



**CITY OF CORNING
CITY COUNCIL MINUTES
TUESDAY, NOVEMBER 25, 2014
CITY COUNCIL CHAMBERS
794 THIRD STREET**

A. CALL TO ORDER: 7:30 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 City Council Member Tony Cardenas.

E. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, PRESENTATIONS: None.

F. BUSINESS FROM THE FLOOR:

Chamber of Commerce Manager Valanne Cardenas reminded everyone that the Hometown Christmas Parade and Lucero Olive Oil Winter Crush will be held on Saturday, December 6th. She announced that the Corning Volunteer Fire Department will be having a spaghetti dinner from 5-8 p.m. that night also; price is \$5 per person.

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.

- 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 November 11, 2014 City Council Meeting with any necessary corrections:**
- 3. November 19, 2014 Claim Warrant - \$342,298.39.**
- 4. November 19, 2014 Business License Report.**
- 5. Approve cancellation of the December 23, 2014 City Council Meeting due to the Christmas Holidays.**

Councilor Dickison moved to approve Consent Agenda Items 1-5; Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Abstain/Absent: 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:

- 6. Approve Solar Power Purchase Agreement with Fresh Air Energy XXVII LLC and authorize the Mayor or City Manager to sign the Power Purchase Agreement with Fresh Air Energy XXVII LLC.**

Mayor Strack introduced this item by title announcing that this is the second presentation. City Manager John Brewer introduced Eric Paul of Ecoplexus (Fresh Air Energy XXVII LLC) who

provided information not presented during his first presentation at the October 28th City Council Meeting. He explained that the proposed PPA Rate would be at \$0.117/kwh with a 2.5% annual escalation rate; it would be a 20 year agreement term w/5 year customer option to extend; and the land use would be 3.5 acres. Mr. Paul then outlined the equipment to be used at the site, the warranty and maintenance of the equipment, how the system energy distribution works and the proposed savings to the City. He stated that PG&E is expected to raise their rates between 4.4 – 6% annually over the next 15-20 years. He outlined the estimated possible savings to the City over a 25-year period assuming a 2.5% utility escalation rate would be \$1,514,683.

Mr. Paul stated that they expect the project construction to take between 9-12 months, so it should be online by the end of 2015.

Paulyne White asked if the wall of electrical panels at the site would be removed in connection to this project; she was informed no, probably not. She then asked who would insure the project for equipment damage, etc., would it go on the City's Insurance Policy; Mr. Paul stated no, they would. Mayor Strack confirmed that this shouldn't create an impact to the accounting department in breaking out the billing and asked whether the City would need to convert/change some of the existing meters; Mr. Brewer stated that the City might have to convert a few meters. Councilor Dickison asked about whether they would be able to sell a portion of the project; Mr. Paul explained that they have investors and over the course of the Agreement, they could become partners in the Agreement.

City Attorney Jody Burgess stated that they are still working on the Agreement. There is some wording that will need to be changed and/or removed, such as insurance (fire related damage, etc.) to ensure they are correctly addressed. Prior to final signatures, Mr. Burgess wants to ensure that all concerns are addressed.

Councilor Linnet moved to approve the attached Solar Power Purchase Agreement with Fresh Air Energy XXVII LLC and authorize the Mayor or City Manager to sign the Power Purchase Agreement with Fresh Air Energy XXVII LLC after bugs are worked out (City Attorney approves). Councilor Cardenas seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Abstain/Absent: None. Motion was approved by a 5-0 vote.**

7. Consider Ordinance No. 657 amending the City Council Meetings start time.

Paulyne White asked if the meeting start time could be moved up to 6:30 p.m. Four of the five Council members requested 6:30 p.m.

Following discussion, Councilor Cardenas moved to consider the modification to the start time of the regularly scheduled City Council Meeting to 6:30 p.m. and introduce for first reading Ordinance 657, an Ordinance of the City Council of the City of Corning modifying the time set for City Council meetings to 6:30 p.m. Councilor Linnet seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Abstain/Absent: None. Motion was approved by a 5-0 vote.** Mayor Strack then confirmed that the new Ordinance will become effective 30-days following the second reading and adoption.

8. Authorize Fire Chief to seek an "Assistance to Firefighters" Grant to purchase a Breathing Apparatus Cylinder Charging Station.

Following some discussion Councilor Smith moved to:

- Authorize the submittal of an "Assistance to Firefighters" Grant Application in the amount of approximately \$100,000 to the Department of Homeland Security for Operation and Safety; and
- If awarded the Grant, approved the required 5% funding match in the amount of \$2,000 from the City's Fire Replacement Fund No. 076-9301-2301; and
- Authorize the Fire Chief to sign the Grant Application and any associated Agreement on behalf of the City.

Councilor Dickison seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Abstain/Absent: 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 that she missed the Tripartite Board Meeting on Tuesday because she was sick.

Linnet: Reported that the JPA meeting was last week. They will be holding a Tire Disposal here (across the street from City Hall) on January 24th; a drop-off for Agricultural Tires will be held at Linnet's Tire in Feb. 2015 and are limited to 6 tires per property owner; and the JPA received a CalRecycle Grant to clean up a property in Cottonwood. He informed the Council that five places were graffiti tagged and that he and Jerry Lequia covered the tagging under the bridge at the Park on behalf of the Pay it Forward Committee.

Cardenas: Stated that the City's "Offsite Advertising Regulations" has impacted the Theater as well as the Veterans Hall and asked if there was something that the City could do to mitigate these impacts. Following further discussion, the Mayor and Council decided to coordinate a meeting with Staff, two Councilmembers (Tony and Willie) and Planning Commissioners (yet to be determined) do discuss the regulations and possible solutions to the issue.

Smith: Reported the sad news that Linda Lima, Senior Center Activities Director has submitted her resignation effective December 19th. The Board will be having a special meeting tomorrow to discuss filling this position.

Strack: Announced that there will be a Special City Council Meeting on December 2nd at 7:30 p.m. to accept the results of the November 4th Elections and issue Oath of Office to the successful Candidates.

N. ADJOURNMENT!: 8:35 p.m.

Lisa M. Linnet, City Clerk