



ORLAND CITY COUNCIL REGULAR MEETING AGENDA

Tuesday, February 20, 2024 at 6:30 PM
Carnegie Center, 912 Third Street and Via Zoom

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: Peter R. Carr **City Clerk:** Jennifer Schmitke

Virtual Meeting Information:

<https://us02web.zoom.us/j/87452596791>

Webinar ID: 874 5259 6791 | 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.

4. CONSENT CALENDAR

- A.** Warrant List (Payable Obligations) (Pg.3)
- B.** Approve City Council Minutes for February 6, 2024 (Pg.9)
- C.** Receive and File Public Works and Safety Commission Minutes from October 10, 2023 (Pg.15)
- D.** Approve and Adopt Second Reading of Ordinance 2024-01: APPROVAL OF CONDITIONAL USE PERMIT #2023-03 Location: An existing parcel identified as APN: 046-080-016 and located north of the northern edge of the existing Orland City Limits and east of the northerly terminus of Modoc Street APPLICATION: Conditional Use Permit #2023-03 (Pg.19)
- E.** Approve and Adopt Second Reading of Ordinance 2024-02: An Ordinance of the City Council of the City of Orland Approving the Pre-zoning of an existing parcel of land identified as 125 Modoc Street (APN 046-080-016) WITH THE R-1 – RESIDENTIAL ONE FAMILY ZONING DISTRICT (Pg.22)
- F.** Treasurer's Report (Receive and File) (Pg.24)

5. ADMINISTRATIVE BUSINESS

- A.** Proposed Sales Tax Increase Measure and Adoption Process (Discussion/Action) - Pete Carr, City Manager (20 min) (Pg.26)
- B.** Council Member Compensation: Proposed Ordinance (Discussion/Action) - Greg Einhorn, City Attorney (15 min) (Pg.29)

6. 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 your comments to the Mayor or Vice Mayor. (Public Comments will be limited to three minutes).

7. CITY COUNCIL COMMUNICATIONS AND REPORTS

8. ADJOURN

CERTIFICATION: Pursuant to Government Code Section 54954.2(a), the agenda for this meeting was properly posted on February 16, 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

February 20, 2024

Warrant	2/15/2024	\$	249,617.23
Payroll Compensation #3	2/8/2024	\$	144,781.76
PERS 01/11/2023 - 1/24/2024	2/12/2024	\$	29,201.16
		\$	<u>423,600.15</u>

APPROVED BY

Mayor, Chris Dobbs

Vice-Mayor, Mathew Romano

Councilmember, Jeffrey A. Tolley

Councilmember, John McDermott

Councilmember, Bruce T. Roundy

REPORT.: Feb 15 24 Thursday
 RUN...: Feb 15 24 Time: 10:39
 Run By.: Leticia Espinosa

CITY OF ORLAND
 Cash Disbursement Detail Report
 Check Listing for 02-24 thru 02-24 Bank Account.: 1001

PAGE: 001
 ID #: PY
 CTL.: 4. A.

4. A.

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
058580	02/14/24	VIS01	VISINONI BROTHERS, INC.	-1088271.36	NOVDECJANu	Ck# 058580 Reversed
058584	02/13/24	MIS01	MissionSquare - 304591	16.94	6795698 2H	457 PLAN/304591
058585	02/14/24	VIS01	VISINONI BROTHERS, INC.	1088271.36	NOV-JANH	DWR PHASE 2B PROJECT
058586	02/14/24	TIA00	EVERBANK, N.A.	246.93	9875893H	PD/COPIER LEASE
058587	02/15/24	ABD00	ADVANCED DOCUMENT CONCEPT	23.90 27.16 113.42 516.45 53.99	120309 120310 INV120306 INV120307 INV120308	FD/MEASURE A- COPIER JAN 1-31,2024 REC/COPIES JAN 1-31,2024 PD/COPIER USAGE 1/1/2024 - 1/31/2024 CITY HALL/COPIES JAN 1-31,2024 BD-PLAN-PW/COPIES JAN 1-31, 2024
			Check Total.....:	734.92		
058588	02/15/24	AFF00	Affordable Computer Solut	3039.67	7270	LIB/COMPUTER/INTERNET REPAIR & MAINTENANCE
058589	02/15/24	AIR01	Airgas-USA, LLC	308.11	72785,901	FD/MEASURE A-MEDICAL OXYGEN
058590	02/15/24	AMA02	AMAZON CAPITAL SERVICES	1255.81	1RYJPCJV9	LIB/ZIP BOOKS GRANT
058591	02/15/24	AMA03	AMAZON CAPITAL SERVICES	580.95 1506.50	17HPLNTW6 1CIVML144	LIB/ELK CREEK LIB BOOKS & OFFICE LIB/BOOKS & OFFICE SUPPLIES
			Check Total.....:	2087.45		
058592	02/15/24	AME00	AMERICAN FAMILY LIFE	459.99	967405	SUPPLEMENTAL INSURANCE
058593	02/15/24	ARA00	ARAMARK UNIFORM SERVICES	1321.42	01312024	PW/UNIFORM CLEANING JANUARY 2024
058594	02/15/24	ATT06	A T & T	926.68	21265679	MULTI-DEPT/PHONES JAN 13 - FEB 12,2024
058595	02/15/24	ATT07	A T & T	94.88	02142024	AC/PHONE LINE & INTERNET
058596	02/15/24	ATT09	AT&T MOBILITY	857.42	X02102024	PD/CELL SERVICE (14)
058597	02/15/24	ATT10	AT&T MOBILITY (FIRST NET)	185.92 196.25	2/13/24 02022024	FD/MEASURE A-PHONES FOR CHIEFS & 2 IPADS PW/CELL PHONES JAN 3 - FEB 2,2024
			Check Total.....:	382.17		
058598	02/15/24	BAL00	Knife River Construction	732.20	298963	PW/STREET SUPPLIES
058599	02/15/24	BJO01	Beth Bjorklund	50.00	01242024	AC/GALLERY SHOW HANGING
058600	02/15/24	BSN04	BSN Sports	70.98	924646846	REC/WHISTLES
058601	02/15/24	CAL14	Cal Signal Corp	5300.00	9837&9873	PW/COMMERCE/NEWVILLE INSPECTION
058602	02/15/24	CAR02	CARDMEMBER SERVICE	3184.60 2230.77 4360.88 1313.18 1274.44 485.02 1271.48	JAN24PD JAN24PW 01292024 JAN 2024 JAN24LIB JAN24REC JAN24SHOP	PD/TRNING,INTERNET,FLEET & OFFICE SUPPLY,DEP PICTUR ARPA/LIB/CARNEGIE 4 PS UPGRADES/SAFETY/PW OFFICE FD/MEASURE A-OFFICE,EQUIPMENT & BLD SUPPLIES CH/POSTAGE, TAX FORMS, ZOOM, ECON CONF. LIB/TABLE,CHILDREN'S PROGRAM SUPPLIES & OFFICE REC/APPLE, SCHEDULING APP, STAFF LUNCH PW/SEWER SUPPLIES PD/FLEET EQUIPMENT MAINTENANCE
			Check Total.....:	14120.37		
058603	02/15/24	CAR12	Peter R. Carr	771.88	21524	REIMBURSEMENT CITY MANAGERS CONF.
058604	02/15/24	CLE00	CLEANRITE-BUILDRITE	150.00	SI96726C0	LIB/CARPET CLEANING
058605	02/15/24	COM02	Comcast	299.63	FEB-MAR	MULTI-DEPTS/INTERNET CONNECTION FEB 3 - MAR 2,2024
058606	02/15/24	COR00	CORNING LUMBER CO., INC.	42.50	01252024	PW/WATER SUPPLIES
058607	02/15/24	COR02	Corning Chevrolet Buick	1287.13	73990,740	PD/FLEET EQUIPMENT MAINTENANCE
058608	02/15/24	CRE00	CREATIVE COMPOSITION	110.01 311.91	27269 27270	PD/FI CARDS QUANTITY 500 #10 REGULAR ENVELOPE
			Check Total.....:	421.92		
058609	02/15/24	ECO01	ECORP CONSULTING, INC	15692.50	101335	PLANNING/PROF SERVICES
058610	02/15/24	EIN02	Gregory P. Einhorn	4200.00	12660 JAN	CA/CONTRACT SERVICES
058611	02/15/24	FUL04	OSCAR QUEZADA	60.00	1824	PW/CITY YARD JANUARY 2024
058612	02/15/24	GAY01	GAYNOR TELESYSTEMS INC	51.00	43811	FD/MEASURE A-FAXFINDER CLOUD
058613	02/15/24	GCS02	GCS Environmental Equip.S	1438.04	28092	PW/FLEET MAINTENANCE SWEEPER

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
058614	02/15/24	GHD00	GHD INC.	21122.62	380004529	SR 32 & TEHAMA ST FEASIBILITY STUDY
058615	02/15/24	GLE14	GLENN COUNTY	50.00	02142024	CEQA - MODOC STREET ANNEXATION
058616	02/15/24	GLE39	Glenn Groundwater Authori	2839.64	24-GGA-08	GGA MEMBER FUNDING OBLIGATION
058617	02/15/24	GOL01	GOLDEN STATE RISK	64331.74	EB001491	DENTAL/VISION & HEALTH INSURANCE
058618	02/15/24	GRA02	GRAINGER, INC.	1253.15	2423,9789	PW/SEWER-WATER SUPPLIES FD/EQUIPMENT MAINTENANCE
058619	02/15/24	GRA04	Grafix Shoppe	1515.71	154982	PD/GRAPHICS/LETTERING FOR POLICE CSO TRUCK X 2
058620	02/15/24	GRO00	Ferguson Enterprises Inc	3468.10	8970,6416	PW/WATER SUPPLIES
058621	02/15/24	HEI01	VIRGIL HEISE	100.00	1012024	FD/JANITORIAL
058622	02/15/24	JCN00	NELSON'S BUILDING MAINTEN	227.86	782338	MULTI DEPT/BM CLEANING BATHROOM SUPPLIES
058623	02/15/24	KIM01	KIMBALL MIDWEST	92.88	101861492	PW/SHOP SUPPLIES
058624	02/15/24	LCA00	LC ACTION POLICE SUPPLY,	1520.30	461233	PD/MEASURE A-AMMUNITION
058625	02/15/24	LES00	LES SCHWAB	122.53	612005874	PW/FLEET EQUIPMENT MAINTENANCE
058626	02/15/24	LIF00	Life Assist Inc.	93.03	1403565	PD/MEASURE A-COMBAT APPLICATION TOURIQUET (C-A-T)
058627	02/15/24	MAC01	MacLeod Watts, Inc.	4650.00	33122orla	GASB75 REPORT ('22)
058628	02/15/24	MAC02	MACQUARIE EQUIPMENT CAPIT	44.18 94.20	154974 158041	FD/MEASURE A-PRINTER LEASE REC/PRINTER LEASE
			Check Total.....:	138.38		
058629	02/15/24	MEZ00	JODY MEZA	250.00	01312024	LIB/JANUARY 2024 TRAVEL TO WILLOWS & BRANCHES
058630	02/15/24	MIS01	MissionSquare - 304591	1979.65 1979.65	6092359 6769431	457 PLAN /304591 457 PLAN/304591
			Check Total.....:	3959.30		
058631	02/15/24	MJB00	MJB WELDING SUPPLY, INC	13.33	01464162	PW/CYLINDER RENTAL
058632	02/15/24	NAP00	NAPA AUTO PARTS	4876.40	01/25/24	PD/PW/FD/FLEET MAINTENANCE PW/SHOP SUPPLIES
058633	02/15/24	NOR29	NORTH VALLEY INDUSTRIES I	203.56	4026	REC/1 UNIT ADULT SOCCER N. VALLEY FIELD JAN 2024
058634	02/15/24	NUS00	NUSO, LLC	105.70	130849032	FD/MEASURE A- PHONE LINES
058635	02/15/24	ORE00	O'REILLY AUTO	231.52	01282024	FD/MEASURE A-PARTS FOR TRUCK #40
058636	02/15/24	ORH00	ORLAND HARDWARE	299.60 3588.05	01272024 JAN272024	FD/MEASURE A-TRAINING,BUILDING,EQUIPMENT SUPPLIES MULTI DEPT/MISC. SUPPLIES
			Check Total.....:	3887.65		
058637	02/15/24	ORL15	Orland Saw & Mower	275.65	53690	PW/PARKS EQUIPMENT MAINTENANCE
058638	02/15/24	PAC07	PACE ANALYTICAL SERVICES,	595.20	578,579,7	PW/LAB SERVICES
058639	02/15/24	PAC09	PACIFIC WEST BUILDERS INC	848.51	02132024	WATER METER RENTAL REIMBURSEMENT
058640	02/15/24	PAX00	WYATT PAXTON	7675.50	738	BD/JANUARY 2024 PROFESSIONAL SERVICE & MILEAGE
058641	02/15/24	PEN00	PENWORTHY CO.	163.06	0596025IN	LIB/JUVENILE BOOKS
058642	02/15/24	PGE00	PG&E	10.18 11.87 63.39	1092024 02132024 598491150	FD/MEASURE A-ELECTRICITY FOR COLUSA ST REC/SPENCE PARK PW/LANDSCAPE FOR ORLAND PARK
			Check Total.....:	85.44		
058643	02/15/24	QUI02	QUILL CORP.	115.46	36959309	PD/MISC. OFFICE SUPPLIES
058644	02/15/24	ROL00	ROLLS, ANDERSON & ROLLS	32310.14	16280& FE	ENGINEERING/PROFESSIONAL SERVICES & DWR SERVICES
058645	02/15/24	SAC01	SACRAMENTO VALLEY MIRROR	207.00	2023	LEGAL NOTICE - MODOC ANNEX
058646	02/15/24	SEI00	ROY R SEILER, C.P.A	3776.00	30580	ACCOUNTING PROFESSIONAL SERVICE JANUARY 2024
058647	02/15/24	SIL07	SILKE COMMUNICATIONS SOLU	18281.19	25000861	FD/MEASURE A-VFA GRANT MATCH 4 RADIOS
058648	02/15/24	SIM01	SIMPLOT	468.44	777048310	PW/PARK-ROUND UP
058649	02/15/24	SSD00	SSDTTF	664.00	02/01/24	PD/TRNING SACRAMENTO MARCH 27-29,2024

REPORT.: Feb 15 24 Thursday
 RUN....: Feb 15 24 Time: 10:39
 Run By.: Leticia Espinosa

CITY OF ORLAND
 Cash Disbursement Detail Report
 Check Listing for 02-24 thru 02-24 Bank Account.: 1001

PAGE: 003
 ID #: PY 00
 CTL.:

4. A.

Check Number	Check Date	Vendor Number	Vendor Name	Net Amount	Invoice #	Description
058650	02/15/24	STO04	Jeffrey G. Dunn	225.00	1/31/2024	PEST CONTROL SERVICES- JANUARY 2024
058651	02/15/24	STO09	STONY CREEK UNIFIED SCHOO	1700.00	1	LIB/ELK CREEK LIB RENT SEP 2022 - JAN 2024
058652	02/15/24	T&S01	T AND S DVBE, INC.	1858.27	24-130	PW/STREETS SUPPLIES
058653	02/15/24	TLC00	TLC	1004.63	FEB2024	AC/HOLIDAY TREE DECOR REMOVAL
058654	02/15/24	TRA02	TRANSAMERICA	561.00	JAN2024	TERM INSURANCE
058655	02/15/24	TRA09	TRANSUNION RISK & ALTERNA	120.00	899593	PD/MONTHLY FEE JAN 1-31,2024
058656	02/15/24	ULI00	Uline	169.07	173431052	PD/OFFICE SUPPLIES
058657	02/15/24	UNI01	UNITED RENTALS	4876.34	229353581	PW/EXAVATOR RENTAL FOR SEWER PONDS
058658	02/15/24	VAL02	VALLEY ROCK PRODUCTS	993.09	83062	PW/STREET SUPPLIES
058659	02/15/24	VOD00	JEANNIE VODDEN	565.68	01312024	AC/PURCHASE PAINTING "GRAPE EXPECTATIONS"
058660	02/15/24	WES16	West Mitsubishi	271.70	77242&773	PD/FLEET WHEEL ALIGNMENT & SMOG
				332.92	77609&776	PD/MEASURE A-ALIGNMENT FOR UNIT #09 & #10
			Check Total.....:	604.62		
			Cash Account Total.....:	249617.23		
			Total Disbursements.....:	249617.23		
			Cash Account Total.....:	.00		

REPORT.: Feb 15 24 Thursday
 RUN....: Feb 15 24 Time: 10:39
 Run By.: Leticia Espinosa

CITY OF ORLAND
 Cash Disbursement Detail Report - Payroll Vendor Payment(s)
 Check Listing for 02-24 thru 02-24 Bank Account.: 1001

PAGE: 004
 ID #: PY 00
 CTL:

4. A.

Check Number	Check Date	Vendor Number	Vendor Name	Net Amount	Invoice #	Description
19268	02/09/24	EDD01	STATE OF CALIFORNIA	4150.92	C40208	STATE INCOME TAX
19269	02/09/24	ESD00	STATE OF CALIFORNIA	1564.11	C40208	SDI
19270	02/09/24	OPO00	OPOA TREASURER	674.00	C40208	OPOA DUES
19271	02/09/24	STA00	STATE DISURSEMENT UNIT	22.15	C40208	GARNISHMENTS
19272	02/09/24	TEH00	UMPQUA BANK	12255.75	C40208	FEDERAL INCOME TAX
				17617.82	1C40208	FICA
				4120.30	2C40208	MEDICARE
			Check Total.....:	33993.87		
19273	02/09/24	UPE00	UPEC, LOCAL 792	466.20	C40208	UPEC, LOCAL 792*
			Cash Account Total.....:	40871.25		
			Total Disbursements.....:	40871.25		

Warrant Number	Date	Payroll Date	**Employee** Num	Name	Actual Period	Fiscal Period	Gross Amount
14650	02/08/24	02/07/24	CAR06	CARLSON, PRESTON	02-24	08-24	80.00
14651	02/08/24	02/07/24	MAR03	MARTINS, PAULINA	02-24	08-24	313.50
14652	02/08/24	02/07/24	PER00	PEREZ, MARGARITA T	02-24	08-24	2086.39
14653	02/08/24	02/07/24	ROD02	RODRIGUEZ, ADRIANNA	02-24	08-24	112.00
14654	02/08/24	02/07/24	ROW00	ROWE, LILLIANNA	02-24	08-24	240.00
14655	02/08/24	02/07/24	STO00	STORY, ZACHARY	02-24	08-24	323.00
14656	02/08/24	02/07/24	SUA03	SUAREZ, ARMANDO RUEDA	02-24	08-24	2081.08
207662	02/08/24	02/07/24	ALV01	ALVA, MICAELA	02-24	08-24	2214.15
207663	02/08/24	02/07/24	AND00	ANDRADE, EDGAR	02-24	08-24	3617.02
207664	02/08/24	02/07/24	BAL01	BALDRIDGE, EDEN	02-24	08-24	222.75
207665	02/08/24	02/07/24	BAR02	BARBER, ZACHARY	02-24	08-24	2657.92
207666	02/08/24	02/07/24	BLA00	BLAKE, CHRISTINA	02-24	08-24	136.00
207667	02/08/24	02/07/24	BOS01	BOSE, DOMINICK	02-24	08-24	152.00
207668	02/08/24	02/07/24	BOW00	BOWERS, LINDA	02-24	08-24	282.88
207669	02/08/24	02/07/24	CAR03	CARR, PETER R	02-24	08-24	6153.85
207670	02/08/24	02/07/24	CES00	CESSNA, KYLE A	02-24	08-24	6642.53
207671	02/08/24	02/07/24	CHA01	CHANEY, JUSTIN	02-24	08-24	4753.08
207672	02/08/24	02/07/24	COR00	CORTES, JOVANY	02-24	08-24	1814.43
207673	02/08/24	02/07/24	CRA00	CRANDALL, JEREMY	02-24	08-24	2402.26
207674	02/08/24	02/07/24	EHO00	EHORN, CAITLIN A	02-24	08-24	700.00
207675	02/08/24	02/07/24	ESP00	ESPINOSA, LETICIA	02-24	08-24	2347.82
207676	02/08/24	02/07/24	ESQ01	ESQUIVEL, ITZEL	02-24	08-24	357.00
207677	02/08/24	02/07/24	FEN03	FENSKE, JOSEPH H	02-24	08-24	3539.51
207678	02/08/24	02/07/24	FLO00	FLORES, JOSE D	02-24	08-24	4117.86
207679	02/08/24	02/07/24	GAL00	GALVAN, ROSAURA	02-24	08-24	544.00
207680	02/08/24	02/07/24	GAM00	GAMBOA, YADIRA	02-24	08-24	314.26
207681	02/08/24	02/07/24	GAR01	GARIBAY, ELIZABETH	02-24	08-24	1548.34
207682	02/08/24	02/07/24	GUE01	GUERRERO, DEYSY D	02-24	08-24	2700.00
207683	02/08/24	02/07/24	GUE02	GUERRERO, JORGE	02-24	08-24	2546.85
207684	02/08/24	02/07/24	HAR00	ZOLLERHARRIS, TRAVIS	02-24	08-24	2160.13
207685	02/08/24	02/07/24	JOH01	JOHNSON, SEAN KARL	02-24	08-24	5459.87
207686	02/08/24	02/07/24	LOP01	LOPEZ, ESAU	02-24	08-24	1728.02
207687	02/08/24	02/07/24	LOP02	LOPEZ, JOEL	02-24	08-24	1814.41
207688	02/08/24	02/07/24	LOW00	LOWERY, KATHERINE	02-24	08-24	3984.03
207689	02/08/24	02/07/24	MAR02	MARTINDALE, RYAN EUGENE	02-24	08-24	3260.02
207690	02/08/24	02/07/24	MEJ00	APARICIO, LILIA MEJIA	02-24	08-24	3200.66
207691	02/08/24	02/07/24	MEZ00	MEZA, JODY L	02-24	08-24	4312.10
207692	02/08/24	02/07/24	MIL00	MILLS, DARYL A	02-24	08-24	3408.51
207693	02/08/24	02/07/24	MON03	MONDRAGON, MEAGAN N	02-24	08-24	1652.65
207694	02/08/24	02/07/24	MOR03	MORECI, RORY	02-24	08-24	313.50
207695	02/08/24	02/07/24	MYE00	MYERS, KEVIN	02-24	08-24	684.76
207696	02/08/24	02/07/24	OLI00	OLIVER, LINDA	02-24	08-24	282.88
207697	02/08/24	02/07/24	ORO03	OROZCO, ETHAN	02-24	08-24	323.00
207698	02/08/24	02/07/24	ORO04	OROZCO, JORDAN	02-24	08-24	507.50
207699	02/08/24	02/07/24	OVI01	OVITZ, GRAYSON	02-24	08-24	313.50
207700	02/08/24	02/07/24	PAN00	PANIAGUA, BLANCA A	02-24	08-24	726.94
207701	02/08/24	02/07/24	PEN01	PENDERGRASS, REBECCA A	02-24	08-24	3840.01
207702	02/08/24	02/07/24	PIN00	PINEDO, EDGAR ESTEBAN	02-24	08-24	3569.25
207703	02/08/24	02/07/24	POR00	PORRAS, ESTEL	02-24	08-24	1991.56
207704	02/08/24	02/07/24	PUN00	PUNZO, GUILLERMO	02-24	08-24	2756.70
207705	02/08/24	02/07/24	RIC01	RICE, GERALD W	02-24	08-24	2202.86
207706	02/08/24	02/07/24	RIV00	RIVERA, ISRAEL	02-24	08-24	2218.82
207707	02/08/24	02/07/24	ROD00	RODRIGUES, ANTHONY	02-24	08-24	2510.23
207708	02/08/24	02/07/24	ROD03	RODRIGUES, VICTOR	02-24	08-24	152.00
207709	02/08/24	02/07/24	ROE00	ROENSPIE, THOMAS LUKE	02-24	08-24	3874.98
207710	02/08/24	02/07/24	ROM00	ROMERO, ARNULFO	02-24	08-24	2977.10
207711	02/08/24	02/07/24	SAN01	SANCHEZ, MELANIE CARRIL	02-24	08-24	556.75
207712	02/08/24	02/07/24	SAN02	SANDOVAL, LUCILA	02-24	08-24	2096.92
207713	02/08/24	02/07/24	SAN03	SANCHEZ, DANIEL ANGEL	02-24	08-24	1959.01
207714	02/08/24	02/07/24	SCH03	SCHMITKE, JENNIFER	02-24	08-24	2700.90
207715	02/08/24	02/07/24	STE01	STEWART, ROY E	02-24	08-24	3115.79
207716	02/08/24	02/07/24	SUA02	SUAREZ, BRYAN E	02-24	08-24	2000.38
207717	02/08/24	02/07/24	SUT00	SUTTON, BRANDON KIJANA	02-24	08-24	4077.91
207718	02/08/24	02/07/24	SWI00	SWINHART, ROBERT	02-24	08-24	2049.17
207719	02/08/24	02/07/24	THO02	THOMPSON, JAYDEN	02-24	08-24	313.50
207720	02/08/24	02/07/24	VAL00	VALENZUELA, BRENDA	02-24	08-24	329.27
207721	02/08/24	02/07/24	VAR00	VARNER, ZADA	02-24	08-24	240.00
207722	02/08/24	02/07/24	VLA00	VLACH, RAYMOND JOSEPH	02-24	08-24	5177.08
207723	02/08/24	02/07/24	VON00	VONASEK, EDWARD J	02-24	08-24	4614.45
207724	02/08/24	02/07/24	ZIN00	PEREZ, ARNULFO ZINTZUN	02-24	08-24	324.16
							144781.76



ORLAND CITY COUNCIL REGULAR MEETING MINUTES

Tuesday, February 6, 2024

CALL TO ORDER

Meeting called to order by Mayor Chris Dobbs at 6:30 PM.

ROLL CALL

Councilmembers present: Councilmembers John McDermott, Bruce T. Roundy, Jeffrey Tolley, Vice Mayor Matt Romano, and Mayor Chris Dobbs

Staff present: City Manager Pete Carr; Director of Administrative Services/ACM Rebecca Pendergrass; City Clerk Jennifer Schmitke; City Attorney Greg Einhorn; Police Chief Joe Vlach; Library Director Jody Meza; City Planner Scott Friend

PLEDGE OF ALLEGIANCE

CONSENT CALENDAR

- A. Warrant List (Payable Obligations)
- B. Approve City Council Minutes for January 16, 2024
- C. Approve City Council Minutes for January 23, 2024
- D. Receive and file Arts Commission Minutes from November 15, 2023
- E. Receive and file Planning Commission Minutes from December 21, 2023

ACTION: Councilmember Roundy moved, seconded by Councilmember Tolley, to approve the consent calendar as presented. Motion carried by a voice vote 5-0.

PUBLIC HEARING

A. Modoc Annexation, Pre-zoning, and Conditional Use Permit (ANNEX #2023-01, PZ #2023-01, & CUP 2023-04) – Bruce J. Myers (Applicant/Owner)

City Planner Scott Friend presented a 4-part request to annex an existing +/-5.7 -acre parcel of land into the City limits of Orland, to pre-zone the parcel with the City of Orland “R-1” zoning district (Residential One-Family) in anticipation of the annexation, and, to approve a Conditional Use Permit to allow for the continued use of the existing “church” (Church of Jesus Christ of Latter-day Saints) as specified in Section 17.20.040 (C) of the Orland Municipal Code (OMC).

The project site is located just beyond the northern edge of the Orland City Limits at the northernmost end (cul-de-sac) of Modoc Street, in the unincorporated area of Glenn County. The site is bordered on the north by a single-family residence, with Stony Creek beyond; Modoc Street to the west with a vacant parcel used as a cattle pasture beyond; the U.S. Bureau of Reclamation (BoR) / Orland Unit Water Users Association (OUWUA) Lateral 40 canal abuts the southern border of the site, with a

single-family residential neighborhood beyond; and a vacant parcel to the east, that has been previously proposed for a single-family residential development (Creekside Estates) with a single-family residential neighborhood beyond. The property is currently zoned “RE-5” in the County of Glenn and is designated in the City of Orland General Plan as “R-L”. The property is located within the City Council adopted and Glenn LAFCo approved Sphere of Influence of the City of Orland. Currently, the site contains the existing church on the northern half of the parcel, with vacant land making up the majority of the southern half (adjacent to the US BoR/OUWUA Lateral 40 canal).

Mr. Friend noted that the notice of Public Hearing was published and mailed out, and that the City had not received any comments. The Planning Commission recommended this project at their December meeting with a 5-0 vote. Mr. Friend made clear that this item does not include a development proposal; if development was wanted in the future that project would have to come back to the City Council for approval.

Mayor Dobbs opened the Public Hearing at 6:38 PM.

Orland resident and neighbor to the proposed project Jake Hutson shared his concerns which included the legality of the proposed project, additional traffic on the narrow road, additional homes in the area and where water would be coming from.

Mayor Dobbs closed the Public Hearing at 6:40 PM.

Councilmember McDermott clarified that tonight’s vote is only for annexation not for development. Mr. Friend stated that this item is strictly annexation, no development has been proposed.

Romano recused himself from voting due to being an active member in the church. The city attorney noted that Mr. Romano was not legally obligated to recuse himself in this case.

ACTION: Councilmember McDermott moved, seconded by Councilmember Roundy, to approve City Council Resolution 2024-04, a Resolution of the City Council directing staff to file an application for the annexation of the parcel into the City of Orland with the Glenn County Local Agency Formation Commission (LAFCo) as provided in attachments. Motion carried by a roll call vote 4-0. Councilmember

Ayes: Councilmembers McDermott, Tolley, Roundy and Mayor Dobbs
Nays: None

ACTION: Councilmember Tolley moved, seconded by Councilmember Roundy to approve City Council Ordinance CC 2024-01, an Ordinance of the City Council assigning the pre-zoning of the parcel with the R-1, One-Family Residential zoning district subject as provided in Attachment C and making the Findings as provided in Attachment E and Conditions of Approval provided as Attachment F. Motion carried by a roll call vote 4-0.

Ayes: Councilmembers McDermott, Tolley, Roundy and Mayor Dobbs
Nays: None

ACTION: Councilmember Tolley moved, seconded by Councilmember Roundy to approve City Council Ordinance CC 2024-02, approving a Conditional Use Permit (CUP 2023-03) on the parcel to authorize

the continued use of the parcel as a Church as required by OMC Section 17.040(c) as provided in Attachment D and making the Findings provided as Attachment E and Conditions of Approval provided as Attachment F. Motion carried by a roll call vote 4-0.

Ayes: Councilmembers McDermott, Tolley, Roundy and Mayor Dobbs
Nays: None

ACTION: Councilmember Tolley moved, seconded by Councilmember Roundy, to approve that the action is exempt from further review pursuant to Sections 15301 and 15319 of the Public Resources Code. Motion carried by a roll call vote 4-0.

Ayes: Councilmembers McDermott, Tolley, Roundy and Mayor Dobbs
Nays: None

ADMINISTRATIVE BUSINESS

A. Mid-year Budget Review and Reconciliation

City Manager Carr delivered a comprehensive mid-year budget review for fiscal year 2023/2024 to the Council. During his presentation, Mr. Carr highlighted that while General Fund revenues are currently trailing the budget plan by 8%, there are positive indicators such as property tax revenues meeting or potentially exceeding expectations by up to 3%. However, there is a notable decrease of 12% in sales tax revenue. On the expenditure side, spending remains in line with the budget. Mr. Carr provided insights into Measure A revenue, noting a 7% shortfall compared to the budget, while expenditures are significantly under budget by 48%.

Mr. Carr provided a comprehensive update on the water and sewer funds, affirming fiscal stability for the year. The water fund has approximately \$1.13 million in revenues which effectively covers operating expenses for the water system and storm drainage, with expenditures totaling about \$0.92 million (\$920,000). This surplus will facilitate the execution of essential capital projects as planned. Notably, revenues for this fiscal year have exceeded expectations by 12%, while expenditures remain 4% under budget. Similarly, the sewer fund revenue stands in alignment with projections at \$687,000, with expenditures totaling \$657,000.

Mr. Carr briefly presented to the Council the status of a few project funds, for which the City Staff seek approval for reconciliation.

Vice Mayor Romano expressed apprehension regarding the adequacy of reserves for water and sewer capital maintenance plans and expenditures, highlighting concerns that current allocations may not sufficiently cover necessary infrastructure improvements. Specifically, Vice Mayor Romano emphasized the need for reserves to not only cover operational costs but also to account for pipe replacements and other critical infrastructure needs. Vice Mayor Romano proposed involving the Public Works and Safety Commission in devising a comprehensive plan. In response, Mr. Carr acknowledged the existence of water and sewer master plans but acknowledged their need for updating. He explained that while the City Engineer was initially tasked with this update, the prioritization of the Department of Water Resources (DWR) project has temporarily sidelined these efforts. Mr. Carr suggested adding the water and sewer master plans into the budget for 2025, and Vice Mayor Romano agreed, stating that this action would serve as an excellent initial step forward.

Director of Administrative Services/ACM Rebecca Pendergrass reminded the Council that during the January 16th City Council meeting, they had approved the increased rates for water and sewer. Ms. Pendergrass emphasized that these adjusted rates have positioned the City more favorably to secure grant funding for infrastructure projects.

ACTION: Vice Mayor Romano moved, seconded by Councilmember Tolley, to approve the fund balance transfers as outlined. The motion carried 5-0 by a voice vote.

B. Consider Local Transactions Tax for Specific Local Purposes

City Manager Pete Carr reviewed previous discussions with the Council held in October and November, during which staff proposed considering an additional ½ cent of new local add-on transactions and use (sales) tax. He outlined the voting requirements for each measure in an example:

- Measure B “R Tax” (special tax requiring 2/3 voter support – specific to Road maintenance)
- Measure C “RRR Tax” (general tax with intended priority for rescue, reading and recreation, 50% +1)

Councilmember Roundy emphasized the importance of establishing clear objectives for each measure and providing precise information to voters to ensure they fully comprehend what they are voting on. He expressed his support for allocating funds for Library and Recreation purposes.

Mr. Carr explained that while the City can provide educational efforts, it cannot engage in a persuasive campaign. He stressed that City Staff would need to receive clarity on the Council's decision by mid-March to effectively prepare the Measures for the November election.

Councilmembers engaged in discussion regarding the potential consequences if the measure requiring a two-thirds majority did not pass, or if both tax measures failed to gain approval. They voiced their apprehensions about these potential scenarios. Mr. Carr provided insight into why the staff recommended two separate ¼ cent taxes.

Vice Mayor Romano expressed concerns he had gathered from citizens regarding the growing amount of money in the Measure A fund, which remains protected. He advocated for specific allocations for the Library and Recreation Department, emphasizing the importance of establishing firm figures to support capital improvements and assets rather than salaries.

Councilmember Tolley conveyed that numerous constituents have approached him with a request to avoid imposing new taxes. While acknowledging the valuable contributions of the Orland Volunteer Fire Department to the City, he expressed observations regarding the department's financial stability from Measure A, particularly noting the acquisition of new fire engines. Councilmember Tolley stated public perception could start to question whether the Measure A funds allocated to the fire department could be diversified to address other areas in the community in need. Councilmember Tolley noted that the Fire Department utilizes various fundraisers, including Measure A funds, to generate revenue. He suggested that in the future, Measure A funds could potentially be allocated to other needs within the community since the Fire Department is already well-supported by these funds.

Councilmember McDermott addressed the concerns regarding Measure A, highlighting that the Fire Department is unique in its practice of saving money to finance its own equipment. McDermott emphasized the department's frugality in spending and the ongoing challenge of rising equipment costs

amidst changing regulations. He agreed that public perception is crucial and stressed the Council's responsibility to provide accurate information to the community by engaging and educating citizens.

Orland resident and Chairperson of the Economic Development Commission Ron Lane expressed support for the proposed additional taxes, highlighting that the majority of revenue would come from travelers along Interstate 5. He emphasized that sales tax revenue, particularly from gas purchases, would directly benefit the City.

Orland resident and Economic Development Commissioner Brandon Smith raised some questions regarding the measures and shared his opinion that combining both measures could increase their chances of passing. He suggested that once the general tax passed, the City could strategically allocate the funds to specific departments.

Questions were raised regarding the distinction between special and general tax measures, with City Attorney Greg Einhorn explaining how adding percentages and dollar amounts could classify a measure as a special tax. Mr. Einhorn recalled that Measure A, as a general tax, was intended for separate allocations to Fire, Police, and Public Works departments, as promised to voters by the Council. He clarified that specific amounts were not listed on the ballot to avoid classifying the measure as special, but rather as a direction from the Council to allocate funds as specified in a staff report. Mr. Einhorn suggested that the Council would benefit from reviewing draft ballot language, which the Council agreed to and requested to be brought back for discussion at the next meeting and would include the integration of the road maintenance measure into the "RRR Tax," believing it would have a higher chance of passing as a general tax, requiring a simple majority of 50%+1.

Council Member Compensation

City Attorney Greg Einhorn revisited a discussion from the August 15th meeting regarding Council member compensation. He reminded the Council that amendments to Government Code §36516, allowing for the first city council member compensation increases in nearly four decades, are now in effect. These amendments grant cities like Orland the option to adjust council member compensation to account for inflation and promote diversity on the City Council. Increased compensation can facilitate participation from individuals across various income levels. Mr. Einhorn informed the Council that for Orland, the maximum compensation increased from \$300 to \$950 per month. However, he emphasized that this adjustment will not take effect until a new council member is elected or reelected.

The Council discussed the compensation increase and shared why they felt they would like to see the adjustment to allow for a more diverse pool of applicants on City Council. A suggestion was made to give commissioners stipends also.

Mr. Smith shared that getting involved with EDC and the Chamber of Commerce has helped him understand what it takes to run a community and commended the Councilmembers for often putting the community before their families to make the City a better place.

Orland resident Earl Megginson shared that attending City Council meetings has changed his opinion of what City Council does, stating City Council does not have an easy job and he appreciates all they do for the community.

County resident and Orland Chamber of Commerce President Dee Dee Jackson shared appreciation for all Councilmembers do for the community and stated the Council should get the increase.

Mr. Lane stated he sees all the work the Councilmembers put in for meetings and events that the everyday public does not see. Mr. Lane thanked the Council for all they do behind the scenes.

County resident Susie Smith shared that she felt a mentoring program would help to get a more diverse Council.

Mr. Einhorn indicated that he would present an ordinance to establish the new compensation amount at an upcoming meeting. Additionally, he mentioned that he would reintroduce the discussion on commissioner compensation stipends as a discussion item on a future agenda.

ORAL AND WRITTEN COMMUNICATIONS

PUBLIC COMMENTS:

Mr. Lane presented an idea for a 4th of July drone light show that is fire and pet safe, that would keep the community here and even bring people into Orland to see something new and exciting.

Ms. Smith asked about an update on the spay and neutering program. The Mayor shared that the City has approved the funding, now the City is just waiting for the County to put it on their agenda for approval.

CITY COUNCIL COMMUNICATIONS AND REPORTS

Councilmember Tolley:

- Attended the Glenn Grows opening on January 22nd;
- Attended the Special City Council meeting January 23rd;
- Attended the two EDC meetings January 9th and 30th .

Councilmember McDermott:

- Will be attending the Fentanyl Town Hall Meeting;
- Will be attending the Planning meeting on February 15th.

Vice Mayor Romano:

- Nothing to Report.

Councilmember Roundy:

- Shared he liked the drone show idea or seeing Orland get a fireworks show for 4th of July;
- Attended the Glenn Ground Authority meeting and provided an update.

Mayor Dobbs:

- Nothing to Report.

MEETING ADJOURNED AT 8:43 PM

Jennifer Schmitke, City Clerk

Chris Dobbs, Mayor



ORLAND PUBLIC WORKS & SAFETY COMMISSION REGULAR MEETING MINUTES
Tuesday, October 10, 2023

CALL TO ORDER

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

Pledge of Allegiance led by Director of Public Works Ed Vonasek.

ROLL CALL

Commissioners present: Commissioners Monica Rossman, James Paschall and Chairperson David Kelly
Commissioner absent: Commissioners Emil Cavagnolo and Byron Denton
Staff present: City Clerk/Commission Secretary Jennifer Schmitke; Public Works Director Ed Vonasek; Police Chief Joe Vlach; Fire Chief Justin Chaney

ORAL AND WRITTEN COMMUNICATIONS

PUBLIC COMMENTS:

Orlando local and Councilmember Matt Romano addressed the elimination of speed bumps in the 8th Street/Monterey area, expressing his desire for the City to implement traffic calming measures similar to the East Street striping. Director Vonasek then outlined the City's strategy, which includes installing flashing stop signs and implementing comparable striping on East Street.

City Clerk Jennifer Schmitke read an email from an Orland resident requesting that the City look into adding a four way stop at the intersection of South Street and Railroad.

CONSENT CALENDAR

- A. Approve Public Works and Safety Minutes for August 8, 2023

Action: Commissioner Rossman moved, seconded by Commissioner Paschall, to approve the consent calendar as presented. Motion carried by a voice vote 3-0.

PUBLIC WORKS

A. Public Works Department Update

Director of Public Works Ed Vonasek gave an update on the DWR project sharing that Visinoni Brothers were chosen for the contractors in both Phase 2A and Phase 2B of the project, and that

hopefully the project starts soon. Director Vonasek stated that the storage tank is in the final review phase with state engineers and that the City is currently working with designers on the well design and building on Walker Street. Director Vonasek announced there will be an update to the eastside entrance of the Library within the next few months including a new ADA compliant entrance with automated doors and ramp and new decorations being provided by the Friends of the Library.

B. Street Traffic Calming Measures

Director Vonasek spoke to the Commission about the current striping work that is being added to East Street. There will be special crosswalks near schools, new bike lanes, speed limit signs and diagonal parking added to the westside of the street. Director Vonasek shared that since the striping was put in traffic going north bound has slowed down and drivers have stayed in their lane. Director Vonasek stated he feels that the striping has calmed traffic without drastically changing the street structure and he believes these measures will be helpful for drivers, pedestrians, and bicyclists. Director Vonasek shared he would like to recreate the same traffic calming measures on other main streets throughout the community.

Commissioner Rossman stated the new striped road is easy to drive on and thinks it is a great improvement for the community.

Commissioners discussed with City Staff what bulb outs are and their purpose.

Director Vonasek asked Commissioners to drive around and make notes on areas or roads that need attention, then email him or the Public Works department so they can get the issue taken care of.

C. Precision Concrete Sidewalk Cutting

Director Vonasek presented to the Commission a proposed recommendation to take to City Council for approval, of an agreement with Precision Concrete Cutting (PPC). The agreement would allow the City to create a sidewalk maintenance plan which would include ADA ramps, replacing sidewalks, curbs, gutters, and possible safe routes to school. PPC has a proven, patented, proprietary process with no comparable competitors in the marketplace. PCC will generate a GIS compliant report that will enable the City to be financially informed of costs associated with needed repairs and will give the City information that may be utilized in future grant proposals and other transportation related projects. Director Vonasek shared an example of an assessment report from a nearby town and displayed the cost of the proposal.

Action: Commissioner Rossman moved, seconded by Commissioner Paschall, to recommend to City Council to approve the agreement with Precision Concrete Cutting. Motion carried by a voice vote 3-0.

PUBLIC SAFETY

A. Police Department Update

Police Chief Joe Vlach briefly updated the Commission on Phase 2 of the surveillance card access and security for the Library and Carnegie center are in the beginning stages of planning. Chief Vlach stated that the new roof at City Hall/Police Department is now completed. Chief Vlach shared that there are two candidates almost through the hiring process for the two open police officer positions. If both candidates pass their background testing, they will attend the police academy in January 2024.

B. Request for Orland Unified School District: Consideration of Stop sign at East South Street and Walnut Ave

Chief Vlach shared that he and City Manager Carr recently met with Orland Unified School District (OUSD) Superintendent Victor Perry and one board member where they requested new stop signs and crosswalks at the E. South Street and Walnut Avenue intersection.

Angela Jones, Orland Unified School District crossing guard for Fairview school addressed her concerns and experiences with traffic while assisting students at the intersection in front of Fairview.

Commissioner Rossman shared that she passed the intersection daily and commended Ms. Jones for all she does to keep the students safe.

Chief Vlach highlighted that police officers, even during their off-duty hours, have observed traffic hazards. Taking proactive measures, they venture out in police cars, effectively prompting people to exhibit their best behavior when a law enforcement presence is felt. Chief Vlach conveyed that the police department faces a challenge due to insufficient officers available for patrolling school areas during drop-off and pick-up times. In response to this concern, Chief Vlach recommended that the staff explore potential traffic calming measures from East Street to Fairview School.

Commissioner Paschall asked if flashing stop signs would work for this intersection. Chief Vlach shared that he felt flashing stop sign would work but the traffic flow could be an issue with the additional signs. Director Vonasek stated that staff needs to look into additional traffic calming measures such as no drop off zone in that area or no parking on certain sides of the street to help eliminate the back up of traffic. Chairperson Kelly asked if the buses could only turn eastbound when leaving the school to help eliminate buses backing up. Commissioners Paschall, Rossman and Kelly agreed that additional stop signs would be helpful but didn't see where the stop signs would alleviate traffic backing up. Commissioners Paschall and Kelly suggested working with the OUSD to come up with additional traffic calming options that could help with traffic.

Director Vonasek asked Commissioners to go by during drop off and pick up times to see the traffic and hazards.

Action: Commissioner Rossman moved, seconded by Commissioner Paschall, to recommend to City Council to approve the new stop signs at E. South Street and Walnut Avenue.

Councilmember Romano stated he likes the addition of stop signs but would like to see traffic calming measures on E. South Street as well.

Commissioner Rossman amended her first motion.

Action: Commissioner Rossman moved, seconded by Commissioner Paschall, to recommend to City Council to approve traffic calming measures and new stop signs at E. South Street and Walnut Avenue. Motion carried by a voice vote 3-0.

C. Fire Department Update

Fire Chief Justin Chaney gave a brief update from the Emergency Medical Services (EMS) ad hoc Committee. Chief Chaney spoke about an arson fire that took place in the Creek during the weekend. Chief Chaney shared that the Fire Department currently has 42 active volunteers and 3 prospective

volunteers. Assistant Fire Chief/Chairperson Kelly shared that there have been 570 calls this year. Chief Chaney stated that Awards Night will be in December and ladies' night will be in March.

GENERAL

The next Public Works and Safety meeting is scheduled for December 12, 2023.

COMMISSIONER REPORTS

Commissioner Rossman:

- Nothing to report.

Commissioner Paschall:

- Nothing to report.

Chairperson Kelly

- Thanked Dutch Bros. for changing their drive thru line-up making the area 100% safer for patrons and workers.

MEETING ADJOURED AT 4:50 PM

Jennifer Schmitke, City Clerk

David Kelly, Chairperson

**CITY OF ORLAND
CITY COUNCIL ORDINANCE 2024-01**

APPROVAL OF CONDITIONAL USE PERMIT #2023-03

Location: An existing parcel identified as APN: 046-080-016 and located north of the northern edge of the existing Orland City Limits and east of the northerly terminus of Modoc Street

APPLICATION: Conditional Use Permit #2023-03

WHEREAS, Mr. Brien Hamilton (applicant), on behalf of the Church of Jesus Christ of Latter Day Saints (landowner), has requested a Conditional Use Permit (CUP) to allow for the approval of the continued operation of an existing Church pursuant to OMC Chapter 17.20.040(C); and,

WHEREAS, the Orland City Council held a duly noticed public hearing to accept public comments and to review and consider the application on February 6th, 2024; and

WHEREAS, the Orland City Council deliberated on the proposed request and has determined that, subject to approval of the Conditional Use Permit and the project Conditions of Approval, the request is consistent with the Orland General Plan and the requirements of Orland Zoning Code; and

WHEREAS, the Orland City Council has determined the project is Categorically Exempt from review under the California Environmental Quality Act (CEQA) pursuant to Sections 15301 and 15319 of the State CEQA guidelines further described as the 'Annexation of Existing Facilities and Lots for Exempt Facilities' and 'Existing Structures' Exemptions; and

WHEREAS, the City Council, in a staff report dated February 6th, 2024, has made the following findings with respect to the requested Conditional Use Permit:

1. The proposal will not be detrimental to the health, safety and general welfare of persons residing or working in the neighborhood of the proposed use.
2. The proposed use will not be detrimental or injurious to property and improvements in the neighborhood of the proposed use.
3. The proposed use will not be detrimental or injurious to the general welfare of the city.
4. The proposed use will be consistent with the policies, standards and any use designations of the general plan, any applicable specific plan and the M-L, Light Industrial zoning district upon the issuance of the Permit.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Orland does hereby approve Conditional Use Permit #2023-01, subject to the following conditions:

General Conditions of Approval:

1. The applicant shall file a Declaration of Acceptance of the following conditions by submitting a signed copy of the conditions to the Planning Department within ten (10) days of Planning Commission approval.
2. Failure to comply with the conditions specified herein as the basis for approval of application and issuance of permit constitutes cause for the revocation of said permit. Unless otherwise provided for in a special condition to this Use Permit, all conditions must be completed prior to or concurrently with the establishment of the granted use.
3. The use granted by this permit shall be established within one (1) year of the date of approval or the permit shall become null and void.

4. The applicant shall submit a check or money order in the amount of **\$100.00 made payable to the City of Orland** for the preparation of the Notice of Exemption from CEQA within five (5) days of the date of approval.
5. The applicant shall submit a check or money order in the amount of **\$50.00 made payable to the Glenn County Recorder's Office** for the fee to record the Notice of Exemption from CEQA within five (5) days of the date of approval.
6. Neither the applicant, or any agent nor representative of the applicant shall intentionally omit or misrepresent any material fact in connection with the application. Any alleged material misrepresentation shall constitute grounds for the City of Orland to commence a revocation hearing and constitute grounds to revoke the permit.
7. Minor changes to the approved use may be approved by the City Planner upon receipt of a substantiated written request by the applicant, or their respective designee. Prior to such approval, verification shall be made by each Department that the modification is consistent with the application, fees paid, and environmental determination as conditionally approved. Changes deemed to be major or significant in nature shall require a formal application for amendment by public hearing before the City Council.
8. The project applicant and/or contractor shall obtain all necessary business licenses and permits from the City and pay all appropriate fees for any required utilities modification, construction, and connection work associated with the project. Project shall also obtain permits all necessary and required building permits from the City of Orland Building Department and pay all appropriate fees for construction work to be undertaken as a result of this approval.
9. The Use Permit is only approving the assignment of parcel specific zoning one parcel of land identified as Glenn County Assessor's parcel number 046-080-016, as requested on CUP application #2023-02. The approved use shall not be expanded or modified beyond the approvals detailed in this document.
10. If changes are requested to the plan or the Conditions of Approval, a Conditional Use Permit Amendment shall be required, with all applicable fees, and approved by the Planning Commission prior to implementing the changes.
11. No changes shall be made to any approved plan(s), which would alter the character of the site plan or the use of the property, without prior approval of the City Planner and City Engineer.
12. If changes are requested to the site plan, use of the building/space, or the Conditions of Approval, a Conditional Use Permit Amendment shall be required, with all applicable fees, and approved by the City Council, prior to implementing the changes.
13. No exterior storage of any materials, equipment, or vehicles is permitted in such a manner as to constitute a nuisance violation of the Orland Municipal Code.

Use/Site Specific Conditions of Approval:

14. The landowner shall adhere to the standards and conditions of OMC Chapter 17.20 and the standards and requirements of the OMC for any future development activity on the site.
15. The landowner shall adhere to all standards, conditions and procedures of the Orland Municipal Code (OMC) related to noise, lighting, trash and debris, animal keeping for the proposed use that is the subject of this Use Permit.

Statement of Acknowledgement:

I have reviewed the Conditions of Approval associated with the approval of CUP#2023-03 and acknowledge and consent to the Conditions as presented.

Signed,

Church of Jesus Christ of Latter-Day Saints, (Applicant/Landowner)

Date

The foregoing Resolution was adopted by the City Council on the 6th day of February 2024 by the following vote:

Ayes:

Noes:

Abstain:

Absent:

Chris Dobbs, Mayor
City of Orland

ATTEST:

Jennifer Schmitke, City Clerk

Greg Einhorn, City Attorney

**CITY OF ORLAND
CITY COUNCIL ORDINANCE NO. 2024-02**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ORLAND APPROVING THE
PREZONING OF AN EXISTING PARCEL OF LAND IDENTIFIED AS 125 MODOC STREET
(APN 046-080-016) WITH THE R-1 – RESIDENTIAL ONE FAMILY ZONING DISTRICT**

WHEREAS, the City proposes to prezone one parcel located at 125 Modoc Street (APN 040-080-016) to R-1 – Residential One Family zoning district; and

WHEREAS, the parcel is currently developed with a structure used as a church and has a General Plan land use designation of *R-L – Low Density Residential*; and

WHEREAS, pre zoning the parcel along with the issuance of a Conditional Use Permit (CUP 2023-01) would provide consistency between the zoning and General Plan designation; and

WHEREAS, the existing use of the parcel as a church has been determined to be compatible with the proposed pre zoning of the site via the approval of a Conditional Use Permit allowing for the continued use of the church structure; and

WHEREAS, the proposed pre zoning action is consistent with the policies, standards, density range and land use type specified in the General Plan; and

WHEREAS, the proposed pre zoning and annexation action is consistent and compatible with the uses authorized in, and the regulations prescribed for, the zoning district for which it is proposed; and

WHEREAS, The Planning Commission of the City of Orland held a duly noticed public hearing to consider the request at their regularly scheduled meeting on December 21, 2023 and following the conduct of the public hearing has recommended approval of the matter to the City Council by a unanimous vote of 5-0; and

WHEREAS, The Planning Commission has made a recommendation to the City Council that the proposed action is *exempt* from further environmental review pursuant to California Public Resources Code Sections 15301 and 15319 (b)(3), as the Commission determined that the proposed action meets the definitions provided for the use of the exemptions and that it can be seen with certainty that there is no possibility that the proposed pre zoning of the parcel would have a significant effect on the environment; and

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Orland does hereby determine that the proposed action is exempt from further CEQA review pursuant to Public Resources Code Sections 15301 and 15319 and does hereby approve project number PZ 2023-01 rezoning the subject parcel to the *R-1 – Residential One Family* zoning district and making findings for the action.

The foregoing Ordinance was adopted by the Orland City Council on the 6th day of February 2024, by the following vote:

Ayes:

Noes:

Abstain:

Absent:

Chris Dobbs, Mayor
City of Orland

ATTEST:

Jennifer Schmitke, City Clerk

Greg Einhorn, City Attorney



CITY OF ORLAND STAFF REPORT
MEETING DATE: February 20, 2024

TO: Honorable Mayor and Council

FROM: Leticia Espinosa, City Treasurer

SUBJECT: **Treasurer’s Report (Receive and File)**

BACKGROUND:

The City’s Investment Policy identifies various policies that enhance opportunities for a prudent and systematic investment policy and to organize and formalize investment related activities.

The Treasurer has the authority to invest funds but only upon the direction of the City of Orland Investment Committee. This Committee is to be comprised of the Mayor, one City Councilmember, the City Manager, and the City Accounting Manager.

ANALYSIS:


The Treasurer reported that in 2023, \$322,907.09 was earned in interest and that options for a certificate of deposit will be maturing February 22, 2024. The Committee is soliciting local banks for current CD rates.

**City of Orland
Report of the Treasury
Schedule of Cash and Investments
As of February 20, 2024**

Pursuant to Government Code Section 53646, listed below is a schedule of Cash and Investments held by the City of Orland

<u>Description of Security/Financial Institution</u>	<u>Reconciled Balance</u>
Cash Held on Hand:	
City Hall	\$ 150
City Pool	\$ 25
Public Works	\$ 35
Police	\$ 100
Subtotal	\$ 310
 UMPQUA BANK	
Checking Accounts	\$ 379,000
Deposit Account	\$ 64,500
Evidence Fund Account*	\$ 15,206
18 Month CD	Maturity Date 5/21/2025 \$ 1,027,780
6 Month CD	Maturity Date 2/22/2024 \$ 1,528,692
Money Market Account	\$ 2,006,803
Housing/Economic Development Program Income Account*	\$ 616,535
Subtotal	\$ 5,638,514
* = restricted use	
(LAIF) Local Agency Investment Fund	\$ 19,155
 NORTHERN CALIFORNIA BANK	
Money Market	Value \$ 5,205,904
2 Year CD	Maturity Date 11/14/2024 \$ 1,024,215
Subtotal	\$ 6,230,118
Total Cash and Investments Held by the City of Orland	\$ 11,888,097
	\$ 11,888,097

I Certify that this report reflects all Government Agency cash and pooled investments and is in conformity with the investment policy of the City of Orland as stated in the annual investment policy approved by the City Council. A copy of the investment policy is available at the office of the City Clerk. The investment program herein provides sufficient cash flow liquidity to meet the estimated expenditures for the next 180 days.


Submitted: Leticia Espinosa/City Treasurer



CITY OF ORLAND STAFF REPORT

MEETING DATE: February 20, 2024

TO: Honorable Mayor and City Council Members

FROM: Pete Carr, City Manager and Gregory P. Einhorn, City Attorney

SUBJECT: **Proposed Sales Tax Increase Measure and Adoption Process**
(Discussion/Action)

BACKGROUND:

Background information was provided in the October 3, 2023 agenda item staff report, along with references to additional outside resources on the topic and examples of what amount of revenue would likely be raised with a half-cent sales tax. The Council further discussed the topic February 6, 2024, and directed staff to draft language for consideration of a possible ballot measure.

At both meetings, Councilmembers and public participants recognized the success of Measure A in meeting the needs of public safety, and identified the outstanding need to increase funding for essential municipal responsibilities like street maintenance & improvements and ambulance services, as well as valued quality-of-life services like parks & recreation and library services.

It is understood that a decision must be made by the end of March for proper placement on the November general election ballot. The Council acknowledged that educating the public would be key to any tax measure proposal's success.

ANALYSIS:

1. Measure A

In November of 2016, the City of Orland voters approved Measure A (over 70%), adding a half-cent to the City's sales tax rate, from the state-wide 7.25% to 7.75%. With the exception of those items that are exempted from the payment of the tax, the tax applies to most over-the-counter sales of tangible goods and to restaurant sales. Non-City residents share in paying the tax for most over-the-counter purchases.

While legally adopted as a general tax, meaning the revenue goes to the general fund at the discretion of the Council, Measure A funds have been separately accounted for since the measure's inception, with published annual audit reports. The City Council has consistently approved the public services spending consistent with the Measure A language as presented to and approved by the voters.

The 2016 Measure A ballot question was as follows:

City of Orland Public Services Tax Measure

To support and fund the Orland Volunteer Fire Department; replace and maintain Orland Fire Department first responder and emergency equipment and maintain and support other general funded City services, shall the City of Orland enact a 1/2 cent (.05%) sales tax increase by adopting Ordinance No.2024-XX, with all money for Orland and for Orland purposes, no money for Sacramento, and published annual audits?

2. 2024 Local Sales Tax Consideration

The Council is considering an increase to the local tax rate from the 1/2 cent provided by Measure A to 1 cent. Similar to Measure A, the Council is considering presenting the question to the voters at the November general election as a general tax.

Draft language for consideration could be as follows: (note that the length is limited to 75 words)

City of Orland Street, Ambulance, Parks, Recreation and Library Services Tax Measure

To fund construction and maintenance of Orland Streets, fund Orland Ambulance Services, Orland Parks and Recreation and Orland Library Services, and other general funded City services, shall the measure to raise the sales tax rate 1/2 cent, 1 cent total, providing approximately \$1,500,000 annually, all money locally controlled, with published annual audits, starting April 1, 2025, until ended by voters, be adopted?

3. Calling the Election – Resolution Giving Notice of Election Required

In order for the City to conduct an election for a general transactions and use tax, Elections Code requires that the election must not be held less than eighty-eight (88) days after the order of the election by resolution. Thus, the Council must decide by resolution by early July. As a practical matter, the decision must be made earlier for adequate public debate as well as production of ballot pamphlet statements and other informational materials. The call of the election will be established by a resolution which will both call the election and establish certain election procedures, and which will also request that the City’s Election be consolidated with General Election administered by the County of Glenn on the same date.

4. Ordinance – Council and Voter Approval Required

Unlike most ordinances submitted to voters for approval, ballot measure ordinances for the implementation of transactions and use taxes, like the one contemplated here, must be approved both by Council and the voters. The Revenue and Taxation Code requires at least two-thirds (2/3) majority of the City Council for placement of a tax measure on the ballot. For Orland, this means 4 of 5 voting Councilmembers must approve it.

Should a majority (more than 50%) of the voters approve the tax measure at the November 5, 2024 election, the City would be required to enter into two agreements with the Board of Equalization: 1) a preparatory cost agreement and 2) an ongoing administration agreement. The documents would be prepared by City staff after the election. The tax would become operative on April 1, 2025.

5. Steps Outlined

1. Introduce and Approve Sales Tax Ordinance (at noticed public hearing)
2. Second reading and adoption of Sales Tax Ordinance (can be by Consent)
 - (b) This approves the Resolution to place Sales Tax Ordinance on the ballot for the November 5, 2024 election.
 - (c) Council directs City Attorney to draft impartial legal analysis and submit to City Clerk for printing and inspection and transmission to the Glenn County Registrar of Voters.
 - (d) City Council appoints a City Council sub-committee to draft ballot arguments.
 - (e) City staff submits signed Resolution to the Glenn County Registrar of Voters.
3. City Council approves ballot argument.
 - (a) City Council to receive and review any opposition argument and direct staff/subcommittee regarding rebuttal.
 - (b) City staff to submit ballot arguments to the Glenn County Registrar of Voters.
4. City Council approves any rebuttal argument.
 - (a) City staff to submit any ballot rebuttal arguments to the Glenn County Registrar of Voters.

This evening, the City Council should decide if it wishes to proceed with placement of a local sales tax on the November ballot. If yes, then direct staff as to the purpose and the amount of the tax. Staff will prepare the Resolution and Ordinance for the March 5th noticed public hearing.

RECOMMENDATION: Direct Staff.

FISCAL IMPACT OF RECOMMENDATION: None at this time.



CITY OF ORLAND STAFF REPORT
MEETING DATE: February 20, 2024

TO: Honorable Mayor and City Council

FROM: Greg Einhorn, City Attorney

SUBJECT: **Council Member Compensation: Proposed Ordinance**
(Discussion/Action)

Reflecting the Council’s direction provided on February 6, 2024, presented here for discussion and action is an ordinance aligning the Orland Municipal Code with the recent amendments to Government Code § 36516, providing for council member compensation to be set at \$950 per month.

Pursuant to Government Code section 36516.5, the increase will not take effect until November 5, 2024.

Government Code § 36516 now provides for future adjustments at the discretion of the Council. Such adjustments must be made by ordinance.

Suggested action language:

Move to introduce Ordinance 24-03, An Ordinance Of The City Of Orland Amending Section 2.04.015 Of The Orland Municipal Code Increasing Councilmember Compensation To \$950 Per Month, To Be Effective After The November 2024 City Council Election.

ORDINANCE 24-03

**AN ORDINANCE OF THE CITY OF ORLAND
AMENDING SECTION 2.04.015 OF THE ORLAND MUNICIPAL CODE
INCREASING COUNCILMEMBER COMPENSATION TO \$950 PER MONTH, TO BE
EFFECTIVE AFTER THE NOVEMBER 2024 CITY COUNCIL ELECTION**

WHEREAS, Government Code section 36516 provides that a City Council may enact an ordinance setting the salary for each member of the City Council, the amount of which shall be based upon population; and,

WHEREAS, Orland Municipal Code section 2.04.015 provides that each City Councilmember shall receive a salary of \$300.00 per month; and,

WHEREAS, this salary is set by the California State Legislature based on population; and,

WHEREAS, this salary has remained set and capped for 40 years; and,

WHEREAS, Senate Bill 329 was adopted to “reset” city council salaries to reflect the important work done by city council members, to take into account the impacts of inflation and economic realities on those who serve as city council members, and to encourage more persons to consider service as council members by making the compensation more reflective of the time and work being performed; and,

WHEREAS, the City Council reviewed and discussed the purpose and impacts of Senate Bill 329 on the future governance of the City of Orland at its meetings of August 15, 2023 and February 6, 2024; and,

WHEREAS, Government Code section 36516(a)(1) provides that a city council may enact an ordinance providing that each member of the city council shall receive a salary based on the population of the city; and,

WHEREAS, Government Code section 36516(a)(2)(A) provides that in cities up to and including 35,000 in population, the salary approved by ordinance shall be up to and including nine hundred and fifty dollars (\$950) per month, and,

WHEREAS, the Orland City Council desires to increase Councilmember compensation to \$950 per month; and,

WHEREAS, California Government Code section 36516.5 prohibits any change in compensation until one councilmember commences a new term of office; and,

WHEREAS, the next general municipal election is to be held November 5, 2024.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF ORLAND DOES ORDAIN AS FOLLOWS:

Section 1. Section 2.04.015 of the Orland Municipal Code is amended as follows:

2.04.015 - Compensation.

Pursuant to ~~According to the provisions of~~ Government Code Section 36516, each member of the City Council shall receive as salary the sum of nine hundred and fifty dollars (\$950) per month, with such adjustments as may be permitted from time to time by State law. ~~the City Council and Mayor salary is established at three hundred dollars (\$300.00) per month.~~

Section 2. The compensation rate shall go into effect for all City Councilmembers, pursuant to Government Code section 36516.5, when one or more members of the City Council become eligible for a salary increase by virtue of that member beginning a new term of office following the November 5, 2024, general municipal election.

I HEREBY CERTIFY that the above and foregoing Ordinance was duly and regularly introduced and read at a regular meeting held on the 20th day of February, 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 March, 2024, by the following vote, to wit:

Ayes:

Noes:

Abstain:

Absent:

Chris Dobbs, Mayor
City of Orland

ATTEST:

Jennifer Schmitke, City Clerk

Greg Einhorn, City Attorney