



**CITY OF CORNING
CITY COUNCIL AGENDA**

**TUESDAY, FEBRUARY 22, 2011
CITY COUNCIL CHAMBERS
794 THIRD STREET**

A. CALL TO ORDER: 7:30 p.m.

B. ROLL CALL:

Council:

Toni Parkins

John Leach

Vacant

Darlene Dickison

Mayor:

Gary Strack

C. PLEDGE OF ALLEGIANCE: Led by the City Manager.

D. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, PRESENTATIONS:

- 1. RECOGNITIONS:** Recognition of Past Planning, Recreation, Library and Airport Commissioners.
- 2. PRESENTATIONS:** Presentation by the Senior Center Treasurer Barbara Vandygriff.

E. BUSINESS FROM THE FLOOR: If there is anyone in the audience wishing to speak on items not already set on the Agenda, please come to the podium, and briefly identify the matter you wish to have placed on the Agenda. The Council will then determine if such matter will be placed on the Agenda for this meeting, scheduled for a subsequent meeting, or recommend other appropriate action. If the matter is placed on tonight's Agenda, you will have the opportunity later in the meeting to return to the podium to discuss the issue. The law prohibits the Council from taking formal action on the issue, however, unless it is placed on the Agenda for a later meeting so that interested members of the public will have a chance to appear and speak on the subject.

F. CONSENT AGENDA: It is recommended that items listed on the Consent Agenda be acted on simultaneously unless a Councilmember or members of the audience requests separate discussion and/or action.

- 3. Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.**
- 4. Waive the Reading and Approve the Minutes of the February 8, 2011 Special Closed Session and Regular City Council Meetings with any necessary corrections:**
- 5. February 16, 2011 Claim Warrant - \$ 214,363.76.**
- 6. February 16, 2011 Business License Report.**
- 7. Authorize Public Works to Seek Proposals for a Three-Year Concrete Contract for Curb, Gutter and Sidewalk Installation.**
- 8. Approve Progress Pay Estimate No. 7 in the Amount of \$3,343.32 to Azevedo Construction for the 2010 Rodgers Theater Improvement Project.**

9. Appropriate \$1,350 from General Fund for Flow Testing 18 Fire Department Self Contained Breathing Apparatus (SCBA's).
10. Ordinance No. 643; An Ordinance Amending the Speed Limit on Solano Street from 35 mph to 25 mph from Marguerite Avenue to a Point 1,000 Feet to the East. (Second Reading)

G. ITEMS REMOVED FROM THE CONSENT AGENDA:

H. PUBLIC HEARINGS AND MEETINGS:

11. Request for Disposal Service Rate Increase Public Hearing and Action.

I. REGULAR AGENDA:

12. Ratify Memorandum of Understanding with the Corning Management Association.
13. Introduction of Ordinance 644 Amending Chapter 13 of the Municipal Code Regarding Maintenance of Backflow Prevention Devices. (First Reading)
14. Approve Contract Change Order No. 6 Amending Scope of Work and Increasing the Rodgers Theater Improvement Project by \$12,542.37 for a Total Project Cost of \$213,080.71.
15. Approve Request for Assistance from the Corning Chamber of Commerce to Prevent Theft of Transient Occupancy Taxes (TOT'S).
16. Mid-Year Budget Review and General Discussion.
17. Invocation, Discussion and Action.

J. ITEMS PLACED ON THE AGENDA FROM THE FLOOR:

K. COMMUNICATIONS, CORRESPONDENCE AND INFORMATION:

- L. REPORTS FROM MAYOR AND COUNCIL MEMBERS:** City Councilmembers will report on attendance at conferences/meetings reimbursed at City expense (Requirement of Assembly Bill 1234).

Parkins:

Leach:

Dickison:

Strack: Commemoration of years of service to the City - Steve Kimbrough (18 years as of February 24th) and Tony Cardenas (21 years as of January 8th).

M. ADJOURNMENT!:

POSTED: THURSDAY, FEBRUARY 17, 2010

Corning Senior Center
Profit & Loss Standard
January through December 2010

	<u>Jan - Dec 10</u>
Ordinary Income/Expense	
Income	
Cleaning Deposit Forfeit	100.00
Contributions and Support	3,200.00
Donations	2,896.15
Fund Raiser	2,783.12
Raffles	513.00
Rent	10,526.00
Total Income	<u>20,018.27</u>
Expense	
Bank Charges	108.09
Insurance - nonemployee	1,213.00
Payroll Expenses	2,352.13
Professional Services fees	206.00
Refund	200.00
Returned Check Fee	-31.00
Salaries and Related Expenses	9,417.08
Supplies and Materials	1,571.42
Telephone & Internet	1,272.83
Utilities	5,650.19
Withdrawal of interest	2,925.39
Total Expense	<u>24,885.13</u>
Net Ordinary Income	-4,866.86
Other Income/Expense	
Other Income	
Interest Earned	6,204.02
Total Other Income	<u>6,204.02</u>
Net Other Income	<u>6,204.02</u>
Net Income	<u><u>1,337.16</u></u>

8:08 AM

02/13/11

Accrual Basis

Corning Senior Center
Trial Balance
As of December 31, 2010

	Dec 31, 10	
	Debit	Credit
Bank of America CD	0.00	
Butte Community Bank CD	12,113.61	
Corning Senior Center Checking	8,375.32	
Rabobank CD	100,239.63	
Opening Balance Equity		119,391.40
Cleaning Deposit Forfeit		100.00
Contributions and Support		3,200.00
Donations		2,896.15
Fund Raiser		2,783.12
Raffles		513.00
Rent		10,526.00
Bank Charges	108.09	
Insurance - nonemployee	1,213.00	
Payroll Expenses	2,352.13	
Professional Services fees	206.00	
Refund	200.00	
Returned Check Fee		31.00
Salaries and Related Expenses	9,417.08	
Supplies and Materials	1,571.42	
Telephone & Internet	1,272.83	
Utilities	5,650.19	
Withdrawal of interest	2,925.39	
Interest Earned		6,204.02
TOTAL	<u>145,644.69</u>	<u>145,644.69</u>

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02/12/11

Accrual Basis

Corning Senior Center
General Ledger
 As of December 31, 2010

Type	Date	Num	Name	Memo	Split	Amount	Balance
Bank of America CD							100,000.00
Deposit	6/15/2010			Deposit	Interest Earned	2,171.56	102,171.56
Deposit	10/22/2010			Deposit	Interest Earned	753.83	102,925.39
Check	10/22/2010				Withdrawal of ...	-2,925.39	100,000.00
Deposit	12/3/2010			Deposit	Interest Earned	239.63	100,239.63
Transfer	12/3/2010			Funds Transfer	Rabobank CD	-100,239.63	0.00
Total Bank of America CD							-100,000.00
Butte Community Bank CD							15,000.00
Deposit	1/22/2010			Deposit	Interest Earned	24.59	15,024.59
Deposit	2/22/2010			Deposit	Interest Earned	12.51	15,037.10
Deposit	3/22/2010			Deposit	Interest Earned	11.31	15,048.41
Deposit	4/22/2010			Deposit	Interest Earned	12.53	15,060.94
Deposit	5/21/2010			Deposit	Interest Earned	11.73	15,072.67
Deposit	6/11/2010			Deposit	Interest Earned	7.27	15,079.94
Deposit	7/9/2010			Deposit	Interest Earned	6.82	15,086.76
Check	8/13/2010				Rent	0.00	15,086.76
Deposit	8/13/2010			Deposit	Interest Earned	7.05	15,093.81
Deposit	10/8/2010			Deposit	Interest Earned	7.05	15,100.86
Deposit	10/22/2010			Deposit	Interest Earned	6.83	15,107.69
Transfer	11/19/2010			Funds Transfer	Corning Senio...	-3,000.00	12,107.69
Deposit	11/27/2010			Deposit	Interest Earned	5.92	12,113.61
Total Butte Community Bank CD							-2,886.39
Corning Senior Center Checking							4,391.40
Check	1/11/2010	1309	AT&T		Telephone & I...	-101.82	4,289.58
Check	1/11/2010	1310	PG&E		Utilities	-333.04	3,956.54
Check	1/11/2010	1311	United States Treas...	interest & pe...	Payroll Expen...	-14.80	3,941.74
Deposit	1/15/2010			Deposit	-SPLIT-	566.00	4,507.74
Check	1/15/2010	1312	Linda Lima		Supplies and ...	-72.31	4,435.43
Check	1/17/2010	1314	United States Treas...	4th qtr. Form ...	Payroll Expen...	-454.95	3,980.48
Deposit	1/19/2010			Deposit	Rent	100.00	4,080.48
Check	1/20/2010	1313	EDD	12-09 payroll	Payroll Expen...	-35.15	4,045.33
Check	1/20/2010	1315	Linda Lima	12-09	Salaries and R...	-767.34	3,277.99
Check	1/31/2010	1316	AT&T		Telephone & I...	-102.14	3,175.85
Check	1/31/2010	1317	Linda Lima		Supplies and ...	-60.74	3,115.11
Deposit	2/5/2010			Deposit	-SPLIT-	4,022.10	7,137.21
Check	2/9/2010		Butte Community B...		-SPLIT-	-108.09	7,029.12
Check	2/12/2010	1318	PG&E		Utilities	-345.62	6,683.50
Check	2/12/2010	1319	Linda Lima	01-10	Salaries and R...	-786.34	5,897.16
Deposit	2/25/2010			Deposit	-SPLIT-	930.00	6,827.16
Deposit	3/10/2010			Deposit	-SPLIT-	458.00	7,285.16
Deposit	3/18/2010			Deposit	-SPLIT-	141.00	7,426.16
Check	3/22/2010	1320	Linda Lima	02-10	Salaries and R...	-786.34	6,639.82
Check	3/22/2010	1321	AT&T		Telephone & I...	-115.03	6,524.79
Check	3/22/2010	1322	PG&E		Utilities	-336.63	6,188.16
Check	3/22/2010	1323	EDD	02-10 payroll	Payroll Expen...	-35.15	6,153.01
Check	3/22/2010	1324	EDD	01-10 payroll	Payroll Expen...	-35.15	6,117.86
Check	3/23/2010	1325	Linda Lima	02-10	Supplies and ...	-85.35	6,032.51

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Accrual Basis

Corning Senior Center
General Ledger
 As of December 31, 2010

Type	Date	Num	Name	Memo	Split	Amount	Balance
Deposit	3/24/2010			Deposit	-SPLIT-	275.75	6,308.26
Check	4/4/2010	1326	AT&T		Telephone & I...	-99.90	6,208.36
Check	4/4/2010	1327	Linda Lima	03-10	Salaries and R...	-786.34	5,422.02
Check	4/4/2010	1328	EDD	03-10 payroll	Payroll Expen...	-35.15	5,386.87
Check	4/4/2010	1329	State Compensatio...	Workers Co...	Payroll Expen...	-110.80	5,276.07
Deposit	4/12/2010			Deposit	-SPLIT-	977.00	6,253.07
Check	5/2/2010	1330	PG&E		Utilities	-254.40	5,998.67
Check	5/2/2010	1331	AT&T		Telephone & I...	-104.11	5,894.56
Check	5/2/2010	1332	Gager Dist.		Supplies and ...	-90.12	5,804.44
Check	5/3/2010	1333	Linda Lima	04-10	Salaries and R...	-786.34	5,018.10
Check	5/3/2010	1334	EDD	04-10 payroll	Payroll Expen...	-35.15	4,982.95
Check	5/3/2010	1335	United States Treas...	1st qtr. Form ...	Payroll Expen...	-416.95	4,566.00
Deposit	5/11/2010			Deposit	-SPLIT-	1,304.87	5,870.87
Check	5/26/2010	1336	AT&T		Telephone & I...	-104.77	5,766.10
Check	5/26/2010	1337	PG&E		Utilities	-252.52	5,513.58
Deposit	5/28/2010			Deposit	-SPLIT-	486.75	6,000.33
Check	6/4/2010	1338	Linda Lima	05-10	Salaries and R...	-786.34	5,213.99
Check	6/4/2010	1339	EDD	05-10 payroll	Payroll Expen...	-35.15	5,178.84
Check	6/4/2010	1340	Gager Dist.		Supplies and ...	-259.33	4,919.51
Check	6/14/2010	1341	PG&E		Utilities	-307.25	4,612.26
Check	6/15/2010	1342	Linda Lima		Supplies and ...	-99.81	4,512.45
Check	6/15/2010	1343	State Comp	Final Bill	Payroll Expen...	-1.16	4,511.29
Deposit	6/18/2010			Deposit	-SPLIT-	1,349.00	5,860.29
Check	6/26/2010	1344	AT&T		Telephone & I...	-99.91	5,760.38
Check	7/7/2010	1345	Linda Lima	6-10	Salaries and R...	-786.34	4,974.04
Check	7/14/2010	1346	PG&E		Utilities	-487.84	4,486.20
Check	7/14/2010	1347	Tehama County De...	Annual Kitch...	Professional S...	-156.00	4,330.20
Check	7/14/2010	1348	Corning Chamber o...		Professional S...	-50.00	4,280.20
Deposit	7/19/2010			Deposit	-SPLIT-	657.85	4,938.05
Check	7/23/2010	1349	United States Treas...	2nd qtr. Form...	Payroll Expen...	-397.95	4,540.10
Check	7/23/2010	1350	AT&T		Telephone & I...	-99.85	4,440.25
Deposit	7/23/2010			Deposit	-SPLIT-	352.00	4,792.25
Check	7/23/2010	1351	EDD	06-10 payroll	Payroll Expen...	-35.15	4,757.10
Deposit	8/5/2010			Deposit	Rent	350.00	5,107.10
Check	8/11/2010	1352	Linda Lima	7-10	Salaries and R...	-786.34	4,320.76
Check	8/11/2010	1353	PG&E		Utilities	-877.55	3,443.21
Check	8/13/2010	1354	Gager Dist.		Supplies and ...	-90.12	3,353.09
Check	8/13/2010	1355	EDD	07-10 payroll	Payroll Expen...	-35.15	3,317.94
Deposit	8/19/2010			Deposit	-SPLIT-	786.00	4,103.94
Deposit	8/26/2010			Deposit	-SPLIT-	447.00	4,550.94
Check	9/10/2010	1356	AT&T		Telephone & I...	-102.53	4,448.41
Check	9/10/2010	1357	Gager Dist.	Repair drain	Supplies and ...	-129.03	4,319.38
Check	9/10/2010	1358	Linda Lima	8-10	Salaries and R...	-786.34	3,533.04
Check	9/10/2010	1359	Linda Lima		Supplies and ...	-50.04	3,483.00
Deposit	9/10/2010			Deposit	-SPLIT-	584.20	4,067.20
Check	9/10/2010	1360	EDD	08-10 payroll	Payroll Expen...	-35.15	4,032.05
Check	9/10/2010	1361	PG&E		Utilities	-863.08	3,168.97
Check	9/10/2010	1362	Allied Insurance	1 month	Insurance - no...	-184.77	2,984.20
Check	10/5/2010	1363	Linda Lima	9-10	Salaries and R...	-786.34	2,197.86

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Accrual Basis

**Corning Senior Center
General Ledger
As of December 31, 2010**

Type	Date	Num	Name	Memo	Split	Amount	Balance
Check	10/17/2010	1364	AT&T		Telephone & I...	-111.36	2,086.50
Check	10/17/2010	1365	PG&E		Utilities	-723.02	1,363.48
Deposit	10/17/2010			Deposit	-SPLIT-	525.00	1,888.48
Check	10/17/2010	1366	Allied Insurance	1 month	Insurance - no...	-194.77	1,693.71
Check	10/17/2010	1367	EDD	09-10 payroll	Payroll Expen...	-35.15	1,658.56
Deposit	10/22/2010			Deposit	-SPLIT-	3,225.39	4,883.95
Deposit	10/28/2010			Deposit	-SPLIT-	470.00	5,353.95
Check	10/31/2010	1368	Linda Lima		Supplies and ...	-50.95	5,303.00
Check	10/31/2010	1369	AT&T		Telephone & I...	-94.81	5,208.19
Check	10/31/2010	1370	Allied Insurance	1 month	Insurance - no...	-194.77	5,013.42
Check	10/31/2010	1371	Gager Dist.	Repair drain	Supplies and ...	-259.33	4,754.09
Check	10/31/2010	1372	State Comp	4-1-10/10-1-10	Payroll Expen...	-135.77	4,618.32
Check	10/31/2010	1373	United States Treas...	3rd qtr. Form ...	Payroll Expen...	-397.95	4,220.37
Deposit	11/5/2010			Deposit	-SPLIT-	616.90	4,837.27
Check	11/8/2010	1374	Linda Lima	10-10	Salaries and R...	-786.34	4,050.93
Check	11/8/2010	1375	EDD	09-10 payroll	Payroll Expen...	-35.15	4,015.78
Check	11/8/2010	1376	PG&E		Utilities	-468.91	3,546.87
Deposit	11/10/2010			Deposit	-SPLIT-	223.00	3,769.87
Transfer	11/19/2010			Funds Transfer	Butte Commu...	3,000.00	6,769.87
Check	11/23/2010	1377	Linda Lima		Supplies and ...	-155.59	6,614.28
Check	11/27/2010	1378	AT&T		Telephone & I...	-92.52	6,521.76
Check	12/2/2010	1379	Allied Insurance	remainder of ...	Insurance - no...	-638.69	5,883.07
Check	12/2/2010	1380	Linda Lima		Salaries and R...	-786.34	5,096.73
Deposit	12/3/2010			Deposit	-SPLIT-	690.00	5,786.73
Deposit	12/6/2010			Deposit	-SPLIT-	1,360.50	7,147.23
Check	12/13/2010	1381	PG&E		Utilities	-400.33	6,746.90
Check	12/13/2010	1382	EDD	09-10 payroll	Payroll Expen...	-35.15	6,711.75
Check	12/16/2010	1383	Juan Martinez	Rent refund	Refund	-200.00	6,511.75
Deposit	12/21/2010			Deposit	-SPLIT-	415.25	6,927.00
Deposit	12/22/2010			Deposit	-SPLIT-	801.10	7,728.10
Check	12/22/2010	1384	AT&T		Telephone & I...	-44.08	7,684.02
Check	12/22/2010	1385	Gager Dist.	Repair drain	Supplies and ...	-90.12	7,593.90
Check	12/23/2010	1386	Personnel Concepts	Legal posters	Supplies and ...	-15.90	7,578.00
Deposit	12/27/2010			Deposit	-SPLIT-	860.00	8,438.00
Check	12/29/2010	1387	Linda Lima		Supplies and ...	-62.68	8,375.32
Total Corning Senior Center Checking						3,983.92	8,375.32
Rabobank CD							
Transfer	12/3/2010			Funds Transfer	Bank of Ameri...	100,239.63	0.00
Total Rabobank CD						100,239.63	100,239.63
Cash on Hand							
Total Cash on Hand							0.00
Undeposited Funds							
Total Undeposited Funds							0.00

12:42 PM

02/12/11

Accrual Basis

Corning Senior Center
General Ledger
As of December 31, 2010

Type	Date	Num	Name	Memo	Split	Amount	Balance
Payroll Liabilities							0.00
Total Payroll Liabilities							0.00
Opening Balance Equity							-119,391.40
Total Opening Balance Equity							-119,391.40
Retained Earnings							0.00
Total Retained Earnings							0.00
Building Rentals							0.00
Total Building Rentals							0.00
Cleaning Deposit Forfeit							0.00
Deposit	10/28/2010			Deposit	Corning Senio...	-100.00	-100.00
Total Cleaning Deposit Forfeit						-100.00	-100.00
Contributions and Support							0.00
Deposit	2/5/2010			City of Corning	Corning Senio...	-2,700.00	-2,700.00
Deposit	5/11/2010			VFW	Corning Senio...	-500.00	-3,200.00
Total Contributions and Support						-3,200.00	-3,200.00
Donations							0.00
Deposit	1/15/2010			Deposit	Corning Senio...	-216.00	-216.00
Deposit	2/5/2010			Deposit	Corning Senio...	-191.10	-407.10
Deposit	2/25/2010			Deposit	Corning Senio...	-71.00	-478.10
Deposit	3/10/2010			Deposit	Corning Senio...	-33.00	-511.10
Deposit	3/18/2010			Deposit	Corning Senio...	-10.00	-521.10
Deposit	3/24/2010			Deposit	Corning Senio...	-75.00	-596.10
Deposit	4/12/2010			Deposit	Corning Senio...	-94.50	-690.60
Deposit	5/11/2010			Deposit	Corning Senio...	-40.00	-730.60
Deposit	5/28/2010			Deposit	Corning Senio...	-81.75	-812.35
Deposit	6/18/2010			Deposit	Corning Senio...	-78.00	-890.35
Deposit	7/23/2010			Deposit	Corning Senio...	-152.00	-1,042.35
Deposit	8/19/2010			Deposit	Corning Senio...	-102.00	-1,144.35
Deposit	8/26/2010			Deposit	Corning Senio...	-47.00	-1,191.35
Deposit	9/10/2010			Deposit	Corning Senio...	-109.20	-1,300.55
Deposit	10/17/2010			Deposit	Corning Senio...	-100.00	-1,400.55
Deposit	10/28/2010			Deposit	Corning Senio...	-30.00	-1,430.55
Deposit	11/10/2010			Deposit	Corning Senio...	-23.00	-1,453.55
Deposit	12/3/2010			Deposit	Corning Senio...	-123.00	-1,576.55
Deposit	12/6/2010			Deposit	Corning Senio...	-820.50	-2,397.05
Deposit	12/21/2010			Deposit	Corning Senio...	-260.00	-2,657.05
Deposit	12/22/2010			Deposit	Corning Senio...	-187.10	-2,844.15
Deposit	12/27/2010			Deposit	Corning Senio...	-52.00	-2,896.15
Total Donations						-2,896.15	-2,896.15

12:42 PM

02/12/11

Accrual Basis

Corning Senior Center
General Ledger
 As of December 31, 2010

Type	Date	Num	Name	Memo	Split	Amount	Balance
Fund Raiser							0.00
Deposit	2/5/2010			Ice Cream S...	Corning Senio...	-71.00	-71.00
Deposit	3/24/2010			Deposit	Corning Senio...	-163.75	-234.75
Deposit	4/12/2010			Deposit	Corning Senio...	-437.50	-672.25
Deposit	5/11/2010			Deposit	Corning Senio...	-164.87	-837.12
Deposit	7/19/2010			Lunch	Corning Senio...	-317.00	-1,154.12
Deposit	8/19/2010			Beach Party	Corning Senio...	-109.00	-1,263.12
Deposit	9/10/2010			Labor Day Lu...	Corning Senio...	-95.00	-1,358.12
Deposit	11/5/2010			Deposit	Corning Senio...	-141.00	-1,499.12
Deposit	12/3/2010			Thanksgiving	Corning Senio...	-322.00	-1,821.12
Deposit	12/6/2010			Bread Bowls ...	Corning Senio...	-540.00	-2,361.12
Deposit	12/22/2010			Sale table	Corning Senio...	-59.00	-2,420.12
Deposit	12/22/2010			Christmas Lu...	Corning Senio...	-355.00	-2,775.12
Deposit	12/27/2010			Sale	Corning Senio...	-8.00	-2,783.12
Total Fund Raiser						-2,783.12	-2,783.12
Raffles							0.00
Deposit	2/25/2010			Deposit	Corning Senio...	-89.00	-89.00
Deposit	3/24/2010			Deposit	Corning Senio...	-37.00	-126.00
Deposit	7/19/2010			Deposit	Corning Senio...	-35.85	-161.85
Deposit	11/5/2010			Deposit	Corning Senio...	-195.90	-357.75
Deposit	12/21/2010			Deposit	Corning Senio...	-155.25	-513.00
Total Raffles						-513.00	-513.00
Rent							0.00
Deposit	1/15/2010			Deposit	Corning Senio...	-350.00	-350.00
Deposit	1/19/2010			Deposit	Corning Senio...	-100.00	-450.00
Deposit	2/5/2010			Deposit	Corning Senio...	-1,060.00	-1,510.00
Deposit	2/25/2010			Deposit	Corning Senio...	-770.00	-2,280.00
Deposit	3/10/2010			Deposit	Corning Senio...	-425.00	-2,705.00
Deposit	3/18/2010			Deposit	Corning Senio...	-100.00	-2,805.00
Deposit	4/12/2010			Deposit	Corning Senio...	-445.00	-3,250.00
Deposit	5/11/2010			Deposit	Corning Senio...	-600.00	-3,850.00
Deposit	5/28/2010			Deposit	Corning Senio...	-405.00	-4,255.00
Deposit	6/18/2010			Deposit	Corning Senio...	-1,271.00	-5,526.00
Deposit	7/19/2010			Deposit	Corning Senio...	-305.00	-5,831.00
Deposit	7/23/2010			Deposit	Corning Senio...	-200.00	-6,031.00
Deposit	8/5/2010			Deposit	Corning Senio...	-350.00	-6,381.00
Check	8/13/2010				Butte Commu...	0.00	-6,381.00
Deposit	8/19/2010			Deposit	Corning Senio...	-575.00	-6,956.00
Deposit	8/26/2010			Deposit	Corning Senio...	-400.00	-7,356.00
Deposit	9/10/2010			Deposit	Corning Senio...	-380.00	-7,736.00
Deposit	10/17/2010			Deposit	Corning Senio...	-425.00	-8,161.00
Deposit	10/22/2010			Deposit	Corning Senio...	-300.00	-8,461.00
Deposit	10/28/2010			Deposit	Corning Senio...	-340.00	-8,801.00
Deposit	11/5/2010			Deposit	Corning Senio...	-280.00	-9,081.00
Deposit	11/10/2010			Deposit	Corning Senio...	-200.00	-9,281.00
Deposit	12/3/2010			Deposit	Corning Senio...	-245.00	-9,526.00

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02/12/11

Accrual Basis

Corning Senior Center
General Ledger
As of December 31, 2010

Type	Date	Num	Name	Memo	Split	Amount	Balance
Deposit	12/22/2010			Deposit	Corning Senio...	-200.00	-9,726.00
Deposit	12/27/2010			Deposit	Corning Senio...	-800.00	-10,526.00
Total Rent						-10,526.00	-10,526.00
Bank Charges							0.00
Check	2/9/2010		Butte Community B...	Returned Ch...	Corning Senio...	100.00	100.00
Check	2/9/2010		Butte Community B...	Returned Ch...	Corning Senio...	6.00	106.00
Check	2/9/2010		Butte Community B...	Dep. Slip Chg.	Corning Senio...	2.09	108.09
Total Bank Charges						108.09	108.09
Insurance - nonemployee							0.00
Check	9/10/2010	1362	Allied Insurance	1 month	Corning Senio...	184.77	184.77
Check	10/17/2010	1366	Allied Insurance	1 month	Corning Senio...	194.77	379.54
Check	10/31/2010	1370	Allied Insurance	1 month	Corning Senio...	194.77	574.31
Check	12/2/2010	1379	Allied Insurance	remainder of ...	Corning Senio...	638.69	1,213.00
Total Insurance - nonemployee						1,213.00	1,213.00
Payroll Expenses							0.00
Check	1/11/2010	1311	United States Treas...	interest & pe...	Corning Senio...	14.80	14.80
Check	1/17/2010	1314	United States Treas...	4th qtr. Form ...	Corning Senio...	454.95	469.75
Check	1/20/2010	1313	EDD	12-09 payroll	Corning Senio...	35.15	504.90
Check	3/22/2010	1323	EDD	02-10 payroll	Corning Senio...	35.15	540.05
Check	3/22/2010	1324	EDD	01-10 payroll	Corning Senio...	35.15	575.20
Check	4/4/2010	1328	EDD	03-10 payroll	Corning Senio...	35.15	610.35
Check	4/4/2010	1329	State Compensatio...	Workers Co...	Corning Senio...	110.80	721.15
Check	5/3/2010	1334	EDD	04-10 payroll	Corning Senio...	35.15	756.30
Check	5/3/2010	1335	United States Treas...	1st qtr. Form ...	Corning Senio...	416.95	1,173.25
Check	6/4/2010	1339	EDD	05-10 payroll	Corning Senio...	35.15	1,208.40
Check	6/15/2010	1343	State Comp	Final Bill	Corning Senio...	1.16	1,209.56
Check	7/23/2010	1349	United States Treas...	2nd qtr. Form...	Corning Senio...	397.95	1,607.51
Check	7/23/2010	1351	EDD	06-10 payroll	Corning Senio...	35.15	1,642.66
Check	8/13/2010	1355	EDD	07-10 payroll	Corning Senio...	35.15	1,677.81
Check	9/10/2010	1360	EDD	08-10 payroll	Corning Senio...	35.15	1,712.96
Check	10/17/2010	1367	EDD	09-10 payroll	Corning Senio...	35.15	1,748.11
Check	10/31/2010	1372	State Comp	4-1-10/10-1-10	Corning Senio...	135.77	1,883.88
Check	10/31/2010	1373	United States Treas...	3rd qtr. Form ...	Corning Senio...	397.95	2,281.83
Check	11/8/2010	1375	EDD	09-10 payroll	Corning Senio...	35.15	2,316.98
Check	12/13/2010	1382	EDD	09-10 payroll	Corning Senio...	35.15	2,352.13
Total Payroll Expenses						2,352.13	2,352.13
Postage and Delivery							0.00
Total Postage and Delivery							0.00
Printing and Reproduction							0.00
Total Printing and Reproduction							0.00

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Accrual Basis

**Corning Senior Center
General Ledger
As of December 31, 2010**

Type	Date	Num	Name	Memo	Split	Amount	Balance
Professional Services fees							0.00
Check	7/14/2010	1347	Tehama County De...	Annual Kitch...	Corning Senio...	156.00	156.00
Check	7/14/2010	1348	Corning Chamber o...		Corning Senio...	50.00	206.00
Total Professional Services fees							206.00
Refund							0.00
Check	12/16/2010	1383	Juan Martinez	Rent refund	Corning Senio...	200.00	200.00
Total Refund							200.00
Returned Check Fee							0.00
Deposit	3/18/2010			Deposit	Corning Senio...	-31.00	-31.00
Total Returned Check Fee							-31.00
Salaries and Related Expenses							0.00
Check	1/20/2010	1315	Linda Lima	12-09	Corning Senio...	767.34	767.34
Check	2/12/2010	1319	Linda Lima	01-10	Corning Senio...	786.34	1,553.68
Check	3/22/2010	1320	Linda Lima	02-10	Corning Senio...	786.34	2,340.02
Check	4/4/2010	1327	Linda Lima	03-10	Corning Senio...	786.34	3,126.36
Check	5/3/2010	1333	Linda Lima	04-10	Corning Senio...	786.34	3,912.70
Check	6/4/2010	1338	Linda Lima	05-10	Corning Senio...	786.34	4,699.04
Check	7/7/2010	1345	Linda Lima	6-10	Corning Senio...	786.34	5,485.38
Check	8/11/2010	1352	Linda Lima	7-10	Corning Senio...	786.34	6,271.72
Check	9/10/2010	1358	Linda Lima	8-10	Corning Senio...	786.34	7,058.06
Check	10/5/2010	1363	Linda Lima	9-10	Corning Senio...	786.34	7,844.40
Check	11/8/2010	1374	Linda Lima	10-10	Corning Senio...	786.34	8,630.74
Check	12/2/2010	1380	Linda Lima		Corning Senio...	786.34	9,417.08
Total Salaries and Related Expenses							9,417.08
Supplies and Materials							0.00
Check	1/15/2010	1312	Linda Lima		Corning Senio...	72.31	72.31
Check	1/31/2010	1317	Linda Lima		Corning Senio...	60.74	133.05
Check	3/23/2010	1325	Linda Lima	02-10	Corning Senio...	85.35	218.40
Check	5/2/2010	1332	Gager Dist.		Corning Senio...	90.12	308.52
Check	6/4/2010	1340	Gager Dist.		Corning Senio...	259.33	567.85
Check	6/15/2010	1342	Linda Lima		Corning Senio...	99.81	667.66
Check	8/13/2010	1354	Gager Dist.		Corning Senio...	90.12	757.78
Check	9/10/2010	1357	Gager Dist.	Repair drain	Corning Senio...	129.03	886.81
Check	9/10/2010	1359	Linda Lima		Corning Senio...	50.04	936.85
Check	10/31/2010	1368	Linda Lima		Corning Senio...	50.95	987.80
Check	10/31/2010	1371	Gager Dist.	Repair drain	Corning Senio...	259.33	1,247.13
Check	11/23/2010	1377	Linda Lima		Corning Senio...	155.59	1,402.72
Check	12/22/2010	1385	Gager Dist.	Repair drain	Corning Senio...	90.12	1,492.84
Check	12/23/2010	1386	Personnel Concepts	Legal posters	Corning Senio...	15.90	1,508.74
Check	12/29/2010	1387	Linda Lima		Corning Senio...	62.68	1,571.42
Total Supplies and Materials							1,571.42

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Accrual Basis

**Corning Senior Center
General Ledger
As of December 31, 2010**

Type	Date	Num	Name	Memo	Split	Amount	Balance
Telephone & Internet							0.00
Check	1/11/2010	1309	AT&T		Corning Senio...	101.82	101.82
Check	1/31/2010	1316	AT&T		Corning Senio...	102.14	203.96
Check	3/22/2010	1321	AT&T		Corning Senio...	115.03	318.99
Check	4/4/2010	1326	AT&T		Corning Senio...	99.90	418.89
Check	5/2/2010	1331	AT&T		Corning Senio...	104.11	523.00
Check	5/26/2010	1336	AT&T		Corning Senio...	104.77	627.77
Check	6/26/2010	1344	AT&T		Corning Senio...	99.91	727.68
Check	7/23/2010	1350	AT&T		Corning Senio...	99.85	827.53
Check	9/10/2010	1356	AT&T		Corning Senio...	102.53	930.06
Check	10/17/2010	1364	AT&T		Corning Senio...	111.36	1,041.42
Check	10/31/2010	1369	AT&T		Corning Senio...	94.81	1,136.23
Check	11/27/2010	1378	AT&T		Corning Senio...	92.52	1,228.75
Check	12/22/2010	1384	AT&T		Corning Senio...	44.08	1,272.83
Total Telephone & Internet						1,272.83	1,272.83
Utilities							0.00
Check	1/11/2010	1310	PG&E		Corning Senio...	333.04	333.04
Check	2/12/2010	1318	PG&E		Corning Senio...	345.62	678.66
Check	3/22/2010	1322	PG&E		Corning Senio...	336.63	1,015.29
Check	5/2/2010	1330	PG&E		Corning Senio...	254.40	1,269.69
Check	5/26/2010	1337	PG&E		Corning Senio...	252.52	1,522.21
Check	6/14/2010	1341	PG&E		Corning Senio...	307.25	1,829.46
Check	7/14/2010	1346	PG&E		Corning Senio...	487.84	2,317.30
Check	8/11/2010	1353	PG&E		Corning Senio...	877.55	3,194.85
Check	9/10/2010	1361	PG&E		Corning Senio...	863.08	4,057.93
Check	10/17/2010	1365	PG&E		Corning Senio...	723.02	4,780.95
Check	11/8/2010	1376	PG&E		Corning Senio...	468.91	5,249.86
Check	12/13/2010	1381	PG&E		Corning Senio...	400.33	5,650.19
Total Utilities						5,650.19	5,650.19
Withdrawal of interest							0.00
Check	10/22/2010				Bank of Ameri...	2,925.39	2,925.39
Total Withdrawal of interest						2,925.39	2,925.39

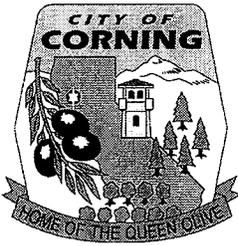
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02/12/11

Accrual Basis

Corning Senior Center
General Ledger
As of December 31, 2010

Type	Date	Num	Name	Memo	Split	Amount	Balance
Interest Earned							0.00
Deposit	1/22/2010			Deposit	Butte Commu...	-24.59	-24.59
Deposit	2/22/2010			Deposit	Butte Commu...	-12.51	-37.10
Deposit	3/22/2010			Deposit	Butte Commu...	-11.31	-48.41
Deposit	4/22/2010			Deposit	Butte Commu...	-12.53	-60.94
Deposit	5/21/2010			Deposit	Butte Commu...	-11.73	-72.67
Deposit	6/11/2010			Deposit	Butte Commu...	-7.27	-79.94
Deposit	6/15/2010			Deposit	Bank of Ameri...	-2,171.56	-2,251.50
Deposit	7/9/2010			Deposit	Butte Commu...	-6.82	-2,258.32
Deposit	8/13/2010			Deposit	Butte Commu...	-7.05	-2,265.37
Deposit	10/8/2010			Deposit	Butte Commu...	-7.05	-2,272.42
Deposit	10/22/2010			Deposit	Corning Senio...	-2,925.39	-5,197.81
Deposit	10/22/2010			Deposit	Bank of Ameri...	-753.83	-5,951.64
Deposit	10/22/2010			Deposit	Butte Commu...	-6.83	-5,958.47
Deposit	11/27/2010			Deposit	Butte Commu...	-5.92	-5,964.39
Deposit	12/3/2010			Deposit	Bank of Ameri...	-239.63	-6,204.02
Total Interest Earned						-6,204.02	-6,204.02
No acct							0.00
Total no acct							0.00
TOTAL						0.00	0.00



**CITY OF CORNING
SPECIAL CLOSED MEETING SESSION MINUTES
TUESDAY, FEBRUARY 8, 2011
CITY COUNCIL CHAMBERS
794 THIRD STREET**

A. CALL TO ORDER: 7:00 p.m.

B. ROLL CALL:

Council:

Toni Parkins

John Leach

Vacant

Darlene Dickison

Mayor:

Gary Strack

All members of the Council were present with one vacancy remaining on the Council pending appointment.

The **Brown Act** requires that the Council provide the opportunity for persons in the audience to briefly address the Council on the subject(s) scheduled for tonight's closed session. Is there anyone wanting to comment on the subject(s) the Council will be discussing in closed session? If so, please come to the podium, identify yourself and give us your comments.

C. PUBLIC COMMENTS: No comments were received.

D. ADJOURN TO CLOSED SESSION: 7:02 p.m.

CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO SECTION 54957.6:

Agency Negotiator: William May, Labor Relations Consultant

**Management, Miscellaneous, Dispatch and Public Safety Employees
Bargaining Units**

E. RECONVENE SPECIAL MEETING AND REPORT ON CLOSED SESSION: 7:30 p.m.

Mayor Strack reported that Council met in Closed Session and Council has a tentative agreement with the Management Unit. A full report will be presented at the next Council meeting on February 22, 2011.

F. ADJOURN TO REGULAR MEETING OF THE CITY COUNCIL: 7:31 p.m.



CITY OF CORNING
CITY COUNCIL MINUTES
TUESDAY, FEBRUARY 8, 2011
CITY COUNCIL CHAMBERS
794 THIRD STREET

A. CALL TO ORDER: 7:30 p.m.

B. ROLL CALL:

Council:

**Toni Parkins
John Leach
Vacant
Darlene Dickison
Gary Strack**

Mayor:

All members of the Council were present with one vacancy remaining on the Council pending appointment.

C. PLEDGE OF ALLEGIANCE: Led by the City Manager.

D. PROCLAMATIONS, RECOGNITION'S, APPOINTMENTS, PRESENTATIONS:

Jerry Lequia, representing the Corning Tea Party Patriots, presented the Council with a check in the amount of \$1,460 for the construction and placement of the City Seal and "In God We Trust" on the corner wall behind the Mayors seat in the Council Chambers.

E. BUSINESS FROM THE FLOOR: None.

F. CONSENT AGENDA: It is recommended that items listed on the Consent Agenda be acted on simultaneously unless a Councilmember or members of the audience requests separate discussion and/or action.

- 1. Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.**
- 2. Waive the Reading and Approve the Minutes of the January 25, 2011 City Council Special Closed Session Meeting and City Council Meeting with any necessary corrections:**
- 3. February 2, 2011 Claim Warrant - \$206,548.03.**
- 4. January 2011 Building Permit Valuation - \$311,815.**
- 5. January 2011 Wages and Salaries - \$329,888.**
- 6. January 2011 – Treasurer's Report.**
- 7. City of Corning Wastewater Operation Summary Report – January 2011**
- 8. Resolution No. 02-08-2011-01 Authorizing the Tehama County Sanitary Landfill Agency Submittal of a CalRecycle Grant Application for FY 2010/2011 Local Government Waste Tire Cleanup and Amnesty Event Grant.**
- 9. Approve Progress Pay Estimate No. 6 in the Amount of \$31,492.17 to Azevedo Construction for the 2010 Rodgers Theater Improvement Project.**
- 10. Approve Progress Pay Estimate No. 2 in the Amount of \$59,722.20 to Franklin Construction for the 2010 Traffic Signal Installation Project.**

11. February 2, 2011 Business License Report.

Mayor Strack introduced the Consent Agenda Items by title and with little discussion Councilor Parkins moved to approved Consent Items 1-11. Councilor Leach seconded the motion. **Ayes: Strack, Parkins, Leach and Dickison. Opposed: None. Absent/Abstain: None. Motion was approved by a 4-0 vote with one vacancy remaining on the Council pending an appointment.**

G. ITEMS REMOVED FROM THE CONSENT AGENDA: None.

H. PUBLIC HEARINGS AND MEETINGS: None.

I. REGULAR AGENDA:

12. Ordinance No. 643; An Ordinance Amending the Speed Limit on Solano Street from 35 mph to 25 mph from Marguerite Avenue to a Point 1,000 Feet to the East.

Mayor Strack introduced this item by title. Councilor Leach asked the exact location and Public Works Director John Brewer referred Councilor Leach to the map attached to the Staff Report. Mr. Brewer explained that the proposed location was a result of a speed survey that was recently completed. Dave Linnet asked if a more gradual reduction in speed could begin further east of the proposed site; he was informed no because that would be outside of the City's jurisdiction.

With no further discussion, Councilor Dickison moved to introduced Ordinance No. 643 (she read the title), an Ordinance amending the speed limit on Solano Street, from Marguerite Avenue to a point 1,000 feet easterly thereof, from 35 miles per hour to 25 miles per hour. Councilor Parkins seconded the motion. **Ayes: Strack, Parkins, Leach and Dickison. Opposed: None. Absent/Abstain: None. Motion was approved by a 4-0 vote with one vacancy remaining on the Council pending an appointment.**

13. Resolution No. 02-08-2011-02 to Tax Defer Member Paid Contributions – IRC 414(h)(2) Employer Pick-Up.

Mayor Strack introduced this item by title. With little discussion, Councilor Dickison moved to approve Resolution 02-08-2011-02 Confirming Employer Paid Retirement Contributions. Councilor Parkins seconded the motion. **Ayes: Strack, Parkins, Leach and Dickison. Opposed: None. Absent/Abstain: None. Motion was approved by a 4-0 vote with one vacancy remaining on the Council pending an appointment.**

14. Resolution No. 02-08-2011-03 Adopting Standard Plan S-24 Street Sign Details.

Mayor Strack introduced this item by title and Public Works Director John Brewer presented a visual display of the proposed Street Signs. Mr. Brewer explained that if adopted this Resolution would be the new standard design for our City's Street Signs. Councilor Leach asked if the City will be replacing all the street signs now. Mr. Brewer stated that the signs would be replaced as needed explaining that the new signs cost a little more than the previous signs, however the new signs will also be cohesive to the proposed "way-finding" signs. Councilor Parkins stated that she believed that citizens in her neighborhood would come together and pay to replace the signs on her street. She was informed that citizens could contribute for the purchase of signs on their street.

Following discussion, Councilor Parkins moved to adopt Resolution 02-08-2011-03; the Resolution adding Drawing No. S-24 "Street Sign Details" to the City of Corning Construction Specifications and Standard Details booklet. Councilor Leach seconded the motion. **Ayes: Strack, Parkins, Leach and Dickison. Opposed: None. Absent/Abstain: None. Motion was approved by a 4-0 vote with one vacancy remaining on the Council pending an appointment.**

15. Feral Cat Informational Report to the City Council.

Mayor Strack introduced this item by title and Chief Cardenas gave a brief outline of his report. He stated that the best programs they have reviewed are the "Community-Based Programs". Chief Cardenas will come back to the Council if the members of the Community come up with a viable program.

16. Approve Contract Change Order No. 5 Amending Scope of Work and Increasing the Rodgers Theater Improvement Project by \$11,635.98 for a Total Project Cost of \$200,538.34.

Mayor Strack introduced this item by title and explained the scope of work that this Contract Change Order will cover. Councilor Leach asked if we are coming to the end of the Change Orders; Mr. Brewer stated that PG&E contacted him yesterday and informed him that the City will now have to underground the service as PG&E cannot do the overhead service. This will be another unexpected cost that will result in another Change Order. Mr. Brewer emphasized that unexpected costs arise when working on older buildings, etc. Councilor Leach confirmed that we are still "in the green" on the budget.

With no further discussion, Councilor Dickison moved to approve Contract Change Order No. 5 revising the Scope of Work to complete unanticipated roof structural and sheeting repairs at the Rodgers Theater Improvement Project, increasing the contract amount by \$11,635.98 for a total project cost of \$200,538.34. Councilor Parkins seconded the motion. **Ayes: Strack, Parkins, Leach and Dickison. Opposed: None. Absent/Abstain: None. Motion was approved by a 4-0 vote with one vacancy remaining on the Council pending an appointment.**

17. Presentation and Acceptance of Annual City Audit for Fiscal Year 2009-2010.

Mayor Strack introduced this item by title. He then introduced City CPA Don Reynolds who performs the annual City audit. Mr. Reynolds stated that the financial statements accurately reflect, in their opinion, the results of operations and financial condition of the City for year end of June 30, 2010. He stated that the financial statement this year is a little bit different than past years primarily because of the addition of a single audit resulting from the Airport Expansion Project. The City expended more than \$500,000 the City fell under OMB-133 requirement of a single audit. Mr. Reynolds stated that there were no new findings found. He stated that the General Fund incurred about a \$600,000 deficit, which was less than what was predicted and budgeted which was primarily the loss of sales tax revenue. He stated that because of the economy there is not much the City can do. He stated that the City is bumping up against the City's reserves. He stated that the City has adequately responded to the lack of revenues, holding vacant positions, furloughs, etc.

City Manager Kimbrough reminded Council that since 1992 up to this particular fiscal year the State of California has taken \$1,884,000 in property tax away from the City of Corning in ERAF in order to fund the State Budget. This doesn't include the 4 billion dollars taken from the State Transportation fund leaving the City with no road money.

Councilor Dickison moved to receive and accept the annual audit for Fiscal Year ending June 30, 2010. Councilor Parkins seconded the motion. **Ayes: Strack, Parkins, Leach and Dickison. Opposed: None. Absent/Abstain: None. Motion was approved by a 4-0 vote with one vacancy remaining on the Council pending an appointment.**

J. ITEMS PLACED ON THE AGENDA FROM THE FLOOR: None.

K. COMMUNICATIONS, CORRESPONDENCE AND INFORMATION:

The City received a letter from New Life Assembly, they are praying for us.

L. REPORTS FROM MAYOR AND COUNCIL MEMBERS: City Councilmembers will report on attendance at conferences/meetings reimbursed at City expense (Requirement of Assembly Bill 1234).

THE CITY OF CORNING IS AN EQUAL OPPORTUNITY EMPLOYER

Parkins: JPA2 changed JPA1 meetings to every other month.

Leach: No longer "Chair" on the CAA Board.

Dickison: LAFCO meeting canceled due to lack of agenda.

Strack: Attended Indian Gaming Commission meeting today, the City will be receiving \$19,000 plus which goes into the General Fund to support the front line law enforcement. Asked Council about scheduling a special meeting to discuss and appoint the new council member. Legal Council stated that discussion must take place in an open session. March 1st was suggested for the meeting at 7:00 p.m.

Dave Linnet stated that he and his grandson collected 41 shopping carts and returned them as a community service project. They also have done some street sweeping.

M. ADJOURNMENT!: 8:21 p.m.

Lisa M. Linnet, City Clerk



MEMORANDUM

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: LORI SIMS
ACCOUNTING TECHNICIAN

DATE: February 16, 2011

SUBJECT: Cash Disbursement Detail Report for the
Tuesday, February 22, 2011 Council Meeting

PROPOSED CASH DISBURSEMENTS FOR YOUR APPROVAL CONSIST OF THE FOLLOWING:

A.	Cash Disbursements	Ending	02-16-11	\$	172,012.74
B.	Payroll Disbursements	Ending	02-08-11	\$	42,351.02
GRAND TOTAL				\$	<u>214,363.76</u>

REPORT.: Feb 16 11 Wednesday
 RUN...: Feb 16 11 Time: 14:46
 Run By.: LORI

CITY OF CORNING
 Cash Disbursement Detail Report
 Check Listing for 02-11 Bank Account.: 1020

PAGE: 001
 ID #: PY-DP
 CTL.: COR

Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Description
011942	02/03/11	PLA04	PLAYGROUNDS BY DESIGN, INC	85.34	.00	85.34	2142	MAT & SUPPLIES-PARK MAINT
011943	02/03/11	SEC02	SECRETARY OF STATE,	20.00	.00	20.00	110203	OFFICE SUPPLIES-CITY ADMI
011944	02/08/11	PGE05	PG&E	1445.81	.00	1445.81	110131	FIRE-ELECT & GAS
011945	02/08/11	WAR05	WARREN, DANA KARL	286.90	.00	286.90	110204	REC INSTRUCTOR-REC
011946	02/09/11	DON05	DON AZEVEDO CONSTRUCTION,	28342.95	.00	28342.95	11-0209	THEATER RESTORATION-RODGE
011947	02/09/11	FRA03	FRANKLIN CONSTRUCTION, IN	53749.98	.00	53749.98	11-0209	SIGNAL IMPROVEMENTS-STR P
011948	02/09/11	ICM01	ICMA RETIREMENT TRUST-457	4098.77	.00	4098.77	110208	Deferred Compensation Pay
011949	02/09/11	AIR00	AIRGAS NCN	48.44	.00	48.44	102858253	MAT & SUPPLIES-FIRE
011950	02/09/11	AND03	ANDERS, JOANN	542.50 770.00	.00 .00	542.50 770.00	11-103 11-104	PROF SVCS-HOUSING REHAB PROP 84-PARKS
Check Total.....:				1312.50	.00	1312.50		
011951	02/09/11	ARA02	ARAMARK UNIFORM SRV.INC.	33.56 33.56	.00 .00	33.56 33.56	0945130 0975790	Mat/Supplies- Mat/Supplies-
Check Total.....:				67.12	.00	67.12		
011952	02/09/11	BAS01	BASIC LABORATORY, INC	86.00	.00	86.00	1101129	ProfServices Water Dept
011953	02/09/11	BEN03	LEXISNEXIS MATTHEW BENDER	1202.93	.00	1202.93	11292792	BOOKS/PERIODICS-LEGAL SVC
011954	02/09/11	CEB01	CEB	95.11	.00	95.11	09803129	BOOKS/PERIODICS-LGL SVCS
011955	02/09/11	CHE02	CHEM QUIP, INC.	88.65	.00	88.65	5066706	MAT & SUPPLIES-POOL
011956	02/09/11	DEP12	DEPT OF JUSTICE	175.00	.00	175.00	831364	PROF SVCS-POLICE
011957	02/09/11	DIM00	DIMENSIONS UNLIMITED, INC	1800.00	.00	1800.00	2010-28	CONSULTANT-FLOOD MITIGATI
011958	02/09/11	FIR02	FIRST NATIONAL BANK	1435.16	.00	1435.16	110128	OTS GRANT-
011959	02/09/11	GAL02	GALLS, AN ARAMARK COMPANY	113.24	.00	113.24	511125464	VEH OP/MAINT-FIRE
011960	02/09/11	HEN03	HENRY SCHEIN INC.,	95.47	.00	95.47	437742301	MAT & SUPPLIES-FIRE
011961	02/09/11	ITT02	ITT WATER & WASTEWATER U.	7445.99	.00	7445.99	07620864	CAPITAL IMPROV-SWR
011962	02/09/11	JOH06	JOHNSON'S TURBO CLEAN	125.00	.00	125.00	3533	BLD MAINT-FIRE
011963	02/09/11	LIN02	LINNETS TIRE SHOP	104.28	.00	104.28	51449	Veh Opr/Maint-POLICE

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CITY OF CORNING
 Cash Disbursement Detail Report
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Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	-----Payment Information----- Invoice #	Description
011964	02/09/11	NOR31	NORM'S PRINTING	14.02	.00	14.02	009352	OFFICE SUPPLIES-CITY CLER
				51.42	.00	51.42	009451	OFFICE SUPPLIES-PLANNING
			Check Total.....:	65.44	.00	65.44		
011965	02/09/11	NOR40	NORTHSTATE AGGREGATE, INC	191.25	.00	191.25	64058	MAT & SUPPLIES-
011966	02/09/11	OFF01	OFFICE DEPOT	125.03	.00	125.03	550748114	Office Supplies PoliceDis
011967	02/09/11	PGE03	PG&E	53.30	.00	53.30	110201	Mat/Supplies PoliceServic
011968	02/09/11	PGE04	PG&E	564.24	.00	564.24	110131	TranspFacility-
011969	02/09/11	PGE2A	PG&E	122.66	.00	122.66	110131	ELECT-MARTINI,MCDONALD &
				26.94	.00	26.94	110201	ELECT-CLELAND PROP
			Check Total.....:	149.60	.00	149.60		
011970	02/09/11	S&W00	S & W HEALTHCARE CORPORAT	109.16	.00	109.16	140955	MAT & SUPPLIES-FIRE
				110.77	.00	110.77	141050	MAT & SUPPLIES-FIRE
			Check Total.....:	219.93	.00	219.93		
011971	02/09/11	STA04	STATE OF CALIFORNIA	550.00	.00	550.00	110208	WAGE ASSIGNMENT
011972	02/09/11	SWW00	SWWC SERVICES, INC.	246.00	.00	246.00	17672	PROF SVCS-WWTP
				2659.15	.00	2659.15	17679	PRETREATMENT PROGRAM-SWR
				44465.28	.00	44465.28	17680	PROF SVCS-WWTP
			Check Total.....:	47370.43	.00	47370.43		
011973	02/09/11	TEH15	TEHAMA CO SHERIFF'S DEPT	49.00	.00	49.00	110202	PROF SVCS-
011974	02/09/11	TEH28	TEHAMA CO HEALTH AGENCY	395.50	.00	395.50	110203	MAT & SUPPLIES-GEN CITY
011975	02/09/11	THO03	THOMAS HYDRAULIC	1.75	.00	1.75	334098	Equip.Maint.-FIRE
011976	02/09/11	TRI02	TRI-COUNTY NEWSPAPERS	294.88	.00	294.88	112930	CLARK PARK WELL-WTR CIP
011977	02/09/11	USA01	USA BLUE BOOK	305.98	.00	305.98	323144	MAT & SUPPLIES-WTR
011978	02/09/11	WES02	WESTERN BUSINESS PRODUCTS	42.01	.00	42.01	027589	Equip.Maint.-DISPATCH
011979	02/09/11	XER00	XEROX CORPORATION	91.06	.00	91.06	053127533	EQUIP MAINT-POLICE
011980	02/10/11	ACC00	ACCESS INFORMATION	42.00	.00	42.00	60277	EQUIP MAINT-GEN CITY
011981	02/10/11	BRE01	BREWER, JOHN	186.10	.00	186.10	110210	VEH OP/MAINT-STR

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CITY OF CORNING
 Cash Disbursement Detail Report
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Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Description
011981	02/10/11	BRE01	BREWER, JOHN	-186.10	.00	-186.10	110210u	Ck# 011981 Reversed
Check Total.....:				.00	.00	.00		
011982	02/10/11	INT00	INTERSTATE BATTERY SYSTEM	178.58	.00	178.58	616939	VEH OP/MAINT-
				323.51	.00	323.51	10427096	VEH OP/MAINT-
Check Total.....:				502.09	.00	502.09		
011983	02/10/11	MCD01	MCDANIEL SIGN COMPANY	116.59	.00	116.59	3175	SIGN REPLACEMENT-STR
011984	02/10/11	QUI02	QUILL CORPORATION	191.93	.00	191.93	2068187	Office Supplies-
011985	02/10/11	BRE01	BREWER, JOHN	163.60	.00	163.60	110210A	VEH OP/MAINT-STR
				-163.60	.00	-163.60	110210Au	Ck# 011985 Reversed
Check Total.....:				.00	.00	.00		
011986	02/16/11	ALL05	ALL METALS SUPPLY	122.60	.00	122.60	259649	MAT & SUPPLIES - BLDG/MAI
				408.55	.00	408.55	259955	THEATER RESTORE - RODGERS
Check Total.....:				531.15	.00	531.15		
011987	02/16/11	BAS01	BASIC LABORATORY, INC	86.00	.00	86.00	1101377	ProfServices Water Dept
011988	02/16/11	BUT04	BUTTE CTY CREDIT BUREAU	14.00	.00	14.00	11122	PROF.SRVCS - POLICE
011989	02/16/11	CAM02	CAMELLIA VALLEY SUPPLY	341.95	.00	341.95	0764374	MAT/SUPPLIES - WTR
011990	02/16/11	CAR12	CARREL'S OFFICE MACHINES	2.87	.00	2.87	097894	MAT/SUPPLIES - LIBRARY
011991	02/16/11	CHE02	CHEM QUIP, INC.	1063.92	.00	1063.92	5067637	MAT & SUPPLIES - WATER
011992	02/16/11	DEP12	DEPT OF JUSTICE	64.00	.00	64.00	831543	PROF.SRVCS -
				34.00	.00	34.00	835950	PROF.SRVCS - POLICE
Check Total.....:				98.00	.00	98.00		
011993	02/16/11	EDD02	EMPLOYMENT DEVELOPMENT	6070.00	.00	6070.00	110215	UNEMPLOYMENT INS - GEN.CI
011994	02/16/11	FIT01	FITZPATRICK LAW OFFICES	720.00	.00	720.00	28538	GEN.CITY.SERV/LEGAL SRVCS
				2820.00	.00	2820.00	28539	GEN.CITY SERV - LEGAL SER
				60.00	.00	60.00	28540	GEN.CITY SERV/LEGAL -
Check Total.....:				3600.00	.00	3600.00		
011995	02/16/11	HOL04	HOLIDAY MARKET #32	45.40	.00	45.40	36848	Mat/Supplies - ACO
				45.40	.00	45.40	38631	Mat/Supplies -ACO

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CITY OF CORNING
 Cash Disbursement Detail Report
 Check Listing for 02-11 Bank Account.: 1020

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Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Description
Check Total.....:				90.80	.00	90.80		
011996	02/16/11	JCN01	JC NELSON SUPPLY COMPANY	218.12	.00	218.12	616951	SAFETY ITEMS - POLICE
011997	02/16/11	KNI00	KNIFE RIVER CONSTRUCTION	1219.60	.00	1219.60	115328	MAT & SUPPLIES -
011998	02/16/11	KOE01	KOEFRAN	250.00	.00	250.00	588604	PROF.SVCS - ACO
011999	02/16/11	LIN01	LINCOLN EQUIPMENT, INC.	1198.08	.00	1198.08	SI155756	MAT & SUPPLIES - WTR
012000	02/16/11	MAI00	MAIRE & BURGESS	902.00	.00	902.00	41483	GEN.CITY/LEGAL SRVCS
012001	02/16/11	MUN02	MUNICIPAL CODE CORPORATIO	400.00	.00	400.00	00203826	PROF.SRVCS/CITY CLERK
012002	02/16/11	NOR31	NORM'S PRINTING	150.78	.00	150.78	009456	OFFICE SUPPLIES - FINANCE
012003	02/16/11	PAT02	PATTERSON ELECTRIC, INC.	325.31	.00	325.31	2220	BLDG.MAINT - FIRE
012004	02/16/11	QUI02	QUILL CORPORATION	143.65	.00	143.65	2110292	Office Supplies -POLICE
012005	02/16/11	REV01	REVIVAL ANIMAL HEALTH	247.97	.00	247.97	90359018	MAT/SUPPLIES - ACO
012006	02/16/11	SEN03	SENSUS METERING SYSTEMS	1511.89	.00	1511.89	ZA1101292	EQUIP.MAINT - WTR
Cash Account Total.....:				172012.74	.00	172012.74		
Total Disbursements.....:				172012.74	.00	172012.74		
Cash Account Total.....:				.00	.00	.00		

REPORT.: Feb 16 11 Wednesday
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CITY OF CORNING
 Cash Disbursement Detail Report - Payroll Vendor Payment(s)
 Check Listing for 02-11 Bank Account.: 1025

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 CTL.: COR

Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Payment Information Invoice #	Description
4881	02/08/11	BAN03	POLICE OFFICER ASSOC.	350.00	.00	350.00	B10208	POLICE OFFICER ASSOC
4882	02/08/11	CAL37	CALIFORNIA STATE DISBURSE	138.46	.00	138.46	B10208	WITHHOLDING ORDER
4883	02/08/11	EDD01	EMPLOYMENT DEVELOPMENT	3571.29	.00	3571.29	B10208	STATE INCOME TAX
				1146.57	.00	1146.57	1B10208	SDI
			Check Total.....:	4717.86	.00	4717.86		
4884	02/08/11	ICM01	ICMA RETIREMENT TRUST-457	200.00	.00	200.00	B10208	ICMA DEF. COMP
4885	02/08/11	OEU03	OPERATING ENGINEERS	550.00	.00	550.00	B10208	CREDIT UNION SAVINGS
4886	02/08/11	PERS1	PUBLIC EMPLOYEES RETIRE	27486.80	.00	27486.80	B10208	PERS PAYROLL REMITTANCE
4887	02/08/11	PERS4	Cal Pers 457 Def. Comp	25.00	.00	25.00	B10208	PERS DEF. COMP.
4888	02/08/11	PRE03	PREMIER WEST BANK	6917.77	.00	6917.77	B10208	HSA DEDUCTIBLE
4889	02/08/11	TEH15	TEHAMA CO SHERIFF'S DEPT	589.71	.00	589.71	B10208	WAGE ASSN # 43462
4890	02/08/11	VAL06	VALIC	1375.42	.00	1375.42	B10208	AIG VALIC P TAX
			Cash Account Total.....:	42351.02	.00	42351.02		
			Total Disbursements.....:	42351.02	.00	42351.02		

Date.: Feb 16, 2011
Time.: 10:56 am
Run by: PALA CANTRELL

CITY OF CORNING
NEW BUSINESSES FOR CITY COUNCIL

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Group: WTFMB

Business Name	Address	CITY/STATE/ZIP	Contact Name	Business Desc. #1	Business Start Date	Primary Teleph
MALAILUA MCHANICS	15960 OAKRIDGE	CORNING, CA 96021	MALAILUA LUKE	MOBILE MECHANIC	02/07/11	(321) 230-8302
MAYFIELD CONSTRUCTIO	335 HINKLE ST	RED BLUFF, CA 96080	MAYFIELD KENDELL	CONTRACTOR	02/07/11	(530) 529-5050
ORTIZ, JOSE	23675 HAMILTON AVE	GERBER, CA 96035	ORTIZ JOSE	MOBILE PRODUCE SALES - (NON-STATIONARY)	02/07/11	(530) 624-6284
RGIS, LLC	945 TOWN CENTRE DR	MEDFORD, OR 97504		INVENTORY SERVICE	02/07/11	(248) 601-6416

ITEM NO: F-7
AUTHORIZE PUBLIC WORKS TO
SEEK PROPOSALS FOR A THREE-
YEAR CONCRETE CONTRACT FOR
CURB, GUTTER AND SIDEWALK
INSTALLATION

FEBRUARY 22, 2011

TO: HONORABLE MAYOR AND COUNCILMEMBERS
OF THE CITY OF CORNING

FROM: STEPHEN J. KIMBROUGH, CITY MANAGER
JOHN L. BREWER, AICP; DIRECTOR OF PUBLIC WORKS



SUMMARY:

Staff requests Council authorization to seek proposals for a three-year contract for a licensed concrete contractor. This contractor will form, pour, and finish Portland Concrete curb, gutter and sidewalks where needed throughout the City.

BACKGROUND:

The City is currently under contract for concrete services with Ward's Concrete. That three-year contract that will expire on May 31, 2011. The City utilizes this service to replace existing damaged curb, gutter and sidewalks throughout the City for safety reasons. A copy of that contract is attached.

Funding for curb, gutter and sidewalk replacement comes from two separate street maintenance accounts from the General Fund and a gas tax account.

With a contract we can lock in prices for a specific term. Staff recommends a three year duration.

RECOMMENDATION:

**MAYOR AND COUNCIL AUTHORIZE PUBLIC WORKS TO SEEK
PROPOSALS FOR A THREE-YEAR CONCRETE CONTRACT FOR CURB, GUTTER
AND SIDEWALK INSTALLATION**

LEGAL NOTICE

NOTICE OF REQUEST FOR FORMAL PROPOSALS FOR CURB, GUTTER AND SIDEWALK INSTALLATION IN THE CITY OF CORNING

NOTICE IS HEREBY GIVEN, that pursuant to the order of the City Council of the City of Corning, Request for Formal Proposals will be received by the City Clerk of the City of Corning at 794 Third Street, Corning, CA 96021 **until 2:00 p.m. on Monday, April 25, 2011** for the following:

- Installation of new Curb and Gutter, and replacement of existing Curb, Gutter and Sidewalk at various locations throughout the City. **(Specifications may be obtained at Corning City Hall located at 794 Third Street, Corning.)**
- Pursuant to Section 1770, and following, of the California Labor Code, the successful bidder shall pay not less than the prevailing rate of per diem wages as determined by the Director of the California Department of Industrial Relations. Copies of such prevailing rate of per diem wages are on file at the District office. The successful bidder shall post a copy of such determination at the job site.

Request for Formal Proposals shall be submitted in sealed envelopes plainly marked on the outside **"SEALED PROPOSAL – CURB, GUTTER AND SIDEWALK INSTALLATION - DO NOT OPEN"**. All Proposals submitted will be opened and read promptly following the 2:00 p.m. Proposal closing period. Proposal results will be presented May 10, 2011 at 7:30 p.m. at the Corning City Council meeting for award.

The City of Corning reserves the right to reject any and all proposals submitted, to waive any irregularity in the Request for Formal Proposals, or in the event of identical proposals, be the sole judge of the individual/company to receive the contract.

Lisa Linnet
City Clerk

PUBLISH: Wednesday, March 23, 2011

**CITY OF CORNING
DEPARTMENT OF PUBLIC WORKS
CORNING, CALIFORNIA**

**LICENSED CONCRETE CONTRACTOR
FOR
CURB, GUTTER AND SIDEWALK INSTALLATION
SEALED PROPOSALS**

The City of Corning is requesting Proposals for a State of California licensed Concrete Contractor. This Contractor will be responsible for the installation of new Portland Concrete Curb and Gutter, and the replacement of existing Curb, Gutter and Sidewalk at various locations throughout the City. The price quoted will be in effect for a three-year period beginning June 1, 2011 and ending May 31, 2014.

The Contractor will also perform other concrete projects as needed by the Public Works Department such as: sidewalks, handicap ramps and depressions, and driveway approaches. The Contractors responsibility on new curb and gutter installations will include all materials, setting of forms, grading and compaction, concrete finish work and the removal of forms. The City will be responsible for removal of existing curb, gutter and sidewalk, excavation for new curb, gutter and sidewalk, backfill behind gutters and sidewalks, and placement of asphalt concrete from the street edge to the gutter pan.

The Contractor shall maintain in full force and effect during the term of this agreement the following minimum levels of insurance naming the City of Corning, its officers, agents and employees as additional insureds:

- a. General Liability: \$2,000,000 per occurrence for bodily injury, personal injury and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to each project/location where work is performed or the general aggregate limit shall be twice the required occurrence limit.

- b. Automobile Liability: \$1,000,000 per accident for bodily injury and property

The Contractor must provide the City with \$2,000,000 in liability insurance on a separate endorsement listing the City of Corning as an additional insured, valid workman compensation insurance, and a current City of Corning business license.

Estimated sidewalk replacement 2,000 square feet:
Estimated curb and gutter: 1,250 to 2,500 lineal feet:

Vertical curb and gutter at \$_____ per lineal foot;
Rolled curb and gutter at \$_____ per lineal foot;
Vertical curb at \$_____ per lineal foot;
4" sidewalk at \$_____ per square foot;
6" Residential driveway at \$_____ per square foot;
8" Commercial driveway with #4 rebar 18" o.c.e.w. at \$_____ per square foot;
8" Spandrel and valley gutter with #4 rebar 18" o.c.e.w. at \$_____ per square foot;
Pedestrian ramps at \$_____ per square foot; and
Truncated domes at \$_____ per square foot

All proposals shall be submitted to the City of Corning, 794 Third Street, Corning California, 96021 by 2:00 pm on Monday, April 25, 2011 in an envelope clearly marked "SEALED PROPOSAL – CURB, GUTTER AND SIDEWALK INSTALLATION - DO NOT OPEN". All proposals submitted will be opened and read promptly following the 2:00 pm proposal closing. All proposals will be presented for award at the City Council meeting scheduled for Tuesday, May 10, 2011 at 7:30 pm.

The City of Corning reserves the right to reject any and all proposals submitted or to waive any irregularity. In the event of identical proposals, the City of Corning will be the sole judge of the Company to receive the bid.

Signature of Company Representative

Date

Printed Name of Representative

Company Name

Address

Phone

AGREEMENT FOR CURB, GUTTER AND SIDEWALK INSTALLATION

THIS AGREEMENT IS MADE AND ENTERED INTO as of this, 1st day of June 2011, by and between the City of Corning, a Municipal Corporation, hereinafter referred to as "City" and _____, hereinafter referred to as "Contractor".

1. CONTRACTOR'S OBLIGATIONS:

- a) Contractor shall safely and in a workmanlike manner, with the materials approved and indicated herein, install new rolled or vertical curb and gutters, replace existing curbs, gutters and sidewalks, and perform concrete slab installation upon request of the City at locations specified by the City. All work will be performed between 6:00 a.m. and 7:00 p.m. of each workday so that noise associated with the work will not be an annoyance to nearby property owners.
- b) With regard to the foregoing work, the Contractor shall supply all labor and materials to grade, compact, form, pour and finish all concrete work requested by the City, removing forms and stakes upon completion.
- c) With regard to installation of curbs, gutters and sidewalks where they have not previously been installed (such that the job would be new work rather than maintenance work on existing improvements), the CITY will have no active involvement. The Contractor shall be solely responsible for all labor and materials to complete such public projects but all completed work shall meet City requirements and specifications prior to acceptance by the City.

2. CITY'S OBLIGATIONS:

With regard to replacement of curbs, gutters and sidewalks where they have previously been installed (such that the job will be maintenance work to protect and preserve what is already there), the CITY will supply labor and materials to remove existing curbs, gutters and sidewalks, it will backfill behind curb and gutter; it will supply all gravel needed; and it will restore street pavement.

3. COMPENSATION AND TERM:

For those services as outlined herein, the City shall pay Contractor at the following rate for all work performed at City's direction and to its satisfaction:

- Vertical curb and gutter at \$ _____ per lineal foot;
- Rolled curb and gutter at \$ _____ per lineal foot;
- Vertical curb at \$ _____ per lineal foot;
- 4" sidewalk at \$ _____ per square foot;
- 6" Residential driveway at \$ _____ per square foot;
- 8" Commercial driveway with #4 rebar 18" o.c.e.w. at \$ _____ per square foot;
- 8" Spandrel and valley gutter with #4 rebar 18" o.c.e.w. at \$ _____ per square foot;
- Pedestrian ramps at \$ _____ per square foot; and
- Truncated domes at \$ _____ per square foot

This contract shall run for a period of three (3) years, commencing on the date first written above.

All payments will be made in full based upon the agreed rates per lineal/square foot upon satisfactory completion of each specific job. However, should performance not have been satisfactory as determined by the Director of Public Works, as hereinafter specified, the City may reserve unto itself such funds from amounts otherwise payable to the Contractor as the Director of Public Works deems appropriate for purposes of insuring proper performance and/or hiring other concrete companies to complete the contract.

The City reserves unto itself, the right to reject any or all performance hereunder and to require touchup services to the City's satisfaction. Such touchup services shall be performed by the Contractor without further compensation from the City.

4. TERMINATION:

Should Contractor fail to perform to City's satisfaction during any one of the three contract years as herein set forth, City reserves to itself the right to cancel any remaining portion of said contract upon thirty days written notice to Contractor, by notice in writing provided to Contractor at his usual place of business. Should Contractor breach any of the terms and conditions of this contract, or violate any laws, especially those relative to the utilization of hazardous materials, chemicals, mixtures or materials, the City reserves unto itself the right to immediately terminate and direct Contractor to cease performance and, in such event, the City shall pay Contractor such amounts as he may then be entitled to on a pro-rata basis (pro-rated according to amount of work satisfactorily completed).

5. PAYMENTS:

The acceptance of the final payment by the Contractor shall constitute a waiver of all claims by him except those previously made in writing and still unsettled.

6. SUSPENSION OF WORK:

The Director of Public Works shall have authority to suspend the work wholly or in part for such period, as he may deem necessary to investigate complaints regarding improper or unsafe conditions.

7. AUTHORITY OF DIRECTOR OF PUBLIC WORKS:

The Director of Public Works shall be the City's representative in deciding any and all questions which may arise as to the quality or acceptability of the work performed, all questions which arise as to the acceptable fulfillment of the contract on the part of the Contractor and all questions as to claims and compensation.

8. LAWS TO BE OBSERVED:

The Contractor shall keep himself fully informed of all existing and future State, Federal and all Municipal Ordinances and/or regulations of the City of Corning which in any manner affect those engaged in or employed in the work he performs for the City, or the materials used in such work, or which in any way affects the conduct of such work and of all such orders and decrees of bodies or tribunals having any jurisdiction or authority over the same. Contractor must comply with all provisions of the Immigration Reform and Control Act and of the California Labor Code.

The general prevailing rate of per diem wages, holiday and overtime work for each craft, classification, or type of workmen needed to execute the contract are established by the State of California, Department of Industrial Relations, and may be obtained from the District Administrative Offices upon request therefore and shall apply to this project.

9. LABOR DISCRIMINATION:

No discrimination shall be made in the employment of persons in this project because of race, religious creed, color, national origin, ancestry, physical handicap, medical conditions, marital status or sex of such persons. Violation of this section shall subject Contractor to penalties referenced in Section 1725 of the Labor Code.

10. RESPONSIBILITY FOR DAMAGES:

- a) The City of Corning, the City Council, or the City Staff, shall not be responsible or accountable in any manner for any loss or damage that may happen to the work or any part thereof; or for any materials or equipment used in performing the work; or for injury or damage to any person or persons, either workers or the public; or for damage to adjoining property from any cause.
- b) The Contractor shall protect, defend, indemnify and save harmless the City of Corning, the City Council, and the City Staff from any suits, claims, or actions brought by any person for or on account of any injuries or damage sustained by or arising in the performance of the work or in consequence thereof. The City Council may retain so much of the money due the Contractor as shall be considered necessary until disposition has been made of such suits or claims for damages as aforesaid.
- c) The City shall not, nor shall any officer, employee or agent thereof, be liable or responsible for any accident, loss or damage happening or occurring during performance of work. The Contractor shall indemnify and hold harmless the City and its officers and employees from any and all liability resulting from any such loss or damage and the defense of legal action thereof. The Contractor shall, at his own expense, defend the City, its officers, employees or agents, from any such legal actions.

11. INSURANCE:

The Contractor shall maintain in full force and effect during the term of this agreement the following minimum levels of insurance naming the City of Corning, its officers, agents and employees as additional insureds:

- a. General Liability: \$2,000,000 per occurrence for bodily injury, personal injury and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to each project/location where work is performed or the general aggregate limit shall be twice the required occurrence limit.
- b. Automobile Liability: \$1,000,000 per accident for bodily injury and property damage.

No deductibles shall be permitted unless approved in advance in writing by the City. For any claims made related to work performed under this agreement, the contractor's coverage shall be the primary insurance with any insurance or self-insurance of the City excess of contractor's insurance and not subject to contribution with it.

12. WORKMAN'S COMPENSATION INSURANCE:

Contractor at all times shall keep fully insured, at his own expense, all persons employed by him in connection with this Agreement as required by Workman's Compensation and Insurance (California Labor Code Section 3200 et seq.), and shall protect, defend and hold the

City free and harmless from all liabilities that may arise by reason of the injuries to any of the employees of the Contractor who are injured while performing any labor employed in carrying out the provisions of this agreement.

13. CERTIFICATION OF INSURANCE AND CANCELLATION THEREOF:

The Contractor shall keep on file with the City Certificates of Insurance duly executed by the Contractor's insurance carrier or carriers, which shall serve as evidence of the continued existence of the insurance policies required by this Agreement. The Contractor's insurance carriers shall be required to give the City thirty (30) days written notice prior to the cancellation of the Contractor's Insurance.

14. ACCIDENTS:

The Contractor shall provide at the site of the project such equipment and medical facilities as are necessary to supply first aid service to anyone who may be injured in connection with the work.

The Contractor must promptly report in writing to the City all accidents whatsoever arising out of or in connection with the performance of the work, whether on or adjacent to the job site, which caused death, personal injury, or property damages giving full details and statements of witnesses. In addition, if death or serious injuries or serious damages are caused, the accident shall be reported immediately by telephone or messenger to the City.

15. SAFETY:

In accordance with generally accepted practices, the Contractor will be solely and completely responsible for the conditions of the job site (s), including safety of all persons and property during the performance of the work. This requirement will apply continuously and not be limited to normal working hours.

16. ATTORNEY FEES AND COSTS:

In the event that legal action arises out of the terms or conditions contained in this Agreement, the prevailing party therein shall be entitled to a reasonable award of attorney fees and costs.

CITY OF CORNING

CONTRACTOR

BY: _____

BY: _____

DATED: _____

DATED: _____

ATTEST:

BY: _____

DATED: _____

ITEM NO: F-8
APPROVE PROGRESS PAY ESTIMATE
NO. 7 IN THE AMOUNT OF \$3,343.32 TO
AZEVEDO CONSTRUCTION FOR THE 2010
RODGERS THEATER IMPROVEMENT
PROJECT

FEBRUARY 22, 2011

TO: HONORABLE MAYOR AND COUNCILMEMBERS
OF THE CITY OF CORNING

FROM: STEPHEN J. KIMBROUGH, CITY MANAGER
JOHN L. BREWER, AICP; DIRECTOR OF PUBLIC WORKS
TERRY HOOFARD, BUILDING OFFICIAL

JB
JLB
Steve

SUMMARY:

Attached for City Council review is a copy of Partial Pay Estimate No. 7 requesting payment of \$3,343.32 for the 2010 Rodgers Theater Improvement Project. The Pay Estimate lists the original contract amount, any change orders/adjustments, work completed to date, retention amount and current amount due to Azevedo Construction.

FINANCIAL:

The Director of Public Works and the Building Official have reviewed and approved this request.

Original Construction Contract	\$ 176,609.00
Contract Change Order No. 1	\$ 2,475.69
Contract Change Order No. 2	\$ 1,955.00
Contract Change Order No. 3	\$ 345.00
Contract Change Order No. 4	\$ 7,517.67
Contract Change Order No. 5	\$ 11,635.98
Contract Change Order No. 6	\$ 12,542.37
Total Adjusted Contract Amount	\$ 213,080.07

The following summarizes the Partial Pay requests and retention paid to date:

Proposed PPE No. 1	\$ 34,555.64
Retention to be held (10%)	\$ (3,455.56)
Amount paid to Contractor	\$ 31,100.08
Proposed PPE No. 2	\$ 39,860.20
Retention to be held (10%)	\$ (3,986.02)
Amount paid to Contractor	\$ 35,874.18
Proposed PPE No. 3	\$ 4,279.95
Retention to be held (10%)	\$ (428.00)
Amount paid to Contractor	\$ 3,851.95
Proposed PPE No. 4	\$ 34,606.90
Retention to be held (10%)	\$ (3,460.69)
Amount paid to Contractor	\$ 31,146.21
Proposed PPE No. 5	\$ 51,236.56
Retention to be held (10%)	\$ (5,123.66)
Amount paid to Contractor	\$ 46,112.90

Proposed PPE No. 6	\$ 31,492.17
Retention to be held (10%)	<u>\$ (3,149.22)</u>
Amount paid to Contractor	\$ 28,342.95
Proposed PPE No. 7	\$ 3,343.32
Retention to be held (10%)	<u>\$ (334.33)</u>
Amount due to Contractor	\$ 3,008.99

The table below lists each funding source for this project:

Account No	Title	Funds Allocated for Project
130-9116-6125	Theater Restoration/Rodgers Theater	\$220,000
	Energy Efficiency Commission Grant	\$35,175
Total		\$255,175

BACKGROUND:

The contract for the 2010 Rodgers Theater Improvement Project was awarded to Azevedo Construction of Chico, CA at the September 28, 2010 Regular City Council Meeting.

RECOMMENDATION:

Mayor and Council approve Progress Pay Estimate No. 7 in the amount of \$3,343.32 to Azevedo Construction for the 2010 Rodgers Theater Improvement Project

PARTIAL PAYMENT ESTIMATE

2010 Rodgers Theater Improvement Project

Progress Payment Estimate No. 7

OWNER:

City of Corning

CONTRACTOR:

Azevedo Construction of Chico, CA

PERIOD OF ESTIMATE:

FROM: Feb 4, 2011 to Feb 15, 2011

CONTRACT CHANGE ORDER SUMMARY

ESTIMATE

No.	Approval Date	Amount		
		Additions	Deductions	
1	10/28/2010	\$2,475.69		1. Original Contract..... \$176,609.00
2	11/23/2010	\$1,955.00		2. Change Orders..... \$ 23,929.34
3	12/14/2010	\$ 345.00		3. Revised Contract (1+2)..... \$200,538.34
4	01/25/2011	\$ 7,517.67		4. Work Completed (99%)..... \$199,374.74
5	02/8/2011	\$11,635.98		5. Stored Materials 0
TOTALS				6. Subtotal (4+5)..... \$ 199,374.74
NET CHANGE		\$23,929.34		7. Retainage10%..... \$ (19,937.48)
				8. Previous Payments..... \$ 176,428.27
				9. Amount Due (6-7-8)..... \$ 3,008.99

CONTRACT TIME

Original (days) 90
 Revised _____
 Remaining _____

On Schedule Yes
 No

Starting Date: October 14, 2010
 Projected Completion: January 14, 2011

CONTRACTOR'S CERTIFICATION:

The undersigned Contractor certifies that to the best of their knowledge, information and belief the work covered by this payment estimate has been completed in accordance with the contract documents, that all amounts have been paid by the contractor for work for which previous payment estimates was issued and payments received from the owner, and that current payment shown herein is now due.

Contractor Azevedo Construction

By _____

Date _____

ARCHITECT OR ENGINEER'S CERTIFICATION:

The undersigned certifies that the work has been carefully inspected and to the best of their knowledge and belief, the quantities shown in this estimate are correct and the work has been performed in accordance with the contract documents.

Architect or Engineer Eric Ausmus

By _____

Date: _____

APPROVED BY OWNER:

Owner Stephen J. Kimbrough, City Manager, City of Corning

By _____

Date February 23, 2011

To:
City of Corning
794 Third St.
Corning, CA 96021

From:
Don Azevedo Construction, Inc.
48 Bellarmine Ct. Suite 40
Chico, CA 95928

Project:
10-10
ROGERS THEATER IMPROVEMENT PROJECT
1217 SOLANO ST
CORNING, CA 96021

Application for Payment CAP702

Contract For:

Section A: Contract Amounts

A.1 Original Contract		\$	<u>176,609.00</u>
A.2 Changes by Change Orders			
Additions	Approved This Month	23,929.34	
	Approved Previously	0.00	
	Addition Total	23,929.34	
Deductions	Approved This Month	0.00	
	Approved Previously	0.00	
	Deductions Total	0.00	
	Total Changes to Date	\$	<u>23,929.34</u>
A.3 Total Contract		\$	<u>200,538.34</u>

Section B: Retainage

B.1 Completed Work	0.00 %		
	This Application	19,937.49	
B.2 Stored Materials	0.00 %		
	This Application	0.00	
B.3 Total Retainage		\$	<u>19,937.49</u>
	(B.1 + B.2)		

Section C: Billing Information

C.1 Total Contract Billed To Date	\$	<u>199,374.74</u>
C.2 Total Billed Minus Retainage	\$	<u>179,437.25</u>
	(C.1 less B.3)	
C.3 Previous Applications For Payment	\$	<u>176,428.26</u>
C.4 Payment Due This Application	\$	<u>3,008.99</u>
C.5 Contract Balance	\$	<u>21,101.09</u>
	(Including Retainage)	

This Application	Distribution List:
Number: 7	<input type="checkbox"/> Owner
Date: February 15, 2011	<input type="checkbox"/> Architect
Billing Period: From: 2/04/2011 To: 2/15/2011	<input type="checkbox"/> Contractor
Contract Date: September 29, 2010	<input type="checkbox"/> Construction Mgr
Architect's Project No:	<input type="checkbox"/> Field
	<input type="checkbox"/> Other

Contractor
The Contractor's signature here certifies that, to the best of their knowledge, this document accurately reflects the work completed and billed this Application.

(Authorizing Signature) _____
Date: 2/15/2011 Don Azevedo Construction, Inc.

State Authorized: California
County of:

RECEIVED
FEB 15 2011
CITY OF CORNING

P.3
5308940699
Don Azevedo Construction
Feb 15 2011 3:25PM

From:
Don Azevedo Construction, Inc.
48 Bellarmine Ct. Suite 40
Chico, CA 95928

To:
City of Corning
794 Third St.
Corning, CA 96021

Project:
10-10
ROGERS THEATER IMPROVEMENT PROJECT
1217 SOLANO ST
CORNING, CA 96021

Page 2 of 2 Pages

Application No: 7
Application Date: 2/15/2011
Period To: 2/15/2011

Contract Date: 9/29/2010

Architects Project#:

Application for Payment - Continuation Sheet CAP703

A Item No	B Description of Work	C Contract Value	D Work Completed E		F Materials Presently Stored (Not in D or E)	G Total Completed and Stored To Date (D+E+F)	% (G / C)	H Balance To Finish (C - G)	I Retainage (If Variable Rate)
			From Previous Application (D + E)	This Period					
1	20 Ton Carrier package	54,770.00	54,770.00	0.00	0.00	54,770.00	100	0.00	5,477.00
2	Carrier 7.5 ton Split System	19,260.00	19,260.00	0.00	0.00	19,260.00	100	0.00	1,926.00
3	Roof R & R & abatement	33,328.00	33,328.00	0.00	0.00	33,328.00	100	0.00	3,332.80
4	Ceiling Insulation	3,726.00	3,726.00	0.00	0.00	3,726.00	100	0.00	372.60
5	Electrical Upgrade	14,346.00	14,346.00	0.00	0.00	14,346.00	100	0.00	1,434.60
6	Structural Improvements	46,499.00	46,499.00	0.00	0.00	46,499.00	100	0.00	4,649.91
7	Asbestos removal in lobby	4,680.00	4,680.00	0.00	0.00	4,680.00	100	0.00	468.00
8	CO#: 1 Foundation Demo	2,475.69	2,475.69	0.00	0.00	2,475.69	100	0.00	247.57
9	CO#: 2 Gas Line	1,955.00	1,955.00	0.00	0.00	1,955.00	100	0.00	195.50
10	CO#: 3 HVAC	345.00	345.00	0.00	0.00	345.00	100	0.00	34.50
11	CO#:4 Parapet Wall & Dry Rot1	7,517.67	7,517.67	0.00	0.00	7,517.67	100	0.00	751.77
12	CO#: 5 Dry Rot & Sheet Metal	11,635.98	7,129.06	3,343.32	0.00	10,472.38	90	1,163.60	1,047.24
		200,538.34	196,031.42	3,343.32	0.00	199,374.74	99	1,163.60	19,937.49

ITEM NO: F-9
APPROPRIATE \$1,350 FROM GENERAL
FUND FOR FLOW TESTING SELF
CONTAINED BREATHING APPARATUS
(SCBA'S)
FEBRUARY 22, 2011

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: MARTIN SPANNAUS, FIRE CHIEF *MAS*
STEPHEN J. KIMBROUGH, CITY MANAGER *Steve*

SUMMARY:

Flow Testing of Self Contained Breathing Apparatus (SCBA's) is an OSHA mandate. Currently the Fire Department has 18 SCBA'S requiring this testing and certification in order to meet the OSHA mandates and ensure the safety of the department's paid and volunteer personnel. This certification can be completed at a total cost of \$1,350.

Chief Spannaus is requesting Council's approval of an appropriation from the General Fund in the amount of \$1,350 so that he can proceed with obtaining this testing and certification.

BACKGROUND:

Several items have come up that have stretched the Fire Department's small safety budget leaving them short funds for equipment maintenance on the SCBA's. Last year the department purchased 14 used Panther SCBA's to standardize their breathing apparatus and now need to "Flow Test" these as well as the four they have on hand. This OSHA mandated testing must be completed by a licensed and certified technician. This certification will ensure that all units meet safety guidelines and will perform properly when needed during dangerous conditions. Experiencing a malfunction during an emergency is not an option.

The City's Fire Department does not have the equipment necessary, nor the personnel certified to perform these tests and must obtain this mandated certification from an agency licensed and certified to perform these tests.

The cost for this service is \$75 per unit and the Fire Department currently has 18 SCBA's requiring this certification. The total cost for certifying all 18 units would be \$1,350.

There have been several injuries and a death resulting from stuck exhalation valves on the panther SCBA'S and survivors have been awarded large settlements in each case. Our Volunteers deserve the best equipment.

RECOMMENDATION:

MAYOR AND COUNCIL APPROPRIATE FUNDS FROM THE GENERAL FUND IN THE AMOUNT OF:

- **\$1,350 TO ACCOUNT NO. 001-6700-2300 FIRE DEPARTMENT EQUIPMENT MAINTENANCE**

**ITEM NO.: F-10
ORDINANCE NO. 643; AN ORDINANCE
AMENDING THE SPEED LIMIT ON SOLANO
STREET, FROM MARGUERITE AVENUE TO
A POINT 1000 FEET EASTERLY THEREOF,
FROM 35 MILES PER HOUR TO 25 MILES
PER HOUR (Second Reading)**

FEBRUARY 22, 2011

TO: CITY COUNCIL OF THE CITY OF CORNING, CALIFORNIA

**FROM: STEPHEN J. KIMBROUGH, CITY MANAGER
ANTHONY F. CARDENAS, CHIEF OF POLICE
JOHN L. BREWER, AICP; PUBLIC WORKS DIRECTOR**




SUMMARY:

Staff recommends adoption of attached Ordinance No. 643. The ordinance will reduce the speed limit for that segment of Solano Street lying between Marguerite Avenue and a point 1,000 feet to the east. See the attached diagram.

BACKGROUND:

The Police Department and City Engineer Ed Anderson recently completed a speed survey. That survey supported the continuation of the current speed limits in the City of Corning, with one exception. The survey recommends the City reduce the speed limit on Solano Street, from the Marguerite Avenue intersection to a point 1,000 feet to the east. The current speed limit along that segment is 35 miles per hour. The reduced speed is necessary for the new camera activated signals to function properly.

See the attached copy of the Chapter 10.08 of the Corning Municipal Code (CMC). In general, the speed limit on City street is 25 miles per hour pursuant to CMC 10.08.010. Exceptions to that are listed in CMC Section 10.08.030. Subsection A currently provides a 35 mph limit between Marguerite Avenue and the east city limit. The attached ordinance would amend that section so that the 35 mph limit affects only that portion lying more than 1,000 feet east of the Marguerite Avenue intersection.

RECOMMENDATION:

That the City Council:

- **ADOPT ORDINANCE NO 643, AN ORDINANCE AMENDING THE SPEED LIMIT ON SOLANO STREET, FROM MARGUERITE AVENUE TO A POINT 1000 FEET EASTERLY THEREOF, FROM 35 MILES PER HOUR TO 25 MILES PER HOUR.**

ORDINANCE NO. 643

AN ORDINANCE AMENDING THE SPEED LIMIT ON SOLANO STREET, FROM MARGUERITE AVENUE TO A POINT 1000 FEET EASTERLY THEREOF, FROM 35 MILES PER HOUR TO 25 MILES PER HOUR.

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

SECTION 1: Chapter 10, Section 10.08.030.A of the Corning Municipal Code is hereby amended to read as follows:

10.08.030.A. The maximum speed limit on Solano Street, between the east city limit and a point 1000 feet east of the Marguerite Avenue intersection shall be thirty five miles per hour.

SECTION 2: The Ordinance shall be and it is hereby declared to be in full force and effect from and after thirty (30) days after the date of its passage.

SECTION 3: The forgoing Ordinance was introduced at a regular meeting of the City Council of the City of Corning held February 8, 2011 and adopted at a regular meeting of the City Council of the City of Corning held on February 22, 2011 by the following vote:

AYES:

NOES:

ABSENT OR NOT VOTING:

Gary R. Strack, Mayor

ATTEST:

Lisa M. Linnet, City Clerk

ITEM NO. H-11
PUBLIC HEARING AND ACTION ON REQUEST
FOR DISPOSAL SERVICE RATE INCREASE
FEBRUARY 22, 2011

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: STEPHEN J. KIMBROUGH, CITY MANAGER

SUMMARY:

The City Council scheduled February 22, 2011 as the time for a Public Hearing on a **proposed refuse increase totaling 1.19%** requested by Corning Disposal Service Incorporated and Waste Management Inc. The residential rate, if approved, would rise from \$19.50 to \$19.73, a \$0.23 per month increase. The Senior Citizen rate for the smaller 32 gallon roller cart will rise from \$9.75 to \$9.87.

BACKGROUND:

The current and proposed Corning rates are compared to the rates in surrounding communities on the attached rate comparison sheet. This survey shows that only the Cities of Anderson and Shasta Lake have lower rates than Corning and they do not provide street sweeping services and charge extra for "White Goods Curbside" (appliance pick-up). Only Corning and Red Bluff have street sweeping included as a part of the service.

The Refuse Collection Agreement between the City of Corning and Corning Disposal provides for an annual rate increase equal to the Consumer Price Index for the 12-month period ending on the prior September 30th. The Consumer Price Index (CPI) indicates that **inflation for this period is 0.31%**. In addition to the Annual Rate Adjustment as stated in Section 8.4 of the Agreement, Corning Disposal/Waste Management also requests a **"Fuel Cost Adjustment" of an additional 0.88%** for diesel fuel costs that exceed the CPI as provided for in Section 8.5 on Page 8 of the Refuse Collection Agreement.

The Consumer Price Index is based on the "shopping cart" concept for the consumer not for business involved heavily in trucking. The factor for diesel fuel in the CPI increase does not reflect the real impact upon transportation related business.

The "Fuel Cost Adjustment" appears reasonable this year. The actual rate language from the Agreement is attached for Council reference. For Fuel costs, the proposed rate increase is always after the fact and allows for a catch up.

Notices have been sent to all property owners in accordance with Prop. 218, the "Right to Vote on Taxes Act". Attached are all Protests received by Wednesday, February 16, 2011. Written protests are accepted through the close of the Public Hearing.

Staff recommends that the Mayor and City Council open the advertised Public Hearing on the proposed refuse rate increase to be effective April 1, 2011 for residential and commercial refuse accounts in the City of Corning.

RECOMMENDATION:

MAYOR AND COUNCIL, HAVING CONDUCTED THE PUBLIC HEARING AND RECEIVED ALL PROTESTS, CONSIDER AND APPROVE THE PROPOSED CPI INCREASE OF 0.31% AND THE FUEL COST ADJUSTMENT OF AN ADDITIONAL 0.88% FOR A TOTAL RATE INCREASE OF 1.19%.

**CITY OF CORNING
RATE SCHEDULE
2011 CPI AND FUEL
Effective April 1, 2011**

RESIDENTIAL RATES

	0.31%	0.88%	
	Current Rate	CPI Adjustment	Fuel Adjustment
			New Rate
Roller Carts (96-Gallon)	\$ 19.50	\$ 0.06	\$ 19.73
Senior Citizen Roller Cart (32-Gallon)	\$ 9.75		\$ 9.87 ***

COMMERCIAL RATES - TRASH

<u>Container Size</u>	<u>Frequency</u>	<u>Current Rate</u>	<u>CPI Adjustment</u>	<u>Fuel Adjustment</u>	<u>New Rate</u>
1 96-Gallon Roller C	1X Week	\$ 19.50	\$ 0.06	\$ 0.17	\$ 19.73
1 Yard	1X Week	\$ 62.78	\$ 0.20	\$ 0.55	\$ 63.53
1 Yard	Extra Pickup	\$ 13.73	\$ 0.04	\$ 0.12	\$ 13.89
1.5 Yard	1X Week	\$ 87.69	\$ 0.27	\$ 0.77	\$ 88.73
1.5 Yard	2X Week	\$ 160.26	\$ 0.50	\$ 1.41	\$ 162.17
1.5 Yard	Extra Pickup	\$ 19.18	\$ 0.06	\$ 0.17	\$ 19.41
2 Yard	1X Week	\$ 112.71	\$ 0.35	\$ 0.99	\$ 114.05
2 Yard	2X Week	\$ 221.76	\$ 0.69	\$ 1.96	\$ 224.41
2 Yard	3X Week	\$ 282.31	\$ 0.88	\$ 2.49	\$ 285.68
2 Yard	Extra Pickup	\$ 24.64	\$ 0.08	\$ 0.22	\$ 24.94
3 Yard	1X Week	\$ 160.26	\$ 0.50	\$ 1.41	\$ 162.17
3 Yard	2X Week	\$ 286.28	\$ 0.89	\$ 2.53	\$ 289.70
3 Yard	3X Week	\$ 369.83	\$ 1.16	\$ 3.26	\$ 374.25
3 Yard	Extra Pickup	\$ 35.06	\$ 0.11	\$ 0.31	\$ 35.48
4 Yard	1X Week	\$ 210.21	\$ 0.66	\$ 1.85	\$ 212.72
4 Yard	2X Week	\$ 358.08	\$ 1.12	\$ 3.16	\$ 362.36
4 Yard	3X Week	\$ 483.37	\$ 1.51	\$ 4.27	\$ 489.15
4 Yard	4X Week	\$ 655.12	\$ 2.05	\$ 5.78	\$ 662.95
4 Yard	Extra Pickup	\$ 45.99	\$ 0.14	\$ 0.41	\$ 46.54
6 Yard	1X Week	\$ 286.28	\$ 0.89	\$ 2.53	\$ 289.70
6 Yard	2X Week	\$ 483.39	\$ 1.51	\$ 4.27	\$ 489.17
6 Yard	3X Week	\$ 680.37	\$ 2.13	\$ 6.00	\$ 688.50
6 Yard	4X Week	\$ 856.28	\$ 2.68	\$ 7.56	\$ 866.52
6 Yard	Extra Pickup	\$ 62.64	\$ 0.20	\$ 0.55	\$ 63.39

BIN RATES

	<u>Current Rate</u>	<u>CPI Adjustment</u>	<u>Fuel Adjustment</u>	<u>New Rate</u>
4 Yard "BIN-A-DAY" 3 Day Rental	\$ 88.39	\$ 0.28	\$ 0.78	\$ 89.45
Basic rate for Temporary Drop Box Service				
20 Yard	\$ 419.06	\$ 1.31	\$ 3.70	\$ 424.07
30 Yard	\$ 466.59	\$ 1.46	\$ 4.12	\$ 472.17

*** Seniors get a 50% discount from the base rate.

2011 Rates in Surrounding Areas

	Residential Curbside Trash				Yardwaste Curbside	Recycling Curbside	White Goods Curbside	Street Sweeping
	Senior	32 Gal	64 gal	96 gal	96 gal	64 or 96 gal	Basket	
Shasta County	\$8.35	N/A	\$21.26	\$24.60	N/A	Included in trash price	N/A	N/A
City of Anderson	\$6.28	N/A	\$16.45	\$17.68	Included in trash price	Included in trash price	N/A	Extra Charge
City of Shasta Lake	\$10.35	N/A	\$16.87	\$18.12	Included in trash price	Included in trash price	N/A	N/A
City of Chico	N/A	\$11.80	\$18.88	\$23.81	\$3.89 to \$5.60 based on lot size	Included in trash price	N/A	Extra Charge
Chico Outskirts	N/A	\$11.00	\$17.45	\$21.90	Limited-County sphere areas near City	Included in trash price	N/A	Extra Charge
City of Gridley	N/A	\$21.80	\$32.70	\$43.60	Included in trash price	Included in trash price	N/A	N/A
City of Orland	\$12.21	N/A	\$16.96	\$24.19	\$4.37	Included in trash price	N/A	N/A
City of Willows	\$12.21	N/A	\$16.96	\$24.19	\$4.37	Included in trash price	N/A	N/A
Glenn County	\$13.79	N/A	\$24.03	\$33.59	N/A	Included in trash price	N/A	N/A
City of Red Bluff	\$9.52	\$12.70	\$18.30	\$21.08	Owner provided can in rate – cart extra \$4.23	Included in trash price	N/A	N/A
Tehama County	N/A	\$12.75	\$18.31	\$22.46	\$5.76	Basket in rate – cart extra \$5.76	Included in trash price	N/A
County of Colusa	N/A	\$15.75	N/A	\$28.08	N/A	N/A	Included in trash price	N/A
City of Corning	\$9.75	N/A	N/A	\$19.50	Included in trash price	Included in trash price	N/A	Quarterly

#1 Tehama County, Red Bluff, Anderson and Corning provide every other week services for recycle and yard waste

#2 Chico and Gridley provide weekly collection of recycle and yard waste

RECEIVED

FEB 07 2011

CORNING CITY CLERK

Corning City Council
794 Third Street
Corning, CA
96021

Janet Zunter
1279 Peach Street
Corning, CA. 96021
Parcel 073-144--08-01

To Corning City Council,

This is an objection to the rate increase of Corning Disposal Company.

What is .23 cents? It is not much. It will not even buy a candy bar once a month. Though it's a small amount, when you couple that with all the other cost increases we are paying, it's another nail in our coffin to weigh us down.

Republicans and Democrats alike are saying, this is not a time to raise taxes, and yet it continues to happen. On every level, from city, county, state and federal we are paying more and, or getting less. Groceries, gas, and utilities continue to go up. However, our seniors have not had an increase in two years. The working person's wages are not keeping up with the rising costs. Banks are only giving a half percent or less on savings.

We all want to live in a beautiful city, but at what cost? If it falls on the backs of the majority, who are low income or poverty level, it's a travesty. The people who affect our cost of living expenses are of moderate or substantial income. Perhaps, they may have forgotten, or have never known, what it is to pinch pennies on a daily bases just to exist.

In our city of Coning, one out of 12 or more children pay for their meals. What does that tell you? The condiment line at the Senior Center continues to grow to the point of having to turn people away. The Food Banks can't keep up with the growing number of people in need. People are still lousing their homes. A good many of these homes have been boarded up for two years or more.

The time to raise rates, is when times are good, or has it become moral to kick a person when they are down? Times will not be good for many years to come, and yet, here we are, being nickel and dimmed to death.

Here is a thought!!! If you want to make headline news and you really want to give something back to the community, DECREASE the rate by a dollar or more. You will be more in line with Green Waste for citizens living outside city limits and you will be giving the people of this town some hope.

This objection will not matter. The increase will still happen. However, just maybe, some of what has been written here, will weigh on the minds of one or two council members.

Sincerely,
Jan Zunter

RECEIVED

FEB 02 2011

CITY OF CORNING

Larry Williford
611 5th St
Corning, CA 96021
Parcel #071-114-10-1

2 Feb 2011

Corning City Council
794 Third St
Corning, CA 96021

RE: Proposed Annual CPI Increase for Disposal Service

Dear Corning City Council Members,

I am protesting the proposed annual CPI increase for disposal services. According to the United States government there was not an increase in the CPI for 2010, or for that matter, for 2009. Therefore if there was not an increase in the CPI, there should not be an increase in disposal service fees.

Thank you,


Larry Williford
Home Owner

RECEIVED
JAN 21 2011
CITY OF CORNING

January 18, 2011

City Clerk
794 3rd Street
Corning, CA 96021

To the City Clerk and City Council:

Every year the Disposal Service fees increase.

The system has made it impossible for tax payers to get a fair break by voting on garbage issues. Instead we are told to file a complaint by writing a letter which most people will not do.

Live within your budget.

The citizens don't get raises every year.

With all the Federal and State budget problems you are asking the public for a raise. SHAME ON YOU.

We vote NO 3 times for our three parcel numbers shown below:

Parcel 73052091
Parcel 71176021
Parcel 73220311

George and Ellen Freeman
517 El Verano
Corning, CA 96021

**AMENDED AND RESTATED
REFUSE COLLECTION AGREEMENT
BETWEEN THE
CITY OF CORNING AND USA WASTE OF CALIFORNIA, INC.,
DBA CORNING DISPOSAL**

THIS AMENDED AND RESTATED AGREEMENT is entered into as of the latest date executed as set forth on the signature page hereto, by and between THE CITY OF CORNING, a Municipal corporation ("CITY") and USA WASTE OF CALIFORNIA, INC. dba Corning Disposal (successor to Corning Disposal, Inc.) ("CONTRACTOR"). CITY and CONTRACTOR may be referred to herein collectively as the "Parties" or individually as a "Party."

WITNESSETH

WHEREAS the CITY and CONTRACTOR are parties to that certain Refuse Collection Agreement executed March 30, 1998 (the "Original Agreement"), and the parties desire to supersede, amend and restate the Original Agreement on the terms and conditions provided herein,

WHEREAS the CITY desires to provide for mandatory garbage collection services and to implement curbside recycling and green waste collection services in accordance with the authority granted to the CITY by Public Resources Code Section 49300 and Chapter 8.06 of the Corning Municipal Code, and

WHEREAS the CONTRACTOR possesses the equipment, skill and expertise to provide the necessary services.

AGREEMENT

NOW, THEREFORE, in consideration of the covenants contained herein, the parties mutually agree to the following terms and conditions.

1. Definitions.

"**AB 939**" means the California Integrated Waste Management Act of 1989, (Public Resources Code, Section 40,000 et. seq. AB 939 mandates that, by the year 2000, California cities and counties must divert fifty percent (50%) of their solid waste stream from landfill disposal through source reduction, recycling, and composting activities. The State Integrated Waste Management Board may, with justification, grant exemptions or extensions to this mandate.

"**Bulky Goods**" means discarded large and small household appliances and discarded furniture, not to exceed in aggregate 4 cubic yards per load and limited to three large appliances (such as refrigerators, washers, dryers, dishwashers, water heaters) per year for each customer.

"**Force Majeure**" means acts of God including landslides, lightning, forest fires, storms, floods, freezing and earthquakes, civil disturbances, strikes, lockouts or other industrial disturbances, acts of the public enemy, wars, blockades, public

riots, breakage, explosions, accident to machinery, pipelines or materials, governmental restraint or other causes, whether of the kind enumerated or otherwise, which are not reasonably within the control of CONTRACTOR.

“Green Waste” means grass clippings, leaves, hedge trimmings, small branches and similar vegetative waste generated from residential property or landscaping activities, but does not include stumps or similar bulky wood materials.

“Hazardous Waste” means (i) all waste defined or characterized as hazardous by the federal Solid Waste Disposal Act (42 U.S.C. §§ 3251 et seq.), as amended, including the Resource Conservation and Recovery Act of 1976 (42 U.S.C. §§ 6901 et seq.) and all future amendments thereto, or regulations promulgated thereunder and (ii) all waste defined or characterized as hazardous by the principal agencies of the State of California having jurisdiction (including without limitation the Department of Health Services, the Regional Water Quality Control Board and the Integrated Waste Management Board).

“Recyclable” or **“Recyclable Material”** means a material or group of materials that can be processed into a form suitable for reuse through reprocessing or remanufacture consistent with the requirements of AB 939.

“Refuse” means any and all putrescible and non-putrescible solid and semi-solid waste, including garbage, refuse or rubbish resulting from industrial, commercial, residential or community activities, any other waste that is “solid waste” as defined in 23 California Code of Regulations (“CCR”), Section 2523 and 14 CCR, Section 17225.69. The term “Refuse” as used herein does not include: Hazardous Waste; designated waste or contaminants which may be injurious to personnel engaged in solid waste handling, including but not limited to infectious waste, acids, explosives, radioactive material and septic tank pumping; dead animals; large mechanical devices; nor any materials that are, or in the future become, prohibited from receipt, handling or disposal by state, federal or local law, regulation, rule, code, ordinance, order, permit or permit condition. If the Parties agree, the term Refuse may include waste or other materials which may require special handling at a disposal facility, including but not be limited to, clean soil, non-hazardous contaminated soil, construction, demolition and land-clearing debris, and non-friable asbestos provided that CONTRACTOR, either itself or through a subcontractor, has the capability of handling such special waste or materials.

“Senior Citizen” shall mean an individual aged sixty-two (62) years or older; provided, however, that all individuals aged sixty (60) or older as of the date of this Agreement who received discounted senior citizen rates under the Original Agreement, shall continue to be Senior Citizens for purposes of this Agreement.

2. **Exclusive Right.** The CITY does hereby grant to CONTRACTOR and CONTRACTOR shall have the exclusive duty, right and privilege to collect and dispose or otherwise handle all Refuse, Recyclable Materials, Bulky Goods and Green Waste generated, deposited or otherwise coming to exist in the incorporated area of the CITY. All commercial and residential premises within the incorporated area of the CITY shall be required by CITY to utilize the collection services of

CONTRACTOR provided hereunder. In return for the exclusive rights set forth herein and other consideration provided for herein, CONTRACTOR shall provide services in accordance with the terms of this Agreement. Nothing in this Agreement shall prevent any owner, occupant or tenant of premises from handling, hauling, or transporting Solid Waste or Recyclables generated by or from his/her own residence or business operations for purposes of disposing of the same at an authorized disposal area or transfer station in accordance with Corning Municipal Code Section 8.06.130; provided, however, that such handling, hauling, or transporting shall be performed: (i) personally by the resident, (ii) as an incidental part of a gardening, landscaping, tree trimming, cleaning, maintenance, construction or similar service offered by a company performing such service rather than as a waste hauling service, or (iii) as otherwise expressly permitted by Code Section 8.06.130 as in effect on the date hereof or as such exception in the Code may be narrowed by amendment hereafter.

3. **Franchise Fee.** To reimburse the CITY for its cost of monitoring CONTRACTOR compliance and administering the solid waste collection system, CONTRACTOR shall pay to the CITY Three Thousand Dollars and No/100 (\$3,000.00) per month during the initial ten-year term of this Agreement. Such fee shall be paid by CONTRACTOR to the CITY on or before the tenth (10th) day of each month during the term of this Agreement. The CITY shall have the right to re-negotiate such fee prior to approving any extension option under this Agreement.

4. **Contractor Services.**

4.1. **Refuse Collection; Old Transfer Station.**

4.1.1 CONTRACTOR shall furnish all labor, materials and equipment required to collect and dispose of all Refuse and shall collect all Refuse within the present or future incorporated limits of the CITY and dispose of the same. CONTRACTOR shall dispose of all Refuse only at a place or sites where such disposal is lawful and the CITY shall not be liable for the disposal of same or to provide sites or places for the disposal of same. CONTRACTOR shall dispose of all Refuse and Green Waste collected from within the City of Corning only at the Tehama County Landfill, unless another location is approved by the CITY Council. If the tipping fees or the fees charged CONTRACTOR at such landfill increase, CONTRACTOR may request a rate adjustment in accordance with the procedures set forth in paragraph 8.5 of this Agreement.

4.1.2 CONTRACTOR may use the CITY's old transfer station site for disposal of Green Waste, including for Green Waste collected within the City by large commercial generators of Green Waste. CONTRACTOR may take appropriate measures to restrict or eliminate public access to the site, and CITY will cooperate with CONTRACTOR in implementing and enforcing such measures. CONTRACTOR may discontinue use of the site if it determines that it is impractical to control public access or the site is otherwise undesirable for CONTRACTOR's purposes; provided, however, that the site will remain available for the CITY's Public Works Department. CONTRACTOR shall pay for grinding of Green Waste.

4.2 Containers. CONTRACTOR shall make best efforts to provide each residential customer in the CITY with one (1) 96-gallon roller cart or, for each Senior Citizen customer only and in lieu of a 96-gallon roller cart, one (1) 32-gallon roller cart, in which to discard Refuse and, commencing April 1, 2008, one (1) 64-gallon container (containing a sticker or molded-in instructions for acceptable Recyclable Materials) for each customer for placement of Recyclable Materials. CONTRACTOR shall provide up to one (1) additional 64-gallon Recyclable Materials container at no additional charge upon the request of any residential customer that produces a high volume of Recyclables.

4.3 Discontinuing Service Upon Vacancy. The owner, tenant or occupant of any premises required to subscribe to CONTRACTOR's refuse collection service under Corning Municipal Code Section 8.06.030 may discontinue service for one or more months when such premises are vacant or the occupant is traveling out of town. The owner, tenant or occupant shall submit written notice of such vacancy to CONTRACTOR. The rates charged under Section 8.1 shall continue to accrue until such time as notice is received by CONTRACTOR. In the event of a dispute arising under this Section, such dispute shall be reviewed as set forth in Section 8.3 of this Agreement.

4.4 Other Collection and Drop-Off Services.

4.4.1 CONTRACTOR shall furnish all labor, materials and equipment to collect and shall collect Recyclables from the curbside of residences in the CITY in accordance with the schedule set forth herein.

4.4.2 CONTRACTOR shall maintain a drop-off site for Bulky Goods at CONTRACTOR's business located at 3281 Highway 99W, Corning CA 96021. Each residential customer may drop-off Bulky Goods at CONTRACTOR's drop-off site, provided a residential customer's Bulky Goods load may not exceed 4 cubic yards and no residential household may, in combination with Bulky Goods curbside pickups, dispose of more than 3 large appliances (such as refrigerators, washers, dryers, dishwashers, water heaters) per year. Each residential household will be allowed to make one drop-off trip to the site each month on a day to be designated by CONTRACTOR (provided that no day will be scheduled for drop-offs in months in which CONTRACTOR provides curbside pickup) and will be requested to provide proof of residency such as a water bill, power bill or phone bill or otherwise be confirmed to be a resident by the City of Corning. CONTRACTOR shall conduct four (4) curbside pickup events per year, on days scheduled by Contractor, of Bulky Goods for residential customers living in single family homes or multi-family residences consisting of four units or less, provided such customer notifies

CONTRACTOR's call center at least one week in advance of the pickup. Such customer's Bulky Goods may not exceed 4 cubic yards per pick-up or, in combination with Bulky Goods drop-offs at CONTRACTOR's drop-off site, exceed more than 3 large appliances (such as refrigerators, washers, dryers, dishwashers, water heaters) per year. CONTRACTOR will provide additional on-call Bulky Goods pick-up at a residential customer's house for an additional charge as specified in Exhibit C, subject to adjustment as provided in Section 8.

4.4.3 Recyclable Material placed at the curbside for collection shall be deemed the property of CONTRACTOR.

4.4.4 CONTRACTOR shall furnish all labor, materials and equipment to collect and shall collect Green Waste from the curbside of residences in the CITY in accordance with the schedule set forth herein. Without limiting the generality of the foregoing, CONTRACTOR shall provide each residential customer in the CITY with one (1) 96-gallon roller cart in which to discard Green Waste.

4.5 Collection Schedule. Refuse shall be collected at least once each week from residences. Recyclable Materials and waste oil and oil filters shall be collected every other week from residences. Upon commencement of the service, Green Waste shall be collected every other week (on alternating weeks with Recyclables collection) from residences. All Refuse and Recyclables collections shall be on weekdays (i.e., Monday through Friday, inclusive) and shall be on the same day of the week. All residential collection shall be between the hours of 6:00 a.m. and 5:00 p.m. No residential collection shall be made on Saturday or Sunday, except as may be necessary for holiday collection as provided herein. The schedule for residential collection may be changed by CONTRACTOR upon providing at least ten (10) days' notice to the CITY and seven (7) days' notice to the affected residential customers. Notwithstanding the foregoing, collections may be made at any time in response to complaints or emergency situations. The frequency of commercial and industrial collection will be in accordance with the agreement between the commercial or industrial customer and the CONTRACTOR based on volume needs and in compliance with the Corning Municipal Code. When a normal collection day falls on January 1st, Memorial Day, 4th of July holiday, Labor Day, Thanksgiving Day or December 25, collection shall be provided as follows: (a) on the holiday, (b) one day prior to the holiday, or (c) one day after the holiday, in which case collection may be made one day later than the regularly scheduled day during the remainder of the week. CONTRACTOR shall notify the CITY two weeks in advance of any changes in collection schedules occasioned by holidays.

4.6 Publication of Schedule. CONTRACTOR shall print and distribute to all customers, at least once annually, a schedule of collection and street sweeping days for all service.

4.7 Contractor Services to City.

4.71 Street Sweeping. At no additional cost to CITY, CONTRACTOR shall provide to the CITY street sweeping services to the CITY's reasonable satisfaction twice per month in residential areas and once per week in commercial areas. CONTRACTOR reserves the right in its discretion to perform such street sweeping services itself or through a subcontractor. Exhibit A sets forth the required street sweeping schedule for residential and commercial areas. Exhibit B sets forth the required street sweeping service standards and equipment standards.

4.7.2 Bulky Items. At no cost to CITY, CONTRACTOR shall provide to the CITY:

(i) at CONTRACTOR's facility a drop box in which the CITY may discard Bulky Goods and other large items collected by CITY along CITY streets and

(ii) a location for the disposal of Green Waste, which currently is CITY's old transfer station.

4.7.3 CITY Refuse. At no cost to CITY, CONTRACTOR shall pick up and remove from each CITY site all Refuse generated at CITY premises, excluding schools within CITY limits.

4.8 AB 939 Requirements. CONTRACTOR shall guarantee CITY's compliance with the AB 939 diversion requirements. In order to encourage participation in the curbside recycling program provided to residents hereunder, CONTRACTOR shall transmit educational materials to residents summarizing the recycling program, as well as the residents' respective collection dates. CITY and CONTRACTOR recognize that attaining AB 939 goals requires the mutual cooperation of CONTRACTOR, CITY and its citizens. CITY agrees to consider the implementation of such changes to the recycling or solid waste program as may be reasonably requested by CONTRACTOR as necessary to achieve the waste diversion requirements of AB 939.

5. Failure-To-Serve Tag. It is understood that the CONTRACTOR is not required to and is not authorized to collect and transport Hazardous Waste, restricted or other waste that is not acceptable or permitted for disposal at a transfer station or disposal site. CONTRACTOR shall not take title to any Hazardous Waste collected in the course of its performance of its obligations under this Agreement. Regardless of the reason, when any Refuse or other material is not collected by CONTRACTOR, CONTRACTOR shall leave a tag on the Refuse or other material stating the reasons for CONTRACTOR's refusal to collect the same. Adequate records of the tags shall be maintained by CONTRACTOR and shall be available to the CITY for inspection upon reasonable notice during business hours. CONTRACTOR shall immediately notify the County Environmental Health Department and report suspected Hazardous Waste. CONTRACTOR shall notify the

Corning Police Department Animal Control and report dead animals and the location of the container, if any.

6. **Failure to Collect.** Except in the event of Force Majeure, should CONTRACTOR fail to collect and dispose of Refuse as provided herein, and fail to correct the situation within three (3) business days after receiving written notice thereof from the CITY, the CITY may collect and dispose of the same and CONTRACTOR shall be liable for the expenses incurred by the CITY therefor.

7. **Standards for Collection and Operation.**

7.1. **Compliance with Law.** CONTRACTOR shall comply with all laws and regulations applicable to CONTRACTOR's operations, including laws, ordinance, rules and regulations of the United States, the State of California, the County of Tehama, the City of Corning and the City and County of the location at which Refuse may be transported or disposed of hereunder.

7.2. **Equipment.** CONTRACTOR shall possess or demonstrate to the CITY's reasonable satisfaction that it has available to it adequate equipment and vehicles, including reserve or replacement vehicles and equipment, sufficient to perform the services required of CONTRACTOR herein. CONTRACTOR shall maintain all trucks and equipment used within the CITY in good mechanical condition and the same shall be clean, numbered and uniformly painted. Each vehicle used by CONTRACTOR shall carry at all times a broom and shovel or other item appropriate for use in the prompt removal of any spilled material. All vehicles used by CONTRACTOR shall have adequate coverage at all times to prevent the spillage of Refuse.

7.3. **Vehicle Storage.** If CONTRACTOR wishes to store and service its vehicles within the CITY, these vehicles shall be stored in accordance with laws and requirements of the CITY and the Fire Department.

7.4. **Collection Operations.** CONTRACTOR shall make all collections of Refuse, Recyclables and Green Waste from the curb along the street in front of each resident's premises. CONTRACTOR shall return emptied refuse containers to the sidewalk or, where no sidewalk exists, CONTRACTOR shall ensure that the container is so placed at the edge of the roadway as to not interfere with vehicular traffic. CONTRACTOR shall conduct its operation so as to minimize as practicable any obstruction and inconvenience to public traffic or disruption of the peace and quiet of the area within which collection occurs. CONTRACTOR shall replace at its cost CONTRACTOR-owned containers damaged by the negligent acts or willful misconduct of its employees and through ordinary wear and tear of use, but shall not be responsible for free replacement of containers which become damaged or unusable as a result of the negligent acts or willful misconduct of other parties. CONTRACTOR shall have the right to bill the parties whose negligence or misconduct causes damage for the replacement costs of the damaged containers.

7.5. **Business Office.** CONTRACTOR shall maintain a business phone that can be called by customers without paying a toll charge. The phone shall be answered during normal working hours. CONTRACTOR shall also maintain a log of service complaints, including the time of complaint and manner of disposition. A copy of the log shall be available to the CITY upon reasonable advance notice.

8. **Rates and Rate Adjustments.**

8.1. **Rates.** Effective April 1, 2008, CONTRACTOR shall charge and collect from residential and commercial customers the rates set forth on Exhibit C attached hereto.

8.2. **Billing for Services.** In 2004, the CITY assumed responsibility for the billing of residential customers in all single family dwellings and apartment units up to four (4) units on a property. The CITY initiates and terminates residential service as part of the CITY water and sewer utility billing process in accordance with City Code and adopted "Administrative Policy For Utility Billing". The CITY prepares a list of all billed residential properties and shares such list with CONTRACTOR as changes occur. The City pays the CONTRACTOR at the end of each calendar quarter for all residential customers listed on such list, even if such customers are delinquent. The foregoing procedures will continue to be followed. CONTRACTOR shall be responsible for billing all other Refuse collection subscribers. In the event Code Section 25831. Subject to dispute resolution in accordance with Section 8.3, CONTRACTOR shall not cease to provide service for properties that have delinquent accounts.

8.3. **Rate and Service Dispute Resolution.** Because the rates are based upon volume collected and the level of service must be determined through agreement between the CONTRACTOR and the customer, disagreements may from time to time occur between these parties. Therefore, the customer or CONTRACTOR may present a dispute about level of service or payment of rates, including delinquent accounts, to the CITY Director of Public Works for resolution. The circumstances of the dispute shall be presented in letter form, clearly stating the issues disagreed upon and the solution sought. The Director of Public Works shall review the disputed issue and make a determination which shall be final. The authority of the Director of Public Works to administratively resolve disputes in the foregoing manner does not include authority to approve adjustments in the rates themselves which are charged for differing service levels and types of service.

8.4. **Annual CPI Rate Adjustment.** Commencing on April 1, 2009, and on April 1 annually thereafter, the residential and commercial rates set forth on Exhibit C may, subject to CITY Council review and approval, which approval shall not be unreasonably withheld, be adjusted by a percentage equal to one hundred percent (100%) of the increase in the Consumer Price Index ("CPI"), All Urban Consumers, West-C, for the 12-month period ending on the prior September 30. Not later than November 30 of each year, CONTRACTOR shall notify the CITY of its intent to increase the rate and provide the rate computations and a proposed new schedule. The CITY Manager shall promptly schedule the request for a rate adjustment on the next CITY Council agenda at which action could be taken in accordance with all applicable laws and regulations.

8.5. **Fuel Cost Adjustment.** In addition to the CPI and other rate adjustments provided by this Section 8, the rates in Schedule C may be further adjusted for changes in fuel costs associated with performance of the services hereunder in the manner provided below.

8.5.1 Not later than November 30 of each year, CONTRACTOR shall notify the CITY of any intent to seek a fuel cost adjustment. CITY may also by such date each year notify CONTRACTOR of its intent to seek a fuel cost adjustment. CONTRACTOR, on its own initiative or at the request of the CITY, shall then submit to CITY a written proposal for a fuel cost rate adjustment, including a report detailing the calculations in accordance with the formula agreed to below. Within thirty (30) days after CONTRACTOR provides the CITY with such proposal and report, the CITY shall notify the CONTRACTOR in writing as to whether the CITY accepts such information as complete or specifying any respect in which the CITY deems such information incomplete or deficient. CITY shall attempt in good faith to review such information and complete all its deliberations in connection therewith within ninety (90) days from the date of submittal of the proposal and report to the CITY. The effective date for any such increase, if approved, shall be April 1.

8.5.2 The fuel cost adjustment shall be calculated by the following formula:

$$(1 + [(Fuel\ Cost\ Change - CPI\ Change) \times Fuel\ Percentage]) \times Old\ Rate = New\ Rate$$

The terms used in the preceding formula shall have the following meanings:

"Fuel Cost Change" means, for No. 2 diesel fuel, the average price for California No. 2 diesel fuel for the twelve (12) month period immediately preceding the submission of a proposal and report by the Contractor divided by such average price for the immediately preceding 12 month period average price for the calendar year preceding the most recent calendar year. The price used to compute the Fuel Cost Change shall be the price reported by the United States Department of Energy, Energy Information Administration. In the event that price is no longer reported, the parties will designate a new methodology for determining the price based on comparable data. For fuels other than No. 2 diesel, the Contractor shall calculate the change in fuel cost using the same time periods and a reasonably comparable fuel price index.

"CPI Change" means the average Consumer Price Index, All Urban Consumers, West-C for the most recently completed calendar year divided by such average price for the calendar year preceding the most recent calendar year.

"Fuel Percentage" means the CONTRACTOR's total cost for diesel fuel (or such other fuel as is employed by CONTRACTOR) incurred during the most recent calendar year divided by CONTRACTOR's total operating revenue for such calendar year, in both cases calculated for CONTRACTOR's operations district that includes the CITY.

"Old Rate" means each of the rates on Exhibit B, as they may have been previously adjusted or amended.

"New Rate" means the new rate calculated pursuant to the preceding formula that will replace the Old Rate.

8.5.3 This rate adjustment for fuel costs shall be in addition to, and not in lieu of, any other rate increase to which CONTRACTOR may be entitled under this Agreement. Under no circumstances may an adjustment for fuel costs reduce a rate below the base rates as specified in Exhibit C, as increased for changes pursuant to this Section 8. Adjustments for fuel costs shall only be made to increase or reduce (but not below zero) prior adjustments for fuel costs. In addition to the preceding limitations on fuel cost adjustments, the percentage increase or decrease in the New Rate from the Old Rate in any single adjustment for fuel costs shall not exceed 2%.

8.6. **Uncontrollable Circumstances Adjustment.** In addition to the above, at any time during the term of this Agreement, CONTRACTOR may request in writing to the CITY Manager a rate increase in an amount sufficient to compensate CONTRACTOR for increases in costs that are beyond the control of CONTRACTOR. Such changes would include, but not be limited to, changes in federal, state or local laws regulating the work performed by CONTRACTOR (including without limitation changes in law regarding air quality, waste handling and hazardous waste issues with respect to street sweeping), changes in the tipping fees, processing fees or handling fees charged to CONTRACTOR for the disposal of Refuse, or recycling or handling of Green Waste and Recyclable Materials and percentage increases in subcontractor charges for street sweeping that exceed the percentage increase from the annual rate adjustment. The CITY Manager shall promptly schedule any request for a rate increase on the next CITY Council agenda at which action can be taken in accordance with all applicable laws and regulations. Any proposed rate increase shall be conditioned upon CITY Council approval, which shall not be unreasonably withheld. Any such rate increase, if approved, would take effect within three (3) months after CONTRACTOR's written request for such increase.

8.7. **Records.** CONTRACTOR shall make available to CITY for review monthly and annual reports regarding the number of customers. The CITY shall have the right, during normal business hours and upon reasonable advance notice given to CONTRACTOR by the CITY, to inspect the books of CONTRACTOR for purposes of determining the number of customers served by CONTRACTOR or for purposes of verifying increased costs warranting a rate increase as provided in Section 8.5.

9. **Term of Agreement.** The Original Agreement commenced on April 1, 1998. This Amended and Restated Agreement shall commence on April 1, 2008. The initial term shall expire at midnight on March 31, 2018. Prior to the expiration of the initial term, CONTRACTOR shall have the right to request a renewal of this Agreement for an additional five (5) year term commencing on the expiration of the initial term. Thereafter, the CITY may grant additional extensions at five (5) year intervals. The decision whether to grant any extension in the term of this Agreement shall be in the sole discretion of the CITY Council then in office.

10. **Hold Harmless.** The CITY shall not, nor shall any officer, employee or agent of the CITY, be liable or responsible for any accident, loss, or damage caused as a result of CONTRACTOR's negligent performance of services under this Agreement and CONTRACTOR shall defend, indemnify and hold CITY, its officers, employees and agents, free and harmless from any and all liability from any accident, loss or damage arising out of the negligent performance of services by CONTRACTOR pursuant to this Agreement. Notwithstanding the foregoing, CONTRACTOR shall not be responsible for and shall have no obligation to indemnify hereunder for claims or liability resulting from acts or omissions of the CITY or its officers, employees or agents.

11. **Insurance.**

11.1. **Coverage.** CONTRACTOR shall secure and maintain continuously in full force and effect during the term of this Agreement, and any extensions hereof, insurance policies from companies and in forms acceptable to CITY which will protect CONTRACTOR, CITY and CITY's officers and employees from claims from bodily injury, death or property damage which may arise from CONTRACTOR's activities or operations under this Agreement. Said policies shall be for not less than the amounts listed below:

Workers' Compensation: Statutory

General Liability: \$2,000,000 per occurrence for bodily injury, personal injury and property damage.

Vehicle Liability: \$1,000,000 per accident for bodily injury and property damage.

Deductibles and Self-Insured Retentions: Any deductibles or self-insured retentions must be declared to and approved by CITY.

Other Insurance Provisions: The CITY, its officers, officials, employees and volunteers are to be covered as insureds with respect to liability arising out of vehicles owned, leased, hired or borrowed by or on behalf of CONTRACTOR, and with respect to work or operations performed by or on behalf of the CONTRACTOR including materials, parts or equipment furnished in connection with any such work or operations.

Primary Coverage: For any claims arising out of CONTRACTOR's activities hereunder, the CONTRACTOR's insurance shall be primary and not secondary to any coverage available through CITY.

Non-Cancellation: Each insurance policy provided to CITY by CONTRACTOR shall be endorsed to state that coverage shall not be canceled by either party, except after a thirty (30) day prior written notice provided to the CITY.

Waiver of Subrogation: CONTRACTOR agrees to waive subrogation which any insurer may require of CONTRACTOR by virtue of payment of any loss. CONTRACTOR agrees to obtain any endorsement which may be needed by CITY to effect this waiver. The Worker's Compensation policy shall also be endorsed with a waiver of subrogation in favor of CITY for all work performed by the CONTRACTOR, its employees, agents and subcontractors.

Acceptability of Insurers: Insurance is to be placed with insurers with a current A.M. Best rating of no less than A:VII unless otherwise acceptable to CITY. Exception may be made for the State Compensation Insurance Fund when not specifically rated.

Verification of Coverage: CONTRACTOR shall provide verification of coverage as described herein prior to commencement of the extended term of this agreement.

Subcontractors: CONTRACTOR shall require and verify that all subcontractors maintain insurance meeting all requirements set forth above. Proof thereof shall be provided to CITY prior to commencement of any work by subcontractors.

11.2. Additional Insured; Certificate. The liability insurance policies shall name the CITY and its officers and employees, and the authorized agents of any of them, as additional insureds. CONTRACTOR shall provide the CITY with a Certificate of Insurance duly executed by CONTRACTOR's insurance carrier which shall serve as evidence of the continued existence of CONTRACTOR's insurance policies required hereunder and which shall contain a provision that the coverage thereunder will not be canceled or materially changed without thirty (30) days prior written notice given CITY.

11.3. Subcontractor Insurance. Before permitting any subcontractors to perform work under this Agreement, CONTRACTOR shall require subcontractors to furnish satisfactory proof that insurance has been taken out and is maintained meeting all of the foregoing insurance **requirements in respect to subcontractor's work.**

11.4. Workers' Compensation. In all operations connected with the services herein specified, CONTRACTOR shall observe the provisions of the Workers' Compensation Laws of the State of California and shall use all of the accepted and best safety practices for the public and CONTRACTOR's employees.

12. Performance Bond. CONTRACTOR shall secure a surety bond in the penalty sum of \$50,000.00 conditioned upon the faithful performance of this Agreement, which bond in a form and with an company acceptable to CITY shall be delivered to the CITY and kept in full force at all times during the term of this Agreement.

13. Default, Termination.

13.1. Default. In the event of any material failure or refusal of CONTRACTOR to comply with any obligation or duty imposed on CONTRACTOR under this Agreement, the CITY and CONTRACTOR shall meet and confer in good faith in an effort to agree on a resolution and cure of the breach. If the Parties are unable to agree on the informal resolution or cure of the breach, the CITY shall have the right to terminate this Agreement if:

13.1.1 the CITY shall have given prior written notice to CONTRACTOR specifying that a particular default or defaults exist which will, unless corrected, constitute a material breach of this Agreement on the part of CONTRACTOR, and that CONTRACTOR has delinquent accounts for its services hereunder, it may submit those accounts to the CITY for the purposes of collection. The CITY shall then, pursuant to the authority contained in Government Code Section 38790.1, use its best efforts to collect such delinquent fees in the manner described in Government

13.1.2 CONTRACTOR has not corrected such default or has not taken reasonable steps to commence to correct the same within thirty (30) days from the date of the notice given by CITY or thereafter does not diligently continue to take reasonable steps to correct such default.

13.1.3 CONTRACTOR (without any 30 day correction period) has not immediately corrected any such default that adversely affects the public's health and safety.

13.2. Termination. Upon the occurrence of a material breach, failure to cure and the declaration of termination of this Agreement by the CITY as provided above, CONTRACTOR shall have no further right to perform the services described in the Agreement, unless the CITY elects to terminate only a portion of the services set forth herein and maintain the remainder of the Agreement.

13.3. Force Majeure. The performance of this Agreement may be discontinued or temporarily suspended and CONTRACTOR shall not be deemed to be in default hereunder if performance under this Agreement is prevented or delayed by Force Majeure.

13.4. Proposition 218. If, at any time, a majority protest under Proposition 218 procedures precludes any rate adjustment determined to be necessary by both CITY (which determination shall not be unreasonably withheld) and CONTRACTOR to compensate CONTRACTOR for increases in costs as described in paragraph 8 of this Agreement, CONTRACTOR shall be entitled to terminate this Agreement upon three (3) months' advance written notice provided to CITY. Termination by CONTRACTOR as provided in the preceding sentence shall not be deemed a default by CONTRACTOR and the full value of the bond required under Section 12 of this Agreement shall be returned to CONTRACTOR.

14. Attorneys' Fees. In the event of any litigation to interpret or enforce the terms of this Agreement, the prevailing Party shall be entitled to an award of reasonable attorney fees and costs, both at trial and on appeal.

15. Independent Contractor. CONTRACTOR is an independent contractor and shall not be deemed an employee of the CITY.

16. Assignment. Neither this Agreement nor any portion thereof may be assigned or subcontracted without the written consent of the City Manager upon the express authority of the City Council. Notwithstanding the foregoing, CONTRACTOR shall have the right, without seeking or obtaining approval or authority from the CITY, to subcontract for street sweeping services under this Agreement.

17. Taxes. CONTRACTOR shall pay all real and personal property taxes and possessory interest taxes as may be applicable to its performance of services under this Agreement.

18. Waiver. Failure of the CITY or CONTRACTOR to insist upon strict performance of any or all of the terms of this Agreement in any given instance, shall not be considered to be a waiver of the right to assert such term or condition of this Agreement at a later time in respect to future events.

19. Sale of Recyclable Material. This Agreement is not intended to and shall not affect or limit the right of any person to sell any Recyclable Material to any person lawfully

engaged in business in the CITY or to donate Recyclable Material to any bona fide charity, provided that all such Recyclable Material is separated at the source by the generator.

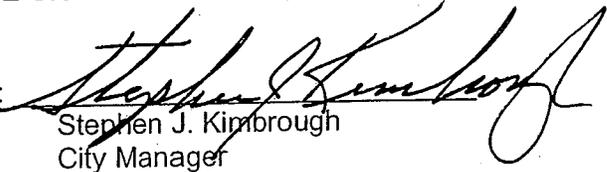
20. **Governing Law.** This Agreement shall be governed by and construed in accordance with the laws of California.

21. **Complete Agreement.** This writing constitutes the full and complete Agreement and understanding between the CONTRACTOR and the CITY. All previous agreements, including without limitation the Original Agreement, are hereby superseded.

IN WITNESS WHEREOF, this Agreement is effective as of the latest date set forth below.

Date: 4-24-2008

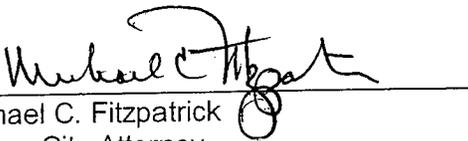
THE CITY OF CORNING, CALIFORNIA

By: 
Stephen J. Kimbrough
City Manager

Attest:


Lisa M. Linnet
City Clerk

APPROVED AS TO FORM:

By: 
Michael C. Fitzpatrick
City Attorney

USA WASTE OF CALIFORNIA, INC.
dba Corning Disposal

Date: May 13, 2008

By: 
Alex Oseguera
Market Area Vice President

**EXHIBIT A
STREET SWEEPING SCHEDULE**

1. CONTRACTOR, or its subcontractor, shall provide Residential street sweeping twice per month, Monday through Friday, 6:00 a.m. to 5:00 p.m.
2. CONTRACTOR shall provide Commercial street sweeping once per week, Monday through Friday, 3:00 a.m. to 7:00 a.m.
3. Commercial areas defined are:
 - a. Solano Street from Eastern City limits, to west side of Barham Road , Edith Avenue intersection, and each block North and South of Solano Street from Third Street to Houghton Avenue, and Yolo and Marin Streets from Third Street to Houghton Avenue.
 - b. Third Street from North City limits, to Solano Street.
 - c. Edith Avenue from Solano Street to Colusa Street, and Short Drive cul-de-sac, West of Edith Avenue.
 - d. Highway 99-W from Solano Street to Southern City limits, and Sunrise Way Cul-de-sac west of Highway 99-W.
 - e. South Avenue from Eastern City limits, to west side of South Avenue and the Barham Ave. intersection.
4. Sweeping Contractor shall have free use of City water for sweeping operations, and all sweepers shall be equipped with the proper spanner wrench for the opening and closing of all Hydrants.
5. Sweeping debris shall be dumped in areas designated by the Public Works Department, and all debris will be picked up and disposed of by the City Public Works Department. Leaves picked up during the Fall leaf season, by the City shall be disposed of at the Corning Disposal Yard.
6. Fall leaf Season times and dates, shall be coordinated between the City of Corning, and CONTRACTOR. It is estimated that sweeping for leaves will require 2 1/2 times more sweeping hours, over and above the normal sweeping schedule. During the Fall leaf season the entire paved section of the street shall be swept, if needed, by direction of the Public Works Director, to insure complete removal of all fallen leaves, and debris.
7. When a normal collection day falls on January 1st, Memorial Day, 4th of July holiday, Labor Day, Thanksgiving Day or December 25, sweeping shall be provided as follows: (a) on the holiday, (b) one day prior to the holiday, or (c) one day after the holiday, in which case sweeping may be made one day later than the regularly scheduled day during the remainder of the week. Contractor shall

notify the City two weeks in advance of any changes in sweeping schedules occasioned by holidays.

8. All City residents, and Commercial businesses shall receive a street sweeping schedule from CONTRACTOR that shows the dates and times their area will be swept, and also to request that vehicles be removed from the curb and gutter area, so that the frontage of their home or business may be properly cleaned.

EXHIBIT B
STREET SWEEPING SERVICE
AND
EQUIPMENT REQUIREMENTS

1. CONTRACTOR shall provide street sweeping services, including all necessary labor, materials and equipment, for all City streets with or without curb and gutter. All employees assigned to street sweeping operations shall be fully capable, experienced and trained in the work they are to perform. All street sweeping services shall be conducted in a workmanlike manner and in accordance with recognized industry standards, and to the reasonable satisfaction of the Public Works Director.
2. Street sweeping of private streets is not included in this franchise. However, nothing in this franchise shall prevent CONTRACTOR from entering into contracts with the owners of private drives, and parking lots.
3. CONTRACTOR, or its subcontractor, shall perform all street sweeping services in accordance with the schedule set forth in Exhibit A.
4. All street sweeping equipment shall meet each of the following standards:
 - a. Equipment shall be heavy duty, vacuum, or broom type sweeping equipment, equipped with dual gutter brooms and designed to clean the streets of paper, dirt, rocks, leaves and other debris.
 - b. It shall be equipped with an efficient water spray system for dust control.
 - c. It shall be capable of sweeping a minimum one-pass width of eight feet.
 - d. It shall conform to all applicable safety standards.
 - e. It shall be properly registered in the State of California, and insured in accordance with the laws of the State of California.
 - f. It shall have the name and local telephone number of CONTRACTOR displayed thereon in letters no smaller than two and one half inches in height. The name of the City or City logo shall not be displayed on the sweeping equipment.
 - g. The sweeping equipment shall be kept clean and well-maintained, and in proper adjustment to ensure proper sweeping operations and that the equipment is without oil leaks. CONTRACTOR shall make sure that the sweeping contractor maintains a sufficient supply of spare tires, brooms and other parts, to ensure the timely and continuous provision of services. The equipment shall be subject to inspection and approval of the CITY's Public Works Director, or his Assistant.

Before the effective date of the Franchise agreement, CONTRACTOR shall furnish the City with Liability, and Worker Compensation Insurance Certificates from the Sub-Contractor, under the Insurance requirements Item Eleven, Page Seven of the Franchise Agreement.

5. Sweeping Contractor shall immediately clean-up and/or report to the City any and all conditions related to street sweeping which may tend to create unsafe or hazardous conditions.
6. Sweeping Contractor shall submit such reports as may be requested by the City concerning street sweeping schedules, frequency of service and the collection and disposal of debris. And to notify the Public, and the City at least once a year or prior to any changes in the sweeping schedule.

EXHIBIT C
CITY OF CORNING RATE SCHEDULE FOR CORNING DISPOSAL
Effective April 1, 2008

RESIDENTIAL RATES

		2.51%	2.47%	
	<u>Current Rate</u>	<u>CPI Adjustment</u>	<u>Fuel Adjustment</u>	<u>New Rate</u>
Roller Carts (96-Gallon)	\$ 17.43	\$ 0.44	\$ 0.43	\$ 18.30
Senior Citizen Roller Cart (32-Gallon)	\$ 7.70			\$ 9.15

COMMERCIAL RATES

<u>Container Size</u>	<u>Frequency</u>	<u>Current Rate</u>	<u>CPI Adjustment</u>	<u>CPI Adjustment</u>	<u>New Rate</u>
1 96-Gallon Roller Cart	1X Week	\$ 17.43	\$ 0.44	\$ 0.43	\$ 18.30
1 Yard	1X Week	\$ 56.11	\$ 1.41	\$ 1.39	\$ 58.91
1 Yard	Extra Pickup	\$ 12.27	\$ 0.31	\$ 0.30	\$ 12.88
1.5 Yard	1X Week	\$ 78.38	\$ 1.97	\$ 1.94	\$ 82.29
1.5 Yard	2X Week	\$ 143.25	\$ 3.60	\$ 3.54	\$ 150.39
1.5 Yard	Extra Pickup	\$ 17.15	\$ 0.43	\$ 0.42	\$ 18.00
2 Yard	1X Week	\$ 100.75	\$ 2.53	\$ 2.49	\$ 105.77
2 Yard	2X Week	\$ 198.23	\$ 4.98	\$ 4.90	\$ 208.11
2 Yard	3X Week	\$ 252.35	\$ 6.34	\$ 6.23	\$ 264.92
2 Yard	Extra Pickup	\$ 22.04	\$ 0.55	\$ 0.54	\$ 23.13
3 Yard	1X Week	\$ 143.25	\$ 3.60	\$ 3.54	\$ 150.39
3 Yard	2X Week	\$ 255.91	\$ 6.43	\$ 6.32	\$ 268.66
3 Yard	3X Week	\$ 330.59	\$ 8.31	\$ 8.17	\$ 347.07
3 Yard	Extra Pickup	\$ 31.34	\$ 0.79	\$ 0.77	\$ 32.90
4 Yard	1X Week	\$ 187.91	\$ 4.72	\$ 4.64	\$ 197.27
4 Yard	2X Week	\$ 320.09	\$ 8.04	\$ 7.91	\$ 336.04
4 Yard	3X Week	\$ 432.08	\$ 10.86	\$ 10.67	\$ 453.61
4 Yard	4X Week	\$ 585.60	\$ 14.72	\$ 14.46	\$ 614.78
4 Yard	Extra Pickup	\$ 41.11	\$ 1.03	\$ 1.02	\$ 43.16
6 Yard	1X Week	\$ 255.91	\$ 6.43	\$ 6.32	\$ 268.66
6 Yard	2X Week	\$ 432.10	\$ 10.86	\$ 10.67	\$ 453.63
6 Yard	3X Week	\$ 608.19	\$ 15.28	\$ 15.02	\$ 638.49
6 Yard	4X Week	\$ 765.42	\$ 19.24	\$ 18.91	\$ 803.57
6 Yard	Extra Pickup	\$ 55.99	\$ 1.41	\$ 1.38	\$ 58.78

BIN RATES

	<u>608.19</u>	<u>CPI Adjustment</u>	<u>CPI Adjustment</u>	<u>New Rate</u>
4 Yard "BIN-A-DAY" 3 DAY RENTAL	\$ 79.01	\$ 1.99	\$ 1.95	\$ 82.95
Basic rate for Temporary Drop Box Service				
20 Yard	\$ 374.59	\$ 9.41	\$ 9.25	\$ 393.25
30 Yard	\$ 417.08	\$ 10.48	\$ 10.30	\$ 437.86

*** Seniors get a \$9 discount from the base rate.

On-call curbside Bulky Waste Pick up \$65.00

ITEM NO.: I-12
RATIFY MEMORANDUM OF UNDERSTANDING
WITH CORNING MANAGEMENT ASSOCIATION
AND SIDE LETTER AGREEING TO CONTINUE
FURLOUGHS FOR ANOTHER YEAR THROUGH
JUNE 30, 2012
FEBRUARY 22, 2011

TO: HONORABLE MAYOR AND COUNCIL MEMBERS
FROM: STEPHEN J. KIMBROUGH, CITY MANAGER



SUMMARY:

The City of Corning has reached agreement with the employees of the Corning Management Association as reflected in the "Tentative Agreement" dated February 2, 2011 and attached for City Council's information. Also attached is the complete Agreement, known under California Law as a "Memorandum of Understanding".

This is a significant agreement which reduces the retirement benefits for all Management new hires. It will reduce the cost of retirement by almost 9.5% of salary per year for non-sworn Management Employees and by 31.5% of salary for the two Chiefs who are both sworn Safety Employees. The savings will occur over time as new employees are hired, but it represents an important start.

The Management Team sought no pay or benefit increases during the term of the agreement, and in a separate side letter, the Association agreed to the continuation of the furloughs for another year and a half through June 30, 2012!

The City Council set the limits of the bargaining and agreed that the continuation of the terms of the furloughs would contain a clause promising no lay-offs. The Council has repeatedly expressed their appreciation to the City Employees for their commitment to reducing City costs by cutting pay by 10% during what is now called "The Great Recession".

MEMORANDUM OF UNDERSTANDING:

The new Agreement is effective January 1, 2011 and expires December 31, 2011. The Management Association represents the classifications of:

Fire Chief	Public Works Director	Assist. Public Works Director
Planning Director	Police Administrative Services Manager	Building Official

The Association also represents the classification of Police Chief. The Chief is, of course, retiring on March 1st, and returning part-time under a separate contract with the City; the MOU will not apply to his benefits and terms of employment.

Here are the key elements of the proposed new Agreement:

1. This is a 1-Year Agreement (January 1, 2011 through December 31, 2011); and
2. For existing Management Employees, the City will continue to provide retirement benefits under a contract with the California Public Employee Retirement System (PERS) as follows:
 1. For PERS Miscellaneous Members, the City will continue the 2% at 55 Plan and will pay 7% of the "Employee Contribution"; and
 2. For PERS Safety Members, the City will continue the 3% at 50 Plan and will pay 9% of the "Employee Contribution".

3. The City and the Association agree to implement the following changes for new hires as soon as administratively feasible under PERS procedures:
 - (a) For PERS Miscellaneous members the City will provide the 2% at 60 formula with three (3) year average salary.
 - (b) For PERS Safety members the City will provide the 3% at 55 formula with three (3) year average salary.
 - (c) For Management employees hired after the date the City Council approves the Memorandum of Understanding (MOU), new Miscellaneous Members will pay 3.5% of the 7% employee share of the retirement cost, and Safety members will pay 4.5% of the 9% of the employee share of retirement cost.

SIDE LETTER EXTENDING FURLOUGHS:

The attached "Sideletter" mutually agreed-to this year restates the existing agreement from last year and extends the furloughs for a third year through June 30, 2012.

FINANCIAL

Under the proposed Agreement, the City will incur no additional retirement costs for current employees, however the City will experience substantial retirement cost savings on Management Employees hired after the date of ratification of this agreement.

The new Agreement will cause no other new costs to the City. Current Miscellaneous employees' retirement cost will be 20.7% of salary effective July 1, 2011 but will drop to 11.2% for new hires. This is a long term savings of 9.5% of salary. Current "Sworn" Safety Employees will cost the City 56% of salary, effective July 1, 2011, but the retirement cost of new hires will drop to 24.5% of Salary. This is a long term savings of 31.5% of salary.

RECOMMENDATION:

MAYOR AND COUNCIL RATIFY THE MEMORANDUM OF UNDERSTANDING WITH THE CORNING MANAGEMENT ASSOCIATION FOR THE PERIOD JANUARY 1, 2011 THROUGH DECEMBER 31, 2011.



City of Corning

794 Third St. Corning, CA 96021 (530) 824-7020 Fax (530) 824-2489

**TENTATIVE AGREEMENT
CONTINUATION OF SIDE LETTER OF AGREEMENT
BETWEEN
CITY OF CORNING
AND
MANAGEMENT UNIT
Re: Furloughs
February 2, 2011**

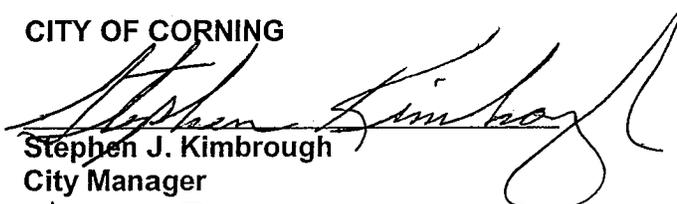
Furloughs began on October 4, 2009 and would have ended June 30, 2010. Prior to expiration, the parties met and agreed to continue the furloughs through June 30, 2011. This new Sideletter extends Furloughs through June 30, 2012. The City and the Management Unit agree to staff furloughs as follows:

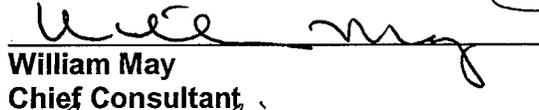
1. All regular full-time members of the Management Unit shall be furloughed eight (8) hours each pay period with a corresponding loss of pay.
2. Furloughs will continue beginning July 1, 2011 and run through June 30, 2012.
3. Should the City lay off any regular full time City employee, furloughs will be discontinued and hours and salaries will be adjusted back to their normal pre-furlough hours and salaries effective the start of the pay period closest to the date the lay off(s) actually occur; and

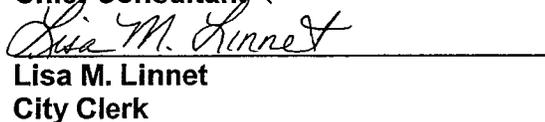
Regular full time City employees who are actually laid off shall receive one month's severance pay at their normal pre-furlough rate.

4. Management Unit Employees have the flexibility to provide their own scheduling, subject to City Manager and/or his designee review and concurrence so long as they reduce their schedule by the required eight (8) hours per pay period.

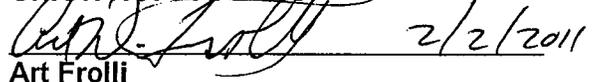
CITY OF CORNING


Stephen J. Kimbrough
City Manager


William May
Chief Consultant


Lisa M. Linnet
City Clerk

**OPERATING ENGINEERS LOCAL
UNION NO. 3 AFL-CIO**

 2/2/2011
Art Frolli

OE-3 Business Representative


Tony Cardenas
Employee Representative



MEMORANDUM OF UNDERSTANDING

Between

CITY OF CORNING

And

**THE CITY OF CORNING
MANAGEMENT ASSOCIATION**

For

Management Employees

Effective:

January 1, 2011 – December 31, 2011

**Agreement January 1, 2011
Ratified by City Council February 22, 2011**

THIS MEMORANDUM OF UNDERSTANDING is made and entered into between the **MANAGEMENT ASSOCIATION**, hereinafter referred to as "**Association**", and the designated representatives of the **CITY OF CORNING**, hereinafter referred to as the "**City**", pursuant to the provisions of the Meyers-Milias-Brown Act (Government Code Sections 3500, et seq.).

ARTICLE 1

GENERAL PROVISIONS – DEFINITIONS:

- 1.1 A. Employer: The term "Employer", as used herein, shall refer to the City of Corning.
- B. Association: The term "Association", as used herein, shall refer to the City of Corning Management Association.
- C. Employee: The term "Employee", as used herein, shall mean all Employees of the Management Unit as designated under the provisions of the Employee Relations Policy of the City of Corning.
- D. Employee Anniversary Date: The term "employment anniversary date", as used herein, shall mean the anniversary date of the employee's employment with the City.
- E. Step Anniversary Date: The term "step anniversary date", as used herein, shall mean the date upon which an employee has finished serving the requisite amount of time in order to be eligible for a salary step increase. A new time period for such requisite service shall commence upon the occurrence of any of the following events: promotion; reclassification; implementation of a Memorandum of Understanding provision or Side Letter of Understanding specifying a movement into a new step or an increase in the rate paid for the step currently held by the employee.

ARTICLE 2

RECOGNITION:

2.1 The Employer hereby recognizes the Association as the only organization entitled to meet and confer on matters within the scope of representation.

ARTICLE 3

HIRING PROVISIONS:

3.1 No Employee covered by this Memorandum of Understanding shall be discriminated against by the Employer, or by the Association, by reason of race, color, religion, sex, age or national origin.

3.2 The Employer shall not discharge, or otherwise discriminate against any employee by reason of Association activities not interfering with the proper performance of his work.

ARTICLE 4

MANAGEMENT RIGHTS:

4.1 The Employer retains the exclusive right to manage the City. All the rights, powers, functions and authority of the Employer which it had prior to the time the Association became certified as representative of the Employees of the Employer and which are not limited or modified by specific provisions of the Memorandum are retained by the Employer. The Employer specifically retains the right to manage and supervise its Employees as follows:

(1) To hire, promote, transfer, assign, classify positions, retain employees, and to suspend, demote, discharge or take other disciplinary action against employees.

(2) To lay off or demote Employees from duties because of lack of work, lack of funds, in the interest of economy, or other legitimate reasons.

(3) To determine the policies, standards, procedures, methods, means and personnel by which City operations are to be conducted.

(4) To take whatever actions may be necessary to carry out the City in situations of emergency.

(5) To limit or prohibit the right of Employees in certain positions or classes of positions from forming, joining, or participating in employee organizations as provided in the California Government Code, and designating such employees in the current Schedule of Department and Authorized Positions adopted by resolution.

(6) Nothing in this policy shall be construed to interfere with the City's right to manage its operations in the most economical and efficient manner consistent with the best interests of all citizens, taxpayers, and employees of the City.

**ARTICLE 5
ASSOCIATION RIGHTS:**

5.1 The Association recognizes its obligation to cooperate with the Employer to assure maximum service of the highest quality and efficiency to the citizens of the City of Corning consistent with its obligations to the Employees it represents.

5.2 Employer and Association affirm the principle that harmonious employer-employee relations are to be promoted and furthered. When a person is hired in any of the covered job classifications, the City shall notify that person that the Association is the certified representative for the Employees and shall notify the Association of such hiring.

5.3 The Employer shall provide the Association space to erect a bulletin board in each area where Employees covered by this Memorandum are assigned.

5.4 Association President shall have access to any Employee or Employees presenting a grievance, and Employees have the right to have the Association represent the Employee at all stages of disciplinary action.

**ARTICLE 6
PEACEFUL PERFORMANCE:**

6.1 The parties to this Memorandum of Understanding recognize and acknowledge that the services performed by the City Employees covered by this Memorandum of Understanding are essential to the public health, safety and general welfare of the residents of the City of Corning. The Association agrees that under no circumstances will the Association recommend, encourage, cause or permit its members to initiate, participate in, nor will any member of the bargaining unit take part in, any strike, sit-down, stay-in, sick-out, slow-down or picketing (hereinafter collectively referred to as work-stoppage), in any office or department of the City, nor to curtail any work or restrict any production, or interfere with any operation of the City. In the event of any such work stoppage by any member of the bargaining unit, the City shall not be required to negotiate on the merits of any dispute, which may have given rise to such work stoppage until said work stoppage has ceased.

6.2 In the event of any work stoppage during the term of this Memorandum of Understanding, whether by the Association or by any member of the bargaining unit, the Association, by its officers, shall immediately declare in writing and publicize that such action is illegal and unauthorized, and further direct its members in writing to cease the said conduct and resume work. Copies of such written notice shall be served upon the City. If in the event of any work stoppage, the Association promptly and in good faith, performs the obligations of this paragraph, and providing the Association has not otherwise authorized, permitted or encouraged such work stoppage, the Association shall not be liable for any damages caused by the violation

of this provision. However, the City shall have the right to discipline, including discharge, any employee who instigates, participates in, or gives leadership to, any work stoppage activity herein prohibited, and the City shall also have the right to seek full legal redress including damages, as against any such employee.

**ARTICLE 7
PAYMENTS:**

7.1 This Memorandum is intended to cover all aspects of wages, hours, and working conditions for Employees covered herein; therefore, nothing in this Memorandum shall prevent the Employer from modifying any fringe benefits or benefit plans not specifically provided for in this Memorandum such as retirement plans, salary continuation plans, etc., subject to meet and confer.

7.2 If an Employee covered by this Memorandum is permanently assigned work of a substantially new or different nature so as to constitute a new job classification, the Employer and the Association shall determine the wage rate through the established procedures.

**ARTICLE 8
PREVAILING RIGHTS:**

8.1 This Memorandum of Understanding contains all of the covenants, stipulations and provisions agreed upon by the parties. It is understood that all items relating to Employees' wages, hours, and other terms and conditions of employment not covered in this Memorandum of Understanding shall remain the same, except as specifically mentioned in this Memorandum of Understanding; therefore, for the life of this Memorandum of Understanding, neither party shall be compelled to bargain with the other concerning any mandatory bargaining issues, whether specifically bargained about prior to the execution of this Memorandum of Understanding or which may have been omitted in the bargaining which led up to the execution of this Memorandum of Understanding, except by mutual agreement of the parties or as specifically mentioned in this Memorandum of Understanding.

**ARTICLE 9
CLASSIFICATIONS AND WAGES:**

9.1 For the period of this agreement, Employees will be paid in accordance with the monthly salary schedule and effective dates as shown in Exhibit "A". Employees will be eligible for step increases on their step anniversary dates. Employees may advance to the next step in the pay schedule upon satisfactory completion of the required time in the lower step. The time required between step A and B shall be (6) six months. Advancement from step B to C, C to D and D to E shall be (12) twelve months between each step.

**ARTICLE 10
HEALTH AND WELFARE INSURANCE:**

10.1 All Employees and their eligible dependents may participate in the Operating Engineers Public Employees' Health and Welfare Plan, with the City contributing to the cost of such plan up to \$1,083.50 per month towards the rate. The employee shall pay any remaining costs of insurance.

Future increases shall be divided equally between the City and the employee.

10.2 The City shall pay the fee for Employees who are not members of the Operating Engineers Local No. 3 Union in order to participate in the Union's Health and Welfare Plan.

10.3 The City shall continue to pay the Life and Disability Insurance premiums. Life Insurance for Employee shall be seventy thousand dollars (\$70,000).

10.4 The City shall have the option of replacing the Operating Engineers Public Employees Health and Welfare Plan with a plan of the City's choosing. If the City exercises this option, the City shall maintain coverage that is comparable and substantially equivalent to that provided currently under the present plan.

ARTICLE 11

ADMINISTRATIVE LEAVE:

11.1 Each Employee in the Unit shall receive eighty (80) hours Administrative Leave per year credited on July 1 of each year.

11.2 Administrative Leave time may be carried into the following year, but at no time can it exceed one hundred (100) hours.

11.3 Administrative Leave in excess of one hundred (100) hours shall be paid.

11.4 Employees shall be allowed to convert up to fifty (50%) percent of Administrative Leave hours each fiscal year to paid days. Department heads shall plan for such conversion in their annual budget proposals.

11.5 Unused Administrative Leave shall be paid upon termination.

ARTICLE 12

SICK LEAVE:

12.1 Sick leave is available to an employee to use in case of illness, bodily injury, exposure to a contagious disease, medical or dental appointment or attendance upon seriously ill member of employee's immediate family, as defined by these rules. An employee may take paid sick leave after the first month of employment. Every effort by the employee shall be made to schedule appointments during non-work hours.

12.2 Sick leave with pay shall be granted to all Employees. Sick leave shall be accumulated at the rate of one (1) day per calendar month of service, not to exceed a total accumulation of two hundred forty (240) days. An employee with 20 years service to the City will be allowed unlimited sick leave accrual above the 240-day cap only for the exclusive purpose of converting to pre-paid health insurance after retirement.

12.3 **Family Leave.** Family Leave shall be administered in accordance with applicable State and Federal Law.

12.4 **Bereavement Leave.** In the event of a death in the immediate family, the Employee may take off up to four (4) days. The immediate family shall be defined as husband, wife, child, mother, father, brother, sister, grandparents and grandchildren. Such leave shall be charged to sick leave.

12.5 Employees who have less than thirty-six (36) days of sick leave accumulated may, in lieu of taking vacation, bank said vacation time under sick leave.

12.6 **On-The-Job Injuries.** When an employee is off work as a result of a valid on-the-job injury sustained in the service of the City, the employee is entitled to use their accrued Sick Leave during the period of disability to make up the difference between their regular pay and the Workers Compensation Temporary Disability Payments. The City shall pay only that amount necessary to make up the difference between the employee's monthly rate and the amount payable to the employee as temporary disability payments from the Worker's Compensation Insurance Plan of the City. To take advantage of this benefit, the employee must forward their temporary disability check to the City.

12.7 The City may require verification of the necessity for sick leave. Such verification may be in the form of a written statement from a doctor or a personal affidavit from the Employee. The City reserves the right to specify which of the two verification procedures will be required in any particular situation. If the City requires verification from a physician, the City shall pay for the cost of such verification to the extent such cost is not reimbursed by the Employee's health insurance.

12.8 If the City determines that an Employee has abused the provisions of the sick leave policy, the Employee shall be subject to disciplinary action.

12.9 **Sick Leave Credit Upon Retirement.** The Employer agrees to pay fifty percent (50%) of Employee's unused accumulated sick leave upon retirement or death. Upon reduction in force, the City shall pay twenty-five percent (25%) of Employee's unused accumulated sick leave.

12.10 **Sick Leave Conversion Upon Retirement.** In lieu of a cash out of sick leave, an employee, upon retirement under PERS, may choose as an option to convert a percentage of the dollar value of the sick leave at the employee's current hourly base rate of pay as of the date of retirement, to pay the pre-paid health insurance premium up for a period of time up to age 65 according to the following conversion plan.

<u>Employee's years of service with City</u>	<u>Percentage value of employee's accrued Sick Leave</u>
Through 15 years	50%
16 through 19 years	70%
20 or more years	80%

(a) Following is the procedure to account for the percentage value of converted sick leave. At the written request of the retiring employee, the City Staff will compute the dollar value of the accrued sick leave according to the percentages shown above and maintain an accounting in the employee's name deducting the amount of monthly City health insurance premium from the "balance".

(b) The value of sick leave does not accrue in a cash fund for each employee, therefore no actual funds are held in trust. The City simply agrees to pay the retiree's premium for a period of time until the balance value of the conversion is depleted.

(c) Should a retired employee want to stop their insurance premium payments under the Section, the employee must notify the City Manager in writing, giving the date payments should end, and City Staff will do an accounting of the percent (50%) value provided for in the sick leave payoff provisions of this MOU and the actual dollar amount already paid out. Should this amount still be less than the fifty percent provided for in Section 17.2, the balance will be paid to the employee.

(d) Should a retired employee die prior to fully using this benefit, any dependents covered under the health insurance may, if permitted to continue insurance coverage by the insurance carrier, receive the continuation of this benefit until fully expended. The benefit shall have no cash value to the employee's estate nor can the City accept any claim for payoff by heirs.

(e) Employees not choosing to remain in the City's offered health plan may utilize the benefits set out in these sections to be applied to the cost of a private health plan. The retired employee will be reimbursed, on a quarter year basis, such amounts as provided in these sections, upon submission of a written claim and proof of a paid premium by the retired employee. The form, manner of claim and proof, will be as prescribed by the City.

**ARTICLE 13
UNIFORM ALLOWANCE:**

13.1 The City agrees to furnish, at no cost to the Employees, necessary foul weather gear and safety items required and determined by the City. In addition, thereto, the Employer may furnish two (2) coveralls per week to each Employee desiring coveralls. Upon City determination, the City agrees to provide either short or long sleeve safety shirts, rubber boots, safety boots and gloves.

13.2 The City shall provide a Uniform Allowance of \$600 per year to the Police Chief and \$300 per year for the Fire Chief.

**ARTICLE 14
HOLIDAYS AND HOLIDAY PAY:**

14.1 The employees shall receive the following scheduled holidays off with pay:

(1)	January 1	New Year's Day
(2)	February, 3rd. Monday	President's Day
(3)	May, last Monday	Memorial Day
(4)	July 4	Independence Day
(5)	September, 1st. Monday	Labor Day
(6)	November 11	Veteran's Day
(7)	November, last Thursday	Thanksgiving Day
(8)	November, last Friday Post	Thanksgiving Day
(9)	December 24	Christmas Eve Day
(10)	December 25	Christmas Day

In addition to the scheduled holidays above, each employee shall be credited with 14 hours of floating holidays on January 1, and July 1 of each year. Floating holidays shall be taken in the calendar year credited, at a time and manner mutually agreed to by the employee and the Department Head.

14.2 An Employee who is regularly scheduled to work on a holiday shall be granted a day off at a time mutually agreeable to the Employee and the Employer.

14.3 If a holiday falls on an Employee's day off, the Employer shall compensate the Employee by either eight (8) hours compensatory time off, or eight (8) hours straight-time pay, at the Employee's option.

14.4 The holiday of November 11 will be celebrated on the nearest Monday or Friday, which will create a three-day weekend. The Christmas Eve holiday will be celebrated either on Christmas Eve or the day after Christmas, whichever will create a four-day weekend.

**ARTICLE 15
RETIREMENT:**

15.1 **For existing Management Employees, the City provides retirement benefits under a contract with the California Public Employee Retirement System (PERS) as follows:**

15.2 For PERS Miscellaneous Members, the City will continue the 2% at 55 Plan and will pay 7% of the "Employee Contribution".

15.3 For PERS Safety Members, the City will continue the 3% at 50 Plan and will pay 9% of the "Employee Contribution".

15.4 The City and the Association agree to implement the following changes for new hires as soon as administratively feasible under PERS procedures after the City Council approves the Memorandum of Understanding (MOU).

(a) For PERS Miscellaneous members the City will provide the 2% at 60 formula with three (3) year average salary.

(b) For PERS Safety members the City will provide the 3% at 55 formula with three (3) year average salary.

(c) For Management employees hired after the date the City Council approves the Memorandum of Understanding (MOU), new Miscellaneous Members will pay 3.5% of the 7% employee share of the retirement cost, and Safety members will pay 4.5% of the 9% of the employee share of retirement cost.

ARTICLE 16 VACATION:

16.1 Employees shall earn vacation according to the following:

(a) Employees shall earn vacation with pay at the rate of one hundred twenty (120) hours per year after one (1) year and during the first seven (7) years of City employment.

(b) Employees shall earn vacation with pay at the rate of one hundred sixty (160) hours per year after completion of seven (7) years of City employment.

(c) Employees shall earn vacation with pay at the rate of two hundred (200) hours per year after twelve (12) years of City employment.

(d) The maximum number of vacation hours employees may carry over or have in a vacation account at the start of each new calendar year is one hundred twenty (120) hours.

(e) Employees who have more than one hundred twenty (120) hours in their vacation account will have the excess vacation time paid off at the close of each calendar year.

16.2 The Employee shall have the option of converting up to fifty percent (50%) of unpaid accumulated vacation to cash payment in lieu of taking vacation. Employees may exercise the payoff option only one (1) time per fiscal year with five (5) working days notice to payroll.

ARTICLE 17 PROBATION PERIOD AND EVALUATION:

17.1 All Employee evaluations should be made by the City Manager or the Employee's Department Head when applicable. The City reserves the right to conduct formal evaluation summaries every six (6) months. Nothing contained herein should be construed to limit the right of the City to continually monitor and assess Employee performance and provide feedback to the Employee regarding the Employee's performance.

17.2 All new, promoted, and reclassified Employees are on probation for six (6) months except Safety Employees who shall serve a one (1) year probation period. Current City Employees accepting a promotion to a higher classification retain the right to return to their former classification if the City determines they are unable to satisfy the requirements of the new classification.

17.3 Management employees will be eligible for seniority performance incentive pay increase under the following conditions:

(a) An annual performance evaluation will be required to receive and maintain a seniority performance pay increase.

(b) The performance evaluation will be made 30 days before the employee's anniversary date, by the City Manager each year.

(c) Approved employees will receive a performance incentive pay increase to be added to their base salary rate as follows:

A. 2.5% after 15 years, effective first pay period after anniversary date.

B. 5% after 20 years, effective first pay period after anniversary date, (not to be compounded with 2.5% increase for 15 years).

(d) This plan will be implemented for all eligible, 30 days after ratification of MOU, to allow for an initial evaluation increase to be effective the first pay period following the 30-day period. Such increase will remain in effect to the employee's next anniversary date prior to which time a reevaluation is required.

ARTICLE 18

SAVINGS CLAUSE:

18.1 If any Article section, subsection, paragraph, sentence, clause or phrase of this Memorandum of Understanding shall, for any reason, be held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining portion of the Memorandum, it being expressly provided that this Memorandum and each Article section, subsection, paragraph, sentence, clause or phrase hereof would have been adopted irrespective of the fact that any one or more articles, sections, subsections, paragraphs, sentences, clauses or phrases shall be declared invalid or unconstitutional.

ARTICLE 19

TERM OF AGREEMENT:

19.1 This Memorandum of Understanding shall be effective January 1, 2011 upon adoption by the City Council of the City of Corning and shall remain in effect until December 31, 2011.

19.2 This Memorandum of Understanding may be extended by mutual agreement of the parties if additional time is required to consummate a new Memorandum.

IN WITNESS WHEREOF, the parties hereto have executed this Memorandum of Understanding this 22nd day of February 2011.

CITY OF CORNING:

MANAGEMENT ASSOCIATION:

Stephen J. Kimbrough, City Manager

Anthony F. Cardenas, President

William L. May, Chief Negotiator

**Art Frolli, Operating Engineers
Business Representative**

"EXHIBIT A"

Management Employees
Effective January 2011

<u>Classifications</u>	<u>Step A</u>	<u>Step B</u>	<u>Step C</u>	<u>Step D</u>	<u>Step E</u>
Police Chief	5938	6251	6580	6926	7291
Public Works Director	5610	5905	6216	6543	6887
Fire Chief	5514	5804	6109	6431	6769
Planning Director	5184	5457	5744	6046	6364
Building Official	4685	4931	5190	5463	5750
Assist. Public Works Director	4089	4304	4530	4768	5019
Admin. Services Manager	3540	3726	3922	4128	4345

ITEM NO. I-13
ORDINANCE NO. 644; AMENDING CHAPTER 13
OF THE MUNICIPAL CODE REGARDING
MAINTENANCE OF BACKFLOW PREVENTION
DEVICES.

FEBRUARY 22, 2011

TO: CITY COUNCIL OF THE CITY OF CORNING, CALIFORNIA
FROM: STEPHEN J. KIMBROUGH, CITY MANAGER
JOHN L. BREWER, AICP; PUBLIC WORKS DIRECTOR



SUMMARY:

Staff recommends the City Council adopt Ordinance No. 644. The ordinance would authorize the City to complete maintenance of backflow prevention devices and then attach and collect the costs through the regular water bill process.

BACKGROUND:

The City of Corning requires the installation of backflow prevention devices in commercial, industrial and multi-family residential projects. The purpose is to ensure that "backflow:" contamination from irrigation or other waste lines doesn't affect our water distribution system. We currently have about 60 of the devices in town. We notify the property owners of the need to inspect and maintain the backflow devices annually.

We occasionally encounter customers that either ignore our annual reminders or postpone backflow device inspection/ maintenance. These situations cause us to write and rewrite requests, oftentimes without success. Currently our sole remedy is to shut off the water to the address. Shutting off water service interrupts business activities and can damage the relationship between the City and the business owner.

Staff proposes to amend the City Code to allow the City to initiate the inspection and any repair work, and then to attach the associated costs to the business's water utility bill. Attached Ordinance 644 would add section 13.08.170.D. 3 for that purpose.

Additionally, the ordinance will fix a typo where Section 13.08.170 has two subsections labeled "B". The second one should be "D", and will be upon adoption of Ordinance 644.

RECOMMENDATION:

That the City Council;

- Waive the first reading and introduce Ordinance No. 644, the ordinance to authorize the City to inspect and repair backflow prevention devices and to collect the associated costs through the regular water billings.

ORDINANCE NO. 644

AN ORDINANCE OF THE CITY OF CORNING REGARDING CITY INITIATION OF BACKFLOW PREVENTION DEVICE INSPECTIONS AND REPAIRS THERETO AND RECOVERING COSTS THOUGH THE WATER UTILITY BILLINGS.

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

Section 1. Sections 13.08.170.B. titled "Annual Inspection of Cross-connection Devices Required" is hereby recodified as Section 13.08.170.D to correct the current duplication.

Section 2. Section 13.08.170.D.3 is hereby added to read as follows:

When a customer-user fails to complete the annual testing and/or repairs in a timely manner, the Director of Public Works is hereby authorized to order said testing and repairs be completed by a certified tester and/or appropriately qualified repair firm. The costs incurred for the testing and /or repairs of the backflow prevention device(s) shall be the responsibility of the customer user, and may be assigned and collected as part of the water service billing.

Section 3. This Ordinance shall take effect and be in force thirty (30) days from the date of its passage. It or a summary of it, shall be published once before the expiration of fifteen (15) days after its passage as provided in Section 36933 of the Government Code of California, with the names of the Council persons voting for and against the same, in a newspaper of general circulation in the County of Tehama.



The foregoing Ordinance was introduced at a regular meeting of the City Council of the City of Corning held on _____ and adopted at a regular meeting of the City Council of the City of Corning held on _____ by the following vote:

Ayes:

Noes: None

Absent or Not Voting: None

(Ordinance 644-continued)

GARY STRACK,
MAYOR

ATTEST:

LISA M. LINNET,
CITY CLERK

EXISTING MUNICIPAL CODE:

Section 13.08.170 Cross-connections.

A. Cross-connection Control Required. It shall be the responsibility of the public works department of the city of Corning to protect the public potable water distribution system from contamination or pollution due to the backflow or back-siphonage of contaminants or pollutants through the water service connection. If, in the judgment of the director of public works or a designated agent, an approved backflow-prevention device is required at the city's water service connection to any customer's premises, for the safety of the city water system, the director or designated agent shall give notice in writing to said customer to install such an approved device at each service connection to their premises. The customer shall immediately install such device, at their expense. Failure, refusal or inability on the part of the customer to install such device shall constitute grounds for discontinuing water service to the premises until such device has been properly installed.

B. Approved Standards for Cross-connection Control Devices and Systems.

1. Any backflow-prevention device required by this code shall be a model and size approved by the public works director. The term "approved backflow-prevention device" means a device that has been manufactured in full conformance with the standards established by the American Water Works Association (A.W.W.A.), entitled "A.W.W.A. C 506-78 Standards for Reduced Pressure and Double Check Valve Backflow Prevention Devices"; and which has met completely the laboratory and field performance specifications of the Foundation for Cross-Connection and Hydraulic Research of the University of Southern California, and Specifications of Backflow Prevention Devices (#69-2) or the most current issue.

2. Said A.W.W.A. and F.C.C.C. and H.R. standards and specifications have been adopted by the city of Corning by resolution. The public works department shall maintain a current list of approved devices.

3. As a protection to the customer's plumbing system, a suitable pressure-relief valve shall be installed and maintained at the customer's expense. The relief valve shall be installed between the backflow-prevention device and the customer's water heater.

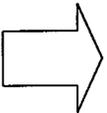
4. In special cases, the city may require the customer to eliminate certain plumbing or piping connections as an additional precaution to prevent backflow.

C. Approval of Public Works Director Required. Prior to the installation of any such devices, the customer shall submit to the public works director a statement containing the make and model of the device, and location and method of installation of such device for approval. Failure to do so could result in the installation of a nonapproved device.

B. Annual Inspection of Cross-connection Control Devices Required.

1. It shall be the duty of the customer-user at any premises where said devices have been installed to have certified inspections and operational tests made at least once a year. If in the opinion of the director or his designated agent a hazard is great enough, he may require a certified inspection at more frequent intervals. These inspections and tests shall be done at the customer's expense and shall be performed by the device manufacturer's representative, by the city's utility personnel, or a certified tester approved by the city.

2. It shall be the duty of the public works department to insure that these timely tests are made. The customer shall notify the city in advance of these tests so that a representative may witness the tests if so desired. These devices shall be repaired, overhauled or replaced when-- ever said devices are found to be defective at the customer's expense. Records of such tests, repairs or replacement shall be kept and made available to the city. (Ord. 443 §2, 1986).



**ITEM NO: I-14
APPROVE CONTRACT CHANGE ORDER #6,
AMENDING SCOPE OF WORK AND
INCREASING THE RODGERS THEATER
IMPROVEMENT PROJECT BY \$12,542.37
FOR A TOTAL PROJECT COST OF
\$213,080.71.**

FEBRUARY 22, 2011

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: STEPHEN J. KIMBROUGH, CITY MANAGER
JOHN L. BREWER, AICP, DIRECTOR OF PUBLIC WORKS
TERRY HOOFARD, CITY BUILDING OFFICIAL

Steve
JB
J.A.

SUMMARY:

Staff recommends the City Council approve the attached "Change Order No. 6" in the amount of \$12,542.37. The Change Order is necessary to complete the trenching so that the new electrical service can be placed underground. The plans and specifications did not anticipate undergrounding the new electrical service. In fact, the utility provider initially indicated the new service would be from the adjacent overhead utility lines.

See the attached Change Order request from Don Azevedo Construction.

BACKGROUND:

The Rodgers Theater Improvement Project was awarded to Don Azevedo Construction of Chico, CA at the September 28, 2010 City Council Meeting. The project required the contractor to complete certain electrical upgrades to the building to serve the new HVAC systems and future theater upgrades. Among those was the installation of a new electrical service connection. The original plan was to install a new overhead 600 amp 3-phase service to the building.

However, upon consultation with PG & E representatives, we discovered that the maximum overhead service would be 400 amps. We checked with our Project Engineer, Building Official and Consultant Contractor and determined that 400 amp service would be sufficient. Change Order No 2, approved by the City on November 23, 2010, amended the project scope to reflect the reduced amperage service.

Soon after Change Order No. 2 was approved, PG & E engineers determined that the new electrical service could not be supplied from their overhead lines. However, they didn't advise us or our contractor of that determination. So, our contractor installed the new 400 amp electrical cabinet on a concrete pad and to the building and attached the wiring for the new HVAC systems. The large cabinet is designed to be energized only from above.

CHANGE ORDER:

On about February 8th, PG & E advised us of the undergrounding requirement. Contractor Don Azevedo has forwarded the attached Change Order that anticipates a cost of \$12,542.37.

The adjusted contract amount for the Rodgers Theater Improvement Project will be \$200,538.34. See the summary of the contract costs below:

Original Contract Amount:	\$176,609.00
Change Order No. 1	2,475.69
Change Order No. 2	1,955.00
Change Order No. 3	345.00
Change Order No. 4	7,517.67
Change Order No. 5	\$11,635.98
Change Order No. 6	<u>\$12,542.37</u>
Adjusted Contract Amount	\$213,080.71

Budget Line Item No. 130-9116-6125 Theater Restoration/Rodgers Theater provides funding for this project. The funds recovered from PG & E will be returned to this account.

PG & E OFFER TO PAY HALF COST OF CHANGE ORDER:

Acknowledging some responsibility for this project change, PG & E has graciously offered to reimburse the City for half the cost of this Change Order. See the attached copy of the email to John Brewer dated February 15, 2011. John will prepare a claim for \$6,271.18 and submit it to PG & E-in accordance with the email recommendation.

RECOMMENDATION:

- **MAYOR AND COUNCIL APPROVE CONTRACT CHANGE ORDER #6, REVISING THE SCOPE OF WORK TO COMPLETE THE UNANTICIPATED UNDERGROUNDING OF THE ELECTRICAL SERVICE AT THE RODGERS THEATER IMPROVEMENT PROJECT, INCREASING THE CONTRACT AMOUNT BY \$12,542.37 FOR A TOTAL PROJECT COST OF \$213,080.71.**



City of Corning, California

Department of Public Works

794 Third Street

Corning, CA 96021

(530) 824-7029

Change Order No. 6

Change Order Date: February 15, 2011

Project Name: Rodger's Theater Improvement Project

Vendor:

Company Name: Don Azevedo Construction, Inc.

Address: 48 Bellarmine Court, #40

Chico, CA 95928

Contact Name: Don Azevedo

Telephone Number: (530) 894-2360

Fax Number: (530) 894-0699

Change Requested by: City of Corning

Change Description:

a.) Amendment of Contract signed by City of Corning on October 7, 2010 to include additional work to underground the electrical service from an existing underground electrical vault located approximately 100 feet east of new service panel, as directed by utility company (P.G. & E.).

Original Contract Amount:	\$176,609.00
Previous Change Order No 1 Increase:	\$2,475.69
Change Order No 2 Increase	\$1,955.00
Change Order No. 3 Increase	\$345.00
Change Order No. 4 Increase	\$7,517.67
Change Order No. 5 Increase	\$11,635.98
Change Order No. 6 Increase	<u>\$12,542.37</u>
Amended Contract Amount:	\$213,080.71

Justification:

The Plans and Specifications do not specifically address the nature of the new electrical service to the theater. Early contact with Pacific Gas and Electric Company (PG & E) representatives indicated the new service would be from existing overhead utility lines. However, PG & E engineers subsequently amended the planned service connection to underground service. The underground service extension will be within the City alley right of way. This unexpected additional work includes asphalt cutting, trenching, conduit installation, pull box installation, spoils removal, sanding and backfilling the trench, etc. and is expected to cost \$12,542.37 to complete.

Requested:

City of Corning

Date

Recommended:

Eric Ausmus, Project Engineer

Date

Accepted:

Don Azevedo

Date

STEPHENS ELECTRICAL, INC.



(530) 222-8433

Residential ✦ Commercial ✦ Industrial
www.stephenselectricalinc.com

Don
Azevedo Construction

2-10-11

Location: Corning
Rogers Theater

Scope:

(Labor and Materials for converting from above ground to underground service.)

Install approximately 100' of 5" PVC conduit. Install traffic pull box and all fittings per PGE for new underground service. Install 4'-4-14" Hoffman hinged can above new electrical service. Provide and install all fittings and grounding above ground per PGE for new electrical service.

Item	Cost	Markup	Total
Electrical Materials	3,429.47.	342.94	3,772.41.

Item	Rate	Time	Total
Labor J.W.	82.50.	16hours	1,320.00.
Labor Apprentice	61.50.	16hours	984.00.

Materials	\$3,772.41.
Labor	\$2,304.00.
Total	\$6,076.41.

RECEIVED
FEB 14 2011
CITY OF CORNING

Regards,
Eric L. Stephens @
Stephens Electrical, Inc.
P222.8433
F222.8513
License # 860647

John Brewer

From: Reno, Bruce [BARa@pge.com]
Sent: Tuesday, February 15, 2011 1:20 PM
To: jbrewer@corning.org
Cc: Blevins, Lew
Subject: RE: Rodgers Theater Electrical Service

John,



My supervisor has reviewed our dilemma and is offering that PG&E will pay for half of your change order costs. We think that should help cover unforeseen costs you have because of panel mix up. If you would like to submit a claim through PG&E website you can. Indicate the reason for the claim as you listed below. It will come to us here in Redding and he will approve it.

We will continue with serving the 400 amp panel. Please make sure your contractor stays in touch with PG&E so that we don't miss any due dates etc.

I hope this works for you and thank you for your cooperation,

Bruce

Bruce Reno
Pacific Gas & Electric Company
Senior New Business Representative
3600 Meadow View Dr. Redding CA 96002

Outside 530-246-6528
Internal 8-763-6528
Cell 530-227-9195

From: John Brewer [mailto:jbrewer@corning.org]
Sent: Tuesday, February 15, 2011 10:07 AM
To: Reno, Bruce
Subject: Rodgers Theater Electrical Service

Bruce,

Thanks for your offer of the replacement electrical cabinet should we decide to return to our original 600 amp service and install it underground. However, after considering our options, we've decided to proceed with just the 400 amp service. The Change Order for the underground service, including asphalt saw cutting, trenching, conduit, sand base and cover material, spoils removal, etc., totals \$12,542.37. Of course, we assumed overhead electrical service and didn't anticipate that additional cost. I believe removing the existing cabinet and wiring, installing a new concrete pad and cabinet, and changing back to a 600 amp service at this point would add cost and could delay fulfillment of our contract and completion of this

initial phase of our theater restoration project. The project is largely sponsored by two separate grant programs. One is nearing its closure date. I don't want to risk a project extension that could run the project past that closure date.

In lieu of buying us a new 600 amp electrical cabinet, would PG & E be willing to refund us the equivalent of that cost? That would certainly help soften the blow of the undergrounding Change Order.

John L. Brewer, AICP
Public Works Director
City of Corning
794 Third Street
Corning, CA 96021

(530) 824-7029
fax (530) 824-2489

**ITEM NO.: I-15
APPROVE REQUEST FOR ASSISTANCE
FROM THE CORNING CHAMBER OF
COMMERCE TO PREVENT THEFT OF
TRANSIENT OCCUPANCY TAX (TOT'S).**

FEBRUARY 22, 2011

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: STEPHEN J. KIMBROUGH, CITY MANAGER



SUMMARY:

The League of California Cities reported that Online Travel Companies heavily lobbied State and National Legislators last year to continue their practice of retaining a portion of local hotel taxes (Transient Occupancy Taxes "TOT"). The attached TOT Fact Sheet from the League of California Cities explains this theft of local revenues and its impact on California Cities.

With lawsuits pending and millions of dollars at stake, we expect that the Online Travel Companies will intensify their efforts to pocket local revenues. We will need a broad coalition to stop them. Staff would like to ask our Chamber of Commerce to join with us to explain the importance of the Transient Occupancy Taxes (TOT'S) to Corning residents and business owners/operators, our Hotel owners, to the California Chamber of Commerce, and our State Legislators and Congressmen.

FINANCIAL:

The City's average income for the last three years from Transient Occupancy Taxes totals \$225,101.52. The revenues received via this tax help fund support the General Fund from which the Chamber of Commerce is funded as is all of our Public Safety.

RECOMMENDATION:

**MAYOR AND COUNCIL AUTHORIZE STAFF TO REQUEST ASSISTANCE FROM
THE CITY'S CHAMBER OF COMMERCE FOR:**

- A. COMMUNICATING THE IMPORTANCE OF TRANSIENT OCCUPANCY TAX (TOT)
TO CORNING RESIDENTS AND BUSINESSES; AND**
- B. COORDINATING A CORRESPONDENCE EFFORT TO OUR STATE ASSEMBLY
REPRESENTATIVES AND SENATOR TO REQUEST THEY OPPOSE THE THEFT
OF TRANSIENT OCCUPANCY TAX BY OUT-OF-STATE TRAVEL COMPANIES.**

Here are the Facts about Local Hotel Taxes ("TOT"):

What is TOT?

Local hotel taxes, called Transient Occupancy Taxes ("TOt"), are paid by guests as a part of their hotel bills. Voters in over 400 California cities and 55 counties have approved these local taxes to recover some of the costs of governmental services to visitors. TOT supports police, fire, parks, roads, museums and convention facilities that provide safe and enjoyable experiences for tourists and residents.

How much is TOT?

Each year, TOT raises \$1.4 Billion in revenues for cities and counties across the State. On average, these revenues represent nearly 8 percent of a city's general fund revenues. The tax rate varies from 3.5 to 15 percent, with an average of 10 percent.

Problem: Out-of-state, online travel companies pocket \$100 million in local tax revenues each year.

Increasingly, hotel rooms are being booked through out-of-state online travel companies (OTC's) such as Travelocity, Expedia, Orbitz, and Hotels.com. They purchase blocks of rooms from hotels at a discount, and rent to customers at a higher rate.

OTC's are required to pay hotel taxes based on the retail room rate, however instead they are only paying taxes based on the discounted price. When out-of-state companies pocket the difference, local residents lose an estimated \$100 million in local revenues each year. These local revenues are desperately needed to provide fire, police, library, parks and other services.

Here's what happens:

Customer pays posted online room rate:	\$100
Online travel company charges customer full TOT (10%)	\$ 10
Total price paid by customer to online travel company	\$110

Online Travel Company pays a reduced wholesale rate for room: \$60
Online Travel Company pays TOT on wholesale price (10%) \$6

Local Government <u>should</u> receive full TOT paid by customer of:	\$10
Online Travel Company pays TOT of:	\$ 6
Shortfall to local government/unwarranted profit to Online Travel Company	\$ 4

Online travel companies must be stopped from pocketing your local tax revenue.

Cities in California and across the nation are suing online travel companies to recover taxes consumers have already paid. But with millions at stake, their lobbyists are working hard to protect their profits. Companies are also sending misleading emails to customers claiming that local governments are trying to impose new taxes on online purchases. Don't be fooled. Online travel companies must be stopped from using questionable business practices to pocket your local tax revenue. At a time of fiscal crisis, your city deserves its full share of the hotel tax.

What can I do?

Tell your State Assemblyman and Senator that you oppose giving local tax dollars to wealthy corporations. Ask them to oppose any efforts by out-of-state travel companies to shortchange your city!

ITEM NO: I-16
MID-YEAR BUDGET REVIEW
AND GENERAL DISCUSSION
FEBRUARY 22, 2011

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: STEPHEN J. KIMBROUGH, CITY MANAGER



SUMMARY:

The City has been fortunate in past years to have maintained strong retail sales in the traveler services market and the auto and truck market. The three large travel centers along with three freeway sited service stations and four local fuel and food marts gave the City a huge income from fuel and fuel related sales. In addition the City is fortunate to be a regional auto and truck sales center providing another huge income source. Corning Ford and now Dodge and Corning Chevrolet attract buyers from all over the State.

The City is proceeding cautiously in this economy by reducing expenditures wherever possible. These reductions were explained in detail in the Adopted Budget presented on December 14, 2010.

It is the General Fund that is suffering the effects of the economic recession. Eighty six percent (86%) of the expected General Fund revenues go to support essential Public Safety services. Currently the General Fund and the Road Maintenance Funds are jeopardized by proposed actions by the State Government. Water and Sewer Enterprises are stable.

BACKGROUND:

As explained at the last Council meeting in the annual audit section named "Management Discussion and Analysis", total retail sales tax has dropped over the past two years; 2007-2008 totaled \$2,706,898; 2008-2009 dropped dramatically to \$2,144,780; 2009-2010 totaled \$1,598,173. During the past year, the City asked the State Board of Equalization to review Corning fuel sales and confirmed that about \$200,000 in fuel sales tax had been misallocated to another local government. The City as of this writing should be recovering that lost income.

The sales tax income includes the adjustments through the State "triple flip" mentioned later in this analysis. Even with this decline in sales, Corning has one of, if not, the highest per capita sales tax incomes in the north state. In other words, Corning has more sales tax income per resident to spend on services.

Other City operations remain in good financial shape. The Water Enterprise is earning enough net revenue to invest in one new well in 2010-2011 and possibly another well the following year (a municipal well now costs about \$462,000). City Council enacted a five year series of annual rate increases intended to maintain a stable cash flow and to assure investors of the stability of the City. The Sewer Enterprise is setting aside net revenues to fund future repairs and facility replacement. The decline in home building leaves the Sewer Capital Fund short of funds for debt service on the plant expansion bonds, but sufficient reserves currently exist to handle the building decline. The Sewer Rates are increased annually for four more years through a long range plan adopted by the City Council.

The greatest impact of the recession hits Street Maintenance which is funded by State gas taxes and the City General Fund. Street rehabilitation through overlays has been curtailed but not eliminated until the City once again has sufficient funds.

Even in these economic times, the City is pursuing an aggressive Park development program and planning for the future. The City Council and Staff are deeply involved in seeking State Proposition 84 Grant funds for a major new park in the southeast "quadrant" of the City. By this writing, the City has been awarded a \$4,276,800 State Park Development Grant; the City will add 17 new acres of developed parks. The City is positioning itself to purchase additional land for future development in order to meet the needs of future population growth.

Budgetary Cuts Made And Continuing

The City will require another full year of personnel cost reductions through the "Furlough" of all City Employees every other Friday, a savings of 10% of employee costs. Capital Improvements routinely funded from the City General Fund in the past are postponed.

The City Management Team moved quickly to reduce spending as soon as the lower sales Tax figures were revealed in January 2009. Three Public Works vacancies were left unfilled. By June, the City Council and management were reviewing reductions in personnel costs through a cycle of one day per pay period furloughs of all city employees. These "Furloughs", as people like to call them, began in October 2009 as soon as the City had firm financial information to share with the City Employees who all agreed to the Plan to reduce employee costs.

There are only 46 full time City Employees and the City has a huge investment in them. This makes the Employees the greatest asset of the City, a Service Company, and well worth retaining by maintaining stable employment. A Police Officer, for example costs the City between \$150,000 and \$200,000 in training and on the job experience. Most people do not realize the City of Corning operates with very little overhead. The Police Department leads through the Chief and three Sergeants; there are no Captains or Lieutenants. The Fire Department, an ISO Class 4 rated agency, is Volunteer with no full time firefighters, saving the City over \$1 million per year. The entire Public Works Department has seven Maintenance Workers and a field supervisor. Only the Director and the Public Works Secretary are in the office. All City Employees have direct service contact with the public.

State's Continued Failure To Resolve State Finances

As noted last year and the prior year, the State of California's continued budget problems still impact the positive trends in local revenue growth. Lingering State revenue/expenditure imbalances will continue to adversely affect the City.

Since 1992, the State has diverted (taken) \$1,884,585 in local property tax to other State purposes.

While the passage of Proposition 1A in November 2007 constitutionally protects local government revenues better from future State revenue raids, the State still takes one quarter of the City share of Sales Tax, this year about \$450,000 per year and replaces it with previously taken Property Tax expected to only total \$357,000. This infamous deal is called the "Triple Flip".

The state also reduced the "Motor Vehicle in lieu Tax" also known as Vehicle License Fees, a traditional local tax. Fortunately local governments pressured the State into making up this loss and the State established a formula to provide local government a share of the previously taken Property Tax equal to the loss.

All of these flips and replacements of funds have made it difficult for the citizen to understand the sources of revenues. It also requires the cities in California to be forever vigilant of the State Legislature.

GENERAL FUND:

The revenue projections in the December 2010, Adopted Budget indicated that the General Fund would be short by \$571,105 before the recommended serious cuts were made by the City Council. With the latest information and reasonable guesses, the shortfall for year end, June 30, 2010, is revised to \$522,945. Adding in the \$35,000 contract income for Planning Director Services paid by Tehama County, and the \$200,000 in restored sales tax income misallocated by the State, the City is projected to end this Fiscal Year with \$506,606 still in the General Fund reserve. You can see the detail "**General Fund Summary**" on page 6 of this report.

The General Fund is helped by the sales tax increases and will also be helped by the future recovery of three to four tax quarters of sales tax misallocated to another local government. Finance Department Accounting Assistant Mary Ramirez estimates the City's average Transient Occupancy Tax (TOT) has been about \$225,000. This year through January 31, 2011, the TOT received is \$196,118 with one quarter remaining to be collected this Fiscal Year. Following the General Fund Summary is a spread sheet showing the Sales Tax history by quarter on page 7.

"VLF" (**Vehicle License Fees**) are now determined by a State formula; very little still comes from the actual License fees paid, but now comes from the State mandated "ERAF" property tax fund; that "tax game" is a story in itself! The City Budget projects the VLF to be \$475,000 this year. In January the County Auditor forwarded \$282,621 to the City as the first of two payments.

The City is receiving **State Gaming Funds** (collected from Indian casinos) this year; the funds are unexpected and unbudgeted revenue to the General Fund to offset the cost of Law Enforcement. \$19,320 will be received and will further improve the year end reserve.

Below is a summary of the **General Fund** for the first seven months of the current and four past fiscal years.

REVENUE	Totals for First Seven (7) Months						Current Year 12 mo. Budget
	through 1-31-06	through 1-31-07	through 1-31-08	through 1-31-09	through 1-31-10	through 1-31-11	
Sales Tax	\$1,100,366	\$1,423,993	\$1,454,814	\$1,128,471	\$916,164	\$997,802	\$1,600,000
TOT	\$ 143,848	\$ 213,943	\$ 346,368	\$ 200,911	\$165,419	\$196,118	\$ 240,000
Property Tax	-0-	\$ 298,753	\$309,457	\$ 314,004	\$276,918	\$279,367	\$500,000
VLF	\$ 361,997	\$ 276,544	\$ 293,661	\$ 14,737	\$237,849	\$282,621	\$ 475,000
General Fund Total	\$2,177,512	\$2,623,741	\$2,760,518	\$1,939,726	\$1,838,619	\$2,235,045	\$3,375,930
Total Gen. Fund Expenditures	\$2,252,522	\$2,451,858	\$2,910,718	\$3,168,593	\$2,658,079	\$2,573,720	\$4,912,078

Review of the Proposed Fire Dispatch Property Assessment

During Budget discussions last spring, the City Manager recommended consideration of imposing a property related assessment to fund the Corning Fire Dispatch services. At first a "Mello Roos Community Facilities District" or CFD Special Tax on property was suggested. It would require a two-thirds approval of the Voters.

Next the Staff reviewed the possibility of an annual assessment on property in the City similar to ones done in other jurisdictions to fund Fire Equipment. The enabling law and Proposition 218 specifically require that the service to be funded must be property and not people related. This would allow for a legal notice and mailed ballot with a two-thirds majority of Property Owners (instead of Voters) voting in favor of the assessment. If the service, in this case Fire Dispatch, is people related, a two-thirds favorable vote of the voters is required.

The passage of Prop 26 may prevent the vote by property owners, but no one is certain of the impact yet.

The target for action has been after the first of the year when we have a full Council to consider the idea.

Through discussions with an "Assessment Engineer" who assists with the formation of special districts and assessment districts, we learned that we would need consulting help to insure that our property related fees were implemented in accordance with the State Constitution under "Proposition 218, the Right to Vote on Taxes Initiative".

City Council and City Staff have good working experience with Prop 218 since we implemented its requirements for Water and Sewer rates even before Prop 218 took affect.

Whether the City puts a Fire Dispatch Assessment on a Ballot during an election which would have cost about \$8,000, or whether the City uses mail ballots similar to how we notice our Refuse rate increases, we will still need a consultant and more time than we had this year to hold the public meetings and prepare an engineers report and a ballet measure.

The Assessment Engineer would need to be chosen through a request for proposals. The Engineer with whom Staff met explained that the consulting cost would be about \$25,000 for the assessment engineering to allocate the fees fairly to individual properties. If the Assessment can be determined to be Property Related and mail ballots used, the ballot and tabulation of the vote would be included in the consulting cost of \$25,000. He also recommended that a voter survey be conducted by a Pollster to confirm community support prior to preparing the engineers report and finalizing the Assessment amount. The Poll would cost about \$15,000.

We must also remember that the ballot measure will take considerable volunteer time and fundraising to secure passage of the Assessment.

OTHER CITY FUNDS

The impact of the recession also hits **Street Maintenance** which is funded by State gas taxes and the City General Fund. Street rehabilitation through overlays has been curtailed until the City once again has sufficient funds. The "**STREET MAINTENANCE FUND STATUS**" spread sheet reflects the actual revenue and expenditures for the past fiscal year and February 2011 estimates for this year. Gas Taxes are collected by the State and apportioned on the basis of population to the cities. The latest report on changes in the State allocations law do not appear to reduce the projected revenues for the current year.

For Street Maintenance this current year, the State should pass on these Gas Taxes to Corning:

- **\$194,402**, down from \$246,194 last year and down from \$319,740, in the year before that (**that's it; \$27 per resident per year**¹);
- This year the County Local Transportation Fund shown in fund 114 on the attached spread sheet is unable to pass any LTF funds on to Corning because the State took away other taxes previously mandated to fund public transit.

The City has added \$170,014 from the General Fund to support street maintenance this current year, and another \$67,000 comes from the General Fund to pay for all street lighting and signals.

Back in Fiscal Year 2004-2005 the City Sewer "**Enterprise**" lost the sewer treatment income from Bell Carter Olive Company after the Company developed its own waste water treatment capability. The impact on the Sewer Enterprise Fund from the withdrawal of Bell Carter from City wastewater treatment forced the City to incrementally increase the monthly Sewer Service Charge over several years to make up for the loss.

The Sewer Enterprise earned its first positive balance of \$184,898 in fiscal Year 2008-2009. Last year in 2009-2010, the net income was \$142,406 and this year it is projected to be \$118,456. The City has now started to grow an operating reserve expected to total \$273,621 by the end of this year. The Sewer Rates are increased annually on April 1 for four more years through 2013. The spreadsheet at the end of this report projects that the City must approve a 3% inflationary increase annually after 2013 in order to continue to hold a positive cash flow.

This long term plan of sewer rate increases and the creation of a "Sewer Rate Stabilization Fund" currently totaling \$400,000, made it possible for the City to still qualify for a \$4 million bond issue to expand the Wastewater Treatment Plant (WWTP) in order to provide sufficient capacity for 20 years (about 1,700 more homes by 2025). The Sewer Enterprise is setting aside net revenues to fund future repairs and facility replacement.

The decline in home building leaves the Sewer Capital Fund short of funds for debt service on the plant expansion bonds. The bonds are guaranteed by the Sewer Enterprise Revenues, which means that a reduction in Sewer operating expense must be made in order to meet the commitment to avoid additional rate increases on top of the already approved annual increases. If necessary, the Council can approve borrowing from the Water Enterprise to fund the WWTP Debt Service until home construction resumes.

The **Water Enterprise Fund** spreadsheet shows the history and future projections of income and expense. The water revenues and expenditures are in-line with our plan to only increase water rate revenues annually by a nominal inflation rate of 3% and to limit expenditures to 3%.

This year the City will drill and bring on line the new water well at an estimated cost of over \$600,000. The well will be funded by a loan from USDA Rural Utilities Service. The **Water Enterprise** is earning enough net revenue to invest in one new well in 2010-2011 and possibly another well the following year. City Council enacted a five year series of annual rate increases effective April 1 of each year through 2014, intended to maintain a stable cash flow and to assure investors of the stability of the City.

RECOMMENDATION:

MAYOR AND CITY COUNCIL RECEIVE THE MID-YEAR BUDGET REPORT FOR INFORMATION AND DISCUSSION.

¹ Population estimate from state is 7,220

General Fund Summary

December 2, 2010 update of July 15, 2010 summary

Here is last year's **2009 - 2010 Budget** as amended during the year.

	Approved Budget	June 9 Actual	June 2009 Year End "Guess"	Actual June 30, 2010
Budgeted Revenue	\$3,723,050	\$3,497,242	\$3,690,000 ²	\$3,701,173
Budgeted Expenditures	<u>4,413,976</u>	<u>3,925,901</u>	<u>4,290,000</u>	<u>4,327,733</u>
Budget Net	\$ (690,926)	\$ (428,659)	\$ (600,000)	\$ (626,560)

General Fund Beginning Balance July 1, 2009 ³	\$1,420,148	\$1,420,148
Less Actual net revenue or (deficit) for Year End	(600,000)	\$ (626,560)
Operating Reserve at Year End June 30, 2010		\$ 793,588

Next Year's 2010 - 2011 Annual Budget *as proposed July 27, 2010*

Projected Revenue	\$ 3,375,930	
Expected Expenditures <i>Includes full cost of Fire Dispatch and half-time City Manager and Police Chief</i>	<u>\$ (3,947,035)</u>	
Projected Deficit		\$ (571,105)

Known and Projected Savings and Costs to reduce deficit		
Police Cap. Repl. Fund Reimbursement	\$ 87,910	
Fire Cap. Repl. Fund Reimbursement	\$ 33,285	
Pub. Wks. Cap Repl. Fund Reimburse.	\$ 46,186	
Parks Volunteer Fund Reimbursement	\$ 15,993	
Office of Traffic Safety	\$ 10,804	
Housing PG Req. Match	<u>\$ (1,474)</u>	
Total Savings		<u>\$ 192,704</u>

Remaining General Fund Deficit \$ (378,401)

Operating Reserve to be used \$ 793,588

Remaining General Fund Reserve on June 30, 2011 \$ 415,187

Changes since July 27, 2010 Presentation

Additional Expenditure Appropriation	\$ (11,300)
Loss of 8 months Salary Savings from City Manager & Chief part-time March 1 ⁴	\$ (133,244)
Planning Director Co. Contract Income	\$ 35,000
Recovery of Sales Tax Annual Income ⁵	\$ 200,000

Revised General Fund Reserve estimate for on June 30, 2011 \$ 505,643

The city is also expected to recover as much as \$200,000 more from past Quarters.

² Year end revenues include the NCCSIF insurance dividend, \$100,000 State "COPS" annual funding, the \$75,000 School Resource grant and the delinquent hotel tax recovery

³ Source: Annual Audit

⁴ Annual savings for the two positions was projected to be \$199,836. By approving retirement and part-time contracts, City can still save \$66,612 this year and \$199,836 thereafter, until positions return to full-time.

⁵ The projected additional Sales Tax income returning to the City after misallocation is estimated to average \$50,000 per Tax Quarter. The city is also expected to recover as much as \$200,000 more from past Quarters.

SALES TAX HISTORY IN CORNING as of January 31, 2011

Sales Tax is stabilizing finally. The 2nd Quarter, 2010, did drop \$14,000 or 4% but we may have a trend of improvement coming. Note the small increases in 4th and 1st Quarters. In December we received the report on the 3rd Quarter, the summer months and that included a \$69,000 increase. Auto and Truck Sales are up over the prior fiscal year. Fuel Sales are starting to climb again.

Sales Tax Calendar Quarter	2nd Quarter Sales	3rd Quarter Sales	State Triple Flip	Mid-Year	4th Quarter Sales	1st Quarter Sales	State Triple Flip		
	<i>Paid in July, Aug. Sep.</i>	<i>Paid in Oct. Nov. Dec.</i>	<i>Paid in January</i>	<i>To-Date Jan. 31</i>	<i>Paid in Jan. Feb. Mar.</i>	<i>Paid in Apr. May, Jun</i>	<i>Paid in June</i>	Fiscal Year Total	Notes
2010-2011	\$325,519	\$404,164	\$178,716	\$997,802			\$178,716 <i>expected</i>		\$1,600,000 <i>budgeted</i>
2009-2010	\$336,468	\$335,130	\$165,466	837,064	\$295,164 ⁶	\$281,532	\$184,412 ⁷	\$1,598,172 <i>actual</i>	\$1,800,000 <i>budgeted</i>
2008-2009	510,250	478,921	275,796	1,264,967	292,000	272,959	294,854	\$2,144,780	
Base Year 2007-2008	498,975	470,075	370,764	1,339,814	535,437	698,426	133,220	\$2,706,898	
2006-2007	498,541	522,422	294,730	1,315,693	429,388	510,576	304,990	\$2,560,647	
2005-2006	370,064	443,116	186,386	999,566	369,108	443,626	197,028	\$2,009,328	
2004-2005	432,840	365,858	214,009	1,012,707	348,883	340,517	212,705	\$1,914,812	

⁶ Note the slightly higher income over last year in 4th Quarter 2009, and 1st Quarter sales 2010; hopefully consumer purchase of autos and truck and fuel is slowly improving. There is a long way to go before returning to the Base Year sales

⁷ A State Audit provided for an adjustment providing the City with the additional payment over the planned \$165,466

SEWER ENTERPRISE SYSTEM

Amended 2-18-10

The Following Table Illustrates the Effects of Bell Carter withdrawing as a Sewer Service Customer. A Nominal 3% Inflation rate is built into both Revenue & Expenditures of the Sewer Enterprise System.

	HISTORICAL (ACTUAL)								ACTUAL CURRENT PROJECTED											
	2000-01	2001-02	2002-03	2003-04	2004-05	2005-06	2006-07	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15	2015-16	2016-17	2017-18	2018-19	2019-20
Sewer System Revenues																				
Service Charges (1)	980,023	1,016,176	1,036,819	1,051,670	932,698	1,054,360	1,169,717	1,257,948	1,385,313	1,449,335	1,492,815	1,537,600	1,583,727	1,631,239	1,680,176	1,730,582	1,782,499	1,835,974	1,891,053	1,947,785
Annual Rate Change	3%	3%	3%	3%	9%	9%	9%	9%	9%	3%	3%	3%	3%	3%	3%	3%	3%	3%	3%	3%
Connection Fees	2,620	2,965	5,020	13,861	26,449	2,620	8,030	1,952	2,620	0	0	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000
Interest Income	14,857	4,099	6,019	3,266	2,159	0	0	0	0	0	85	5,000	5,000	5,000	5,000	5,000	5,000	5,000	5,000	5,000
Other Revenues	5,807	7,000	3,676	4,912	11,037	0	7,154	0	20,555	18,043	3,600	3,600	3,600	3,600	3,600	3,600	3,600	3,600	3,600	3,600
Total Revenues	1,004,300	1,039,813	1,051,534	1,073,709	972,343	1,056,980	1,184,901	1,259,900	1,406,488	1,467,463	1,504,415	1,549,200	1,595,327	1,642,839	1,691,776	1,742,182	1,794,099	1,847,574	1,902,653	1,959,385
Sewer System Operation and Maintenance Expenses (2) (Exclusive of Capital Expenditures and Depreciation)	823,537	908,055	856,642	939,926	971,199	1,005,577	1,113,426	1,105,433	1,018,652 (7)	1,119,064	1,175,017	1,233,788	1,295,456	1,360,228	1,428,241	1,499,653	1,574,635	1,653,367	1,736,036	1,822,837
Net Revenues from Sewer Enterprise System (Total Net Revenues Available for Installment Payments)	180,763	130,758	194,892	133,783	1,144	51,403	71,475	154,467	389,836	348,399	329,398	262,455	245,157							
1997 COP (3)	39,617	40,234	39,810	39,370	39,370	Paid Off														
1999 COP - USDA (4)	98,804	98,779	98,804	98,749	98,742	98,696	98,694	99,220	98,644	99,211	99,220	99,195	99,211	99,211	99,211	99,211	99,211	99,211	99,211	99,211
2005 COP- SERIES A (8) Wadsworth Estimated Installment Payments						47,443	37,820	37,435	37,994	38,482	37,922	37,322	37,653	37,653	37,653	37,653	37,653	37,653	37,653	37,653
Sewer & Equip Replacement Transfr (5)	0	0	0	0	15,800	16,300	16,800	17,300	18,300	18,300	18,800	19,400	20,000							
WWTP Repl. Fund Transfer	30,000	30,000	35,000	35,000	40,000	40,000	45,000	45,000	50,000	50,000	55,000	55,000	60,000							
Annual Net Income *	12,342	(38,255)	21,278	(39,336)	(192,768)	(151,036)	(89,019)	(44,488)	184,898	142,406	118,456	51,538	28,293							
Required Adjustments (6)	(12,334)	(22,594)	(12,410)	(192,768)	(151,036)	(89,019)	(44,488)	184,898	142,406	118,456	51,538	28,293								
Net Operating Reserve **	417,409	366,820	365,504	313,758	149,950	(7,098)	(72,567)	(159,592)	5,928	155,165	273,621	325,159	353,452	381,745	410,038	438,331	466,624	494,917	523,210	551,503
Sewer Stabilization Fund Reserve	71,916	73,734	75,101	76,146	403,500	417,444	438,374													
Sewer Capital Improvement (347)	4,921	10,303	11,255	55,742	82,845	107,978	132,279	185,647	207,420	(15,636)										
Sewer Capital Replacement (381)	199,398	94,202	67,227	53,245	42,173	59,876	49,753	53,447	67,972	86,459										
WWTP Expansion Fund (Net of Loan)(348)	384,225	428,496	245,736	85,282	(17,184)	(33,200)	145,051	194,020	90,443	77,253										
WWTP Capital Replacement Fund (380)	247,770	237,590	171,756	206,647	246,138	271,199	327,375	364,142	352,053	347,567										
New WWTP Expansion Project																				

1) First rate change funding the sewer line Replacement Project occurred 04/01/97 (decrease by 5%) and appeared in the 1996-97 column and continues through 4/1/03 (+3%) in seven year rate plan ending in the 2002-2003 column. Three percent (3%) inflationary rate increases are forecasted beginning 4/1/04 and continuing. First yr of Bell Carter Withdrawal is 2004-2005; loss will be \$240,000 per yr; Revenue - 1,068,000 - 240,000 X 1.09= 902,250 income after loss. Beginning with Council approval, add 8%(total 9%) will offset the loss of Bell-Carter as a customer and implemented an 11 yr series of rate increases.

2) Operation & Maintenance is projected to increase at an inflationary rate of 5% per year

3) 1997 COP for 3,500,000 Wadsworth Morgan through the City of Corning Public Finance Corporation

4) Total Debt \$2,042,000 including H99 Sewer (\$22,000) at 4.375% Interest

5) Sewer & Equipment Replacement is funded into year for the first time. Set aside for Equipment Replacement was suspended until the first 7 year series of rate increases was done.

6) Adjustment required to bring reserves to its modified balance due to prior period adjustments, and interfund activity.

7) Treatment Plant - 13 payments in 07/08; 11 payments in 08/09. Note this \$ is 45,000 low; one SWWC payment went in prior year.

* Net income per General Ledger less principal loan payments
**** Net Operating Reserve will not equal Fund Balance. Consists of Operating Fund (610) Cash and Accounts Receivable Less Accounts Payable and Interest Payable only. All other Assets and Liabilities not included.**

STREET MAINTENANCE FUNDS STATUS: DECEMBER 2, 2010

FUND	GAS TAX	Two Years Ago 2008-2009 (1)			Last Year 2009-2010			Current Year 10-11			
		Audited Balance 6/30/2008	Actual (9) Revenues	Actual Expenditures	Audited Balance 6/30/2009	Expected Revenues	Actual Expenditures	Balance 6/30/2010	Expected (10) Revenues	Proposed Expenses	Projected Balances 6/30/2011
109	2105	\$55,055	\$39,729	\$53,646	\$41,138	\$40,019	\$50,351	\$30,806	\$38,555	\$56,222	\$13,139
110	2106	\$33,820	\$30,913	\$26,434	\$38,299	\$31,734	\$30,672	\$39,361	\$30,292	\$46,444	\$23,209
111	2107	\$87,270	\$53,531	\$34,298	\$106,503	\$53,624	\$91,284	\$68,843	\$51,396	\$81,000	\$39,239
112	2107.5	\$51	\$2,000	\$2,020	\$31	\$2,007	\$2,109	(\$71)	\$2,000	\$2,000	(\$71)
114	LTF (2)	\$34,852	\$131,892	\$85,193	\$81,551	\$59,278	\$53,241	\$87,588	\$500	\$60,507	\$27,581
115	State Traffic Con. Relief (3)	\$217	\$61,675	\$38,367	\$23,525	\$48,488	\$14,934	\$57,079	\$72,159	\$129,600	(\$362)
							Sub Total	\$283,606			
<u>SPECIAL PURPOSE FUNDS</u>											
105	Rural Planning-Roads (5)	\$16,050	\$29,338	\$26,651	\$18,737	\$29,000	\$20,015	\$27,722	\$29,000	\$32,241	\$24,481
107	Prop 1B	\$60,648	\$1,245	\$9,764	\$52,129	\$871	\$4,068	\$48,932	\$0	\$48,900	\$32
108	Fed. TEA & RSTP (6)	\$61,259	\$1,277	\$0	\$62,536	\$500	\$6,010	\$57,026	\$32,280	\$57,400	\$31,906
118	Safe Routes to School	\$0	\$281,340	\$281,340	\$0	\$0	\$0	\$0	\$0	\$0	\$0
120	Fed. TEA for Downtown (7)	\$622	\$9,000	\$9,622	\$0	\$0	\$0	\$0	\$0	\$0	\$0
365	Curb & Gutter Revolving (4)	\$17,838	\$396	\$18,000	\$234	\$0	\$0	\$234	\$0	\$0	\$234
345	Drainage Improvements	\$114,963	\$14,243	\$1,117	\$128,089	\$9,000	\$24,409	\$112,680	\$11,000	\$5,035	\$118,645
116	Traffic Mitigation	\$477,505	\$78,401	\$132,691	\$423,215	\$50,892	\$28,894	\$445,213	\$44,000	\$268,370	\$220,843
001	Gen Fund Spt. of Maint. (8)	\$0	\$308,318	\$308,318	\$0	\$165,000	\$165,000	\$0	\$170,014	\$170,014	\$0
001	Gen Fund Spt. of Street & Traffic Lights	\$0	\$67,000	\$67,000	\$0	\$68,750	\$68,750	\$0	\$67,000	\$67,000	\$0
<u>ANNUAL STREET EXPENDITURES</u>				<i>Actual</i>			<i>Approved</i>				
				<u>\$1,094,461</u>	\$975,987	\$559,163	<u>\$559,737</u>	<u>\$975,413</u>	<u>\$548,196</u>	<u>\$1,024,733</u>	<u>\$498,876</u>

- 1- State no longer provides early projections; City must use prior year's estimates
- 2- Local Transportation Funds come to the City through the County; they are generated by a Statewide transportation sales tax (special quarter cent gas tax) approved by the Voters as the Transportation Development Act or TDA. Est. 08-09 \$126,189 (5-8-09 Moses) Cuf to \$64,000 in 09-10, and 0 in 2010-2011 due to State TAKING of Statewide transit funds.
- 3- Prop.42 Gas Sales Tax Monies for Maintenance. State Budget includes funding for 09-10 and 10-11, BUT state wants to take all.
- 4- Curb & Gutter Revolving Fund makes loans to property owners who install curb & gutter where there were none. Fund balance exceeds needs and \$18238 will be returned to the General Fund in FY 2008-2009.
- 5- Restricted for Transportation Planning Activities. OWP monies: for FY 07-08; 10-16-07 est. R/STIP \$20,000; Aviation \$8,000; GIS \$3,000. For 06-07 \$18,000; \$8,000;\$3,000
- 6- RSTP and TEA funding ended 6-30-02, \$15,181 R/STIP & \$20,323 TEA received per TCTC Final Budget 02/03 Total \$35,504; Received from County in FY 07-08 \$30,240.54 special though no future funds are projected, the TCTC distributed an additional \$35,530.04 to Coming from its funds.
- 7- Revenue includes \$1012 transfer from the General fund to make up the deficit fund balance. The City received approval for funding of the downtown streetscape and lighting improvements from Federal Transportation Enhancement Act restricted to this type of project and not available for street maintenance. The initial funding is for the project study and engineering report called a "PS&E".
- 8- State Traffic Congestion Relief Act requires a General Fund Maintenance of Effort in the amount of \$164,337. Includes General Fund support in Streets, Street Projects, Public Works Administration and Engineering including Development.
- 9- State withheld 25% of Gas Tax Revenue in FY 07-08 and is repaying it in September 2008 (FY 08-09). Revenue = annual expected + 25% more in repayment.
- 10- Estimate, California City Finance

WATER ENTERPRISE SYSTEM
(With rate increase beginning April 1, 2010)

The Following Table Illustrates the History and the Revenue, Expenditures and Coverage of the Debt Service for the Water Enterprise System

	HISTORICAL (ACTUAL)								CURRENT B		PROJECTED		
	2000-01	2001-02	2002-03	2003-04	2004-05	2005-06	2006-07	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13
Water System Revenues													
Service Charges (1)	824,812	926,781	953,811	1,051,970	1,061,576	1,119,836	1,084,370	1,208,862	1,283,521	1,223,675	1,260,385	1,298,197	1,337,143
Annual Rate Change	8.75%	8.75%	4.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%		3.00%	3.00%	3.00%
Connection Fees	2,496	2,067	3,380	9,608	7,658	2,408	1,742	4,238	1,092	1,000	1,000	1,000	1,000
Interest Income	245	14,794	0	0	1345	1141	1928	2873	6886	1,000	1,000	1,000	1,000
Other Revenues	2,334	4,338	3,930	3,585	1,106	1,654	1,061	1,992	4,748	2,000	2,000	2,000	2,000
Total Revenues	829,887	947,980	961,121	1,065,163	1,071,685	1,125,039	1,089,101	1,217,965	1,296,247	1,227,675	1,264,385	1,302,197	1,341,143
Water System Operation & Maintenance Expenses													
Exclusive of Capital Expen. & Depreciation (2A)	528,774	593,836	582,071	698,302	719,214	691,667	748,376	745,004	784,707	836,810	878,651	922,583	968,712
Net Revenues from Water Enterprise System	301,113	354,144	379,050	366,861	352,471	433,372	340,725	472,961	511,540	390,865	385,735	379,614	372,431
(Total Net Revenues Avail. for Installment Payments)													
1997 COP (2)													
Est. Installment Pmts.	158,464	158,464	159,238	157,478	159,538	61,247	0	0	0	0	0	0	0
1999 COP's USDA (3)													
Est. Installment Pmts	130,973	130,973	130,972	129,249	130,891	130,829	130,828	131,525	131,491	131,512	131,512	131,512	131,512
2005 Series A (2)													
Est. Installment Pmts.						199,228	151,279	149,739	151,974	153,926	151,686	149,286	150,610
2005 Series B													
Est. Installment Pmts.													
Water Well Debt Service												28,000	28,000
Water & Equipment Replacement Transfer		10,000	35,000	20,000	25,000	25,000	51,500	53,045	100,000	70,000	73,500	77,175	81,034
Annual Net Income *	11,676	54,707	53,840	60,134	37,042	17,068	7,118	138,652	128,075	35,427	29,037	(6,359)	(18,725)
Required Adjustments (4)	(10,938)	(10,825)	(54,496)	(17,204)	105,162	(16,195)	42,776	27,150	1,467				
Cum. Net Operating Reserve **	(54,488)	(10,607)	(11,263)	31,667	142,204	143,077	192,971	358,773	488,315	523,742	552,779	546,420	527,694
Water Stabilization Balance (5)	302,011	311,194	316,963	321,370	Released								
Water Capital Improvement Fund	3,906	10,967	13,686	88,287	100,551	114,914	117,461	160,564	185,723				
Water Capital Replacement Fund	3,831	34,817	45,754	41,199	67,315	68,239	84,315	54,154	126,728				

- 1) First Rate Change Occurred 4/1/97 and continued through 4/1/03
 - 1a) Beginning 2003/04 (April 2004) increase is proposed to be only 3% to cover inflation.
 - 2) "Refunded" 1997 COP on 07-01-05 and replaced with 2005 COP Series A for 3,500,000 by Wedbush Morgan through the City of Corning Public Finance Corporation funded Phase 1 of the Water & Sewer Line Replacement 80% Water - 20% Sewer.
 - 2A) Operation & Maintenance is projected to increase at an inflationary rate of 5% per year
 - 3) Total Debt \$2,280,000 @ 4.375% interest
 - 4) Adjustment required to bring reserves to its modified balance due to prior period adjustments, and interfund activity.
 - 5) Water Stabilization Fund established April 10, 1997 to insure the adequacy of the Net Revenues pledged to Debt Service. See p.20 of the Official Statement 1997 Series A - Fund Closed June 30, 2005
- * Net income per general ledger less principal loan payments

** Net Operating Reserve will not equal Fund Balance. Consists of Operating Fund (630) Cash and Accounts Receivable Less Accounts Payable and Interest Payable only. All other Assets and Liabilities not included.

Dept. Summaries by Fiscal Year

Department Summaries by Fiscal Year

This section of the Budget Book provides a summary by year of the actual expenditures of each City Department or operating division of a Department.

These expenditures are supported by the revenues explained in the prior sections of the Book.

These spread sheets pull the information from the actual computerized accounting records of the City.

The reader should appreciate that the four pages in this section represent computer commands taking up over sixteen feet of ledger size computer paper! The detail of this Book is possible through the combined efforts and talent of the City Staff.

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011
DEPARTMENT HISTORY BY FISCAL YEAR

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
GENERAL CITY								
City Council #1100	30,109	31,290	33,339	34,822	26,516	23,979	25,400	14,150
City Clerk #1300	14,153	21,274	21,005	13,636	10,622	10,741	16,300	5,080
City Treasurer #1900	646	646	592	592	646	538	600	431
City Administration #1200	190,339	193,854	196,432	206,375	205,949	202,056	135,088	126,822
Legal Services #1400	81,848	77,454	85,338	88,889	90,366	133,840	74,800	46,932
Recreation #3300			18,403	82,006	87,642	92,006		14,086
Building & Safety #4300	104,387	139,192	175,105	98,938	96,014	88,322	95,342	61,337
Planning Dept #4100	137,583	97,579	125,152	107,010	113,584	110,745	110,096	63,492
Economic Development #4010	38,009	50,340	144,986	148,526	21,350	22,600	21,500	15,458
Housing Element #3181				14,515	43,750	26,890		1,499
First Time Homebuyers #4700				61	570,370	41		
Flood Planning #4006		170	4,688	38,710				
GIS Planning #4007		170	10,489	38,962				
Retail Planning #4008			45,821	860				
Housing Rehab #4020	2,370	245,900	1,615	66		2,130		1,460
Finance Dept #1500	210,712	235,468	257,572	268,246	283,722	259,947	282,875	157,656
Solid Waste #8000	325,519	352,052	367,722	382,161	305,000	417,157	304,000	206,770
General City #1600	537,968	477,986	441,448	431,235	368,200	381,228	373,904	268,611
GENERAL CITY TOTAL	1,673,643	1,923,375	1,929,707	1,955,610	2,223,731	1,772,220	1,439,905	983,784

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011
DEPARTMENT HISTORY BY FISCAL YEAR

	2005-2006 ACTUAL -----	2006-2007 ACTUAL -----	2007-2008 ACTUAL -----	2008-2009 ACTUAL -----	2009-2010 BUDGET -----	2009-2010 ACTUAL -----	2010-2011 BUDGET -----	2010-2011 ACTUAL -----
PUBLIC SAFETY -----								
Fire Department #2300	452,233	446,626	566,867	497,154	498,525	526,694	472,799	311,496
Fire Cap Replacement #2301	98,727	61,262	69,203	78,908	71,808	70,070	47,375	
Police Department #2114	1,632,227	1,794,751	1,857,911	1,954,170	2,065,869	2,012,447	1,891,759	1,234,328
Animal Control #2200	64,117	109,191	114,675	132,567	169,768	123,861	143,535	56,386
Police Dispatch #2119	362,825	418,148	382,566	448,356	506,002	446,965	486,228	288,479
Police Cap Replacement #2116	97,535	18,160	75,573	127,387	119,500	3,638		
PAL Program #2201	12,651	14,082	13,762	15,091	5,100	5,038	5,100	5,000
2001 CAL COPS #2107								
OTS Drunk Driving #2100	1,671	40,671	15,868	10,550	19,696	17,155	24,285	5,115
LLEBG 2002 #2109								

PUBLIC SAFETY TOTAL	2,721,986	2,902,891	3,096,425	3,264,183	3,456,268	3,205,868	3,071,081	1,900,804
=====								

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011
DEPARTMENT HISTORY BY FISCAL YEAR

	2005-2006 ACTUAL -----	2006-2007 ACTUAL -----	2007-2008 ACTUAL -----	2008-2009 ACTUAL -----	2009-2010 BUDGET -----	2009-2010 ACTUAL -----	2010-2011 BUDGET -----	2010-2011 ACTUAL -----
PUBLIC WORKS								
Public Works Admin #3800	160,522	194,556	225,531	192,272	198,849	182,332	192,206	117,985
Engineering #4200	64,580	52,492	48,088	23,555	34,500	33,765	36,566	13,936
Library #1700	16,999	23,480	20,673	18,767	16,800	13,643	18,900	12,475
Streets #3000	432,324	424,091	467,856	364,850	442,880	249,630	450,329	169,293
Street Projects #3001	166,199	194,420	919,898	239,510	329,850	94,798	526,085	247,200
Blackburn Improvements #4600				24,136	910,000	85		11,320
Street and Traffic Lights #3100	67,237	67,058	65,648	63,902	64,250	65,861	67,000	36,909
Parks Maintenance #6100	140,457	161,831	177,804	210,734	86,990	70,370	89,121	52,806
Pool #6200					62,830	63,858	71,105	59,443
Community Events #3190	8,095	10,222	7,377	16,782	11,500	7,169	1,800	3,956
Building Maintenance #3600	60,137	34,716	38,845	54,972	22,800	28,349	35,800	22,439
Mechanical Maintenance #3700		19,184	7	3,391	11,070	1,083	9,070	
Rodgers Theatre #6125	7,619	6,728	33,788	4,722	4,650	2,732	252,707	163,068
L&L 1 #3901			936	1,613	1,725	698	900	390
L&L 3 #3903			1,350	1,800	2,625	1,350	3,800	4,048
L&L 4 #3904				1,488	3,400	3,433	4,300	1,247

PUBLIC WORKS TOTAL	1,124,169	1,188,778	2,007,801	1,222,494	2,204,719	819,156	1,759,689	916,515
=====								

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011
DEPARTMENT HISTORY BY FISCAL YEAR

	2005-2006 ACTUAL -----	2006-2007 ACTUAL -----	2007-2008 ACTUAL -----	2008-2009 ACTUAL -----	2009-2010 BUDGET -----	2009-2010 ACTUAL -----	2010-2011 BUDGET -----	2010-2011 ACTUAL -----
ENTERPRISE FUNDS								
Corning Airport #3500	40,799	221,022	22,954	208,139	3,337,200	2,430,396	1,232,500	71,293
Transportation Center #3160	7,659	13,239	11,809	12,596	13,500	16,966	15,300	8,001
Sewer Maintenance #5000	119,132	156,224	115,761	113,711	115,538	104,529	158,792	59,472
Sewer Improvements #5250	288,321	311,899	293,729	343,663	470,853	325,746	470,302	243,222
WWTP #5200	560,560	559,610	656,862	576,816	665,350	662,749	682,350	377,484
Water Department #7100	447,514	436,231	431,599	421,188	447,483	425,877	474,249	284,745
Water Improvements #7420	311,341	210,971	279,047	226,656	930,000	207,624	899,200	219,875
ENTERPRISE FUNDS TOTALS	1,775,326	1,909,196	1,811,761	1,902,769	5,979,924	4,173,887	3,932,693	1,264,092

GRAND TOTALS	7,295,124	7,924,240	8,845,694	8,345,056	13,864,642	9,971,131	10,203,368	5,065,195
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General Fund Revenue Detail

General Fund Revenue Detail June 3, 2010

This section of the Budget Book provides the reader with spread sheets showing the annual history of the actual revenue by source that support the City General Fund.

This Detail reflects income as shown in the actual City Financial Records that are later summarized in each “Annual Audit”.

This Detail does NOT reflect Fund Balance nor cash on hand. True Fund Balances appear only in each Fiscal Year’s (July 1 through June 30) Annual Audit that is published and presented to the City Council at the end of November.

When you want to know how much money the City actually has, you look to the certified “Annual Audit”.

CITY OF CORNING
 GENERAL FUND REVENUE
 MID YEAR 2010-2011

	2005-2006 YEAR END	2006-2007 YEAR END	2007-2008 YEAR END	2008-2009 YEAR END	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
=====								
GENERAL FUND 001								

PROPERTY TAXES								

PROP TAX/CURRENT/SEC #4110	278,178-	436,465-	487,916-	523,942-	510,600-	350,100-	446,600-	261,882-
PROPERTY TAX/CURRENT/UNSECURED # 4111	11,979-	15,634-	15,277-	16,362-	15,000-	15,694-	15,000-	15,539-
PROPERTY TAX PRIOR/UNSECURED #4113	1,261-	1,014-	1,025-	665-	800-	693-	800-	1,549-
PROP TAX SUPP/CURRENT #4114	78,171-	100,171-	49,065-	13,837-	25,000-	7,869-	25,000-	2,282-
PROPERTY TAX UNITARY #4117	20,385-	21,168-	23,004-	29,271-	20,000-	35,958-	20,000-	18,185-
COUNTY PROP ADMIN FEE #4118	12,004	15,941	17,078	18,718	18,700	22,056	18,700	21,381
REAL PROP TRANS TAX #4126	5,045-	26,845-	8,818-	6,325-	7,400-	10,320-	7,400-	8,696-

SUBTOTAL ----->	383,015-	585,356-	568,027-	571,684-	560,100-	398,578-	496,100-	286,752-

CITY OF CORNING
 GENERAL FUND REVENUE
 MID YEAR 2010-2011

	2005-2006 YEAR END	2006-2007 YEAR END	2007-2008 YEAR END	2008-2009 YEAR END	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
OTHER TAXES -----								
AIRPORT TAX #4115	1,513-	356-	1,002-	1,780-	1,500-	1,194-	1,500-	1,311-
SALES-USE TAX #4121	2,015,178-	2,573,697-	2,706,898-	2,144,780-	1,800,000-	1,598,173-	1,600,000-	997,802-
SAFETY SALES TAX/SB 509 #4122	21,637-	22,944-	32,946-	21,085-	26,000-	21,303-	26,000-	9,668-
TRANSIENT OCCUPANCY TAX #4128	224,186-	310,450-	432,963-	277,975-	270,000-	358,736-	240,000-	196,118-
FISH& WILDLIFE/REFUGE, REV. SH #4129	1,457-	567-	571-	200-		187-		
BUSINESS LICENSE FEE #4400	19,613-	15,433-	20,948-	19,762-	18,000-	18,891-	18,000-	6,545-
SUBTOTAL ----->	2,283,584-	2,923,447-	3,195,328-	2,465,582-	2,115,500-	1,998,484-	1,885,500-	1,211,444-
FRANCHISES -----								
GAS/ELECTRIC/FRANCHISE #4123	65,235-	68,195-	65,837-	69,677-	70,000-	60,051-	60,000-	
CABLE TV FRANCHISE #4124	7,424-	6,474-	6,684-	7,333-	7,000-	7,766-	7,000-	7,809-
DISPOSAL FRANCHISE #4125	36,000-	36,000-	36,000-	36,000-	36,000-	36,000-	36,000-	21,000-
DELINQUENT DISPOSAL #4137	2,128-	685-		988-				
SUBTOTAL ----->	110,787-	111,354-	108,521-	113,998-	113,000-	103,817-	103,000-	28,809-

CITY OF CORNING
 GENERAL FUND REVENUE
 MID YEAR 2010-2011

	2005-2006 YEAR END	2006-2007 YEAR END	2007-2008 YEAR END	2008-2009 YEAR END	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
SUBVENTIONS AND GRANTS								

MOTOR VEHICLE IN LIEU TAX #4511	604,627-	539,698-	582,333-	576,764-	575,000-	494,587-	475,000-	282,621-
INDIAN GAMING #4160				22,505-	20,000-			
HOME OWNERS EXEMPTION #4515	9,853-	10,286-	10,558-	5,351-	10,200-		10,200-	
MANDATED COST REIMBURSEMENT #4519	10,627-	32,644-	2,301-	13,569-	4,000-	4,614-	4,000-	3,641-
POST REIMBURSEMENT #4521	4,726-	6,032-	4,658-	12,685-	8,000-	2,274-	8,000-	2,032-
TIDE REIMBURSEMENT #4522	24,000-	16,800-	3,600-	14,460-	14,400-		14,400-	
SOBRIETY FUNDS #4523		1,619-		3,931-	3,500-	1,609-	3,500-	
SUBTOTAL ----->	653,833-	607,079-	603,450-	649,265-	635,100-	503,084-	515,100-	288,294-
LICENSES AND PERMITS								

ACO LICENSE/FEE/SERVICES #4410	5,783-	8,513-	7,235-	7,717-	8,000-	7,056-	8,000-	4,544-
BICYCLE LICENSE #4420	27-	33-	36-	30-		57-		18-
BUILDING PERMIT #4430	127,661-	92,755-	91,286-	45,738-	45,000-	33,403-	45,000-	22,843-
BLDG INSPECTIONS FEES #4633	3,036-	851-	1,518-	545-	3,000-	228-	3,000-	248-
BOOKING FEES #4524	1,882-	16,128-	350-	50-				
POLICE PARKING VIOLATION TICKETS #4525	2,075-	3,025-	1,900-	938-	1,500-	425-	1,500-	200-
ACO NEW ADOPTION FEE #4411	4,160-	3,680-	2,880-	3,080-	3,000-	2,440-	3,000-	2,120-
SALARY REIMBURSEMENT #4526	39,913-	21,319-	11,755-	17,903-	20,000-	70,638-	20,000-	89,418-
POLICE MISC. DONATIONS, ETC. #4528	1,696-	1,378-	718-	83-	1,500-	1,681-	1,500-	1,430-
SUBTOTAL ----->	186,233-	147,682-	117,678-	76,084-	82,000-	115,928-	82,000-	120,821-

CITY OF CORNING
 GENERAL FUND REVENUE
 MID YEAR 2010-2011

	2005-2006 YEAR END	2006-2007 YEAR END	2007-2008 YEAR END	2008-2009 YEAR END	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
RECREATION PROGRAMS -----								
REC/LESSONS/PROG/GATE/ETC #4650	14,160-	16,795-	16,156-	20,498-	18,000-	22,618-	18,000-	11,763-
RECREATION PROGRAMS/DESIGNATED/SPLIT #4652			4,890-	11,791-	5,000-	15,625-		6,023-
PARK LIGHTS #4655	159-	288-	288-	154-				48-

SUBTOTAL ----->	14,319-	17,083-	21,334-	32,443-	23,000-	38,243-	18,000-	17,834-
FINES AND FORFEITURES -----								
GENERAL FINES AND FORFEITURES # 4670	50,770-	27,491-	38,564-	25,909-	30,000-	30,120-	30,000-	8,142-
USE OF MONEY AND PROPERTY -----								
RENT INCOME #4660	1,200-	1,200-	18-	12-				
INTEREST #4661	13,338-	25,552-	44,154-	7,213-	10,000-	5,336-	5,000-	1,848

SUBTOTAL ----->	65,308-	54,243-	82,736-	33,134-	40,000-	35,456-	35,000-	6,294-
CURRENT SERVICES CHARGES -----								
BUILDING PLAN CHECK #4610	32,324-	34,727-	7,950-	15,268-	15,000-	6,107-	10,000-	8,721-
SALES/MAPS AND PUBLICATIONS #4611	4,112-	598-	233-	475-		10-		1,066-
PLANNING ENVIRON. SERVICES # 4708	2,000	10,987						

SUBTOTAL ----->	34,436-	24,338-	8,183-	15,743-	15,000-	6,117-	10,000-	9,787-

CITY OF CORNING
 GENERAL FUND REVENUE
 MID YEAR 2010-2011

	2005-2006 YEAR END	2006-2007 YEAR END	2007-2008 YEAR END	2008-2009 YEAR END	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
OTHER FEES/PERMITS -----								
PERMITS & APPLICATIONS #4612	50,324-	28,444-	10,895-	4,885-	10,000-	3,491-	3,000-	1,935-
ENCROACHMENT FEES #4619	578-	390-	300-	450-	100-	165-	100-	135-
WEED CONTROL #4621						337-		
FINGERPRINT FEE #4622		3-	21-	48-		45-		36-
CONCEALED WEAPON PERMIT #4625	777-	304-	587-	740-	750-	304-	750-	626-
POLICE IMPOUND FEE #4628	3,799-	1,217-	1,634-	1,938-	2,500-	1,463-	2,500-	627-
PUBLIC WORKS PLAN CHECK FEE #4710	9,073-	137,295-	11,814-					
SUBTOTAL ----->	64,551-	167,653-	25,251-	8,061-	13,350-	5,805-	6,350-	3,359-
MISCELLANEOUS -----								
MISCELLANEOUS INCOME #4618	85,689-	117,592-	156,942-	425,495-	21,000-	171,209-	21,000-	11,566-
CAL COPS #4553	99,903-	100,282-	99,931-	99,944-	100,000-	99,963-	100,000-	61,129-
OTHER POLICE GRANTS #4556	47,733-							
OPERATING TRANSFERS IN REVENUE #4680	90,000-	7,000-	3,000-	264,947-	5,000-	4,154-	5,000-	188,663-
SUBTOTAL ----->	323,325-	224,874-	259,873-	790,386-	126,000-	275,326-	126,000-	261,358-
FUND TOTAL ----->	4,119,391-	4,863,109-	4,990,381-	4,756,380-	3,723,050-	3,480,838-	3,277,050-	2,234,752-

Other Fund Revenue Detail

Other Fund Revenue Detail January 31, 2011

This section of the Budget Book provides the reader with spreadsheets showing the annual history of the actual revenue by source. These Revenue Funds are separate from the General Fund and support other City operations.

This Detail reflects annual income as shown in the actual City Financial Records that are later summarized in each “Annual Audit”.

This Detail does NOT reflect Fund Balance nor cash on hand. True Fund Balances appear only in each Fiscal Year’s (July 1 through June 30) Annual Audit that is published and presented to the City Council at the end of November.

When you want to know how much money the City actually has, you look to the certified “Annual Audit”.

CITY OF CORNING
OTHER FUNDS
MID YEAR 2010-2011

	2005-2006 YEAR END	2006-2007 YEAR END	2007-2008 YEAR END	2008-2009 YEAR END	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
=====								
POLICE EQUIPMENT REPLACEMENT FUND #071								

Indian Gaming #4160	32,705-	22,741-						
Equipment Fund #4527	10,001-	6,595-	2,453-	13,878-	2,000-	1,624-		
BJA/Ed Byrne Grant #4554					24,000-			
9-1-1- Upgrade #4571					4,800-			
Interest #4661	3,315-	5,825-	5,927-	5,562-	500-	827-		173-
Operating Transfers in Revenue #4680	4,802-	37,500-	60,000-	150,000-	53,280-	53,280-		
ACO F&A RESTRICTED FUND #072								

ACO - F&A Fee #4412		2,345-	3,120-	2,815-	3,000-	2,916-	3,000-	770-
FIRE EQUIPMENT REPLACEMENT FUND #076								

Indian Gaming #4160	26,308-			26,308				
Paskenta Tribe Revenue #4162	26,308-		26,308-	52,616-	26,308-	26,308-	26,308-	26,308-
Equipment Fund #4527	573-	3,316-						
Interest #4661	1,340-	879-	675-	1,146-	1,000-	529-	500-	59-
Operating Transfers in Revenue #4680	20,100-	25,500-	60,760-	50,000-	22,000-	22,000-	22,000-	22,000-
PUBLIC WORKS EQUIPMENT REPLACEMENT FUND #078								

Indian Gaming #4160	20,510-							
Equipment Fund #4527	16,287-	27,764-	11,261-	14,588-		12,567-		7,007-
Interest #4661	2,612-	3,964-	3,279-	1,586-	100-	396-		101-

ID: RVOTH-----FEB 01 2011

CITY OF CORNING
OTHER FUNDS
MID YEAR 2010-2011

	2005-2006 YEAR END	2006-2007 YEAR END	2007-2008 YEAR END	2008-2009 YEAR END	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
RURAL PLANNING FUND #105 -----								
Rural Planning Funds #4141	30,000-	29,000-	29,000-	29,000-	31,000-	29,000-	29,000-	
Interest #4661	123-	72-	294-	211-		104-		48-
PROP ONE B #107 -----								
Prop One B #4132			400,000-					
Interest #4661			3,719-	1,245-	1,152-	479-		95-
FED TRANS FUND #108 -----								
FEDERAL TRANS #4529	30,443-	33,491-	30,241-					32,288-
INTEREST #4661	3,097-	1,489-	1,315-	1,272-	500-	547-	500-	197-
GAS TAX FUND #109 - #113 -----								
GAS TAX #2105	42,975-	43,794-	42,645-	38,851-	42,600-	40,334-	38,355-	11,454-
GAS TAX #2106	32,161-	32,970-	32,145-	30,247-	32,000-	31,867-	30,092-	7,548-
GAS TAX # 2107	57,319-	58,541-	57,067-	51,709-	57,000-	53,757-	51,096-	18,607-
GAS TAX #2107.5	2,000-	2,000-	2,000-	2,000-	2,000-	2,000-	2,000-	2,000-
INTEREST #4661	2,682-	4,657-	5,260-	3,366-	2,000-	1,268-	700-	711-
GAS TAX TOTAL ----->	137,137-	141,962-	139,117-	126,173-	135,600-	129,226-	122,243-	40,320-
=====								

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CITY OF CORNING
OTHER FUNDS
MID YEAR 2010-2011

	2005-2006 YEAR END	2006-2007 YEAR END	2007-2008 YEAR END	2008-2009 YEAR END	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
LOCAL TRANSPORTATION FUND #114 -----								
LOCAL TRANSPORTATION SALES TAX #4120	132,746-	119,510-	126,669-	131,500-	63,000-	58,850-		
INTEREST #4661	14,638-	1,876-	1,117-	392-	1,000-	570-	500-	319-
TRAFFIC CONGESTION FUND #115 -----								
TRAFFIC CONGESTION RELIEF #4142	31,574-	50,767-		61,483-	68,350-	66,915-	71,959-	19,495-
Interest #4661		2,215-	1,358-	192-	500-	184-	200-	179-
TRAFFIC MITIGATION FUND #116 -----								
Traffic Mitigation Fees #4634	30,360-	91,320-	344,077-	67,466-	67,000-	47,451-	40,000-	19,276-
Interest #4661	313-	2,612-	8,931-	10,935-	10,000-	4,140-	4,000-	1,709-
SAFE ROUTES TO SCHOOL FUND #118 -----								
Safe Routes to School #4145		174,163-	56,237-	281,340-				
TEA DOWNTOWN FUND #120 -----								
TEA #4161		20,000-	20,677-	9,000-				
OTS FUND #161 -----								
OTS #4572			14,169-	11,177-				
OTS FUND #164 -----								
OTS #4572				7,678-	19,696-	28,508-	26,100-	11,128-

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CITY OF CORNING
OTHER FUNDS
MID YEAR 2010-2011

	2005-2006 YEAR END	2006-2007 YEAR END	2007-2008 YEAR END	2008-2009 YEAR END	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
ABANDONED VEHICLE FUND #170 -----								
ABANDONED VEHICLE #4546	3,084-	27,494-	13,084-	16,344-	4,000-	20,140-	4,000-	1,800-
Interest #4661	36-	439-	1,193-	639-		307-	300-	171-
SAFE GRANT #188 -----								
Safe Grant (Police) #4701			7,842-	6,913-	10,000-	10,299-		3,779-
FLOOD PREVENTION FUND #303 -----								
Operating Transfers in Rev #4680			8,750-					
Grant Proceeds #4700				39,339-				
GIS PLANNING FUND #304 -----								
Operating Transfers in Revenue #4680			8,750-					
Grant Proceeds #4700				28,818-		5,562-		
HOUSING ELEMENT PROJ #308 -----								
Grant Proceeds #4700					35,000-			
CDBG FY 08/09 #322 -----								
Grant Proceeds #4700					1,500,000-			
PROG. INC-UNRES FUND # 323 -----								
Interest #4661	662-	391-	44-	70-		117-		21
CDBG Program Income #4668	1,300-	1,100-	1,600-	1,200-		1,480-		1,600-

CITY OF CORNING
OTHER FUNDS
MID YEAR 2010-2011

	2005-2006 YEAR END	2006-2007 YEAR END	2007-2008 YEAR END	2008-2009 YEAR END	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
REUSE FUNDS-ECN FUND #325 -----								
Loan Payments #4568	1,980-	533-	913-	913-		913-	1,000-	457-
Interest #4661	2,378-	3,047-	2,465-	1,384-		620-	500-	271-
CDBG Program Income #4668	1,575-	788-		1,825-		2,542-		1,483-
REUSE FUNDS HOUSING FUND #326 -----								
Interest #4661	5,637-	894-	801-	1,265-		992-	500-	528-
CDBG Program Income #4668	57,615-	1,238-	41,949-	27,668-		52,768-		28,772-
PARK ACQUISITION/CONSTRUCTION FUND #341 -----								
PARK ACQUISITION/CONSTRUCTION #4127	21,513-	26,006-	62,875-	13,450-	11,200-	10,268-	11,200-	3,500-
INTEREST #4661	3,337-	5,374-	6,897-	4,647-	1,000-	1,901-	1,000-	811-
DRAINAGE FEES FUND #345 -----								
DRAINAGE FEES #4636	40,332-	27,523-	32,197-	11,532-	10,000-	8,827-	10,000-	2,262-
INTEREST #4661	1,725-	2,709-	3,461-	2,711-	3,000-	1,104-	1,000-	454-
WATER CAPITAL IMPROVEMENT FUND #346 -----								
WATER CAPITAL IMPROVEMENT #4530	21,878-	26,260-	55,111-	25,524-	25,000-	6,027-	5,000-	2,836-
INTEREST #4661	3,126-	4,828-	4,789-	3,864-	4,000-	1,652-	1,500-	663-
SEWER CAPITAL IMPROVEMENT FUND #347 -----								
SEWER CAPITAL IMPROVEMENT #4642	25,884-	23,082-	47,804-	17,976-	30,000-	3,210-	2,500-	2,568-
INTEREST #4661	2,791-	5,036-	5,575-	4,373-	1,000-			

ID: RVOTH-----FEB 01 2011

CITY OF CORNING
OTHER FUNDS
MID YEAR 2010-2011

	2005-2006 YEAR END	2006-2007 YEAR END	2007-2008 YEAR END	2008-2009 YEAR END	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL

WWTP EXPANSION FUND #348								

MISC INCOME, ETC... #4618	137,744-	141,526-	292,000-	116,000-	120,000-	8,000-	8,000-	16,000-
INTEREST #4661	1,267-	3,973-	3,634-	2,845-	500-	2,141-	1,000-	426-

YOST FIELD FUND #352								

BASEBALL FEES #4654	150-					870-		
Parks/Rec Program Donations #4672					2,000-			

PARK VOL. FUND #353								

Recycling Grant #4157	5,000-		5,000-			5,000-		
Interest #4661	245-	554-	545-	428-	500-	151-		

PARKLAND ACQUISITION FUND #355								

PARKLAND PURCHASE FEE #4605	21,500-	16,300-	26,300-	7,800-	131,500-	1,100-	600-	2,300-
Interest #4661	4,327-	5,925-	6,082-	4,216-	5,000-	1,555-	2,000-	671-

TRAIL DEVELOPMENT FUND #356								

Interest #4661	157-	221-	205-	125-		54-		23-
Trail Development Fee #4705					1,000-			

CURB AND GUTTER FUND #365								

CURB AND GUTTER #4635	1,165-							
INTEREST #4661	487-	703-	652-	397-		2-		

CITY OF CORNING
OTHER FUNDS
MID YEAR 2010-2011

	2005-2006 YEAR END	2006-2007 YEAR END	2007-2008 YEAR END	2008-2009 YEAR END	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
CAPITAL REPLACEMENT WWTP FUND #380 -----								
Interest #4661	7,170-	13,154-	9,433-	5,320-	10,000-	2,977-	5,000-	1,137-
Operating Transfers in Revenue #4680	40,000-	61,800-	45,000-	50,000-	50,000-	50,000-	55,000-	55,000-
SEWER CAPITAL REPLACEMENT FUND #381 -----								
Interest #4661	1,403-	2,195-	1,619-	1,176-	1,000-	690-	1,000-	336-
Operating Transfers in Rev #4680	16,300-		17,300-	18,300-	18,300-	18,300-	18,800-	18,300-
WATER CAPITAL REPLACEMENT FUND #383 -----								
Interest #4661	2,798-	4,047-	2,449-	3,049-	2,000-	1,845-	2,000-	855-
Operating Transfers in Revenue #4680	25,000-	51,500-	53,045-	100,000-	70,000-	70,000-	73,500-	73,500-
JT LEVY TRUST FUND #401 -----								
Interest #4661	778-	1,098-	1,008-	608-	500-	260-	500-	108-
RODGERS, FMW&D FUND #402 -----								
Interest #4661	1,618-	2,229-	1,561-	501-	500-	210-	500-	85-
RIDEELL LIBRARY TRUST FUND #403 -----								
Interest #4661	7,112-	11,067-	10,787-	8,198-	1,500-	5,712-	1,000-	203-

CITY OF CORNING
OTHER FUNDS
MID YEAR 2010-2011

	2005-2006 YEAR END	2006-2007 YEAR END	2007-2008 YEAR END	2008-2009 YEAR END	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
SEWER ENTERPRISE FUND #610								

SEWER SERVICE #4640	1,054,360-	1,169,717-	1,257,948-	1,385,313-	1,406,390-	1,449,335-	1,448,582-	864,748-
SEWER CONNECTION FEE #4641	2,620-	8,030-	1,952-	2,620-	3,000-		3,000-	
INDUSTRIAL WWTP LAND LEASE #4643		6,427-		20,555-		7,316-		7,380-
MISCELLANEOUS #4618		726-			3,600-		3,600-	
INTEREST #4661						85-	5,000-	389-
FUND TOTAL ----->	1,056,980-	1,184,900-	1,259,900-	1,408,488-	1,412,990-	1,456,736-	1,460,182-	872,517-
=====								
SOLID WASTE FUND #615								

Solid Waste #4639	325,519-	352,052-	367,628-	391,289-	300,000-	407,216-	300,000-	241,177-
Interest #4661	392-	2,191-	1,605-	1,064-	5,000-	559-	5,000-	191-
AIRPORT ENTERPRISE FUND #620								

AIRPORT GRANT #4536		20,000-	10,000-	10,000-	10,000-		10,000-	
RENT BLACKBURN #4658	7,182-	7,349-	7,980-	7,980-	7,980-	7,275-	8,400-	4,411-
RENTS/LEASES #4660	600-	1,315-	1,630-	3,210-	1,000-	3,210-	1,000-	2,583-
INTEREST #4661	985-					28-		
AIRPOT IMPROVEMENTS #621								

Airport Land Acquisition Grant #4558		207,776-						
FAA Grant Construction #4564				185,844-	3,320,000-	2,331,801-	1,215,000-	1

CITY OF CORNING
OTHER FUNDS
MID YEAR 2010-2011

	2005-2006 YEAR END	2006-2007 YEAR END	2007-2008 YEAR END	2008-2009 YEAR END	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
TRANSPORTATION CENTER FUND #625 -----								
TRANS. SALES TAX #4120	7,200-				8,220-	15,755-	8,220-	
RENTS/LEASES #4660	5,250-					5,000-	5,000-	5,000-
OPERATING TRANSFERS IN REVENUE #4680				10,000-	5,000-			
INTEREST #4661	580-	285-				28-		20-
FUND TOTAL ----->	13,030-	285-		10,000-	13,220-	20,783-	13,220-	5,020-
=====								
WATER ENTERPRISE FUND #630 -----								
MISC INCOME, ETC. #4618				3,001-				
WATER SALES #4630	1,119,836-	1,084,370-	1,208,863-	1,283,521-	1,223,675-	1,186,044-	1,260,385-	803,189-
WATER CONNECTION FEE #4631	2,408-	1,742-	4,238-	1,092-	1,000-		1,000-	
METER READING/TURN ON #4632	1,141-	1,061-	1,992-	1,747-	2,000-	1,855-	2,000-	1,385-
INTEREST #4661	1,654-	1,928-	2,874-	6,886-	1,000-	3,924-	1,000-	2,116-
L&L DIST 1 ZN 1 #701 -----								
Lighting & Landscaping Assess #4649		883-	883-	852-	1,090-	919-	1,090-	505-
L&L DIST 1 ZN 3 #703 -----								
Lighting & Landscaping Assess #4649			4,299-	4,263-	2,900-	4,263-	2,900-	2,416-
FUND TOTAL ----->	1,125,039-	1,089,101-	1,217,967-	1,296,247-	1,227,675-	1,191,823-	1,264,385-	806,690-
=====								
GRAND TOTAL ----->	3,574,093-	4,143,792-	5,005,316-	4,866,102-	8,885,141-	6,208,630-	4,834,887-	2,337,859-

General City Services

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
CITY COUNCIL #1100					
5100 Salaries	1,110	7,920	18,000	10,080	56%
5900 Benefits	85	606	0	(606)	%
TOTAL SALARIES & BENEFITS ----->	1,195	8,526	18,000	9,474	53%
001-6100 Office Supplies	0	10	100	90	90%
001-6150 Mat/Supplies	594	1,312	800	(512)	- 64%
001-7000 Assoc.Dues	3,953	4,003	4,000	(3)	- %
001-7200 Conf/Meetings	40	50	2,000	1,950	98%
401-7600 Scholarship	0	250	500	250	50%
TOTAL OTHER OPERATING EXPENSES ----->	4,587	5,625	7,400	1,775	24%
TOTAL FOR DEPARTMENT ----->	5,782	14,151	25,400	11,249	44%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
CITY COUNCIL #1100								
5100 + SALARIES	18,277	18,000	18,000	18,000	18,000	16,053	18,000	7,920
5900 + BENEFITS	1,377	1,377	1,377	1,377	1,116	1,228	0	606
TOTAL SALARIES/BENEFITS	19,654	19,377	19,377	19,377	19,116	17,281	18,000	8,526
001 6100 1100 Office Supplies	144	246	84	9	100	66	100	10
001 6150 1100 Mat/Supplies	1,818	2,432	3,521	2,111	800	786	800	1,312
001 7000 1100 Assoc.Dues	3,684	3,938	3,953	3,953	4,000	4,003	4,000	4,003
001 7100 1100 Traing/Educ.	0	0	1,587	1,100	0	0	0	0
001 7200 1100 Conf/Meetings	4,809	5,297	4,566	8,021	2,000	1,593	2,000	50
401 7600 1100 Scholarship	0	0	250	250	500	250	500	250
TOTAL OTHER OPERATING EXP.	10,455	11,913	13,961	15,444	7,400	6,698	7,400	5,625
TOTAL FOR DEPT	30,109	31,290	33,338	34,821	26,516	23,979	25,400	14,151

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
CITY CLERK #1300					
5100 Salaries	291	2,181	4,200	2,019	48%
5900 Benefits	22	167	0	(167)	%
TOTAL SALARIES & BENEFITS ----->	313	2,348	4,200	1,852	44%
001-6100 Office Supplies	0	50	200	150	75%
001-6150 Mat/Supplies	68	626	800	174	22%
001-6300 ProfServices	0	363	3,000	2,637	88%
001-6310 Elections	0	0	5,000	5,000	100%
001-6500 Print/Advert.	180	1,693	3,000	1,307	44%
001-7000 Assoc.Dues	0	0	100	100	100%
TOTAL OTHER OPERATING EXPENSES ----->	248	2,732	12,100	9,368	77%
TOTAL FOR DEPARTMENT ----->	561	5,080	16,300	11,220	69%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
CITY CLERK #1300								
5100 + SALARIES	4,212	4,211	4,200	4,200	4,200	3,871	4,200	2,181
5900 + BENEFITS	321	321	321	321	322	297	0	167
TOTAL SALARIES/BENEFITS	4,533	4,532	4,521	4,521	4,522	4,168	4,200	2,348
001 6100 1300 Office Supplies	174	485	203	222	200	90	200	50
001 6150 1300 Mat/Supplies	329	1,548	1,530	1,082	800	1,200	800	626
001 6300 1300 ProfServices	1,207	309	374	748	2,000	1,422	3,000	363
001 6310 1300 Elections	0	7,899	0	4,681	0	0	5,000	0
001 6500 1300 Print/Advert.	7,286	5,523	5,475	2,260	3,000	3,780	3,000	1,693
001 7000 1300 Assoc.Dues	105	80	105	105	100	80	100	0
001 7200 1300 Conf/Meetings	518	898	495	18	0	0	0	0
TOTAL OTHER OPERATING EXP.	9,619	16,742	8,182	9,116	6,100	6,572	12,100	2,732
001 9330 1300 FireProof Cabin	0	0	8,301	0	0	0	0	0
TOTAL CAPITAL EXPENDITURES	0	0	8,301	0	0	0	0	0
TOTAL FOR DEPT.	14,152	21,274	21,004	13,637	10,622	10,740	16,300	5,080

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
TREASURER #1900					
5100 Salaries	50	400	600	200	33%
5900 Benefits	4	31	0	(31)	%
TOTAL SALARIES & BENEFITS ----->	54	431	600	169	28%
TOTAL FOR DEPARTMENT ----->	54	431	600	169	28%

CITY OF CORNING
 ANNUAL BUDGET
 MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL

TREASURER #1900								
5100 + SALARIES	600	600	550	550	600	500	600	400
5900 + BENEFITS	46	46	42	42	46	38	0	31

TOTAL SALARIES/BENEFITS	646	646	592	592	646	538	600	431

TOTAL FOR DEPT	646	646	592	592	646	538	600	431
=====								

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CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004

ACCOUNT DESCRIPTION

ADMINISTRATION #1200

5100 Salaries
5900 Benefits

TOTAL SALARIES & BENEFITS ----->

001-6100 Office Supplies
610-6100 Office Supplies
630-6100 Office Supplies
001-6350 Communications
610-6350 Communications
630-6350 Communications
001-7000 Assoc.Dues
001-7200 Conf/Meetings
001-7406 Comp/Equip/Soft

TOTAL OTHER OPERATING EXPENSES ----->

TOTAL FOR DEPARTMENT ----->

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
5100 Salaries	12,610	91,201	130,438	39,237	30%
5900 Benefits	4,445	33,716	0	(33,716)	%
TOTAL SALARIES & BENEFITS ----->	17,055	124,917	130,438	5,521	4%
001-6100 Office Supplies	39	285	1,000	715	72%
610-6100 Office Supplies	12	34	300	266	89%
630-6100 Office Supplies	12	34	300	266	89%
001-6350 Communications	29	140	350	210	60%
610-6350 Communications	29	139	300	161	54%
630-6350 Communications	29	139	300	161	54%
001-7000 Assoc.Dues	0	0	600	600	100%
001-7200 Conf/Meetings	20	910	1,500	590	39%
001-7406 Comp/Equip/Soft	0	223	0	(223)	%
TOTAL OTHER OPERATING EXPENSES ----->	170	1,904	4,650	2,746	59%
TOTAL FOR DEPARTMENT ----->	17,225	126,821	135,088	8,267	6%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
CITY ADMINISTRATION #1200								
5100 + SALARIES	125,119	128,837	133,544	145,395	145,966	143,512	130,438	91,201
5900 + BENEFITS	58,033	57,220	55,132	53,832	56,433	54,486	0	33,716
TOTAL SALARIES/BENEFITS	183,152	186,057	188,676	199,227	202,399	197,998	130,438	124,917
001 6100 1200 Office Supplies	1,212	991	673	525	1,000	842	1,000	285
610 6100 1200 Office Supplies	0	286	233	103	300	205	300	34
630 6100 1200 Office Supplies	29	286	233	139	300	191	300	34
001 6150 1200 Mat/Supplies	348	0	84	0	0	0	0	0
001 6300 1200 ProfServices	646	314	769	464	200	125	0	0
001 6350 1200 Communications	0	0	347	349	350	348	350	140
610 6350 1200 Communications	0	0	0	268	200	302	300	139
630 6350 1200 Communications	0	0	0	268	200	302	300	139
001 7000 1200 Assoc.Dues	1,487	1,301	943	950	600	552	600	0
001 7200 1200 Conf/Meetings	3,270	3,380	3,463	3,702	400	1,191	1,500	910
610 7200 1200 Conf/Meetings	0	500	0	0	0	0	0	0
630 7200 1200 Conf/Meetings	0	461	0	0	0	0	0	0
001 7406 1200 Comp/Equip/Soft	196	29	343	380	0	0	0	223
001 7500 1200 Veh Opr/Maint	0	0	668	0	0	0	0	0
401 7600 1200 Scholarship	0	250	0	0	0	0	0	0
TOTAL OTHER OPERATING EXP.	7,188	7,798	7,756	7,148	3,550	4,058	4,650	1,904
TOTAL FOR DEPT	190,340	193,855	196,432	206,375	205,949	202,056	135,088	126,821

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CITY OF CORNING
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FOR PERIOD ENDING

YEAR REMAINING
42
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ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
=====					
LEGAL SERVICES #1400					
5100 Salaries	0	2,476	0	(2,476)	%
5900 Benefits	0	196	0	(196)	%
TOTAL SALARIES & BENEFITS ----->	0	2,672	0	(2,672)	%
=====					
001-6300 ProfServices	175	175	5,000	4,825	97%
001-6301 Consulting Serv	3,898	40,371	45,440	5,069	11%
610-6301 Consulting Serv	0	162	5,680	5,518	97%
630-6301 Consulting Serv	240	928	5,680	4,752	84%
001-6304 EE Relations	1,062	2,538	10,000	7,462	75%
001-8001 Books/Periodic.	0	87	2,000	1,913	96%
610-8001 Books/Periodic.	0	0	500	500	100%
630-8001 Books/Periodic.	0	0	500	500	100%
TOTAL OTHER OPERATING EXPENSES ----->	5,375	44,261	74,800	30,539	41%
=====					

=====					
TOTAL FOR DEPARTMENT ----->	5,375	46,933	74,800	27,867	37%
=====					

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
LEGAL SERVICES #1400								
5100 + SALARIES	48,483	51,132	54,000	56,781	60,000	60,776	0	2,476
5900 + BENEFITS	12,918	14,347	4,122	4,352	15,366	51,451	0	196
TOTAL SALARIES/BENEFITS	61,401	65,479	58,122	61,133	75,366	112,227	0	2,672
001 6300 1400 ProfServices	3,224	3,790	4,191	4,237	5,000	7,578	5,000	175
001 6301 1400 City Attny Srvs	0	0	0	0	0	0	45,440	40,371
610 6301 1400 City Attny Srvs	0	0	0	0	0	0	5,680	162
630 6301 1400 City Attny Srvs	0	0	0	0	0	0	5,680	928
001 6304 1400 EE Relations	14,674	4,260	18,656	20,484	8,000	11,131	10,000	2,538
001 7200 1400 Conf/Meetings	0	1,147	822	0	0	0	0	0
001 8001 1400 Books/Perodic.	2,549	2,779	3,547	3,035	1,000	1,905	2,000	87
610 8001 1400 Books/Perodic.	0	0	0	0	500	500	500	0
630 8001 1400 Books/Perodic.	0	0	0	0	500	500	500	0
TOTAL OTHER OPERATING EXP.	20,447	11,976	27,216	27,756	15,000	21,614	74,800	44,261
TOTAL FOR DEPT	81,848	77,455	85,338	88,889	90,366	133,841	74,800	46,933

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CITY OF CORNING
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ID: REPORT 00004 ACCOUNT DESCRIPTION =====	JANUARY ACTUAL =====	YEAR TO DATE ACTUAL =====	ANNUAL BUDGET =====	REMAINING BUDGET =====	PERCENTAGE REMAINING =====
RECREATION #3300					
5100 Salaries	0	6,552	0	(6,552)	%
5900 Benefits	0	2,111	0	(2,111)	%
TOTAL SALARIES & BENEFITS ----->	0	8,663	0	(8,663)	%
001-6150 Mat/Supplies	1,838	1,838	0	(1,838)	%
352-6347 Rec Prog Sup.	59	59	0	(59)	%
001-6348 Rec Refunds	0	60	0	(60)	%
001-6349 RECREATION INST	507	3,466	0	(3,466)	%
TOTAL OTHER OPERATING EXPENSES ----->	2,404	5,423	0	(5,423)	%
TOTAL FOR DEPARTMENT ----->	2,404	14,086	0	(14,086)	%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
RECREATION #3300								
5100 + SALARIES	0	0	10,912	43,745	48,330	43,857	0	6,552
5200 + OVERTIME	0	0	0	33	596	1,276	0	0
5900 + BENEFITS	0	0	5,406	24,607	25,016	25,755	0	2,111
TOTAL SALARIES/BENEFITS	0	0	16,318	68,385	73,942	70,888	0	8,663
001 6150 3300 Mat/Supplies	0	0	1,442	4,408	4,200	5,436	0	1,838
352 6347 3300 Rec Prog Sup.	0	0	0	0	2,800	0	0	59
001 6348 3300 Rec Refunds	0	0	40	205	0	505	0	60
001 6349 3300 RECREATION INST	0	0	0	6,691	4,300	13,257	0	3,466
001 6350 3300 Communications	0	0	368	1,189	1,200	1,156	0	0
001 6552 3300 Safety Items	0	0	0	0	0	191	0	0
001 7200 3300 Conf/Meetings	0	0	152	450	500	364	0	0
001 7500 3300 Veh Opr/Maint	0	0	84	679	700	209	0	0
TOTAL OTHER OPERATING EXP.	0	0	2,086	13,622	13,700	21,118	0	5,423
TOTAL FOR DEPT.	0	0	18,404	82,007	87,642	92,006	0	14,086

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YEAR REMAINING
42
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ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
=====					
BUILDING & SAFETY #4300					
5100 Salaries	4,630	37,461	89,459	51,998	58%
5900 Benefits	2,304	17,124	0	(17,124)	%
TOTAL SALARIES & BENEFITS ----->	6,934	54,585	89,459	34,874	39%
=====					
001-6100 Office Supplies	0	108	600	492	82%
001-6300 ProfServices	1,760	4,180	1,000	(3,180)	-318%
001-6350 Communications	115	819	1,200	381	32%
001-6700 Equip.Maint.	0	0	500	500	100%
001-7000 Assoc.Dues	0	206	200	(6)	-3%
001-7200 Conf/Meetings	0	264	1,000	736	74%
001-7500 Veh Opr/Maint	77	959	1,000	41	4%
TOTAL OTHER OPERATING EXPENSES ----->	1,952	6,536	5,500	(1,036)	-19%
=====					
001-9200 SB1473	32	100	133	33	25%
001-9201 StrongMotion	0	117	250	133	53%
TOTAL CAPITAL EXPENDITURES ----->	32	217	383	166	43%
=====					
TOTAL FOR DEPARTMENT ----->	8,918	61,338	95,342	34,004	36%
=====					

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
BUILDING & SAFETY #4300								
5100 + SALARIES	68,418	87,373	107,786	63,028	62,580	57,065	89,459	37,461
5900 + BENEFITS	28,991	41,854	41,256	30,554	27,884	27,806	0	17,124
TOTAL SALARIES/BENEFITS	97,409	129,227	149,042	93,582	90,464	84,871	89,459	54,585
001 6100 4300 Office Supplies	715	618	1,637	943	600	214	600	108
001 6150 4300 Mat/Supplies	611	134	0	0	0	0	0	0
001 6300 4300 ProfServices	1,620	4,650	18,240	1,370	1,000	175	1,000	4,180
001 6350 4300 Communications	0	0	155	749	1,000	1,343	1,200	819
001 6552 4300 Safety Items	46	75	0	0	0	52	0	0
001 6700 4300 Equip.Maint.	0	0	0	0	500	0	500	0
001 7000 4300 Assoc.Dues	130	160	150	260	200	100	200	206
001 7200 4300 Conf/Meetings	2,978	0	3,437	761	1,000	164	1,000	264
001 7500 4300 Veh Opr/Maint	143	2,263	1,724	640	1,000	718	1,000	959
114 7500 4300 Veh Opr/Maint	0	0	0	240	0	0	0	0
TOTAL OTHER OPERATING EXP.	6,243	7,900	25,343	4,963	5,300	2,766	5,500	6,536
001 9200 4300 SB1473	0	0	0	78	0	180	133	100
001 9201 4300 StrongMotion	737	2,066	720	315	250	504	250	117
TOTAL CAPITAL EXPENDITURES	737	2,066	720	393	250	684	383	217
TOTAL FOR DEPT.	104,389	139,193	175,105	98,938	96,014	88,321	95,342	61,338

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CITY OF CORNING
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ACCOUNT DESCRIPTION

PLANNING #4100

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
5100 Salaries	6,981	43,536	100,696	57,160	57%
5900 Benefits	2,731	19,303	0	(19,303)	%
TOTAL SALARIES & BENEFITS ----->	9,712	62,839	100,696	37,857	38%
001-6100 Office Supplies	0	77	400	323	81%
001-6150 Mat/Supplies	0	0	200	200	100%
001-6300 ProfServices	0	0	100	100	100%
105-6300 ProfServices	0	41	4,000	3,959	99%
105-6331 GIS Support	0	0	3,000	3,000	100%
001-6350 Communications	54	326	500	174	35%
001-6700 Equip.Maint.	0	0	200	200	100%
001-7000 Assoc.Dues	0	0	500	500	100%
001-7200 Conf/Meetings	175	210	500	290	58%
TOTAL OTHER OPERATING EXPENSES ----->	229	654	9,400	8,746	93%
TOTAL FOR DEPARTMENT ----->	9,941	63,493	110,096	46,603	42%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
PLANNING ADMINISTRATION #4100								
5100 + SALARIES	65,712	69,365	79,715	65,500	71,152	67,894	100,696	43,536
5900 + BENEFITS	23,258	24,937	28,765	37,607	30,832	38,583	0	19,303
TOTAL SALARIES/BENEFITS	88,970	94,302	108,480	103,107	101,984	106,477	100,696	62,839
001 6100 4100 Office Supplies	527	714	657	343	500	462	400	77
001 6150 4100 Mat/Supplies	170	0	18	144	100	76	200	0
001 6179 4100 Annexations	0	0	2,927	2,000	2,100	2,043	0	0
001 6300 4100 ProfServices	4,536	316	4,221	200	100	73	100	0
105 6300 4100 ProfServices	143	0	0	0	4,000	93	4,000	41
150 6305 4100 Environmental	35,033	0	0	0	0	0	0	0
105 6331 4100 GIS Support	1,838	0	6,792	136	3,000	316	3,000	0
001 6350 4100 Communications	0	0	121	506	500	1,042	500	326
001 6700 4100 Equip.Maint.	0	0	0	0	200	0	200	0
001 7000 4100 Assoc.Dues	338	447	472	415	500	0	500	0
001 7100 4100 Traing/Educ.	0	150	47	0	100	0	0	0
001 7200 4100 Conf/Meetings	50	0	1,419	161	500	162	500	210
001 7367 4100 Abate Hlth/Sfty	0	1,649	0	0	0	0	0	0
105 7406 4100 Comp/Equip/Soft	5,979	0	0	0	0	0	0	0
TOTAL OTHER OPERATING EXP.	48,614	3,276	16,674	3,905	11,600	4,267	9,400	654
TOTAL FOR DEPT.	137,584	97,578	125,154	107,012	113,584	110,744	110,096	63,493

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ACCOUNT DESCRIPTION

ECONOMIC DEVELOPMENT #4010

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
001-6312 CngChamberComm.	5,000	11,000	16,000	5,000	31%
001-6314 Tehama EDC	208	1,458	2,500	1,042	42%
001-7408 TriCo EDC	0	3,000	3,000	0	%
TOTAL OTHER OPERATING EXPENSES ----->	5,208	15,458	21,500	6,042	28%
TOTAL FOR DEPARTMENT ----->	5,208	15,458	21,500	6,042	28%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 ACTUAL	2010-2011 BUDGET
ECONOMIC DEVELOPMENT #4010								
001 6312 4010 CngChamberComm.	21,000	22,000	22,000	23,200	16,000	16,000	16,000	11,000
142 6312 4010 CngChamberComm.	0	0	34	0	0	0	0	0
001 6314 4010 TLDC	12,000	12,000	12,000	20,000	2,500	3,750	2,500	1,458
001 7408 4010 TriCo EDC	0	0	0	0	2,850	2,850	3,000	3,000
323 7408 4010 TriCo EDC	3,929	3,929	6,700	0	0	0	0	0
323 7410 4010 TriCntyPlngGrnt	0	350	0	0	0	0	0	0
325 7414 4010 Grant Match	0	0	0	1,044	0	0	0	0
326 7414 4010 Grant Match	0	0	0	1,044	0	0	0	0
326 7415 4010 Housing Rehab	0	32	0	0	0	0	0	0
TOTAL OTHER OPERATING EXP	36,929	38,311	40,734	45,288	21,350	22,600	21,500	15,458
001 8008 4010 Infrastru.Reimb	0	0	104,252	103,238	0	0	0	0
325 8010 4010 Facade Program	1,080	12,028	0	0	0	0	0	0
TOTAL CAPITAL EXPENDITURES	1,080	12,028	104,252	103,238	0	0	0	0
TOTAL FOR DEPT.	38,009	50,339	144,986	148,526	21,350	22,600	21,500	15,458

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CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
HOUSING ELEMENT #3181								
308 6177 3181 Grant Admini.	0	0	0	49	5,000	1,370	0	206
308 6300 3181 ProfServices	0	0	0	14,466	38,750	25,520	0	1,293
TOTAL OTHER OPERATING EXP.	0	0	0	14,515	43,750	26,890	0	1,499
TOTAL FOR DEPT.	0	0	0	14,515	43,750	26,890	0	1,499

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HOUSING REHAB #4020

326-7727 Prof Serv Admin

TOTAL OTHER OPERATING EXPENSES ----->

TOTAL FOR DEPARTMENT ----->

JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
0	1,460	0	(1,460)	%
0	1,460	0	(1,460)	%
0	1,460	0	(1,460)	%

CITY OF CORNING
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 MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
HOUSING REHAB #4020								
326 7414 4020 Grant Match	0	525	0	0	0	0	0	0
326 7727 4020 Prof Serv Admin	2,370	5,375	1,615	66	0	2,130	0	1,460
326 7740 4020 HSG INFRA LOANS	0	240,000	0	0	0	0	0	0
TOTAL OTHER OPERATING EXP.	2,370	245,900	1,615	66	0	2,130	0	1,460
TOTAL FOR DEPT	2,370	245,900	1,615	66	0	2,130	0	1,460

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CITY OF CORNING
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ID: REPORT 00004

ACCOUNT DESCRIPTION

FINANCE #1500

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
5100 Salaries	8,919	72,804	174,424	101,620	58%
5900 Benefits	4,574	35,446	0	(35,446)	%
TOTAL SALARIES & BENEFITS ----->	13,493	108,250	174,424	66,174	38%
001-6100 Office Supplies	95	1,909	651	(1,258)	-193%
610-6100 Office Supplies	248	2,286	4,000	1,714	43%
615-6100 Office Supplies	844	1,292	1,000	(292)	-29%
630-6100 Office Supplies	248	2,286	4,000	1,714	43%
001-6150 Mat/Supplies	10	25	500	475	95%
630-6150 Mat/Supplies	0	1,305	0	(1,305)	%
001-6300 ProfServices	1,243	9,248	18,000	8,752	49%
610-6300 ProfServices	859	6,385	12,000	5,615	47%
630-6300 ProfServices	859	5,080	12,000	6,920	58%
001-6350 Communications	41	245	840	595	71%
610-6350 Communications	41	245	830	585	70%
630-6350 Communications	41	245	830	585	70%
001-6600 Rents/Leases	33	252	500	248	50%
610-6600 Rents/Leases	64	496	1,000	504	50%
630-6600 Rents/Leases	96	651	1,500	849	57%
610-6700 Equip.Maint.	343	2,401	7,000	4,599	66%
630-6700 Equip.Maint.	387	2,707	8,000	5,293	66%
610-6950 Uncollectibles	1,554	6,492	15,000	8,508	57%
630-6950 Uncollectibles	1,025	3,300	6,000	2,700	45%
610-7200 Conf/Meetings	0	0	500	500	100%
630-7200 Conf/Meetings	0	0	500	500	100%
001-7985 Cash-Over Under	0	51	0	(51)	%
TOTAL OTHER OPERATING EXPENSES ----->	8,031	46,901	94,651	47,750	50%
001-9300 Mach/Equip.	43	50	300	250	83%
610-9300 Mach/Equip.	709	819	4,500	3,681	82%
630-9300 Mach/Equip.	1,397	1,614	9,000	7,386	82%
TOTAL CAPITAL EXPENDITURES ----->	2,149	2,483	13,800	11,317	82%
TOTAL FOR DEPARTMENT ----->	23,673	157,634	282,875	125,241	44%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
FINANCE DEPARTMENT #1500								
5100 + SALARIES	91,965	107,374	112,878	119,240	123,880	117,170	174,424	72,804
5900 + BENEFITS	44,412	53,048	54,870	57,314	57,342	57,269	0	35,446
TTL SALARIES/BENES	136,377	160,422	167,748	176,554	181,222	174,439	174,424	108,250
001 6100 1500 Office Supplies	5,620	5,632	6,660	1,125	1,500	1,356	651	1,909
610 6100 1500 Office Supplies	6,340	4,717	3,811	2,890	4,000	3,722	4,000	2,286
615 6100 1500 Office Supplies	0	0	0	375	1,000	126	1,000	1,292
630 6100 1500 Office Supplies	5,850	4,717	3,811	2,890	4,000	3,722	4,000	2,286
001 6150 1500 Mat/Supplies	3	212	304	335	500	249	500	25
630 6150 1500 Mat/Supplies	0	0	0	0	0	0	0	1,305
001 6300 1500 ProfServices	11,515	9,196	17,085	22,648	18,000	18,157	18,000	9,248
610 6300 1500 ProfServices	7,816	13,395	11,932	10,414	12,000	9,997	12,000	6,385
630 6300 1500 ProfServices	10,345	13,395	12,234	10,414	12,000	9,997	12,000	5,080
001 6350 1500 Communications	0	0	587	946	840	969	840	245
610 6350 1500 Communications	0	0	0	1,245	830	954	830	245
630 6350 1500 Communications	0	0	0	1,245	830	954	830	245
326 6500 1500 Print/Advert.	0	0	0	56	0	0	0	0
001 6600 1500 Rents/Leases	507	580	580	580	500	580	500	252
610 6600 1500 Rents/Leases	1,013	1,161	1,161	1,161	1,000	1,161	1,000	496
630 6600 1500 Rents/Leases	1,013	1,161	1,161	1,161	1,500	1,161	1,500	651
001 6700 1500 Equip.Maint.	2,969	143	1,751	0	0	0	0	0
610 6700 1500 Equip.Maint.	6,528	5,280	3,599	4,291	7,000	4,148	7,000	2,401
630 6700 1500 Equip.Maint.	6,453	3,684	3,612	4,466	8,000	4,674	8,000	2,707
610 6950 1500 Uncollectibles	3,656	3,397	4,163	4,418	6,000	16,484	15,000	6,492
630 6950 1500 Uncollectibles	2,650	3,431	2,890	12,811	6,000	5,724	6,000	3,300
001 7100 1500 Traing/Educ.	1,788	1,680	910	53	0	0	0	0
610 7200 1500 Conf/Meetings	36	360	429	0	1,500	0	500	0
630 7200 1500 Conf/Meetings	36	360	429	0	1,500	0	500	0
001 7985 1500 Cash-Over Under	198	25	200	0	0	0	0	51
TTL OTHER OPERATING EXP	74,336	72,526	77,309	83,524	88,500	84,135	94,651	46,901
001 9300 1500 Mach/Equip.	0	660	1,871	318	500	200	300	50
610 9300 1500 Mach/Equip.	0	1,860	3,682	709	4,500	670	4,500	819
630 9300 1500 Mach/Equip.	0	0	6,964	7,141	9,000	500	9,000	1,614
TTL CAPITAL EXPENDITURES	0	2,520	12,517	8,168	14,000	1,370	13,800	2,483
TOTAL FOR DEPT.	210,713	235,468	257,574	268,246	283,722	259,944	282,875	157,634

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
SOLID WASTE #8000								
615 6150 8000 Mat/Supplies	0	0	0	813	0	0	0	0
615 6300 8000 ProfServices	0	0	0	0	1,000	0	0	0
615 7450 8000 Waste Mgmt/Pmts	325,519	352,052	367,722	381,349	299,000	417,157	299,000	206,770
TOTAL OTHER OPERATING EXP.	325,519	352,052	367,722	382,162	300,000	417,157	299,000	206,770
615 9818 8000 TRAN TO GENERAL	0	0	0	0	5,000	0	5,000	0
TOTAL CAPITAL EXPENDITURES	0	0	0	0	5,000	0	5,000	0
TOTAL FOR DEPT.	325,519	352,052	367,722	382,162	305,000	417,157	304,000	206,770

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004

ACCOUNT DESCRIPTION

GENERAL CITY #1600

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
5900 Benefits	27,748	83,893	115,400	31,507	27%
TOTAL SALARIES & BENEFITS ----->	27,748	83,893	115,400	31,507	27%
001-6150 Mat/Supplies	0	0	400	400	100%
001-6300 ProfServices	0	3,334	0	(3,334)	%
001-6313 Senior Center	21	21	2,700	2,679	99%
001-6350 Communications	5,599	19,903	25,000	5,097	20%
001-6410 Electricity	167	31,362	58,000	26,638	46%
001-6430 Natural Gas	0	1,315	8,000	6,685	84%
001-6600 Rents/Leases	1,081	3,731	7,000	3,269	47%
610-6600 Rents/Leases	390	1,346	2,500	1,154	46%
630-6600 Rents/Leases	301	1,040	2,000	960	48%
001-6700 Equip.Maint.	22	152	6,000	5,848	97%
610-6700 Equip.Maint.	28	194	8,500	8,306	98%
630-6700 Equip.Maint.	30	205	9,000	8,795	98%
001-6800 Gen. Insurance	0	20,526	25,600	5,074	20%
610-6800 Gen. Insurance	0	14,408	18,000	3,592	20%
630-6800 Gen. Insurance	0	11,620	15,000	3,380	23%
001-6810 Liability Ins.	0	22,615	22,600	(15)	- %
610-6810 Liability Ins.	0	23,300	23,250	(50)	- %
630-6810 Liability Ins.	0	22,615	22,600	(15)	- %
001-6815 UNEMPLYMNT INS	0	7,032	2,354	(4,678)	-199%
TOTAL OTHER OPERATING EXPENSES ----->	7,639	184,719	258,504	73,785	29%
TOTAL FOR DEPARTMENT ----->	35,387	268,612	373,904	105,292	28%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
GENERAL CITY #1600								
5900 + BENEFITS	141,596	137,730	123,092	135,922	111,800	111,890	115,400	83,893
TOTAL SALARIES/BENEFITS	141,596	137,730	123,092	135,922	111,800	111,890	115,400	83,893
001 6100 1600 Office Supplies	3,721	0	6	0	0	0	0	0
001 6125 1600 Class Study	5,885	600	0	0	0	0	0	0
001 6150 1600 Mat/Supplies	1,747	1,497	722	160	400	655	400	0
001 6300 1600 ProfServices	7,587	7,993	0	0	0	0	0	3,334
001 6313 1600 Senior Center	2,700	6,541	3,070	2,993	2,700	3,141	2,700	21
001 6350 1600 Communications	44,785	45,890	36,182	25,312	20,000	24,767	25,000	19,903
001 6410 1600 Electricity	49,978	54,324	53,572	60,123	58,000	57,244	58,000	31,362
001 6430 1600 Natural Gas	16,887	13,990	5,798	5,799	6,500	8,030	8,000	1,315
001 6600 1600 Rents/Leases	2,556	2,473	6,630	8,032	7,000	7,622	7,000	3,731
610 6600 1600 Rents/Leases	5,112	4,945	1,808	2,191	2,500	2,702	2,500	1,346
630 6600 1600 Rents/Leases	5,112	4,945	3,617	4,381	2,000	2,268	2,000	1,040
001 6700 1600 Equip.Maint.	7,855	4,911	6,450	6,623	4,000	8,006	6,000	152
610 6700 1600 Equip.Maint.	8,215	9,338	6,670	6,572	8,500	8,470	8,500	194
630 6700 1600 Equip.Maint.	8,198	9,331	7,071	6,970	9,000	8,982	9,000	205
001 6800 1600 Gen. Insurance	49,231	19,620	21,162	25,535	25,600	23,637	25,600	20,526
610 6800 1600 Gen. Insurance	0	14,753	14,440	17,813	18,000	16,392	18,000	14,408
630 6800 1600 Gen. Insurance	0	14,753	14,440	17,813	15,000	16,377	15,000	11,620
001 6810 1600 Liability Ins.	88,944	60,021	59,229	52,350	38,600	39,346	22,600	22,615
610 6810 1600 Liability Ins.	43,929	30,011	31,200	26,161	19,300	19,673	23,250	23,300
630 6810 1600 Liability Ins.	43,929	30,011	31,200	26,161	19,300	19,673	22,600	22,615
001 6815 1600 UNEMPLYMNT INS	0	4,311	15,088	327	0	2,353	2,354	7,032
TOTAL OTHER OPERATING EXP.	396,371	340,258	318,355	295,316	256,400	269,338	258,504	184,719
TOTAL FOR DEPT	537,967	477,988	441,447	431,238	368,200	381,228	373,904	268,612

Fire Services

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
=====					
FIRE DEPT #2300					
5100 Salaries	17,686	174,768	388,549	213,781	55%
5200 Overtime	1,169	10,513	20,000	9,487	47%
5900 Benefits	11,770	101,529	5,000	(96,529)	-999%
TOTAL SALARIES & BENEFITS ----->	30,625	286,810	413,549	126,739	31%
=====					
001-6100 Office Supplies	22	215	450	235	52%
001-6150 Mat/Supplies	1,069	1,467	2,000	533	27%
001-6240 AnnualFire/Fee	0	0	9,500	9,500	100%
001-6300 ProfServices	159	1,116	2,000	884	44%
001-6350 Communications	192	1,099	3,000	1,901	63%
001-6410 Electricity	792	6,953	15,000	8,047	54%
001-6430 Natural Gas	536	1,221	3,000	1,779	59%
001-6550 HealthDeptSrv.	0	0	100	100	100%
001-6551 Emp Physicals	0	0	300	300	100%
001-6552 Safety Items	161	1,859	3,000	1,141	38%
001-6700 Equip.Maint.	1,703	3,941	2,000	(1,941)	- 97%
001-6750 Bldg.Maint.	136	1,476	3,000	1,524	51%
001-7100 Traing/Educ.	0	483	2,500	2,017	81%
001-7200 Conf/Meetings	0	0	400	400	100%
001-7405 Weed Abatement	0	0	1,500	1,500	100%
001-7406 Comp/Equip/Soft	1,770	1,167	1,000	(167)	- 17%
001-7500 Veh Opr/Maint	1,125	3,689	10,500	6,811	65%
TOTAL OTHER OPERATING EXPENSES ----->	7,665	24,686	59,250	34,564	58%
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TOTAL FOR DEPARTMENT ----->	38,290	311,496	472,799	161,303	34%
=====					

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
FIRE DEPARTMENT #2300								
5100 + SALARIES	212,743	222,664	298,444	238,196	258,586	267,776	388,549	174,768
5200 + OVERTIME	30,327	32,175	25,449	19,716	20,000	25,202	20,000	10,513
5900 + BENEFITS	170,396	151,275	158,740	162,683	156,889	167,199	5,000	101,529
TOTAL SALARIES/BENEFITS	413,466	406,114	482,633	420,595	435,475	460,177	413,549	286,810
001 6100 2300 Office Supplies	324	394	593	655	450	206	450	215
001 6150 2300 Mat/Supplies	1,849	1,403	2,907	3,746	3,000	2,914	2,000	1,467
001 6240 2300 AnnualFire/Fee	9,000	9,000	9,000	9,500	9,500	9,500	9,500	0
001 6250 2300 Small Tools	1,195	427	385	664	800	638	0	0
001 6260 2300 Uniform/Cloth.	0	0	0	279	0	0	0	0
001 6300 2300 ProfServices	1,913	1,913	2,787	5,470	2,200	2,286	2,000	1,116
001 6350 2300 Communications	2,717	3,471	17,939	6,949	4,000	3,065	3,000	1,099
001 6410 2300 Electricity	0	0	17,013	16,682	15,000	14,381	15,000	6,953
001 6430 2300 Natural Gas	0	0	7,286	5,069	3,000	2,756	3,000	1,221
001 6550 2300 HealthDeptSrv.	0	0	0	30	400	0	100	0
001 6551 2300 Emp Physicals	65	0	202	290	300	277	300	0
001 6552 2300 Safety Items	3,087	2,495	3,701	2,411	3,500	4,061	3,000	1,859
001 6700 2300 Equip.Maint.	3,148	4,344	2,690	4,943	2,000	1,264	2,000	3,941
001 6750 2300 Bldg.Maint.	2,589	4,364	936	1,335	3,000	3,156	3,000	1,476
001 7100 2300 Traing/Educ.	2,607	2,898	5,510	5,527	2,500	1,357	2,500	483
001 7200 2300 Conf/Meetings	0	0	113	146	400	46	400	0
001 7405 2300 Weed Abatement	0	2,511	1,606	39	1,500	93	1,500	0
001 7406 2300 Comp/Equip/Soft	778	756	2,534	906	1,000	1,739	1,000	1,167
001 7500 2300 Veh Opr/Maint	9,498	6,535	9,033	11,918	10,500	11,984	10,500	3,689
TOTAL OTHER OPERATING EXP.	38,770	40,511	84,235	76,559	63,050	59,723	59,250	24,686
076 9301 2300 EquipReplacemnt	0	0	0	0	0	6,794	0	0
TOTAL CAPITAL EXPENDITURES	0	0	0	0	0	6,794	0	0
TOTAL FOR DEPT.	452,236	446,625	566,868	497,154	498,525	526,694	472,799	311,496

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
FIRE CAP REPLACEMENT #2301					
076-9315 Fire Engine#114	0	0	47,375	47,375	100%
TOTAL CAPITAL EXPENDITURES ----->	0	0	47,375	47,375	100%
TOTAL FOR DEPARTMENT ----->	0	0	47,375	47,375	100%

ID: BUGAC-----FEB 17 2011

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
Fire Capital Replacement #2301								
076 9301 2301 EquipReplacemnt	4,044	13,954	21,846	31,600	24,433	22,762	0	0
076 9315 2301 Fire Engine#114	94,682	47,308	47,308	47,308	47,375	47,308	47,375	0
TTL CAP EXPEND	98,726	61,262	69,154	78,908	71,808	70,070	47,375	0
TOTAL FOR DEPT.	98,726	61,262	69,154	78,908	71,808	70,070	47,375	0

Police Services

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004

ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
=====					
POLICE DEPARTMENT #2114					
5100 Salaries	85,495	672,330	1,758,489	1,086,159	62%
5200 Overtime	3,774	37,590	40,000	2,410	6%
5900 Benefits	63,288	482,366	0	(482,366)	%
TOTAL SALARIES & BENEFITS ----->	152,557	1,192,286	1,798,489	606,203	34%
=====					
001-6150 Mat/Supplies	664	2,700	5,000	2,300	46%
001-6250 Small Tools	173	173	800	627	78%
001-6260 Uniform/Cloth.	162	645	2,000	1,355	68%
001-6300 ProfServices	397	5,204	9,600	4,396	46%
001-6303 PkngCiteToCnty	13	51	150	99	66%
001-6311 Cadet Program	0	152	500	348	70%
001-6316 Pol/School Prog	472	472	500	28	6%
001-6552 Safety Items	0	524	8,000	7,476	93%
001-7000 Assoc.Dues	120	620	700	80	11%
001-7100 Traing/Educ.	758	2,711	10,000	7,289	73%
001-7403 Secret Witness	1,020	1,020	1,020	0	%
001-7500 Veh Opr/Maint	5,349	23,330	50,000	26,670	53%
TOTAL OTHER OPERATING EXPENSES ----->	9,128	37,602	88,270	50,668	57%
=====					
001-9302 K9-Program	814	4,441	5,000	559	11%
TOTAL CAPITAL EXPENDITURES ----->	814	4,441	5,000	559	11%
=====					
TOTAL FOR DEPARTMENT ----->	162,499	1,234,329	1,891,759	657,430	35%
=====					

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
POLICE DEPARTMENT #2114								
5100 + SALARIES	844,915	931,642	989,642	1,059,465	1,148,477	1,060,013	1,758,489	672,330
5200 + OVERTIME	80,801	52,922	46,014	43,415	40,000	70,822	40,000	37,590
5900 + BENEFITS	574,354	673,683	666,961	740,068	778,722	791,431	0	482,366
TOTAL SALARIES/BENEFITS	1,500,070	1,658,247	1,702,617	1,842,948	1,967,199	1,922,266	1,798,489	1,192,286
001 6150 2114 Mat/Supplies	5,433	5,164	6,562	5,917	5,000	4,070	5,000	2,700
001 6250 2114 Small Tools	425	784	623	79	800	343	800	173
001 6260 2114 Uniform/Cloth.	2,275	3,259	6,962	1,738	2,000	1,110	2,000	645
001 6300 2114 ProfServices	14,349	16,374	16,756	14,551	12,000	9,251	9,600	5,204
001 6303 2114 PkngCiteToCnty	241	702	488	143	150	114	150	51
001 6309 2114 Booking Fees/PD	17,295	17,208	0	0	0	0	0	0
001 6311 2114 Cadet Program	3,156	2,955	3,398	656	500	320	500	152
001 6316 2114 Pol/School Prog	331	12	455	488	500	295	500	472
001 6552 2114 Safety Items	13,161	14,192	14,957	18,394	11,000	8,081	8,000	524
001 7000 2114 Assoc.Dues	525	640	470	515	700	540	700	620
001 7100 2114 Traing/Educ.	11,938	13,378	38,025	10,967	10,000	8,230	10,000	2,711
001 7400 2114 SpecialProj.	160	0	229	0	0	0	0	0
001 7403 2114 Secret Witness	1,020	1,020	1,020	1,020	1,020	1,020	1,020	1,020
001 7500 2114 Veh Opr/Maint	55,396	58,558	58,141	51,591	50,000	52,109	50,000	23,330
TOTAL OTHER OPERATING EXP.	125,705	134,246	148,086	106,059	93,670	85,483	88,270	37,602
001 9302 2114 K9-Program	6,453	2,259	7,208	5,164	5,000	4,698	5,000	4,441
TOTAL CAPITAL EXPENDITURES	6,453	2,259	7,208	5,164	5,000	4,698	5,000	4,441
TOTAL FOR DEPT.	1,632,228	1,794,752	1,857,911	1,954,171	2,065,869	2,012,447	1,891,759	1,234,329

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
=====					
ACO/CSO #2200					
5100 Salaries	1,053	23,464	114,487	91,023	80%
5200 Overtime	0	384	200	(184)	- 92%
5900 Benefits	1,270	19,146	0	(19,146)	%
TOTAL SALARIES & BENEFITS ----->	2,323	42,994	114,687	71,693	63%
=====					
001-6100 Office Supplies	848	848	848	0	%
001-6150 Mat/Supplies	136	2,086	3,000	914	30%
001-6300 ProfServices	1,048	4,964	6,000	1,036	17%
072-6300 ProfServices	0	840	5,500	4,660	85%
170-6306 Vehicle Abate	0	0	7,000	7,000	100%
001-6324 Nuisance Abate	0	2,485	0	(2,485)	%
001-6430 Natural Gas	67	396	600	204	34%
001-7100 Traing/Educ.	60	125	500	375	75%
001-7500 Veh Opr/Maint	114	1,648	5,400	3,752	69%
TOTAL OTHER OPERATING EXPENSES ----->	2,273	13,392	28,848	15,456	54%
=====					
TOTAL FOR DEPARTMENT ----->	4,596	56,386	143,535	87,149	61%
=====					

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL

ACO/CSO #2200								
5100 + SALARIES	36,716	64,023	57,146	66,298	95,185	62,134	114,487	23,464
5200 + OVERTIME	266	423	393	162	200	420	200	384
5900 + BENEFITS	14,164	28,791	37,316	41,107	45,683	42,050	0	19,146

TOTAL SALARIES/BENEFITS	51,146	93,237	94,855	107,567	141,068	104,604	114,687	42,994

001 6100 2200 Office Supplies	0	0	0	0	0	0	848	848
001 6150 2200 Mat/Supplies	2,662	1,665	2,812	2,649	3,000	3,337	3,000	2,086
001 6300 2200 ProfServices	5,918	7,916	6,984	5,893	6,000	6,529	6,000	4,964
072 6300 2200 ProfServices	0	0	0	6,432	5,500	5,595	5,500	840
001 6306 2200 Vehicle Abate	0	100	0	0	0	0	0	0
170 6306 2200 Vehicle Abate	0	0	0	0	7,000	0	7,000	0
001 6324 2200 Nuisance Abate	0	0	0	2,151	0	0	0	2,485
001 6430 2200 Natural Gas	1,119	475	1,170	1,058	800	471	600	396
001 6750 2200 Bldg.Maint.	377	0	717	0	0	0	0	0
001 7100 2200 Traing/Educ.	105	910	1,219	1,388	200	129	500	125
001 7500 2200 Veh Opr/Maint	2,789	4,888	6,919	5,430	6,200	3,194	5,400	1,648

TOTAL OTHER OPERATING EXP.	12,970	15,954	19,821	25,001	28,700	19,255	28,848	13,392

TOTAL FOR DEPT	64,116	109,191	114,676	132,568	169,768	123,859	143,535	56,386
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DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
POLICE DISPATCH #2119					
5100 Salaries	16,793	164,619	410,028	245,409	60%
5200 Overtime	820	5,005	10,000	4,995	50%
5900 Benefits	9,334	88,232	0	(88,232)	%
TOTAL SALARIES & BENEFITS ----->	26,947	257,856	420,028	162,172	39%
001-6100 Office Supplies	557	2,451	9,000	6,549	73%
001-6300 ProfServices	14	14	1,200	1,186	99%
001-6350 Communications	4,140	10,106	25,000	14,894	60%
001-6351 CletsUserFees	0	5,480	3,500	(1,980)	- 57%
001-6500 Print/Advert.	666	2,680	2,500	(180)	- 7%
001-6700 Equip.Maint.	91	7,121	21,000	13,879	66%
001-7100 Traing/Educ.	0	2,772	4,000	1,228	31%
TOTAL OTHER OPERATING EXPENSES ----->	5,468	30,624	66,200	35,576	54%
TOTAL FOR DEPARTMENT ----->	32,415	288,480	486,228	197,748	41%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
POLICE DISPATCH #2119								
5100 + SALARIES	207,498	238,481	199,708	238,345	290,937	248,574	410,028	164,619
5200 + OVERTIME	6,758	12,089	6,680	9,082	10,000	7,503	10,000	5,005
5900 + BENEFITS	99,347	119,173	107,463	133,119	140,865	140,659	0	88,232
TOTAL SALARIES/BENEFITS	313,603	369,743	313,851	380,546	441,802	396,736	420,028	257,856
001 6100 2119 Office Supplies	9,484	7,532	9,827	9,186	9,000	7,278	9,000	2,451
001 6300 2119 ProfServices	1,665	1,229	1,604	654	1,200	919	1,200	14
001 6350 2119 Communications	13,543	12,139	31,071	28,098	23,000	23,255	25,000	10,106
001 6351 2119 CletsUserFees	3,485	3,485	3,485	3,485	3,500	3,480	3,500	5,480
001 6500 2119 Print/Advert.	3,405	3,255	2,718	2,388	2,500	2,213	2,500	2,680
001 6700 2119 Equip.Maint.	14,765	17,008	18,908	18,657	21,000	10,967	21,000	7,121
001 7100 2119 Traing/Educ.	2,877	3,757	1,102	5,343	4,000	2,117	4,000	2,772
TOTAL OTHER OPERATING EXP.	49,224	48,405	68,715	67,811	64,200	50,229	66,200	30,624
TOTAL FOR DEPT.	362,827	418,148	382,566	448,357	506,002	446,965	486,228	288,480

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 ACTUAL	2010-2011 BUDGET
POLICE CAPITAL REPLACEMENT #2116								
188 6150 2116 Mat/Supplies	0	0	0	4,421	0	3,513	0	0
176 7021 2116 Mobile Terminal	3,880	0	0	0	0	0	0	0
182 7021 2116 Mobile Terminal	15,036	0	0	0	0	0	0	0
184 7021 2116 Mobile Terminal	13,764	577	2,055	0	0	0	0	0
188 7100 2116 Traing/Educ.	0	0	0	972	0	125	0	0
TOTAL OTHER OPERATING EXP	32,680	577	2,055	5,393	0	3,638	0	0
071 9148 2116 911 Upgrade	9,644	0	0	7,375	0	0	0	0
071 9160 2116 Computer	0	5,198	2,245	2,453	0	0	0	0
071 9162 2116 HANDHELD RADIOS	0	0	22,741	0	0	0	0	0
071 9163 2116 CHILD SEAT SAFE	0	0	2,114	386	0	0	0	0
188 9211 2116 SAFE GRANT	0	0	5,036	3,883	7,500	0	0	0
071 9301 2116 EquipReplacemnt	20,090	3,042	7,254	1,605	0	0	0	0
071 9500 2116 Vehicle/Replace	35,122	9,344	34,129	106,292	76,000	0	0	0
071 9506 2116 Asbestos Abate	0	0	0	0	36,000	0	0	0
TOTAL CAPITAL EXPENDITURES	64,856	17,584	73,519	121,994	119,500	0	0	0
TOTAL FOR DEPT.	97,536	18,161	75,574	127,387	119,500	3,638	0	0

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CITY OF CORNING
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FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

PAL PROGRAM # 2201

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
001-6150 Mat/Supplies	0	0	100	100	100%
001-6600 Rents/Leases	0	5,000	5,000	0	%
TOTAL OTHER OPERATING EXPENSES ----->	0	5,000	5,100	100	2%
TOTAL FOR DEPARTMENT ----->	0	5,000	5,100	100	2%

CITY OF CORNING
 ANNUAL BUDGET
 MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL

PAL PROGRAM #2201								

001 6150 2201 Mat/Supplies	593	2,027	1,706	1,891	100	38	100	0
001 6600 2201 Rents/Leases	0	0	0	0	5,000	5,000	5,000	5,000
001 7022 2201 BOXING/PAL	12,058	12,055	12,055	13,200	0	0	0	0

TOTAL OTHER OPERATING EXP.	12,651	14,082	13,761	15,091	5,100	5,038	5,100	5,000

TOTAL FOR DEPT	12,651	14,082	13,761	15,091	5,100	5,038	5,100	5,000
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CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

OTS #2100

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
164-6161 Cont. Serv: PD	1,962	5,115	17,966	12,851	72%
164-7100 Traing/Educ.	0	0	2,600	2,600	100%
164-8009 OTS: Other Dir	0	0	3,719	3,719	100%
TOTAL OTHER OPERATING EXPENSES ----->	1,962	5,115	24,285	19,170	79%
TOTAL FOR DEPARTMENT ----->	1,962	5,115	24,285	19,170	79%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL

OTS #2100								

164 6160 2100 Contract.Srvs.	0	0	0	0	17,096	0	0	0
161 6161 2100 Cont. Serv: PD	0	10,080	9,399	1,386	0	0	0	0
164 6161 2100 Cont. Serv: PD	0	0	0	2,716	0	8,600	17,966	5,115
161 7100 2100 Traing/Educ.	1,865	0	673	0	0	0	0	0
164 7100 2100 Traing/Educ.	0	0	0	1,900	2,600	0	2,600	0
161 7500 2100 Veh Opr/Maint	30	0	0	0	0	0	0	0

TOTAL OTHER OPERATING EXP.	1,895	10,080	10,072	6,002	19,696	8,600	20,566	5,115

161 8009 2100 OTS: Other Dir	0	7,523	5,796	2,575	0	0	0	0
164 8009 2100 OTS: Other Dir	0	0	0	1,975	0	8,555	3,719	0
161 9159 2100 OTS Equipment	(224)	23,068	0	0	0	0	0	0

TOTAL CAPITAL EXPENDITURES	(224)	30,591	5,796	4,550	0	8,555	3,719	0

TOTAL FOR DEPT.	1,671	40,671	15,868	10,552	19,696	17,155	24,285	5,115
=====								

Public Works Services

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
PW ADMINISTRATION #3800					
5100 Salaries	9,420	78,346	173,306	94,960	55%
5900 Benefits	4,034	31,337	0	(31,337)	%
TOTAL SALARIES & BENEFITS	13,454	109,683	173,306	63,623	37%
001-6100 Office Supplies	0	77	400	323	81%
610-6100 Office Supplies	0	111	500	389	78%
630-6100 Office Supplies	0	111	500	389	78%
610-6300 ProfServices	0	35	2,500	2,465	99%
630-6300 ProfServices	0	12	500	488	98%
001-6350 Communications	199	1,156	2,340	1,184	51%
610-6350 Communications	199	1,156	2,330	1,174	50%
630-6350 Communications	199	1,156	2,330	1,174	50%
109-6551 Emp Physicals	58	254	600	346	58%
114-6552 Safety Items	258	2,741	2,500	(241)	- 10%
001-6700 Equip.Maint.	0	0	100	100	100%
610-6700 Equip.Maint.	0	0	150	150	100%
630-6700 Equip.Maint.	0	0	150	150	100%
001-7200 Conf/Meetings	0	147	0	(147)	%
105-7200 Conf/Meetings	175	560	1,500	940	63%
630-7200 Conf/Meetings	0	147	1,500	1,353	90%
610-7381 DATCO Dg&Alctst	641	641	1,000	359	36%
TOTAL OTHER OPERATING EXPENSES	1,729	8,304	18,900	10,596	56%
TOTAL FOR DEPARTMENT	15,183	117,987	192,206	74,219	39%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
PUBLIC WORKS ADMINISTRATION #3800								
5100 + SALARIES	107,144	130,109	148,208	127,429	129,920	124,210	173,306	78,346
5900 + BENEFITS	42,821	54,061	62,828	45,892	50,029	42,789	0	31,337
TOTAL SALARIES/BENEFITS	149,965	184,170	211,036	173,321	179,949	166,999	173,306	109,683
001 6100 3800 Office Supplies	1,043	589	348	324	400	188	400	77
610 6100 3800 Office Supplies	288	419	371	224	500	244	500	111
630 6100 3800 Office Supplies	288	366	241	224	500	228	500	111
114 6150 3800 Mat/Supplies	0	29	0	0	0	0	0	0
001 6300 3800 ProfServices	0	0	377	0	0	0	0	0
610 6300 3800 ProfServices	0	516	1,222	1,995	2,500	1,281	2,500	35
630 6300 3800 ProfServices	150	516	96	133	500	579	500	12
001 6350 3800 Communications	0	0	1,573	2,674	2,340	2,563	2,340	1,156
610 6350 3800 Communications	0	0	0	718	2,330	2,563	2,330	1,156
630 6350 3800 Communications	0	0	0	2,583	2,330	2,563	2,330	1,156
109 6551 3800 Emp Physicals	3,460	739	2,216	494	600	339	600	254
001 6552 3800 Safety Items	0	150	0	0	0	0	0	0
114 6552 3800 Safety Items	4,174	4,143	2,723	3,348	2,500	2,211	2,500	2,741
001 6700 3800 Equip.Maint.	0	112	75	0	100	27	100	0
610 6700 3800 Equip.Maint.	0	262	0	0	150	40	150	0
630 6700 3800 Equip.Maint.	0	162	0	0	150	40	150	0
001 7200 3800 Conf/Meetings	0	0	152	0	0	0	0	147
105 7200 3800 Conf/Meetings	240	852	1,547	2,395	1,500	1,211	1,500	560
630 7200 3800 Conf/Meetings	0	500	2,337	1,789	1,500	449	1,500	147
610 7381 3800 DATCO Dg&AlcTst	914	693	1,218	861	1,000	809	1,000	641
630 7406 3800 Comp/Equip/Soft	0	337	0	0	0	0	0	0
TOTAL OTHER OPERATING EXP.	10,557	10,385	14,496	17,762	18,900	15,335	18,900	8,304
001 9340 3800 DEVLPR REIMB	0	0	0	1,188	0	0	0	0
TOTAL CAPITAL EXPENDITURES	0	0	0	1,188	0	0	0	0
TOTAL FOR DEPT.	160,522	194,555	225,532	192,271	198,849	182,334	192,206	117,987

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CITY OF CORNING
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YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ENGINEERING #4200

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
105-6300 ProfServices	858	2,170	3,300	1,130	34%
112-6300 ProfServices	408	933	2,000	1,067	53%
116-6300 ProfServices	0	0	3,266	3,266	100%
341-6300 ProfServices	408	408	500	92	18%
345-6300 ProfServices	245	920	0	(920)	%
347-6300 ProfServices	408	745	2,000	1,255	63%
348-6300 ProfServices	408	408	1,000	592	59%
355-6300 ProfServices	408	408	1,500	1,092	73%
630-6300 ProfServices	408	408	1,000	592	59%
001-6340 DEV ENGINEERING	978	1,278	2,000	722	36%
TOTAL OTHER OPERATING EXPENSES ----->	4,529	7,678	16,566	8,888	54%
116-9254 Signal Improv.	413	6,259	20,000	13,741	69%
TOTAL CAPITAL EXPENDITURES ----->	413	6,259	20,000	13,741	69%
TOTAL FOR DEPARTMENT ----->	4,942	13,937	36,566	22,629	62%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
ENGINEERING #4200								
001 6300 4200 ProfServices	988	9,050	3,621	2,363	0	0	0	0
105 6300 4200 ProfServices	19,082	5,736	6,271	8,605	3,300	3,478	3,300	2,170
110 6300 4200 ProfServices	0	0	0	5,000	0	525	0	0
112 6300 4200 ProfServices	1,802	2,175	2,158	2,020	2,200	1,584	2,000	933
114 6300 4200 ProfServices	0	0	389	0	0	0	0	0
116 6300 4200 ProfServices	0	96	11	0	0	3,266	3,266	0
341 6300 4200 ProfServices	0	96	11	390	500	422	500	408
345 6300 4200 ProfServices	0	3,658	400	1,117	1,000	1,000	0	920
346 6300 4200 ProfServices	0	96	2,972	0	0	0	0	0
347 6300 4200 ProfServices	0	96	11	577	2,000	1,265	2,000	745
348 6300 4200 ProfServices	0	96	11	465	1,000	422	1,000	408
355 6300 4200 ProfServices	0	96	11	0	1,500	422	1,500	408
630 6300 4200 ProfServices	71	825	651	375	1,000	1,115	1,000	408
355 6332 4200 Appraisals	12,000	7,250	0	0	0	0	0	0
001 6340 4200 DEV ENGINEERING	30,113	23,220	16,558	2,646	2,000	1,127	2,000	1,278
120 6342 4200 Engineer. -Dntwn	0	0	15,014	0	0	0	0	0
348 7373 4200 Engin. Srv-WWTP	525	0	0	0	0	0	0	0
116 9254 4200 Signal Improv.	0	0	0	0	20,000	19,140	20,000	6,259
TOTAL OTHER OPERATING EXP.	64,581	52,490	48,089	23,558	34,500	33,766	36,566	13,937
TOTAL FOR DEPT.	64,581	52,490	48,089	23,558	34,500	33,766	36,566	13,937

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CITY OF CORNING
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YEAR REMAINING
42
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ID: REPORT 00004

ACCOUNT DESCRIPTION

LIBRARY #1700

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
001-6150 Mat/Supplies	4	34	300	266	89%
001-6320 Janitorial Srv.	417	2,485	5,000	2,515	50%
001-6410 Electricity	0	5,323	9,000	3,677	41%
001-6430 Natural Gas	0	140	2,000	1,860	93%
001-6750 Bldg.Maint.	39	1,039	800	(239)	- 30%
001-8001 Books/Perodic.	67	611	800	189	24%
TOTAL OTHER OPERATING EXPENSES ----->	527	9,632	17,900	8,268	46%
403-9101 Painting/Repair	0	0	1,000	1,000	100%
403-9300 Mach/Equip.	0	2,842	0	(2,842)	%
TOTAL CAPITAL EXPENDITURES ----->	0	2,842	1,000	(1,842)	-184%
TOTAL FOR DEPARTMENT ----->	527	12,474	18,900	6,426	34%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
LIBRARY #1700								
001 6150 1700 Mat/Supplies	0	40	315	39	300	39	300	34
001 6320 1700 Janitorial Srv.	2,320	2,320	2,293	2,400	2,500	2,400	5,000	2,485
001 6410 1700 Electricity	7,912	9,577	9,061	8,815	9,000	8,239	9,000	5,323
001 6430 1700 Natural Gas	2,135	1,825	2,180	1,501	2,000	1,888	2,000	140
001 6750 1700 Bldg.Maint.	3,840	85	989	1,250	1,200	412	800	1,039
TOTAL OTHER OPERATING EXP.	16,207	13,847	14,838	14,005	15,000	12,978	17,100	9,021
001 8001 1700 Books/Periodic.	792	799	805	786	800	666	800	611
403 9101 1700 Painting/Repair	0	5,009	0	3,975	1,000	0	1,000	0
403 9300 1700 Mach/Equip.	0	3,825	0	0	0	0	0	2,842
403 9329 1700 SHELVING UNITS	0	0	5,030	0	0	0	0	0
TOTAL CAPITAL EXPENDITURES	792	9,633	5,835	4,761	1,800	666	1,800	3,453
TOTAL FOR DEPT.	16,999	23,480	20,673	18,766	16,800	13,644	18,900	12,474

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CITY OF CORNING
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FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004 ACCOUNT DESCRIPTION =====	JANUARY ACTUAL =====	YEAR TO DATE ACTUAL =====	ANNUAL BUDGET =====	REMAINING BUDGET =====	PERCENTAGE REMAINING =====
STREETS #3000					
5100 Salaries	5,155	54,407	243,929	189,522	78%
5900 Benefits	4,305	31,145	0	(31,145)	%
TOTAL SALARIES & BENEFITS ----->	9,460	85,552	243,929	158,377	65%
001-6150 Mat/Supplies	0	325	0	(325)	%
111-6150 Mat/Supplies	2,420	16,595	54,000	37,405	69%
114-6150 Mat/Supplies	0	1,050	0	(1,050)	%
115-6150 Mat/Supplies	0	47,542	65,200	17,658	27%
610-6150 Mat/Supplies	0	11	0	(11)	%
108-6175 Weed/Tree Spray	1,167	3,500	7,000	3,500	50%
109-6175 Weed/Tree Spray	1,167	3,500	7,000	3,500	50%
110-6175 Weed/Tree Spray	840	2,520	5,000	2,480	50%
114-6175 Weed/Tree Spray	1,493	4,480	9,000	4,520	50%
114-6250 Small Tools	77	96	5,700	5,604	98%
114-6321 USA Serv Alerts	0	150	500	350	70%
630-7200 Conf/Meetings	0	65	0	(65)	%
115-7364 Sign Replacemnt	0	2,084	3,000	916	31%
114-7500 Veh Opr/Maint	274	1,601	8,000	6,399	80%
TOTAL OTHER OPERATING EXPENSES ----->	7,438	83,519	164,400	80,881	49%
115-9101 Painting/Repair	0	0	1,000	1,000	100%
381-9208 Vehicle Replmnt	0	0	17,500	17,500	100%
383-9208 Vehicle Replmnt	0	0	17,500	17,500	100%
114-9220 Thermo Plastic	0	0	6,000	6,000	100%
TOTAL CAPITAL EXPENDITURES ----->	0	0	42,000	42,000	100%
TOTAL FOR DEPARTMENT ----->	16,898	169,071	450,329	281,258	62%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
STREETS #3000								
5100 + SALARIES	127,079	104,411	140,684	143,017	194,821	111,778	243,929	54,407
5200 + OVERTIME	10	0	0	278	0	234	0	0
5900 + BENEFITS	56,079	63,357	79,581	74,328	106,059	66,016	0	31,145
TTL SALARIES/BENES	183,168	167,768	220,265	217,623	300,880	178,028	243,929	85,552
001 6150 3000 Mat/Supplies	18	0	13,699	43,614	52,000	36,462	0	325
109 6150 3000 Mat/Supplies	418	0	0	0	0	0	0	0
110 6150 3000 Mat/Supplies	52	0	0	0	0	0	0	0
111 6150 3000 Mat/Supplies	0	0	0	0	0	0	54,000	16,595
114 6150 3000 Mat/Supplies	38,655	31,454	40,044	2,326	0	0	0	1,050
115 6150 3000 Mat/Supplies	0	0	0	0	2,800	2,745	65,200	47,542
610 6150 3000 Mat/Supplies	175	0	0	0	0	0	0	11
630 6150 3000 Mat/Supplies	259	0	0	0	0	0	0	0
108 6175 3000 Weed/Tree Spray	0	0	0	0	0	0	7,000	3,500
109 6175 3000 Weed/Tree Spray	0	0	0	28,002	0	14,001	7,000	3,500
110 6175 3000 Weed/Tree Spray	0	0	0	0	0	0	5,000	2,520
114 6175 3000 Weed/Tree Spray	29,040	28,755	23,335	4,667	28,000	14,001	9,000	4,480
001 6250 3000 Small Tools	0	0	0	1,740	0	0	0	0
110 6250 3000 Small Tools	211	201	0	0	0	0	0	0
114 6250 3000 Small Tools	0	0	0	0	5,700	374	5,700	96
114 6319 3000 TEMPORARY HELP	22,508	0	0	0	0	0	0	0
115 6319 3000 TEMPORARY HELP	0	3,754	0	0	0	0	0	0
610 6319 3000 TEMPORARY HELP	24,217	11,326	0	0	0	0	0	0
630 6319 3000 TEMPORARY HELP	23,948	11,326	0	0	0	0	0	0
114 6321 3000 USA Serv Alerts	150	150	150	150	500	150	500	150
001 6750 3000 Bldg.Maint.	200	0	0	0	0	0	0	0
630 7200 3000 Conf/Meetings	0	0	0	0	0	0	0	65
114 7364 3000 Sign Replacemnt	3,371	1,063	2,772	1,605	0	0	0	0
115 7364 3000 Sign Replacemnt	0	0	0	0	3,000	506	3,000	2,084
110 7500 3000 Veh Opr/Maint	9,507	3,960	0	0	0	0	0	0
114 7500 3000 Veh Opr/Maint	371	0	5,627	4,233	8,000	3,229	8,000	1,601
610 7500 3000 Veh Opr/Maint	0	0	213	0	0	0	0	0
TTL OTHER OPERATING EXP	153,100	91,989	85,840	86,337	100,000	71,468	164,400	83,519

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
001 8004 3000 CG&SReplacement	0	0	36,000	19,188	0	0	0	0
108 8004 3000 CG&SReplacement	23,075	0	0	0	0	0	0	0
114 8004 3000 CG&SReplacement	0	0	0	29,810	0	0	0	0
115 8004 3000 CG&SReplacement	11,652	0	9,208	0	0	0	0	0
114 9101 3000 Painting/Repair	0	1,000	3,127	0	0	0	0	0
115 9101 3000 Painting/Repair	0	0	0	0	1,000	0	1,000	0
078 9208 3000 Vehicle Replmnt	0	0	34,241	0	0	0	0	0
381 9208 3000 Vehicle Replmnt	0	0	15,225	0	17,500	0	17,500	0
383 9208 3000 Vehicle Replmnt	0	0	15,225	0	17,500	0	17,500	0
108 9220 3000 Thermo Plastic	38,662	55,188	0	0	0	0	0	0
114 9220 3000 Thermo Plastic	0	14,957	48,727	2,913	6,000	113	6,000	0
345 9259 3000 Divisad.Stanmar	17,616	0	0	0	0	0	0	0
078 9269 3000 Backhoe	0	13,993	0	0	0	0	0	0
381 9269 3000 Backhoe	0	10,000	0	0	0	0	0	0
383 9269 3000 Backhoe	0	46,982	0	0	0	0	0	0
078 9270 3000 Street Sweeper	0	22,215	0	0	0	0	0	0
078 9271 3000 Base Compactor	2,867	0	0	0	0	0	0	0
346 9272 3000 Stump Grinder	2,184	0	0	0	0	0	0	0
078 9301 3000 EquipReplacemnt	0	0	0	8,979	0	22	0	0
TTL CAPITAL EXPENDITURES	96,056	164,335	161,753	60,890	42,000	135	42,000	0
TOTAL FOR DEPT.	432,324	424,092	467,858	364,850	442,880	249,631	450,329	169,071

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
STREET PROJECTS #3001					
5100 Salaries	0	157	0	(157)	%
5900 Benefits	0	41	0	(41)	%
TOTAL SALARIES & BENEFITS ----->	0	198	0	(198)	%
107-6150 Mat/Supplies	0	48,900	48,900	0	%
108-6150 Mat/Supplies	0	22,150	0	(22,150)	%
115-6150 Mat/Supplies	0	24,000	0	(24,000)	%
001-8002 Tree Pruning	0	2,000	0	(2,000)	%
111-8002 Tree Pruning	0	2,000	2,000	0	%
114-8002 Tree Pruning	2,166	13,764	28,000	14,236	51%
001-8004 CG&SReplacement	0	8,022	0	(8,022)	%
111-8004 CG&SReplacement	0	1,920	25,000	23,080	92%
610-8011 Cleaning/Cntrct	0	18,267	20,000	1,733	9%
TOTAL OTHER OPERATING EXPENSES ----->	2,166	141,023	123,900	(17,123)	- 14%
115-9112 TrafCntrlImprov	0	0	3,000	3,000	100%
114-9126 Street Barricds	0	0	800	800	100%
116-9254 Signal Improv.	48,159	62,717	230,000	167,283	73%
108-9467 A/C Citywide	0	32,674	50,400	17,726	35%
115-9467 A/C Citywide	0	147	57,400	57,253	100%
117-9467 A/C Citywide	0	10,662	0	(10,662)	%
TOTAL CAPITAL EXPENDITURES ----->	48,159	106,200	341,600	235,400	69%
TOTAL FOR DEPARTMENT ----->	50,325	247,421	465,500	218,079	47%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
STREET PROJECTS #3001								
5100 + SALARIES	0	0	1,051	0	0	6,075	0	157
5900 + BENEFITS	0	0	241	0	0	2,219	0	41
TTL SALARIES/BENES	0	0	1,292	0	0	8,294	0	198
107 6150 3001 Mat/Supplies	0	0	0	7,364	4,100	4,068	48,900	48,900
108 6150 3001 Mat/Supplies	0	0	0	0	0	0	0	22,150
114 6150 3001 Mat/Supplies	320	0	0	0	0	0	0	0
115 6150 3001 Mat/Supplies	0	0	0	0	0	0	0	24,000
120 7372 3001 Other Engineer	13,239	7,120	15,053	0	0	0	0	0
TTL OTHER OPERATING EXP	13,559	7,120	15,053	7,364	4,100	4,068	48,900	95,050

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
001 8002 3001 Tree Pruning	0	8,804	12,000	0	0	0	0	2,000
111 8002 3001 Tree Pruning	0	0	0	0	2,000	2,000	2,000	2,000
114 8002 3001 Tree Pruning	2,198	18,000	19,514	0	28,000	31,782	28,000	13,764
001 8004 3001 CG&SReplacement	0	0	0	0	6,100	6,064	0	8,022
111 8004 3001 CG&SReplacement	0	0	0	0	0	0	25,000	1,920
610 8011 3001 Cleaning/Cntrct	11,880	13,994	14,675	20,433	20,000	13,191	20,000	18,267
345 8030 3001 DRAINAGE IMPROV	15,256	0	0	0	20,350	9,206	0	0
115 9112 3001 TrafCntrlImprov	0	0	0	0	3,000	2,360	3,000	0
114 9126 3001 Street Barricds	0	845	774	256	800	0	800	0
001 9149 3001 HWY 99W REPAIRS	0	45,970	0	0	0	0	0	0
108 9149 3001 HWY 99W REPAIRS	0	9,030	0	0	0	0	0	0
109 9149 3001 HWY 99W REPAIRS	0	10,864	0	0	0	0	0	0
110 9149 3001 HWY 99W REPAIRS	0	10,060	0	0	0	0	0	0
111 9149 3001 HWY 99W REPAIRS	0	10,060	0	0	0	0	0	0
115 9149 3001 HWY 99W REPAIRS	0	20,120	0	0	0	0	0	0
116 9254 3001 Signal Improv.	0	0	0	0	230,000	2,500	230,000	62,717
001 9290 3001 South Street	0	0	50,000	0	0	0	0	0
107 9290 3001 South Street	0	0	343,071	2,400	0	0	0	0
001 9291 3001 Fig Lane	0	0	278,000	0	0	0	0	0
001 9292 3001 Peach Street	0	0	165,000	0	0	0	0	0
108 9467 3001 A/C Citywide	13,747	19,039	10,486	0	6,100	6,010	50,400	32,674
110 9467 3001 A/C Citywide	0	7,441	0	0	0	0	0	0
111 9467 3001 A/C Citywide	0	3,027	0	0	0	0	0	0
114 9467 3001 A/C Citywide	19,559	0	0	0	0	0	0	0
115 9467 3001 A/C Citywide	0	10,047	10,033	38,367	9,400	9,323	57,400	147
117 9467 3001 A/C Citywide	0	0	0	0	0	0	0	10,662
001 9470 3001 Marguerite O/L	0	0	0	20,000	0	0	0	0
116 9470 3001 Marguerite O/L	0	0	0	132,691	0	0	0	0
365 9800 3001 Fund Transfers	90,000	0	0	18,000	0	0	0	0
TTL CAPITAL EXPENDITURES	152,640	187,301	903,553	232,147	325,750	82,436	416,600	152,173
TOTAL FOR DEPT.	166,199	194,421	919,898	239,511	329,850	94,798	465,500	247,421

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
STREET & TRAFFIC LIGHTS #3100					
001-6410 Electricity	124	30,874	60,000	29,126	49%
001-6700 Equip.Maint.	0	6,036	7,000	964	14%
TOTAL OTHER OPERATING EXPENSES ----->	124	36,910	67,000	30,090	45%
TOTAL FOR DEPARTMENT ----->	124	36,910	67,000	30,090	45%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 ACTUAL	2010-2011 BUDGET
STREET & TRAFFIC LIGHTS #3100								
001 6410 3100 Electricity	60,395	61,535	57,661	57,237	57,250	57,294	60,000	30,874
001 6700 3100 Equip.Maint.	6,842	5,523	7,987	6,664	7,000	8,092	7,000	6,036
TOTAL OTHER OPERATING EXP	67,237	67,058	65,648	63,901	64,250	65,386	67,000	36,910
TOTAL FOR DEPT.								
	67,237	67,058	65,648	63,901	64,250	65,386	67,000	36,910

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004

ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
=====					
PARKS #6100					
5100 Salaries	555	23,588	52,851	29,263	55%
5900 Benefits	1,303	14,777	0	(14,777)	%
TOTAL SALARIES & BENEFITS ----->	1,858	38,365	52,851	14,486	27%
=====					
001-6150 Mat/Supplies	43	4,944	6,000	1,056	18%
001-6187 LGRD CERT&TEST	0	0	170	170	100%
001-6315 Landscape Maint	756	5,190	8,500	3,310	39%
001-6320 Janitorial Srv.	550	3,181	6,600	3,419	52%
001-6750 Bldg.Maint.	0	11	1,000	989	99%
001-7500 Veh Opr/Maint	77	1,115	2,000	885	44%
TOTAL OTHER OPERATING EXPENSES ----->	1,426	14,441	24,270	9,829	41%
=====					
341-9170 ADA Fountains	0	0	12,000	12,000	100%
TOTAL CAPITAL EXPENDITURES ----->	0	0	12,000	12,000	100%
=====					
TOTAL FOR DEPARTMENT ----->	3,284	52,806	89,121	36,315	41%
=====					

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
PARKS MAINTENANCE #6100								
5100 + SALARIES	59,672	84,568	81,976	89,592	27,605	24,289	52,851	23,588
5200 + OVERTIME	3,163	2,724	775	2,033	0	1,171	0	0
5900 + BENEFITS	18,056	23,813	26,178	27,639	25,115	18,012	0	14,777
TTL SALARIES/BENES	80,891	111,105	108,929	119,264	52,720	43,472	52,851	38,365
001 6150 6100 Mat/Supplies	28,407	37,194	29,877	31,092	8,000	12,736	6,000	4,944
114 6150 6100 Mat/Supplies	19	0	0	0	0	0	0	0
001 6187 6100 REIM LGRD CERT	1,050	0	635	1,167	170	190	170	0
001 6315 6100 Landscape Maint	7,086	6,970	8,162	8,450	8,500	8,450	8,500	5,190
001 6320 6100 Janitorial Srv.	0	4,620	1,713	2,400	2,500	2,463	6,600	3,181
001 6551 6100 Emp Physicals	1,032	990	0	1,200	100	0	0	0
001 6750 6100 Bldg.Maint.	5,040	420	5,000	1,548	1,000	1,197	1,000	11
001 7500 6100 Veh Opr/Maint	1,501	532	4,498	2,060	2,000	1,862	2,000	1,115
TTL OTHER OPERATING EXP	44,135	50,726	49,885	47,917	22,270	26,898	24,270	14,441
001 8048 6100 Pool Improvemnt	0	0	6,490	0	0	0	0	0
341 9170 6100 ADA Fountains	0	0	0	0	12,000	0	12,000	0
341 9171 6100 Woodson Playgro	0	0	0	26,053	0	0	0	0
078 9301 6100 EquipReplacemnt	0	0	0	17,500	0	0	0	0
001 9305 6100 Yost Park Imp.	0	0	12,500	0	0	0	0	0
353 9310 6100 Volunteer Imprv	7,294	0	0	0	0	0	0	0
341 9328 6100 Floumnoy Park	8,136	0	0	0	0	0	0	0
TTL CAPITAL EXPENDITURES	15,430	0	18,990	43,553	12,000	0	12,000	0
TOTAL FOR DEPT.	140,456	161,831	177,804	210,734	86,990	70,370	89,121	52,806

DATE RAN: FEB 17 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
=====					
POOL #6200					
5100 Salaries	0	31,763	56,575	24,812	44%
5200 Overtime	0	2,043	0	(2,043)	%
5900 Benefits	0	3,069	0	(3,069)	%
TOTAL SALARIES & BENEFITS ----->	0	36,875	56,575	19,700	35%
=====					
001-6150 Mat/Supplies	42	14,110	10,000	(4,110)	- 41%
001-6187 LGRD CERT&TEST	0	604	830	226	27%
001-6410 Electricity	0	7,853	2,500	(5,353)	-214%
001-6551 Emp Physicals	0	0	1,200	1,200	100%
TOTAL OTHER OPERATING EXPENSES ----->	42	22,567	14,530	(8,037)	- 55%
=====					
TOTAL FOR DEPARTMENT ----->	42	59,442	71,105	11,663	16%
=====					

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL

POOL #6200								
5100 + SALARIES	0	0	0	0	54,000	42,921	56,575	31,763
5200 + OVERTIME	0	0	0	0	0	345	0	2,043
5900 + BENEFITS	0	0	0	0	0	1,235	0	3,069
TTL SALARIES/BENES	0	0	0	0	54,000	44,501	56,575	36,875

001 6150 6200 Mat/Supplies	0	0	0	0	8,000	13,389	10,000	14,110
001 6187 6200 LGRD CERT&TEST	0	0	0	0	830	830	830	604
001 6410 6200 Electricity	0	0	0	0	0	3,776	2,500	7,853
001 6551 6200 Emp Physicals	0	0	0	0	0	1,362	1,200	0
TTL OTHER OPERATING EXP	0	0	0	0	8,830	19,357	14,530	22,567

TOTAL FOR DEPT.	0	0	0	0	62,830	63,858	71,105	59,442
=====								

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
COMMUNITY EVENTS #3190					
5100 Salaries	1,143	1,143	0	(1,143)	%
5900 Benefits	754	754	0	(754)	%
TOTAL SALARIES & BENEFITS ----->	1,897	1,897	0	(1,897)	%
001-6150 Mat/Supplies	271	1,017	1,000	(17)	- 2%
630-6150 Mat/Supplies	159	159	0	(159)	%
001-6600 Rents/Leases	500	882	800	(82)	- 10%
TOTAL OTHER OPERATING EXPENSES ----->	930	2,058	1,800	(258)	- 14%
TOTAL FOR DEPARTMENT ----->	2,827	3,955	1,800	(2,155)	-120%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
COMMUNITY EVENTS #3190								
5100 + SALARIES	5,095	5,606	4,001	6,102	5,000	3,233	0	1,143
5200 + OVERTIME	0	0	0	746	0	447	0	0
5900 + BENEFITS	1,652	1,683	1,003	3,023	0	2,321	0	754
TOTAL SALARIES/BENEFITS	6,747	7,289	5,004	9,871	5,000	6,001	0	1,897
001 6150 3190 Mat/Supplies	1,053	1,662	886	5,193	5,000	543	1,000	1,017
630 6150 3190 Mat/Supplies	0	0	0	0	0	0	0	159
001 6600 3190 Rents/Leases	296	1,272	1,488	1,718	1,500	625	800	882
TOTAL OTHER OPERATING EXP.	1,349	2,934	2,374	6,911	6,500	1,168	1,800	2,058
TOTAL FOR DEPT.	8,096	10,223	7,378	16,782	11,500	7,169	1,800	3,955

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004 ACCOUNT DESCRIPTION =====	JANUARY ACTUAL =====	YEAR TO DATE ACTUAL =====	ANNUAL BUDGET =====	REMAINING BUDGET =====	PERCENTAGE REMAINING =====
BUILDING MAINTENANCE #3600					
5100 Salaries	288	2,772	0	(2,772)	%
5900 Benefits	113	1,144	0	(1,144)	%
TOTAL SALARIES & BENEFITS ----->	401	3,916	0	(3,916)	%
001-6150 Mat/Supplies	1,193	12,573	20,000	7,427	37%
001-6250 Small Tools	0	0	200	200	100%
001-6320 Janitorial Srv.	600	3,219	7,200	3,981	55%
610-6320 Janitorial Srv.	333	1,365	4,000	2,635	66%
630-6320 Janitorial Srv.	333	1,365	4,000	2,635	66%
001-7418 Cert of Extng	0	0	400	400	100%
TOTAL OTHER OPERATING EXPENSES ----->	2,459	18,522	35,800	17,278	48%
TOTAL FOR DEPARTMENT ----->	2,860	22,438	35,800	13,362	37%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
BUILDING MAINTENANCE #3600								
5100 + SALARIES	27,563	12,048	5,818	13,391	0	6,143	0	2,772
5200 + OVERTIME	0	0	0	0	0	1	0	0
5900 + BENEFITS	15,389	5,422	2,430	7,012	0	2,815	0	1,144
TOTAL SALARIES/BENEFITS	42,952	17,470	8,248	20,403	0	8,959	0	3,916
001 6100 3600 Office Supplies	0	0	0	71	0	0	0	0
001 6150 3600 Mat/Supplies	11,990	12,308	20,779	20,991	20,000	16,415	20,000	12,573
001 6250 3600 Small Tools	12	31	0	0	200	0	200	0
001 6313 3600 Senior Center	0	0	5,194	6,941	0	107	0	0
001 6320 3600 Janitorial Srv.	4,640	4,640	2,872	2,457	2,500	2,400	7,200	3,219
610 6320 3600 Janitorial Srv.	0	0	0	0	0	0	4,000	1,365
630 6320 3600 Janitorial Srv.	0	0	0	0	0	0	4,000	1,365
001 6750 3600 Bldg.Maint.	0	0	987	1,231	0	0	0	0
610 6750 3600 Bldg.Maint.	0	0	0	1,026	0	0	0	0
630 6750 3600 Bldg.Maint.	0	0	0	1,026	0	0	0	0
001 7418 3600 Cert of Extng	543	268	765	829	100	469	400	0
TOTAL OTHER OPERATING EXP.	17,185	17,247	30,597	34,572	22,800	19,391	35,800	18,522
TOTAL FOR DEPT	60,137	34,717	38,845	54,975	22,800	28,350	35,800	22,438

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CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
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JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

MECH MAINT #3700

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
610-6150 Mat/Supplies	0	0	150	150	100%
630-6150 Mat/Supplies	0	0	150	150	100%
381-6250 Small Tools	0	0	4,500	4,500	100%
383-6250 Small Tools	0	0	2,500	2,500	100%
610-6250 Small Tools	0	0	100	100	100%
630-6250 Small Tools	0	0	100	100	100%
610-6461 Req. Pmts/Cnty.	0	0	85	85	100%
630-6461 Req. Pmts/Cnty.	0	0	85	85	100%
610-6700 Equip.Maint.	0	0	500	500	100%
630-6700 Equip.Maint.	0	0	500	500	100%
610-6750 Bldg.Maint.	0	0	100	100	100%
630-6750 Bldg.Maint.	0	0	100	100	100%
610-7500 Veh Opr/Maint	0	0	100	100	100%
630-7500 Veh Opr/Maint	0	0	100	100	100%
TOTAL OTHER OPERATING EXPENSES ----->	0	0	9,070	9,070	100%
TOTAL FOR DEPARTMENT ----->	0	0	9,070	9,070	100%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
MECHANICAL MAINTENANCE #3700								
001 6150 3700 Mat/Supplies	0	0	7	0	0	0	0	0
610 6150 3700 Mat/Supplies	0	0	0	195	150	0	150	0
630 6150 3700 Mat/Supplies	0	0	0	44	150	0	150	0
078 6250 3700 Small Tools	0	16,727	0	522	2,000	226	0	0
381 6250 3700 Small Tools	0	2,319	0	1,382	4,500	503	4,500	0
383 6250 3700 Small Tools	0	0	0	502	2,500	277	2,500	0
610 6250 3700 Small Tools	0	0	0	43	100	10	100	0
630 6250 3700 Small Tools	0	0	0	34	100	10	100	0
610 6461 3700 Req. Pmts/Cnty.	0	57	0	0	85	0	85	0
630 6461 3700 Req. Pmts/Cnty.	0	57	0	0	85	0	85	0
610 6700 3700 Equip.Maint.	0	13	0	327	500	0	500	0
630 6700 3700 Equip.Maint.	0	13	0	227	500	0	500	0
610 6750 3700 Bldg.Maint.	0	0	0	38	100	0	100	0
630 6750 3700 Bldg.Maint.	0	0	0	38	100	0	100	0
610 7500 3700 Veh Opr/Maint	0	0	0	18	100	32	100	0
630 7500 3700 Veh Opr/Maint	0	0	0	18	100	24	100	0
TOTAL OTHER OPERATING EXP.	0	19,186	7	3,388	11,070	1,082	9,070	0
TOTAL FOR DEPT	0	19,186	7	3,388	11,070	1,082	9,070	0

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CITY OF CORNING
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FOR PERIOD ENDING

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ACCOUNT DESCRIPTION

RODGERS THEATRE #6125

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
001-6150 Mat/Supplies	0	0	50	50	100%
001-6410 Electricity	0	990	3,000	2,010	67%
001-6430 Natural Gas	0	72	150	78	52%
001-6750 Bldg.Maint.	0	75	0	(75)	%
TOTAL OTHER OPERATING EXPENSES ----->	0	1,137	3,200	2,063	64%
130-9116 Theatre Restore	81,451	161,930	226,157	64,227	28%
402-9116 Theatre Restore	0	0	21,850	21,850	100%
402-9147 Marquee	0	0	1,500	1,500	100%
TOTAL CAPITAL EXPENDITURES ----->	81,451	161,930	249,507	87,577	35%
TOTAL FOR DEPARTMENT ----->	81,451	163,067	252,707	89,640	35%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 ACTUAL	2010-2011 BUDGET
RODGERS THREATRE #6125								
001 6150 6125 Mat/Supplies	0	24	0	0	0	50	50	0
402 6300 6125 ProfServices	0	0	2,871	0	0	0	0	0
001 6410 6125 Electricity	4,369	2,546	1,612	2,658	3,000	1,453	3,000	990
001 6430 6125 Natural Gas	3,100	245	168	166	150	154	150	72
001 6750 6125 Bldg.Maint.	149	1,387	95	938	0	176	0	75
TOTAL OTHER OPERATING EXP	7,618	4,202	4,746	3,762	3,150	1,833	3,200	1,137
130 9116 6125 Theatre Restore	0	0	0	0	0	0	226,157	161,930
402 9116 6125 Theatre Restore	0	0	0	0	0	0	21,850	0
402 9147 6125 Marquee	0	2,525	29,041	960	1,500	900	1,500	0
TOTAL CAPITAL EXPENDITURES	0	2,525	29,041	960	1,500	900	249,507	161,930
TOTAL FOR DEPT.	7,618	6,727	33,787	4,722	4,650	2,733	252,707	163,067

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CITY OF CORNING
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ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
L & L Z1 D1 (N.ALEX) #3901					
701-6150 Mat/Supplies	0	0	225	225	100%
701-6315 Landscape Maint	19	122	225	103	46%
701-6410 Electricity	45	269	450	181	40%
TOTAL OTHER OPERATING EXPENSES ----->	64	391	900	509	57%
TOTAL FOR DEPARTMENT ----->	64	391	900	509	57%

ID: BUACT-----FEB 01 2011

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL

L&L 1 #3901								
701 6150 3901 Mat/Supplies	0	0	0	0	200	0	225	0
701 6315 3901 Landscape Maint	0	0	0	112	200	167	225	122
701 6410 3901 Electricity	0	0	936	1,502	1,325	530	450	269

TOTAL OTHER OPERATING EXP.	0	0	936	1,614	1,725	697	900	391

TOTAL FOR DEPT.	0	0	936	1,614	1,725	697	900	391
=====								

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CITY OF CORNING
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ACCOUNT DESCRIPTION

L & L Z1 D3 (BLOSSOM AVE) #3903

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
703-6150 Mat/Supplies	0	0	1,000	1,000	100%
703-6315 Landscape Maint	0	0	1,000	1,000	100%
703-6410 Electricity	0	4,048	1,800	(2,248)	-125%
TOTAL OTHER OPERATING EXPENSES ----->	0	4,048	3,800	(248)	- 7%
TOTAL FOR DEPARTMENT ----->	0	4,048	3,800	(248)	- 7%

ID: BUACT-----FEB 01 2011

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
L&L 3 #3903								
703 6150 3903 Mat/Supplies	0	0	0	0	200	0	1,000	0
703 6315 3903 Landscape Maint	0	0	0	0	1,000	0	1,000	0
703 6410 3903 Electricity	0	0	1,350	1,800	1,425	1,350	1,800	4,048
TOTAL OTHER OPERATING EXP.	0	0	1,350	1,800	2,625	1,350	3,800	4,048
TOTAL FOR DEPT.	0	0	1,350	1,800	2,625	1,350	3,800	4,048

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ACCOUNT DESCRIPTION

L & L Z1 D4 (SALADO APTS) #3904

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
704-6150 Mat/Supplies	0	0	1,000	1,000	100%
704-6315 Landscape Maint	175	1,247	2,100	853	41%
704-6410 Electricity	0	0	1,200	1,200	100%
TOTAL OTHER OPERATING EXPENSES ----->	175	1,247	4,300	3,053	71%
TOTAL FOR DEPARTMENT ----->	175	1,247	4,300	3,053	71%

ID: BUACT-----FEB 01 2011

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
L&L 4 #3904								
704 6150 3904 Mat/Supplies	0	0	0	0	1,000	0	1,000	0
704 6315 3904 Landscape Maint	0	0	0	1,488	1,200	2,233	2,100	1,247
704 6410 3904 Electricity	0	0	0	0	1,200	1,200	1,200	0
TOTAL OTHER OPERATING EXP.	0	0	0	1,488	3,400	3,433	4,300	1,247
TOTAL FOR DEPT.	0	0	0	1,488	3,400	3,433	4,300	1,247

Enterprise Fund Operations

Airport

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ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
AIRPORT #3500					
5100 Salaries	312	2,690	0	(2,690)	%
5900 Benefits	73	1,131	0	(1,131)	%
TOTAL SALARIES & BENEFITS ----->	385	3,821	0	(3,821)	%
620-6150 Mat/Supplies	3,597	4,316	5,000	684	14%
620-6186 Taxes	0	193	0	(193)	%
621-6300 ProfServices	33	3,156	15,000	11,844	79%
620-6410 Electricity	29	2,666	2,000	(666)	- 33%
620-6420 Propane	1,754	1,754	3,000	1,246	42%
620-6462 ReqPmts.State	0	0	500	500	100%
620-6750 Bldg.Maint.	0	559	1,000	441	44%
630-6750 Bldg.Maint.	0	57	0	(57)	%
620-6810 Liability Ins.	0	4,809	6,000	1,191	20%
TOTAL OTHER OPERATING EXPENSES ----->	5,413	17,510	32,500	14,990	46%
621-9360 Runway Const.	0	49,963	1,200,000	1,150,037	96%
TOTAL CAPITAL EXPENDITURES ----->	0	49,963	1,200,000	1,150,037	96%
TOTAL FOR DEPARTMENT ----->	5,798	71,294	1,232,500	1,161,206	94%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
AIRPORT #3500								
5100 + SALARIES	2,142	1,576	2,084	990	0	15,158	0	2,690
5200 + OVERTIME	0	0	0	0	0	2	0	0
5900 + BENEFITS	1,375	439	1,043	386	0	5,966	0	1,131
TOTAL SALARIES/BENEFITS	3,517	2,015	3,127	1,376	0	21,126	0	3,821
001 6150 3500 Mat/Supplies	0	0	0	0	0	38	0	0
620 6150 3500 Mat/Supplies	34	355	4,753	2,125	5,000	1,428	5,000	4,316
620 6186 3500 Taxes	2,912	3,332	1,815	1,845	300	301	0	193
621 6300 3500 ProfServices	5,843	0	4,025	192,679	120,000	105,229	15,000	3,156
620 6410 3500 Electricity	2,109	2,279	2,075	2,202	2,000	2,600	2,000	2,666
001 6420 3500 Propane	0	0	0	0	0	1,097	0	0
620 6420 3500 Propane	2,889	2,086	1,457	1,874	2,400	2,793	3,000	1,754
620 6462 3500 ReqPmts.State	205	0	0	0	500	0	500	0
620 6750 3500 Bldg.Maint.	519	1,390	591	589	1,000	1,109	1,000	559
630 6750 3500 Bldg.Maint.	0	0	0	0	0	0	0	57
620 6810 3500 Liability Ins.	4,525	4,860	5,111	5,450	6,000	5,450	6,000	4,809
TOTAL OTHER OPERATING EXP.	19,036	14,302	19,827	206,764	137,200	120,045	32,500	17,510
621 9113 3500 Airport Land	18,247	204,705	0	0	0	0	0	0
621 9360 3500 Runway Const.	0	0	0	0	3,200,000	2,263,618	1,200,000	49,963
621 9832 3500 Airport Trans	0	0	0	0	0	25,607	0	0
TOTAL CAPITAL EXPENDITURES	18,247	204,705	0	0	3,200,000	2,289,225	1,200,000	49,963
TOTAL FOR DEPT.	40,800	221,022	22,954	208,140	3,337,200	2,430,396	1,232,500	71,294

Transportation Center

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CITY OF CORNING
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42
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ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
TRANSPORTATION FACILITY #3160					
625-6410 Electricity	743	2,603	6,500	3,897	60%
625-6430 Natural Gas	94	272	1,500	1,228	82%
625-6750 Bldg.Maint.	1,805	5,126	6,800	1,674	25%
625-7365 Landscaping	0	0	500	500	100%
TOTAL OTHER OPERATING EXPENSES ----->	2,642	8,001	15,300	7,299	48%
TOTAL FOR DEPARTMENT ----->	2,642	8,001	15,300	7,299	48%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 ACTUAL	2010-2011 BUDGET
TRANSPORTATION CENTER #3160								
625 6410 3160 Electricity	4,084	4,534	6,177	6,415	6,500	5,518	6,500	2,603
625 6430 3160 Natural Gas	172	192	792	1,415	1,500	1,059	1,500	272
625 6750 3160 Bldg.Maint.	2,609	6,948	4,718	4,180	5,000	10,388	6,800	5,126
625 6800 3160 Gen.Insurance	0	1,500	0	0	0	0	0	0
625 7365 3160 Landscaping	0	65	122	586	500	0	500	0
TOTAL OTHER OPERATING EXP	6,865	13,239	11,809	12,596	13,500	16,965	15,300	8,001
625 9217 3160 Equip Maint.	795	0	0	0	0	0	0	0
TOTAL CAPITAL EXPENDITURES	795	0	0	0	0	0	0	0
TOTAL FOR DEPT.	7,660	13,239	11,809	12,596	13,500	16,965	15,300	8,001

Sewer & Waste Water Treatment Plant

DATE RAN: JAN 31 2011

CITY OF CORNING
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ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
SEWER #5000					
5100 Salaries	4,043	23,990	32,362	8,372	26%
5900 Benefits	1,306	9,242	0	(9,242)	%
TOTAL SALARIES & BENEFITS ----->	5,349	33,232	32,362	(870)	- 3%
610-6100 Office Supplies	0	715	500	(215)	- 43%
001-6150 Mat/Supplies	110	110	0	(110)	%
610-6150 Mat/Supplies	1,680	5,455	77,380	71,925	93%
610-6250 Small Tools	104	104	500	396	79%
001-6410 Electricity	0	448	0	(448)	%
610-6410 Electricity	155	1,684	6,550	4,866	74%
610-6700 Equip.Maint.	0	10	500	490	98%
610-7100 Traing/Educ.	0	0	5,000	5,000	100%
610-7368 PreTreat.Prog	2,659	15,955	30,000	14,045	47%
610-7500 Veh Opr/Maint	204	1,467	6,000	4,533	76%
TOTAL OTHER OPERATING EXPENSES ----->	4,912	25,948	126,430	100,482	79%
615-9501 Cap Rep TransPD	0	293	0	(293)	%
TOTAL CAPITAL EXPENDITURES ----->	0	293	0	(293)	%
TOTAL FOR DEPARTMENT ----->	10,261	59,473	158,792	99,319	63%

CITY OF CORNING
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MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
SEWER DEPARTMENT #5000								
5100 + SALARIES	41,150	52,355	30,921	41,680	25,400	39,330	32,362	23,990
5200 + OVERTIME	0	0	0	0	0	120	0	0
5900 + BENEFITS	16,041	21,478	15,254	13,825	9,088	13,594	0	9,242
TOTAL SALARIES/BENEFITS	57,191	73,833	46,175	55,505	34,488	53,044	32,362	33,232
001 6100 5000 Office Supplies	0	0	0	0	0	315	0	0
348 6100 5000 Office Supplies	0	2,900	2,790	2,790	0	0	0	0
610 6100 5000 Office Supplies	1,936	1,725	1,719	1,690	500	139	500	715
673 6100 5000 Office Supplies	5	5	6	4	0	1	0	0
674 6100 5000 Office Supplies	167	202	218	175	0	24	0	0
681 6100 5000 Office Supplies	7	6	7	4	0	1	0	0
683 6100 5000 Office Supplies	97	91	97	70	0	9	0	0
685 6100 5000 Office Supplies	14	0	0	0	0	0	0	0
686 6100 5000 Office Supplies	141	0	0	0	0	0	0	0
687 6100 5000 Office Supplies	2,376	0	0	0	0	0	0	0
690 6100 5000 Office Supplies	656	0	0	0	0	0	0	0
692 6100 5000 Office Supplies	0	24	7	5	0	1	0	0
693 6100 5000 Office Supplies	5	58	113	116	0	20	0	0
694 6100 5000 Office Supplies	15	0	0	0	0	0	0	0
696 6100 5000 Office Supplies	456	377	0	0	0	0	0	0
001 6150 5000 Mat/Supplies	0	0	0	0	0	0	0	0
610 6150 5000 Mat/Supplies	16,775	32,380	9,710	11,389	37,000	4,548	77,380	5,455
610 6250 5000 Small Tools	123	38	23	507	500	81	500	104
348 6327 5000 Bond Trustee	0	0	0	0	0	2,790	0	0
610 6327 5000 Bond Trustee	0	0	0	0	0	1,731	0	0
001 6410 5000 Electricity	0	0	0	0	0	0	0	448
610 6410 5000 Electricity	4,179	5,882	5,741	5,941	6,550	4,745	6,550	1,684
610 6700 5000 Equip.Maint.	285	10,213	29	343	500	22	500	10
610 7100 5000 Traing/Educ.	0	0	0	0	0	0	5,000	0
610 7368 5000 PreTreat.Prog	31,535	24,610	41,870	28,650	30,000	31,799	30,000	15,955
610 7500 5000 Veh Opr/Maint	3,169	3,880	7,256	6,522	6,000	5,260	6,000	1,467
615 9501 5000 Cap Rep TransPD	0	0	0	0	0	0	0	293
TOTAL OTHER OPERATING EXP.	61,941	82,391	69,586	58,206	81,050	51,486	126,430	26,241
TOTAL FOR DEPT	119,132	156,224	115,761	113,711	115,538	104,530	158,792	59,473

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
SEWER IMPROVEMENTS #5250					
381-9135 SWR Line Rplcmt	0	0	50,000	50,000	100%
380-9206 CapReplacement	0	0	50,000	50,000	100%
348-9812 Sewer Debt Serv	2,790	151,100	233,160	82,060	35%
610-9812 Sewer Debt Serv	617	92,121	137,142	45,021	33%
TOTAL CAPITAL EXPENDITURES ----->	3,407	243,221	470,302	227,081	48%
TOTAL FOR DEPARTMENT ----->	3,407	243,221	470,302	227,081	48%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
SEWER IMPROVEMENTS #5250								
348 9133 5250 MetalShedWWTP	20,221	0	0	0	0	0	0	0
381 9135 5250 SWR Line Rplcmt	0	0	0	3,570	50,000	0	50,000	0
380 9206 5250 CapReplacement	0	18,778	17,643	67,409	50,000	57,463	50,000	0
348 9261 5250 WWTP EXP. 04	0	15,946	0	0	0	0	0	0
380 9273 5250 Chlorine System	22,110	0	0	0	0	0	0	0
348 9812 5250 Sewer Debt Serv	117,841	161,277	176,927	175,964	233,160	174,747	233,160	151,100
610 9812 5250 Sewer Debt Serv	109,505	94,777	95,408	95,280	137,693	92,945	137,142	92,121
662 9812 5250 Sewer Debt Serv	15,312	0	0	0	0	0	0	0
673 9812 5250 Sewer Debt Serv	51	108	100	36	0	572	0	0
681 9812 5250 Sewer Debt Serv	2,365	1,856	1,866	589	0	6	0	0
685 9812 5250 Sewer Debt Serv	918	0	0	0	0	0	0	0
692 9812 5250 Sewer Debt Serv	0	19,156	1,785	815	0	13	0	0
TOTAL OTHER OPERATING EXP.	288,323	311,898	293,729	343,663	470,853	325,746	470,302	243,221
TOTAL FOR DEPT	288,323	311,898	293,729	343,663	470,853	325,746	470,302	243,221

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004
ACCOUNT DESCRIPTION

ACCOUNT DESCRIPTION	JANUARY ACTUAL	YEAR TO DATE ACTUAL	ANNUAL BUDGET	REMAINING BUDGET	PERCENTAGE REMAINING
=====	=====	=====	=====	=====	=====
WWTP #5200					
-----	-----	-----	-----	-----	-----
=====	=====	=====	=====	=====	=====
610-6175 Weed/Tree Spray	0	0	5,000	5,000	100%
610-6300 ProfServices	48,311	330,013	581,000	250,987	43%
610-6410 Electricity	5,241	41,032	68,000	26,968	40%
610-6461 Req.Pmts/Cnty.	0	0	350	350	100%
610-7376 Annual Permit	0	6,439	8,000	1,561	20%
-----	-----	-----	-----	-----	-----
TOTAL OTHER OPERATING EXPENSES ----->	53,552	377,484	662,350	284,866	43%
=====	=====	=====	=====	=====	=====
380-9262 Mixing Zone Sty	0	0	20,000	20,000	100%
-----	-----	-----	-----	-----	-----
TOTAL CAPITAL EXPENDITURES ----->	0	0	20,000	20,000	100%
=====	=====	=====	=====	=====	=====
TOTAL FOR DEPARTMENT ----->	53,552	377,484	682,350	304,866	45%
=====	=====	=====	=====	=====	=====

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
WWTP #5200								
610 6175 5200 Weed/Tree Spray	0	0	0	0	5,000	0	5,000	0
380 6300 5200 ProfServices	0	0	2,903	0	0	0	0	0
610 6300 5200 ProfServices	552,240	550,190	644,943	497,823	564,000	581,452	581,000	330,013
610 6410 5200 Electricity	0	0	0	73,621	68,000	75,973	68,000	41,032
610 6461 5200 Req.Pmts/Cnty.	109	113	0	0	350	0	350	0
610 7376 5200 Annual Permit	8,211	9,307	9,016	5,372	8,000	5,324	8,000	6,439
TOTAL OTHER OPERATING EXP.	560,560	559,610	656,862	576,816	645,350	662,749	662,350	377,484
380 9262 5200 Mixing Zone Sty	0	0	0	0	20,000	0	20,000	0
TOTAL CAPITAL EXPENDITURES	0	0	0	0	20,000	0	20,000	0
TOTAL FOR DEPT.	560,560	559,610	656,862	576,816	665,350	662,749	682,350	377,484

Water

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004 ACCOUNT DESCRIPTION =====	JANUARY ACTUAL =====	YEAR TO DATE ACTUAL =====	ANNUAL BUDGET =====	REMAINING BUDGET =====	PERCENTAGE REMAINING =====
WATER #7100					
5100 Salaries	9,824	79,720	122,124	42,404	35%
5900 Benefits	3,914	33,361	0	(33,361)	%
TOTAL SALARIES & BENEFITS ----->	13,738	113,081	122,124	9,043	7%
630-6100 Office Supplies	0	725	461	(264)	- 57%
001-6150 Mat/Supplies	0	8	0	(8)	%
630-6150 Mat/Supplies	7,273	30,202	135,650	105,448	78%
630-6250 Small Tools	104	157	500	343	69%
630-6300 ProfServices	1,455	5,459	10,000	4,541	45%
630-6410 Electricity	0	124,418	178,000	53,582	30%
630-6462 ReqPmts.State	0	8,775	5,500	(3,275)	- 60%
630-6700 Equip.Maint.	0	10	7,000	6,990	100%
630-7100 Traing/Educ.	0	0	5,000	5,000	100%
114-7500 Veh Opr/Maint	0	0	7	7	100%
610-7500 Veh Opr/Maint	0	0	7	7	100%
630-7500 Veh Opr/Maint	320	1,909	10,000	8,091	81%
TOTAL OTHER OPERATING EXPENSES ----->	9,152	171,663	352,125	180,462	51%
TOTAL FOR DEPARTMENT ----->	22,890	284,744	474,249	189,505	40%

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
WATER DEPARTMENT #7100								
5100 + SALARIES	122,022	134,255	118,517	124,154	132,470	124,708	122,124	79,720
5200 + OVERTIME	0	0	0	301	0	863	0	0
5900 + BENEFITS	56,648	61,140	63,108	54,792	64,013	54,823	0	33,361
TTL SALARIES/BENES	178,670	195,395	181,625	179,247	196,483	180,394	122,124	113,081
630 6100 7100 Office Supplies	4,478	4,130	3,815	3,815	0	914	461	725
673 6100 7100 Office Supplies	5	6	8	5	0	1	0	0
674 6100 7100 Office Supplies	188	228	289	232	0	32	0	0
675 6100 7100 Office Supplies	13	15	17	11	0	2	0	0
682 6100 7100 Office Supplies	28	24	29	28	0	3	0	0
684 6100 7100 Office Supplies	388	388	389	279	0	37	0	0
693 6100 7100 Office Supplies	2	0	0	0	0	0	0	0
696 6100 7100 Office Supplies	169	0	0	0	0	0	0	0
001 6150 7100 Mat/Supplies	0	0	2,622	0	0	0	0	8
610 6150 7100 Mat/Supplies	0	0	175	0	0	0	0	0
630 6150 7100 Mat/Supplies	38,060	48,434	46,598	39,238	40,000	40,106	135,650	30,202
630 6250 7100 Small Tools	245	725	99	507	500	107	500	157
630 6300 7100 ProfServices	10,599	9,582	10,593	9,731	10,000	8,218	10,000	5,459
630 6327 7100 Bond Trustee	0	0	0	0	0	3,869	0	0
630 6410 7100 Electricity	150,106	159,412	163,498	170,949	178,000	170,322	178,000	124,418
630 6462 7100 ReqPmts.State	2,739	4,977	11,163	3,696	5,500	7,801	5,500	8,775
630 6700 7100 Equip.Maint.	28,309	8,005	1,772	5,130	7,000	5,902	7,000	10
630 7100 7100 Traing/Educ.	0	0	0	0	0	0	5,000	0
114 7500 7100 Veh Opr/Maint	0	0	0	0	0	7	7	0
610 7500 7100 Veh Opr/Maint	0	0	0	0	0	7	7	0
630 7500 7100 Veh Opr/Maint	6,642	4,908	8,907	8,292	10,000	8,153	10,000	1,909
TTL OTHER OPERATING EXP	241,971	240,834	249,974	241,906	251,000	245,481	352,125	171,663
383 8050 7100 Equipment Purch	26,875	0	0	0	0	0	0	0
630 9417 7100 EDITH WELL	0	0	0	35	0	0	0	0
TTL CAPITAL EXPENDITURES	26,875	0	0	35	0	0	0	0
TOTAL FOR DEPT.	447,516	436,229	431,599	421,188	447,483	425,875	474,249	284,744

DATE RAN: JAN 31 2011

CITY OF CORNING
MONTHLY BUDGET REPORT
FOR PERIOD ENDING

YEAR REMAINING
42
JANUARY 31, 20

ID: REPORT 00004	JANUARY	YEAR TO DATE	ANNUAL	REMAINING	PERCENTAGE
ACCOUNT DESCRIPTION	ACTUAL	ACTUAL	BUDGET	BUDGET	REMAINING
=====					
WATER IMPROVEMENTS #7420					

630-6300 ProfServices	0	0	500	500	100%
TOTAL OTHER OPERATING EXPENSES ----->	0	0	500	500	100%
=====					
346-9237 Telemetry	1,170	1,170	35,000	33,830	97%
346-9275 Clark Park Well	2,777	14,164	578,000	563,836	98%
630-9275 Clark Park Well	4,530	4,603	0	(4,603)	%
383-9281 Well Chlorinator	0	0	1,500	1,500	100%
383-9417 WELL REPAIRS	0	3,686	1,000	(2,686)	-269%
630-9811 Wtr Debt Service	2,468	196,253	283,200	86,947	31%
TOTAL CAPITAL EXPENDITURES ----->	10,945	219,876	898,700	678,824	76%
=====					
TOTAL FOR DEPARTMENT ----->	10,945	219,876	899,200	679,324	76%
=====					

CITY OF CORNING
ANNUAL BUDGET
MID YEAR 2010-2011

	2005-2006 ACTUAL	2006-2007 ACTUAL	2007-2008 ACTUAL	2008-2009 ACTUAL	2009-2010 BUDGET	2009-2010 ACTUAL	2010-2011 BUDGET	2010-2011 ACTUAL
WATER IMPROVEMENTS #7420								
694 6100 7420 Office Supplies	5	0	0	0	0	0	0	0
630 6300 7420 ProfServices	0	0	0	0	500	0	500	0
TOTAL OTHER OPERATING EXP.	5	0	0	0	500	0	500	0
346 8020 7420 Cap Impr Reimb	5,140	0	0	0	0	0	0	0
383 9203 7420 Water Line Repl	0	0	29,803	0	0	0	0	0
346 9237 7420 Telemetry	0	24,724	13,824	4,230	35,000	12,677	35,000	1,170
346 9275 7420 Clark Park Well	0	0	0	0	578,000	9,011	578,000	14,164
630 9275 7420 Clark Park Well	0	0	0	7,040	0	0	0	4,603
383 9280 7420 Backflows-Parks	0	0	24,422	0	0	0	0	0
383 9281 7420 Well Chlorinator	0	0	0	0	1,500	441	1,500	0
383 9282 7420 Fence-Bkbrn wel	0	0	19,205	0	0	0	0	0
383 9417 7420 EDITH WELL	0	0	0	26,973	1,000	0	1,000	3,686
630 9811 7420 Wtr Debt Service	235,331	178,461	183,884	185,898	314,000	182,954	283,200	196,253
661 9811 7420 Wtr Debt Service	61,247	0	0	0	0	0	0	0
673 9811 7420 Wtr Debt Service	57	96	133	0	0	758	0	0
675 9811 7420 Wtr Debt Service	103	264	309	110	0	1,762	0	0
682 9811 7420 Wtr Debt Service	9,458	7,426	7,468	2,358	0	22	0	0
673 9812 7420 Sewer Debt Serv	0	0	0	47	0	0	0	0
TOTAL CAPITAL EXPENDITURES	311,336	210,971	279,048	226,656	929,500	207,625	898,700	219,876
TOTAL FOR DEPT.	311,341	210,971	279,048	226,656	930,000	207,625	899,200	219,876

**ITEM NO: I-17
INVOCATIONS**

February 22, 2011

**TO: HONORABLE MAYOR AND COUNCIL MEMBERS
OF THE CITY OF CORNING**

FROM: MIKE FITZPATRICK, CITY ATTORNEY

BACKGROUND:

The City Council has in the past invited invocations at the beginning of City Council meetings. It then discontinued the practice when informed that there might be some legal issues involved which restricted what could or could not be stated in such invocations.

LEGAL ISSUE:

What are the current laws which govern invocations at City Council meetings?

DISCUSSION:

I have reviewed case law which pertains to this subject and have found one U.S. Supreme Court case which is often cited as precedent and one California Court of Appeals case also cited. Those cases are:

1. *Marsh v. Chambers* (1983) 463 U.S. 782 is the Supreme Court case which upheld the legality of invocations given in the Nebraska Legislature by the chaplain at the opening of each session. The Court said that "the opening of sessions of legislative and other deliberative public bodies with prayer is deeply embedded in the history and tradition of this country." The Court did not concern itself with the content of the prayers given because it was obvious that the event was not "exploited to proselytize or advance any one, or to disparage any other faith or belief." In other words, the Court did not say that the person praying was prohibited from naming the power or entity to which the prayer was being directed.

2. *Rubin v. Burbank* (2002) 101 C.A. 4th 1194 is the Court of Appeals case and it took the discussion further. It held that an invocation which invoked the name of Jesus Christ violated the principle set forth in the *Marsh* case. In other words, even though persons of many faiths were allowed to provide invocations at Burbank City Council meetings, the problem still existed when any one of those offering the prayer did so in the name of their deity...making it a "secular" prayer.

3. The *Rubin* decision is still good law; it has not been overruled. It is not a case which was decided in our local district but it still is precedent statewide and needs to be applied here in Corning. Enclosed is material from two other jurisdictions, Lancaster and Tracy. Both jurisdictions are aware of these court cases and neither jurisdiction, when inviting religious leaders in the community to come and pray, tell them their prayers need to be "non-secular." They do not attempt to dictate the contents of the prayers to be offered, and, although the Tracy procedure cites language from the *Rubin* case (about a prayer is not to be "secular"), neither city specifically prohibits the person praying from naming the deity to which the prayer is being directed.

RECOMMENDATION:

This is a difficult subject to address in that it involves what are to some extent competing constitutional issues, freedom of speech and religion versus the prohibition against the government "establishing" any particular form of religion. Nevertheless, our courts seem to have attempted to find a balance in most cases, honoring the history and tradition of our country in recognizing how God has blessed us, yet at the same time acknowledging the importance of protecting the freedom of each of us to decide for ourselves if and how we may want to worship.

It is my recommendation that:

1. The Council adopt an invocation "policy" similar to that adopted by the City of Tracy which informs participants of the law but neither dictates to them the content of their prayers nor tells them not to identify the deity to whom their prayers are offered. In other words, it leaves up to them whether to invoke the name of "Jesus" or "Allah" or someone else; and
2. The Council in such policy makes it clear to the community that persons of all faiths are welcome to participate and that persons of no religious faith, although needing to treat those who pray with respect, are under no compulsion to participate.

CAVEAT:

The Council in allowing invocations to be offered in its public meetings needs to recognize that those who participate may come from main line traditional churches in the community but may also come from religious organizations which are very non-traditional and whose participants may offer prayers which seem strange and perhaps even offensive to some. The point is that equal opportunity must be allowed to persons of all religious persuasions to participate if invocations are going to be a regular part of the meetings of our City Council.

MOTION RECOMMENDED:

Move to accept advice of City Attorney and return to the Council with a proposed Resolution adopting a policy similar to that adopted by the City of Tracy.

September 15, 2009

AGENDA ITEM 1.K

REQUEST

ACCEPT REPORT ON PLANNED STEPS TO CLARIFY THE CITY'S INVOCATION POLICY

EXECUTIVE SUMMARY

This item is for the City Council to receive information and accept a report on steps staff will be taking to clarify the City's Invocation Policy.

DISCUSSION

I. Background

A review of the City Council meeting minutes indicates that invocations have taken place prior to City Council meetings since approximately 1968.

The City's current Invocation Policy is contained in the City Council's Procedures for Preparation, Posting and Distribution of Agenda and the Conduct of Public Meetings ("City Council Procedures") (Resolution No. 2008-140 adopted on July 15, 2008). The current Invocation Policy provides as follows:

Procedure for Invocations

Any member of the public who wishes to offer an invocation prior to the opening of a regular City Council meeting shall contact the City Clerk. The City Clerk shall select a mutually agreeable City Council meeting date for the invocation.

On June 30, 2009, the City Council received a letter from Rebecca S. Kratz with the Freedom From Religion Foundation (Attachment "A"). In her letter, Ms. Kratz urges the City Council to take steps to ensure that invocations during City Council meetings are nonsectarian (not devoted to any particular religion).

II. Legal Framework

The law relating to legislative invocations revolves around the Establishment Clause of the First Amendment of the United States Constitution which provides, in relevant part, that "Congress shall make no law respecting an establishment of religion or prohibiting the free exercise thereof"

In *Marsh v. Chambers* (1983) 463 U.S. 782, the United States Supreme Court held that legislative invocations do not violate the Establishment Clause of the First Amendment. At issue in *Marsh*, was the Nebraska Legislature's practice of opening each legislative day with a prayer by a State paid chaplain. Finding that "[t]he opening of sessions of legislative and other deliberative public bodies with prayer is deeply embedded in the

history and tradition of this country”, the Supreme Court upheld the practice. (*Id.* at p. 786.) The Supreme Court pointed out that:

The content of the prayer is not of concern to judges where, as here, there is no indication that the prayer opportunity has been exploited to proselytize or advance any one, or to disparage any other, faith or belief. That being so, it is not for us to embark on a sensitive evaluation or to parse the content of a particular prayer.

(*Id.* at p. 795.)

In *Rubin v. Burbank* (2002) 101 Cal. App. 4th 1194, a California state court held that an invocation that invoked the name of Jesus Christ violated the principle set forth in the *Marsh* case. The court rejected the City’s argument that, because only about 20% of the volunteers providing the prayer mentioned Jesus Christ, the prayer opportunity was not being exploited to advance or disparage any one faith or belief. Rather, the court interpreted *Marsh* to mean that “. . . any legislative prayer that proselytizes or advances one religious belief or faith, or disparages any other, violates the establishment clause.” (*Id.* at p. 1204.)

The Court of Appeal also rejected the argument that requiring the City to advise prayer participants that sectarian prayers are not permitted amounts to unconstitutional censorship or viewpoint discrimination. The Court pointed out that the prayers were forms of “public” rather than “private” speech, and therefore censorship was not at issue. The Court based this determination on the fact that the invocation “. . . took place on government property, was authorized by the long-standing policy of the city council, was part of the official agenda of the council meeting, and was for the purpose of calling for spiritual assistance in the work of the legislative body . . .” (*Id.* at p. 1207.)

III. Clarification of the City’s Invocation Policy

Staff believes it is important to make it clear to the public that anyone who wishes to offer an invocation before a regular City Council meeting may do so. Therefore, staff will be sending an outreach letter out to all places of worship in the City inviting their participation in giving an invocation (Attachment “B”). This letter will be sent to all places of worship in the City found in whitepages.com and yellowpages.com (Attachment “C”).

Staff also believes it is important to make it clear to those giving invocations that the City:

- recognizes the important role invocations have in binding people of varying faiths together in the common purpose of requesting wisdom, solemnity, and blessing on the work of the City Council;
- strongly encourages invocations designed to make prayers accessible to people who come from a variety of backgrounds, and which do not exclude or disparage a particular faith; and

- abides by legal standards for legislative invocations which have been established by the courts.

Therefore, staff will send a confirmation letter to anyone who offers to give an invocation reminding them of these points (Attachment "D").

FISCAL IMPACT

Minor additional staff time will be required to implement this clarification by sending letters to places of worship and those giving invocations.

RECOMMENDATION

That City Council accept this report.

Prepared by: Daniel G. Sodergren, City Attorney

Attachments: A - June 30, 2009 letter to the City Council from Rebecca S. Kratz
B - Draft outreach letter to places of worship
C - List of places of worship in the City Of Tracy
D - Draft letter to those giving invocations



FREEDOM FROM RELIGION FOUNDATION

P.O. Box 750 • Madison WI 53701 • (608) 256-8900 • www.ffrf.org

June 30, 2009

JUL 07 2009

SENT VIA U.S. MAIL & FAX
(209) 831-6120

COPY

The Honorable Brent Ives and Members of the Council
 City of Tracy
 333 Civic Center Plaza
 Tracy CA 95376

Re: Invocations at Tracy City Council Meetings

Dear Mayor Ives and Members of the Council:

I am writing on behalf of concerned Tracy residents and taxpayers and other California members of the Freedom From Religion Foundation (FFRF) to urge you to discontinue the practice of scheduling Tracy City Council meetings with prayers that unconstitutionally reference Christianity and invoke Jesus Christ. FFRF is a nationwide nonprofit organization, which works to protect the constitutional principle of separation of church and state. FFRF represents nearly 14,000 members across the country, including 2,183 members in California.

It is our information and understanding that the Tracy City Council (hereinafter "City" or "Council") includes a prayer or invocation as part of its meetings, which occur the first Tuesday and third Thursday of every month. It is the City's practice to invite local members of the clergy to deliver these prayers. If no clergy is available, the Council then observes a moment of silence. It is also customary for Mayor Ives to ask the Council members, staff and public in attendance to "stand as we salute the flag this evening and please remain standing as [the pastor] offers the invocation."

Upon reviewing some of the invocations from 2006-2009, it is clear that these prayers are rarely, if ever, non-denominational. Each of the prayers reviewed end "in Jesus' name" or some variation thereof, such as "In your Son's name" or "in your name," and some mention the "Holy Spirit." A portion of one prayer even includes a version of the Lord's Prayer. The following is a sampling of the prayers offered:

April 18, 2006: Pastor Jim Bock of Grace Baptist Church

"Let's pray. Lord, as we pledge to that flag we want to thank you for the blessings we have living in America. Lord, we're so grateful for the freedoms. Lord, we're grateful for the affluence we have. We're grateful for everything that we have that draws people here from around the world. Lord, we thank you for these blessings and Lord we would be foolish to think they're not coming from

you and so we just want to say thank you. Lord we thank you for our city, we thank you for the leaders you've given us here, we thank you for our great police force, thank you for a great fire department. Lord, this evening we want to pray for our leaders, we pray for these folks as they make decisions tonight, would you give them clear thinking, and give them the ability to make decisions that will impact us and our children over the next decades. Lord, bless them with real good thinking. Father, we pray for the safety of our police force, we pray for the safety of our fire department. Lord, would you continue to bless them, make this a great and a safe place to live. Lord, we want to pray for our schools, and we ask you to bless our teachers, bless the kids, and Lord I pray for our teachers that we would make good decisions as they lead and as they teach kids, and Lord they would teach them not just facts and information but they would teach them values, good values. And I pray for our families, for our parents, Lord as we think about the decisions and all of the parts and all of the information that we're considering tonight. Help our parents not to neglect character and what's on the inside. Lord we emphasize so much the facilities, we emphasize our parks and all of this, but Lord, help us to teach our kids what is really important. Lord now we thank you for this time, we commit it to you and we pray for our city, and again we just want to thank you. *In Jesus' name, Amen.*"

August 7, 2007: Pastor Jim Bush of Heartland Church

"Would you pray with me please? Lord God our gracious heavenly Father, if it weren't for you, we'd be living in bondage under an oppressive system. If it weren't for you, we would not have food for our families or a place to live. If it weren't for you, we'd be out of a job, and no way to provide for our loved ones. If it weren't for you, Lord, our hope for the future would be dim at best. Help us Lord to treat others the way we'd like to be treated if we were in their shoes. Give us wisdom and compassion in our decisions as we represent the best interests of the people of Tracy long-term. *We ask these things in the name of your son Jesus, our savior. Amen.*"

September 18, 2007: Pastor Tim Heinrichs of Crossroad Baptist Church

"Shall we pray? Our God and our Father, we pause tonight before this meeting to ask for your guidance and your wisdom. Father, the issues that come before this council may only be on a local level but Father, many of these issues resound with national importance. We pray for each one of the council members, that you would give them your wisdom, your guidance, that you would lead them, Father, in how you would have us to go. Our national motto continues to say, "In God We Trust," and, Father, we trust you to guide our nation, to guide our state, and, Father, to guide our city. We thank you for the rich heritage we have in this country, for each one of us in our diversity. And we thank you Father that we can come together as a community and seek the greater good of our community. Again, Father, we ask that you would give wisdom tonight. And *we pray these things in the name of the Lord and savior Jesus Christ. Amen.*"

January 15, 2008: Pastor Roger Rickman of Fresh Anointing Faith Church

“Can we bow our heads please? Dear heavenly Father, we come before you this evening to ask for your forgiveness and to seek your direction and guidance. Cleanse us from every sin and set us free. Guide and bless Mayor Ives and the men and women of this city council who have been ordained by you to govern our city. Grant them all your wisdom that their decisions direct us to the center of your will, and with clear minds help each one of them to accomplish the goals of this council meeting tonight. *In Jesus’ name, Amen.*”

February 5, 2008: Pastor Scott McFarland of Journey Christian Church

“Dear God, you are sovereign over all kingdoms, and you decide who leads and who follows, and I thank you for being in this place tonight in a time of uncertainty. For you know the future, and we depend on you for wisdom and direction tonight as we meet. And I pray that you’ll bless this city council with wisdom beyond their years, and an understanding of what to do for the future, and I pray that they would lead this city well, and diligently, as they think about money and matters of need. I pray, Father, for the city, that you would protect our young people, and that you would lead our parents and our families, and grow them up, so they can follow you as well. May you continue to reign in this place, and may you lead us forward into the years ahead, as we follow you, the sovereign Lord above all. *In Jesus’ name, Amen.*”

May 6, 2008: Pastor Carlton McCallister of Tracy Christian Fellowship

“First I’d like to ask the Mayor and the council and the community to forgive me before we go into prayer. Now Lord *we ask you to forgive our debts, as we forgive our debtors.* Fill us with your own self; let us speak in a heavenly language as we build up ourselves in our most holy faith, praying in the Holy Ghost. Teach us how to earnestly contend for the faith once delivered unto the saints, having compassion on some, snatching them out of the fire. *Give us Jesus’ compassion; forgive us our trespasses, as we forgive those who sin against us. Fill us with your holy spirit.* Let your word have preeminence in us and in all things, let all things be done decently and in order in the service tonight. *And lead us not into temptation, but deliver us from the evil one, for Thine is the kingdom, and the power, and the glory forever. Amen.*”

Please find enclosed transcriptions of all invocations FFRF reviewed from 2006-2009. It is our understanding and information that a specific deity, namely Jesus Christ, continues to be invoked at Council meetings in recent months.

It is our further understanding that members of the public regularly attend Council meetings and have necessary business before the Council.

The current practice of offering invocations during City Council meetings violates the First Amendment to the United States Constitution and California state law. The Council must take immediate action to stop this illegal practice.

First and foremost, the prayers do not fall into the narrow exception of constitutionally permissible government-sponsored prayer laid out by the Supreme Court. In *Marsh v. Chambers*, 463 U.S. 783 (1983), the Supreme Court ruled that the Nebraska legislature's history and tradition of opening with a prayer by a paid chaplain was constitutional. The exception found by the Court in this case was confined to a situation involving a non-sectarian, non-denominational prayer, led by an officiant who had not been selected based upon any impermissible religious motive, and which was addressed to the body of legislators present and no one else. See *Marsh*, 463 U.S. 783. Additionally, the Court held that legislators must have the option not to participate. The prayer opportunity must not be "exploited to proselytize or advance any one, or to disparage any other, faith, or belief." 463 U.S. at 794-95. The Court also noted that the content of the prayers was permissible because the chaplain has "removed all references to Christ." *Id.* at 793 n.14.

Even if the Council had an established history of opening its meetings with prayer, the practice still violates the Establishment Clause because of its continual references to Christ. In *County of Allegheny v. ACLU Greater Pittsburgh Chapter*, 492 U.S. 573, 603 (1989), the Supreme Court found that, even if history and custom had saved non-sectarian legislative prayer, "history cannot legitimate practices that demonstrate the government's allegiance to a particular sect or creed." Additionally, the Court reiterated, "not even the 'unique history' of legislative prayer, can justify contemporary legislative prayers that have the effect of affiliating the government with any one specific faith or belief." *Id.* The Court continued, "The legislative prayers involved in *Marsh* did not violate this principle because the particular chaplain had 'removed all references to Christ.'" *Id.*

Lower federal courts, including the Ninth Circuit, which encompasses California, have continued to emphasize that some government-sponsored prayers are constitutionally permissible only because they are non-sectarian, non-denominational and do not invoke a particular faith or deity. See, e.g., *Bacus v. Palo Verde Unified School District*, 52 Fed.Appx. 355 (9th Cir. 2002)(unpublished)("These prayers advanced one faith, Christianity, providing it with a special endorsed and privileged status in the school board. Some religions accept Jesus Christ as the Messiah, some do not, and some people do not believe in any religious faith. Solemnizing school board meetings 'in the Name of Jesus' displays 'the government's allegiance to a particular sect or creed.'"); *Snyder v. Murray City Corp.*, 159 F.3d 1227, 1234 (10th Cir. 1998)("...the kind of legislative prayer that will run afoul of the Constitution is one that proselytizes particular religious tenet or belief, or that aggressively advocates a specific religious creed, or that derogates another religious faith or doctrine."); *Wynne v. Town of Great Falls*, 376 F.3d 292 (4th Cir. 2004)(holding that the Establishment Clause was violated when the town council opened sessions with prayer containing references to Jesus Christ); *Coles ex rel. Coles v. Cleveland Bd. Of Educ.*, 171 F.3d 369 (6th Cir. 1999)(striking down school board's practice of opening meetings with prayer because the prayers contained repeated references to Jesus Christ and the Bible).

Recently, the Supreme Court let stand a decision from the Fourth Circuit, which upheld a government policy requiring prayer before city council meetings to be non-denominational. In *Turner v. Fredericksburg*, 534 F.3d 352, 353 (4th Cir. 2008)(cert. denied, 2009 WL 56225 (U.S.)(No. 08-518), the Fourth Circuit held that prayers held at the city council meetings constituted government speech. Therefore, it was proper for the city council to prohibit sectarian prayers. *Id.* at 353. Justice O'Connor, writing for the court, stated, "[t]he restriction that prayers be nonsectarian in nature is designed to make the prayers accessible to the people who come from a variety of backgrounds, not to exclude or disparage a particular faith." *Id.* at 356.

Even under California state law, the practice of invoking Jesus during prayers at legislative sessions is illegal. In *Rubin v. City of Burbank*, 101 Cal. App. 4th 1194, 1205 (Cal. Ct. App. 2002), a California appellate court ruled that an "invocation offered to Jesus Christ violated the Establishment Clause because it conveyed the message that Christianity was being advanced over other religions." The court explained, "By directing the prayer to 'Our Father in Heaven... in the name of Jesus Christ' the invocation conveyed the message that the Burbank City Council was a Christian body, and from this it could be inferred that the council was advancing a religious belief." *Id.* The court also rejected the argument that a policy restricting or prohibiting clergy or others who offer the invocations from invoking Jesus Christ or other deities abridges the right to free speech. *See id.* at 1207.

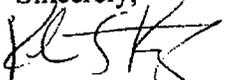
The City Council of Tracy cannot, under current federal and state law, permit any prayers that contain references to an explicit deity. The prayers currently given during Council meetings impermissibly advance Christianity and lead a reasonable observer to believe that the Council is endorsing not only religion over nonreligion, but also Christianity over other faiths. Even though the Council may be permitted to engage in invocations prior to its meetings, this opportunity does not provide "license to advance its own religious views in preference to all others..." *Wynne*, 376 F.3d 292. To do so would "[convey] a message that the [Tracy City Council] is a Christian body and ... the council [is] advancing a religious belief." 101 Cal. App. 4th at 1205. Therefore, the City cannot allow prayers which invoke Jesus Christ as well as those which quote patently Christian scripture, readings or prayers such as the Lord's Prayer.

Furthermore, this practice inappropriately alienates any non-Christians and non-believers in Tracy. Their efforts to participate in public meetings are adversely affected by these types of prayers, which turn non-believers and non-Christians into political outsiders of their own community and government. The constitutional rights of citizens to participate in government meetings such as the Council's monthly meetings should not be predicated upon being subjected to Christian-based prayers.

On September 18, 2007, the City Attorney recommended specific policy changes to the Council. These policy changes were necessary to bring the Council in compliance with the *Marsh* and *Rubin* decisions previously discussed. The Council rejected these necessary policy changes. The meeting on September 18, 2007, had begun with a prayer that ended "And we pray these things in the name of the Lord and savior Jesus Christ,

Amen,” which was a clear violation of both the *Marsh* and *Rubin* cases. At the following Council meeting on October 2, 2007, the prayer ended with “We thank you for your love for us as reflected in your son Jesus Christ in whose name we pray, Amen.” Both the prayer on September 18, 2007 —when the Council rejected the sound and correct legal advice of the City Attorney— and the prayers imposed on all attending Council meetings since that time including October 2, 2007, would indicate a decision to refuse to follow the law. We request you adopt the policies recommended by your City Attorney and bring the Council in compliance with constitutional dictates and case law in the State of California. We look forward to an action agenda item for a July or August 2009, meeting allowing the Council to adopt legal policies. We also expect that requests that all persons stand during a prayer to Jesus Christ, the Holy Spirit, Our Lord and other unconstitutional references to Christianity will immediately cease and all persons making invocations be required to comply with the law. We respectfully request a written reply confirming these steps will be taken to remedy and prevent these continuing constitutional violations.

Sincerely,



Rebecca S. Kratz
Staff Attorney

Enclosure

cc: Leon Churchill, City Manager
Dan Sodergren, Interim City Attorney

**Invocations at
City Council Meetings
Tracy, CA**

April 18, 2006: Pastor Jim Bock of Grace Baptist Church

“Let’s pray. Lord, as we pledge to that flag we want to thank you for the blessings we have living in America. Lord, we’re so grateful for the freedoms. Lord, we’re grateful for the affluence we have. We’re grateful for everything that we have that draws people here from around the world. Lord, we thank you for these blessings and Lord we would be foolish to think they’re not coming from you and so we just want to say thank you. Lord we thank you for our city, we thank you for the leaders you’ve given us here, we thank you for our great police force, thank you for a great fire department. Lord, this evening we want to pray for our leaders, we pray for these folks as they make decisions tonight, would you give them clear thinking, and give them the ability to make decisions that will impact us and our children over the next decades. Lord, bless them with real good thinking. Father, we pray for the safety of our police force, we pray for the safety of our fire department. Lord, would you continue to bless them, make this a great and a safe place to live. Lord, we want to pray for our schools, and we ask you to bless our teachers, bless the kids, and Lord I pray for our teachers that we would make good decisions as they lead and as they teach kids, and Lord they would teach them not just facts and information but they would teach them values, good values. And I pray for our families, for our parents, Lord as we think about the decisions and all of the parts and all of the information that we’re considering tonight. Help our parents not to neglect character and what’s on the inside. Lord we emphasize so much the facilities, we emphasize our parks and all of this, but Lord, help us to teach our kids what is really important. Lord now we thank you for this time, we commit it to you and we pray for our city, and again we just want to thank you. In Jesus’ name, Amen.”

July 17, 2007: Pastor Scott McFarland of Journey Christian Church

“O Lord, you are a great and awesome God and you keep your promise of love to all of us. You’re so holy and we’re just but mere sinners so we start this meeting by asking for your forgiveness of our own pride and rebellion at times and we pray and assemble to make decisions tonight for the future of Tracy but ask you to reveal to us the future you want. And I know we often fail to make plans of our own without asking you what you want, so tonight, before these proceedings begin, we ask you to fill this room with your wisdom. Would you bless these leaders and direct them in what to do? Would you give them courage to follow through on your direction for Tracy, and protect their families as they serve? We don’t make these requests because of our righteousness but because of your great mercy, and in the end, may you receive all the glory for what happens here tonight. In your son’s name we pray. Amen.”

August 7, 2007: Pastor Jim Bush of Heartland Church

“Would you pray with me please? Lord God our gracious heavenly Father, if it weren’t for you, we’d be living in bondage under an oppressive system. If it weren’t for you, we would not have food for our families or a place to live. If it weren’t for you, we’d be out of a job, and no way to provide for our loved ones. If it weren’t for you, Lord, our hope for the future would be dim at best. Help us Lord to treat others the way we’d like to be treated if we were in their shoes. Give us wisdom and compassion in our decisions as we represent the best interests of the people of Tracy long-term. We ask these things in the name of your son Jesus, our savior. Amen.”

September 4, 2007: Pastor Mark Humphreys of Heartland Church

“Let’s pray. Dear God we come to you tonight at the end of a weekend where we celebrated the laborer. Your word describes an honest worker as a person of noble character and in that vein Lord we want to lift up every worker that’s part of this community, whether it’s a paid staff, or someone involved in the public works, or the parks, or the planning, or whether they’re a volunteer in non-profits or so many other ways of serving this community to make it better, we pray that you bless them. Help them to know their purpose, help them to see the value of what they do to better this community. We also want to lift up those in the police force and the fire department, who in order to provide us safety are willing to risk their own safety. And so we ask that you keep them safe. We ask that you provide their family with a calm spirit, knowing that their loved one might be going out in a situation that is always dangerous. Help them to see the value of what they do and help us to appreciate so much the freedom and the safety that we enjoy as a result of their willingness to serve. We lift up this city council to you tonight and all those that are involved in the planning and the decision-making of this community. Knowing that every decision that they make is not always one that everybody agrees with, we pray that you give them conviction in their decision. Help them to know the will of the people, but also help them to know in those tough decisions what is right and what is best for this community. And now Lord as we go into this time of this meeting tonight and we see a thick agenda, I pray that you help them have wisdom and discernment all those that are a part of the process of this agenda, and that we would see a community grow stronger and safer as a result of these decisions. Help those who are presenting tonight to have clarity in their thought and also calmness in your spirit. And most of all through all of this, Lord, we pray that we can go to bed tonight knowing that we have honored you and we have been honest and truthful in all that we have done. We pray this in your name. Amen.”

September 18, 2007: Pastor Tim Heinrichs of Crossroad Baptist Church

“Shall we pray? Our God and our Father, we pause tonight before this meeting to ask for your guidance and your wisdom. Father, the issues that come before this council may only be on a local level but Father many of these issues resound with national importance. We pray for each one of the council members, that you would give them your wisdom, your guidance, that you would lead them, Father, in how you would have us to go. Our national motto continues to say, “In God We Trust,” and, Father, we trust you to guide our nation, to guide our state, and, Father, to guide our city. We thank you

for the rich heritage we have in this country, for each one of us in our diversity. And we thank you Father that we can come together as a community and seek the greater good of our community. Again, Father, we ask that you would give wisdom tonight. And we pray these things in the name of the Lord and savior Jesus Christ. Amen.”

October 2, 2007: Pastor Jim Bush of Heartland Church

“Would you pray with me please? Father, we all have our agendas in one way or another. Much of the time, in each of our minds, it’s all about me. Help each of us Lord to see that without you there’d be no me, no us, no country, no freedom, no guidance, no contentment. Without you we would depend solely on our own abilities and strength—our control. Give us Lord; guide us to give us your rightful place in our lives. Help us to see your hand on us, even when things do not go our way. You are in charge, and you do have things to teach us that can only be learned through adversity. Guide this council whom you’ve put in place, Lord, to make decisions for Tracy that reflect your desires for us as people and as a community. We thank you for your love for us as reflected in your son Jesus Christ in whose name we pray. Amen.”

October 16, 2007: Pastor Brian Clark of Journey Christian Church

“God, I thank you so much for the ability to assemble like this, God, and discuss these matters. God, I just pray right now that you’d give us wisdom and understanding of your will, God. God, I pray that your holy spirit would be walking in this place, God, and that you would direct our decisions. And, God, I pray a special prayer over this team of people standing before us tonight, God, I pray that you’d protect them, God, I pray that you’d watch over them and, God, I’d just pray that you would bless them as they do their business. And, God, I just thank you so much that you have influenced this board and this city like you have in the past, God, and I’d just pray that you’d continue to bless our town, because we love it, and we love you. And it’s in the powerful name of Jesus Christ that I pray. Amen.”

November 6, 2007: Pastor Carlton McCalister of Tracy Christian Fellowship

“O Lord we thank you for the privilege to be able to pray at this city council on tonight. I ask your choice blessing be upon the civic leaders of this city, those that have come together tonight to discuss matters that are important to them, and that are important to the city of Tracy. I ask that your choice blessing be upon us and give us wisdom and knowledge, how to be faithful to our families, faithful to our churches, and faithful to our community. Let the different parties of this community learn how to communicate for every nation your new respect of a person. Those that fear God and work with righteousness is accepted with you, so give us wisdom how, Lord, to work this righteousness, that we might be accepted with you. Help us Lord, to have our family as our treasure, and let us reverence you and respect you and love you that you might be godly proud of us. In your name we pray, we thank you for it. Amen.”

November 20, 2007: Pastor Michael Neverson of New Life Baptist Church

“Good evening, Mayor and council members. I ask that we all humble our hearts and bow our heads as we [pray]. O Heavenly Father, Lord we thank you for allowing us to come together in your name, O Lord. Lord, I ask that you just be with the council members tonight as they go through this session this evening, just touch upon each and every one of them, give them the discerning spirit that they need so they may be able to make decisions that are pleasing to you O Lord as well as the best interests of this city, that O Lord for those that are here to speak as well, Lord, allow each one to have the courage that they need to speak up and be able to say the words that need to be said, allow the issues that need to be touched upon [to] be clarified and in a decent order, O merciful Father, allow all those that are here to understand that we’re all here to come together as one, and we all know O merciful Father that without you we can do nothing. These things O Lord we lift up in your son’s name Jesus Christ. Amen.”

January 8, 2008: Pastor Mark Humphreys of Heartland Church

“Please join me in prayer together. Our Father in heaven we come to you at the beginning of this 2008 year reminded that this country, this city were founded on biblical principles that honor you and so we ask you to continue to bless us and show us grace as we go into this new year. We ask and pray for the leaders and the staff of this community that you would give them wisdom and discernment in the decisions that they’re making. We pray that you help them to realize the vision of this community that not only brings a life that is full of integrity and value but the quality of life that we know would also honor you. We pray for those who are in law enforcement and in the fire department and other staff members even in this stormy weather those that are out working that you continue to give them safety in the work that they do for this community. We also pray for those who are presenting tonight, Lord, that you would help them to have calmness and clarity in the presentations that they give but also to help them to be able to see the vision of this community and help them to realize not only in their presentation what benefits them but also what benefits every person that is a citizen here in this community. And so we ask you, Lord, to bless 2008, to be able to lift this community, this city up to you in a way that would live full of integrity, full of value, full of the quality of life that I know this community desires. And we lift up every person who is involved in that process to realize that vision so that we can go forward this year in a way that brings forth and realizes so many things that every one of us desires. And we pray all this in your name. Amen.”

January 15, 2008: Pastor Roger Rickman of Fresh Anointing Faith Church

“Can we bow our heads please? Dear heavenly Father, we come before you this evening to ask for your forgiveness and to seek your direction and guidance. Cleanse us from every sin and set us free. Guide and bless Mayor Ives and the men and women of this city council who have been ordained by you to govern our city. Grant them all your wisdom that their decisions direct us to the center of your will, and with clear minds help each one of them to accomplish the goals of this council meeting tonight. In Jesus’ name, Amen.”

February 5, 2008: Pastor Scott McFarland of Journey Christian Church

“Dear God, you are sovereign over all kingdoms, and you decide who leads and who follows, and I thank you for being in this place tonight in a time of uncertainty. For you know the future, and we depend on you for wisdom and direction tonight as we meet. And I pray that you’ll bless this city council with wisdom beyond their years, and an understanding of what to do for the future, and I pray that they would lead this city well, and diligently, as they think about money and matters of need. I pray, Father, for the city, that you would protect our young people, and that you would lead our parents and our families, and grow them up, so they can follow you as well. May you continue to reign in this place, and may you lead us forward into the years ahead, as we follow you, the sovereign lord above all. In Jesus’ name, Amen.”

February 19, 2008: Pastor Jim Hanna of New Hope Community Church

“Let’s pray. God, we want to thank you for this great country that we live in, and the freedom that we enjoy as Americans. We thank you for those who paid the price for our freedom. We thank you Lord for this great community that we live in, and I thank you, Lord, for our mayor and our city council members, and all that they do to make our community a desirable place to live. Lord, I pray that you’d strengthen them for this evening for the task at hand. Lord, as I look at this packet of materials there is a lot to consider, a lot of details to sort through and I pray, Father, that you would strengthen them, give them wisdom from above, keep them healthy, and their families healthy. Lord, I pray for our police officers and law enforcement officials, that you just have your hand of protection upon them, I pray the same for our firefighters and rescue workers, that you would protect them and keep them safe. I pray for our schoolteachers and administrators, who are going through some difficult decisions during these days. I pray, Lord, finally for our youth and our community. I pray that you would help them to make good choices, wise choices God, choices that honor you and respect their fellow man. And I pray all of this in your great name. Amen.”

March 4, 2008: Pastor Rob Krenick of Calvary Chapel of Tracy

“Mr. Mayor, council members, I was just reading a quote by George Washington and he said that all those victories and the battles that they did, it wasn’t because of man’s might but rather it was because of God, and the power of prayer. And he was one of the presidents that I found out that gave many, many national calls to prayer throughout his term and so with those words I wanted to bring us to prayer tonight. Father, we come before you, we thank you for this council, we thank you for this great city, we thank you Lord, for the people that represent this city, we thank you, Lord, for all the wonderful things that you’re doing in this city, and, Lord, we pray and we lift up this council members to you, and our mayor, we pray and ask for wisdom from above to be bestowed upon them. We ask, Lord, for guidance and direction in this meeting tonight, and, Lord, we pray that your hand of protection would be all over this city. Lord, watch over the children and, Lord, we pray your blessing, and double portion of your blessing, in Jesus’ name, Amen.”

April 1, 2008: Pastor Jim Bush of Heartland Church

“Would you pray with me? Lord God, our world screams with affliction. Too little time, too little money, too much pressure, too little real peace, too little genuine love. Help us Father to find answers in you, and to make decisions that please you, not others or ourselves. Help us to reflect you in what we do, in who we are, and in the decisions that we make. We thank you, Lord, for answering our prayers, and it’s in Jesus’ name that we pray. Amen.”

April 15, 2008: Chaplain Don Higgins of Tracy Fire Department

“Before we have our invocation this evening, with the permission of the city council, we’re going to have just a moment of silence in honor of one of our Police Department’s VIPS, “volunteers in police service”. George Steinhour was a favorite, if you will, he was a wonderful gentleman and he was an excellent example of a person who is committed to his community and at the age of, well I’m not even sure what age he started at, in his eighties he was serving, volunteering in our community. He died recently after a short illness and his loss is a great loss to our department and it is a great loss to our community. So if you will, before we do our invocation, I would like you to join me in a moment of silence in honor of George Steinhour. [Pause]

I invite you to join me in this moment of prayer. Mighty God, we are very privileged and blessed to live in this great land, and in this wonderful city. And George is a reminder to us of the many wonderful citizens that are part of this community, that strive to make it a better place to live. George was an incredible individual who touched a lot of lives, and that was evident in the sorrow at the time of his death. Lord, he served this community well, he served our country during World War II, and was honored for his heroism. And yet, the greatest impact has been what he’s done for us. And most people in this community didn’t know George, didn’t know how much he did on his own time. And, Lord, we just pray that today that we would take seriously, and understand clearly, what a privileged and blessed people we are, and that we would not take it for granted, but we would apply ourselves as well to our community, to volunteerism, to assisting our neighbors. God, I want to thank you for these members who serve on this council, the members of this city who work hard and serve well, and for these community members who’ve come out to be a part of our blessed home. We also, Lord, want to thank you for our men and women who serve in the armed forces who are across the world today, some in harm’s way, so that we can enjoy this blessed privilege of freedom and that we could be a part of this decision-making process. Protect them, Lord, and watch over them. And finally, Lord, thank you for the men and women who serve in our emergency responses, our police department, fire department, and emergency medical services. We ask, Lord, that you would surround them and protect them always, as they are there for us in dire times and circumstances, and particularly, Lord, those officers that we will be swearing in tonight, that they would not only serve well, but they would be protected well and, Lord, that we would be able to work in tandem with them in this great community. We thank you, God, for these privileges. In your name we pray, Amen.”

May 6, 2008: Pastor Carlton McCallister of Tracy Christian Fellowship

“First I’d like to ask the Mayor and the council and the community to forgive me before we go into prayer. Now Lord we ask you to forgive our debts, as we forgive our debtors. Fill us with your own self; let us speak in a heavenly language as we build up ourselves in our most holy faith, praying in the Holy Ghost. Teach us how to earnestly contend for the faith once delivered unto the saints, having compassion on some, snatching them out of the fire. Give us Jesus’ compassion; forgive us our trespasses, as we forgive those who sin against us. Fill us with your holy spirit. Let your word have preeminence in us and in all things, let all things be done decently and in order in the service tonight. And lead us not into temptation, but deliver us from the evil one, for Thine is the kingdom, and the power, and the glory forever. Amen.”

December 16, 2008: Pastor Mark Humphreys of Heartland Church

“Let’s pray. Dear God in Heaven, we come to you tonight really in gratitude for a country that you’d given us that was founded on the principles of freedom and doing what is best for mankind. We come at a season where you’ve reminded us through your own act what it means to be able sacrifice oneself for the betterment of others. And so we come now in this meeting, Lord, and ask you for wisdom and discernment. We ask you for all people that are here tonight that you would instill in them a spirit of giving, of selflessness, of seeking what is best. We ask for the leaders here tonight in the council that you would help them to see through discernment the truth, to make wise decisions, looking into this community what would not only honor you but better this community, and through it all we pray that everything would be brought honor and glory to you. We pray all this in your name. Amen.”

January 6, 2009: Pastor Jim Hanna of New Hope Community Church

“Let’s pray. God, on this first city council meeting of the new year, I just want to thank you for the privilege of living in this community and those that serve us. You’ve told us to pray for those in authority and tonight I just want to commit each city council member, each city worker, each fire and rescue worker, each police officer, each public works officer, Lord, to you this new year. I pray, Lord, for health and strength for them, I pray that you protect their families. God, I pray that you’d give them wisdom that they need to make decisions. I pray for all the pastors in this community, that you would provide for them, for all the youth pastors, God, as they try to influence our youth in the right direction. I pray for this meeting this evening, God, that you would just give the direction and wisdom that’s needed. Again Lord you’ve blessed us by allowing us to live in such a great country and a great community, but your word says, “To whom much has been given, much is required.” And so Lord we don’t take this blessing and this privilege lightly. And help us to remember from whom it came from. In your name we pray. Amen.”

Dear Worship Leader:

As you may know, the Tracy City Council regularly begins its meetings with an invocation. The opening of legislative sessions with prayer is deeply embedded in the history and tradition of this country and the City.

The City recognizes the important role invocations have in binding people of varying faiths together in the common purpose of requesting wisdom, solemnity, and blessing on the work of the City Council.

The City also strongly encourages invocations that are designed to make prayers accessible to people who come from a variety of backgrounds, and which do not exclude or disparage a particular faith.

It is the City's policy that any member of the public who wishes to offer an invocation prior to the opening of a regular City Council may do so.

If you have not already done so, please consider participating in this important City tradition by offering to give an invocation.

If you have any questions or would like to give an invocation, please contact the City Clerk's Office at (209) 831-6000.

PLACES OF WORSHIP IN TRACY
 (found in whitepages.com and yellowpages.com)

<p>A Little Light 472 Gordon Ave Tracy, CA 95376 (209) 832-3300</p>	<p>Agape Baptist Church 238 W Grant Line Rd Tracy, CA 95376 (209) 835-7235</p>
<p>Ashley Larry Rev 2943 Safford Ave Tracy, CA 95377 (209) 832-4922</p>	<p>Calvary Chapel Tracy 500 N Corral Hollow Rd Tracy, CA 95376 (209) 839-8099</p>
<p>Church of Christ Tracy, CA 95304 (209) 599-7581</p>	<p>Church Of Christ the 1536 Parker Ave Tracy, CA 95376 (209) 835-1483</p>
<p>Church of Jesus Christ of Latter Day Saints 1981 Chester Dr Tracy, CA 95376 (209) 836-1006</p>	<p>Faith Tabernacle United Pentecostal Church Rev Brown 1700 Parker Ave Tracy, CA 95376 (209) 836-0818</p>
<p>First United Methodist Church 1610 East Street, Tracy, CA 95376 (209) 835-5017</p>	<p>Good Shepherd Community Church 306 W Eaton Ave Tracy, CA 95376 (209) 835-5183</p>
<p>Grace Brethren Church 236 W Beverly Pl Tracy, CA 95376 (209) 835-0732</p>	<p>Grace Community Bible Church 35 E 10th St Tracy, CA 95376 (209) 835-5538</p>
<p>Iglesia Ni Cristo 415 W Emerson Ave Tracy, CA 95376 (209) 834-1914</p>	<p>Journey Christian Church Tracy, CA 95378 (209) 833-8470</p>
<p>Kingdom Hall of Jehovahs Witnesses Tracy, CA 95304 (209) 836-0432</p>	<p>New Covenant Christian Fellowship 324 West St Tracy, CA 95376 (209) 832-1671</p>
<p>New Heart Community 1647 Bessie Ave Tracy, CA 95376 (209) 221-0128</p>	<p>New Hope Community Church 28465 S Chrisman Rd Tracy, CA 95304 (209) 830-6186</p>
<p>Newlight Baptist Church 11480 W Larch Rd Tracy, CA 95304 (209) 839-8135</p>	<p>Northern California Baptist Conference 23950 S Chrisman Rd Tracy, CA 95304 (209) 830-6222</p>
<p>Pentecostal Church of God 72 E Grant Line Rd Tracy, CA 95376 (209) 835-9227</p>	<p>People of Christ 11473 W Larch Rd Tracy, CA 95304 (209) 833-7258</p>
<p>People of Christ 1655 Parker Ave Tracy, CA 95376 (209) 833-9442</p>	<p>Prayer Temple Christian Center 11176 W Larch Rd Tracy, CA 95304 (209) 839-0441</p>

Sant Nirankari Mission 22713 S 7th St Tracy, CA 95304 (209) 835-8248	Seventh-Day Adventist Church 2025 Holly Dr Tracy, CA 95376 (209) 835-5342
Southwinds Church of Tracy 13400 W Middle Rd Tracy, CA 95304 (209) 835-4673	St. Mark's Anglican Church 4005 S Tracy Blvd Tracy, CA 95377 (209) 833-0206
Tracy Foursquare Church 301 W 12th St Tracy, CA 95376 (209) 835-6545	Tracy Islamic Center 11299 W Larch Rd Tracy, CA 95304 (209) 830-6286
Tracy Southern Baptist Church 489 W Mount Diablo Ave Tracy, CA 95376 (209) 833-0203	True Vine Fellowship 711 W Carlton Way Tracy, CA 95376 (209) 833-6239
Valley Community Baptist Church 903 S Corral Hollow Rd Tracy, CA 95376 (209) 836-9227	Victory Christian Church 1175 W 11th St, Tracy, CA 95376 (209) 833-7025
Victory Outreach Church 77 W 1st St, Tracy, CA 95376 (209) 834-0346	Church Of Christ 2514 Altoga Ave, Tracy, CA 95376 (209) 836-4196
Center Of Hope 2514 Holly Dr Tracy, CA 95376 (209) 835-1682	Baha'i Faith Tracy, CA 95376 http://www.bahai.org (209) 914-3170
Tracy Community Church 1790 Sequoia Boulevard, Tracy, CA 95376 (209) 835-0275	Saint Pauls Lutheran Church 1635 Chester Drive, Tracy, CA 95376 (209) 835-7438
New Beginnings Apostolic Church 8951 Feliz Way, Tracy, CA 95304 (209) 836-9300	Neighborhood Church 793 S Tracy Boulevard, # 199, Tracy, CA 95376 (209) 835-0732
Lakeside Chapel 30000 Kasson Road, Tracy, CA 95304 (209) 835-1233	Grace Christian Center 324 West Street, Tracy, CA 95376 (209) 832-4464
Jehovah's Witnesses Lincoln 10981 W Clover Road, Tracy, CA 95376 (209) 839-0076	Harvest Community Fellowship 1330 N Tracy Boulevard, Tracy, CA 95376 (209) 679-0703
Heartland Church 3402 Mars Court, # 111, Tracy, CA 95377 (209) 830-7275	First Presbyterian Church 101 Berverdor Avenue, Tracy, CA 95376 (209) 835-3247
First Baptist Church of Tracy 1935 Holly Drive, Tracy, CA 95376 (209) 835-0318	Crossroads Baptist Church 1701 S Central Avenue, Tracy, CA 95376 (209) 833-8423
Clover Road Baptist Church 11000 W Clover Road, Tracy, CA 95376 (209) 836-4171	New Life Christian Church PO Box 1211, Tracy, CA 95378 (209) 640-2326

St Bernard's Catholic School 165 W Eaton Avenue, Tracy, CA 95376 (209) 835-4560	Good News Missionary Baptist 77 W 1st Street, Tracy, CA 95376 (209) 835-6156
Solid Rock Christian Center 523 W Larch Road, # C, Tracy, CA 95304 (209) 836-9598	Merritt Ministries 29373 S Chrisman Road, Tracy, CA 95304 (209) 839-0767
GTS3 Ministries 2469 Gaines Lane, Tracy, CA 95377 (209) 834-2534	Center of Hope 2514 Holly Drive, Tracy, CA 95376 (209) 835-1682
New Creation Bible Fellowship 1846 Calaveras Lane, Tracy, CA 95377 (209) 830-1842	Abundant Life 340 W. 9th. Street (209) 836-9996
Faith Missionary Church 344 W. Grant Line Road (209) 833-6178	Family Bible Church 72 E. Grant Line Road (209) 835-9227
New Harvest Christian Center 18 E. 8th. Street (209) 836-5274	Valley West Community Church 500 E. 11th. Street (209) 833-0803
West Hills Bible Church 1330 N. Tracy Blvd. (209) 839-9043/ (209) 836-1900	

Dear _____ :

Thank you for offering to give an invocation at the Tracy City Council meeting of _____ . The meeting will take place at 7:00 p. m. in the City Council Chambers located at 333 Civic Center Plaza.

When giving the invocation, please keep the mind that the City encourages invocations that:

- attempt to bind people of varying faiths together in the common purpose of requesting wisdom, solemnity, and blessing on the work of the City Council; and
- are designed to make prayers accessible to people who come from a variety of backgrounds, and which do not exclude or disparage a particular faith.

Therefore, please attempt to make the invocation meaningful to people of all faiths, beliefs, and backgrounds.

Also, it is the policy of the City Council that each member of the public be allowed a maximum of five minutes for public input or testimony. Please attempt to abide by this time limit when giving the invocation.

Finally, please keep in mind that you are giving the invocation on behalf of the City and that the City abides by court established legal standards for legislative invocations. These standards include principles established in the following two cases:

- In *Marsh v. Chambers* (1983) 463 U.S. 782, the United States Supreme Court held that legislative invocations do not violate the Establishment Clause of the First Amendment. At issue in *Marsh*, was the Nebraska Legislature's practice of opening each legislative day with a prayer by a State paid chaplain. Finding that "[t]he opening of sessions of legislative and other deliberative public bodies with prayer is deeply embedded in the history and tradition of this country", the Supreme Court upheld the practice. (*Id.* at p. 786.) The Supreme Court pointed out that:

The content of the prayer is not of concern to judges where, as here, there is no indication that the prayer opportunity has been exploited to proselytize or advance any one, or to disparage any other, faith or belief. That being so, it is not for us to embark on a sensitive evaluation or to parse the content of a particular prayer.

(*Id.* at p. 795.); and

- In *Rubin v. Burbank* (2002) 101 Cal. App. 4th 1194, the California Court of Appeal held that an invocation that invoked the name of Jesus Christ violated the principle set forth in the *Marsh* case. The court rejected the City's argument that, because only about 20% of the volunteers providing the prayer mentioned Jesus Christ, the prayer opportunity was not being exploited to advance or disparage any one faith or belief. Rather, the court interpreted *Marsh* to mean that ". . . any legislative prayer that proselytizes or advances one religious belief or faith, or disparages any other, violates the establishment clause." (*Id.* at p. 1204.)

Thank you for your cooperation in abiding by these standards.

**POLICY REGARDING INVOCATIONS
AT MEETINGS OF THE CITY COUNCIL OF THE CITY OF LANCASTER**

WHEREAS, the City Council is an elected legislative and deliberative public body, serving the citizens of the City of Lancaster; and

WHEREAS, legislative bodies in America have long maintained a tradition of solemnizing proceedings by allowing for an opening prayer before each meeting, for the benefit and blessing of the City Council; and

WHEREAS, since the incorporation of the City, the City Council has followed a practice of selecting a member of local clergy to provide invocations at City Council meetings; and

WHEREAS, the City Council now desires to adopt this formal, written policy to clarify and codify its invocation practices; and

WHEREAS, such prayer before deliberative public bodies has been consistently upheld as constitutional by American courts, including the United States Supreme Court; and

WHEREAS, in *Marsh v. Chambers*, 463 U.S. 783 (1983), the United States Supreme Court rejected a challenge to the Nebraska Legislature's practice of opening each day of its sessions with a prayer by a chaplain paid with taxpayer dollars, and specifically concluded, "The opening of sessions of legislative and other deliberative public bodies with prayer is deeply embedded in the history and tradition of this country. From colonial times through the founding of the Republic and ever since, the practice of legislative prayer has coexisted with the principles of disestablishment and religious freedom." *Id.*, at 786; and

WHEREAS, the Supreme Court further held, "To invoke divine guidance on a public body. . . is not, in these circumstances, an 'establishment' of religion or a step toward establishment; it is simply a tolerable acknowledgment of beliefs widely held among the people of this country." *Id.*, at 792; and

WHEREAS, the Supreme Court affirmed in *Lynch v. Donnelly*, 465 U.S. 668 (1984), "Our history is replete with official references to the value and invocation of Divine guidance in deliberations and pronouncements of the Founding Fathers and contemporary leaders." *Id.*, at 675; and

WHEREAS, the Supreme Court further stated, "Those government acknowledgments of religion serve, in the only ways reasonably possible in our culture, the legitimate secular purposes of solemnizing public occasions, expressing confidence in the future, and encouraging the recognition of what is worthy of appreciation in society. For that reason, and because of their history and ubiquity, those practices are not understood as conveying government approval of particular religious beliefs." *Id.*, at 693 (O'Connor, J., concurring); and

WHEREAS, the Supreme Court also famously observed in *Zorach v. Clauson*, 343 U.S. 306, (1952), “We are a religious people whose institutions presuppose a Supreme Being.” *Id.*, at 313-14; and

WHEREAS, the Supreme Court acknowledged in *Holy Trinity Church v. United States*, 143 U.S. 457 (1892), that the American people have long followed a “custom of opening sessions of all deliberative bodies and most conventions with prayer ...,” *Id.*, at 471; and

WHEREAS, the Supreme Court has determined, “The content of [such] prayer is not of concern to judges where ... there is no indication that the prayer opportunity has been exploited to proselytize or advance any one, or to disparage any other, faith or belief.” *Marsh*, 463 U.S. at 794-795; and

WHEREAS, the Supreme Court also proclaimed that it should not be the job of the courts or deliberative public bodies “to embark on a sensitive evaluation or to parse the content of a particular prayer” offered before a deliberative public body. *Id.*; and

WHEREAS, the Supreme Court has counseled against the efforts of government officials to affirmatively screen, censor, prescribe and/or proscribe the specific content of public prayers offered by private speakers, as such government efforts would violate the First Amendment rights of those speakers. *See, e.g., Lee v. Weisman*, 505 U.S. 577, 588-589 (1992); and

WHEREAS, the City Council intends, and has intended in past practice, to adopt a policy that upholds an individuals “free exercise” rights under the First Amendment; and

WHEREAS, the Supreme Court has repeatedly clarified that “there is a crucial difference between government speech endorsing religion, which the Establishment Clause forbids, and private speech endorsing religion, which the Free Speech and Free Exercise Clauses protect.” *Bd. of Educ. of Westside Cmty. Sch. v. Mergens*, 496 U.S. 226, 250 (1990); and

WHEREAS, the City Council intends, and has intended in past practice, to adopt a policy that does not proselytize or advance any faith, or show any purposeful preference of one religious view to the exclusion of others; and

WHEREAS, the City Council recognizes its constitutional duty to interpret, construe, and amend its policies and ordinances to comply with constitutional requirements as they are announced; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lancaster, California that the City Council does hereby adopt the following written policy regarding opening invocations before meetings of the City Council, to wit:

1. In order to solemnize proceedings of the City Council, it is the policy of the City Council to allow for an invocation or prayer to be offered at its meetings for the benefit of the City Council and the community.

[2. The prayer shall not be listed or recognized as an agenda item for the meeting so that it may be clear the prayer is not considered a part of the public business.]

3. No member of the City Council or City employee or any other person in attendance at the meeting shall be required to participate in any prayer that is offered.

4. The prayer shall be voluntarily delivered by an eligible member of the clergy/religious leader in the City of Lancaster. To ensure that such person (the “invocational speaker”) is selected from among a wide pool of the (jurisdiction)’s clergy/religious leaders, on a rotating basis, the invocational speaker shall be selected according to the following procedure:

a. The City Clerk shall compile and maintain a database (the “Congregations List”) of the religious congregations with an established presence in Lancaster.

b. The Congregations List shall be compiled by referencing the listing for “churches,” “congregations,” or other religious assemblies in the annual Yellow Pages phone book(s) published for the City of Lancaster, research from the Internet, and consultation with local chambers of commerce. All religious congregations with an established presence in the local community of Lancaster are eligible to be included in the Congregations List, and any such congregation can confirm its inclusion by specific written request to the Clerk.

c. The Congregations List shall also include the name and contact information of any chaplain who may serve one or more of the fire departments or law enforcement agencies of the City of Lancaster or any nearby military facilities.

d. The Congregations List shall be updated, by reasonable efforts of the City Clerk, in November of each calendar year.

e. Within thirty (30) days of the effective date of this policy, and on or about December 1 of each calendar year thereafter, the City Clerk shall mail an invitation addressed to the “religious leader” of each congregation listed on the Congregations List, as well as to the individual chaplains included on the Congregations List.

f. The invitation shall be dated at the top of the page, signed by the City Clerk at the bottom of the page, and read as follows:

Dear religious leader,

The City Council makes it a policy to invite members of the clergy in the City of Lancaster to voluntarily offer a prayer before the beginning of its meetings, for the benefit and blessing of the City Council. As the leader of one of the religious congregations with an established presence in the local community of the City of Lancaster, or in your capacity as a chaplain for one of the fire departments or law enforcement agencies of the City of Lancaster, you are eligible to offer this important service at an upcoming meeting of the City Council.

If you are willing to assist the City Council in this regard, please send a written reply at your earliest convenience to the City Clerk at the address included on this letterhead. Clergy are scheduled on a first-come, first-serve or other random basis. The dates of the City Council's scheduled meetings for the upcoming year are listed on the following, attached page. If you have a preference among the dates, please state that request in your written reply.

This opportunity is voluntary, and you are free to offer the invocation according to the dictates of your own conscience. To maintain a spirit of respect and ecumenism, the City Council requests only that the prayer opportunity not be exploited as an effort to convert others to the particular faith of the invitational speaker, nor to disparage any faith or belief different than that of the invitational speaker.

On behalf of the City Council, I thank you in advance for considering this invitation.

*Sincerely,
City Clerk*

g. Consistent with paragraph 6 hereof and, as the invitation letter indicates, the respondents to the invitation shall be scheduled on a first-come, first-serve or other random basis to deliver the prayers.

h. If the selected invitational speaker does not appear at the scheduled meeting, the Mayor may ask for a volunteer from among the Council or the audience to deliver the invocation.

5. No invitational speaker shall receive compensation for his or her service.

6. The City Clerk shall make every reasonable effort to ensure that a variety of eligible invitational speakers are scheduled for the City Council meetings. In any event, no invitational speaker shall be scheduled to offer a prayer at consecutive meetings of the City Council, or at more than three (3) City Council meetings in any calendar year.

7. Neither the City Council nor the City Clerk shall engage in any prior inquiry, review of, or involvement in, the content of any prayer to be offered by an invitational speaker.

[8. Shortly before the opening gavel that officially begins the meeting and the agenda/business of the public, the Mayor shall introduce the invitational speaker and the person selected to recite the Pledge of Allegiance following the prayer, and invite only those who wish to do so to stand for those observances with the City Council.]

9. This policy shall be intended for all Boards and Commissions for the City of Lancaster, California.

10. This policy is not intended, and shall not be implemented or construed in any way, to affiliate the City Council with, nor express the City Council's preference for, any faith or religious denomination. Rather, this policy is intended to acknowledge and express the City Council's respect for the diversity of religious denominations and faiths represented and practiced among the citizens of Lancaster.

NOW, THEREFORE, BE IT FURTHER RESOLVED that this policy shall become effective immediately upon approval by the City Council of the City of Lancaster, California.

ATTEST:

APPROVED:

GERI K. BRYAN, CMC
City Clerk
City of Lancaster

R. REX PARRIS
Mayor
City of Lancaster

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Los Angeles County, CA

April 13, 2010 Election

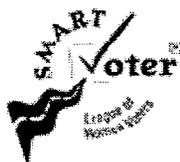
Measure Lancaster-I

Invocation Policy

City of Lancaster

Ordinance - Majority Approval Required

Final Results



Pass: 9765 / 75.8% Yes votes 3116 / 24.2% No votes

See Also: [Index of all Measures](#)

Information shown below: [Impartial Analysis](#) | [Arguments](#) |

In response to a recent complaint, with respect to the invocations that contained reference to Jesus Christ, shall the City Council continue its invocation policy in randomly selecting local clergy of different faiths to deliver the invocation without restricting the content based on their beliefs, including references to Jesus Christ?

Impartial Analysis from City Attorney

The City Council (the "City Council") of the City of Lancaster (the "City"), on November 10, 2009 adopted Resolution 09-103 submitting Measure I to the voters at the General Municipal Election to be held on April 13, 2010. The ballot measure asks whether the City Council should continue to follow its adopted invocation policy. This policy provides that the City Clerk shall maintain a list of representatives of all religious organizations with an established presence in the community and shall select on a random basis individuals to provide the invocation at each meeting of the City Council and Planning Commission. Provided that the invocation is not used to convert others to a particular faith or disparage any faith or belief different than that of the speaker, the individual selected is free to offer the invocation according to the dictates of their own conscience and may include references to a particular deity. This policy is consistent with the holding of the U.S. Supreme Court in *Marsh v. Chambers* and the 11th Circuit Court of Appeals in *Pelphrey v. Cobb County*

In order for Measure I to be approved, a majority of the votes cast must be in favor of the Measure.

Official Information

[City of Lancaster](#)

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Arguments For Measure Lancaster-I

Our Nation was founded on Godly principles.

This is evident in the public and private writings of our Founding Fathers, and in the documents that established this GREAT NATION.

"Can the liberties of a nation be secure when we have removed a conviction that these liberties are a gift of God?" -- Thomas Jefferson

After ratifying the Constitution of the United States of America, Congress was so resolute to protect the people from the abuse of power by the government and secure their unalienable rights, that on December 15, 1791 they ratified 10 amendments -- THE BILL OF RIGHTS.

The FIRST AMENDMENT starts with the FREEDOM OF RELIGION. It specifically states that

"Congress shall make no law...prohibiting the FREE EXERCISE" of religion.

Asking for DIVINE GUIDANCE during PUBLIC PRAYER has been an integral part of government ceremony since the formation of our Nation; including the INAUGURATION OF THE PRESIDENT, and the opening sessions of the SUPREME COURT and CONGRESS.

"Whereas it is the duty of all nations to acknowledge the providence of Almighty God, ... and humbly to implore His protection and favor..." -- George Washington

The City Council of Lancaster has a long history of opening the public meeting with prayer.

It is every INDIVIDUAL'S RIGHT to pray in accordance with their own convictions and beliefs; and to pray to the deity of their own choosing, including in the name of JESUS CHRIST.

There are those who are trying to rewrite history, and are working to take YOUR CONSTITUTIONAL RIGHTS OF RELIGION and FREE EXERCISE away.

TAKE A STAND!

PROTECT YOUR FREEDOMS and VOTE YES on MEASURE I.

Paul W. Chappell
Pastor

Ronald D. Smith
Vice Mayor

Sharon Runner
Former Assemblywoman

David M. Prather
Pastor

R. Rex Parris
Mayor

(No arguments against Measure Lancaster-I were submitted)

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Created: June 1, 2010 14:35 PDT

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**FITZPATRICK
LAW OFFICES**

2851 Park Marina Drive, Suite 300
Redding, California 96001

Tele: (530) 246-6050
Fax: (530) 246-6060

FAX TRANSMITTAL

Date: 2-16-11 **Fax No:** 824-2489
To: Lisa
From: Mike Fitzpatrick
Re: This is the old survey re invocation practices followed by different cities.

Total Number of Pages (Including This Page): -6-

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LEAGUE OF CALIFORNIA CITIES LISTSERVE INVOCATION SURVEY—November 2002

City	Did your City provide for an invocation at your council meeting prior to the ruling in Rubln v. Burbank?	If yes, in what way have you modified the invocation process as a result of Rubln v. Burbank?	If no modification, what is your invocation process?
Artesia	yes	Modified agenda to include: In accordance with the court's decision in Rubln v Burbank only non-sectarian invocations are allowed during the invocation.	
Atwater	yes		No change. When the challenge was made in the courts, Council decided to continue with status quo, until and when a decision is made legally to change the procedure. A group of police chaplains as well as a community ministerial association share invocation on a rotating basis. There are none but Christian religions represented in both groups. There have been no local challenges to the practice.
Bellflower	yes		No change. City works in cooperation with Ministerial Association on rotating basis. No restrictions.
Buena Park	yes		No change, since Burbank has petitioned this case to the Supreme Court, City Attorney has advised that City does not need to take any action at this time. Until the petition was filed, had planned to ask the clergy to deliver the invocation in a non-sectarian manner (i.e. do not use "Jesus" or "Allah"). City rotates, having representatives from local congregations of all denominations.
California City	yes		No change. Clergy is rotated through on a monthly basis by the local Ministerial Alliance and the name of Jesus Christ is used depending on the denomination.
Carmel-by-the-Sea	no		
Carson	yes		City has not changed invocation process; awaiting the outcome of the appeal. The Ministerial Council schedules their minister members on a rotation basis; maintain invocations but setting forth a written notice re non-secular invocations.
Chino Hills	yes		No change. City will wait for appeal to be heard.
Chula Vista	no		Chula Vista does not have an invocation, only a moment of silence.
Colton	yes		No change. Not aware of Rubln v. Burbank.
Cupertino	no		
Downey	yes		No change at this time.
El Cajon	yes	City has modified the invocation process with a moment of silence and the statement on the Agenda: "The Courts have concluded that sectarian prayer as part of City Council Meetings is not permitted under the Constitution."	

City	Did your City provide for an invocation at your council meeting prior to the ruling in Rubin v. Burbank?	If yes, in what way have you modified the invocation process as a result of Rubin v. Burbank?	If no modification, what is your invocation process?
Eureka	yes		No change. No parameters.
Port Bragg	no		N/A
Gilroy	yes		Not aware of Rubin v. Burbank, so invocation process has not changed. There are no parameters on what is said.
Grover	yes		No change. City had already requested that invocations remain non-sectarian before the outcome of Rubin v. Burbank. City only recently began invocations this past summer; Fire/Police Chaplain performs the invocations at every meeting. If he is not available, no invocation is given.
Hawaiian Gardens	yes		No change. Mayor selects someone at random. For the past year the City Clerk has led the City Council during the invocation. From time-to-time, a special guest conducts the invocation.
Hayward	no		
Hesperia	yes		The City of Hesperia has had an invocation at the beginning of their meeting since incorporation. Clergy are asked to participate from all churches within the City and there are no guidelines or restrictions. As per our City Attorney, we are not modifying that procedure.
Irvine	no		City has a moment of silence followed by some type of music at every meeting to present a patriotic song (America the Beautiful or the National Anthem, etc. and one other song)
Laguna Hills	no		
Laguna Woods	no		Did not provide invocation at council meetings prior to the ruling.
Lawndale	yes		Invocation is called "Inspiration" on agenda. City has not modified its practice since the ruling. City Attorney has advised to wait and see whether the Supreme Court will take up the appeal, and that the City is not bound by the ruling while the appeal is pending.
Lemon Grove	yes		No change. Mayor arranges for a member of the Clergy to present the invocation, or a member of the Council does it, at the direction of the Mayor.
Mannattan Beach	no		
Martinez	no		
Mentio Park	no		
Mission Viejo	yes		No change.

City	Did your City provide for an invocation at your council meeting prior to the ruling in Rubin v. Burbank?	If yes, in what way have you modified the invocation process as a result of Rubin v. Burbank?	If no modification, what is your invocation process?
Moorpark	yes	City no longer includes an invocation on the agenda.	
Moreno Valley	yes		No modifications have been made to the process to date. City has a list of clergy in the city that we use on a rotating basis throughout the year. To date no parameters have been placed on what they say.
Morgan Hill	yes		No change. The Council agenda lists "Invocation." Prayers have never been part of City's invocation. City has a moment of silence and on occasion, the Mayor will ask that we keep an individual(s) in our thoughts and prayers, but does not encourage prayer.
Murrieta	yes		No change. Calvary Chapel obtains ministers for the entire year and provides City with a schedule. City calls to confirm attendance a few days prior to meeting.
Napa	no		
Newport Beach	yes		No change, waiting for appeal process before implementing any changes. City has a list of clergy and clergy is contacted prior to each meeting to make the necessary arrangements. Clergy is not provided with any parameters, however, based on the invocations offered since the ruling it seems Clergy is very aware and sensitive to it.
Orange	yes	Letter to those giving invocations states invocations should be non-sectarian. While the City does not intend to restrict your personal religious practice, recent court cases indicate that a failure to follow this policy could jeopardize the Council's ability to open its meetings with an invocation.	
Paso Robles	yes		No change. Continue to have invocations. City has had a list of clergy in the past, various denominations, but the majority of invocations seem to have fallen on one particular pastor this last year.
Petaluma	no		No change. City does not do an invocation, but holds a moment of silence at the beginning of every evening session.
Pico Rivera	yes	City Attorney advised Council and Manager of new legal developments; staff has been advised that if staff arranges with others for invocations that advice be given as to the non-secular requirements.	
Pinole	no		
Pittsburg	no		

City	Did your City provide for an invocation at your council meeting prior to the ruling in Rubin v. Burbank?	If yes, in what way have you modified the invocation process as a result of Rubin v. Burbank?	If no modification, what is your invocation process?
Rancho Mirage	yes	No longer providing for an invocation on the agenda, announce at the meeting prior to the invocation that it should be non-secular.	
Rancho Santa Margarita	no		
Redondo Beach	yes	We have requested they do not use specifics only generic prayers. Maintain invocations, but set forth a notice regarding non-secular invocations.	
Riverside	yes		We still have the invocation and have not modified it. The invocation is on the agenda every week and is performed by the Councilmembers, who alternate from week to week.
Salinas	no		Salinas does not have and did not have an invocation prior to Rubin.
San Jose	yes		No change. Over the years, City has had every conceivable group do the invocation; has never made restrictions on religious content nor is it anticipated. Once in a while the invocation is non-religious, yet significant. Council Members are elected by district. City has 10 districts. Each council member provides an invocation from his/her council district, his/her choice, for 4 meetings. Council meets every Tuesday.
San Juan Capistrano	yes		No change. Random changing clergy, no parameters.
San Ramon	no		
Santa Maria	yes	City has notified the Ministerial Association in writing that the invocations need to be non-sectarian and non-denominational. Invocation is placed on agenda before the call to order, so it is technically done before the meeting actually starts.	
Scotts Valley	no		City hasn't done invocations for years; has a "moment of silence" which lasts a few seconds.
Solma	yes	Ministerial Association took turns leading the invocation; have been asked to pray in the name of the Lord; leave out any reference to Jesus Christ.	
Susanville	yes	City now observes a moment of silence.	

City	Did your City provide for an invocation at your council meeting prior to the ruling in Rubin v. Burbank?	If yes, in what way have you modified the invocation process as a result of Rubin v. Burbank?	If no modification, what is your invocation process?
Thousand Oaks	no		
Torrance	yes	City has added the line to the agenda cover following what Burbank uses: The Courts have concluded that sectarian prayer as part of City Council meetings is not permitted under the Constitution. Maintains a list of clergy who are called at random to offer the invocation.	
Turlock	yes		No change; random and changing clergy, no parameters on what is said, anyone can request to provide the invocation.
Upland	yes		No change. The City's Interfaith Council coordinates the scheduling of the clergy for each council meeting.
Walnut Creek	no		
Westminster	yes		City has been unsuccessful in obtaining clergy to give the invocation since the Rubin v. Burbank case. Shortly after the ruling, City received a threat of litigation letter from the ACLU as well. Pastor/ministers that have given invocations in the past have declined to give invocations with the limitations that the prayers be non-sectarian and removing all references to Christ. The Mayor, City Attorney, or Department Heads now lead the prayer. The City of Colusa provided invocations on the Clerks listserve a few months back. City Attorney determined these prayers to be acceptable. Copies of the invocations were provided to Council Members and staff.
Yucca Valley	yes		No change. Morongo Basin Ministerial Association signs up ministers on a rotation, City sent letters to all churches not included in their list inviting them to give the invocation, but got no response.