



**CITY OF CORNING  
CITY COUNCIL MINUTES**

**TUESDAY, JUNE 12, 2007  
CITY COUNCIL CHAMBERS  
794 THIRD STREET**

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

**B. ROLL CALL:**

Councilmember:

Hill  
Dickison  
Zuniga  
Turner  
Strack

Mayor:

All Council members were present.

**C. INVOCATION AND PLEDGE OF ALLEGIANCE:**

City Manager Kimbrough led the Pledge of Allegiance.

**D. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS: None**

**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 May 8, 2007 and May 22, 2007 meetings with any necessary corrections.
3. June 6, 2007 Claim Warrant - \$173,719.14.
4. June 6, 2007 Business License.
5. June 2007 Wages and Salaries - \$325,994.63.
6. May 2007 Treasurers Report.
7. May 2007 Building Permit Valuations Report - \$1,340,073.54.
8. May 2007 Wastewater Treatment Plant Summary Report.
9. Final Parcel Map 07-01 Accept Street Dedications Along Toomes and Blackburn Avenues; Pacific West Communities, Inc.
10. Resolution No. 06-12-07-01; A Resolution of Intention to Annex Blossom Avenue Project Phases 2 & 3 into Landscaping and Lighting District No. 1 as Zone 3; Self Help Home Improvement Project.

11. **Resolution No. 06-12-07-02; Initiating Annexation of Salado Orchard Apartment Project into Landscaping and Lighting District No. 1; Pacific West Communities, Inc.**
12. **Determination of Priority Projects-Comprehensive Economic Development Strategy (CEDs).**
13. **Approve Services Agreement with PRM, to Provide Comprehensive State Mandated Cost Claiming Services.**
14. **Request Authorization to Fill Vacant City Manager's Secretary Position.**
15. **Council Direct City Staff to Research Age/Size Limitation Signs for Placement at the Northside Park Kiddie Playground.**

Councilor Dickison asked for a correction to the May 8, 2007 minutes noting the next year's budget is \$3,500,000 not \$350,000,000. Mayor Strack introduced the Consent Agenda Items by title and asked if any Council member would like an item pulled for further discussion. Councilor Hill asked to pull item 14, and Councilor Turner asked to pull item 11. **Councilor Turner motioned to approve Consent Agenda Items 1-10, 12-13 and item 15 with a correction to the minutes as stated. Councilor Hill seconded the motion. Ayes: Strack, Hill, Dickison, Zuniga and Turner. Opposed: None. Absent/Abstain: None. Motion was approved by a vote of 5-0.**

**G. ITEMS REMOVED FROM THE CONSENT AGENDA:**

11. **Resolution No. 06-12-07-02; Initiating Annexation of Salado Orchard Apartment Project into Landscaping and Lighting District No. 1; Pacific West Communities, Inc.**

Councilor Turner stated that he had voted in opposition of this project and therefore would vote to oppose this Resolution to initiate the annexation of the Salado Orchard Apartment Project into Landscaping and Lighting District No. 1.

**Councilor Hill motioned to adopt Resolution No. 06-12-07-02 to initiate the annexation of the Salado Orchard Apartment Project into Lighting and Landscaping District No. 1 as Zone 4. Councilor Dickison seconded the motion. Ayes: Strack, Hill, Dickison, and Zuniga. Opposed: Turner. Absent/Abstain: None. Motion was approved by a vote of 4-1 with Councilor Turner opposing.**

14. **Request Authorization to Fill Vacant City Manager's Secretary Position.**

Councilor Hill stated that she wants this placed at the end of the Agenda until after the Closed Session.

**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.**

16. **General Plan Amendment 2007-1A; Amend Hwy. 99-W Specific Plan to Revise Highway 99-W Cross Section; City of Corning.**

Mayor Strack introduced this item and opened the Public Hearing. Planning Director John Brewer stated that the City wants to amend exhibit B to exhibit A. Mayor Strack asked if there are any Deferred Agreements this will affect, Mr. Brewer stated yes, Tom Williams and the Mobile Home Dealership. Councilor Zuniga asked if the sidewalks/bikepath are combined; Mr. Brewer stated yes. Councilor Zuniga stated that mixing pedestrians and bikes could be dangerous, are there going to be any markings separating the two? Councilor Hill stated in the Los Angeles area they use standard street markings to denote the difference. Councilor Turner asked if this will be

asphalt or concrete; Public Works Director Tom Russ stated it would be concrete. With no other discussion, Mayor Strack closed the Public Hearing.

Mr. Brewer stated that the electrical would not be undergrounded on the east side. Phone lines would be undergrounded.

**Councilor Hill motioned to adopt the five (5) Recommended Findings and approve General Plan Amendment 2007-1A, thereby replacing the existing Highway 99-W Cross Section Drawing with the Drawing Marked Exhibit "A". Councilor Turner seconded the motion: Ayes: Strack, Hill, Dickison, Zuniga and Turner. Opposed: None. Absent/Abstain: None. Motion was approved by a vote of 5-0.**

**I. REGULAR AGENDA:**

**17. Approve Application for Recreation Equipment Grant.**

Mayor Strack introduced this item by title. Councilor Turner stated two corrections: 1) Grant Writer, Mrs. Biachi stated she would charge a fee for the writing. 2) Request is only to allow signature by Mayor Strack if and when we pursue application.

**Councilor Turner motioned to approve the submittal of a Grant Application for \$30,000 with no City match required and authorize Mayor Gary Strack to sign the application if and when the City pursues the application. Councilor Zuniga seconded the motion. Ayes: Strack, Hill, Dickison, Zuniga and Turner. Opposed: None. Absent/Abstain: None. Motion was approved by a vote of 5-0.**

**18. Presentation of Annual Program of Service and Budget for the 2007-2008 Fiscal Year.**

City Manager Kimbrough introduced and briefed the Council on the proposed budget. Approved budget expenditures are \$4,570,000; the revenues are \$4,382,000 for next year. He stated that we are still spending more than we are taking in.

Councilor Turner asked a question about interest on delinquent TOT's (Transient Occupancy Tax), if payments are not made, won't interest continue to accrue? City Manager Kimbrough stated yes.

Other Council questions asked:

**Strack** – agree on placing the \$172,000 (Delinquent TOT's) into the operating reserves because we are not sure when we will receive it.

**Strack** – new recreation program, Councilor Hill stated we still don't have an established program. Councilor Zuniga asked what she meant by program. Councilor Hill clarified stating what age group will be served, types of activities proposed, etc. Councilor Zuniga stated that she thought it was the responsibility of Staff and the Director make these determinations. Randy Maday stated that he concurred with Councilor Zuniga stating that a Recreation Director would set the Program. It was announced that a Recreation Ad-Hoc Committee meeting would be held on Thursday June 14<sup>th</sup>.

**Strack** – Recreation Program on hold (\$27,146) by Council consensus.

**Strack** – Police GIS – (\$40,000) Councilor Hill stated that she would like to see the police parking lot (\$55,246) removed from the budget. Repairing the gates and fence yes. However there are other projects that she feels are more important. Councilor Zuniga stated that security has been an ongoing issue. Police Chief Tony Cardenas stated that they have had lugnuts loosened, vehicles being keyed, etc. and Public Works and the Fire Department have their vehicles in a secured area. This proposal includes paving, a drive through electronic gate and walk through gate, lighting, electrical for charging the vehicles, etc. Chief Cardenas stated that this doesn't include re-fencing. City Manager Kimbrough stated that he had addressed the issues Councilor Hill stated relating to Fire Department needs in the Fire Department Budget. Police Gaming

Funds for the Police Department - Council consensus was to leave as is in the budget for the Police Dept. Parking Area.

**Fire Dept.** – Place door replacement as a high priority (\$4,500 total), personal safety alarms (5 years @ \$252 per yr. -\$1,260 total). Council consensus would like to include all of this and approve the \$10,760 total. The Insurance check received for the water damage should take care of the bathroom remodel. Councilor Turner asked if the proposed fire dispatching revenues for the Capay and Orland Fire Department was included in this budget. City Manager Kimbrough stated no.

**City Clerk:** Council by consensus approved the purchase of four fireproof file cabinets at a total cost of \$9,000.

**Parks and Public Works:** **Yost Park Bleachers** - \$8,000 Council consensus was yes. Purchase of a **new Dump Truck** at \$78,000 was approved by Council consensus. **CG&S Replacement** – Council approved by consensus \$50,000 for liability purposes. **Reconstruction of South Street from Marguerite to 5<sup>th</sup> Street** (\$50,000), **Overlay of Fig Lane from RR to Clark Park** (\$248,000), and **Overlay Peach Street from Fig Lane to Solano Street** (\$165,000) - approved by Council consensus.

Mayor Strack stated that he would like to see the K-9 Program funded.

Councilor Turner asked about the Fig Lane from Railroad tracks to Clark Park, didn't we just do raised cross walks, and won't we just have to reduce these areas. Tom Russ stated yes. He then asked if the areas currently without curb and gutters would stay that way or would curb and gutter be installed; Tom stated it would be the same.

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

K. **COMMUNICATIONS, CORRESPONDENCE AND INFORMATION:** None.

L. **REPORTS FROM MAYOR AND COUNCILMEMBERS:**

19. Hill: None

20. Dickison: Reported on attendance at the Tripartite Board Special Meeting.

21. Zuniga: None

22. Turner: None

23. Strack: None – Tom, Ed, and John attended a Caltrans meeting in Redding last week on east side of South Ave. overpass. He stated that this should go to bid in 2009 and be completed by 2010.

M. **ADJOURN TO CLOSED SESSION:** 9:21 p.m.

24. **CONFERENCE WITH LEGAL COUNSEL:**

Potential Litigation, Initiation of Litigation pursuant to subdivision (a) of section 54956.9.

Patel (Delinquent Motel Taxes)

25. **PUBLIC EMPLOYEE RELEASE:**

Government Code Section 54957

**N. RECONVENE AND REPORT ON CLOSED SESSION: 9:29p.m.**

**24. CONFERENCE WITH LEGAL COUNSEL:**

**Potential Litigation, Initiation of Litigation pursuant to subdivision (a) of section 54956.9.**

**Patel (Delinquent Motel Taxes)**

Council received report on potential litigation, Council discussed and gave direction to City Attorney.

**25. PUBLIC EMPLOYEE RELEASE:**

**Government Code Section 54957**

Council discussed the position description for City Managers Secretary, title was changed to Administrative Assistant.

**14. Request Authorization to Fill Vacant City Manager's Secretary Position.**

Councilor Hill motioned to authorize filling the vacant position of Administrative Assistant to City Manager. Councilor Turner seconded the motion. **Ayes: Strack, Hill, Dickison, Zuniga and Turner. Opposed: None. Absent/Abstain: None. Motion was approved by a vote of 5-0.**

**O. ADJOURNED TO JUNE 21, 2007 SPECIAL MEETING: 10:24 p.m.**

  
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Lisa M. Linnet, City Clerk