



**CITY OF CORNING
CITY COUNCIL MINUTES
TUESDAY, APRIL 24, 2012
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 Councilman 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.

E. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, PRESENTATIONS:

1. **Proclamation: May 16, 2012, Tehama County Peace Officer's Memorial Day.**
Following the reading of the Proclamation, it was presented to Bobby McMichael, Tehama County Sheriff's Deputy and Peace Officers Association President by Mayor Strack.

F. BUSINESS FROM THE FLOOR:

A member of the audience thanked the City for the work in the parks, however she stated that there is no age limit signs in the parks relating to some of the playground equipment, therefore older children are monopolizing the small children's playground equipment, she informed the Council that she was just ran out of the Park by some teenagers. She stated her concerns that older children can damage some of the playground equipment geared specifically towards small/younger children and suggested posting an age limit for use of certain playground equipment.

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.

2. **Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.**
3. **Waive the reading and approve the Minutes of the April 10, 2012 City Council Meeting with any necessary corrections:**
4. **April 18, 2012 Claim Warrant - \$245,456.19.**
5. **April 18, 2012 Business License Report.**
6. **Approve \$300 fee for rental of portable toilets for use at the EAA Young Eagles Fly Day at the Corning Municipal Airport on May 19, 2012.**
7. **March 2012 Treasurer's Report**

Councilor Leach moved to approve Consent Agenda Items 2-7 and Councilor Parkins seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

H. **ITEMS REMOVED FROM THE CONSENT AGENDA:** None.

I. **PUBLIC HEARINGS AND MEETINGS:** None.

J. **REGULAR AGENDA:**

8. Approve Memorandum of Understanding and Sideletter to continue furloughs through December 31, 2012 between the City and the Miscellaneous Unit.

Councilor Dickison moved to approve the Memorandum of Understanding between the City and the Corning Miscellaneous Unit for July 1, 2012 through June 30, 2013 and approve the Sideletter continuing Furloughs through December 31, 2012. Councilor Leach seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

Mayor Strack stated that we are shooting for the end of the calendar year to end the furloughs. Councilor Parkins asked the City Manager to thank the employees.

9. Adopt Resolution 04-24-2012-01 accepting Dedication of Property from the John Hancock Life Insurance Co. (U.S.A.) for Phase 2 of the South Avenue Interchange Project.

Mayor Strack introduced this item by title and briefly explained that this is one of twelve properties to be acquired for right of way along the interchange as part of the second phase of the interchange improvement project.

Councilor Leach moved to adopt Resolution No. 04-24-2012-01; a Resolution to accept the 0.22 acre property offered on the Deed from the John Hancock Life Insurance Company (U.S.A.) dated January 5, 2012. Councilor Linnet seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

10. Approve the purchase and installation of playground equipment from National Playground Compliance Group and the purchase and installation of a gazebo/shade shelter and rubber bark from NSP3.

Mayor Strack introduced this item by title and Planning Director Stoufer thanked the members of the Recreation Commission for their assistance. Mr. Stoufer further described the two proposals, stating that both Companies will install their equipment which will ensure that they will be installed by qualified and experienced Contractors and meet warranty requirements. He further explained that National Playground Compliance Group is donating 6 benches at no cost to the City and will complete the safety inspections. He stated that the playground equipment is "State of the Art" and provided an illustration and described the locations of the equipment placement. He stated that the City is saving about a 20% mark-up through our purchasing methods.

Mayor Strack confirmed that one playground would be completed in Phase I, and the other would be placed by the soccer fields and completed in Phase II. Both will have equipment for children of varying ages.

Councilor Linnet moved to grant an exception from the standard Formal Bid Purchasing Procedures and find that the proposals submitted by National Playground Compliance Group and NSP3 for the purchase and installation of Playground Equipment, Rubber Bark, and a Gazebo/Shade Shelter provide the City with the most desirable amenities for development of the Corning Community Park, and authorize the City Manager to sign the necessary documents for the purchase and installation of these amenities. Councilor Dickison seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

11. Approve payment of Progress Pay Estimate No. 8 in the amount of \$85,187.95 to Trent Construction, accept the Notice of Completion for the Clark Park Municipal Water Well Project, and authorize the release of project retention funds in the amount of \$61,333.78 following the required 35-day waiting period.

Mayor Strack introduced this item by title and stated that the Council had received a Memo from Public Works Director John Brewer regarding a continued slight pump vibration at the new Well. He announced that Staff is requesting a modification to the recommendation to state: "Upon rebalancing of the pump to address the vibration to the satisfaction of the City Engineer, authorize the City Manager/Public Works Director to:

1. Approve Progress Pay Estimate No. 8 (Final) in the amount of \$85,187.95 to Trent Construction; and
2. Accept the Notice of Completion; and
3. Authorize the Release of Retention in the amount of \$61,333.78 for the Clark Park Municipal Water Well Project after the 35 day required waiting period."

Public Works Director John Brewer explained the existing problem and informed the Council that the pump installation contractor had re-leveled the pump on Friday, April 20th. He explained that although this did reduce the vibration, it did not eliminate the pump vibration. He informed the Council that Staff has contacted Mr. Trent informing him that the vibration still occurs and would need to be rectified to the City's satisfaction prior to payment and recording of the Notice of Completion.

Councilor Dickison made the motion to, upon rebalancing of the pump to address the vibration to the satisfaction of the City Engineer, authorize the City Manager/Public Works Director to:

1. Approve Progress Pay Estimate No. 8 (Final) in the amount of \$85,187.95 to Trent Construction; and
2. Accept the Notice of Completion; and
3. Authorize the Release of Retention in the amount of \$61,333.78 for the Clark Park Municipal Water Well Project after the 35 day required waiting period."

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

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: Reported that Saturday would be a busy day with the Fire Department Centennial Celebration, the Police Department Drug Take Back, and the free electronic pick-up.

Leach: Reported on the Board Meeting at the Senior Center last Thursday, and the Community Action Agency Meeting that was also last Thursday. He stated that he would be attending Brown Act training in Red Bluff on Thursday at the County Supervisors Office.

Dickison: Reported that she and Councilor Leach had both attended the Chambers "Corning in the Evening" on Thursday at New Life Assembly Church and on her attendance at the County's Heritage Meeting on Wednesday.

Linnet: Reported that the Pay it forward Committee is planning to paint a building on Monday.

Strack: Reported that he had attended a Transportation Commission Meeting today stating that a survey is online that has to do with blueprinting. He announced that City Clerk Lisa Linnet will pass the survey out to each of the Council to complete (Mayor Strack will provide me with a printout).

N. ADJOURNMENT!: 7:54 p.m.

Lisa M. Linnet, City Clerk