



**CITY OF CORNING
CITY COUNCIL MINUTES
TUESDAY, APRIL 12, 2011
CITY COUNCIL CHAMBERS
794 THIRD STREET**

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

B. ROLL CALL:

Council:

**Toni Parkins
John Leach
Darlene Dickison
Dave Linnet
Gary Strack**

Mayor:

All members of the City Council were present.

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

D. INVOCATION: Led by John Leach.

Persons of no religious persuasion will not be expected in any manner to stand or to participate other than to remain quiet out of respect for those who do choose to participate.

Mayor Strack asked Jerry Lequia and Dean Blankenship to join him on the Council dais to unveil the completed wall with the City Seal and "In God We Trust" statement. Mayor Strack asked, and City Clerk Lisa Linnet confirmed, that the City of Corning will now be listed as a participant on the "In God We Trust" webpage initiated by President/Founder Jacquie Sullivan, Bakerfield City Councilwoman.

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

1. Proclamation: April 10 - 16, 2011 Public Telecommunications Week.

Following the reading of the Proclamation by City Clerk Lisa Linnet, Mayor Strack presented the Proclamations to Fire Chief Spannaus and Police Chief Cardenas.

2. Proclamation: April 2011 Child Abuse Prevention Month.

Following the reading of the Proclamation by City Clerk Lisa Linnet, Mayor Strack presented the Proclamations to Corning Exchange Club representative Randy Wright, and Lavonne Fawver, Child Abuse Prevention Council Coordinator for the Northern Valley Catholic Social Service and representative of the Tehama County Child Abuse Prevention Council.

3. Proclamation: April 2011 Sexual Assault Awareness Month.

Following the reading of the Proclamation by City Clerk Lisa Linnet, Mayor Strack presented the Proclamation to Jessie Trotter from the Rape Crisis and Intervention Program.

F. BUSINESS FROM THE FLOOR:

Ruby Tapp read a statement from Gladys Nelson in which Mrs. Nelson offers her property for sale to the City for \$600,000. Ms. Tapp then asked the following questions:

1. If it was illegal to have an electric fence within the City of Corning explaining that her neighbor's fence had shocked her. Mayor Strack referred this question to the Planning Director. Following some discussion Planning Director John Stoufer stated he would research the Municipal Codes to confirm whether an electric fence was legal within the City.
2. She then asked if it was illegal for someone to video tape someone without permission because her neighbor video tapes everything that they do. City Attorney Michael Fitzpatrick stated that a blanket answer cannot be provided during a public meeting, however he would be willing to schedule a meeting with them to discuss these issues and possibly provide an answer. Ruby stated that would be fine, she would be willing to meet with Mr. Fitzpatrick.

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G. 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.

4. **Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.**
5. **Waive the Reading and Approve the Minutes of the March 22, 2011 City Council Meeting with any necessary corrections:**
6. **April 6, 2011 Claim Warrant - \$341,782.24.**
7. **April 6, 2011 Business License Report.**
8. **March 2011 Building Permit Valuation - \$76,608.48.**
9. **March 2011 Wages and Salaries - \$314,707.62.**
10. **March 2011 – Treasurer’s Report.**
11. **City of Corning Wastewater Operation Summary Report – March 2011.**
12. **Approve Waiver of Recreational Use Fees for 4th Annual Westside American Legion Men’s Softball Tournament Fundraiser.**
13. **Recommend the following Appointments:**
 - a) **Councilman John Leach as City’s Representative to Senior Center Board;**
 - b) **Councilman Dave Linnet to Marijuana Advisory Ad-Hoc Committee; and**
 - c) **Planning Commissioner Doug Hatley to Marijuana Advisory Ad-Hoc Committee.**
14. **Approve the Memorandum of Understanding with the Corning Miscellaneous Unit for the Period July 1, 2011 through June 30, 2012 and the Sideletter to Continue Furloughs for another year through June 30, 2012.**

Councilor Parkins moved to approve Consent Agenda Items 4-14 and Councilor Dickison seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed: None. Absent/Abstain: None. Motion was approved by a vote of 5-0.**

H. ITEMS REMOVED FROM THE CONSENT AGENDA: None.

I. PUBLIC HEARINGS AND MEETINGS: None.

J. REGULAR AGENDA:

15. **Approve Resolution No. 04-12-2011-01 Adopting Records Management Guidelines and Retention Schedule.**

Mayor Strack introduced this item by title and City Clerk Lisa Linnet explained that City Attorney Michael Fitzpatrick researched possible records management guidelines and recommended the proposed guidelines which are from the Secretary of State Debra Bowen. She stated that these guidelines include the August 1999 City Clerk’s Association of California, Local Government Records Retention Guidelines (California State Archives 2002 Version) which outlines records retention for Administration, Public Works, Public Safety, Finance, etc. It encompasses all of the records, provides the timeline for retention and instructions on how to properly dispose of these records. Councilor Parkins moved to adopt Resolution No. 04-12-2011-01, a Resolution adopting Records Management Guidelines and Retention Schedule for the City of Corning. Councilor Dickison seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed: None. Absent/Abstain: None. Motion was approved by a vote of 5-0.**

16. **Approve Resolution No. 04-12-2011-02 Adopting Revisions to the City’s Conflict of Interest Code.**

Mayor Strack introduced this item by title explaining that this revision to the existing Conflict of Interest Code removes the Airport, Recreation and Library Commissioners from the yearly

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requirement of filing the Fair Political Practice Commission Form 700 as they are advisory commissions only. Councilor Linnet moved to adopt Resolution 04-12-2011-02 making revisions to the existing City of Corning Conflict of Interest Code. Councilor Leach seconded the motion.

Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed: None. Absent/Abstain: None. Motion was approved by a vote of 5-0.

17. Approve a Design and Construction Phasing Plan for Corning Community Park.

Mayor Strack introduced this item by title and referred to Planning Director John Stoufer for the information on the Phasing schedule. Mr. Stoufer stated that the City has now completed the purchase of the properties and once surveying and the topographic maps are completed, City Engineer Ed Anderson will begin preparing the final design and engineered plans for construction of the Park. Mr. Stoufer explained due to the significant amount of engineering involved, Staff recommends designing and constructing the Park in two phases. This will expedite both processes and allow construction to begin on Phase I while the design and engineering on Phase II is being completed. He then outlined the timeline for the two phases explaining that the City would seek bids and begin construction on Phase I as soon as late summer - early fall of 2011. We will then complete plans for Phase II during the fall and winter of 2011 and seek bids and commence construction of Phase II in the spring of 2012.

Councilor Linnet moved to approve the design and phasing plan for development of the Corning Community Park and direct Staff to commence with the preparation of Plans and execute a Contract with the California State Parks, Office of Grants and Local Services for the development of Phase I of the Corning Community Park. Councilor Parkins seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed: None. Absent/Abstain: None. Motion was approved by a vote of 5-0.**

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

L. COMMUNICATIONS, CORRESPONDENCE AND INFORMATION: None.

M. 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: None.

Leach: April 21st the Community Action Agency Meeting will be here with the Board Meeting at 3:00 p.m. and the Public Meeting at 5:00 p.m.

Dickison: LAFCO meeting canceled again.

Linnet: None.

Strack: We'll miss Walter Dodd and Gene May.

N. ADJOURNMENT!: 8:13 p.m.

Lisa M. Linnet, City Clerk