



**CITY OF CORNING
CITY COUNCIL MINUTES
TUESDAY, MAY 27, 2014
CITY COUNCIL CHAMBERS
794 THIRD STREET**

The City of Corning welcomes you to our meetings, which are regularly scheduled for the second and fourth Tuesdays of each month. Your participation and interest is encouraged and appreciated.

In compliance with the Americans with Disabilities Act, the City of Corning will make available to members of the public any special assistance necessary to participate in this meeting. The public should contact the City Clerk's office (530/824-7033) to make such a request. Notification at least 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

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: 7:30 p.m.

B. ROLL CALL:

Council:

Darlene Dickison

Dave Linnet

Tony Cardenas

Willie Smith

Mayor:

Gary Strack

All members of the City Council were present.

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

D. INVOCATION: Led by City Council Member Tony Cardenas

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. Presentation: Kopta Slough-Woodson Bridge Flood Damage Reduction and Habitat Restoration Project.

Introduction: Jane Dolan, Sacramento River Conservation Area Forum, (otherwise known as FORUM). Ms. Dolan introduced the members presenting the PowerPoint on the Kopta Slough Flood Damage Reduction and Habitat Restoration Project. These members are: Amy Lyons (PowerPoint), and DWR-NRO Program Manager Aric Lester, DWR-NRO Senior Environmental Scientist Adam Henderson and Supervisor Burt Bundy (addressing any questions). Ms. Dolan then listed the nine (9) Project Partners (which includes the City of Corning).

Project Information: Amy Lyons, Department of Water Resources, Northern Region Office (DWR-NRO) narrated a PowerPoint presentation:

- Outlining the **Project Area**
- **Project Objectives:** 1. Restore riparian habitat; 2. Restore hydrologic & geomorphic function; 3. Reduce flood management system O&M responsibilities; 4. Provide advance mitigation for future flood management projects; 5. Reduce unwanted erosion & protect public resources & infrastructure; 6. Enhance recreation opportunities.
- **Project Elements:** 1. Transfer ownership of the 648 acre Kopta Slough to a State or Federal Agency; 2. Restore 176 acres of riparian habitat; 3. Remove 5,600 ft. of rock revetment; and 4. Protect Woodson Bridge west abutment and the City of Corning Sewer Outfall.

Ms. Nolan then briefed the Council on the timeframe associated with the planning, construction and completion of the project. Right now they believe that it will be approximately 2 years to complete the planning and permit phase.

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.

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 May 13, 2014 City Council Meeting with any necessary corrections.

4. May 21, 2014 Claim Warrant - \$172,436.99.

5. May 21, 2014 Business License Report.

Councilor Smith moved to approve Consent Items 2-5 and Councilor Dickison seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. 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:

6. Proposed Annual Increase for Sewer Service: Staff requests Council adoption of Resolution No. 05-27-2014-01; A Resolution of the City of Corning setting sewer rate increases to be effective on the first of July in 2014, 2015, 2016 2017 and 2018.

City Manager John Brewer explained that an increase of 3.5% would keep the City solvent and maintain our ability to keep up with inflation. Mayor Strack acknowledged that the City had received three letters protesting the rate increase and opened the public hearing at 7:48 p.m. With no one present to speak on this subject, Mayor Strack closed the public hearing at 7:49 p.m.

Councilor Cardenas made the motion, following the Public Hearing to consider all public input and concerns, to approve the schedule of sewer rate increase by adoption of Resolution 05-27-2014-01. Councilor Linnet seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: None. Motion was approved by a vote of 5-0.**

City Manager Brewer stated that should the City obtain enough revenue from PG&E savings through the possible solar installations at the Wastewater Treatment Plant, the sewer rates could be revisited each year prior to the scheduled increase.

J. REGULAR AGENDA:

7. Adopt Resolution 05-27-2014-02, a Resolution of the Corning City Council authorizing the recording of the attached Notice of Liens for Delinquent and Uncollected Water and/or Sewer Fees in the combined amount of \$8,291.19 on Properties that are located within the Sphere of Influence of the City of Corning and listed on Exhibit "A" attached.

Mayor Strack introduced this item by title acknowledging that a \$100 payment had been made reducing the total amount to be liened to \$8,191.19.

With no further discussion, Councilor Smith moved to adopt Resolution 05-27-2014-02 and authorize the City Clerk to record Liens in the combined amount of \$8,191.19 for delinquent water and/or sewer service on the properties listed on attached exhibit "A". Councilor Dickison seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: None. Motion was approved by a vote of 5-0.**

8. Approve Land Lease Agreement and submittal of a Use Permit Application with Verizon Wireless for placement of a 120 ft. Monopole with accessory equipment in a 30' x 30' Lease area at Estil Clark Park, APN: 73-260-30, Address: 103 E. Fig Lane.

Mayor Strack introduced this item by title. City Manager John Brewer briefed the Council on the project and terms of the Lease Agreement. Mr. Brewer explained that we are not requesting Council approval of the Use Permit, what Staff is requesting is Council's authorization for him (the City Manager) to sign the Use Permit Application as the landowner, which we require of all applicants so that this issue can be presented to the Planning Commission for review and consideration.

Melodie and Richard Poisson presented the Council with some written information and addressed the Council as owners of DM-Tech, a wireless internet business, stating their concerns on whether this new Monopole with accessory equipment could affect their business. They stated their concerns and asked that the City Council delay action on this issue tonight to allow them enough time to obtain the necessary answers from the Verizon representatives to ensure that this installation will not interfere, interrupt, or cause financial damage to their business. Mr. Poisson explained some of the technical aspects related to the Monopole and equipment that could possibly cause their business problems and stated some possible alternative temporary solutions.

Cardenas moved to authorize the City Manager to sign the Use Permit Application submitted by Verizon and, if the Use Permit is approved, authorize the Mayor to sign the Land Lease Agreement with Verizon for the establishment of a 30' X 30' unmanned telecommunications facility and 120 ft. high Monopole on City owned property at Estil Clark Park. Councilor Dickison seconded the motion. **Ayes: Strack, Dickison, Linnet, and Cardenas. Opposed/Absent: None. Abstain: Smith. Motion was approved by a vote of 4-0 with Smith abstaining.**

Mayor Strack stated that the City should contact Little League, etc. (Park Users) to ensure that this will not cause problems with them.

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 her attendance at the Community Action Agency Meeting where they reported on current projects and their attendance at our City Council Meeting. She further stated that she attended the Ribbon Cutting Ceremony on Saturday for the new restaurant in town (Condor Marka Peruvian Restaurant).

Linnet: Reported that the Tehama County Sanitary Landfill (JPA) meeting has been moved to June 6th. He announced that the Pay-It Forward Committee picked up trash at the Skateboard Park and on June 14th plans to paint the bleachers at Yost Park.

Cardenas: Reported he attended the Memorial Day Services this weekend and they had a packed house. He announced that the Farmers Market will be from 5-7:30 at Northside Park beginning on Thursday, June 5th and they will be held until the last Thursday in August. He stated that all certified produced must be inspected by the County Agriculture Department and the Chamber has agreed to not charge any stall fees again this year.

Smith: Reported on her attendance at the Senior Center meeting where she was informed that the Community Action Agency is taking over the Senior Nutrition Program.

Strack: Stated that he had attended the Memorial Day Service.

N. ADJOURNMENT!: 8:30 p.m.

Lisa M. Linnet, City Clerk