



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

**TUESDAY, MARCH 8, 2011
CITY COUNCIL CHAMBERS
794 THIRD STREET**

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

B. ROLL CALL:

Council:

**Toni Parkins
John Leach
Darlene Dickison
Dave Linnet
Gary Strack**

Mayor:

All members of the Council were present except Councilor Parkins.

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: No comments were received.

D. RECOGNITION AND ISSUE OATH OF OFFICE TO NEWLY APPOINTED COUNCIL MEMBER:

Councilmember: Dave Linnet

Mayor Strack introduced Dave Linnet as the person selected at the March 1, 2011 Special City Council Meeting by a 3-1 vote of the Council for appointment to the vacant Council position. City Clerk Lisa Linnet then issued the Oath of Office to Councilor Linnet.

E. ADJOURN TO CLOSED SESSION: 7:30 p.m.

F. CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO SECTION 54957.6:

**Agency Negotiator: William May, Labor Relations Consultant
Miscellaneous Unit**

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

Mayor Strack reported that Council met with the City's Labor Negotiator and gave him direction.

H. ADJOURN TO REGULAR MEETING OF THE CITY COUNCIL: 7:31 p.m.

Lisa M. Linnet, City Clerk



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Mayor:

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

D. PROCLAMATIONS, RECOGNITION'S, APPOINTMENTS, PRESENTATIONS:

1. Proclamation: March 6, 2011 – Girl Scout Week in the City of Corning.

Mayor Strack presented the Proclamation to Joni Jobe (Troop Leader for Troop 70296), Kylee Braiser (Troop Leader for Troop 70298), and 15 members of local Girl Scouts Troops 70296, 70211, and 70298.

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.

- 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 February 22, 2011 City Council Meeting with any necessary corrections:**
- 4. March 2, 2011 Claim Warrant - \$134,355.25.**
- 5. March 2, 2011 Business License Report.**
- 6. February 2011 Building Permit Valuation - \$44,153.28.**
- 7. February 2011 Wages and Salaries - \$324,567.10.**
- 8. February 2011 – Treasurer's Report.**
- 9. City of Corning Wastewater Operation Summary Report – February 2011.**
- 10. Approve Contract Change Order No. 3 Requesting a Time Extension and Progress Pay Estimate No. 3 in the Amount of \$6,150 to Franklin Construction for the 2010 Traffic Signal Installation Project.**
- 11. Ordinance 644 Amending Chapter 13 of the Municipal Code Regarding Maintenance of Backflow Prevention Devices. (Second Reading)**
- 12. Approve New Five-Year Agreement with the Corning Rodeo Association for Rodeo Grounds at Clark Park.**

13. Adoption of Invocation Policy.

Councilor Dickison moved to approve Consent Items 2-13 and Councilor Linnet seconded the motion. **Ayes: Strack, Leach, Dickison and Linnet. Opposed: None. Absent: Parkins. Abstain: None. Motion was approved by a 4-0 vote with Parkins absent.**

G. ITEMS REMOVED FROM THE CONSENT AGENDA: None.

H. PUBLIC HEARINGS AND MEETINGS: None.

I. REGULAR AGENDA:

Mayor Strack stated that Staff has requested to add “**Approve Survey and Topography Map Proposal for Corning Community Park**” to tonight’s Agenda as an urgency item. Planning Director John Stoufer outlined the reasons behind the need to add this item as an urgency item stating that the City is currently closing (will close on Monday) on the 2 separate properties purchased for the Park and this is the next step.

Councilor Leach moved to add to the Agenda as an urgency item to **Approve Survey and Topography Map Proposal for Corning Community Park**. Councilor Dickison seconded the motion. **Ayes: Strack, Leach, Dickison and Linnet. Opposed: None. Absent: Parkins. Abstain: None. Motion was approved by a 4-0 vote with Parkins absent.**

Councilor Leach then moved to approve the proposal submitted by Rolls, Anderson and Rolls and authorize the City to enter into the Agreement. Councilor Dickison seconded the motion. **Ayes: Strack, Leach, Dickison and Linnet. Opposed: None. Absent: Parkins. Abstain: None. Motion was approved by a 4-0 vote with Parkins absent.**

14. Resident Selection Policy, Salado Orchard Apartments: Consider Supporting a Waiver to the Minimum Occupancy Standards for Two and Three Bedroom Apartments at Salado Orchard Apartments.

Mayor Strack introduced this item by title. Planning Director John Stoufer explained the requirements under the existing minimum occupancy standards. He stated the City was contacted by Cambridge Real Estate Services (current Managers of Salado Orchard Apartments) seeking City support of their efforts in obtaining approval from the Department of Housing & Community Development (H&CD) for a “Resident Selection Policy” allowing the City to approve a waiver to the current minimum occupancy standards imposed by H&CD. Councilor Dickison moved to support the Resident Selection Policy allowing the City of Corning to consider a waiver to the minimum occupancy standards on a case-by-case basis. Councilor Linnet seconded the motion. **Ayes: Strack, Leach, Dickison and Linnet. Opposed: None. Absent: Parkins. Abstain: None. Motion was approved by a 4-0 vote with Parkins absent.**

15. Approve Agreement for Completion of a Constituent Study Workplan (A Waste Discharge Permit Requirement) by Carollo Engineers and Appropriation of \$5,000 from Sewer Enterprise Fund 610 to WWTP Professional Services Account 610-6322-5200 to cover this Cost.

Mayor Strack introduced this item by title and Public Works Director John Brewer explained the reason for the need of the Agreement. He explained that the urgency resulted because the Workplan was originally due on March 1st and Southwest Water Company, the Company that manages our WWTP for the City, thought that they could perform this work and later found out that it must be signed off by an Engineer.

Councilor Dickison moved to appropriate \$5,000 from Sewer Enterprise Fund 610 to WWTP Professional Services Account 610-6322-5200; and authorize the City Manager to sign the attached Agreement for Professional Services with Carollo Engineers Inc. for the NPDES Permit Special Studies Workplan Services outlined as Task Order No. 1 in the amount of \$4,448. Councilor Leach seconded the motion. **Ayes: Strack, Leach, Dickison and Linnet. Opposed:**

None. Absent: Parkins. Abstain: None. Motion was approved by a 4-0 vote with Parkins absent.

16. Approve Recommendation of Melodie Poisson for Appointment to the City Planning Commission.

Mayor Strack introduced this item by title stating that he had interview her and feels her to be well qualified.

With no further comments, Councilor Linnet moved to appoint Melodie Poisson to the Planning Commission effective immediately to fill the vacancy created by the resignation of Jesse Lopez. Councilor Dickison seconded the motion. **Ayes: Strack, Leach, Dickison and Linnet. Opposed: None. Absent: Parkins. Abstain: None. Motion was approved by a 4-0 vote with Parkins absent.**

17. Review Services Provided by Corning Disposal with An Eye Towards Reducing Service in order to Lower Service Rates.

Mayor Strack introduced this item by title stating he has requested that the City Manager and Public Works Director schedule a meeting with Tim McGill and Matt Fryer of Corning Disposal, Waste Management to review the services provided under the current contract. He also stated that he has appointed himself and Councilor Dickison to represent the Council at this meeting. **Informational item only, no action required.**

18. Confirm Continued Compensation Plan for the Unrepresented Position of Administrative Assistant to the City Manager.

Mayor Strack introduced this item by title and City Manager Kimbrough provided background information related to this item. Councilor Linnet stated that he would abstain from vote on this item due to conflict of Interest since this item specifically relates to his Sister-in-law and left the room at 8:02 p.m.

With no further discussion, Councilor Dickison moved to confirm continued compensation plan for the position of Administrative Assistant to the City Manager to be the same as the Corning Management Association for the period January 1, 2011 through December 31, 2011. Councilor Leach seconded the motion. **Ayes: Strack, Leach and Dickison. Opposed: None. Absent: Parkins. Abstain: Linnet. Motion was approved by a 3-0 vote with Parkins absent and Linnet abstaining.** Councilor Linnet then rejoined the meeting at 8:05 p.m.

19. Authorize Fire Chief to Work with Glenn County Agencies on Fire Dispatch Contract.

Mayor Strack introduced this item by title and City Manager Kimbrough outlined the proposal. Chief Spannaus stated that under this proposal Corning Fire Dispatch would supply dispatch services for an additional 9 Units, would average about 8 additional calls per 24 hour period and could possibly bring in an additional \$98,000.

Councilor Dickison moved to authorize the Fire Chief, assisted by the City Manager and City Attorney, to negotiate with the Glenn County Agencies for providing dispatch services. Councilor Leach seconded the motion. **Ayes: Strack, Leach, Dickison and Linnet. Opposed: None. Absent: Parkins. Abstain: None. Motion was approved by a 4-0 vote with Parkins absent.**

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

K. COMMUNICATIONS, CORRESPONDENCE AND INFORMATION: None.

L. 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: Absent

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Leach: None

Dickison: Stated that tomorrows LAFCO Meeting has been canceled.

Linnet: Nothing.

Strack: Announced that Councilor Parkins will be absent for the next 2 meetings to handle some personal business. Stated that an "Open House" for SERF will take place on Tuesday, March 2, 2011 at Woodson School at 6:30 p.m.

M. ADJOURNMENT!: 8:15 p.m.

Lisa M. Linnet, City Clerk