



City of Corning

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THE CORNING FRIDAY NOTES

TO: MAYOR AND COUNCIL
FROM: CITY MANAGER JOHN L. BREWER, AICP
DATE: AUGUST 3, 2012

JB

FURLOUGH DAYS:

August:

Friday, August 10th
Friday, August 24th

September:

Friday, September 7th
Friday, September 21st

October:

Friday, October 5th
Friday, October 19th

HOLIDAYS/VACATION SCHEDULES:

July 5th – August 31st: City Attorney Michael Fitzpatrick will be unavailable.

July 30th – August 13th: Chief Atkins on vacation; Sgt. Schmidt Acting Police Chief in his absence.

August 3rd – August 9th: Lisa Linnet on vacation...daughter home from Afghanistan!

September 3rd – LABOR DAY HOLIDAY!

September 15th – September 23rd: City Manager John Brewer on vacation.

CITY MANAGER:

Americans with Disabilities Compliance Complaints:

We heard from some commercial tenants of an attorney seeking damages regarding non-compliance with the Americans with Disabilities Act (ADA). We spoke with one tenant at the counter. We contacted the Chamber of Commerce so that an advisory could be provided to Chamber Members. An article in Wednesday's newspaper said that six such tenants/owners had received letters. The Mayor requested that we compile a letter to our State Representatives seeking their assistance to avoid similar conditions in the future.

There is currently an Assembly Bill pending that could provide some relief to these situations in the future. AB 1878, which is co-sponsored by Senator La Malfa, would provide an alternative process that would give small business owners an opportunity to make repairs or otherwise respond to a complaint without being immediately fearful of a lawsuit and associated costs. However, it's my understanding that the bill died in committee. Below is a summary of AB 1878 should it be resurrected:

AB 1878 (Beth Gaines)

Disability Access: Liability.

Under existing law, a person, firm, or corporation that interferes with the access rights of a disabled individual is liable for the actual damages of each offense and any amount determined by a judge or jury of up to 3 times the amount of the actual damages, but in no case less than \$1,000. Existing law requires the State Architect to develop and submit for approval and adoption building standards for making buildings, structures, sidewalks, curbs, and related facilities accessible to, and usable by, persons with disabilities.

BUILDING 824-7027 • PLANNING 824-7036 • CITY MANAGER 824-7034 • CITY CLERK 824-7033 • FINANCE 824-7020

PUBLIC WORKS 824-7025 • POLICE DEPARTMENT 824-7000 • FIRE DEPARTMENT 824-7044

"THE CITY OF CORNING IS AN AFFIRMATIVE ACTION-EQUAL OPPORTUNITY EMPLOYER"

This bill would establish notice requirements for an alleged aggrieved party to follow before bringing an action against a microbusiness, as defined, for an alleged violation of the above-described provisions. The bill would require that party to provide specified notice to the owner of the property, agent, or other responsible party where the alleged violation occurred. Further, this bill would require the owner, agent, or other responsible party to respond within 30 days with a description of the improvements to be made or with a rebuttal to the allegations. If the owner, agent, or other responsible party elects to fix the alleged violation, the bill would provide 120 days to apply for any necessary permits and to remedy the alleged violation. The provisions of the bill would not apply to claims for recovery of special damages for an injury in fact, and the bill would require a court or jury to consider previous or pending actual damage awards received or prayed for by the alleged aggrieved party for the same or similar injury.

We will prepare and provide a letter for Council consideration on the Consent Calendar of the next City Council meeting.

Meeting with Rabobank:

Rabobank Officials requested to meet with Mayor Gary Strack and me in hopes of gaining our accounts. On Thursday, July 26th we met and discussed the services that Rabobank can provide to the City. After the meeting we discussed the prospect of changing banks among Staff. We concluded that we're happy with our current banking services. I prepared a letter to Jerry Legg, Vice President of Rabobank in Roseville, thanking him for the meeting and advising that we were not interested in changing banks at this time.

Council Chambers HVAC:

We had Bickley's Heating & Air here to repair the Council Chambers HVAC system. They discovered that some wiring and an electrical circuit breaker were damaged and needed replaced by an electrician. We've notified Patterson Electric and requested they investigate, acquire any parts necessary, and complete the repair as soon as possible.

Sales Tax Revenue Irregularity:

I received a phone call last week from Brice Russell of HdL, the firm that monitors our sales tax figures. Brice noted a downturn in one segment of our sales tax revenue that differed from the trend statewide. He asked whether we had any knowledge of why that might have occurred locally. I said I did not and then started looking into the matter a bit myself and with Roy Seiler. Brice will be coming to Corning on August 15th to meet with Roy and me. If the matter is not resolved by then I will give him the go-ahead to complete additional research into the matter.

PERS Side Fund:

I met with a gentleman named Jeffrey Land in mid-July. Mr. Land represents a firm called Brandis Tallman LLC; an investment firm from San Francisco. He spoke with me about refinancing the City's PERS "Side Fund". The PERS Side Fund is a City debt that originated when the City entered the Public Employees Retirement System. The balance on the debt totals about \$2.8 million. We're currently paying about 7.75% interest on that debt annually. If Mr. Land can provide a way for us to reduce that rate, we could save considerable money. The City of Anderson recently did the same thing and projects to save about \$40,000 per year. Orland also chose to refinance and will save over \$10,000 annually. Red Bluff is looking into the option right now as well. We will provide Mr. Land with information he requested so that he can put together more specific information for Council review, consideration and action.

Department of Water Resources (DWR) Meeting:

We received a letter from DWR, dated June 21st and directed to the Mayor. The letter announces that DWR will conduct a "Community Action Visit" to discuss our continued participation in the National Flood Insurance Program. The meeting is scheduled for August 9, 2012 at 9:30 a.m. here at City Hall.

Because he is the also the Floodplain Administrator, Building Official Terry Hoofard will be the City's lead representative. Topics for discussion include administering our current floodplain ordinance, elevation certificates and construction within Zone "A" (the 100-year floodplain); development review of projects within Zone "A"; enforcement and any variances to the floodplain regulations the City has issued. Note that we've not issued any variances to the floodplain regulations.

Corning Chamber of Commerce 2012 Olive Festival:

The Olive Festival is a long standing traditional event that occurs annually in August. The parade and bed races are scheduled for Friday, August 24th to be held on Solano Street.

The Festival will be held on Saturday, August 25th at the City's Woodson Park. South Street is normally closed for the Corning Fire Department activities and for the Rotary sponsored "Olive Drop". Walnut Street is also closed to westbound traffic to allow vendors access to and from the park for equipment/booth set up.

The Chamber has reported that Festival public involvement continues to grow. The Chamber is requesting that northbound traffic on Peach Street and the southbound traffic on Pear Street also be closed in order to accommodate the increase of vendors and community member attendance. Please see the attached map reflecting street closure information.

The Chamber is making arrangements with New Life Assembly for public parking and will be providing free shuttle rides to and from the festivities. City Staff has approved this request for street closures surrounding Woodson Park on August 25th.

Youth Fair:

Carol Curry of Northern Valley Catholic Social Service has provided a letter requesting to conduct their annual Youth Fair event at Northside Park on Saturday August 4th from 9:00 a.m. to 1:00 p.m. They've also asked for City support including striping for diagonal parking around the perimeter of the park, providing a porta-potty and having an employee on call and available to respond to emergencies that might occur. I will respond to Carol that the City will again provide the support she seeks. We'll schedule the parking striping, etc.

CITY CLERK:

"Notice of Offices to Be Filled" and Election filing dates:

Filing period for offices in our District **is now open and closes on Friday, August 10, 2012**. If any incumbent fails to file during the nomination period, there will be a five day extension through 5 p.m. on August 15, 2012 for anyone other than the incumbent officer. Corning's elected "Offices to Be Filled" at the November 6, 2012 elections are:

- ❖ **Mayor** (2 Year Term)
- ❖ **City Council Member, 2 Positions** (4 Year Term)
- ❖ **City Treasurer** (4 Year Term)
- ❖ **City Clerk** (4 Year Term)

PUBLIC WORKS DEPARTMENT:

2012 Paving Projects, etc.:

A "Pre-Construction" meeting with Jason Abel Construction was held on Thursday August 2nd.

Curb & Gutter Replacement:

We're contacting Ward's Concrete (our concrete contractor) to replace damaged and missing curb and gutter on Blackburn Avenue north of the High School, on Solano east of Peach Street, and at the intersection of Kirkwood and Fig Lane. Priority will be Blackburn Avenue.

Marguerite Avenue Reconstruction Project:

The Tehama County Public Works Department completed chip-sealing Marguerite Avenue on Wednesday. We'll get some minor "touch-up" work completed to roadside gutters and pipe headwalls in the following weeks.

The Project has been a real success and demonstrates how we can cooperatively work with the County to better serve our respective constituents. Our Crew did a terrific job rebuilding the substructure of the street and preparing it for resurfacing. The tasks were a little out of the norm for many of our crewmembers. Assistant Public Works Director Pat Walker supervised the Project. Public Works employee Tracy Johnstone, who has considerable road building experience, essentially served as the Project Foreman. Kevin Hebrew and his Crew at the County are to be commended for their great work.

Library Lawn:

We had changed out some sprinklers in the Library lawn to lower flow fixtures to conserve water. However, in a short span we've ended up with some real dry patches in the lawn. Therefore we'll be replacing the low flow sprinkler heads.

Park & Ride Lawn:

We have a broken irrigation pipe affecting the Park & Ride lawn. We turned off the water to dry things out prior to repairing the pipe. The Marguerite Avenue Project as well as other water leaks throughout the City has delayed the fix at this location. As a result the lawn is looking dry. On Thursday we watered the lawn for an extended period. The repair is on our list to complete.

POLICE DEPARTMENT:

Property Nuisance Abatement:

As of July 31, 2012 the properties listed below have been contacted regarding nuisance cleanup:

	Property Address	Start/Report Date	Action	Status	Comments
1	588 Solano Street	062509/081009*	Verbal	ON HOLD	Some items removed-restart 081009- OWNER OUT OF STATE
2	1826 Taft Avenue	030811/051111	Verbal	Complete	Has made progress
3	123 Mobile Drive	052711/052711	Verbal	Complete	Propane tanks/vehicle parts-secured in shed
4	385 Marin Street	062411/082511	Letter	Complete	Owner lives in Richfield, no current phone #, progress made
5	1774 Sixth Avenue	112711 & 122611	Verbal/Letter	Incomplete	Numerous items outside the home
6	1414 South Street	121511/022912	Letter	Complete	5 yard Bin delivered
7	630 Del Norte Avenue	032312/060112	Verbal	Complete	Pile of debris on south side of home
8	1120 South Street	032312/042312		Complete	Garbage piling alongside home
9	1563 5 th Street	032312/032312		Complete	Misc. items in backyard, no hazard per Health Dept.
10	817 Walnut Street	040712/042412	Verbal	Complete	Household items on side yard

Private Property Vehicle Abatement:

As of July 31, 2012 the following private property vehicle abatements were in progress and/or completed:

	Property Address	Start/Report Date	Action	Status	Comments
1	2138 Donovan Ave.	092511	Verbal	Complete	4XKN942-Expired registration, no movement
2	408 First Street	111811	Letter	Complete	7L58940-Expired 8/05
3	Third @ Marin	010812/080812	Verbal	Complete	461406X - Inoperative
4	1303 Solano St.	011412	Letter	Complete	5JAS599-Expired 6/11, on blocks
5	1303 Solano St.	011412	Letter	Complete	6JHF891-Expired 11/11
6	1303 Solano St	011412	Letter	Complete	Silver Mercedes, no plates, VIN unreadable
7	1303 Solano St	011412	Letter	Complete	Blue Mercedes, no plates, VIN unreadable
8	2175 Blossom Ave.	011512	Warning	Complete	7N64898
9	1774 Sixth Ave.	033012/033012	Towed	Complete	3TKS974-Expired 2/11, inop
10	McDonald's	040712/040712	Verbal	Complete	1JSL420-No Movement, prop. owner to tow.
11	611 Solano Street	051712/051812	Warning	Complete	No plate, inop., no movement, abandoned

Summary:

11 Total Vehicle Abatements Started To Date

11 Vehicles Completed to Date

0 Vehicle Abatements Started in April

0 Abatements in Progress

1 Vehicle Towed

3 Letters Sent

Public Property Vehicle Abatement:

As of July 31, 2012 the following public property vehicle abatements were in progress and/or completed:

	Property Address	Start/Report Date	Action	Status	Comments
1	900 blk Tehama St.	112011/Unk	Tires Marked	Complete	P/U truck, no movement
2	900 blk Tehama St.	112011/?	Tires Marked	Complete	
3	900 blk Tehama St.	112011/Unk	Tires Marked	Complete	Tractor/other equip. -- no movement
4	300 blk LaMesa Ct.	010512/011212	Warning	Complete	3GVZ772-Expired
5	1100 blk Tehama St	010512/010512	Cited	Complete	2KLL730-Expired
6	200 blk Victorian Park	010612/011212	Warning	Complete	5K92781-Expired
7	500 blk Walnut St.	010612/011212	Warning	Complete	7R02668-Expired
8	2 nd @ Walnut	010612/011212	Warning	Complete	2L84931-Expired
9	1900 blk Elizabeth	010612/010612	Cited	Complete	5LIC443-Expired
10	1200 blk Marin Street	010612/010612	Cited	Complete	BOWLR87-Expired
11	119 Alex Lane	010612	Tires Marked	Complete	3R16881-Expired 10/11
12	Eller Drive	010612/011512	Tires Marked	Complete	4JSA163-Parking, movement
13	Lincoln @ Yolo St.	010612/010612	Cited	Complete	3SDV686-Expired
14	200 blk Houghton Ave.	011412/011412	Cited	Complete	4KCB295-Parking
15	1400 blk Meadowbrook	012012/020112	Warning	Complete	8X56858-Expired
16	1415 Sixth Ave.	012312/012312		Complete	4EAE891
17	1400 blk Sixth Ave.	012312/020112	Verbal Warning	Complete	5J86871-Expired
18	1710 McKinley Ave.	012312/020312	Warning	Complete	5KKU294-Expired
19	Yolo @ West St.	012312/020112	Warning	Complete	3WTN081-Expired
20	909 Prune St.	012512/012512	Cited	Complete	5DLV571-Expired
21	N. Alex @ Blackburn	012612/020112	Warning	Complete	4NBA556-Expired
22	100 blk McDonald Ct.	012612/020112	Warning	Complete	3BLW743-improper parking
23	2026 Dolla Ct.	021212/021212	Tires Marked	Complete	4S50496-no movement
24	Manzanillo Ln.	021612	Tires Market	Complete	Expired Reg.-no movement
25	1500 blk Fig Street	022912/022912	Cited	Complete	5BLE412-Expired Reg.
26	500 blk Walnut St.	022912/022912	Cited	Complete	3L91498-Expired Reg.
27	700 blk Del Norte	022912	Warning	Complete	3UIN155-Wrong tags showing
28	600 blk El Verano	022912/022912	Cited	Complete	4EGV557-Expired Reg.
29	1200 blk Yolo St.	030112/031912	Warning	Complete	BOWLR87-Expired Reg.
30	800 blk Houghton Ave.	030112/033012	Cited	Complete	4UCS763-Expired Reg.
31	1800 blk Butte St.	030112/030112	Cited	Complete	6FHM234-Expired Reg.
32	1610 Butte St.	030212	Cited/Letter	Complete	2PPH143-abandoned, expired reg.
33	1800 blk Manzanillo	030812/031912	Cited	Complete	5KXY089-Expired Reg.
34	2100 blk Blossom Ave	030812/031412	Warning	Complete	5FXW529-Expired Reg.
35	693 Del Norte Ave.	030412/030512	Warning	Complete	3UIN155-Improper Tag
36	Alger and Hoag	031212/031912	Warning	Complete	5FNN606-Expired Tag
37	800 blk Hickory St.	031312/032012	Cited	Complete	3KOY982-Expired Tag
38	200 blk Rio Verde	031512/032012	Warning	Complete	6GNV352-Expired Tag
39	Manzanillo Ln.	031512/031512	Warning	Complete	5 th Wheel on Sidewalk
40	1471 West St.	031612/031612	Warning	Complete	1AW9985-Improper Tag
41	800 blk Fig St.	031612/031612	Cited	Complete	3VSJ758-Expired Tag
42	1400 blk Solano St.	030912/031212	Warning	Complete	6HSV094-Inop., parked in 2 hr. parking
43	First & Chestnut	031912/031912	Cited	Complete	1EBD273-Expired Tag
44	900 blk First St.	031912/031912	Cited	Complete	3XAZ540-Expired Tag
45	First & Almond	032212/032212	Warning	Complete	7S09596-Expired Tag
46	1804 Grant Ave.	033012	Tires Market	Incomplete	051 PKA-Expired Reg. 4/08
47	800 blk Fairview Ave.	033012/033012	Warning	Complete	A876480

	Property Address	Start/Report Date	Action	Status	Comments
48	First & Chestnut	033012/042612	Cited x 2	Complete	5WIA884-Expired Tag
49	Walnut & East	033012/040412	Warning	Complete	2RZP033-Expired Tag
50	200 blk Mooney Ct.	033012/040412	Warning	Complete	8X56828-Expired Tag
51	1400 blk Fig Lane	040212/041112	Warning	Complete	4U10910-Expired Tag
52	1100 West Street	040812/060112	Tires Market	Complete	2ZBV486-No movement
53	382 Rio Vista Court	041212/041312	Tires Market	Complete	6KNE921-Expired reg.
54	300 blk Marin Street	041312/041812	Warning	Complete	DPZ1090-Expired
55	Fig Street @ Fig Lane	041812/041812	Cited	Complete	6BCN648-Expired
56	Manzanillo Lane	041612/041912	Tires Marked	Complete	2K22890-Movement
57	1300 blk Link Street	042612/050312	Warning	Complete	3DBB611-Expired
58	900 blk Prune Street	042612/050312	Verbal	Complete	2ZUM246-Improper parking
59	Victorian Park	042612/050312	Verbal	Complete	6LOK310-Improper parking
60	600 blk Solano (alley)	042812/052012	Warning	Complete	1S78542
61	900 blk Pear Street	042812	Tires Marked	Complete	5WAY158-Expired 10/10
62	1400 blk Butte Street	042612	Tires Marked	Complete	Boat – No movement
63	1400 blk Butte Street	042612/042612	Written Warning	Complete	Black Honda-No movement, no plate
64	642 Blackburn Ave.	050112/050112	Cited	Complete	6JBE162-Parked in red zone
65	500 Blk Chestnut St.	050312/050812	Warning	Complete	6EZV005-Expired
66	1508 Yolo Street	050612/050612	Tires Marked	Complete	2ZVB486-No movement
67	616 Marin Street	051712/051712	Warning	Complete	4UXD258-No tire
68	612 Houghton Ave.	060310/061012	Warning	Complete	5YGZ600-No movement
69	1200 Marguerite Ave.	061012/061012	Warning	Complete	No Plate
70	2200 Blk Blackburn Ave.	062712/062712	Cited	Complete	5UFE042-Expired
71	1400 Blk Fifth Ave.	062812/062812	Cited	Complete	5XRE465-Expired
72	900 Blk Fourth St.	062812/062812	Cited	Complete	5SIV141-Expired
73	1500 Blk Tehama St.	062912/062912	UTL	Complete	No plate, no tires
74	300 blk LaMesa	062812/070312	Verbal Warning	Complete	4TQW714-Expired
75	1900 blk Grant	070312/071012	Warning	Complete	6SNB357-Improper Parking
76	1900 blk Grant	070312/071012	Warning	Complete	3LKW956-Expired
77	900 blk Toomes	070312/070312	Cited	Complete	6LJA198-Expired
78	Hoag & Herbert	070312/070312	Cited	Complete	4JNJ234-Expired
79	2138 Donovan	071212	Tires Marked	Incomplete	5E60150-No movement
80	504 4 th Street	071212	Warning	Incomplete	5FPF994-No movement
81	Marty/Marguerite	071512	Multiple Warnings	Incomplete	No plates
82	Peach/South	072212/072212	Cited	Complete	6BPL537-Parking
83	400 blk South St	072312	Tires Marked	Incomplete	4DXU792-No movement
84	200 blk Mooney Ct.	072312	Warning	Incomplete	5CTU988-Improper Parking
85	2000 blk North Street	072312/072312	Cited	Complete	4UDL364-Expired
86	1300 blk North Street	072412	Warning	Incomplete	6CIZ747-Expired
87	849 Hickory Street	072712/072712	Towed	Complete	3KOY982-Towed 22651(o)
88	Lincoln/Yolo	072312		Incomplete	2B26960-No movement
89	Butte/West	072312	Warning	Incomplete	3826MDP-No movement
90	Butte/West	072312	Warning	Incomplete	39186DP-No movement
91	504 East Street	072312	Tires Marked	Incomplete	5VRA470-No movement
92	1780 Blue Heron	072312/072312	Will move	Complete	4AX3744-No movement

Summary:

92 Total Vehicle Abatements Started To Date
18 Vehicles Abatements Started in July
81 Vehicle Abatements Completed to Date
11 Vehicle Abatements in Progress
1 Vehicle Towed