



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

**TUESDAY, MARCH 27, 2012  
CITY COUNCIL CHAMBERS  
794 THIRD STREET**

**A. CALL TO ORDER: 7:00 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.

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. ADJOURN TO CLOSED SESSION: 7:00 p.m.**

**CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO SECTION 54957.6:  
Agency Negotiator: William May, Labor Relations Consultant  
Miscellaneous Bargaining Unit**

**E. RECONVENE SPECIAL MEETING AND REPORT ON CLOSED SESSION: 7:30 p.m.**

Mayor Strack reported that Council met in Closed Session with the City's Labor Negotiator Bill May and gave him direction.

**F. ADJOURN TO REGULAR MEETING OF THE CITY COUNCIL: 7:30 p.m.**

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Lisa M. Linnet, City Clerk

**8. Adopt Resolution 03-27-2012-02, Designation of Applicant's Agent Resolution for the existing Hazard Mitigation Grant.**

Councilor Leach moved to approve Consent Items 3-8 and Councilor Dickison seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed/Absent/Abstain: None. Motion was approved by a vote of 5-0.**

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

**I. PUBLIC HEARINGS AND MEETINGS:**

**9. Adopt Resolution No. 03-27-2012-01, a Resolution authorizing the submittal of an application to the California State Department of Housing and Community Development for funding an update to the City's General Plan.**

Mayor Strack introduced this item by title. Planning Director John Stoufer briefed the Council on the benefits of the possible Grant stating that the City is applying for the maximum amount of grant funds for planning activities which is \$100,000, of those funds, if received; \$92,500 would be used for preparation of the General Plan Update, and \$7,500 for general administration. He further explained that the City would be required to provide a \$5,000 cash match. Mr. Stoufer informed the Council the City's General Plan will need to be updated by 2018.

Mayor Strack opened the public hearing at 7:42 p.m. Julie Johnson asked Mr. Stoufer for further clarification of some of the information he presented and on the percentages he stated.

With no further questions, Mayor Strack closed the Public Hearing at 7:43 p.m.

Councilor Dickison moved to approve the application for a 2012 Community Development Block Grant and to adopt Resolution 03-27-2012-01, a Resolution authorizing the submittal of an application under the Planning and Technical Assistance Allocation of the State Community Development Block Grant Program; the execution of a Standard Agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the CDBG Program. Councilor Leach seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed/Absent/Abstain: None. Motion was approved by a vote of 5-0.**

**J. REGULAR AGENDA:**

**10. Approve letter of support for creation of an "Enhanced Economic Development Utility Rate" for high unemployment areas within the PG&E service territory.**

Mayor Strack introduced this item by title explaining that this is something that the City of Fresno initiated. Mr. Brewer further explained the possible benefits of the proposed Enhanced Economic Development Utility Rate.

Commissioner Leach moved to direct the City Manager to sign and send on behalf of the City Council the letter of support for PG&E to create an "Enhanced Economic Development Rate" for high unemployment areas within the PG&E service territory. Commissioner Parkins seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed/Absent/Abstain: None. Motion was approved by a vote of 5-0.**

**11. Option to lease vacant City property for solar power production at Corning Municipal Airport and Wastewater Treatment Plant.**

Mayor Strack introduced this item by title and introduced Bill Brick, the agent representing Ecoplexus. City Manager/Public Works Director John Brewer further briefed the Council on the proposal, the proposed Lease and Lease term of 20 years for the sites at the City Airport and the City's Wastewater Treatment Plant (WWTP). Assistant City Attorney Jody Burgess discussed proposed changes to the options portion of the Agreement and outlined these changes. Mr. Brick stated he was happy to answer any questions.

Mayor Strack confirmed that the proposed Lease was to place solar panels only, and that the City would send the proposal to FAA for their approval for those placed at the Airport. He also clarified



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**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: April 8 – 14, 2012 Public Safety Telecommunications Week.**

Following reading of the Proclamation, Mayor Strack presented a copy of it to Police Chief Don Atkins for the Police Dispatchers and a copy to Fire Chief Martin Spannaus for the Fire Dispatchers.

**2. Proclamation: April 2012 as National Volunteer Month in the City of Corning.**

Following reading of the Proclamation, Mayor Strack presented a copy of the Proclamation to Linda Lima Daniels of the Corning Senior Center. Mrs. Daniels introduced new Senior Center Board Member Delores May who accepted the Proclamation on behalf of the Senior Center. Mrs. Daniels announced that a special luncheon to honor the Volunteers will be held at 11:00 a.m. on April 27<sup>th</sup> at the Senior Center. She invited all to attend and announced the cost for the lunch noting that reservations are required.

**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 requests separate discussion and/or action.**

**3. Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.**

**4. Waive the reading and approve the Minutes of the March 13, 2012 Closed Session and Regular City Council Meeting with any necessary corrections:**

**5. March 21, 2012 Claim Warrant - \$95,362.30.**

**6. March 21, 2012 Business License Report.**

**7. Award Tree Trimming Bid to M&S Wesley Tree Service for trimming approximately 850 Street Trees at \$30 per tree not to exceed \$26,500, and authorize the City Manager to sign the service contract on behalf of the City.**

that revenues earned would, for the Airport, go to the Airport fund, and for the WWTP it would go towards the sewer fund which possibly could enable a reduction to sewer fees. Councilor Parkins confirmed that there was adequate land without becoming an obstacle for any necessary future expansion of the City's WWTP; she was informed that the City should not need to expand the WWTP within the 20 year lease span.

Linda Lima Daniels asked what Communities this Company is currently established in; Mr. Brick responded stating that they are somewhat new and listed some of the Communities.

Councilor Parkins moved to authorize the Mayor to sign the "Option to Lease Agreement" affecting vacant properties at the Wastewater Treatment Plant and the Corning Municipal Airport with the modifications proposed by the Assistant City Attorney. Councilor Linnet seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed/Absent/Abstain: None. Motion was approved by a vote of 5-0.**

**12. Adopt Resolution 03-27-2012-03 supporting the extension of City Water Lines to serve unincorporated properties along Toomes, Houghton and South Avenues.**

Mayor Strack introduced this item by title. He explained that this is initiated because of the contamination from the old Dudley Petty Truck Stop which Pilot/Flying J Corporation has inherited. Mayor Strack confirmed that this specifically relates to six properties affected by this contamination and that all associated costs will be assumed by Pilot/Flying J, not the City. City Manager/Public Works Director John Brewer presented Exhibit A explaining the entire proposal.

Councilor Dickison moved to adopt Resolution 03-27-2012-03, a Resolution supporting the extension of City water service to unincorporated properties by Pilot/Flying J Corporation. Councilor Leach seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed/Absent/Abstain: None. Motion was approved by a vote of 5-0.**

**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:** Nothing.

**Leach:** Reported on the meeting in Sacramento with State Housing and Community Development that he attended along with City Manager John Brewer, Planning Director John Stoufer and City Grant Consultant JoAnn Anders on the Blackburn Avenue Improvement Grant.

**Dickison:** Nothing.

**Linnet:** Report that the "Pay it forward" Committee plans to begin work Saturday removing the faux brick off of the frontage of the former Leona's Italian Restaurant weather permitting.

**Strack:** Nothing.

**N. ADJOURNMENT!: 8:15**

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**Lisa M. Linnet, City Clerk**