



**CITY OF CORNING
SPECIAL CITY COUNCIL
CLOSED SESSION MINUTES
TUESDAY, NOVEMBER 28, 2017
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: 5:35 p.m.

B. ROLL CALL:

Council:

**Darlene Dickison
Dave Linnet
Jose "Chuy" Valerio
Robert Snow
Douglas Hatley Jr.**

Mayor:

All members of the City Council were present except Councilor Snow.

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:

D. REGULAR AGENDA:

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 SUBDIVISION (d):

Two Cases

2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Pursuant to Government Code 54957

Title: City Manager.

E. ADJOURN TO REGULARLY SCHEDULED CITY COUNCIL MEETING AND REPORT ON CLOSED SESSION: 6:30 p.m.

Mayor Hatley reported that Council met in Closed Session with Legal Counsel and gave him direction. He also stated that Council completed the City Manager's Performance Evaluation.

Lisa M. Linnet, City Clerk



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

B. ROLL CALL:

Council:

**Darlene Dickison
Dave Linnet
Jose "Chuy" Valerio
Robert Snow
Douglas Hatley Jr.**

Mayor:

All members of the City Council were present except Councilor Snow.

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

D. INVOCATION: Led by Mayor Hatley.

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. PowerPoint Presentation by Rachel Ross, Tehama County Solid Waste Management Agency Manager regarding the state of recycling and disposal in the County as a whole.**

Mrs. Ross briefed the Council on the goals associated with AB 939 and the diversion credit activities such as Beneficial Reuse (concrete), composting, etc. She also reported on the recently passed State AB 341. Mrs. Ross explained that we are far below the established goal (CalRecycle's Renewed Focus Points) this year vs. last year and we are seeing a decline in recycling. She stated that rural counties have an exemption option until 2020 in which to comply. She then presented some of the Agencies current strategies and Pilot Programs to assist with compliance.

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:

Dave Demo: Asked about the water line and hydrants on Houghton and Loleta. He stated that there was a structure fire in that area and the hydrants were not functioning. He asked about the status of this waterline installation project. He also asked why the water was taken up Houghton, which is outside of our jurisdiction, and not Toomes (which is in our jurisdiction).

Public Works Director Dawn Grine addressed these questions stating that the project is private paid and related to contaminated water to 8 residents along Houghton Avenue. She also explained that the Contractor was diverted to another project which is contributing to the project completion delay. Ms. Grine responded to Mr. Demo's question on when the hydrants would be operable in that area. She stated they would not be operable and available until such time as the Contractor returns and leaks have been corrected, the line inspected and flow tested, and the water tests have been completed and successfully passed.

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.

- 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 November 14, 2017 Special City Council Closed Session and Regular Meeting with any necessary corrections.**
- 4. November 22, 2017 Claim Warrant in the amount of \$285,180.90.**

THE CITY OF CORNING IS AN EQUAL OPPORTUNITY PROVIDER AND EMPLOYER

5. November 22, 2017 Business License Report.

Councilor Dickison moved to approve Consent Items 2-5; Councilor Linnet seconded the motion. **Ayes: Hatley, Dickison, Linnet, and Valerio. Absent: Snow. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Snow absent.**

H. ITEMS REMOVED FROM THE CONSENT AGENDA: None.

I. PUBLIC HEARINGS AND MEETINGS: None

J. REGULAR AGENDA:

6. Review and approve attached Regional Agency Integrated Waste Management Plan (RAIWMP) presented by Agency Manager Rachel Ross, Tehama County Solid Waste Management Agency.

Tehama County Solid Waste Management Agency Manager Rachel Ross presented this item explaining that this review and approval of the Plan is required every five years.

Councilor Dickison moved to approve the proposed 5 Year Regional Agency Integrated Waste Management Plan Review and Report and authorize Tehama County Solid Waste Management Agency Manager Rachel Ross to submit the Report to CalRecycle for consideration. Councilor Linnet seconded the motion. **Ayes: Hatley, Dickison, Linnet, and Valerio. Absent: Snow. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Snow absent.**

7. Approve cancellation of the December 26, 2017 City Council Meeting due to the Christmas Holiday.

Councilor Valerio moved to approve the cancellation of the December 26, 2017 regularly scheduled City Council Meeting due to the Holidays. Councilor Dickison seconded the motion. **Ayes: Hatley, Dickison, Linnet, and Valerio. Absent: Snow. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Snow absent.**

8. Award Bid for the 2017-13 Repair/Replacement to three (3) City Roofs (City Hall, Corning Library and Corning Fire Hall) to George Roofing in the amount of \$263,980; and approve Amendment No. 1 establishing clarity for work extension requests.

Public Works Director Dawn Grine presented this item explaining that the City Council, at the October 24, 2017 City Council Meeting "conditionally" awarded the Contract to George Roofing pending authorization of the insurance claim by QBE Insurance. She stated that the City received only one formal bid for this project from George Roofing in the total amount of \$263,980 and paid one deductible of \$5,000 for the single claim for all 5 roofs.

Councilor Dickison moved to award the Contract for the 2017-13 Repair/Replacement of three City roofs to George Roofing in the amount of \$263,980; approve Amendment No. 1 establishing clarity for work extension requests due to inclement weather; appropriate \$300,000 from 001-General Fund to 001-6750-3600 Building Maintenance; and authorize the City Manager to sign the Contract. Councilor Valerio seconded the motion. **Ayes: Hatley, Dickison, Linnet, and Valerio. Absent: Snow. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Snow absent.**

9. Award Palm Tree Pruning Contract and approve Amendment No. 1 to M&S Wesley for a contract total of \$22,960.

Public Works Director Dawn Grine presented this item stating that the City had received 2 proposals with M&S Wesley's the lowest at \$115 per tree. Ms. Grine stated that Mr. and Mrs. Wesley have agreed to lower their bid to \$80 per tree following discussion. This reduced amount will enable the City to trim a total of 287 palm trees this year; the remaining 227 trees will be scheduled for trimming under a future project. She further explained that the proposed Amendment will identify the Contractors work start date and establish transparency for work extension requests due to inclement weather.

Councilor Linnet moved to award the Palm Tree Contract to M&S Wesley for a contract cost of \$22,960; approve Amendment No. 1 establishing clarity for work extension requests due to inclement weather, setting the contract start date, and decreasing the number of Palm Trees to be pruned to 287; and authorizing the City Manager to sign the Contract. Councilor Dickison seconded the motion. **Ayes: Hatley, Dickison, Linnet, and Valerio. Absent: Snow. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Snow absent.**

10. Approve Progress Payment Estimate No. 1 in the amount of \$46,314.92, to SNL Group Inc. for the 2017-8 Revised Street Paving Project.

Public Works Director Dawn Grine presented this item. Councilor Dickison moved to approve Progress Payment Estimate No. 1 in the amount of \$46,314.92 less the 5% retention of \$2,315.75 and issue payment in the amount of \$43,999.17 to SNL Group Inc. for the 2017-8 Revised Street Paving Project. Councilor Valerio seconded the motion. **Ayes: Hatley, Dickison, Linnet, and Valerio. Absent: Snow. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Snow absent.**

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

L. COMMUNICATIONS, CORRESPONDENCE AND INFORMATION:

City Clerk Lisa Linnet stated that the Council has received an email from former City Manager Stephen Kimbrough providing information regarding Marijuana Dispensaries.

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 Tripartite Meeting.

Linnet: Reported that next week is the JPA (Tehama County Solid Waste Management Agency) meeting. He stated that when weather is better he will begin removal of graffiti at locations within the City.

Valerio: Reported he had attended the Chamber of Commerce meeting and announced that Hometown Christmas will be this Saturday, December 2, 2017 and stated the various events to be held.

Snow: Absent

Hatley: None

N. ADJOURNMENT!: 7:32 p.m.

Lisa M. Linnet, City Clerk