



**CITY OF CORNING  
SPECIAL CITY COUNCIL  
CLOSED SESSION MEETING MINUTES**

**TUESDAY, MARCH 22, 2016  
CITY COUNCIL CHAMBERS  
794 THIRD STREET**

**This is an Equal Opportunity Program. Discrimination is prohibited by Federal Law. Complaints of discrimination may be filed with the Secretary of Agriculture, Washington, D.C. 20250.**

**A. CALL TO ORDER: 6:00 p.m.**

All members of the City Council were present.

**B. ROLL CALL: Council:**

**Darlene Dickison  
Dave Linnet  
Tony Cardenas  
Willie Smith  
Gary Strack**

**Mayor:**

All members of the City Council were present.

The **Brown Act** requires that the Council provide the opportunity for persons in the audience to briefly address the Council on the subject(s) scheduled for tonight's closed session. Is there anyone wanting to comment on the subject(s) the Council will be discussing in closed session? If so, please come to the podium, identify yourself and give us your comments.

**C. PUBLIC COMMENTS: None.**

**D. REGULAR AGENDA:**

- 1. PUBLIC EMPLOYMENT: City Manager Performance Review  
Pursuant to Government Code Section 54957(b) and 54957.6**

**E. ADJOURN TO REGULARLY SCHEDULED CITY COUNCIL MEETING AND REPORT ON CLOSED SESSION:**

Mayor Strack reported that Council met in closed session to continue the Performance Review of the City Manager and to discuss future goals for the City.

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**Lisa M. Linnet, City Clerk**

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TUESDAY, MARCH 22, 2016  
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794 THIRD STREET**

**A. CALL TO ORDER: 6:30 p.m.**

**B. ROLL CALL:**

**Council:**

**Darlene Dickison  
Dave Linnet**

Tony Cardenas  
Willie Smith  
Gary Strack

Mayor:

All members of the City Council were present.

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

**D. INVOCATION: Led by Mayor Strack.**

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 – April 2016 as Child Abuse Prevention Month in the City of Corning.** Child Abuse Prevention Council Vice-Chair Mike Lindsey and Council Member Linda J. Lucas were present to accept the Proclamation. They presented some brochures/pins for those who would like them and updated the Council on the Child Abuse Prevention Trainings presented this past year. They stated they would like to schedule a training session here in Corning. They were referred to the City Clerk to schedule the training.
2. **Proclamation – April 2016 as National Alcohol Awareness Month in the City of Corning.** Drug and Alcohol Abuse Counselor John Gehrun and Advisory Board Member Holly Wilson were present to accept the Proclamation. Mr. Gehrun presented information on various prevention programs available in local schools within the south County. He announced that April 30<sup>th</sup> from 10 – 2 the City will be holding a drug take back at the Corning Police Department.
3. **Introduction of recently appointed Building Official Dan Redding.** Mayor Strack introduced the City's new Building Official announcing that he started on Monday, March 21, 2016.

**F. BUSINESS FROM THE FLOOR: None.**

**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 request 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 following City Council Meetings with any necessary corrections:**
  - a) February 9, 2016;
  - b) February 23, 2016; and
  - c) March 8, 2016
6. **March 16, 2016 Claim Warrant - \$129,470.42.**
7. **March 16, 2016 Business License Report.**
8. **Approve request to accept Homeland Security Grant Funding through Tehama County in the amount of \$14,500 for the 2015/16 fiscal year to improve security of the fleet parking lot west of the Corning Library.**
9. **Adopt Ordinance No. 664; Rezone 2016-01, an Ordinance to rezone various properties throughout the City of Corning from M-1, PD, R-1-2 and R-1-A to R-1-LLR pursuant to Implementation Measure LU-(1) from the City of Corning 2014-2034 General Plan. (Second Reading and Adoption.)**
10. **Adopt Resolution 03-22-2016-01 to provide a 5-year authorization for the Tehama County Solid Waste Management Agency to submit Regional Applications for**

**Household Hazardous Waste Discretionary Grants on behalf of the Agency and the participating jurisdictions.**

**11. Approve Agreement with Lucero Olive Oil for City Use of Logos.**

Councilor Smith moved to adopt Consent Items 4-11; Councilor Dickison seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Absent/Opposed/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:**

**12. Approve ‘Letter of Commitment’ as a participating Jurisdiction in the Tehama County Multi-Jurisdictional Hazard Mitigation Planning.**

Mayor Strack introduced this item by title and City Manager Miller briefed the Council stating that the State supports the City participating as a jurisdictional partner with the County on their Plan thus negating the necessity for the City to update our individual Plan resulting in a savings to the City.

Councilor Dickison moved to approve the submittal of the letter of commitment as a participating jurisdiction in the Tehama County Multi-Jurisdictional Hazard Mitigation Planning. Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Absent/Opposed/Abstain: None. Motion was approved by a 5-0 vote.**

**13. Approve proposed letter in support of the Paskenta Band of Nomlaki Indians’ application for a Social & Economic Development Strategies (SEDS) Grant.**

Mayor Strack introduced this item by title and the City Manager responded by providing a brief explanation of the reason for the letter of support in relation to the SEDS Grant. Tribal Treasurer Ambrosia Rico then briefed the Council on the intention of the Tribe in relation to this grant.

Councilor Cardenas moved to approve the proposed letter in support of the Nomlaki Tribe’s SEDS Grant Application and authorize the Mayor to sign this letter. Councilor Linnet seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Absent/Opposed/Abstain: None. Motion was approved by a 5-0 vote.**

**14. Authorize the City Manager to sign a Letter of Opposition to Assembly Bill 1707.**

Mayor Strack introduced this item by title and City Manager Miller briefed the Council on the proposed Bill and its possible ramifications.

Councilor Dickison moved to authorize the City Manager to sign the letter of opposition in regards to Assembly Bill 1707. Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Absent/Opposed/Abstain: None. Motion was approved by a 5-0 vote.**

**15. Approve request from property owner to install an Agricultural Well within the City Limits for the sole purpose of irrigation at the corner of Blackburn Avenue and Hwy. 99W, and designate the Public Works Director as the “Water Superintendent”.**

Mayor Strack introduced this item by title and Public Works Director Dawn Grine briefed the Council on the related information. City Attorney Jody Burgess stated that he would like to add an additional Condition of Approval to seal the existing agricultural well. Councilor Linnet asked if the Public Works Director would obtain any additional training certifications for this title. It was explained that traditionally the Public Works Director assumed the title as outlined in the Municipal Code.

Councilor Cardenas moved to adopt the 6 “Findings” as provided in the Staff Report and approve the issuance of a permit for Scott Claussen to Drill a new well to be used for agricultural irrigation only subject to the 5 Conditions of Approval as recommended by Staff and add a 6<sup>th</sup> Condition as recommended by the City Attorney to require that the existing agricultural well be sealed. Councilor Dickison seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Absent/Opposed/Abstain: None. Motion was approved by a 5-0 vote.**

**16. Ordinance No. 666, an Ordinance of the City of Corning adding Chapter 9.21 to Title 9 of the Coring Municipal Code relating to regulation of Butane Resale. (Introduction and First Reading)**

Mayor Strack introduced this item by title. City Manager Miller provided a briefing acknowledging the recent "Honey Oil" explosion on a property located within the City Limits. She stated that input was received from the Fire and Police Chiefs for the development of the proposed Ordinance and both are in support of this. City Manager Miller also mentioned the surrounding Communities that have, or are currently in the process of, establishing an Ordinance dealing with this growing issue.

City Attorney Jody Burgess then provided additional information on the process to obtain the oil, the dangers associated with this process, and the reason for the growing problem...street value and money made from the sale of the product. Mr. Burgess explained the legal process behind the development of this proposed Ordinance, legal enforcement options provided by the proposed Ordinance, and who/whom will be held legally accountable and why this method is proposed under the recommended Ordinance.

City Manager Miller stated that she and City Attorney Burgess are additionally working on a possible canister disposal fee to bring back to the Council as an additional deterrent because this is also affecting the waste stream.

Councilor Dickison moved to waive the first reading and introduce Ordinance 666, an Ordinance of the City of Corning Adding Chapter 9.21 to Title 9 of the Corning Municipal Code relating to regulation of Butane resale and at the request of City Attorney Burgess, eliminating item F under Section 9.21.040: Unlawful sale, purchase, and handling of butane. Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Absent/Opposed/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).

**Dickison:** Reported on Thursday's Community Action Agency Tripartite Board Meeting and stated she will be attending the Tehama County Prosperity Symposium at Rolling Hills on Friday, March 25<sup>th</sup>.

**Linnet:** Reported that there have been no new taggings; he returned 19 runaway shopping carts and the Tehama County Solid Waste Management Agency (JPA) is now in their new office.

**Cardenas:** A-Z Poverty visit is in Corning at the Theater next Wed./Thurs. from noon to 5.

**Smith:** Reported on recent ham dinner at Senior Center.

**Strack:** Nothing.

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

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**Lisa M. Linnet, City Clerk**