



**CITY OF CORNING
CITY COUNCIL MINUTES
TUESDAY, OCTOBER 14, 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 except Councilor Linnet (still on a fire).

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

D. INVOCATION: Led by Mayor Gary Strack.

E. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, PRESENTATIONS:

1. Proclamation: October 18 – 25, 2014 as Western Open Fiddle Week in the City of Corning. Tex Ash and three members of the Loosely Strung Band were present to perform and accept the Proclamation.

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 September 23, 2014 City Council Closed Session and Regular Meeting with any necessary corrections.

4. October 8, 2014 Claim Warrant - \$460,474.30.

5. October 8, 2014 Business License Report.

6. September 2014 Wages and Salaries: \$370,583.41.

7. September 2014 Treasurer's Report.

8. September 2014 Building Permit Valuation Report: \$300,811.

9. Accept the September 2014 City of Corning Wastewater Operation Summary Report.

10. Approve Ordinance 656 and associated Ordinance Summary, an Ordinance modifying the existing weed abatement procedures outlined in the Corning Municipal Code. (Second Reading & Adoption)

11. Recommend the appointment of Evan White to the Corning Recreation Commission.

Councilor Dickison moved to approve Consent Agenda Items 2-11; Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Cardenas and Smith. Absent: Linnet. Opposed/Abstain: None.** Motion was approved by a 4-0 vote with Linnet absent.

H. ITEMS REMOVED FROM THE CONSENT AGENDA: None.

I. PUBLIC HEARINGS AND MEETINGS:

12. Approve Resolution No. 10-14-2014-01; a Resolution authorizing supplemental activity; reuse of Community Development Block Grant (CDBG) Program Income Funds for street rehabilitation; 2015 Street Paving and Reconstruction Project.

City Manager John Brewer explained that the Federal Government yearly doles out a certain amount of grant monies to each of the States and the States decide how the money is to be expended in support of Housing Rehabilitation. Recently, the State Agency controlling these funds changed the regulations regarding how the funds can be spent based upon a Federal determination that Cities and Counties in California are amassing too much money in funds called Program Income. Program Income consists of grant funds the City has received and then loaned out to homeowners for housing rehabilitation. When these loans are repaid, the money goes back into the Program Income fund and is re-loaned again; the City has done this for years. The City currently has about \$460,000 in Program Income Funds.

The Federal Government has now informed California's Housing & Community Development (H & CD), the State Agency administering these funds, that California Cities and Counties must expend their current "Program Income" funds before they will fund any additional grant activity. Mr. Brewer explained that per H & CD, an eligible way to expend these funds is through street improvements, i.e. rehabilitation or repaving. Therefore Staff is requesting the proposed Resolution authorizing the supplemental activity and reuse of the CDBG Program Income funds for the 2015 Street Paving & Reconstruction Project (street rehabilitation) of possibly 4 segments of Solano Street and Toomes Avenue at the South Avenue intersection if we have enough money.

The City has about \$460,000 in Program Income funds however the Engineer's estimate for the listed street improvements is \$591,400, a difference of \$131,400. Staff has determined it is in the best interest of the City at this time to define all of the projects listed and complete the environmental effects and scale back the projects later if necessary.

Currently the City has one active CDBG Grant in the amount of \$100,000 to update the City's General Plan, however H & CD now requires us to expend our Program Income funds prior to paying us any reimbursement for the General Plan work. This proposal, if approved, will amend the active grant and add this supplemental activity for street improvements.

Mayor Strack opened the Public Hearing for comments at 7:55 p.m.

Barbara O'Keeffe, Tehama County Deputy Director of Transportation for the Transportation and Transit Agency stated that transportation monies have been on a decline and expenses increasing at this time. She stated that and the change allowing the expenditure of the Program Income funds for the proposed Street Improvements is a "landslide win" and a great benefit to the City. Having the opportunity to utilize these funds at this time will decrease future costs.

Mayor Strack closed the Public Hearing at 7:52 p.m.

Councilor Cardenas moved to adopt Resolution No. 10-14-2014-01 and direct Staff to submit a CDBG Supplemental Activity Request regarding Contract No. 12-CDBG-8379 to repave and/or reconstruct the City Street segments shown on the attached drawing titled "2015 Street Paving & Reconstruction Project" to H & CD, and upon approval:

- Complete the NEPA process and otherwise comply with the General Conditions; and
- Prepare the final plans and specifications and solicit Bids for completion of the "2015 Street Paving & Reconstruction Project".

Councilor Dickison seconded the motion. **Ayes: Strack, Dickison, Cardenas and Smith. Absent: Linnet. Opposed/Abstain: None. Motion was approved by a 4-0 vote with Linnet absent.**

J. REGULAR AGENDA:

- 13. Approve Contract Change Order No. 3 for the Corning Community Park Phase 2 Project in the amount of \$17,925.41 increasing the total project cost to \$1,069,732.18, and approve Partial Pay Estimate No. 3 for this project in the amount of \$311,283.23.**

Public Works Director Patrick Walker explained that the proposed change order covers approximately seven items: Rebar, irrigation, creating mounds from excess soil (3, 4, & 5), addition of base rock for playground to make ADA accessible (6), and addition of electrical transformer (7) for this project. Mayor Strack confirmed that we were still within budget for this project.

Councilor Dickison moved to approve Contract Change Order No. 3 increasing the Corning Community Park Project Phase 2 by \$17,925.41 for a total project cost of \$1,069,732.18; approve Partial Payment No. 3 in the amount of \$311,283.23; retain the 5% contract retention of \$15,564.16; and issue payment in the amount of \$295,719.07 to Trent Construction for the Corning Community Park Project, Phase 2. Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Cardenas and Smith. Absent: Linnet. Opposed/Abstain: None. Motion was approved by a 4-0 vote with Linnet absent.**

14. Approve Contract Change Order No. 1 increasing the 2014 Asphalt Paving Overlay Project by \$32,991.28 for a total project cost of \$253,548.11.

Public Works Director Patrick Walker explained that the additional funds are necessary to pay for the additional Striping on South Avenue which is much needed. He said that Jason Abel (Jason Abel Construction) has allowed us to add this additional striping to his contract. Mayor Strack confirmed that funds for this additional striping had been budgeted.

Councilor Smith moved to approve Contract Change Order No. 1 increasing the 2014 Asphalt Paving Overlay Project by \$32,991.28 for a total project cost of \$253,548.11, and direct Staff to utilize Budget Line Item 114-9220-3000 to pay for the additional work. Councilor Dickison seconded the motion. **Ayes: Strack, Dickison, Cardenas and Smith. Absent: Linnet. Opposed/Abstain: None. Motion was approved by a 4-0 vote with Linnet absent.**

15. Adopt Resolution 10-14-2014-02 accepting the 2014 California Citizen's Options for Public Safety Grant (COPS).

Mayor Strack pointed out the typing error on the Resolution No. listed on the Agenda (listed 10-14-2014-01 which has been corrected to read 10-14-2014-02). Police Chief Atkins explained that this pays for most of the salary of one Officer.

Councilor Cardenas moved to adopt Resolution No. 10-14-2014-02 accepting the funds offered through the Citizen's Options for Public Safety Grant and approve the use of these monies to fund a Police Officer position in the Police Department. Councilor Dickison seconded the motion. **Ayes: Strack, Dickison, Cardenas and Smith. Absent: Linnet. Opposed/Abstain: None. Motion was approved by a 4-0 vote with Linnet absent.**

16. Approve Plans for the Solano Streetscape Improvement Plans and the Traffic and Bicycle Lane Plan and authorize submittal of plans to the Division of the State Architect (DSA) and the California Transportation Commission (CTC) for approval and/or funding.

City Manager John Brewer briefed the Council on the proposed Streetscape Project that will encompass a four block stretch of Solano Street from Third Street through the West Street intersection and include:

- A reconfiguration of Solano Street traffic lanes from the current four lanes to three, one lane in each direction and a median turn lane as was installed on the east side of the railroad tracks;
- Two bike lanes as well as curb side parking;
- Decorative pavers, pedestrian bulb-outs & crosswalks, new sidewalks, street trees, irrigation & grates, street furniture (benches) and street lighting.

Mr. Brewer stated there is 2.195 million programmed in the State Transportation Improvement Program (STIP) for fiscal year 2014-2015. The Environmental Review (NEPA & CEQA) has been completed, now the project plans and accompanying forms must be presented to the DSA and then to CTC. He further explained that tonight's action is needed for the CTC to allocate construction funding after the first of the year in order for the project to be advertised in the spring for summer construction.

Mr. Brewer further stated that Staff's belief that the proposed lane configuration and bike lanes will increase safety for bicyclists and pedestrians by reducing the potential for "double jeopardy" accidents (when traffic in the near lane stops and the pedestrian crosses but vehicles in the inside lane do not stop because they are unable to see pedestrians and/or bicyclists).

He further explained that by restriping Solano Street in that manner, the Project is eligible to leverage \$500,000 through the Congestion Mitigation and Air Quality (CMAQ) Program. This doesn't add \$500,000 to this project, but it would "supplant" \$500,000 of STIP funds that will then be available for other regional agencies (County, Red Bluff, Tehama or even Corning) to program on a project demonstrating our commitment as a good regional partner.

Ed Anderson stated his suggestions regarding striping and paving. He stated that one big criteria is traffic and pedestrian control during construction, it is vital that there is access in and out of the existing businesses during construction. He further stated that we plan to hold a public meeting, with the Contractor and Staff present along with local business owners to explain how this will be accomplished. He further explained that the plans when sent to the State will be 99 and 9 tenths% complete and includes everything. Mr. Anderson then explained the timeline for the various steps prior to start of actual construction.

Mayor Strack stated that the Museum has one original streetlight that he would like to see added to the plan and installed in front of the Museum. Mr. Anderson stated that the plan is to keep the existing streetlight and paint them black which will save the City considerably. He did say that they plan to add a few new decorative pedestrian lamps; however he doesn't see a problem with installing the additional light in front of the Museum.

County Deputy Director of Public Works Barbara O'Keefe emphasized that our timing couldn't be better as far as using both of the funding sources and is consistent with the adopted Tehama County Bikeways Plan and the Tehama County Regional Transportation Plan. It is consistent with the adopted 2008 State Statute Complete Streets and the Active Transportation Program. Corning is ahead of the pack in regards to all of Tehama County. Ed has done an excellent job.

Mayor Strack asked the Police Chief and Fire Chief if they had any concerns. Fire Chief Martin Spannaus stated time will tell, he stated that he was not firmly convinced that access will be improved. The construction aspect might be a big issue.

Councilor Dickison moved to approve the Solano Streetscape Plans and direct Staff to submit them for approval by the Division of the State Architect (DSA); and upon approval by the DSA, submit the plans for approval & funding to the California Transportation Commission (CTC). Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Cardenas and Smith. Absent: Linnet. Opposed/Abstain: None. Motion was approved by a 4-0 vote with Linnet absent.**

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 last week's LAFCO meeting announcing they will be having meetings every month in the future and explaining that they will be checking on every District within the County. She also reported on the Tehama County Heritage and Historical Records Meeting and will be attending the Community Action Meeting this Thursday.

Linnet: Absent. Mayor Strack stated that he is away on a fire still.

Cardenas: Reported on the work done at the Theater last Saturday announcing if anyone wants to help out please contact him, there is still plenty of work to do.

Smith: Reported on the Senior Center meeting, it went well. She also reported on the 2014 Champion Masters National Hunt Test Dog Event held at Rolling Hills Casino stating that they had over 2,000 one day and many stated that they were impressed with the City. Mayor Strack stated that the event continues through this weekend.

Strack: Thanked Officer Ferguson for his assistance today during the Woodson School class tours of the Museum and Police Department.

City Engineer Ed Anderson informed the Council that Staff is working on the traffic problems in the area around Second Street. He stated Staff is now collecting traffic surveys; they have met with Bell Carter, and are keeping Mr. Orduno informed of the actions being taken.

N. ADJOURNMENT!: 8:43 p.m.

Lisa M. Linnet, City Clerk