Item No.: G-2b

CITY OF CORNING
CITY COUNCIL AGENDA

TUESDAY, AUGUST 12, 2014
CITY COUNCIL CHAMBERS
794 THIRD STREET

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

B. ROLL CALL:

Council:	**Darlene Dickison**
	Dave Linnet
	Tony Cardenas
	Willie Smith
Mayor:	**Gary Strack**

All Council Members were present.

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

D. INVOCATION: Led by Mayor Gary Strack.

E. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, PRESENTATIONS:

1. Proclamation: Olive Festival Week in the City of Corning, August 18th – 23rd, 2014.
Mayor Strack presented the Proclamation to Chamber of Commerce Manager Valanne Cardenas. Mrs. Cardenas briefed the Council on the events and booths that will be available at the festival. Mayor Strack and Valanne Cardenas noted that the Senior Little League will be presented a City Proclamation following the Olive Festival parade.

F. BUSINESS FROM THE FLOOR:
Delores May asked when the work on Marin Street would begin and was informed by City Manager John Brewer that the specifications are currently being completed and it will be advertised for bid shortly. He further stated that the project area is being extended on West Street for a couple of blocks, from Colusa to North Street. Ross Turner asked if the "band aide" work done on West Street between South and Marin Streets was to be repaired? Mr. Brewer responded stating that Marin Street is being repaired from Hoag Street through the Sixth Street intersection. West Street is scheduled to be repaired on the north side of Solano Street however we can look at the area Mr. Turner stated.

G. CONSENT AGENDA:

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 July 22, 2014 City Council Meeting with any necessary corrections. (Pulled from this Agenda; they will be presented for approval at the following meeting.)**
4. **August 6, 2014 Claim Warrant - $338,137.89.**
5. **August 6, 2014 Business License Report.**
6. **July 2014 Wages and Salaries: $363,637.57**
7. **July 2014 Treasurer's Report.**
8. **July 2014 Building Permit Valuation Report: $1,163,924.65.**
9. **Accept the July 2014 City of Corning Wastewater Operation Summary Report.**
10. **Authorize Staff to seek Proposals to prune 514 Palm Trees.**

11. **Approve Job Classification for the Water Meter Reader/Maintenance Worker position.**

12. **Approve the purchase and installation of Emergency 911 Equipment for the Police Department.**

13. **Declare Police Department Vehicle as Surplus and Authorize Sale at Auction.**

Councilor Linnet asked to pull Consent Item G-5, August 6, 2014 Business License Report for further discussion. He then moved to approve Consent Items 2 and 4, and 6 through 13 (Item 3, Minutes of the July 22, 2014 City Council Meeting were pulled and will be presented at the next Council Meeting for approval). Councilor Dickison seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

H. <u>ITEMS REMOVED FROM THE CONSENT AGENDA</u>:

5. **August 6, 2014 Business License Report.**

Councilor Linnet requested that someone speak to the food vendor on the corner of Sixth and Solano Street regarding there location and ask them to move back from the corner and off the sidewalk so as not to block the public right-of-way. Councilor Linnet then moved to approve Consent Item No. 5 and Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

I. <u>PUBLIC HEARINGS AND MEETINGS</u>: None.

J. <u>REGULAR AGENDA</u>:

14. **Staff seeks City Council's guidance regarding post seasonal use of the Corning City Pool.**

Mayor Strack announced the original staff report had been amended and asked City Manager Brewer the reason for the amendment. Mr. Brewer explained that following distribution of the Council Meeting Agenda packets, Staff was informed that the Water Aerobics folks will not be utilizing the pool as long as was stated in the original report. This information changes the Lifeguard hourly cost and the collection amount necessary for the City to break even. Councilor Dickison asked if the Lap Swimmers and Water Aerobics patrons were notified of this item; Mr. Brewer stated that City Clerk Lisa Linnet contacted Karen Jones (Lap Swimmer) and emailed her the original staff report. He stated that he met with Mrs. Jones to discuss this however Staff did not find that our information was incorrect until after she had left. Therefore she has not seen the amended report. Mr. Brewer confirmed that the Lap Swimmers had purchased annual Season Passes and the Water Aerobics folks pay $2 each per session for the extended use.

Following further discussion, Councilor Dickison moved that the City collect $3 per hour session from each of the water aerobics patrons and $5 per hour session from each of the lap swim patrons for just this season and review the fees prior to next swim season. The difference in the amount is due to the number of users per group. Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

15. **Approve:**
    a. **Contract Change Order No. 1 in the total amount of $48,029.75 ($39,951 for Concession Stand Construction, $253 to increase electrical conduit from 4" to 5" and $7,825.75 for gravel removal and soil replacement/grading) increasing the total project cost to $1,045,985.27; and**
    b. **Partial Pay Estimate No. 1 to Trent Construction in the amount of $255,892.09, withholding the 5% Contract Retention of $12,794.60 for a total payment of $243,097.49.**

Mayor Strack stated this Staff Report also has an amendment and City Manager Brewer explained the amendment is to correct the erroneous amount of $40,204 listed in the second paragraph on the 1st page for CCO (Contract Change Order) No. 1. The correct amount is $48,029.75. Mr. Brewer then explained Contract Change Order No. 1 stating that these costs were for the construction of the 10' X 10'6" Concession Stand, increasing 4" conduit to 5" per PG&E plans, gravel removal, soil replacement and grading.

Councilor Smith moved to approve Contract Change Order No. 1 increasing the Corning Community Park Project Phase 2 by $48,029.75 for a total project cost of $1,045,985.27, approve Partial Payment Estimate No. 1 in the amount of $255,892.09; retain the 5% retention of $12,794.60, and issue payment in the amount of $243,097.49 to Trent Construction for the Corning Community Park Project Phase 2. Councilor Dickison seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

16. Approve budget transfers of remaining revenues in Funds 322 (Blackburn Reconstruction - $37,436.84) and Fund 323 (Unrestricted CDBG Income - $29,575.61) to Fund 326 (1992 CDBG Program Income Fund) in the total combined amount of $67,012.45.

Mayor Strack introduced this item by title. City Manager Brewer explained that this goes back to 2010 as the second iteration of the Blackburn Avenue Widening Grant. When we accepted the grant terms from the State we had to commit $67,000 dollars of our Grant Program Income Funds, **not** General Fund money, but Program Income Funds the City had received prior to that project. We utilized some of that money, specifically $29,575.61 that was spent on design work for undergrounding of the Blackburn Moon Drain, street widening, relocation of power lines, etc. We now need to return those funds and put it back into Fund 326, the 1992 CDBG Program Income Fund.

Councilor Cardenas moved to transfer the remaining cash balance of $37,436.84 from Fund 322 – Blackburn Reconstruction, and transfer $29,575.61 from Fund 323 – Unrestricted CDBG Income for a combined total of $67,012.45 to Fund 326 – 1992 CDBG Program Income. Councilor Linnet seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

17. Naming of Soccer Fields at Corning Community Park Phase 2.

Mayor Strack stated that we are now at the point to order the sign for the new park. He further stated that at the time of the land purchase we stated we would try to use the family's (property owner's name) name in some way at the Park.

Ross Turner addressed the Council on behalf of Alan and Stanley Clark, grandsons of the original property owners James and Addie Lennox. He stated that he had been informed by the family that they understand the concerns regarding the confusion with having another Park with the Clark name, as well as the concerns of utilizing more than one name. They are agreeable to utilize the Lennox name, specifically naming the Park "Lennox Fields". He further stated that they would like to have a plaque listing the whole family (Lennox, Clark and Harper), whether the family purchased it or the City, for placement in the Park. Mr. Turner provided information on the history of the Lennox Family and their contributions to the community.

Councilor Cardenas moved to designate Phase 2 of Corning Community Park "Lennox Fields". Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

K. <u>ITEMS PLACED ON THE AGENDA FROM THE FLOOR</u>: None.

L. <u>COMMUNICATIONS, CORRESPONDENCE AND INFORMATION</u>: None.

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

Dickison: Doesn't know if there will be a LAFCO meeting tomorrow because their webpage is not available, the Community Action Agency meeting is next week.

Linnet: Announced that the Pay it Forward Committee meeting is Saturday at Yost Park for painting at about 7 a.m. He also stated that tagging has slowed. Pancake Breakfast at the Fire Hall this year for the Olive Festival.

Cardenas: Reported on his attendance at the Chamber of Commerce Board of Directors meeting tonight. They discussed the Olive Festival and the presentation of the Proclamation to the Corning Senior Little League. He then announced there would be a meeting a week from next Tuesday to discuss things the Chamber is doing for the Community and discuss the Hometown Christmas Event this year, specifically making the parade the focus rather than the whole day event.

Smith: Nothing

Strack: Announced that Park construction on Phase 2 is moving forward and is looking good.

N. ADJOURNMENT!: 8:08 p.m.

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Lisa M. Linnet, City Clerk