking fentanyl accountable, and grant judges greater discretion in sentencing drug traffickers.

WHEREAS: Breaking the cycle of repeat offenders means addressing the many root causes of retail theft.

WHEREAS: Prop 36, the Homelessness, Drug Addiction, and Theft Reduction Act allows critical behavioral health services, drug treatment, and job training within our justice system for people who are homeless and suffering from mental illness or struggling with substance abuse.

WHEREAS: It’s time for meaningful and tailored reforms to our justice system to ensure the safety of our communities.

NOW, THEREFORE, BE IT RESOLVED by the City of Orland that the City Council formally expresses support for Prop 36, the Homelessness, Drug Addiction, and Theft Reduction Act and the benefit that it provides for our community's safety.

CERTIFICATION I hereby certify that the foregoing Resolution was duly and regularly adopted by the CITY COUNCIL of the CITY OF ORLAND at the meeting held on October 15, 2024, motion by [member name] and seconded by [member name], motion passed by the following vote:

AYES:
NOES:

Chris Dobbs
City of Orland, Mayor

Attest:

Jennifer Schmitke
City of Orland, City Clerk

Smash-and-Grab Thefts. Skyrocketing Drug Addiction. More Dangerous Communities.

Whether it's rampant retail theft causing neighborhood store closures and higher prices for working families, or the growing epidemic of fentanyl overdoses, Californians can't afford half-measures when it comes to addressing these pressing issues.

Passed in 2014, Prop 47 achieved notable success in making California's criminal justice system more equitable. However, it led to unintended consequences over the past decade — repeat and often organized retail theft, inner-city store closings, and difficulty convincing people to seek drug and mental health treatment — that can only be corrected by the voters at the ballot box with modest amendments to Prop 47.

It's time for meaningful reforms to our justice system, including to Prop 47, that ensure our communities are safe.

Proposition 36, the Homelessness, Drug Addiction, and Theft Reduction Act

This bi-partisan measure provides commonsense, targeted reforms to Prop 47 that legislative proposals alone are unable to deliver.

Addresses Organized and Serial Retail Theft

Rampant retail theft is harming businesses and residents in California because those who commit these crimes know they'll get away with it, even if they're caught. Prop 36 will hold repeat offenders accountable for the safety of our communities, rather than putting them back on the streets.

- Classifies repeated theft as a felony for individuals who steal less than \$950 if they have two or more prior theft-related convictions
- Allows stolen property values from multiple thefts to be combined so repeat offenders can be charged with a felony if the total exceeds \$950, countering tactics by career criminals to avoid harsher penalties
- Authorizes judges to impose an enhanced penalty when an offender steals, damages, or destroys property by participating in organized theft with two or more offenders or by causing losses of \$50,000 or more

Confronts the Fentanyl Crisis in Our Communities

The fentanyl crisis has reached alarming levels, and is now responsible for 20 percent of youth deaths in California. Prop 36 will define fentanyl as a hard drug, hold individuals convicted of trafficking fentanyl accountable, and grant judges greater discretion in sentencing drug traffickers.

- Adds fentanyl to the list of hard drugs — such as heroin, cocaine, and methamphetamine — that are illegal to possess with a firearm and authorizes greater consequences for selling deadly quantities
- Enables stricter penalties for dealers whose trafficking causes death or serious injury, and warns traffickers of potential murder charges if continued drug trafficking results in fatalities

Prioritizes Mental Health and Drug Treatment

Breaking the cycle of repeat offenders means addressing the many root causes of retail theft. Prop 36 provides critical mental health, drug treatment services, and job training within our justice system for people who are homeless and suffering from mental illness or struggling with substance abuse.

- Enacts a new class of crime called a “treatment-mandated felony” where offenders with multiple hard drug possession convictions would be given the option of participating in drug and mental health treatment in lieu of incarceration
- Allows offenders who successfully complete drug and mental health treatment to avoid jail time and have the charge fully expunged

“The Homelessness, Drug Addiction, and Theft Reduction Act will make targeted but **impactful changes** to our laws around fentanyl and help us tackle the chronic retail theft that hurts our retailers, our workers, and our cities. I fully support the initiative and know it will make a meaningful difference for cities across California.”

~ **Mayor London Breed, San Francisco**

“Small businesses are some of the biggest victims of rampant retail theft driving community businesses out of neighborhoods across California. **We need commonsense reforms** to ensure repeat criminals are held accountable and small businesses do not continue to pay the price for inaction.”

~ **Julian Canete, President and CEO
California Hispanic Chambers of Commerce**

“Retail theft disproportionately affects communities of color, exacerbating economic disparities and hindering progress. **Prop 36** is about restoring commonsense accountability measures that will make our streets safer and **stop the rampant retail theft** that has plagued too many neighborhoods across California.”

~ **Joe Coto, President
United Latinos Action**

Ad paid for by Yes on Prop 36 - Californians for Safer Communities, sponsored by
Golden State Communities
Ad Committee's Top Funders
Walmart
Target
Home Depot USA
Funding details at www.fppc.ca.gov

We All Agree:
YES on Prop 36



National Action Network, LAX



National Diversity Coalition



California Black Chamber of Commerce



Family Business Association of California



Mothers In Grief Support Group
Finding Strength, Sharing Hope

Mothers in Grief Support Group

* Partial List

**JOIN THE
COALITION
TODAY!**



Drug and Mental Health Treatment Fact Sheet

Proposition 36, the Homelessness, Drug Addiction, and Theft Reduction Act, is on the November 2024 ballot and incentivizes people with serious drug addictions to fentanyl, meth, heroin, cocaine, or PCP to receive drug and mental health treatment. Prop 36 takes a compassionate approach and provides accountability needed to help people turn their lives around.

Background

After the passage of Proposition 47, the use of [drug courts](#) was severely diminished since repeat drug offenders had little incentive to complete treatment. This is due to the change in law that whether you were arrested 50 times or three times for drug possession, the charge could at most be a simple misdemeanor. Misdemeanors are nearly always just citations and result in very little, if any, jail time, which created a disincentive to participate in drug treatment that could last for up to 12 or more months.

Addressing drug addiction is critical for helping the individual and improving public safety. An in-depth data analysis of crime statistics sampling from four counties showed that the rate of chronic drug offenders who committed three or more drug offenses more than doubled after Prop 47 passed and that approximately 60% of drug offenders also committed theft offenses.

How Prop 36 Will Make a Difference

Prop 36 restores drug courts and ensures there is accountability to complete treatment.

- Prop 36 creates a “treatment-mandated felony” if a person possesses a hard drug (meth, fentanyl, heroin, cocaine or PCP) and has two prior convictions for drug-related offenses.
- People with two or more prior convictions for drug-related offenses have the option of utilizing a drug court and participating in and completing drug and mental health treatment instead of county jail. A drug addiction expert will conduct a substance abuse and mental health evaluation before treatment begins. Those who successfully complete drug and mental health treatment can have the charge fully expunged.
- A treatment program may also include job training and other conditions that a judge finds appropriate for a successful outcome.
- Research from the Office of National Drug Control Policy under the Obama Administration showed every \$1 spent on drug courts yields \$2 in savings in the criminal justice system, and 84% of drug court graduates were not re-arrested and charged with a serious crime in the first year after graduation.

- A UC San Francisco study completed before Prop 47 showed drug court participants who graduated their programs had reduced re-arrest rates of up to 54%.

Highly Incentivized Drug Treatment Works

Research shows that the highly incentivized treatment approach used by Prop 36 works.

- A University of Pennsylvania study demonstrated that court-ordered offenders were over ten times more likely to complete treatment than those who entered treatment voluntarily, showing that court-mandated treatment can be effective.
- Another study from researchers at the UCLA Drug Abuse Research Center found that “empirical studies have largely supported the use of coercive measures to increase the likelihood of an offender’s entering and remaining in treatment.”
- Prop 36’s treatment-mandated felony helps ensure that those who have a substance use disorder have a strong incentive to participate in and complete drug treatment.

Funding Available

Prop 36 builds on reforms that are already underway to provide services for substance abuse and mental health.

- Prop 36 leverages existing programs within Medi-Cal—which receives the majority of its funding from the federal government—to keep costs affordable to the state.
- Medi-Cal is currently implementing the Cal-AIM program, which creates a more cohesive and integrated behavioral health care system to treat substance abuse and mental illness, ensuring that offenders under Prop 36 receive appropriate levels of care.
- Voters also recently passed Proposition 1, which will expand facilities providing mental health care and substance abuse treatment.
- Prop 36 also allows for treatment programs funded by Medicare to be utilized along with other pre-existing criminal justice programs for mental health and substance abuse treatment.

Ad paid for by Yes on Prop 36 - Californians for Safer Communities, sponsored by Golden State Communities
Ad Committee’s Top Funders
Walmart
Target
Home Depot USA
Funding details at www.fppc.ca.gov



CITY OF ORLAND STAFF REPORT

MEETING DATE: October 15, 2024

TO: City of Orland City Council

FROM: Scott Friend, AICP – City Planner

SUBJECT: **Revise Orland Municipal Code (OMC) Title 8 – *Health and Safety* to include standards for Massage and Bodywork Establishments.**

SUMMARY:

At the regularly scheduled Planning Commission meeting held on August 15, 2024, the Planning Commission directed staff to prepare an Ordinance that would regulate massage and/or bodywork establishments located within the City of Orland. Currently, massage and/or bodywork establishments are principally permitted businesses in the C-1, C-2 and DT-MU zoning districts and do not have any practice specific regulations directly applicable to such uses. Although the State does not currently enforce any regulations for massage and/or bodywork establishments or massage and/or bodywork professionals, Government Code 51030 authorizes local governments to enact Ordinances that would regulate massage and/or bodywork businesses within their jurisdiction. The proposed Ordinance would establish regulations for such businesses operating in the City.

DISCUSSION:

Massage establishments are currently identified as principally permitted businesses within the *C-1: Neighborhood Commercial*, *C-2: Community Commercial*, and *DT-MU Downtown Mixed-Use* zoning districts. Massage establishments, like any authorized business in the City, must apply for a business license in order to operate. No additional certifications or standards are currently set in place for massage and/or bodywork establishments or massage and/or bodywork professionals to practice in the City.

Attachment A presents draft text for the purpose of establishing basic operational standards for the conduct of massage and/or bodywork businesses in the City. The draft Ordinance addresses basic operational considerations to include time, place and manner regulations (hours of operation, zoning district standards, etc.) as well as establishing basic health, hygiene, safety and advertising practices.

Massage and/or bodywork, as defined in the proposed Ordinance, refers to the manipulation of soft body tissues. The draft Ordinance targets massage and/or bodywork establishments regardless of where or how it is undertaken and regardless of whether the service is provided as a primary or accessory service.

Following a similar framework adopted in regional cities to include Redding and Anderson, the draft operational standards of the Ordinance include the setting of requirements for practice certification along with the establishment of hours of operation which align with the City of Orland's noise control ordinance (OMC 8.20).

The California Massage Therapy Council (CAMTC) certification process, outlined in the Massage Therapy Act (BPC section 4604), sets requirements for an applicant to successfully complete 500 hours of curricula in massage and related subjects from an accredited school. Once a competency assessment has been completed, the CAMTC may grant the applicant a certificate. The proposed Ordinance sets the requirement that all massage and/or bodywork establishments in Orland shall *only* employ massage and/or bodywork professionals who have obtained a CAMTC certificate.

Along with the requirements to identify certified massage and/or bodywork professionals, the proposed Ordinance sets forth health and safety requirements to promote safety, hygiene and sanitation. Similarly, advertising practices are regulated in the proposed Ordinance to restrict signs and advertising placed in windows and doors. The proposed Ordinance restricts signs and advertisements to no more than thirty-three (33) percent of the square footage of the windows and or doors of a massage and/or bodywork establishment which mirrors the current advertisement standard for alcohol and tobacco retailers (OMC 8.22.040) in the City.

Consistent with the purposes of promoting safe, hygienic and sanitary business practices, the proposed Ordinance contains several exemptions. The proposed Ordinance does not regulate the provisions of the massage Ordinance by, or under the guidance of, barbers, cosmetologists, or to person licensed to practice any healing art as licensing and State regulations are currently in place for these professions within the Business and Professions Code. It does not regulate CAMTC certification at recognized schools of massage therapy as students enrolled at the school are in the process of obtaining their CATMC certificate to practice massage and/or bodywork and thus do not yet have the required number of hours of practice. Allowances are made for massage and/or bodywork professionals who are currently practicing massage therapy at an existing massage and/or bodywork establishment to be exempt from the required CAMTC certification as a means to not hinder current business in Orland but to maintain cleanliness and safe practice standards for all massage and/or bodywork establishments in Orland.

Lastly, the proposed Ordinance aims to exempt massage and/or bodywork professionals from the CAMTC certification process when the massage and/or bodywork occurs at an athletic club, hospital, or nursing home. It is the intent of the Ordinance to provide for the orderly regulation of establishments providing massage therapy and/or bodywork services, but not to restrict therapy for patients or athletes suffering injury.

ENVIRONMENTAL DETERMINATION: None / Not Applicable

FISCAL IMPACTS: None / Not Applicable

RECOMMENDATIONS:

The Planning Commission held a noticed public hearing on September 19, 2024, to consider the draft Massage Ordinance text amendment to Title 8: *Health and Safety* of the Orland Municipal Code. The Planning Commission adopted Resolution No. 2024-03 (included as **Attachment B**) recommending the City Council adopt the proposed Ordinance as submitted.

If the City Council determines that it intends to adopt the Municipal Code Amendment, staff presents the following motion for consideration:

I move that the City Council adopt City Council Ordinance #2024-XX, approving the first reading of the Massage Ordinance text amendment to Title 8: Health and Safety of the Orland Municipal Code.

REFERENCES:

California Legislative Information. 2024. Business and Professions Code, Division 2, Chapter 10.5 Massage Therapy Act.

https://leginfo.ca.gov/faces/codes_displaySection.xhtml?sectionNum=4600&lawCode=BPC.

California Legislative Information. 2024. Government Code, Division 1, Part 1, Chapter 6 Massage.

https://leginfo.ca.gov/faces/codes_displaySection.xhtml?sectionNum=51030.&nodeTreePath=6.1.1.10&lawCode=GOV .

ATTACHMENTS:

Attachment A. City of Orland Municipal Code Amendments to Title 8: Health and Safety.

Attachment B. Planning Commission Resolution 2024-03.

Attachment C. City Council Ordinance 2024-XX

ATTACHMENT A

CITY OF ORLAND MUNICIPAL CODE AMENDMENTS

*Proposed Amendments to Title 8 Health and Safety***8.44 MESSAGE ORDINANCE****8.44.01 – DEFINITIONS**

“CAMTC” refers to the California Massage Therapy Council pursuant to Section 4600 et. seq. of the California Business and Professions Code.

“Massage” or “Massage therapy” means the manipulation of soft body tissues. Massage therapy does not include any service or procedure for which a license to practice medicine, chiropractic, physical therapy, acupuncture, or podiatry is required by law.

“Massage and/or Bodywork establishment” means any individual, business, firm, association, partnership, sole proprietor, corporation, or combination thereof engages in, conducts, carries on or permits to be engaged in massage therapy. Massage establishments shall include businesses where massage therapy is provided as an accessory service such as gyms, day spas and professional offices.

“Massage professional” shall mean any person who administers massage and/or bodywork services to another person who is employed or retained by a massage and/or bodywork establishment.

“Owner” means any living person or persons, firm, joint venture, association, co-partnership, limited partnership, general partnership, corporation, or any combination thereof, who has any interest, legal or equitable, in any massage and/or bodywork establishment.

8.44.02 – OPERATING REQUIREMENTS

No massage and/or bodywork establishment shall engage in, conduct, or permit any massage and/or bodywork at or on behalf of the massage and/or bodywork establishment unless all of the following requirements are met:

- A. Except when permitted in writing, massages and/or bodywork shall be given only between the hours of seven a.m. and ten p.m. A massage and/or bodywork commenced prior to ten p.m. must terminate at ten p.m., and in the case of a massage and/or bodywork establishment, all clients shall exit the premises at that time.
- B. Massage and/or bodywork establishments shall not employ or retain any person under eighteen years of age to perform any massage service.
- C. Massages and/or bodywork shall not be provided by any person not certified by the CAMTC unless the individual has a valid, approved background investigation on file with the Orland police department.
- D. A massage and/or bodywork professional shall operate only under the name provided to the Orland police department for the background check and as shown on their CAMTC certificate. A massage and/or bodywork establishment shall operate only under the name specified on its business license.

8.44.03 – HEALTH AND SAFETY REQUIREMENTS

- A. Massage and/or bodywork establishments shall be equipped with an adequate supply of clean sanitary towels, coverings, and linens. Towels and linens shall not be used on more than one client, unless they have first been laundered and disinfected. Disposable towels and coverings shall not be used on more than one client.
- B. All instruments used in massage and/or bodywork shall be maintained in a clean and sanitary condition. Instruments utilized in providing massage and/or bodywork shall not be used on more than one client unless they have been sterilized or sanitized.
- C. Equipment shall be cleaned and wiped between each client.

8.44.04 – ADVERTISING PRACTICES

- A. No more than thirty-three (33) percent of the square footage of the windows and clear doors of a massage and/or bodywork establishment shall bear advertising or signs of any sort.
- B. All light-emitting signs on the massage establishment premises shall be illuminated only during the hours of operation. All light-emitting signs shall be turned off no later than ten p.m.

8.44.05 – EXEMPTIONS

This chapter shall not apply to the following:

- A. Barber or cosmetologists operating barbering or cosmetology businesses pursuant to the applicable license or certificate issued by the state;
- B. Athletic clubs, if the massage therapy services are provided at the athletic facility or events only;
- C. Hospitals, nursing homes, chiropractic facilities, and other state-licensed health care facilities;
- D. Recognized schools of massage therapy shall be exempt from the CAMTC certification requirement stated in 8.44.02 of this chapter; or
- E. Massage professionals practicing at existing massage establishments as of the date of the adoption of this Ordinance shall be exempt from the CAMTC certification requirement stated in 8.44.02 of this chapter.

8.44.06 – INSPECTION

- A. For the sole purpose of inspecting and verifying compliance with this chapter and otherwise facilitating the functions of this chapter, the city manager, or his/her designee, and/or the Orland police chief, or his/her designee, is authorized to enter massage and/or bodywork establishments to conduct administrative inspections thereof, and of the things specified in this section, relevant to those functions.
- B. Prior to inspection, city personnel shall inform those present at the massage and/or bodywork establishment that inspection is made pursuant to this chapter.

8.44.07 – ENFORCEMENT, PENALTIES AND NUISANCE PER SE

- A. For the purpose of enforcing the requirements of this chapter, the owner shall be responsible for the conduct of all massage and/or bodywork establishment professionals, employees, agents, independent contractors, or other representatives, while such persons are on the premises of the massage and/or bodywork establishment or providing out-call massage services on behalf of the massage and/or bodywork establishment.
- B. A violation of any provision of this chapter constitutes a public nuisance.

C. Shall unlawful activity occur or evidence be presented at a massage and/or bodywork establishment, Orland Police Department are permitted to intervene and investigate.

PLANNING COMMISSION RESOLUTION NO. 2024-03

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF ORLAND RECOMMENDING APPROVAL OF AN ORDINANCE TO THE CITY COUNCIL OF THE CITY OF ORLAND OF AN AMENDMENT TO TITLE 8, HEALTH AND SAFETY OF THE ORLAND MUNICIPAL CODE ADDRESSING THE REGULATION OF MASSAGE AND BODYWORK USES.

WHEREAS, the Planning Commission of the City of Orland has proposed an amendment to Title 8, *Health and Safety*, of the City of Orland Municipal Code to incorporate provisions as new Chapter 8.44, *Massage*, to regulate massage and/or bodywork establishments in the city of Orland; and

WHEREAS, the Government Code 51030 authorizes local governments to enact an ordinance that would regulate massage and/or bodywork businesses within their jurisdiction; and

WHEREAS, the Orland Municipal Code does not contain any regulations or provisions addressing establishments involved in the provision of massage or bodywork services; and

WHEREAS, the creation of an Ordinance addressing massage and/or bodywork establishments into the City of Orland Municipal Code would establish operational, health and safety, and advertising standards for massage and/or bodywork establishments in the city of Orland; and

WHEREAS, following the advertisement of the matter in the newspaper of general circulation as required by the Orland Municipal Code and State Government Code, the Planning Commission held a duly noticed public hearing on the proposed amendments to Title 8, *Health and Safety*, in order to provide the community and interested parties the opportunity to comment on the proposed amendments; and

WHEREAS, the Planning Commission of the City of Orland, California held a duly noticed Public Hearing to consider the matter at its regular meeting of September 19th, 2024, as provided by law; and


NOW THEREFORE BE IT RESOLVED, that the Planning Commission of the City of Orland does hereby recommend to the City Council of the City of Orland, approval of Ordinance 2024-03 regarding the placement of new regulations into the Orland Municipal Code addressing massage and/or bodywork services.

The foregoing resolution was passed and adopted at a regular adjourned meeting of the Orland Planning Commission held on **September 19th, 2024** by the following vote:

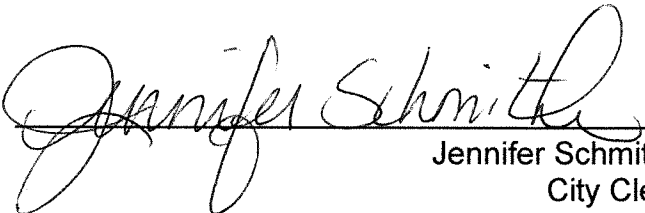
AYES: Chairperson Stephen Nordbye, Commissioner Sharon Lazorko and Commissioner Vernon Montague

NOES: None

ABSENT OR NOT VOTING: Commissioner Wade Elliott



Stephen Nordbye
City of Orland Planning Commission Chairman



Jennifer Schmitke
City Clerk

**ATTACHMENT C
CITY OF ORLAND
CITY COUNCIL ORDINANCE NO. 2024-05**

**AN ORDINANCE OF THE CITY OF ORLAND CITY COUNCIL AMENDING TITLE 8,
HEALTH AND SAFETY OF THE ORLAND MUNICIPAL CODE ADDRESSING THE
REGULATION OF MASSAGE AND BODYWORK USES.**

WHEREAS, the Government Code 51030 authorizes local governments to enact an ordinance that would regulate massage and/or bodywork businesses within their jurisdiction; and

WHEREAS, the Orland Municipal Code does not contain any regulations or provisions addressing establishments involved in the provision of massage or bodywork services; and

WHEREAS, the creation of an Ordinance addressing massage and/or bodywork establishments into the City of Orland Municipal Code would establish operational, health and safety, and advertising standards for massage and/or bodywork establishments in the city of Orland; and

WHEREAS, the Planning Commission of the City of Orland, California held a duly noticed Public Hearing to consider the matter at its regular meeting of September 19th, 2024, as provided by law; and

WHEREAS, public comment was received as a result of the public hearing and upon the closing of the public hearing and deliberation on the matter, the Planning Commission recommended approval of the proposed Code amendment to the City Council as presented; and

WHEREAS, the City Council held a duly noticed public hearing following the recommendation from the Planning Commission on the proposed amendments to Title 8, *Health and Safety*, in order to provide the community and interested parties the opportunity to comment on the proposed amendments.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Orland approves the draft Orland Municipal Code Amendment to Title 8, *Health and Safety*, and incorporates such as presented.

The foregoing ordinance was passed and adopted at a regular adjourned meeting of the Orland City Council held on **October 15, 2024** by the following vote:

AYES: Councilmembers:
NOES: Councilmembers:

Chris Dobbs, Mayor

Jennifer Schmitke, City Clerk



CITY OF ORLAND STAFF REPORT
MEETING DATE: October 15, 2024

TO: Honorable Mayor and Councilmembers

FROM: Greg Einhorn, City Attorney

SUBJECT: **Camping Prohibition, Sit/Lie/Sleeping Prohibition,**
Public Hazards (Personal Property Storage Prohibition)
Sleeping in Motor Vehicles Prohibition (Discussion/Action)

BACKGROUND:

At the Council’s September 17, 2024 meeting, Council directed staff to return with an ordinance adding provisions to the Orland Municipal Code addressing prohibitions of camping, sitting/lying/sleeping, personal property storage and sleeping in motor vehicles upon public property.

Presented is an ordinance adding chapters 8.50, 8.52, 8.54 and 8.56 to the OMC, addressing each of the four concerns.

DISCUSSION/ACTION:

If there is no further direction to staff regarding the proposed ordinance, move to introduce (first reading) of Ordinance No.2024-XX, as follows:

Move to introduce Ordinance No. 2024-XX, by reading title: An Ordinance of the City of Orland adding Chapters 8.50, 8.52. 8.54 and 8.56 to the Orland Municipal Code: Measures Prohibiting (1) Camping, (2) Sitting/Lying/Sleeping, (3) Personal Property Storage and (4) Sleeping in Motor Vehicles upon Public Property.

**CITY OF ORLAND
ORDINANCE 2024-XX**

**AN ORDINANCE OF THE CITY OF ORLAND
ADDING CHAPTERS 8.50, 8.52, 8.54 AND 8.56 TO THE ORLAND MUNICIPAL CODE**

**Measures Prohibiting (1) Camping, (2) Sitting/Lying/Sleeping, (3) Personal Property
Storage and (4) Sleeping in Motor Vehicles upon Public Property**

The City Council of the City of Orland does ordain as follows:

FINDINGS.

1. The streets and public areas within the city should be readily accessible and available to residents and the public at large. The use of these areas for camping purposes, storage of personal property, and sitting, lying or sleeping, interferes with the rights of others to use the areas for which they were intended. Such activities can constitute a public health and safety hazard which adversely impacts neighborhoods and commercial areas.

2. The city council finds that a definite problem is posed by persons sleeping in motor vehicles which are parked along the public streets within the city, causing anxiety to residents and resulting in suspicious vehicles calls to the police. In addition, persons who are sleeping in vehicles are crime targets.

NOW THEREFORE, chapters 8.50, 8.52, 8.54 and 8.56 are added to the Orland Municipal Code as follows:

Chapter 8.50 UNLAWFUL CAMPING.

8.50.010 Purpose.

The streets and public areas within the city should be readily accessible and available to residents and the public at large. The use of these areas for camping purposes or storage of personal property interferes with the rights of others to use the areas for which they were intended. Such activity can constitute a public health and safety hazard which adversely impacts neighborhoods and commercial areas. The purpose of this chapter is to maintain streets, parks and other public areas within the city in a clean, sanitary and accessible condition and to adequately protect the health, safety and public welfare of the community, while recognizing that, subject to reasonable conditions, camping and camp facilities associated with special events can be beneficial to the cultural and educational climate in the city. Nothing in this chapter is intended to interfere with otherwise lawful and ordinary uses of public or private property.

8.50.020 Definitions.

As used in this chapter:

“Camp” means to utilize camp facilities and/or paraphernalia, including but not limited to laying down of bedding for the purpose of temporarily or permanently sleeping or living at that location. An activity shall constitute camping when it reasonably appears, in light of all the circumstances, that the participants conducting these activities are in fact using the area as a sleeping or living accommodation regardless of the intent of the participants or the nature of any other activities in which they may also be engaging.

“Camp facilities” include, but are not limited to, tents, huts, lean-tos, tarps, cardboard boxes or structures, vehicles, vehicle camping outfits, or temporary shelter.

“Camp paraphernalia” includes, but is not limited to, materials intended to be used as beds or bedding, blankets, bedrolls, tarpaulins, cots, beds, sleeping bags, hammocks or cooking facilities and similar equipment.

“City Manager” means the City Manager or designee.

“Establish” means setting up or moving equipment, supplies or materials on to public property to camp or operate camp facilities.

“Maintain” means keeping or permitting equipment, supplies or materials to remain on public property in order to camp or operate camp facilities.

“Operate” means participating or assisting in establishing or maintaining a camp or camp facility.

“Public property” means all public property including, but not limited to, streets, sidewalks, alleys, improved or unimproved land and parks.

8.50.030 Prohibited Acts.

A. It is unlawful and a public nuisance for any person to camp, occupy camp facilities, or use camp paraphernalia in or on any public property. The City Manager may, as provided in section 8.50.050 of this chapter, issue a temporary permit to allow camping on public property in connection with a special event.

B. It is unlawful and a public nuisance for any person to wash one’s body or belongings in a fountain or other water source located on public property.

C. It is unlawful and a public nuisance to urinate or defecate in or on public property.

8.50.040 Violation.

A. A violation of this chapter is a misdemeanor, and upon conviction, confinement of up to twelve months in jail and/or fines of up to \$1,000 per violation, plus payment for the City’s actual costs of transporting and storing property of the violator. In addition to the remedies set forth in Penal Code section 370, et seq., the City Attorney may institute civil actions to abate a public nuisance under this chapter.

B. An individual charged with violation of this chapter, in lieu of being taken to jail may, at the election of the citing police officer and with the consent of the individual, be taken to a facility providing social services related to mental health, housing, and/or substance abuse treatment.

8.50.050 Permit for Special Events Required.

The City Manager may, in his or her discretion, issue a permit to establish, maintain and operate a camp or a camp facility in connection with a special event. A special event is intended to include, but not be limited to, programs operated by the departments of the city, youth or school events, marathons or other sporting events and scouting activities. The City Manager may consult with various city departments, the health officer and the public prior to issuing any temporary permit. Each department or person consulted may provide comments regarding any health, safety or public welfare concerns and provide recommendations pertaining to the issuance, denial or conditioning of the permit. The City may establish a reasonable fee, to be paid in advance by the applicant. The fee shall be returned if the application is denied. In exercising his or her discretion to issue a temporary permit, the City Manager may consider any facts or evidence bearing on the sanitary, health, safety and welfare conditions on or surrounding the area or tract of land upon which the proposed temporary camp or camp facility is to be located.

Any person who establishes, maintains or operates a camp or camp facility without a permit is guilty of a misdemeanor and constitutes a public nuisance. In addition to remedies provided in Penal Code section 370 et seq., the City Attorney may institute civil actions to abate a public nuisance under this chapter.

8.50.060 Posting Copy of Permit.

It is unlawful for any person to establish, maintain, conduct or carry on any camp or camp facility unless there shall be at all times posted in a conspicuous place upon the area or tract of land upon which the camp or camp facility is located a permit obtained from the City Manager in accordance with the provisions of section 8.50.050 of this chapter.

8.50.070 Power of the City Manager to Make Rules and Regulations.

The City Manager is further empowered to ascertain that the operation or maintenance of any camp or camp facilities to which a temporary permit shall apply will in no way jeopardize the public health, safety or welfare and for this purpose may make additional rules and regulations pertaining to their establishment, operation or conduct. The City Manager may also impose conditions on the establishment, maintenance and operation of the camp or camp facility, including, but not limited to, security, sanitation facilities, the number of occupants, posting of bonds or deposits, insurance, quiet hours, duration of the permit, and permitted activities on the premises. When the City Manager shall issue any permit under the terms of section 8.50.050 of this chapter, the same may be revoked at any time thereafter by the City Manager if the City Manager becomes satisfied that the maintenance or continuing operation of the camp or camp facilities is adverse to the public health, safety and welfare.

Chapter 8.52. SITTING, LYING, OR SLEEPING OR STORING, USING MAINTAINING OR PLACING PERSONAL PROPERTY IN THE PUBLIC RIGHT-OF-WAY.

8.52.010 No person may sit, lie, sleep or camp on a public place at any time. “Camp” shall be defined to include, but not limited to, sitting, lying, storing or placing a tent on a public place. “Public Place” shall be defined as: sidewalks, streets, alleyways, or other public space.

8.52.020 No person may sit, lie, sleep or camp in any pedestrian or vehicular entrance to public or private property abutting a public sidewalk.

8.52.030 No person may sit, lie, sleep or camp on a property designated as a sensitive use. “Sensitive Use” is defined as a school, childcare facility, public park, public library, city facility, or any governmental facility located in the City of Orland.

8.52.040 In addition to any other remedy provided by law, any person found in violation of this section may be immediately removed from the premises.

8.52.050 Violation.

A. A violation of this chapter is a misdemeanor, and upon conviction, confinement of up to one year in jail and/or fines of up to \$1,000 per violation. A violation of this chapter constitutes a public nuisance. In addition to the remedies set forth in Penal Code sections 370, et seq., the City Attorney may institute civil actions to abate a public nuisance under this chapter.

B. Any individual charged with violation of this chapter, in lieu of being taken to jail, may, at the election of the citing officer and with the consent of the individual, be taken to a facility providing social services related to mental health, housing, and/or substance abuse treatment.

Chapter 8.54 PUBLIC HAZARDS.

8.54.010 Storage of Personal Property.

The City enacts this chapter to balance the needs of the residents and public at large to access clean and sanitary public areas consistent with the intended uses for the public areas, with the needs of the individuals who have no other alternatives for the storage of personal property, to retain access to a limited amount of personal property in public areas. This section attempts to balance the needs of all of the City’s residents.

8.54.020 Definitions.

As used in this chapter:

“Alley” means any Highway having a Roadway not exceeding 25 feet in width which is primarily for access to the rear or side entrances of abutting property.

“Bikeway” means all facilities that provide primarily for, and promote, bicycle travel.

“City Employee” means any full or part-time employee of the City of Orland, or a contractor retained by the City for the purpose of implementing this chapter.

“Essential Personal Property” means any and all Personal Property that cumulatively is less than two cubic feet in volume, which, by way of example, is the amount of property capable of being carried within a backpack.

“Excess Personal Property” means any and all Personal Property that cumulatively exceeds the amount of property that could fit in a 60-gallon container with the lid closed.

“Highway” means a way or place of whatever nature, publicly maintained and open to the use of the public for purposes of vehicular travel.

“Parkway” means the area of the Street between the back of the curb and the Sidewalk that typically is planted and landscaped.

“Person” means any individual.

“Personal Property” means any tangible property, and includes, but is not limited to, goods, materials, merchandise, Tents, tarpaulins, bedding, sleeping bags, hammocks, sheds, structures, mattresses, couches, chairs, other furniture, appliances, and personal items such as household items, luggage, backpacks, clothing, documents, and medication.

“Public Area” or “Public Areas” means all property that is owned, managed or maintained by the City, and shall include, but not be limited to, any Street, medial strip, space, ground, building or structure.

“Roadway” means that portion of a Highway improved, designed or ordinarily used for vehicular travel.

“Sidewalk” means that portion of a Highway, other than the Roadway, set apart by curbs, barriers, markings or other delineation, for pedestrian travel.

“Storage Facility” means any facility, whether operated by a public, non-profit or private provider, which allows and has capacity for voluntary storage, free of charge, for a homeless person to store Personal Property up to the equivalent of the amount of property that would fit into a single 60-gallon container with the lid closed.

“Store”, “Stored”, “Storing” or “Storage” means to put Personal Property aside or accumulate for use when needed, to put for safekeeping, and/or to place or leave in a Public Area. Moving Personal Property to another location in a Public Area or returning Personal Property to the same block on a daily or regular basis shall be considered Storing and shall not be considered to be removing the Personal Property from a Public Area. This definition shall not include any Personal Property that, pursuant to statute, ordinance, permit, regulation or other authorization by the City or state, is Stored with the permission of the City or state on real property that is owned or controlled by the City.

“Street” includes every Highway, avenue, lane, Alley, court, place, square, Sidewalk, Parkway, curbs, Bikeway or other public way in the City which has been or may hereafter be dedicated and open to public use, or such other public property so designated in any law of this state.

“Tent” means a collapsible shelter made of fabric such as nylon or canvas or a tarp stretched and sustained by supports, which is not open on all sides, and which hinders an unobstructed view behind or into the area surrounded by the fabric. In order to qualify as a Tent for purposes of this subsection, a Tent, when deconstructed, must be able to fit within a 60-gallon container with the lid closed.

“Unattended” means no Person is present with the Personal Property who asserts or claims ownership over the Personal Property. Conversely, property is considered “Attended” if a Person is present with the Personal Property and the Person claims ownership over the Personal Property.

8.54.030 Regulation and Impoundment of Stored Personal Property; Discard of Certain Stored Personal Property.

A. No Person shall Store any Unattended Personal Property in a Public Area. With pre-removal notice as specified in section 8.54.040(A), the City may impound any unattended Personal Property in a Public Area, regardless of volume. Post-removal notice shall be provided as set forth in section 8.54.040(A).

B. No Person shall Store any Attended Excess Personal Property in a Public Area. With pre-removal notice as specified in section 8.54.040(A), the City may impound any Attended Excess Personal Property Stored in a Public Area. Post-removal notice shall be provided as set forth in section 8.54.040(B).

C. No Person shall Store any Personal Property in a Public Area in such a manner as to obstruct City operations, including a Street or Sidewalk maintenance or cleaning. Without prior notice, the City may temporarily move Personal Property, whether Attended or Unattended, which is obstructing City operations in a Public Area, including a Street or Sidewalk maintenance or cleaning, during the time necessary to conduct the City operations. The City may also impound Personal Property that is obstructing City operations in a Public Area, pursuant to sections 8.54.030(A) or 8.45.030(B).

D. No Person shall Store any Personal Property in a Public Area in such a manner that it does not allow for passage as provided by the Americans with Disabilities Act of 1990, Pub. L. No. 101-336, 104 Stat. 328 (1990), as amended from time to time. Without prior notice, the City may move and may immediately impound any Personal Property, whether Attended or Unattended, Stored in a Public Area in such manger that it does not allow for the passage as required by the ADA. Post-removal notice shall be provided as set forth in section 8.54.040(B). A violation of this section is governed by section 8.52.050.

E. No Person shall Store any Personal Property, whether Attended or Unattended, within:

1. 10 feet of any operational or utilizable driveway or loading dock;
2. 5 feet of any operational or utilizable building entrance or exit; or
3. 2 feet of any fire hydrant, fire plug, or other fire department connection.

Without prior notice, the City may move or may immediately impound any Personal Property, whether Attended or Unattended, Stored in a Public Area in violation of this section. Post-removal notice shall be provided as set forth in section 8.54.040(B).

F. No Person shall Store any Personal Property in a Public Area that has a clearly posted closure time after the posted closure time. Without prior notice, the City may remove and impound Personal Property, whether Attended or Unattended, Stored in a Public Area that has a clearly posted closure time, provided the Personal Property is removed and impounded after the posted closure time. Post-removal notice shall be provided as set forth in section 8.54.040(B).

G. No Person shall Store any Personal Property in a Public Area if the Personal Property, whether Attended or Unattended, constitutes an immediate threat to the health or safety of the public. Without prior notice, the City may remove and may discard any Personal Property Stored in a Public Area if the Personal Property poses an immediate threat to the health or safety of the public.

H. No Person shall Store any Personal Property in a Public Area if the Personal Property, whether Attended or Unattended, constitutes evidence of a crime or contraband. Without prior notice, the City may remove and discard any Personal Property that constitutes evidence of a crime or contraband, as permissible by law.

I. No Person shall Store any Personal Property, whether Attended or Unattended, in such a manner that obstructs or interferes with any activity in a Public Area for which the City has issued a permit. Without prior notice, the City may move any Personal Property Stored in a Public Area in violation of this section. With pre-removal notice as specified in section 8.54.040(A), the City may impound any Personal Property Stored in violation of this section. Post-removal notice shall be provided as set forth in section 8.54.040(B). A violation of this section is governed by section 8.52.050.

J. No Person shall Store any Personal Property, whether Attended or Unattended, in such a manner as to obstruct any portion of a street or other public right-of-way open to use by motor vehicles, a designated bike lane or bike path, or other public right-of-way open exclusively to use by bicycles. Without prior notice, the City may move and may immediately impound any Personal Property, whether Attended or Unattended, in violation of this section. Post-removal notice shall be provided as set forth in section 8.54.040(B). A violation of this section is governed by section 8.52.050.

K. No Person shall Store any Personal Property, whether Attended or Unattended, in violation of section 8.54.030(C). The City may move and may immediately impound any Personal Property, whether Attended or Unattended, in violation of this section. Pre-removal notice and post-removal notice will be provided by erecting signage providing notice that Storage of Personal Property is a violation of chapter 8.54, which may result in removal or impoundment of the Personal Property. The signage must also provide information on retrieval of the Personal Property and provide notice that the Personal Property may be discarded, if not claimed within 90 days. A violation of this section is governed by section 8.52.050.

L. No Person shall Store any Personal Property, whether Attended or Unattended, in violation of 8.52.030. With pre-removal notice as specified in section 8.54.040(A) or posted signage, the City may impound any Personal Property, whether Attended or Unattended, in violation of this section. If the City has not posted signage, post-removal notice shall be provided as set forth in section 8.54.050(B). A violation of this section is governed by Section 8.52.050.

8.54.040 Notice.

A. Pre-Removal Notice. Pre-removal notice shall be deemed provided if a written notice is provided to the Person who is Storing or claims ownership of the Personal Property or is posted conspicuously on or near the Personal Property and the actual removal commences at least 24 hours after the pre-removal notice is posted. The written notice shall contain the following:

- (1) A general description of the Personal Property to be removed.

- (2) The location from which the Personal Property will be removed.
- (3) The date and time the notice was posted.
- (4) A statement that the Personal Property has been Stored in violation of section 8.54.030.
- (5) A statement that the Personal Property may be impounded if not removed from Public Areas within 24 hours.
- (6) A statement that moving Personal Property to another location in a Public Area shall not be considered removal of Personal Property from a Public Area.
- (7) The address where the removed Public Property will be located, including a telephone number and the internet website of the City through which a Person may receive information as to impounded Personal Property as well as information as to voluntary storage location(s).
- (8) A statement that impounded Personal Property may be discarded if not claimed within 60 days after impoundment.

B. Post-Removal Notice. Upon removal of Stored Personal Property, written notice shall be conspicuously posted in the area from which the Personal Property was removed. The written notice shall contain the following:

- (1) A general description of the Personal Property removed.
- (2) The date and approximate time the Personal Property was removed.
- (3) A statement that the Personal Property has been Stored in violation of section 8.54.030.
- (4) The address where the removed Personal Property will be located including a telephone number and internet website of the City through which a Person may receive information as to impound Personal Property.
- (5) A statement that impounded Personal Property may be discarded if not claimed within 60 days after impoundment.

8.54.050 Storage and Disposal.

A. Except as specified herein, the City shall move Personal Property to a place of storage.

B. Except as specified herein, the City shall store impounded Personal Property for 60 days, after which time, if not claimed, may be discarded. The City shall not be required to

undertake any search for, or return, any impounded Personal Property stored for longer than 60 days.

C. The City shall maintain a record of the date any impounded Personal Property was discarded.

8.54.050 Repossession.

The owner of impounded Personal Property may repossess the Personal Property prior to its disposal upon submitting satisfactory proof of ownership. A Person may establish proof of ownership by, among other methods, describing the location from and date when the Personal Property was impounded from a Public Area, and providing a reasonably specific and detailed description of the Personal Property. Valid, governmental-issued identification is not required to claim impounded Personal Property.

8.54.060 Power of the City Manager to Make Rules and Regulations.

The City Manager is hereby authorized to promulgate rules, protocols, and procedures for the implementation and enforcement of this chapter, consistent with the provisions herein.

Chapter 8.56 SLEEPING IN MOTOR VEHICLES

8.56.010 Sleeping in vehicles-Findings of fact.

The city council finds that a definite problem is posed by persons sleeping in motor vehicles which are parked along the public streets within the city, causing anxiety to residents and resulting in suspicious vehicles calls to the police. In addition, persons who are sleeping in vehicles are crime targets.

8.56.020 Sleeping in vehicles-Prohibited in public places.

No person shall sleep in any automobile or other vehicle parked on any sidewalk, street, alley, or other public place within the city.

8.56.030 Violation.

A. A violation of this chapter is a misdemeanor, and upon conviction, confinement of up to one year in jail and/or fines of up to \$1,000 per violation. A violation of this chapter constitutes a public nuisance. In addition to the remedies set forth in Penal Code sections 370, et seq., the City Attorney may institute civil actions to abate a public nuisance under this chapter.

B. Any individual charged with violation of this chapter, in lieu of being taken to jail, may, at the election of the citing officer and with the consent of the individual, be taken to a facility providing social services related to mental health, housing, and/or substance abuse treatment.

I HEREBY CERTIFY that the above and foregoing Ordinance was duly and regularly introduced and read at a regular meeting held on the 15th day of October, 2024, and was passed and adopted by the City Council of the City of Orland at a regular meeting thereof duly held on the 5th day of November, 2024, by the following vote, to wit:

AYES:
NOES:

Chris Dobbs, Mayor

Jennifer Schmitke, City Clerk



CITY OF ORLAND STAFF REPORT
MEETING DATE: October 15, 2024

TO: Honorable Mayor and City Councilmembers

FROM: Zach Barber, Director of Public Works

SUBJECT: **Request for County Transportation Partnership Funding**
(Discussion/Action)

BACKGROUND:

The Glenn County Transportation Commission (GCTC) and its supporting Glenn County Planning Department recently determined the Commission has excess funds on hand of approximately \$2 million. A proportionate share of the funds, by population, would make available 27% or \$540,000 for Orland. The Commission invited proposal of partnership opportunities where its funds can be leveraged with other grant or local funds to complete a construction project and approved one such request from the Glenn County Public Works Department.

This funding is outside the normal State Transportation Improvement Program (STIP) funding, for which Orland is on track to reconstruct both M½ and Shasta/Bryant Streets. It is only for construction (not planning or engineering design) and projects must be shovel ready.

A recently completed Pavement Management report indicates the scope of the City’s deferred streets maintenance, assigns PCI (pavement condition index) ratings to each street or section thereof, suggests relative priorities of City streets based on usage and condition, and estimates costs to repair or rebuild. The Public Works Director and City Engineer inspected and verified streets identified as top priority.

ANALYSIS:

Staff considered numerous sections of streets that would be good candidates for this project funding and consulted about it with County planning staff.

Although East Street from Walker to Yolo remains a “complete streets” demonstration project with high local interest and lots of comments, it is not “shovel ready” and is estimated at \$1,340,850 + curbing and striping; decisions need to be made about the eventual design of this street. The Commission and Council have not fully evaluated the results of the demonstration street improvement treatments.

The .28-mile section of Swift Street adjacent to the SavMor shopping center area, from Woodward to East Street, was selected as most appropriate for this funding at this time, at an estimated project cost of \$648,450.

Alternatives considered included:

- Suisun St., 4th-6th .13mi \$ 417,000
- E Yolo St., east to Papst St. .5mi \$2,342,700
- South St., Papst to 6th St. 1.02mi \$3,567,000
- 5th St., Suisun St. to north end .09mi \$ 333,750
- 4th St., Suisun St.to north end .09mi \$ 333,750
- East St., Yolo St. to south end .37mi \$1,180,800
- 8th St., South St. to SR 32 .53mi \$1,905,000

Attachment: Draft Request to GCTC with sample conditions and map of section for proposed project.

RECOMMENDATION:

Approve proposed request to GCTC for partnership in the amount of \$540,000 to reconstruct a section of Swift Street, with City gas tax funds being utilized for the cost over the GCTC amount.

FISCAL IMPACT OF RECOMMENDATION:

Estimated \$110,000 (depending on bids from contractors) from the Gas Tax Street Fund, within its annual budgeted expenditure.

CITY COUNCIL

Chris Dobbs, Mayor
 Mathew Romano, Vice-Mayor
 Bruce T. Roundy
 Jeffrey A. Tolley
 John McDermott

CITY OFFICIALS

Jennifer Schmitke
 City Clerk

Leticia Espinosa
 City Treasurer

CITY OF ORLAND

INCORPORATED 1909

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

**CITY MANAGER**

Peter R. Carr

October 15, 2024

DRAFT

To: Glenn County Transportation Commission
 c/o Mardy Thomas, Glenn County Planning Director

Subject: Request for Special Project Partnership Funding from Surplus County
 Transportation Funds

Honorable Chairperson Hansen and Commission Members:

The City of Orland requests your approval of the city's request to utilize \$540,000 of County Transportation Funds recently deemed surplus per the Commission meeting August 15, 2024. The City's objective is to reconstruct a portion of Swift Street from Woodward Street to East Street, .28 miles of roadway. The total cost of the project is expected to be \$648,450 so the City will apply its own local gas tax revenues to cover any costs above the \$540,000.

The GCTC's contribution will represent 27% of the surplus funds, approximating the City's population share of the County. The City's part for this project will exhaust ½ of the City's annual budget for street maintenance.

This project is outside our normal STIP process which is currently focused on programming reconstruction of M½ and Shasta Street (5th St to M½) in the next two years. The urgency is informed by:

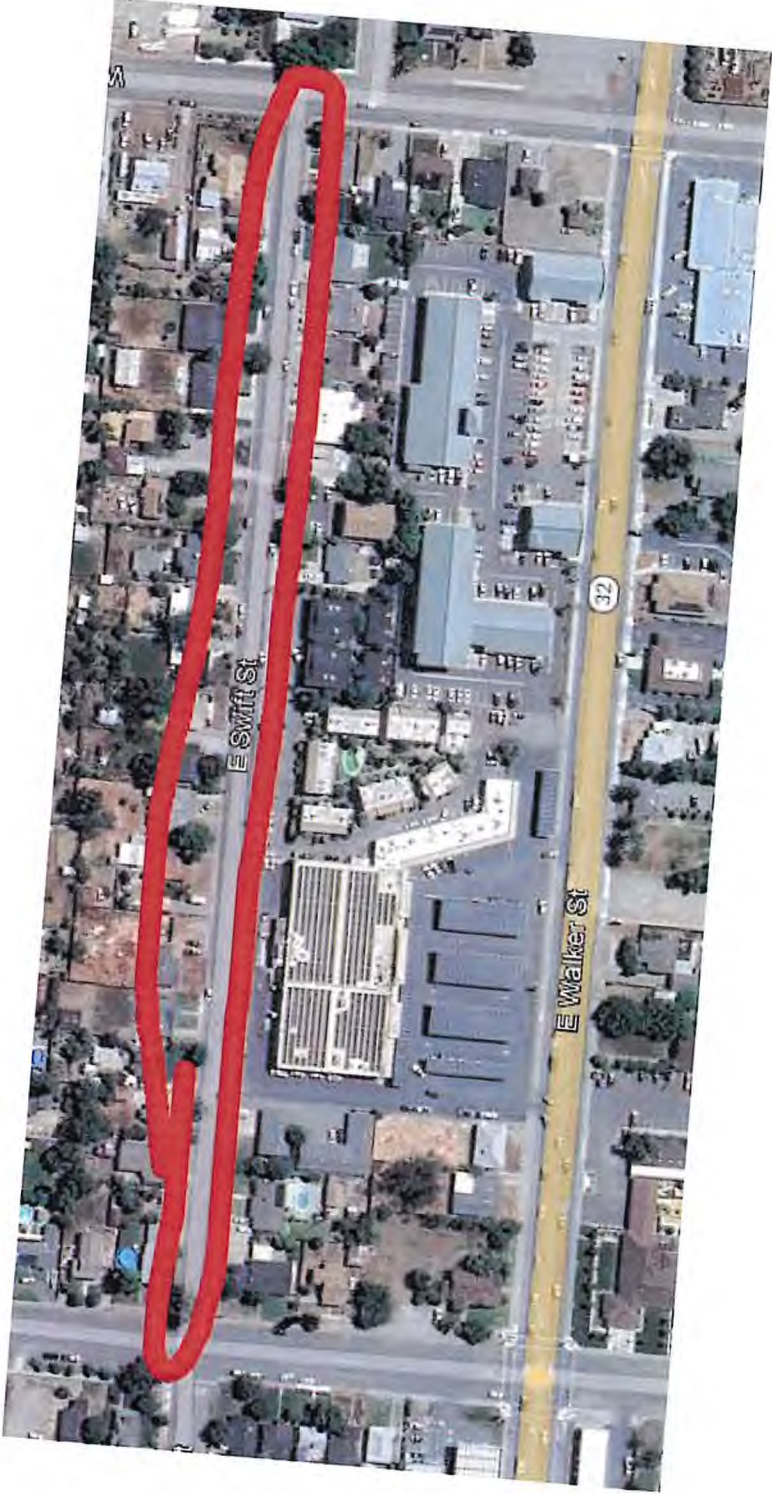
- The Pavement Management report shows this section of Swift Street as in complete disrepair and a high priority for reconstruction;
- City Public Works is on this street 25 times a year repairing potholes;
- This street, one of Orland's oldest, is heavily used by local residential traffic as well as commercial traffic – both passenger and tractor-trailer, both City and County residents – accessing and egressing the SavMor shopping center. It was not originally designed or constructed for such heavy use.

The project will completely reconstruct the street roadbed and paved surface. Existing curb, gutter & sidewalk will be left intact, except that curb & gutter will be added where missing on the north side. If funded at this time, final engineering design and award of construction contracts could happen this winter with construction spring 2025.

The Orland City Council and Orland Public Works & Safety Commission endorse this high-priority partnership project. Your interest in and approval of this project request would be most appreciated.

Sincerely,

Peter R. Carr
City Manager









CITY OF ORLAND STAFF REPORT
MEETING DATE: October 15, 2024

TO: Honorable Mayor and City Council Members

FROM: Pete Carr, City Manager

SUBJECT: **Update to ARPA project budget** (Discussion/Direction/Action)

Background:

See historical background in May 21, 2024 agenda packet. ARPA funds were intended to help communities recover from the effects of the COVID-19 pandemic business shutdown, with its direct impact on small business and its indirect impact on agency revenues.

Orland selected a variety of public safety, business support, parks improvements and other uses for the funds. On May 21st, the City Council reviewed the current use of funds and balances available as listed in the attached worksheet.

Analysis:

Use of Funds line items are updated as follows:

- * The EV charging stations project (line item #7) remains stymied while the industry reconsiders its investments and our agreement with Rivian remains unsigned. This \$50k can remain or be reallocated.
- * The Facade Improvement Program (#8) continues to be accessed by local small business from time to time. There are several pending projects now.
- * The Streetscapes project (#9) is in progress, is going well and has less than \$20k remaining balance.
- * Erection of the tall steel poles for the Lely ballfield lighting project (#10) needs to be rebid this fall or winter. This project is being augmented by ARPA funds from the County.
- * The welcome sign for the east entrance of the city (#14) has not yet been designed. Recently, the EDC suggested the City seek a permit from Caltrans to install monument signage at the I-5 interchange, welcoming people to Orland and announcing it as the Queen Bee Capital, complementing the art sculptures. Any such monuments could be expected to cost every bit of the \$30,000 and more.
- * While the city BOGO is no longer offered for the Queen Bee Bucks program and thus sales of new cards have dwindled to a trickle, we are approaching the \$200,000 mark for Queen Bee Bucks redemptions -- and all of this at locally-owned mom & pop stores and restaurants.
- * The program to reduce the feral cat population (#19) has not yet started due to a yet-pending partnership agreement with the County. City Council may wish to reprogram this money or direct staff to proceed solely on a City basis.

An additional \$25k remains intentionally unallocated and available for designated allocation or retention in the General Fund.

Attachment: ARPA Funds Worksheet 10.08.24

Recommendation:

Direct Staff.

Fiscal Impact of Recommendation:

Depends on direction provided to Staff. Orland's ARPA account is an internally designated category of the General Fund.

Use of ARPA Funds Worksheet

Report to Council October 15, 2024

City of Orland

Revenue from ARPA (Covid Relief)	\$1,872,000
General Fund fiscal stabilization	\$200,000
Measure A Fund Public Safety fiscal stabilization	\$100,000
ARPA Funds Available for Allocation	\$1,572,000

Use of Funds		Allocated	Balance Available Oct 2024
<i>Purple = complete ; Blue = in progress; Black = allocated but pending</i>			
1	Radio signal upgrades for OPD and OVFD (P/S)	60,000	0
2	OPD/City Hall roof and floor repairs	120,000	0
3	Evidence storage & security improvements (P/S)	80,000	0
4	Public Safety Facilities Security and IT upgrades (P/S)	160,000	0
5	Cost share sewer lift station @ Cortina Drive	145,000	0
6	Invest in westside I-5 infrastructure (619)	300,000	0
7	Construct EV charging stations in town	50,000	50,000
8	Façade Improvement program	30,000	6,000
9	Streetscapes (benches, planters, streetlamps, etc.)	200,000	20,000
10	Lely ballfield lighting LED lamps (1 field per year)	170,000	10,000
11	Pump track -- match Park & Rec DIF	12,000	0
12	Orland Area Chamber of Commerce equip/supplies	7,000	0
13	Arts Commission revenue backfill	3,000	0
14	Construct welcome sign at east end of City	30,000	30,000
15	Replace financial software (\$50k ARPA, \$70k Utilities)	50,000	0
16	Loan payoff: 5th St parking lot (\$70k)	70,000	0
17	Grant match for 3CORE I-5 econ development study	5,000	0
18	Community e-Gift Cards (Queen Bee Bucks)	110,000	0
19	Cat population reduction (partnership with County)	25,000	25,000
Total Lines 1-18		\$1,547,000	\$61,000

Total Remaining Unallocated: \$25,000

P/S = Public Safety = total \$320k