



**CITY OF CORNING
SPECIAL CLOSED MEETING SESSION MINUTES
TUESDAY, SEPTEMBER 13, 2011
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 members of the City Council were present.

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: 6:30 p.m.

**CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO SECTION 54957.6:
Agency Negotiator: William May, Labor Relations Consultant
Management, Dispatch and Public Safety Employees Bargaining Units**

**CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Pursuant to Section 54956.8
Potential Land Acquisition:
Potential Park Property: APN No.: 71-250-38 – 10.87 Acres.
Property Negotiators: Stephen Kimbrough and John Stoufer.**

E. RECONVENE SPECIAL MEETING AND REPORT ON CLOSED SESSION: 7:30 p.m.

Mayor Strack reported that Council met with the Labor Negotiator and the Property Negotiators and gave them direction.

F. ADJOURN TO REGULAR MEETING OF THE CITY COUNCIL: 7:30 p.m.



**CITY OF CORNING
CITY COUNCIL MINUTES
TUESDAY, SEPTEMBER 13, 2011
CITY COUNCIL CHAMBERS
794 THIRD STREET**

A. CALL TO ORDER: 7:30 p.m.

B. ROLL CALL:

Council:

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

Mayor:

All members of the City Council were present.

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

D. INVOCATION: Led by Councilor Leach.

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, and PRESENTATIONS:

1. September 2011 as National Alcohol and Drug Addiction Recovery Month in the City of Corning and September 17th as Tehama County Recovery Happens Day.

The Proclamation was read by City Clerk Lisa Linnet and presented by Mayor Strack to Tehama County Health Service Agency Drug and Alcohol Division Supervisor Patrice Tamp and Tehama County Drug and Alcohol Advisory Board Member Steve Chamblin. Mr. Chamblin announced that an event in commemoration of Tehama County Recovery Happens Day would be held at the Red Bluff City Park from 11:00 a.m. to 1:00 p.m. on September 17, 2011.

2. Proclamation – September 19th – October 8th, 2011 Disabled Veteran’s Forget-Me-Not Days in the City of Corning.

City Clerk read the Proclamation and Mayor Strack presented it to J.E. Wilson Chapter 115 Representative James Darrow.

3. Presentation of Business/Employer of the Month Awards:

BUSINESS OF THE MONTH:
Marco’s Pizza

EMPLOYER OF THE MONTH:
Premier West Bank

The Business of the Month and Employer of the Month Awards were read by City Clerk Lisa Linnet and Councilman Dave Linnet presented the award for Business of the Month to Mr. and Mrs. Steven Barbo, owners of Marco's Pizza. He then presented the award for Employer of the Month to Premier West Bank Vice President Kyle Lauderdale and Personal Banker Colette Thompson.

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.

4. **Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.**
5. **Waive the Reading and approve the Minutes of the August 23, 2011 City Council Meeting with any necessary corrections.**
6. **September 7, 2011 Claim Warrant - \$318,093.91.**
7. **September 7, 2011 Business License Report.**
8. **August 2011 Building Permit Valuation - \$24,884.41.**
9. **August 2011 Wages and Salaries - \$324,620.39.**
10. **August 2011 Treasurer’s Report.**
11. **City of Corning Wastewater Operation Summary Report – August 2011.**
12. **Approve Progress Pay Estimate No. 2 in the amount of \$110,085.81 and approve Contract Change Order No. 2 to Increase the Project Cost to \$606,604 for the Clark Park Municipal Water Well Project.**

Mayor Strack introduced each of the Consent Agenda Items by title. Councilor Parkins requested that Item 12 be removed for discussion.

Councilor Leach moved to approve Consent Agenda Items 4-11 and Councilor Linnet seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed: None. Absent/Abstain: None. Motion was approved by a 5-0 vote.**

H. ITEMS REMOVED FROM THE CONSENT AGENDA:**12. Approve Progress Pay Estimate No. 2 in the amount of \$110,085.81 and approve Contract Change Order No. 2 to Increase the Project Cost to \$606,604 for the Clark Park Municipal Water Well Project.**

Public Works Director John Brewer presented the Council with a Memo explaining the need to change the Progress Pay Estimate No. 2 dollar amount to be paid to Trent Construction from the \$110,085.81 listed in the Staff Report provided in the Council's Agenda packages to \$133,969.11. He explained that due to an administrative oversight, the original Progress Pay Estimate No. 2 worksheet submitted by the Contractor to the City, and then to USDA Rural Development (USDA RD) for review, did not sufficiently justify the pay request and subsequently was not approved by USDA RD.

City Staff and USDA RD were able to rectify the error and amend the Progress Pay Estimate Worksheet and Contractor's Application for Payment and Staff now recommends:

- Approval of Progress Pay Estimate No. 2 in the corrected amount of \$133,969.11 to Trent Construction for the Clark Park Municipal Water Well Project; and
- Approve Contract Change Order No. 2 increasing the project cost to \$606,604.

With no further discussion, Councilor Parkins moved to approve Progress Pay Estimate No. 2 in the amount of \$133,969.11 to Trent Construction for the Clark Park Municipal Water Well Project and approve Contract Change Order No. 2 increasing the project cost to \$606,604. Councilor Leach seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed: None. Absent/Abstain: None. Motion was approved by a 5-0 vote.**

I. PUBLIC HEARINGS AND MEETINGS: None.**J. REGULAR AGENDA:****13. Rodgers Theater: Appropriate ADA Grant Funds for Use.**

Mayor Strack introduced this item by title. City Manager Kimbrough explained that Northern California Self Insurance Fund (NCCSIF), which includes the City of Corning as a Joint Powers Authority Member, along with their Board of Directors, have established a series of annual grants of \$6,000 to remove barriers for access by disabled people. He further explained that for the past three years \$18,157 has been accrued and set aside for "Restroom Accessibility" as part of the Rodgers Theater renovation. Mr. Kimbrough explained that these funds now need to be appropriated to the Theater account in order that they may be spent on the new restroom construction at the Theater.

Councilor Leach then moved to appropriate from the General Fund Reserve \$18,157 to Rodgers Theatre ADA Projects Account Number 001-9170-6125. Councilor Dickison seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed: None. Absent/Abstain: None. Motion was approved by a 5-0 vote.** Following the vote, Mayor Strack confirmed that the ADA remodel of the restrooms would be put out to bid.

14. Review Water Well Related Development Impact Fee and Schedule Public Hearing for Fee Increase.

Mayor Strack introduced this item by title. City Manager Kimbrough briefed the Council on the need for the increase stating that this will allow Staff to set and publish the date of the public hearing for the fee increase. He also explained that, removing the Clark Park Well from the Development Fee funded Infrastructure Plan reduces the needed future water wells to six which are expected to cost \$3,180,000. Mr. Kimbrough explained that the fee per Equivalent Dwelling Unit (EDU) would then be \$1,073.96 (\$3.18 million/2,961 EDU's) rounded to \$1,075 per EDU.

Mayor Strack then stated that he questioned the number of wells that will be needed in the future and explained that he would like to be prepared to answer any questions associated with this subject should they be asked. Council then asked Staff to review the number of future wells they anticipate the City needing.

Councilor Parkins moved to set a Public Hearing for October 11, 2011 to consider increasing the Water Development Impact Fee collected to mitigate new development in the City of Corning from \$709 to \$1,075 per Equivalent Dwelling Unit, and direct Staff to publish the required Notice(s) of the

Public Hearing in accordance with State Law. Councilor Dickison seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed: None. Absent/Abstain: None. Motion was approved by a 5-0 vote.**

15. Approve the Plans and Specifications for the 2011 Street Repaving Project and Authorize Bid Solicitation.

Mayor Strack introduced this item by title and Public Works Director John Brewer briefed the Council on the proposed project. He cited the locations for repaving and discussed the projected timeframe to complete the project, noting that this is conditional upon the weather and availability of materials.

Councilor Dickison moved to:

- **Approve the attached Plans and Specifications, including the map marked "City of Corning 2011 Street Repaving Project" and the Bid Specifications;**
- **Authorize Staff to solicit Bids for the 2011 Street Paving Project; and**
- **Return to the City Council with the final Marguerite Avenue reconstruction plans for the segment between Victorian Park Drive and Neva Avenue, including any Joint City/County Project Agreement.**

Councilor Leach seconded the motion. **Ayes: Strack, Parkins, Leach, Dickison and Linnet. Opposed: None. Absent/Abstain: None. Motion was approved by a 5-0 vote.**

Councilor Leach asked about the progress on the Neva Avenue Project; Mr. Brewer responded stating that City Engineer Ed Anderson picked up the specification for the project today.

16. Designation of City Representative to attend meeting to discuss State Fair Exhibit.

Following some discussion, Mayor Strack appointed Councilor Dickison as the Council's representative at this meeting.

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).

Parkins: Announced that she would miss the next Sanitary Landfill Meeting as she will be in Tahoe.

Leach: Announced that the Community Action Committee Meeting is this Thursday.

Dickison: Stated that the LAFCO Meeting had once again been cancelled.

Linnet: Informed the Council that he had met with a new group interested in beautifying the downtown. He stated that there were approximately 16 people in attendance and that the next meeting would be next week sometime.

Strack: Asked about the status of the new "Logo" signs. City Manager Kimbrough stated that he and Chief Cardenas would be scheduling a meeting with the Manager of Taco Bell. Mayor Strack stated that he would like to attend this meeting.

N. ADJOURNMENT!: 8:10 p.m.

Lisa M. Linnet, City Clerk