



**CITY OF CORNING
CITY COUNCIL MINUTES
TUESDAY, JULY 13, 2010
CITY COUNCIL CHAMBERS
794 THIRD STREET**

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

B. ROLL CALL:

Council:	Vacant
	Ross Turner
	Toni Parkins
	John Leach
Mayor:	Gary Strack

All Councilmembers were present except Councilor Turner.

C. PLEDGE OF ALLEGIANCE: Led by City Manager.

D. PROCLAMATIONS, RECOGNITION'S, APPOINTMENTS, PRESENTATIONS: None.

E. BUSINESS FROM THE FLOOR:

Carol Currey of Family Resource Center announced that the Youth Fair would be held on August 14th at Northside Park. She also stated that they have started a food program feeding children 18 years and younger, Monday through Friday at Corning Family Resource Center and Spring Mountain Apts.

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 June 9, 2010 City Council Meetings with any necessary corrections: Removed from the Agenda.**
- 3. July 7, 2010 Claim Warrant - \$432,185.70.**
- 4. July 7, 2010 Business License Report.**
- 5. June 2010 Building Permit Valuation - \$68,202.40.**
- 6. City of Corning Wastewater Operation Summary Report – June 2010.**
- 7. Second Reading and Adoption of Ordinance 641 repealing Chapter 17.56 and adding Chapter 15.10 to the Corning Municipal Code regarding the issuance of a Certificate of Occupancy for Buildings and Vacant Land within the City of Corning.**
- 8. Second Reading and Adoption of Ordinance 642, an Ordinance referencing the 2007 Edition of the California Fire Code as a Technical Code in the Corning Municipal Code.**

9. **Interim Ordinance No. 637; Authorize Mayor to Sign Report Issued to the City Council Pursuant to Section 65858 (d) of the California Government Code Pursuant to Interim Ordinance No. 637.**
10. **Approve Resolution No. 07-13-10-05 Authorizing the Tehama County Sanitary Landfill Agency to Submit A Regional Used Oil Payment Grant Application for FY 2010/2011.**
11. **Designation of Voting Delegate and Alternate for 2010 League Annual Conference September 15-17th.**
12. **Approve Services Agreement with Henderliter De Llamas and Associates, to Provide Sales Tax Analysis and Auditing Services.**
13. **Approve Services Agreement with MGT, to Provide Comprehensive State Mandated Cost Claiming Services.**

Councilor Parkins asked for further discussion on Item 11, specifically questioning if we really need a voting delegate since, because of the budget crisis, we do not plan on sending anyone to the League Conference. Mayor Strack stated that he thinks it would be good to designate someone, preferably the City Manager and Mayor. It was explained by the Mayor and City Manager that should it become necessary for a representative of the City to cast a vote, the voting delegate would be acting on direction by the entire Council as a whole.

With no further questions, Councilor Parkins moved to approve Consent Items 1 through 13. Councilor Leach seconded the motion. **Ayes: Strack, Parkins and Leach. Opposed: None. Absent: Turner. Abstain: None. Motion was approved by a 3-0 vote with Turner absent and one vacancy remaining on the Council.**

G. ITEMS REMOVED FROM THE CONSENT AGENDA: None.

H. PUBLIC HEARINGS AND MEETINGS: Any person may speak on items scheduled for hearing at the time the Mayor declares the Hearing open. ALL LEGAL NOTICES PUBLISHED IN ACCORDANCE WITH LAW.

14. **Consider Adoption of Resolution 07-13-10-04, the Resolution to Re-adopt the 2009-2014 Housing Element Update.**

Mayor Strack introduced this item by title and Planning Director John Stoufer briefed the Council on the process to date and the changes required by the State. The Mayor and Mr. Stoufer stated that the City must comply with the State on the Housing Element in order to qualify for grant monies. Mayor Strack then opened the Public Hearing. With no comment he then closed the Public Hearing.

Councilor Parkins moved to adopt Resolution No. 07-13-10-04; the Resolution to re-adopt the 2009-2014 Housing Element with revisions pursuant to review by the California Department of Housing and Community Development. Councilor Leach seconded the motion. **Ayes: Strack, Parkins and Leach. Opposed: None. Absent: Turner. Abstain: None. Motion was approved by a 3-0 vote with Turner absent and one vacancy remaining on the Council.**

15. **Approve Engineers Report and Adopt Resolution No. 07-13-10-01 Setting the Fiscal-Year 2010-2011 Assessment at \$63.09 per Parcel for Landscaping and Lighting District 1, Zone 1.**

Mayor Strack introduced this item by title and then opened the public hearing. With no comment he then closed the public hearing. Councilor Parkins noted that the City had received one letter in opposition and asked if the City Manager or Public Works Director could explain why the Landscape and Lighting District was initiated. Mr. Brewer provided a brief explanation. Councilor Leach clarified that the amount has not been increased since it's beginning. Councilor Parkins moved to approve the Engineers Report and adopt Resolution No. 07-13-10-01 setting the Fiscal

Year 2010-2011 Assessment at the \$63.09 per parcel for Landscaping and Lighting District 1, Zone 1. Councilor Leach seconded the motion. **Ayes: Strack, Parkins and Leach. Opposed: None. Absent: Turner. Abstain: None. Motion was approved by a 3-0 vote with Turner absent and one vacancy remaining on the Council.**

16. Approve Engineers Report and Adopt Resolution No. 07-13-10-02 Setting the Fiscal-Year 2010-2011 Assessment at \$142.10 per Parcel for Landscaping and Lighting District 1, Zone 3.

Mayor Strack introduced this item by title. He then declared the Public Hearing open; with no public comment he closed the Public Hearing. Public Works Director John Brewer announced the location of this District and explained the numbering system of the District. Councilor Leach moved to approve the Engineers Report and adopt Resolution No. 07-13-10-02 setting the Fiscal Year 2010-2011 Assessment at \$142.10 per parcel for Landscaping and Lighting District 1, Zone 3. Councilor Parkins seconded the motion. **Ayes: Strack, Parkins and Leach. Opposed: None. Absent: Turner. Abstain: None. Motion was approved by a 3-0 vote with Turner absent and one vacancy remaining on the Council.**

17. Approve Engineers Report and Adopt Resolution No. 07-13-10-03 Setting the Fiscal-Year 2010-2011 Assessment at \$4,772.90 per Parcel for Landscaping and Lighting District 1, Zone 4.

Mayor Strack introduced this item by title stating the location and property included within this District. Mayor Strack then opened the Public Hearing; with no comments he then closed the public hearing. Councilor Parkins moved to approve the Engineers Report and adopt Resolution No. 07-13-10-03 setting the Fiscal Year 2010-2011 assessment at \$4,772.90 per parcel for Landscaping and Lighting District 1, Zone 4. Councilor Leach seconded the motion. **Ayes: Strack, Parkins and Leach. Opposed: None. Absent: Turner. Abstain: None. Motion was approved by a 3-0 vote with Turner absent and one vacancy remaining on the Council.**

I. REGULAR AGENDA:

18. Adopt Resolution No. 07-13-10-06; Authorizing the Acquisition of a USDA Rural Development Loan for a New Water Well and Associated Water System Improvements at Clark Park.

Mayor Strack introduced this item by title. Councilor Leach asked how close the City was to be awarded this loan; Public Works Director Brewer stated that we are close. He then asked what the timeline was; City Engineer Ed Anderson stated once approved it should be online by the first of the year. The loan timeline will be 40 years and the loan amount is \$613,000. Councilor Parkins moved to adopt Resolution No. 07-13-10-06; the Resolution authorizing and providing for the incurrence of indebtedness for the purpose of acquiring a USDA Loan for a new water well at Clark Park and associated water system improvements. Councilor Leach seconded the motion. **Ayes: Strack, Parkins and Leach. Opposed: None. Absent: Turner. Abstain: None. Motion was approved by a 3-0 vote with Turner absent and one vacancy remaining on the Council.**

19. Adopt Resolution No. 07-13-10-07 and Accept Flood Mitigation Assistance Grant of \$50,580 from California Emergency Management Agency (Cal EMA).

Mayor Strack introduced this item by title and City Manager Kimbrough gave a brief explanation of the proposed grant. Councilor Leach moved to accept the Flood Mitigation Assistance Grant of \$50,580 from California Emergency Management Agency and approve Resolution No. 07-13-10-07 authorizing the City Manager to execute the Grant Agreement and retain the services of Jan Rogala and Associates. Councilor Parkins seconded the motion. **Ayes: Strack, Parkins and Leach. Opposed: None. Absent: Turner. Abstain: None. Motion was approved by a 3-0 vote with Turner absent and one vacancy remaining on the Council.**

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

K. COMMUNICATIONS, CORRESPONDENCE AND INFORMATION: None

L. REPORTS FROM MAYOR AND COUNCIL MEMBERS:

20. Turner: None

21. Parkins: Announced that she has a solid waste meeting next week and surgery the next day.

22. Leach: None.

23. Strack: Thanked the two Council candidates for showing up.

M. ADJOURNMENT!: 8:00 p.m.

Lisa M. Linnet, City Clerk