



**CITY OF CORNING  
CITY COUNCIL MINUTES  
TUESDAY, OCTOBER 28, 2014  
CITY COUNCIL CHAMBERS  
794 THIRD STREET**

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  
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.**

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. Proclamation – October 23-31, 2014 as Red Ribbon Week in the City of Corning.** Present to accept the Proclamation were Private Loki Orduno, Private Anthony Orduno and Private Isaiah Cloud, all members of the Tehama County Young Marines. It was announced that Tehama County has the largest Young Marines Squad per capita in the Country; participation age to join is 8-18.

**2. Proclamation – Veterans Day, November 11, 2014.** Present to accept the Proclamation on behalf of three different organizations, the Department of California District 4, American Legion Local Post 45, and VFW Post 4218 was John Leach.

**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.**

**3. Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.**

**4. Waive the reading and approve the Minutes of the October 14 2014 City Council Meeting with any necessary corrections:**

**5. October 22, 2014 Claim Warrant - \$395,379.03.**

**6. October 22, 2014 Business License Report.**

Councilor Dickison moved to approve Consent Items 3-6 and Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: 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:****7. Approve Partial Payment Estimate No. 1 in the amount of \$253,248.11 to Abel Construction for the 2014 Street Paving Project.**

City Manager John Brewer announced that there is a remaining balance of \$300 which was allocated for elevating a manhole however this will be paid for by PG&E.

Councilor Smith moved to approve Partial Payment Estimate No. 1 in the amount of \$253,248.11; retain the 5% Contract Retention of \$12,662.41; and issue payment in the amount of \$240,585.70 to Abel Construction for the 2014 Street Paving Project. Councilor Dickison seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

**8. Request waiver of Recreational Use Fees for the January 24, 2015 Corning Westside American Legion Baseball Tournament.**

Councilor Linnet informed the Council that he had been contacted by George Freeman who stated that the Corning American Legion had not been contacted and informed of this. Councilor Linnet stated that he had spoken with Mr. Evan White who informed him that the California American Legion had in fact been contacted and supported this tournament. Mr. Steve Barrett stated that the Westside American Legion Baseball is a non-profit organization and the reason for this tournament is to raise funds to purchase uniforms and equipment in support of the team. He further explained that it will be a local team.

Councilor Cardenas moved to consider and approve the waiver of the Recreational Use Fees for the 2015 Corning Westside American Legion Baseball Tournament fundraiser. Councilor Linnet seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

**9. Request Council authorization for purchase of one Pickleball equipment set and to install game markings on one tennis court at Northside Park to accommodate playing of Pickleball.**

Following discussion, Councilor Linnet moved to authorize the expenditure of \$1,250 from fund 001-6150-6100 (Materials & Supplies/Parks) to install markings on one Northside Park Tennis Court and to purchase one set of equipment to accommodate the playing of Pickleball. Councilor Cardenas seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

**10. Presentation regarding Solar Power Purchase Agreements (PPA's) in general and potential PPA at the Corning Wastewater Treatment Plant (WWTP).**

City Manager John Brewer introduced Business Development Manager Eric Paul, from Ecoplexus (Energy & Engineering Consulting Firm based in San Francisco) who presented a PowerPoint presentation regarding PPA's.

Following the presentation, Mayor Strack confirmed that estimated savings associated with this project would benefit not only the WWTP, but would also provide savings at other City facilities thus generating a savings to the City's general fund. Responding to a question from the audience, Mr. Paul explained that if desired in the future, the solar array system being discussed could also be expanded however an additional Agreement would be necessary to encompass the expansion area. It was also confirmed that the proposed PPA would be for a 25-year term. **Informational item only, no action taken at this time.**

**11. Approve Contract Change Order No. 4 for the Corning Community Park Phase 2 Project in the amount of \$7,173.67 increasing the total project cost to \$1,076,905.85.**

Mayor Strack confirmed that two of the areas covered under the Change Order is primarily for the purchase and installation of decomposed granite in areas of Phase 1 (at the pedestrian bridge

and east of the trash bin enclosure) for a total of \$7,001.17, with the remaining \$172.50 for rodent eradication. Mr. Brewer reassured the Council that even with this Change Order we are still within the funding limits set aside for contingencies. Councilor Cardenas confirmed the locations for placement of the additional decomposed granite within areas of Phase 1 and the reasons behind this need.

Councilor Cardenas moved to approve Contract Change Order No. 4 increasing the Corning Community Park Phase 2 Project by \$7,173.67 for a total project cost of \$1,076,905.85. Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

**12. Authorize the City of Corning to enter into Tehama Justice Initiative Operational Agreement with the Tehama County Sheriff's Department and for the City Manager to sign said Agreement.**

Councilor Cardenas provided the City Council with the funding and allocation history associated with the Edward Byrne Memorial Justice Assistance (JAG) Grant. He explained that in previous years, the annual core funding from the JAG Program had been distributed via a non-competitive process and were utilized to fund the Task Force's secretarial Staff, equipment, and a portion of the Agent's overtime costs. This has now changed, this year the California Board of State and Community Corrections (BSCC) is making the application process competitive and the new multi-year strategy for JAG funding will focus on three "Program Purpose Areas" which are: 1) Prevention & Education Programs; 2) Law Enforcement Programs; and 3) Courts, Prosecution, Defense and Indigent Defense.

He further explained that, being aware of what we are doing with the grant here, a component of it that has "Restorative Justice", they are discussing possibly adding to that to expand that program and add more to it in the south County to get more bang for their buck. A component of the program would include case management.

Legal Counsel Mike Fitzpatrick explained the reason for the suggested attached Exhibit A explaining that he advises to move forward with the Agreement with the understanding that the Exhibit would be completed and approved by the City Attorney.

Councilor Smith moved to authorize the City Manager, on behalf of the City, to sign the Tehama Justice Initiative Operational Agreement with the Tehama County Sheriff's Office. Councilor Dickison seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

Mayor Strack confirmed that the additional funding of \$40,000 is to fund an Adolescent Diversion Project however the TIDE Taskforce funding will still be there with each Agency funding their TIDE Officer. Councilor Cardenas stated that the funding only funds the office staff, not the Agents...the Agents are funded by the individual Agencies. Councilor Cardenas also stated that the Grant is now competitive.

**13. Approve Engineering Services Contract with Echelon Transportation Group for the preparation of a Bike and Pedestrian Transportation Improvement Plan.**

City Manager John Brewer explained that the City was awarded a \$150,000 grant from Caltrans through the Community-Based Transportation Planning (CBTP) and Environmental Justice (EJ) Grants Program. He further explained that the grant requires a 10% (\$15,000) match by the City which could be contributed via use of City Staff's time (wages) for assisting with the plan preparation. Mr. Brewer stated that following interviews of the three Firms that submitted proposals, the interview panel consisting of members from City Staff, Caltrans, and the Tehama County Planning Department all recommended selection of the Echelon Transportation Group. He further stated that the contract has been reviewed and approved by City Attorney Jody Burgess.

Councilor Dickison moved to approve the Engineering Services Contract with Echelon Transportation Group for the preparation of a Bike & Transportation Improvement Plan. Councilor Linnet seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: None. Motion was approved by a 5-0 vote.**

**14. Agreement with the County of Tehama for installation of ADA Automatic Door Opener for access to City's Council Chambers.**

Mayor Strack confirmed that this is for the outside door, and City Manager John Brewer stated that the City's Council Chambers is used as a polling place and the County Clerk has acquired some funds to improve access to polling places and has made these funds available.

Councilor Linnet then moved to approve the proposed Agreement with the County of Tehama for the installation of an ADA Automatic Door Opener and Pushpads for the door accessing the City Council Chambers, and authorize the Mayor or City Manager to sign the Agreement on behalf of the City. Councilor Cardenas seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Opposed/Absent/Abstain: 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 on her attendance at the Community Action Agency/Tripartite Board meeting where they presented a program update and updates on grants and funding. They also informed them about the "Lift Tehama" scheduled for November 14<sup>th</sup> from 9-3 p.m. at the Fair Grounds. They are asking for donations of hygiene items, socks, towels, etc. They will also be accepting donations of coats and blankets.

**Linnet:** Reported the City has experienced some graffiti tagging. The Pay it Forward Group assisted at the show house (Theater) on Saturday, October 18<sup>th</sup>, where the youngest person participating was 52 years old.

**Cardenas:** Reported that last Friday 6 boys from Mercy High School donated their morning at the Theater and announced that those interested in assisting with this project should contact him. City Manager John Brewer was also there helping. He also stated that he and Chief Atkins attended a grant conference in Los Angeles where they were informed that our grant has been approved and is now just waiting for final approval from Washington.

**Smith:** Nothing.

**Strack:** Reported he has a Tehama County Transportation Commission Meeting (TCTC) on Thursday, October 30<sup>th</sup> (packet is 362 pages). He and John Brewer presented a presentation to the Corning Exchange Club on the City's Streetscape Project. He, Paulyne White, John Brewer, Patrick Walker, Ed Anderson, and Tom Phelps (Project Landscape Architect) met and went over a few things in relation to this project. Thursday, Oct. 30<sup>th</sup> there will be a "Transit Needs" Public Meeting here at 1:45 p.m.

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

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**Lisa M. Linnet, City Clerk**