



**CITY OF CORNING  
CITY COUNCIL CLOSED SESSION MINUTES  
TUESDAY, SEPTEMBER 9, 2014  
CITY COUNCIL CHAMBERS  
794 THIRD STREET**

**A. CALL TO ORDER: 6:30 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. PUBLIC COMMENTS: None.**

Mayor Strack then introduced a Staff Report requesting to add, as an Urgency Item, a Closed Session relating to potential land acquisition.

Councilor Dickison moved to approve the addition of Urgency Item "Conference with Real Property Negotiator" as a Closed Session Agenda Item. Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Absent/Opposed/Abstain: None. Action was approved by a 5-0 vote.**

**D. ADJOURN TO CLOSED SESSION:**

- 1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION PURSUANT TO CALIFORNIA GOVERNMENT CODE SUBDIVISION (b)(1) OF SECTION 54956.9.  
Discuss significant exposure to litigation based upon existing facts and circumstances - 1 Case**

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

Mayor Strack reported that Council, having approved the addition of an Urgency Item to the Closed Session relating to potential land acquisition, gave direction to the City's Property Negotiators and there is no other reportable action.

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**Lisa M. Linnet, City Clerk**



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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 Mayor Gary Strack.**

**E. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, PRESENTATIONS:**

- 1. Proclamation: September 2014 as National Alcohol & Drug Addiction Recovery Month and September 20, 2014 as "Recovery Happens Day."**

Holly Wilson, Drug & Alcohol Advisory Board Member and Denise Norwood, Supervisor, Tehama County Drug & Alcohol Division was present to accept the Proclamation. They informed the Council and members of the public present of the planned events scheduled this year.

**New Employee Introduction:** City Clerk Lisa Linnet read a brief biography and introduced Kristina Meeds, the City's new Accounting Assistant in the Finance Department. Kristina started on Tuesday, September 2, 2014 and is a welcome addition to the City's family.

**F. BUSINESS FROM THE FLOOR:**

**Ed Baker:** Addressed the City Council stating he circulated a letter to City Council and Staff a few weeks ago regarding a complaint he had relating to the Senior Center. He is now asking to be added to the City's next Agenda to discuss this matter. Mayor Strack asked the City's Attorney to review the connection between the City and the Senior Center in regards to what authority the Council would have in this matter.

**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 August 26, 2014 City Council Meeting with any necessary corrections.**
- 4. September 3 2014 Claim Warrant - \$149,229.16.**
- 5. September 3, 2014 Business License Report.**

6. **August 2014 Wages and Salaries: \$365,555.70.**
7. **August 2014 Treasurer's Report.**
8. **August 2014 Building Permit Valuation Report: \$111,679.**

9. **Accept the August 2014 City of Corning Wastewater Operation Summary Report.** Councilor Dickison moved to approve Consent Agenda Items 2-9. Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Absent/Opposed/Abstain: None. Action was approved by a 5-0 vote.**

**H. ITEMS REMOVED FROM THE CONSENT AGENDA: None.**

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

**J. REGULAR AGENDA:**

10. **Approve an Amendment increasing the City's Fiscal Year 2014-2015 Budget for "Professional Services/Sewer Department" by \$34,000; and authorize the City Manager to sign a Contract with Carollo Engineers for work associated with the renewal of the City's National Pollutant Discharge Elimination System (NPDES) Permit.**

Mayor Strack explained that this is associated with the renewal of the City's Outfall Line Permit which is required every 5 years. City Manager John Brewer explained the process and changes required in this renewal process, and the justification for this contract.

Councilor Cardenas moved to amend Fiscal-Year 2014-2015 Budget to amend Line Item 380-9262-5200 to \$34,000, and authorize the City Manager to sign a contract with Carollo Engineers authorizing the work detailed as "Required Tasks" (tasks 1 through 7) in their proposal dated August 21, 2014 to support our application for renewal of the City of Corning NPDES Permit with the California Regional Water Quality Control Board. Councilor Linnet seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Absent/Opposed/Abstain: None. Action was approved by a 5-0 vote.**

11. **Approve Contract Change Order No. 2 for the Corning Community Park Phase 2 Project in the amount of \$5,821.50 increasing the total project cost to \$1,051,806.77; and approve associated Partial Pay Estimate No. 2 for this Project in the amount of \$277,815.82.**

City Manager John Brewer explained that the 1<sup>st</sup> part of Change Order #2 is associated with the removal of an unknown well located on the property, and the 2<sup>nd</sup> part is associated with the removal of gravel from the southeast corner of the adult soccer field and replacement of appropriate soil to support the growth of the sod to be installed.

Councilor Smith moved to approve Contract Change Order No. 2 increasing the Corning Community Park Project Phase 2 by \$5,821.50 for a total project cost of \$1,051,806.77; approve Partial Payment Estimate No. 2 in the amount of \$277,815.82; retain the 5% Contract Retention of \$13,890.80; and issue payment in the amount of \$263,925.02 to Trent Construction for the Corning Community Park Project, Phase 2. Councilor Dickison seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Absent/Opposed/Abstain: None. Action was approved by a 5-0 vote.**

12. **Approve classifying City owned property located at 939 Sixth Avenue as "Excess Property", accept offer of \$7,000 from Mr. Juan Loza for this excess property described as Assessor's Parcel No. 71-171-02; and upon transfer of said property, record a document merging this property with Mr. Loza's existing adjacent property.**

With little discussion, Councilor Dickison moved to find that the property at 939 Sixth Avenue is excess City property; accept the offer of \$7,000 from Mr. Juan Loza for the excess property described as Assessor's Parcel No. 71-171-02; and upon transfer of the property to Mr. Loza, record a document merging the property with Mr. Loza's existing property. Councilor Smith seconded the motion. **Ayes: Strack, Dickison, Linnet, Cardenas and Smith. Absent/Opposed/Abstain: None. Action was approved by a 5-0 vote.**

Mayor Strack announced that Staff has suggested that the \$7,000 be transferred to the Fire Department for the training facility driveway. By consensus Council agreed.

**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 that the LAFCO meeting for tomorrow was cancelled; and reported on the September 5<sup>th</sup> Tripartite Community Action Agency Tailgate Food Giveaway at the New Life Assembly of God Church.

**Linnet:** He reported that the last couple of days the graffiti around town has reduced; stated that the Pay-it-Forward Committee is still looking for a leader; and that the JPA is looking at combining JPA1 and JPA2.

**Cardenas:** He reported that 3CORE is looking at revamping their processes; the Chamber of Commerce is doing well - they still have the Farmer's Market going however this might be the last one. He thanked the Fire Department and Public Works for their support of the Market. He then stated that he and Chief Atkins had been meeting with Matt Russell on the Byrne Foundation Project **FINISH** and they will have a report on the next Council Meeting requesting approval of the Implementation Plan.

**Smith:** Stated that she also attended the Food Give-a-Way and everyone was thrilled with the fresh fruit and vegetables. She stated that she also attended the Child Abuse/Violence Prevention Workshop held here in the Council Chambers on August 28<sup>th</sup> and complimented Corning Police Sgt. Ralph Schmidt on his participation in the workshop.

**City Engineer Ed Anderson:** Reported to Council on the meeting yesterday with Barbara O'Keeffe (County) regarding the Solano Street Streetscape Project. He stated that this project has been accelerated; the Plans and Specifications must be approved in November in order to meet the schedule.

He also stated that Staff has recently discovered that Community Development Block Grant (CDBG) Program Income Funds could possibly be utilized for additional street work on Solano Street. He suggested that if true and if both projects (Streetscape Project and Solano Street Paving Project) are put out to bid together it could potentially save the City money.

**Mayor Strack:** Inquired about the Theater flooring and the drawdown of the 3CORE funds for this. Councilor Cardenas responded stating that Building Official Terry Hoofard is working on this. City Manager Brewer stated that the City has received its first draw down from 3CORE in the amount of \$13,000.

**Chief Atkins:** Announced that tomorrow and Friday Corning Police Officers will be doing some training at the Corning Transportation Center from 8 a.m. to 5 p.m. He invited City Council members to attend and observe our Officers skills.

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

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**Lisa M. Linnet, City Clerk**