



**CITY OF CORNING  
CLOSED SESSION MINUTES  
TUESDAY, SEPTEMBER 11, 2012  
CITY COUNCIL CHAMBERS  
794 THIRD STREET**

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

**B. ROLL CALL:**

**Council:**

**Toni Parkins  
John Leach  
Darlene Dickison  
Dave Linnet  
Gary Strack**

**Mayor:**

All Council members were present except Councilor Linnet who is still on a fire assignment.

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: None.**

**D. ADJOURN TO CLOSED SESSION: 6:31 p.m.**

**1. CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO SECTION 54957.6:**

**Agency Negotiator: William May, Labor Relations Consultant  
Management, Dispatch, Public Safety and Miscellaneous Employee Bargaining  
Units.**

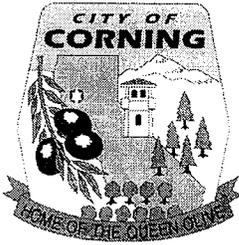
**E. RECONVENE SPECIAL MEETING AND REPORT ON CLOSED SESSION: 7:35 p.m.**

Mayor Strack reported that the Council met with the City's Labor Negotiator and gave him direction and will continue to meet with him throughout the negotiation process.

**F. ADJOURN TO REGULAR MEETING OF THE CITY COUNCIL: 7:35 p.m.**

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**Lisa M. Linnet, City Clerk**



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**Mayor:**

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

**D. INVOCATION: Led by Mayor Strack.**

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 – September 2012 as National Alcohol & Drug Addiction Recovery Month and September 15, 2012 as “City of Corning Recovery Happens Day”.**

Tehama County Drug and Alcohol Advisory Board Chairperson Cynthia Cook was present to accept the Proclamation. She stated that on the 15<sup>th</sup> from 11:00 a.m. to 1:30 p.m. they will be having a free barbecue, band, kid's events, booths and speakers.

Steve Chamblin stated that he started in 1974 as a Tehama County Probation Officer and spoke about his work with those in recovery from alcohol and drug use/abuse and he stated that recovery does work.

**F. BUSINESS FROM THE FLOOR:**

Resident and City Council Candidate Willie Smith thanked the City and John Brewer for make Peach Street and Solano Street a safe place for her to get out of her driveway. Mayor Strack complimented City Manager/Public Works Director John Brewer and Assistant Public Works Director Patrick Walker for the Street Improvements.

**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 following meetings with any necessary corrections: 3-a) August 14, 2012  
3-b) August 28, 2012**
4. **September 5, 2012 Claim Warrant - \$215,832.94**
5. **September 5, 2012 Business License Report.**
6. **August 2012 Wages and Salaries - \$329,877.14**
7. **August 2012 Building Permit Valuation Report - \$140,988.00**

8. **August 2012 Treasurer's Report.**
9. **City of Corning Wastewater Operations Summary Report – August 2012.**
10. **Approve CCO #1 in the amount of \$6,966.14 increasing the Project Cost to \$525,616.10 and Approve PPE #1 in the amount of \$499,335.29 to Jason Abel Construction for the 2012 Water Line Installation and Street Improvement Project.**
11. **Accept the Notice of Completion for the 2012 Water Line Installation and Street Paving Project and Authorize Release of Retention in the Amount of \$26,280.81 to Jason Abel Construction.**

Mayor Strack introduced the items on the Consent Agenda by title. Councilor Leach asked to pull Consent Item 10 for further discussion.

Councilor Leach moved to approve Consent Items 2-9 and 11. Councilor Dickison seconded the motion. **Ayes: Strack, Parkins, Leach and Dickison. Absent: Linnet. Opposed/Abstain: None. Motion was approved by a 4-0 vote with Linnet absent.**

#### **H. ITEMS REMOVED FROM THE CONSENT AGENDA:**

10. **Approve CCO #1 in the amount of \$6,966.14 increasing the Project Cost to \$525,616.10 and Approve PPE #1 in the amount of \$499,335.29 to Jason Abel Construction for the 2012 Water Line Installation and Street Improvement Project.**

Councilor Leach asked if everything was okay in relation to the transitions. Mr. Brewer responded stating that he and Patrick drove the street a couple of times, once a little in excess of the speed limit, and although the transitions are a little noticeable he believes that they are okay. The City Engineer Ed Anderson stated that he is also in agreement, although they are somewhat noticeable, he believes that they are okay. Mr. Brewer stated that the Contractor met the City's Standards and he and Mr. Anderson both stated that they believe he did an outstanding job.

Councilor Leach moved to approve Contract Change Order No. 1 in the amount of \$6,966.14 increasing the project cost to \$525,616.10 for the 2012 Water Line Installation and Street Improvement Project and approve Progress Pay Estimate No. 1 in the amount of \$499,335.29. Councilor Dickison seconded the motion. **Ayes: Strack, Parkins, Leach and Dickison. Absent: Linnet. Opposed/Abstain: None. Motion was approved by a 4-0 vote with Linnet absent.**

#### **I. PUBLIC HEARINGS AND MEETINGS: None.**

#### **J. REGULAR AGENDA:**

12. **Progress Report – Solano Street Repaving Project.**

Mr. Brewer stated that he just wanted to provide the Council with an update on the Solano Street Repaving Project. He reminded the Council that on June 28, 2011 the Council approved a Solano Street Repaving Plan which broke down the street into 9 separate sections making it a more manageable plan for resurfacing the street, because when you looked at the entirety of the 2.3 miles of the street it was kind of insurmountable. Mayor Strack interjected asking how long it took to complete and stated that the City was looking at the project taking 7 years to complete however it has only taken 2 years and it is almost completed. Mayor Strack stated this is commendable.

Mr. Brewer stated that with the completion of the 2012 paving project, we have now resurfaced 7,260 feet of the total 12,230 foot length of Solano Street which amounts to completion of about 59.4% of the overall length of Solano Street. He stated that the downtown beautification project is slated to be completed in 2014 and that will take care of all of segment 5, A & B.

Mayor Strack stated that the Council and the citizens of Corning will need to be considering how they like the three lanes with the center turn lane which is included in the downtown streetscape project for the downtown corridor. **(Informational Only – No Action Required).**

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

**L. COMMUNICATIONS, CORRESPONDENCE AND INFORMATION:**

City Attorney Michael Fitzpatrick reported on the status of the Restraining Order against Gary Price. He informed the Council that the previous Restraining Order had expired. Mr. Fitzpatrick informed the Council that the City had been granted a new Restraining Order which has been expanded to include Mr. Fitzpatrick, his office, the Police Department, and City Hall and the Order will be in effect for 3 years. It does not restrict Mr. Price from attending Public Meetings or use of the 911 System for emergency situations, all other communications must be in writing only.

**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).

**Parkins:** Announced that the last JPA 1 Meeting (Tehama County Sanitary Landfill Committee Quarterly Meeting) will be coming up soon and that this will be her last meeting in her capacity as Council representative.

**Leach:** None.

**Dickison:** Reported that tomorrow's LAFCO Meeting had been cancelled and that she would be attending the Tehama County Heritage and Historical Records Commission Meeting in Red Bluff on Thursday, September 20<sup>th</sup>. She also stated that they are still working on the Corning Museum.

**Linnet:** Absent.

**Strack:** None.

**N. ADJOURNMENT!: 7:53 p.m.**

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Lisa M. Linnet, City Clerk