



**CITY OF CORNING
CITY COUNCIL AGENDA
TUESDAY, SEPTEMBER 8, 2015
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:

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

D. INVOCATION: Led by Councilman 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 – September 2015 as National Alcohol & Drug Addiction Recovery Month and September 19, 2015 as Recovery Happens Day in the City of Corning. Patrice Tamp, Tehama County Health Services Agency Drug and Alcohol Supervisor will be present to accept the Proclamation.

2. Presentation of the Tehama County Regional Transportation Plan (RTP) by Tehama County Senior Transportation Planner Adam Hansen.

F. BUSINESS FROM THE FLOOR:

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 request 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. September 2, 2015 Claim Warrant - \$507,334.20.

5. September 2, 2015, 2015 Business License Report.

6. August 2015 Wages and Salaries: \$348,796.10.

7. August 2015 Building Permit Valuation Report: \$198,019.25.

8. August 2015 Treasurer's Report.

9. August 2015 City of Corning Wastewater Operations Summary Report.

10. Approve recommendation of James Dodge for appointment to the City's Recreation Commission.

H. ITEMS REMOVED FROM THE CONSENT AGENDA:

I. PUBLIC HEARINGS AND MEETINGS:

11. Adopt Resolution 09-08-2015-01, a Resolution certifying the Environmental Impact Report (SCH #2015052037) prepared for the 2014-2034 General Plan Update in accordance with the California Environmental Quality Act (CEQA) and the State CEQA Guidelines.
12. Adopt Resolution 09-08-2015-02, a Resolution adopting General Plan Amendment 2015-01 for the 2014-2034 City of Corning General Plan.

J. REGULAR AGENDA:

13. Request Council approve the following for the CDBG 2015 Street Paving Project:
 - a. Approve Contract Change Order #3 increasing the project costs by \$10,782.18 for a total contract cost of \$458,492.45;
 - b. Approve Partial Payment Estimate #3 in the amount of \$13,266.18;
 - c. Accept the Notice of Completion; and
 - d. Authorize release of retention funds following the required 35-day waiting period to Stimpel-Wiebelhaus.
14. Ratify appointment of Lori Sims as Deputy City Treasurer.

K. ITEMS PLACED ON THE AGENDA FROM THE FLOOR:

L. COMMUNICATIONS, CORRESPONDENCE AND INFORMATION:

- 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:

Linnet:

Cardenas:

Smith:

Strack:

N. ADJOURNMENT!:

POSTED: FRIDAY, SEPTEMBER 4, 2015

PROCLAMATION
SEPTEMBER 2015
AS
NATIONAL ALCOHOL & DRUG ADDICTION RECOVERY MONTH
AND
SEPTEMBER 19, 2015
AS
“RECOVERY HAPPENS DAY”

WHEREAS, substance use disorders affect all communities nationwide, but by seeking help, and with commitment and support, people with these disorders can achieve healthy lifestyles and lead rewarding lives in recovery.

WHEREAS, this year’s theme: *“Join the Voices for Recovery: Visible, Vocal, Valuable”* focuses on the journey. National Recovery Month emphasizes the benefits of preventing and/or overcoming substance use disorders while recognizing the significant value of this effort to the individuals, their families and our communities.

WHEREAS, *“Recovery Month”* spreads the message that overcoming substance abuse disorders is an essential part of health and one’s overall wellness. That prevention works, treatment is effective, and people recover.

WHEREAS, the U.S. Department of Health and Human Services, the Substance Abuse and Mental Health Services Administration, the White House Office of National Drug Control Policy, the Tehama County Drug and Alcohol Advisory Board, and the Tehama County Health Services Agency are asking the citizens of Corning to join in celebrating this September as National Alcohol and Drug Addiction Recovery Month, and recognize:

1. The achievements of those with long-term recovery; and
2. Share with others how recovery can positively benefit lives.

NOW, THEREFORE I, Gary R. Strack, as Mayor of the City of Corning, **DO HEREBY PROCLAIM SEPTEMBER 2015 AS NATIONAL ALCOHOL AND DRUG ADDICTION RECOVERY MONTH, AND SEPTEMBER 19th AS CORNING’S “RECOVERY HAPPENS DAY”**. I encourage community participation in the various programs, activities, and events that support this year’s theme, *“Join the Voices for Recovery: Visible, Vocal, Valuable”*.

IN WITNESS WHEREOF, I have hereunto set my hand and cause the Great Seal of the City of Corning to be affixed this 8th day of September 2015.

Gary R. Strack, Mayor

ATTEST:

Lisa M. Linnet, City Clerk

**ITEM NO.: E-2
PRESENTATION OF THE TEHAMA
COUNTY DRAFT 2015 REGIONAL
TRANSPORTATION PLAN (RTP) BY
TEHAMA COUNTY PUBLIC WORKS
SENIOR TRANSPORTATION PLANNER
ADAM HANSEN**

**TO: HONORABLE MAYOR AND COUNCILMEMBERS
OF THE CITY OF CORNING**

**FROM: JOHN L. BREWER, AICP; CITY MANAGER
DAWN GRINE, DIRECTOR OF PUBLIC WORKS**

JD
DG

Senior Transportation Planner Adam Hansen will present a brief overview of the Draft Regional Transportation Plan (RTP) and invite the public to comment on the plan. The document is similar to the City's Capital Improvement Plan in that it identifies both "Short Term" and "Long Term" project goals. The Tehama County RTP includes funded and unfunded projects from entities within the County, including the City of Corning.

The Draft RTP can be viewed at www.tehamacountypublicworks.ca.gov/transportation/rtp.html. A hard copy is available at the Public Works Department at Corning City Hall for public viewing and comment.

No Council Action is Required.



MEMORANDUM

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: LORI SIMS
ACCOUNTING TECHNICIAN

DATE: September 2, 2015

SUBJECT: Cash Disbursement Detail Report for the
Tuesday September 8, 2015 Council Meeting

PROPOSED CASH DISBURSEMENTS FOR YOUR APPROVAL CONSIST OF THE FOLLOWING:

A.	Cash Disbursements	Ending 08-27-15	\$ 337,360.65
B.	Payroll Disbursements	Ending 08-26 -15	\$ 40,575.09
C.	Cash Disbursements	Ending 08-31-15	\$ - 810.31
D.	Cash Disbursements	Ending 09-02-15	\$ 95,435.98
E.	Payroll Disbursement	Ending 09-01-15	\$ 34,772.79

GRAND TOTAL \$ 507,334.20

REPORT.: Aug 27 15 Thursday
 RUN....: Aug 27 15 Time: 11:17
 Run By.: LORI

CITY OF CORNING
 Cash Disbursement Detail Report
 Check Listing for 08-15 Bank Account.: 1020

PAGE: 001
 ID #: PY-DP
 CTL.: COR

Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Payment Information Description
020823	08/20/15	HEI00	HEITLAND, KAYLA	1464.30	.00	1464.30	150820	TRAINING/ED-DISPATCH
020824	08/21/15	DEM03	DEMO, CHRIS	90.00	.00	90.00	150821	PANTS REIMBURSEMENT-PW AD
020825	08/21/15	PG&E	PG&E	57.20	.00	57.20	150817	ELECT-BLUE HERON CT
020826	08/25/15	CALLA	CALKINS, LAURA	130.89	.00	130.89	150824	TRAINING/ED-POLICE
020827	08/25/15	STI01	STIMPEL-WIEBELHAUS ASSOC.	331601.68	.00	331601.68	15-0825	2015 CDBG STR PAVING-STR
020828	08/27/15	BAS01	BASIC LABORATORY, INC	126.00	.00	126.00	1508112	ProfServices Water Dept
				44.00	.00	44.00	1508137	ProfServices Water Dept
			Check Total.....	170.00	.00	170.00		
020829	08/27/15	BAT01	BATTERIES PLUS	27.93	.00	27.93	311225407	MAT & SUPPLIES-FIRE
				10.30	.00	10.30	311225663	MAT & SUPPLIES-FIRE
			Check Total.....	38.23	.00	38.23		
020830	08/27/15	CON07	CONEXIS	40.00	.00	40.00	07150R348	MEDICAL INS-COBRA
020831	08/27/15	FEA03	FEATHER RIVER HOSPITAL	288.00	.00	288.00	150521	EMP PHYSICLAS-POOL
020832	08/27/15	GOL03	GSFM / WFM	15.05	.00	15.05	I-048736	MAT & SUPPLIES-WTR
020833	08/27/15	GRA02	GRAINGER, W.W., INC	139.15	.00	139.15	981820228	MAT & SUPPLIES-SWR
				119.97	.00	119.97	981923421	MAT & SUPPLIES-PARKS
			Check Total.....	259.12	.00	259.12		
020834	08/27/15	HIT01	HI-TECH EMER VEH SERV, INC	867.66	.00	867.66	150950	EQUIP MAINT-FIRE
020835	08/27/15	HOL04	HOLIDAY MARKET #32	7.70	.00	7.70	21321308/	MECH MAINT-SMALL TOOLS
020836	08/27/15	IMA01	IMAGE SALES, INC.	17.62	.00	17.62	0050614IN	MAT & SUPPLIES-POLICE
020837	08/27/15	KHI00	KHINDA, KULDIP	730.00	.00	730.00	150827	PARTIAL REFUND USE PERMIT
020838	08/27/15	KNI00	KNIFE RIVER CONSTRUCTION	536.38	.00	536.38	161925	MAT & SUPPLIES-STR
020839	08/27/15	LIB03	LIBERTEL	248.43	.00	248.43	204841	COMMUNICATIONS-DISPATCH
020840	08/27/15	NOR31	NORM'S PRINTING	61.33	.00	61.33	015359	OFFICE SUPPLIES-PW ADMIN
020841	08/27/15	PAT02	PATTERSON ELECTRIC, INC.	83.66	.00	83.66	3935	BLD MAINT-POLICE
020842	08/27/15	QUI02	QUILL CORPORATION	422.60	.00	422.60	6999176	OFFICE SUPPLIES-

REPORT: Aug 27 15 Thursday
 RUN...: Aug 27 15 Time: 11:17
 Run BY: LORI

CITY OF CORNING
 Cash Disbursement Detail Report
 Check Listing for 08-15 Bank Account.: 1020

PAGE: 002
 ID #: PY-DP
 CTL.: COR

Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Payment Information Description
020843	08/27/15	RED01	RED BLUFF DAILY NEWS	175.98	.00	175.98	150917	PRINTING/ADV-POLICE
020844	08/27/15	TRI02	TRI-COUNTY NEWSPAPERS	54.82	.00	54.82	150917	PRINTING/ADV-POLICE

Cash Account Total.....: 337360.65 .00 337360.65

Total Disbursements.....: 337360.65 .00 337360.65

Cash Account Total.....: .00 .00 .00

REPORT.: Aug 27 15 Thursday
 RUN....: Aug 27 15 Time: 11:17
 Run By.: LORI

CITY OF CORNING
 Cash Disbursement Detail Report - Payroll Vendor Payment (s)
 Check Listing for 08-15 Bank Account.: 1025

PAGE: 003
 ID #: PY-DP
 CTL.: COR

Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Description
6863	08/26/15	APL01	AMERICAN FAMILY LIFE	2726.34	.00	2726.34	B50831	AFLAC INS.PRE TAX
				297.16	.00	297.16	1B50831	AFLAC INS.AFTER TAX
			Check Total.....:	3023.50	.00	3023.50		
6864	08/26/15	BLU02	BLUE SHIELD OF CALIFORNIA	24008.00	.00	24008.00	B50831	MEDICAL INSURANCE
6865	08/26/15	CIT01	CITY OF CORNING	9.00	.00	9.00	B50831	CHGS FOR WAGE ATCHMT
6866	08/26/15	MUT00	MUTUAL OF OMAHA	459.20	.00	459.20	B50831	LIFE INSURANCE
6867	08/26/15	OEU01	OPERATING ENGINEERS #3	7314.00	.00	7314.00	B50831	MEDICAL INSURANCE
6868	08/26/15	OEU02	OPERATING ENG. (DUES)	360.00	.00	360.00	B50831	UNION DUES MGMT
				660.00	.00	660.00	1B50831	UNION DUES POLICE
				416.00	.00	416.00	2B50831	UNION DUES DISPATCH
				686.00	.00	686.00	3B50831	UNION DUES-MISC
			Check Total.....:	2122.00	.00	2122.00		
6869	08/26/15	PRI04	PRINCIPAL	3092.92	.00	3092.92	B50831	DENTAL INSURANCE
				546.47	.00	546.47	1B50831	VISION INSURANCE
			Check Total.....:	3639.39	.00	3639.39		
			Cash Account Total.....:	40575.09	.00	40575.09		
			Total Disbursements.....:	40575.09	.00	40575.09		

REPORT: Aug 31 15 Monday
 RUN...: Aug 31 15 Time: 16:18
 Run By: LORI

CITY OF CORNING
 Cash Disbursement Detail Report
 Check Listing for 08-15 Bank Account.: 1020

PAGE: 001
 ID #: PY-DP
 CTL.: COR

Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Description
010198	08/27/15	TRA08	TRAFIC SOLUTIONS, INC.	-55.69	.00	-55.69	100206u	Ck# 010198 Reversed
				-770.82	.00	-770.82	100223u	Ck# 010198 Reversed
			Check Total.....:	-826.51	.00	-826.51		
017365	08/27/15	DAY05	DAYS INN CONCORD	-254.97	.00	-254.97	131022u	Ck# 017365 Reversed
020845	08/31/15	\B077	BRANDT, JENNIFER	31.55	.00	31.55	000B50801	MQ CUSTOMER REFUND FOR BR
020846	08/31/15	\C091	CAMPOS, LUIS	27.89	.00	27.89	000B50801	MQ CUSTOMER REFUND FOR CA
020847	08/31/15	\H067	HOGAN, CASEY	38.21	.00	38.21	000B50801	MQ CUSTOMER REFUND FOR HO
020848	08/31/15	\H068	HOLLIDAY, DONNA	13.15	.00	13.15	000B50801	MQ CUSTOMER REFUND FOR HO
020849	08/31/15	\H069	HOLBROOK, GARY	50.00	.00	50.00	000B50801	MQ CUSTOMER REFUND FOR HO
020850	08/31/15	\H070	HOPPING, FRANCIS	23.93	.00	23.93	000B50801	MQ CUSTOMER REFUND FOR HO
020851	08/31/15	\M136	JAMES, MONSON	18.06	.00	18.06	000B50801	MQ CUSTOMER REFUND FOR MO
020852	08/31/15	\S114	SOUTHERN SPECIALTY PROPER	51.50	.00	51.50	000B50801	MQ CUSTOMER REFUND FOR SO
020853	08/31/15	\S115	STROUD, MICHAEL	16.88	.00	16.88	000B50801	MQ CUSTOMER REFUND FOR ST

Cash Account Total.....: -810.31
 Total Disbursements.....: -810.31
 =====

Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Description
020854	09/01/15	BUR05	BURGESS & BOGENER, INC.	5525.00	.00	5525.00	000B508011	CONSULTING SVCS-LEGAL SVC
				-5525.00	.00	-5525.00	000B50801u	Ck# 020854 Reversed
				5525.00	.00	5525.00	000B509011	CONSULTING SVCS-LEGAL SVC
				-5525.00	.00	-5525.00	000B50901u	Ck# 020854 Reversed
Check Total.....				.00	.00	.00		
020855	09/01/15	COR07	CORBIN WILLITS SYSTEMS	729.72	.00	729.72	000B509011	EQUIP MAINT-FINANCE
020856	09/01/15	COR09	CORNING CHAMBER OF COMM.	1000.00	.00	1000.00	000B509011	ECONOMIC DEVELOPMENT
020857	09/01/15	HALL05	HALL, ROBERT	104.70	.00	104.70	000B509011	PROF SVCS-FIRE DEPT
020858	09/01/15	KEN00	KEN VAUGHAN & SONS	1200.00	.00	1200.00	000B509011	LANDSCAPE MAINT-
020859	09/01/15	PIT01	PITNEY BOWES	173.21	.00	173.21	000B509011	EQUIP LEASE-FINANCE
020860	09/01/15	S&L00	S & L BREWER ENTERPRISES	200.00	.00	200.00	000B509011	K-9 PROGRAM - POLICE
020861	09/01/15	TOM03	TOMLINSON JR., ROBERT L.	54.70	.00	54.70	000B509011	PROF SVCS - FIRE DEPT
020862	09/01/15	WHI05	WHITE GLOVE CLEANING SERV	3115.00	.00	3115.00	000B509011	JANITORIAL SVCS-
020863	09/01/15	BAS01	BASIC LABORATORY, INC	126.00	.00	126.00	1508314	ProfServices Water Dept
020864	09/01/15	BUR05	BURGESS & BOGENER, INC.	5525.00	.00	5525.00	150901	CONSULTING SVCS - LEGAL S
020865	09/01/15	COM11	COMFORT INN	172.22	.00	172.22	15-0908	TRAINING/EDUCATION - WATE
020866	09/01/15	LIN01	LINCOLN AQUATICS, INC.	1238.08	.00	1238.08	SL274339	MAT & SUPPLIES - POOL
020867	09/01/15	NAP01	NAPA AUTO PARTS	224.09	.00	224.09	150824	Veh Opr/Maint
				212.21	.00	212.21	150824F	MAT & SUPPLIES - FIRE
Check Total.....				436.30	.00	436.30		
020868	09/01/15	NOR31	NORM'S PRINTING	208.66	.00	208.66	015368	PRINTING/ADV - POLICE
020869	09/01/15	PGE01	PG&E	36482.31	.00	36482.31	150821	Electricity General City
020870	09/01/15	PGE2B	PG&E	9181.90	.00	9181.90	150824	ELECT - WWTP
020871	09/01/15	PUB01	PUBLIC SAFETY TRAINING,	229.00	.00	229.00	17870	TRAINING/ED - DISPATCH
020872	09/01/15	REV01	REVIVAL ANIMAL HEALTH	249.96	.00	249.96	214272	MAT & SUPPLIES - ACO
020873	09/01/15	VAL07	VALLEY VETERINARY CLINIC,	70.00	.00	70.00	132400	SPAY/NEUTER PROG - ACO
020874	09/02/15	AND01	ED ANDERSON	3057.44	.00	3057.44	15-0901	ProfServices

REPORT.: Sep 02 15 Wednesday
 RUN....: Sep 02 15 Time: 15:42
 Run By.: LORI

CITY OF CORNING
 Cash Disbursement Detail Report
 Check Listing for 09-15 Bank Account.: 1020

PAGE: 002
 ID #: PY-DP
 CTL.: COR

Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Description
020875	09/02/15	ATT14	AT&T	161.18	.00	161.18	150823F	Communications / FIRE
				182.03	.00	182.03	150823P	COMMUNICATIONS-POLICE
			Check Total.....	343.21	.00	343.21		
020876	09/02/15	ATT15	AT&T MOBILITY	503.32	.00	503.32	150819	COMMUNICATIONS
020877	09/02/15	COM01	COMPUTER LOGISTICS, INC	2370.00	.00	2370.00	65831	Equip.Maint.
				27.00	.00	27.00	65840	Equip.Maint. GEN CITY
				27.00	.00	27.00	65841	COMMUNICATIONS / POLICE
			Check Total.....	2424.00	.00	2424.00		
020878	09/02/15	COM11	COMFORT INN	172.22	.00	172.22	15-0908A	TRAINING/EDUCATION-WTR
020879	09/02/15	COR05	CORNING AUTO CENTER	513.27	.00	513.27	19257	VEH/OP MAINT-PARKS
020880	09/02/15	COR08	CORNING LUMBER CO INC	543.37	.00	543.37	150825	Mat/Supplies
020881	09/02/15	COR45	CORNING ACE HARDWARE	366.24	.00	366.24	150827	MAT & SUPPLIES
020882	09/02/15	DIA04	DIAZ ASSOCIATES	6589.89	.00	6589.89	090115-01	GEN PLAN UPDATE-PLANNING
020883	09/02/15	DUR01	DURHAM PUMP	4991.38	.00	4991.38	0147062-I	WELL REPAIRS / WTR CAP IM
020884	09/02/15	GRA02	GRAINGER, W.W., INC	52.45	.00	52.45	982687475	BLD MAINT-BLD MAINT
020885	09/02/15	INT01	INTERLAND BUSINESS SUPPLY	8.55	.00	8.55	351	MAT & SUPPLIES / FIRE
020886	09/02/15	JAC02	JACOBUS, BOB	27.94	.00	27.94	071615330	VEH OP/MAINT-POLICE
020887	09/02/15	JOB01	JOB TRAINING CENTER	65.00	.00	65.00	15-0911	CONF/MTGS-PW ADMIN
020888	09/02/15	LIB03	LIBERTEL	19.48	.00	19.48	204972	COMMUNICATIONS-DISPATCH
020889	09/02/15	LIN03	LISA LINNET	105.78	.00	105.78	150902	CONF/MTGS-ADMIN
020890	09/02/15	LOD00	LODI IRRIGATION, INC.	36.47	.00	36.47	35999	MAT & SUPPLIES-
020891	09/02/15	MCC05	MCCURDY'S TRUCK REPAIR	1132.84	.00	1132.84	14808	VEHICLE MAINT / FIRE
020892	09/02/15	MCC07	MCCOY'S HARDWARE & SUPPLY	260.61	.00	260.61	150827	MAT & SUPPLIES
020893	09/02/15	MUN03	MUNNELL & SHERRILL, INC.	17.20	.00	17.20	148244	MAT & SUPPLIES-
020894	09/02/15	NOR25	NORTHERN LIGHTS ENERGY, INC	34.67	.00	34.67	00195467	VEH OP/MAINT - FIRE
020895	09/02/15	PAC16	PACIFIC TELEMANAGEMENT SE	38.00	.00	38.00	776264	COMMUNICATIONS-GEN CITY

REPORT.: Sep 02 15 Wednesday
 RUN.....: Sep 02 15 Time: 15:42
 Run By.: LORI

CITY OF CORNING
 Cash Disbursement Detail Report
 Check Listing for 09-15 Bank Account.: 1020

PAGE: 003
 ID #: PY-DP
 CTL.: COR

Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Payment Information Description
020896	09/02/15	PET03	PETTY CASH	271.94	.00	271.94	150902	PETTY CASH-
020897	09/02/15	PGE01	PG&E	461.38	.00	461.38	150826	Electricity General City
				4737.79	.00	4737.79	150826A	ELECT-
			Check Total.....	5199.17	.00	5199.17		
020898	09/02/15	PGE2A	PG&E	71.06	.00	71.06	150828	ELECT - MARTINI PLAZA
				237.05	.00	237.05	150828A	ELECT - MCDONALD CT
			Check Total.....	308.11	.00	308.11		
020899	09/02/15	QUI02	QUILL CORPORATION	18.26	.00	18.26	7220952	OFFICE SUPPLIES-BLD & SAF
020900	09/02/15	ROM03	RON DUPRATT FORD	134.92	.00	134.92	843184	VEH OP/MAINT-POLICE
020901	09/02/15	SEI01	SEILER, ROY R., CPA	1254.30	.00	1254.30	27185	ProfServices Finance Dept
020902	09/02/15	STO07	STOUFER, JOHN BEDFORD	3200.00	.00	3200.00	150901	PROF SVCS-PLANNING
020903	09/02/15	TEH08	COUNTY OF TEHAMA	3119.75	.00	3119.75	150902	GEN PLAN UPDATE
020904	09/02/15	XER00	XEROX CORPORATION	129.44	.00	129.44	081167863	EQUIP MAINT-POLICE
			Cash Account Total.....	95435.98	.00	95435.98		
			Total Disbursements.....	95435.98	.00	95435.98		
			Cash Account Total.....	.00	.00	.00		

Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Description
6871	09/01/15	AME20	AMERICAN WEST BANK	1230.13	.00	1230.13	B50901	HSA DEDUCTIBLE
6872	09/01/15	BAN03	POLICE OFFICER ASSOC.	200.00	.00	200.00	B50901	POLICE OFFICER ASSOC
6873	09/01/15	CAL37	CALIFORNIA STATE DISBURSE	430.61	.00	430.61	B50901	WITHHOLDING ORDER
6874	09/01/15	COS01	COSTCO WHOLESALE MEMBERSP	880.00	.00	880.00	B50901	COSTCO
6875	09/01/15	EDD01	EMPLOYMENT DEVELOPMENT	3529.64	.00	3529.64	B50901	STATE INCOME TAX
				961.09	.00	961.09	1B50901	SDI
			Check Total.....	4490.73	.00	4490.73		
6876	09/01/15	ICM01	ICMA RETIREMENT TRUST-457	3054.98	.00	3054.98	B50901	ICMA DEF. COMP
				62.50	.00	62.50	1B50901	ICMA DEF. COMP ER PD
			Check Total.....	3117.48	.00	3117.48		
6877	09/01/15	PERS1	PUBLIC EMPLOYEES RETIRE	18374.80	.00	18374.80	B50901	PERS PAYROLL REMITTANCE
6878	09/01/15	PERS4	Cal Pers 457 Def. Comp	2299.77	.00	2299.77	B50901	PERS DEF. COMP.
				125.00	.00	125.00	1B50901	PERS DEF. COMP. ER P
			Check Total.....	2424.77	.00	2424.77		
6879	09/01/15	TEH15	TEHAWA CO SHERIFF'S DEPT	447.50	.00	447.50	B50901	WAGEASN #2015000552
6880	09/01/15	VAL06	VALIC	3089.27	.00	3089.27	B50901	AIG VALIC P TAX
				87.50	.00	87.50	1B50901	AIG VALIC P TAX ER P
			Check Total.....	3176.77	.00	3176.77		
			Cash Account Total.....	34772.79	.00	34772.79		
			Total Disbursements.....	34772.79	.00	34772.79		

Date...: Sep 2, 2015
 Time...: 12:53 pm
 Run by: PALA CANTRELL

CITY OF CORNING
 NEW BUSINESSES FOR CITY COUNCIL

Page.: 1
 List.: NEWS
 Group: WIFMB

Business Name	Address	CITY/STATE/ZIP	Contact Name	Business Desc. #1	Business Start Date	Primary Teleph
ANYTHING COWBOY	1515 HIGHWAY 99W	CORNING, CA 96021	CARLON	LESELY RETAIL SALES OF TACK & SADDLES.	08/26/15	(530)526-3858
C & S HANDY SERVICES	240 EDITH AVE	CORNING, CA 96021	VERBRUGGE	CHERI CLEANING & MAINTENANCE	08/25/15	(530)315-6164
CHAVEZ YARD MAINTENA	1944 NORTH ST	CORNING, CA 96021	CHAVEZ	FIDEL MOW, WEED EAT YARD WORK.	09/01/15	(530)366-4888
JACKIE MARQUEZ CLEAN	23202 KINDLESPIRE RD	PROBERTA, CA 96078	MARQUEZ	JACQUEL CLEANING	09/01/15	(530)526-0150
OLD FRIENDS CAFE	1510 SOLANO ST	CORNING, CA 96021	SOTELO	ADELAID RESTAURANT	08/20/15	(530)838-0973
PIKE HEATING & A/C	1032 CLOVER STREET	WOODLAND, CA 95695	PIKE	JOHN	08/27/15	(530)668-4766
WESTERN ABATEMENT	#106 530 BOULDER CT	PLEASANTON, CA 94566	FROST	BLAINE CLEANING OF LAND	08/25/15	(925)485-3660

9/1/2015
7:23:55AM

CITY OF CORNING
PERMITS ISSUED (sort by Permit #)
For the Period 8/1/2015 thru 8/31/2015

Owner and Address	Parcel Number	Issued On	Valuation
AMERICAN WEST BANK 1201 SOLANO ST CORNING CA 96021 Permit Description: REFACE SIGNS	7113407 Site Street Address: 1201 SOLANO ST	8/26/2015	20,000.00
CRAIG BROTHERS 2176 SOLANO ST CORNING CA 96021 Permit Description: C/O SIGNS & ADD DIGITAL LED SIGN	7133007 Site Street Address: 2176 SOLANO ST	8/26/2015	30,000.00
JORGE CALDERA 1710 MANZANILLO LN CORNING CA 96021 Permit Description: INSTALL ROOF MOUNT SOLAR	7125040 Site Street Address: 1710 MANZANILLO LN	8/4/2015	19,536.00
ASHLEY LIMON 322 LA MESA CT CORNING CA 96021 Permit Description: C/O WATER HEATER	7135007 Site Street Address: 322 LA MESA CT	8/5/2015	1,500.00
BRETT CLELAND 1302 BUTTE ST CORNING CA 96021 Permit Description: TEAR OFF & REROOF	7111108 Site Street Address: 1302 BUTTE ST	8/5/2015	12,000.00
RANDAL FALK 609 WALNUT ST CORNING CA 96021 Permit Description: UPGRADE ELECT. SERVICE & SUB PANEL	7310404 Site Street Address: 609 WALNUT ST	8/7/2015	1,500.00
TERESS MANNING 454 DEL NORTE CORNING CA 96021 Permit Description: ADD FRONT FENCE & EXTEND N SIDE FENCE	7305202 Site Street Address: 454 DEL NORTE	8/12/2015	1,000.00

CITY OF CORNING
PERMITS ISSUED (sort by Permit #)
For the Period 8/1/2015 thru 8/31/2015

Owner and Address	Parcel Number	Issued On	Valuation
JOSE DUARTE 1795 BLUE HERON CT CORNING CA 96021 Permit Description: INSTALL ROOF MOUNT SOLAR	7102033 Site Street Address: 1795 BLUE HERON CT	8/18/2015	26,775.00
ANTON MANSOUR 1515 HWY 99W ##4 CORNING CA 96021 Permit Description: REPAIR FIRE DAMAGE	7125018 Site Street Address: 1515 HWY 99W ##4	8/14/2015	5,000.00
CITY OF CORNING 794 THIRD ST #FINANCE CORNING CA 96021 Permit Description: C/O HVAC @ FINANCE	7113503 Site Street Address: 794 THIRD ST #FINANCE	8/14/2015	7,615.00
DAN GRISWOLD 822 HOUGHTON AVE CORNING CA 96021 Permit Description: INSTALL 6' BACK YARD FENCE	7115504 Site Street Address: 822 HOUGHTON AVE	8/17/2015	500.00
BRIAN OLSEN 1554 MEADOBROOK LN CORNING CA 96021 Permit Description: REPLACE WATER & SEWER LINES	7131019 Site Street Address: 1554 MEADOBROOK LN	8/24/2015	4,000.00
JUANA DIAZ 1791 ASCOLANO CT CORNING CA 96021 Permit Description: ADD ROOF MOUNT SOLAR	7125053 Site Street Address: 1791 ASCOLANO CT	8/26/2015	13,857.00
KAREN ANDERSON 828 & 838 YOLO ST CORNING CA 96021 Permit Description: REMOVE STUCCO & ADD SIDING TO FRONT	7304616 Site Street Address: 828 & 838 YOLO ST	8/25/2015	5,000.00
UNION PACIFIC RAILROAD 1011 MARIN ST CORNING CA 96021 Permit Description: DEMO BURNT RESIDENCE	7117601 Site Street Address: 1011 MARIN ST	8/25/2015	16,000.00

CITY OF CORNING
PERMITS ISSUED (sort by Permit #)
For the Period 8/1/2015 thru 8/31/2015

Owner and Address	Parcel Number	Issued On	Valuation
DEBBIE CASTLE 553 EL PASO CORNING CA 96021 Permit Description: TEAR OFF & REROOF	7305406 Site Street Address: 553 EL PASO	8/26/2015	11,150.00
ARMANDO PAREZ 1165 PEAR ST CORNING CA 96021 Permit Description: REMOVE 2 SHEDS & ADD SHOP (DETACHED)	7311207 Site Street Address: 1165 PEAR ST	8/27/2015	3,086.25
TOWER ENERGY GROUP 809 SOLANO ST CORNING CA 96021 Permit Description: C/O HVAC	7306603 Site Street Address: 809 SOLANO ST	8/27/2015	9,400.00
EDUARDO ALVARADO 343 RIO VISTA CT CORNING CA 96021 Permit Description: C/O HVAC	7135044 Site Street Address: 343 RIO VISTA CT	8/31/2015	6,600.00
PENTECOSTAL CHURCH OF GOD 609 MARIN ST CORNING CA 96021 Permit Description: ADD 3rd LAYER REROOF	7307406 Site Street Address: 609 MARIN ST	8/31/2015	3,500.00

20 Permits Issued from 8/1/2015 Thru 8/31/2015 FOR A TOTAL VALUATION OF \$ 198,019.25
***** END OF REPORT *****

CITY OF CORNING

August 2015

TREASURERS REPORT

AGENCY	BALANCE	RATE
LOCAL AGENCY INVESTMENT FUND	1,785,370.45	.28

Respectfully Submitted

Pala Cantrell
City Treasurer

RECEIVED
SEP 02 2015
CORNING CITY CLERK

Item No.: G-9



CITY OF CORNING
WASTEWATER OPERATION SUMMARY REPORT
AUGUST 2015

Severn Trent Services
25010 Gardiner Ferry Rd
P.O. Box 230
Corning, CA 96021
United States

T: +1 530 824 5863
F: +1 530 824 5769

www.severntrentservices.com

Below is a summary of the Monthly Operations Report that will be available for City review on September 2015

- 1) Completed monthly reports.
- 2) Performed weekly Operator 10 maintenance on all plant equipment.
- 3) Changed flow disk.
- 4) Calibrated SO₃ analyzer
- 6) Staff meeting to discuss plant operations and issues.
- 7) Changed chart on So₃ analyzer.
- 8) Safety meeting.
- 9) Changed oil in aerator gear boxes
- 10) Inspected eyewash and emergency showers.
- 11) Regional Board here for plant inspection
- 12) Cleaned So₂ pump.
- 13) Checked storm water discharge sites at WWTP and airport.
- 14) Poured 100 feet of sidewalk and pad for storage shed
- 15) Tested all chlorine and So₂ leak sensors.
- 16) Exercised lift station stand –by pump
- 17) Sent dry sludge results to Recology for approval.
- 18) Exercised emergency generator.

- 19) Performed monthly Plant inspection
- 20) Checked all fire extinguishers.
- 21) Submitted monthly ESMR and DMR
- 22) Completed SSO no spill report.
- 23) Completed fire extinguisher training
- 24) Ordered new parts for SO3 analyzer
- 25) Mowed lawns
- 26) Cleaned lift station probe
- 27) Cummins West here to perform annual maintenance on emergency generator
- 28) Called Northstate Electric to replace seals on # 2 aerator gear box
- 29) Del Johnson Heat and Air installed new AC unit
- 30) Increased aerator run time and chemical feed due to Valley Prune flows.

August 2015

Domestic Flow Monthly Average = 640,903 GPD

**ITEM NO.: G-10
APPROVE RECOMMENDATION
OF JAMES DODGE FOR
APPOINTMENT TO THE CITY
RECREATION COMMISSION**

September 8, 2015

**TO: HONORABLE COUNCILMEMBERS
FROM: GARY R. STRACK, MAYOR**

SUMMARY:

Following an interview with the applicant I recommend James Dodge to serve as a Commissioner on the City's Recreation Commission.

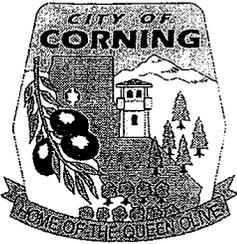
BACKGROUND:

The City published a press release in the Corning Observer on July 2, 2015 seeking applicants to fill the two vacant Recreation and one vacant Planning Commission seats. In response to this advertisement the City received one application from James Dodge for one of the vacant Recreation Commission positions.

Mr. Dodge is a retired City Police Officer and is an active mentor for local youth sports programs.

RECOMMENDATION:

MAYOR AND CITY COUNCIL APPOINT JAMES DODGE TO THE RECREATION COMMISSION EFFECTIVE IMMEDIATELY TO FILL VACANT TERM WHICH IS TO EXPIRE ON JUNE 30, 2019.



SUBMIT TO CORNING CITY CLERK, 794 THIRD STREET, CORNING, CA

RECEIVED

CITY OF CORNING
APPLICATION FOR COUNCIL APPOINTMENT

AUG 21 2015

CORNING CITY CLERK

Date: 08-21-15

- Commission: Planning Commission
 Recreation Commission
 Library Commission
 Airport Commission

Name: JAMES DODGE

Phone No.: _____

Home Address: _____
CORNING, CA 96021

Email: JANDKIDODGE@YAHOO.COM

Business Address: _____

Phone No.: SAME

Occupation: EDUCATOR / RETIRED LAW ENFORCEMENT

Do you reside within the City of Corning? Yes X No _____

What qualifications/experience do you possess that will assist the Commission of your choice in fulfilling its functions? (Attached additional pages if needed.)

DURING MY TIME AT CORNING P.D., I SERVED AS THE SRO AT CORNING HIGH SCHOOL AND COACHED WRESTLING & FOOTBALL. I HAVE BEEN A PART OF CORNING LITTLE LEAGUE FOR THE LAST 6 YEARS AS A COACH.

Have you served on other Boards, Committees, or Commissions? Yes X No _____

If so, please list them:

WOODSON ELEMENTARY SCHOOL SITE COUNCIL, SECRETARILY & TREASURER OF THE CORNING POLICE OFFICERS ASSOCIATION, TWO YEARS AS THE VP FOR CORNING LITTLE LEAGUE

Are you familiar with the time / travel commitments associated with serving on this Commission? Yes X No _____

Can you meet those commitments? Yes X No _____

Please comment on your reasons for seeking this appointment. (Attached additional pages if needed.)

[Handwritten Signature]
Signature

STATE LAW REQUIRES THAT APPOINTMENTS TO BOARDS AND COMMISSIONS BE CONSIDERED BY THE CITY COUNCIL IN OPEN SESSION AND YOU MAY BE ASKED TO BE PRESENT FOR AN INTERVIEW.

THE CITY OF CORNING IS AN EQUAL OPPORTUNITY PROVIDER AND EMPLOYER

**ITEM NO.: I-11
RESOLUTION NO. 09-08-2015-01; A
RESOLUTION CERTIFYING THE
ENVIRONMENTAL IMPACT REPORT
(SCH#2015052037) PREPARED FOR
THE 2014-2034 GENERAL PLAN
UPDATE IN ACCORDANCE WITH THE
CALIFORNIA ENVIRONMENTAL
QUALITY ACT (CEQA) AND THE
STATE CEQA GUIDELINES.**

SEPTEMBER 8, 2015

TO: HONORABLE MAYOR AND CITY OF CORNING COUNCIL MEMBERS
FROM: JOHN L. BREWER, AICP; CITY MANAGER *JLB*
JOHN STOUFER, PLANNING CONSULTANT *JS*

BACKGROUND:

In 2012 the City of Corning was awarded a \$100,000 grant from the Planning/Technical Assistance Allocation of the State Community Development Block Grant Program (CDBG Grant No. 12-CDBG-8379). The P/TA funds were awarded to assist the City with the preparation of the 2014-2034 General Plan Update and associated environmental documents pursuant to the California Environmental Quality Act (CEQA).

On October 23, 2012, for efficiency and cost containment purposes, the City Council appointed the Planning Commission to serve as the 2014-2034 General Plan Update Task Force to work with staff and environmental and planning consultant Eihnard Diaz in preparing the 2014-2034 General Plan Update. At this meeting the Council was informed that the project would require the preparation of an Environmental Impact Report (EIR) to comply with CEQA.

After an Administrative Draft of the 2014-2034 General Plan was prepared and under review, Mr. Diaz started working on preparation of a Draft Environmental Impact Report (DEIR). On May 12, 2015, a Notice of Preparation (NOP) pursuant to CEQA was sent to the State Clearinghouse and distributed to appropriate agencies for the purpose of obtaining written comments from these agencies regarding the scope and content of environmental information and analysis which the agencies wanted addressed in the DEIR.

On May 19, 2015 the Planning Commission held a public scoping session to receive and provide comments regarding the scope and content of the environmental information to be addressed in the DEIR.

On June 10, 2015 the NOP comment period ended. Two comment letters were received, in addition to a response letter from the State Clearinghouse referring the NOP to responsible agencies. The comments received are contained in the Final EIR (collectively, the DEIR and Final EIR are referred to as "the EIR"), made available on August 27, 2015.

The June 23, 2015 DEIR prepared for the 2014 – 2034 General Plan Update, in accordance with CEQA, was circulated for a 45 day public review and comment period from June 24, 2015 to August 7, 2015.

Also on June 23, 2015, a notice of availability of the DEIR was provided to appropriate agencies and the general public via a Notice of Completion sent to the State Clearinghouse,

and copies of the DEIR were available for review at the City of Corning Planning Department and Public Library.

Three letters with written comments were received on the DEIR prior to the close of the 45-day review period, in addition to a response letter from the State Clearinghouse acknowledging that the City complied with the State Clearinghouse review requirements. The comments received and the City's responses to such comments, as well as revisions to the DEIR, are contained in the Final EIR, made available on August 27, 2015.

The Planning Commission held a duly noticed public hearing on August 18, 2015, to receive testimony and to consider recommendations to the City Council regarding the DEIR for the 2014 – 2034 General Plan Update and the 2014 – 2034 General Plan Update. The Planning Commission voted 3:0:2 to recommend that the City Council adopt and certify the DEIR with the response to comments included in the EIR in compliance with CEQA and its Guidelines.

SUMMARY:

CEQA Guidelines Sections 15080 to 15090 provides regulations for the EIR process. The Corning Municipal Code, Title 18, Environment, also provides guidelines for the preparation, review and approval of environmental documents. Prior to considering adopting General Plan Amendment 2015-01, the 2014-2034 General Plan Update, pursuant to Section 15090 of the CEQA Guidelines, the City Council must certify that:

- (1) The Final EIR has been completed in compliance with the CEQA;
- (2) The Final EIR was presented to the decision-making body of the lead agency (City Council), and that the decision-making body reviewed and considered the information contained in the Final EIR prior to approving the project (General Plan Amendment 2015-01); and
- (3) The Final EIR reflects the lead agency's independent judgement.

Also as detailed and discussed in Exhibit "A", attached to Resolution 09-08-2015-01, CEQA Guidelines Section 15091 and 15093, in addition to Section 21081 of the Public Resources Code, requires the City to make written findings concerning each alternative and each significant environmental impact identified in the DEIR and FEIR. Exhibit "A" provides a discussion on alternatives to the project and provides the written findings required by Section 15091 of the CEQA Guidelines.

California Public Resources Code Section 21081.6 requires public agencies to adopt mitigation monitoring or reporting programs when certifying an EIR. This requirement facilitates implementation of all mitigation measures adopted through CEQA. The Mitigation Monitoring Program is attached to Resolution 09-08-2015-01 as Exhibit "B".

RECOMMENDATION:

MOVE TO ADOPT RESOLUTION 09-08-2015-01 WITH ATTACHED EXHIBITS "A" AND "B" CERTIFYING THAT THE ENVIRONMENTAL IMPACT REPORT PREPARED FOR GENERAL PLAN AMENDMENT 2015-01, THE 2014-2034 CITY OF CORNING GENERAL PLAN, IS IN COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, ITS GUIDELINES AND THE CITY'S LOCAL ENVIRONMENTAL GUIDELINES.

ATTACHMENTS:

Resolution 09-08-2015-01 with Attachments "A", the CEQA Findings of Fact and Attachment "B", the CEQA Mitigation Monitoring Program

RESOLUTION NO.: 09-08-2015-01

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORNING
CERTIFYING THE ENVIRONMENTAL IMPACT REPORT
(SCH#2015052037) PREPARED FOR THE 2014 – 2034 GENERAL PLAN
UPDATE IN ACCORDANCE WITH THE CALIFORNIA ENVIRONMENTAL
QUALITY ACT (CEQA) AND THE STATE CEQA GUIDELINES**

WHEREAS, pursuant to the requirements of California Government Code Sections 65300 *et seq.*, the City of Corning has prepared and proposes to adopt a comprehensive update of its 1994 General Plan; and

WHEREAS, on May 12, 2015, a Notice of Preparation (NOP) pursuant to the California Environmental Quality Act (CEQA) was sent to the State Clearinghouse and distributed to appropriate agencies for the purpose of obtaining written comments from these agencies regarding the scope and content of environmental information and analysis which the agencies wanted addressed in the Draft Environmental Impact Report (DEIR); and

WHEREAS, on May 19, 2015 the Planning Commission held a public scoping session to receive and provide comments regarding the scope and content of the environmental information to be addressed in the DEIR; and

WHEREAS, on June 10, 2015 the NOP comment period ended. Two comment letters were received, in addition to a response letter from the State Clearinghouse referring the NOP to responsible agencies. The comments received are contained in the Final EIR (collectively, the DEIR and Final EIR are referred to as "the EIR"), made available on August 27, 2015; and

WHEREAS, The June 23, 2015 DEIR prepared for the 2014 – 2034 General Plan Update, in accordance with CEQA, was circulated for public review and comment from June 24, 2015 to August 7, 2015; and

WHEREAS, on June 23, 2015, notice of availability of the DEIR was provided to appropriate agencies and the general public via a Notice of Completion sent to the State Clearinghouse, and copies of the DEIR were available for review at the City of Corning Planning Department and Public Library; and

WHEREAS, three letters with written comments were received on the DEIR prior to the close of the 45-day review period, in addition to a response letter from the State Clearinghouse acknowledging that the City complied with the State Clearinghouse review requirements. The comments received and the City's responses to such comments, as well as revisions to the DEIR, are contained in the Final EIR, made available on August 27, 2015; and

WHEREAS, the Planning Commission held a duly noticed public hearing on August 18, 2015, to receive testimony and to consider recommendations to the City Council regarding the DEIR for the 2014 – 2034 General Plan Update and the 2014 – 2034 General Plan Update; and

WHEREAS, on August 18, 2015, the Planning Commission voted to recommend that the City Council certify and adopt the EIR for the 2014 – 2034 General Plan Update as being complete and adequate and to adopt the 2014 – 2034 General Plan Update; and

WHEREAS, on September 8, 2015, the City Council held a duly noticed public hearing and considered the reports and documents presented by City staff, the Planning Commission's recommendations, and the written and oral comments presented at the public hearing.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CORNING
HEREBY RESOLVES AS FOLLOWS:**

SECTION 1. The above recitals are true and correct and reflect the independent judgment of the City Council.

SECTION 2. Notice of the public hearings on the 2014 – 2034 General Plan Update, the Draft EIR and Final EIR was given as required by law and the actions were conducted pursuant to the Planning and Zoning Law, CEQA, the State CEQA Guidelines and the City's local guidelines.

SECTION 3. All individuals, groups and agencies desiring to comment were given adequate opportunity to submit oral and written comments on the 2014 – 2034 General Plan Update, the Draft EIR and the Final EIR. These opportunities for comment meet or exceed the requirements of the Planning and Zoning Law, CEQA and the City's local guidelines.

SECTION 4. All comments submitted during the public review and comment period on the Draft EIR, including comments received at the public hearings on the adequacy of the Draft EIR were responded to adequately.

SECTION 5. The City Council has been presented with all of the information described in the recitals and has considered this information prior to adopting this Resolution.

SECTION 6. The EIR has been prepared in compliance with CEQA, the State CEQA Guidelines and the City's local guidelines, and reflects the City's independent judgment and analysis.

SECTION 7. The EIR adequately identifies and addresses all of the identified environmental impacts and all feasible mitigation measures have been incorporated into the 2014 – 2034 General Plan Update in the form of Goals, Objectives, Policies and Implementation Measures to reduce the anticipated environmental impacts.

SECTION 8. No changes to the 2014 – 2034 General Plan Update or to the Draft EIR that were circulated for public review have been made that necessitate or involve significant new information as outlined in CEQA Guidelines Section 15088.5.

SECTION 9. Pursuant to CEQA Guidelines Section 15025 (c), the City of Corning Planning Commission has reviewed and considered the information in the EIR prior to making its recommendations to the City Council.

SECTION 10. The EIR was presented to the City Council, and the Council has reviewed and considered the information contained in the EIR prior to approving the 2014 – 2034 General Plan Update.

SECTION 11. The City Council adopts the CEQA Findings of Fact attached as Exhibit “A” to this resolution, as required by Public Resources Code Section 21081; and

SECTION 12. The City Council adopts the Mitigation Monitoring and Reporting Program attached as Exhibit “B” to this resolution, as required by Public Resources Code Section 21081.6.

SECTION 11. The City Council finds that the EIR prepared for the 2014 – 2034 General Plan Update reflects the independent judgment of the City Council and its staff, and certifies the EIR as adequate, complete and in compliance with CEQA, the State CEQA Guidelines and the City's local guidelines. The City Council finds that the EIR is adequate and complete for consideration in making a decision on the merits of the 2014 -2034 General Plan Update.

The foregoing Resolution was adopted by the City Council of the City of Corning on this 8th day of September, 2015, by the following vote:

AYES:

NAYS:

ABSTAINING:

ABSENT:

Gary R. Strack, Mayor

ATTEST:

Lisa M. Linnet, City Clerk

I, Lisa M. Linnet, City Clerk of the City of Corning, California, DO HEREBY CERTIFY that the foregoing Resolution (Resolution 09-08-2015-01) was duly introduced, approved and adopted by the City Council of the City of Corning at a regular meeting of said Council held on the 8th day of September, 2015 by the votes listed above.

Lisa M. Linnet, City Clerk

EXHIBIT “A”

CEQA FINDINGS OF FACT OF THE CITY OF CORNING CITY COUNCIL FOR THE 2014 – 2034 GENERAL PLAN UPDATE

INTRODUCTION

Pursuant to Sections 15091 and 15093 of the California Environmental Quality Act (CEQA) Guidelines and Section 21081 of the Public Resources Code, the City of Corning prior to approval of the 2014 – 2034 General Plan Update is required to make written findings concerning each alternative and each significant environmental impact identified in the DEIR and FEIR. Specifically, regarding findings, Guidelines Section 15091 provides:

- (a) No public agency shall approve or carry out a project for which an EIR has been completed which identifies one or more significant environmental effects of the project unless the public agency makes one or more written findings for each of those significant effects, accompanied by a brief explanation of the rationale for each finding. The possible findings are:
 - 1. Changes or alterations have been required in, or incorporated into, the project which mitigate or avoid the significant environmental effects on the environment.
 - 2. Those changes or alterations are within the responsibility and jurisdiction of another public agency and have been, or can or should be, adopted by that other agency.
 - 3. Specific economic, legal, social, technological, or other considerations, including considerations for the provision of employment opportunities for highly trained workers, make infeasible the mitigation measures or alternatives identified in the EIR.
- (b) The findings required by subsection (a) shall be supported by substantial evidence in the record.
- (c) The finding in subsection (a)(2) shall not be made if the agency making the finding has concurrent jurisdiction with another agency to deal with identified feasible mitigation measures or alternatives.
- (d) When making the findings required in subsection (a)(1), the agency shall also adopt a program for reporting on or monitoring the changes which it has either required in the project or made a condition of approval to avoid or substantially lessen significant environmental effects. These measures must be fully enforceable through permit conditions, agreements, or other measures.
- (e) The public agency shall specify the location and custodian of the documents or other materials which constitute the record of the proceedings upon which its decision is based.

Each of these findings, where applicable, must be supported by substantial evidence in the administrative record. Evidence from the DEIR, FEIR, Mitigation Monitoring Program (MMP), and City's 2014 – 2034 General Plan Update is used to meet this criteria.

The “changes or alterations” referred to in Section 15091(a)(1) that are required in, or incorporated into, the 2014 – 2034 General Plan Update, which mitigate or avoid the significant environmental effects of the project, may include a wide variety of measures or actions as set forth in Guidelines Section 15370, including:

- (a) Avoiding the impact altogether by not taking a certain action or parts of an action.

- (b) Minimizing impacts by limiting the degree or magnitude of the action and its implementation.
- (c) Rectifying the impact by repairing, rehabilitating, or restoring the impacted environment.
- (d) Reducing or eliminating the impact over time by preservation and maintenance operations during the life of the action.
- (e) Compensating for the impact by replacing or providing substitute resources or environments.

Having received, reviewed and considered the FEIR for the 2014 – 2034 General Plan Update (SCH#2015052037), as well as all other information in the record of proceedings on this matter, the following Findings are adopted by the City of Corning in its capacity as the CEQA Lead Agency. These Findings set forth the environmental basis for current and subsequent discretionary actions to be undertaken by the City and responsible agencies for the implementation of the 2014 – 2034 General Plan Update. It should be noted that there are no specific economic, legal, social, technological, or other considerations, including considerations for the provision of employment opportunities for highly trained workers, that would make infeasible the mitigation measures or alternatives identified in the EIR.

ENVIRONMENTAL REVIEW PROCESS

In conformance with CEQA and the State CEQA Guidelines, the City of Corning conducted an extensive environmental review of the 2014 – 2034 General Plan Update. The environmental review process included the following:

- An Initial Study by the City of Corning was not prepared since the decision to prepare an EIR was determined when the City Council authorized the preparation of the 2014 – 2034 General Plan Update in 2012.
- On October 23, 2012, for efficiency and cost containment purposes, the City Council appointed the Planning Commission to serve as the 2014 -2034 General Plan Update Task Force (Task Force), to oversee the update of the 2014 -2034 General Plan Update.
- The Notice of Preparation (NOP) was released for a 30-day public review period on May 12, 2015 which ended on June 10, 2015. Section 1.3 of the EIR describes the Methodology and Scope of the EIR. The Notice of Preparation and public scoping process is also discussed.
- Completion of a scoping process in which the public and public agencies were invited by the City of Corning to participate. The scoping meeting for the EIR was held on May 19, 2015.
- Preparation of a DEIR by the City of Corning, which was made available for a 45-day public review period from June 24, 2015 through August 7, 2015. Provided with the DEIR was the June 23, 2015 Draft 2014 – 2034 General Plan Update. Notice of the availability of the DEIR was sent to interested persons, agencies and organizations: it was also published in Corning Observer, the local newspaper with general circulation, and was posted at City Hall.
- On August 18, 2015, the Planning Commission held a duly noticed public hearing to consider the Draft 2014 – 2034 General Plan Update and Draft EIR and, made recommendations to the City Council to certify the EIR as complete and adequate and to adopt the 2014 – 2034 General Plan Update with revisions.
- Preparation of a Final EIR (FEIR) dated August 27, 2015. The Final EIR contains the following: comments on the DEIR, responses to those comments and the Mitigation Monitoring Program. The DEIR

was revised to incorporate the responses to comments. The Final EIR Response to Comments was formerly released for a 10 day public review period on August 27, 2015. The three agencies that provided written comments were provided the Response to Comments via e-mail on August 14, 2015.

- Beginning in 2013 through 2015, a total of 18 Public Workshops and/or Public Hearings were held by the General Plan Update Task Force/Planning Commission.
- The City Council held one public hearing on October 23, 2012 initiating the 2014 – 2034 General Plan Update process and another on September 8, 2015 to certify and adopt the EIR as complete and adequate and to adopt the 2014 – 2034 General Plan Update.

PROJECT SUMMARY

California State law (Government Code Section 65300) requires the City of Corning to adopt a general plan "for the physical development of the City, and any land outside its boundaries which . . . bears relation to its planning." The general plan serves as a "constitution" for development, the foundation upon which all land use decisions are to be based. It expresses community development goals and embodies public policy relative to the distribution of future public and private land use. In summary, it is a statement of the City's vision of its physical growth over the next 20 years.

The City of Corning 2014 – 2034 General Plan Update serves to:

- Identify the City's long-range goals, objectives, policies & implementation measures for existing and future development and conservation of natural resources;
- Provide for "quality of life" improvements for City residents, employers and employees;
- Provide the Planning Commission and City Council a foundation for judging whether specific private development proposals and public projects are consistent with the general plan;
- Provide citizens, developers, employers, public and private agencies, and decision-makers the "ground rules" that guide existing and future development
- Provide a basis for decision making, including a nexus to support development exactions as required by *Nollan v. California Coastal Commission* (1987) 107 S. Ct. 3141; and
- Provide citizens with opportunities to participate in the planning and decision-making processes of the City.

The General Plan is designed to be:

- Long range in nature since almost any development decision has effects lasting for more than several years;
- Comprehensive, since the Plan must provide direction to coordinate all major components of the City's physical development; and,
- General, because although it serves as a framework for detailed public and development proposals, it establishes requirements for additional planning studies which must be completed prior to any future actions to modify land use allocations.

Since the 1994 General Plan was adopted, new issues were identified that needed to be addressed. These issues were presented, evaluated and considered for inclusion into the 2014 – 2034 General Plan Update. Issues identified included:

- Provide adequate suitable sites for new housing compatible with existing neighborhoods reflecting a variety of housing types and densities

- Provide adequate suitable sites for emergency and/or transitional housing
- Identify pedestrian and bicycle access routes
- Address floodplain and flood hazard issues
- Address Climate Change
- Incorporate Energy Conservation Policies
- Incorporate Neighborhood Improvement Policies
- Identify and incorporate “sustainability” concepts

FINDINGS ON THE PROJECT ALTERNATIVES CONSIDERED IN THE DEIR/EIR

Alternatives to the 2014 – 2034 General Plan Update are presented and evaluated in relation to the findings set forth in Section 15091(a)(3) of the State CEQA Guidelines, which allows a public agency to approve a project that would result in one or more significant environmental effects if the project alternatives are found to be infeasible because of the specific economic, social, or other considerations.

The following discussion provides a summary of the alternatives considered and rejected in the 2014 – 2034 General Plan Update EIR, including the “No Project” Alternative which is the 1994 General Plan, the “Lower Density Residential” Alternative, and the “Higher Density Residential” Alternative.

NO PROJECT – 1994 GENERAL PLAN ALTERNATIVE

Under the No Project Alternative, the General Plan Update would not be adopted and the 1994 General Plan would continue to guide development in the City. The key difference between the 1994 General Plan and the 2014 – 2034 General Plan Update are:

- The Unclassified and Agriculture land use classifications would remain.
- The Large Lot Residential that basically replaces the Agricultural classification and is more reflective of the size and uses of the underlying parcels would not be advanced.
- The 2014 – 2034 General Plan Update provides consistency with the 2009 – 2014 Housing Element Update, whereas, the 1994 General Plan does not.
- The 1994 General Plan does not provide vacant Multi-Family Residential classified lands to provide a higher density type of living environment and is also necessary to meet State of California mandated Regional Housing Needs Allocation (RHNA) requirements.
- The amount of existing Industrial designated lands far exceeds the need or demand for such lands.
- The 1994 General Plan does not provide Public Services, Air Quality, Climate Change, and Energy Elements.
- The 1994 General Plan does not identify Objectives for each Element.
- The 2014 – 2034 General Plan Update clearly updates and identifies those streets within the City and Sphere of Influence that truly function as Arterials, Minor Arterials and Collectors.

Overall environmental impacts associated with the 2014 – 2034 General Plan Update would not be significantly reduced since the increases in Residential and Multi-Family classified lands are being offset by a reduction of 93 acres of Industrial classified lands. In addition, the existing approximate 118.6 acres of Unclassified lands are being classified for Large Lot Residential, Residential and Multi-Family Residential land uses.

The City Council finds that the “No-Project – 1994 General Plan” Alternative is less desirable than the 2014 – 2034 General Plan Update and rejects this Alternative for the following reasons:

- This Alternative would not achieve many of the objectives established for the 2014 – 2034 General Plan Update. The 1994 General Plan does not identify Objectives for each General Plan Element.
- The Unclassified and Agriculture land use classifications would remain.
- The Large Lot Residential replacing the Agricultural land use classification would not be advanced.
- The 1994 General Plan is inconsistent with the adopted 2009 – 2014 Housing Element Update.
- The 1994 General Plan does not provide vacant Multi-, Family Residential classified lands to provide a higher density housing necessary to meet State of California mandated RHNA requirements.
- The amount of existing Industrial designated lands far exceeds the need or demand for such lands.
- The 1994 General Plan does not provide Public Services, Air Quality, Climate Change, and Energy Elements.
- The 2014 – 2034 General Plan Update updates and identifies streets in the City and Sphere of Influence that function as Arterials, Minor Arterials and Collectors.
- Overall environmental impacts would not be significantly reduced.

LOWER DENSITY RESIDENTIAL ALTERNATIVE

This Alternative places greater emphasis on the development of the reclassified vacant single family lands at a lower density than proposed in the 2014 – 2034 General Plan Update. The 2014 – 2034 General Plan Update utilizes a density factor of 4.5 DU’s/Acre for the existing vacant Residential classified parcels and approved tract maps, which total 1,075 DU’s on 237 acres. A density of 6 DU’s is used for the 69.5 acres reclassified to Residential and 19 DU’s/Acre is used for the 42 acres of Multi-Family Residential reclassified land. The density of Large Lot Residential lands remained at 2 acres per DU.

The Lower Density Residential Alternative reflects the use of a lower density factor for reclassified lands of 4 DU’s/Acre for Residential land uses and 10 DU’s/Acre for Multi-Family Residential land uses.

This Alternative would result in a total of 1,855 dwelling units of which 1,353 would be Residential DU’s, 420 would be Residential Multi-Family DU’s and 82 Large Lot Residential DU’s. The General Plan Update generates 2,375 DU’s and this alternative is 520 less DU’s.

This Alternative would generate a population of 5,398 persons, which is 1,513 less persons than the 2014 – 2034 General Plan Update projected population of 6,911 persons.

The City Council finds that the Lower Density Residential Alternative is less desirable than the 2014 – 2034 General Plan Update and rejects this Alternative for the following reasons:

- This Alternative would not achieve many of the objectives established for the 2014 – 2034 General Plan Update.

- This Alternative would reduce the number of allowable housing units in the City, thereby impeding the City's ability to achieve its housing goals contained in the adopted Housing Element.
- Overall environmental impacts associated with this alternative compared to the Preferred Alternative would not be significantly reduced since the land area proposed for development is generally the same.
- The land form would still be altered since the same areas would still be developed, just with less density.
- Potential aesthetic, drainage, erosion, biological, water quality and biological impacts could still occur.
- Public service and facilities, traffic, noise, air quality, climate change and energy impacts would be reduced, albeit not significantly over a 20 year time period.

HIGHER DENSITY RESIDENTIAL ALTERNATIVE

This Alternative places greater emphasis on the development of reclassified vacant single family lands at higher densities than proposed in the *General Plan Update*. As previously noted, the *General Plan Update* utilizes a density factor of 4.5 DU's/Acre for the existing vacant *Residential* classified parcels and approved tract maps, a total of 1,075 DU's on 237 acres. A density of 8 DU's is used for the 69.5 acres reclassified to *Residential* and 24 DU's/Acre is used for the 42 acres of *Multi-Family Residential* reclassified land. The density of Large Lot Residential lands remains at 2 acres per DU.

This Alternative results in a total of 2,721 dwelling units of which 1,631 would be *Residential* DU's, 1,008 would be *Residential Multi-Family* DU's and 82 *Large Lot Residential* DU's. The *General Plan Update* identifies 2,375 DU's and this alternative would result in 346 more DU's.

This Alternative would generate a population of 7,918 persons, which is 1,007 more persons than the *General Plan Update* projected population of 6,911 persons.

The City Council finds that the Higher Density Residential Alternative is less desirable than the proposed project and rejects this Alternative for the following reasons:

- This Alternative would not achieve many of the objectives established for the 2014 – 2034 General Plan Update.
- Overall environmental impacts associated with this Alternative compared to the Preferred Alternative would increase. Environmental impacts on the natural environment, due to the land form alteration would be similar to the other alternatives, in particular with respect to aesthetics, drainage, erosion, biological, water quality and biological impacts. These impacts could be readily mitigated, however, air quality, climate change and energy impacts could be significant, not because of the increase in housing, but due to the population increase.
- The population increase would result in an increased demand on public services and facilities, in particular water resources and wastewater treatment, impacts due to increased traffic and noise levels and their attendant impacts.

FINDINGS ON POTENTIALLY SIGNIFICANT IMPACTS OF THE 2014 – 2014 GENERAL PLAN UPDATE IDENTIFIED IN THE DEIR/FEIR,

This section identifies the findings on impact categories analyzed in the DEIR/FEIR including potentially significant impacts of the 2014 - 2034. The numbering of potential impact categories are consistent with the numbering in the EIR.

NATURAL RESOURCES GROUP – CONSERVATION & OPEN SPACE

4.1 BIOLOGICAL RESOURCES

Impacts: An impact would be considered significant if it would result in any of the following:

1. A substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Wildlife or U.S. Fish and Wildlife Service.
2. A substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, or regulations, or by the California Department of Fish and Wildlife or U.S. Fish and Wildlife Service.
4. Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites.
5. Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance.
6. Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community, Conservation Plan, or other approved local, regional, or state habitat conservation plan.

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would protect biological resources.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would protect biological resources. CEQA review is also required to be undertaken as part of the process for approval of future discretionary projects. In addition, state and federal regulatory oversight serves to reduce potentially significant impacts to **less-than-significant** levels.

Impact: An impact would be considered significant if it would result in any of the following:

3. A substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means.

Review of the National Wetland Inventory (NWI) map for the Corning quadrangle identified several wetland features. In addition, existing vacant parcels within the City could potentially impact Jewett Creek, Burch Creek and the Blackburn-Moon Ditch which are designated wetland features.

Mitigation Measures: The following mitigation measures BR-1 and BR-2 address potential wetlands and vernal pools with associated special status features.

BR-1 *To the extent practicable, the discharge or dredged or fill material into “waters of the U.S.”, including wetlands, shall be avoided (this also includes waters not subject to Corps jurisdiction, but subject to RWQCB jurisdiction). This includes avoiding activities that would obstruct the flow of, or alter the bed, channel, or bank of any intermittent or ephemeral creeks. If complete avoidance is implemented, no further measures are necessary. If complete avoidance is not practicable, the following measures shall be implemented:*

- *Prior to any discharge of dredged or fill material into “waters of the U.S.”, including wetlands, authorization under a Nationwide Permit or Individual Permit shall be obtained from the Corps. For any features determined to not be subject to Corps jurisdiction during the verification process, authorization to discharge (or a waiver from regulation) shall be obtained from the RWQCB. For fill requiring a Corps permit, water quality certification shall be obtained from the RWQCB prior to discharge of dredged or fill material.*
- *Prior to any activities that would obstruct the flow of, or alter the bed, channel, or bank of any intermittent or ephemeral creeks, notification of streambed alteration shall be submitted to the DFG; and, if required, a streambed alteration agreement shall be obtained.*
- *Construction activities that will impact “waters of the U.S.” shall be conducted during the dry season to minimize erosion.*
- *Appropriate sediment control measures to protect avoided “waters of the U.S.” shall be in place prior to the onset of construction and shall be monitored and maintained until construction activities have ceased. Temporary stockpiling of excavated or imported material shall occur only in approved construction staging areas. Excess excavated soil shall be used on site or disposed of at a regional landfill or other appropriate facility. Stockpiles that are to remain on the site through the wet season shall be protected to prevent erosion (e.g. silt fences, straw bales).*
- *All pedestrian and vehicular entry into “waters of the U.S.”, including wetlands, to be avoided shall be prohibited during construction.*
- *Loss of wetlands shall be compensated at a minimum of a 2:1 creation ratio (i.e. two acres created for each acre destroyed). This can be accomplished through purchase of appropriate credits at a Corps approved mitigation bank, appropriate payment into a Corps approved in-lieu fee fund, or on-site or off-site creation, monitoring, and maintenance (as approved by the Corps or RWQCB).*
- *Loss of “other waters” shall be compensated through purchase of appropriate credits at an Corps approved mitigation bank, appropriate payment into an Corps approved in-lieu fee fund, or through placement of avoided waters and associated riparian buffers into a conservation easement or similar protective mechanism. The amount of avoided waters and riparian buffers to be permanently protected shall be sufficient to offset the impact and shall be determined by the Corps and the applicant during the permitting process.*
- *Any monitoring, maintenance, and reporting required by the regulatory agencies (i.e. Corps, RWQCB, CDFW) shall be implemented and completed. All measures contained in the permits or associated with agency approvals shall be implemented.*

BR-2 *Conduct a USFWS protocol-level survey for the vernal pool fairy shrimp and vernal pool tadpole shrimp within suitable habitats occurring within the proposed project site, or assume the species are present. If the species are not detected during the protocol-level survey, no further measures or mitigation is required. If either of the species is detected during protocol-level surveys or the*

presence of the species is assumed in-lieu of conducting surveys, and proposed activities will result in direct or indirect impacts to potential habitat, the following measures shall be implemented:

- *Formal consultation with the USFWS shall be initiated under Section 7 or Section 10 of the ESA, as appropriate. No direct or indirect impacts to suitable habitat for these species shall occur until Incidental Take authorization has been obtained from the USFWS.*
- *For every acre of habitat directly or indirectly affected, at least two vernal pool preservation credits shall be dedicated within a USFWS-approved ecosystem preservation bank. With USFWS approval, appropriate payment into an in-lieu fee fund or on-site preservation may be used to satisfy this measure.*
- *For every acre of habitat directly affected, at least one vernal pool creation credit will be dedicated within a USFWS-approved habitat mitigation bank. With USFWS approval, appropriate payment into an in-lieu fee fund, on-site creation, or off-site creation may be used to satisfy this measure.*

Finding: The mitigation measures are feasible and avoid or substantially lessen potentially significant wetland impacts to a **less-than-significant** level for the reasons identified in the EIR.

4.2 WATER RESOURCES

Impacts: An impact would be considered significant if it would result in any of the following:

1. Violate any water quality standards or waste discharge standards.
2. Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g. the production rate of pre-existing nearby wells would drop to a level which would not support existing land uses or planned uses for which permits have been granted).
3. Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, in a manner which would result in substantial erosion or siltation on-or off-site.
4. Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner which would result in flooding on-or off-site.
5. Create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff.
6. Otherwise substantially degrade water quality.
7. Result in inundation by seiche, tsunami, or mudflow.

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would protect water resources.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would protect water resources. CEQA review will be undertaken as part of the review process for future discretionary projects. In addition, state and federal oversight all serve to reduce potentially significant impacts on water resources to **less-than-significant** levels.

4.3 CULTURAL RESOURCES

Impacts: An impact would be considered significant if it would result in any of the following:

1. Cause a substantial adverse change in the significance of a historical resource as defined in Section 15064.5.
2. Cause a substantial adverse change in the significance of an archaeological resource pursuant to Section 15064.5.
3. Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature.
4. Disturb any human remains, including those interred outside of formal cemeteries.

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would protect cultural resources.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would protect cultural resources. CEQA review will be undertaken as part of the review process for future discretionary projects. In addition, state and federal oversight all serve to reduce potentially significant impacts on cultural resources to **less-than-significant** levels.

4.4 MINERAL RESOURCES

Impacts: An impact would be considered significant if it would result in any of the following:

1. Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state.
2. Result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan.

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would protect mineral resources.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would protect mineral resources. CEQA review will be undertaken as part of the review process for future discretionary projects. Potential significant impacts on mineral resources are reduced to **less-than-significant** levels.

4.5 OPEN SPACE & SCENIC RESOURCES

Impacts: An impact would be considered significant if it would result in any of the following:

1. Have a substantial adverse effect on a scenic vista.
2. Substantially degrade the existing visual character or quality of the site and its surroundings.
3. Create a new source of substantial light or glare which would adversely affect day or nighttime views in the area.
4. Substantially damage scenic resources, including but not limited to trees, rock outcroppings, and historic buildings within a state scenic highway.

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would protect open space and scenic resources.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would protect open space and scenic resources. CEQA review will be undertaken as part of the review process for future discretionary projects. Potential significant impacts on open space and scenic resources are reduced to **less-than-significant** levels.

4.6 PARKS & RECREATION FACILITIES & RESOURCES

Impacts: An impact would be considered significant if it would result in any of the following:

1. Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?
2. Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would protect parks and recreation facilities and resources.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would protect parks and recreation facilities and resources. CEQA review will be undertaken as part of the review process for future discretionary projects. Potential significant impacts on parks and recreation facilities and resources are reduced to **less-than-significant** levels.

HEALTH & SAFETY GROUP

4.7 SEISMIC & GEOLOGIC HAZARDS

Impacts: An impact would be considered significant if it would result in any of the following:

1. Expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving: Rupture of a known earthquake fault as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based

on other substantial evidence of a known fault; strong seismic ground shaking; seismic-related ground failure, including liquefaction; and, landslides.

2. Be located on a geologic unit or soil that is unstable, or that would become unstable as result of the project, and potentially result in on or off-site landslide, lateral spreading, subsidence, liquefaction or collapse.
3. Result in substantial soil erosion or the loss of topsoil.
4. Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial risks to life or property.
5. Have soils incapable of adequately supporting the use of septic tanks or alternative waste water disposal systems where sewers are not available for the disposal of waste water.

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would provide protection against seismic and geologic hazards.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would provide protection against seismic and geologic hazards. CEQA review will be undertaken as part of the review process for future discretionary projects in addition to adherence to building codes. Potential significant impacts from seismic and geologic hazards are reduced to **less-than-significant** levels.

4.8 FLOOD PROTECTION

Impacts: An impact would be considered significant if it would result in any of the following:

1. Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner which would result in flooding on-or off-site.
2. Place housing within a 100-year flood hazard area as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map.
3. Place within a 100-year flood hazard area structures which would impede or redirect flood flows.
4. Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the failure of a levee or dam.
5. Result in inundation by seiche, tsunami, or mudflow.

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would provide flood hazard protection.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would provide flood hazard protection. CEQA review will be undertaken as part of the review process for future discretionary projects in addition to federal and state regulatory oversight. Potential significant impacts from flood hazards are reduced to **less-than-significant** levels.

4.9 FIRE SAFETY & LAW ENFORCEMENT

Impacts: An impact would be considered significant if it would result in any of the following:

1. Expose people or structures to a significant risk of loss, injury or death involving wildland fires, including where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands.
2. Result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for fire and police protection services.

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address fire safety and law enforcement.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address fire safety and law enforcement. CEQA review will be undertaken as part of the review process for future discretionary projects. Potential significant impacts on fire safety and law enforcement are reduced to **less-than-significant** levels.

4.10 HAZARDOUS MATERIALS & SAFETY

Impacts: An impact would be considered significant if it would result in any of the following:

1. Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials.
2. Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment.
3. Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school.
4. Be located on a site which is included on a list of hazardous materials compiled pursuant to Government Code Section 65962.5 and, as a result, would create a significant hazard to the public or the environment.
5. For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard for people residing or working in the project area?
6. For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area?
7. Would the project impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address hazardous materials and safety.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address hazardous materials and safety. CEQA review will be undertaken as part of the review process for future discretionary projects in addition to federal and state oversight. Potential significant impacts from hazardous materials are reduced to **less-than-significant** levels.

4.11 NOISE

Impacts: An impact would be considered significant if it would result in any of the following:

1. Exposure of people to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies.
2. Exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels.
3. A substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project.
4. A substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project.
5. For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?
6. For a project within the vicinity of a private airstrip, would the project expose people residing or working in the project area to excessive noise levels?

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address noise.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address noise. CEQA review will be undertaken as part of the review process for future discretionary projects in addition to federal and state regulatory oversight. Potential significant impacts from noise are reduced to **less-than-significant** levels.

COMMUNITY DEVELOPMENT GROUP

4.12 LAND USE

Impacts: An impact would be considered significant if it would result in any of the following:

1. Physically divide an established community.

2. Conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect.
3. Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure).
4. Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere.
5. Displace substantial numbers of people, necessitating the construction of replacement housing elsewhere.
6. Conflict with any applicable habitat conservation plan or natural community conservation plan.
5. Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use.
6. Conflict with existing zoning for agricultural use, or a Williamson Act contract.
7. Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)) or timberland (as defined in Public Resources Code section 4526).
8. Result in the loss of forest land or conversion of forest land to non-forest use.
9. Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use.

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address potential land use impacts.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address land use. CEQA review will be undertaken as part of the review process for future discretionary projects. Potential significant impacts on land use are reduced to **less-than-significant** levels.

4.13 CIRCULATION

Impacts: An impact would be considered significant if it would result in any of the following:

1. Exceed the capacity of the existing circulation system, based on an applicable measure of effectiveness (as designated in a general plan policy, ordinance, etc.), taking into account all relevant components of the circulation system, including but not limited to intersections, streets, highways and freeways, pedestrian and bicycle paths, and mass transit.
2. Substantially increase hazards due to a design feature (e.g. sharp curves or dangerous

- intersections) or incompatible uses (e.g., farm equipment).
3. Result in inadequate emergency access.
 4. Conflict with an applicable congestion management program, including but not limited to level of service standards and travel demand measures, or other standards established by the county congestion management agency for designated roads or highways.
 5. Conflict with adopted policies, plans, or programs supporting alternative transportation (e.g., bus turnouts, bicycle racks).
 6. Result in a change in air traffic patterns, including either an increase in traffic levels or a change in location that results in substantial safety risks.

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address circulation impacts.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address circulation. CEQA review will be undertaken as part of the review process for future discretionary projects. In addition, coordination with federal, state and county transportation agencies provides additional project review and in some instances, regulatory oversight. Potential significant impacts on circulation are reduced to **less-than-significant** levels.

4.14 PUBLIC SERVICES & FACILITIES

Impacts: An impact would be considered significant if it would result in any of the following:

1. Result in substantial adverse physical impacts associated with the provision of new or physically altered school facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives.
2. Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board.
3. Require or result in the construction of new wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects.
4. Result in a determination by the wastewater treatment provider which serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments.
5. Require or result in the construction of new water supply and/or treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects.
6. Have sufficient water supplies available to serve the project from existing entitlements and resources, or new or expended entitlements needed.
7. Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects.

8. Be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs.
9. Comply with federal, state, and local statutes and regulations related to solid waste.

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address public services and facilities.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address public services and facilities. CEQA review will be undertaken as part of the review process for future discretionary projects. Potential significant impacts on public services and facilities are reduced to **less-than-significant** levels.

4.15 AIR QUALITY

Impacts: An impact would be considered significant if it would result in any of the following:

1. Conflict with or obstruct implementation of the applicable air quality plan.
5. Create objectionable odors affecting a substantial number of people.

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would protect air quality.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which would protect air quality. CEQA review is also required to be undertaken as part of the review process for future discretionary projects. In addition, state and federal regulatory oversight serve to reduce potentially significant air quality impacts to **less-than-significant** levels.

Impact: An impact would be considered significant if it would result in any of the following:

2. Violate any air quality standard or contribute to an existing or projected air quality violation.
3. Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard including releasing emissions which exceed quantitative thresholds for ozone precursors.
4. Expose sensitive receptors to substantial pollutant concentrations.

The modeling results identified in Table AQ-3 in the EIR indicate that cumulative emissions from the 313 residential units projected to be constructed over the next 20 years could generate ROG emissions that are above Level "A" thresholds, but below Level "B" thresholds. The impact is **potentially significant**. Through the application of Level "A" and some Level "B" BMMs, as reflected in Mitigation Measure AQ-1, further emission reductions could be accomplished to reduce potential air quality impacts to a **less-than-significant** level.

Mitigation Measure: The following mitigation measure AQ-1 addresses potential air quality impacts.

AQ-1 *The TCAPCD Guidelines provide estimated ranges of efficiencies for SMMs and BAMMS that are incorporated into the Project. Assuming an average efficiency for each measure, the following measures can be expected to reduce ROG, NO_x, and PM₁₀ emissions by about 30% for construction, area source, and operation (vehicle) emissions:*

- *All construction contracts shall include construction dust mitigation measures that contain minimum criteria and related to the use of diesel equipment, all construction contracts will comply with California Air Toxic Control Measures related to off-road, on-road, stationary, portable and other applicable category of such equipment. Such measures shall apply to all phases of construction.*
- *Alternatives to open burning of vegetative material shall be used. Cleared vegetation shall be treated by legal means other than open burning.*
- *Contractors shall be responsible for ensuring that adequate dust control measures as set out in the TCAPCD Fugitive Dust Permit are implemented in a timely and effective manner during all phases of construction.*
- *All material excavated, stockpiled, or graded shall be watered a minimum of twice per day during dry conditions to prevent fugitive dust from leaving the property boundaries and causing a public nuisance or a violation of an ambient air quality standard. Watering will occur preferably in the mid-morning and after work is completed each day.*
- *All construction areas (including unpaved driveways and roads) with vehicle traffic shall be watered periodically or have dust palliatives applied for stabilization of dust emissions.*
- *All on-site vehicles shall be limited to a speed of 15 miles per hour on unpaved roads.*
- *All land clearing, grading, earth moving or excavation activities shall be suspended when winds exceed 25 miles per hour.*
- *All inactive portions of the site disturbed by construction activities shall be seeded and watered (or other equivalent erosion control products installed) until a suitable grass cover is established.*
- *The contractor shall be responsible for applying non-toxic soil stabilizers (according to manufacturer's specifications) to all inactive construction areas.*
- *All trucks hauling dirt, sand, soil or other loose material shall be covered or shall maintain at least two feet of freeboard (i.e., minimum vertical distance between top of the load and the trailer) in accordance with the requirements of CVC Section 23114.*
- *All material transported off-site shall be either sufficiently watered or securely covered to prevent a public nuisance.*
- *During initial grading, earth moving, or site preparation, contractors shall be required to construct a paved (or dust palliative treated) apron, at least 100 feet in length, onto the construction area from the adjacent paved road(s). It appears that the existing gravel based road serving the existing well may meet this requirement.*
- *Paved streets adjacent to the construction sites shall be swept or washed at the end of each day to remove excessive accumulations of silt and/or mud which may have accumulated as a result of construction activities.*
- *Adjacent paved streets shall be swept at the end of each day if substantial volumes of soil materials have been carried onto adjacent public paved roads from the construction area.*
- *Wheel washers shall be installed where project vehicles and/or equipment access paved streets from unpaved roads.*

- *Contractors shall provide documentation to the TCAPCD demonstrating that the heavy-duty (greater than 50 horsepower) off-road vehicles to be used in the construction of the Project, including owned, leased and subcontractor vehicles, will meet CARB standards for NOx and particulate matter.*
- *Contractors shall be responsible to ensure that all construction equipment is properly tuned and maintained.*
- *Equipment operators shall be instructed to minimize equipment idling time to five (5) minutes.*
- *Utilize existing power sources (e.g., power poles) or clean fuel generators rather than temporary power generators whenever possible.*

Finding: The mitigation measures are feasible and avoid or substantially lessen potentially significant air quality impacts to a **less-than-significant** level for the reasons identified in the EIR.

4.16 CLIMATE CHANGE

Impacts: An impact would be considered significant if it would result in any of the following:

1. Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment.
2. Conflict with any applicable plan, policy or regulation of an agency adopted for the purpose of reducing the emissions of greenhouse gases.

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address climate change.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address climate change. CEQA review is also required to be undertaken as part of the review process for future discretionary projects. In addition, state and federal regulatory oversight serve to reduce potentially significant climate change impacts to **less-than-significant** levels.

4.17 ENERGY

Impacts: An impact would be considered significant if it would result in any of the following:

1. The construction or operation of the proposed facilities would result in the wasteful, unnecessary, or inefficient use of energy resources. Environmental effects may include the project's energy requirements and its energy use efficiencies by amount and fuel type during construction and operation; the effects of the project on local and regional energy supplies; the effects of the project on peak and base period demands for electricity and other forms of energy; the degree to which the project complies with existing energy standards; the effects of the project on energy resources; and the project's projected transportation energy use requirements and its overall use of efficient transportation alternatives.

The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address energy impacts.

Mitigation Measures: No additional mitigation measures are required.

Finding: The 2014 – 2034 General Plan Update incorporates various Policies and Implementation Measures which address energy. CEQA review is also required to be undertaken as part of the review process for future discretionary projects. In addition, state and federal regulatory oversight serve to reduce potentially significant energy impacts to **less-than-significant** levels.

REFERENCES

The following reference materials were reviewed to obtain information included in or considered during the preparation of the EIR. To arrange for the review one or more of these references, please contact John Stoufer, City of Corning Planning Department, at (530) 824-7036 or e-mail at "jstoufer@corning.org".

Butte, Colusa, Glenn, Shasta, Sutter, Tehama and Yuba Counties. *Northern Sacramento Valley Planning Area 2009 Triennial Air Quality Attainment Plan.*

CAL FIRE. November 7, 2007. *Fire Hazard Severity Zones in SRA*

California Air Pollution Control Officers Association. January 2008. *CEQA & Climate Change*

California Air Pollution Control Officers Association. August 2010. *Quantifying Greenhouse Gas Mitigation Measures*

California Air Resources Board. April 2005. *Air Quality and Land Use Handbook*

California Air Resources Board. April 1, 2008. *Ambient Air Quality Standards*

California Department of Conservation, Division of Mines and Geology. 1992. *Preliminary Fault Activity Map of California*

California Department of Conservation, Division of Mines and Geology. 1997. *Guidelines for Evaluating and Mitigating Seismic Hazards in California.*

California Department of Finance Demographic Research Unit. May 1, 2014. *Table of January 2014 City Population Ranked by Size, Numeric and Percent Change*

California Department of Water Resources. 1962. *DWR Bulletin No. 66-62, Quality of Ground Water Resources in California.*

California Department of Water Resources. 1975. *DWR Bulletin No. 118, California's Ground Water.*

California Department of Water Resources. 1975. *DWR Bulletin No. 118-6, Evaluation of Ground Water Resources: Sacramento Valley.*

California Department of Water Resources. *DWR Bulletin No. 160-93, volume 1, California Water Plan Update.*

City of Corning. May 24, 1994. *The Corning General Plan, Corning, California*

City of Corning. January 18, 1997. *Final Draft Highway 99W Corridor Specific Plan*

City of Corning. December 2001. *City of Corning Zoning Ordinance*

Diaz Associates. October 27, 2009. *City of Corning Housing Element Update 2009-2014*

Eco-Analysts. November 2006. *Revised Final Environmental Impact Report for the proposed Mountain View Estates, City of Corning, Tehama County, California*

- FAO Consulting. January 2006. *Fig Land, LLC Property Subdivision Corning, California Traffic Impact Study*
- Federal Emergency Management Agency. September 29, 2011. *Flood Insurance Rate Map, Community Panel Numbers 06103C1470H and 06103C1465H*
- Foster, B.D. California Department of Conservation, Division of Mines and Geology. 2001. *Mineral Land Classification of Concrete-Grade Aggregate Resources in Tehama County, California*
- PMC. September 2008. *Tehama County 2008-2028 General Plan Draft EIR*
- PMC. March 31, 2009. *Tehama County General Plan 2008-2028*
- State of California Department of Water Resources. January 20, 2006. *Groundwater Bulletin 118, Hydrologic Region Sacramento River Sacramento Valley Groundwater Basin.*
- State of California Governor's Office of Planning and Research. October 2003. *General Plan Guidelines*
- Tehama County Air Pollution Control District. December 2009. *Planning & Permitting Air Quality Handbook Guidelines for Assessing Air Quality Impacts*
- Tehama County. 2006. *Farmland Mapping and Monitoring Program Map – Tehama County 2002*
- Tehama County Airport Land Use Commission. 1990 (Revised November 15, 2001) *Comprehensive Airport Land Use Plan*
- Tehama County Department of Public Works. November 21, 2006. *2006 Tehama County Regional Transportation Plan (RTP)*
- Tehama County Planning Department. April 7, 2015. *Draft Tehama County Airport Land Use Compatibility Plan*
- United States Department of Agriculture, Soil Conservation Service. August 1974. *Soil Survey of Tehama County, California*
- United States Bureau of the Census American Fact Finder. 2010-2013. *City of Corning Profile of General Population and Housing Characteristics: 2010 Demographic Profile Data*
- U.S. Fish & Wildlife Service National Wetlands Inventory. July 27, 2009. *Wetlands Mapper*
- Wadell Engineering Corporation. February 2003. *Corning Municipal Airport Master Plan /2020*

EXHIBIT “B”

CEQA MITIGATION MONITORING PROGRAM FOR THE 2014 – 2034 GENERAL PLAN UPDATE

This Exhibit is the Mitigation Monitoring Program (MMP) for the City of Corning 2014 -2034 General Plan Update. The MMP includes a brief discussion of the legal basis for and the purpose of the program, discussion, a key to understanding the monitoring table, direction regarding complaints about noncompliance and the monitoring table itself.

LEGAL BASIS AND PURPOSE

California Public Resources Code Section 21081.6 requires public agencies to adopt mitigation monitoring or reporting programs whenever certifying an environmental impact report (EIR) or a mitigated negative declaration (MND). This requirement facilitates implementation of all mitigation measures adopted through the California Environmental Quality Act (CEQA) process.

The MMP contained herein is intended to satisfy the requirements of CEQA as they relate to the Final EIR for the City of Corning 2014 -2034 General Plan Update. It is intended to be used by City, participating agencies, project contractors, and mitigation monitoring personnel during implementation of the project.

Mitigation is defined by CEQA Guidelines Section 15370 as a measure that does any of the following:

- Avoids impacts altogether by not taking a certain action or parts of an action.
- Minimizes impacts by limiting the degree or magnitude of the action and its implementation.
- Rectifies impacts by repairing, rehabilitating or restoring the impacted environment.
- Reduces or eliminates impacts over time by preservation and maintenance operations during the life of the project.
- Compensates for impacts by replacing or providing substitute resources or environments.

The intent of the MMP is to ensure the effective implementation and enforcement of adopted mitigation measures and permit conditions. The MMP provides for monitoring of construction activities as necessary, on-site identification and resolution of environmental problems, and proper reporting to City Staff.

MITIGATION MONITORING PROGRAM TABLE

Mitigation Monitoring Table MMP-1 identifies the mitigation measures proposed for the City of Corning 2014 -2034 General Plan Update.

The table has the following columns:

- **Mitigation Measure:** Lists the mitigation measure along with its number as identified in the EIR for each specific impact.
- **Timing:** Identifies at what point in time, review process, or phase the mitigation measure will be completed.
- **Agency Monitoring/Consultation:** References the City of Corning or any other public agency with which coordination is required to satisfy the identified mitigation measure.
- **Verification:** Spaces to be initialed and dated by the individual designated to verify adherence to a specific mitigation measure.

NONCOMPLIANCE COMPLAINTS

Any person or agency may file a complaint asserting noncompliance with the mitigation measures associated with the project. The complaint shall be directed to the Agency in written form, providing specific information on the asserted violation. The Agency shall conduct an investigation and determine the validity of the complaint. If noncompliance with a mitigation measure has occurred, the City of Corning shall take appropriate action to remedy any violation. The complainant shall receive written confirmation indicating the results of the investigation or the final action corresponding to the particular noncompliance issue.

TABLE MMP-1
MITIGATION MONITORING PROGRAM

MITIGATION	TIMING/ IMPLEMENTATION	AGENCY/ MONITORING/ CONSULTATION	VERIFICATION (DATE & INITIALS)
<p>4.1 BIOLOGICAL RESOURCES</p> <p>Mitigation Measure B-1</p> <p>To the extent practicable, the discharge or dredged or fill material into "waters of the U.S.", including wetlands, shall be avoided (this also includes waters not subject to Corps jurisdiction, but subject to RWQCB jurisdiction). This includes avoiding activities that would obstruct the flow of, or alter the bed, channel, or bank of any intermittent or ephemeral creeks. If complete avoidance is implemented, no further measures are necessary. If complete avoidance is not practicable, the following measures shall be implemented:</p> <ul style="list-style-type: none"> • Prior to any discharge of dredged or fill material into "waters of the U.S.", including wetlands, authorization under a Nationwide Permit or Individual Permit shall be obtained from the Corps. For any features determined to not be subject to Corps jurisdiction during the verification process, authorization to discharge (or a waiver from regulation) shall be obtained from the RWQCB. For fill requiring a Corps permit, water quality certification shall be obtained from the RWQCB prior to discharge of dredged or fill material. • Prior to any activities that would obstruct the flow of, or alter the bed, channel, or bank of any intermittent or ephemeral creeks, notification of streambed alteration shall be submitted to the CDFW; and, if required, a streambed alteration agreement shall be obtained. • Construction activities that will impact "waters of the U.S." shall be conducted during the dry season to minimize erosion. • Appropriate sediment control measures to protect avoided "waters of the U.S." shall be in place prior to the onset of construction and shall be monitored and maintained until construction activities have ceased. Temporary stockpiling of excavated or imported material shall occur only in approved construction staging areas. Excess excavated soil shall be used on site or disposed of at a regional landfill or other appropriate facility. Stockpiles that are to remain on the site through the wet season shall be protected to prevent erosion (e.g. silt fences, straw bales). • All pedestrian and vehicular entry into "waters of the U.S.", including wetlands, to be avoided shall be prohibited during construction. • Loss of wetlands shall be compensated at a minimum of a 2:1 creation ratio (i.e. two acres created for each acre destroyed). This can be accomplished through purchase of appropriate credits at a Corps approved mitigation bank, appropriate payment into a Corps approved in-lieu fee fund, or on-site or off-site creation, monitoring, and maintenance (as approved by the Corps or RWQCB). 	<p>As part of the CEQA evaluation process for discretionary projects. Before and during construction.</p>	<p>City of Corning Planning Department, California Department of Fish and Wildlife, U.S. Army Corps of Engineers, Regional Water Quality Control Board, Project Proponent and Contractor.</p>	

TABLE MMP-1

MITIGATION MONITORING PROGRAM

MITIGATION	TIMING/ IMPLEMENTATION	AGENCY MONITORING/ CONSULTATION	VERIFICATION (DATE & INITIALS)
<ul style="list-style-type: none"> Loss of "other waters" shall be compensated through purchase of appropriate credits at an Corps approved mitigation bank, appropriate payment into an Corps approved in-lieu fee fund, or through placement of avoided waters and associated riparian buffers into a conservation easement or similar protective mechanism. The amount of avoided waters and riparian buffers to be permanently protected shall be sufficient to offset the impact and shall be determined by the Corps and the applicant during the permitting process. Any monitoring, maintenance, and reporting required by the regulatory agencies (i.e. Corps, RWQCB, CDFW) shall be implemented and completed. All measures contained in the permits or associated with agency approvals shall be implemented. 			
<p>Mitigation Measure B-2</p> <p>Conduct a USFWS protocol-level survey for the vernal pool fairy shrimp and vernal pool tadpole shrimp within suitable habitats occurring within the proposed project site, or assume the species are present. If the species are not detected during the protocol-level survey, no further measures or mitigation is required. If either of the species is detected during protocol-level surveys or the presence of the species is assumed in-lieu of conducting surveys, and proposed activities will result in direct or indirect impacts to potential habitat, the following measures shall be implemented:</p> <ul style="list-style-type: none"> Formal consultation with the USFWS shall be initiated under Section 7 or Section 10 of the ESA, as appropriate. No direct or indirect impacts to suitable habitat for these species shall occur until Incidental Take authorization has been obtained from the USFWS. For every acre of habitat directly or indirectly affected, at least two vernal pool preservation credits shall be dedicated within a USFWS-approved ecosystem preservation bank. With USFWS approval, appropriate payment into an in-lieu fee fund or on-site preservation may be used to satisfy this measure. <p>For every acre of habitat directly affected, at least one vernal pool creation credit will be dedicated within a USFWS-approved habitat mitigation bank. With USFWS approval, appropriate payment into an in-lieu fee fund, on-site creation, or off-site creation may be used to satisfy this measure.</p>	<p>As part of the CEQA evaluation process for discretionary projects. Also as part of the U.S. Army Corps of Engineers permitting process.</p>	<p>City of Corning Planning Department, California Department of Fish and Wildlife, Developer, U.S. Army Corps of Engineers and Project Proponent.</p>	
<p>4.15 AIR QUALITY</p> <p>Mitigation Measure AQ-1</p> <ul style="list-style-type: none"> The TCAPCD Guidelines provide estimated ranges of efficiencies for SMMs and BAMMS that are incorporated into the Project. Assuming an average efficiency for each measure, the following measures can be expected to reduce ROG, NOx, and PM₁₀ emissions by about 30% for construction, area source, and operation (vehicle) emissions. 	<p>Before and during construction. During operations.</p>	<p>City of Corning Planning Department, Contractor, Project Proponent and Tehama County Air Pollution Control District</p>	

TABLE MMP-1

MITIGATION MONITORING PROGRAM

MITIGATION	TIMING/ IMPLEMENTATION	AGENCY MONITORING/ CONSULTATION	VERIFICATION (DATE & INITIALS)
<p>MITIGATION</p> <ul style="list-style-type: none"> • All construction contracts shall include construction dust mitigation measures that contain minimum criteria and related to the use of diesel equipment, all construction contracts will comply with California Air Toxic Control Measures related to off-road, on-road, stationary, portable and other applicable category of such equipment. Such measures shall apply to all phases of construction. • Alternatives to open burning of vegetative material shall be used. Cleared vegetation shall be treated by legal means other than open burning. • Contractors shall be responsible for ensuring that adequate dust control measures as set out in the TCAPCD Fugitive Dust Permit are implemented in a timely and effective manner during all phases of construction. • All material excavated, stockpiled, or graded shall be watered a minimum of twice per day during dry conditions to prevent fugitive dust from leaving the property boundaries and causing a public nuisance or a violation of an ambient air quality standard. Watering will occur preferably in the mid-morning and after work is completed each day. • All construction areas (including unpaved driveways and roads) with vehicle traffic shall be watered periodically or have dust palliatives applied for stabilization of dust emissions. • All on-site vehicles shall be limited to a speed of 15 miles per hour on unpaved roads. • All land clearing, grading, earth moving or excavation activities shall be suspended when winds exceed 25 miles per hour. • All inactive portions of the site disturbed by construction activities shall be seeded and watered (or other equivalent erosion control products installed) until a suitable grass cover is established. • The contractor shall be responsible for applying non-toxic soil stabilizers (according to manufacturer's specifications) to all inactive construction areas. • All trucks hauling dirt, sand, soil or other loose material shall be covered or shall maintain at least two feet of freeboard (i.e., minimum vertical distance between top of the load and the trailer) in accordance with the requirements of CVC Section 23114. • All material transported off-site shall be either sufficiently watered or securely covered to prevent a public nuisance. • During initial grading, earth moving, or site preparation, contractors shall be required to construct a paved (or dust palliative treated) apron, at least 100 feet in length, onto the construction area from the adjacent paved road(s). It appears that the existing gravel based road serving the existing well may meet this requirement. 			

TABLE MMP-1

MITIGATION MONITORING PROGRAM

MITIGATION	TIMING/ IMPLEMENTATION	AGENCY MONITORING/ CONSULTATION	VERIFICATION (DATE & INITIALS)
<p>MITIGATION</p> <ul style="list-style-type: none"> • Paved streets adjacent to the construction sites shall be swept or washed at the end of each day to remove excessive accumulations of silt and/or mud which may have accumulated as a result of construction activities. • Adjacent paved streets shall be swept at the end of each day if substantial volumes of soil materials have been carried onto adjacent public paved roads from the construction area. • Wheel washers shall be installed where project vehicles and/or equipment access paved streets from unpaved roads. • Contractors shall provide documentation to the TCAPCD demonstrating that the heavy-duty (greater than 50 horsepower) off-road vehicles to be used in the construction of the Project, including owned, leased and subcontractor vehicles, will meet CARB standards for NOx and particulate matter. • Contractors shall be responsible to ensure that all construction equipment is properly tuned and maintained. • Equipment operators shall be instructed to minimize equipment idling time to five (5) minutes. <p>Utilize existing power sources (e.g., power poles) or clean fuel generators rather than temporary power generators whenever possible.</p>			

**ITEM NO.: I-12
RESOLUTION NO. 09-08-2015-02;
A RESOLUTION ADOPTING
GENERAL PLAN AMENDMENT
2015-01 THE 2014-2034 CITY OF
CORNING GENERAL PLAN.**

SEPTEMBER 8, 2015

TO: HONORABLE MAYOR AND CITY OF CORNING COUNCIL MEMBERS

**FROM: JOHN L. BREWER, AICP; CITY MANAGER
JOHN STOUFER, PLANNING CONSULTANT JS**

BACKGROUND:

The City of Corning current General Plan was adopted in 1994. In 2012 the City was awarded a \$100,000 grant from the Planning/Technical Assistance Allocation of the State Community Development Block Grant Program (CDBG Grant No. 12-CDBG-8379). The P/TA funds were awarded to assist the City with the preparation of the 2014-2034 General Plan Update and associated environmental documents pursuant to the California Environmental Quality Act (CEQA).

On October 23, 2012, for efficiency and cost containment purposes, the City Council appointed the Planning Commission to serve as the 2014-2034 General Plan Update Task Force to work with staff and environmental and planning consultant Eihnard Diaz in preparing the 2014-2034 General Plan Update.

The Planning Commission, working as the Task Force, conducted an extensive public outreach process for the 2014 -2034 General Plan Update to gain an understanding of the needs, desires, and concerns of the community. Beginning in 2013 through 2015, a total of 18 Public Workshops and/or Public Hearings were held.

The 2014 – 2034 General Plan Update includes mandatory elements required by State law, which are Conservation, Open Space, Noise, Safety, Land Use and Circulation along with the following optional elements: Parks and Recreation, Public Services and Facilities, Air Quality, Climate Change and Energy. The 2009 -2014 Housing Element Update is incorporated into the 2014 – 2034 General Plan.

The Planning Commission held a duly noticed public hearing on August 18, 2015, to receive testimony and to consider recommendations to the City Council regarding the DEIR for the 2014 – 2034 General Plan Update and the 2014 – 2034 General Plan Update. The Planning Commission voted 3:0:2 to recommend that the City Council adopt and certify the DEIR with the response to comments included in the EIR in compliance with CEQA and its Guidelines.

SUMMARY:

The 2014 – 2034 General Plan seeks to advance the preservation and enhancement of the quality of life in the City by providing a variety of living environments and accommodating growth. It also advance's the geographic distribution and the timing of growth to be directly related to the conservation of natural resources and the provision and/or improvement of public facilities, services and utilities.

The 2014 – 2034 General Plan should be recognized as a decision-making tool which will be reviewed and revised periodically. The update seeks to advance an application of an inter-jurisdictional approach to planning issues and advances the following objectives to provide guidelines for the overall implementation of the General Plan and the operation of the planning process:

1. To ensure that planning is a comprehensive process that is derived from public policies clearly stated in the General Plan and includes the application of these policies to lands within the City, Planning Area and Sphere of Influence, as applicable through rehabilitation, zoning, subdivision, and other mechanisms and regulations.
2. To develop a General Plan which is both internally consistent among all its elements and which provides the policy basis for the rehabilitation, zoning, subdivision, and other implementing mechanisms and ordinances.
3. To develop public trust and confidence that the objectives, policies, and implementation measures shall be faithfully adhered to and equitably applied to all land use matters.
4. To provide public assurance that the General Plan shall be applied in a manner that responds to local conditions and local concerns through the interpretation of its policies, but only within well-defined and understood limits intended to preserve the overall integrity of the General Plan.
5. To develop a planning process that resists short-term pressures exerted by narrow interests to modify the General Plan, but is capable of thoughtfully responding to significantly changing conditions or community needs.
6. To ensure that administration of the planning process is characterized by:
 - The efficient and expeditious handling of planning matters through the coordination and communication of the various departments and divisions of the City and other government agencies.
 - Timely and decisive action on all planning matters.
7. To promote a planning process that is accessible to all citizens.
8. To fashion a planning process that recognizes the continuing need for citizen review of the objectives, policies, and implementation measures contained in the General Plan.
9. To convert the General Plan land use boundaries to precise zoning boundaries through the use of natural and man-made physical boundaries such as creeks, topographic changes, roads, etc., and non-physical boundaries such as property lines, section lines, etc.

RECOMMENDATION:

MOVE TO ADOPT RESOLUTION 09-08-2015-02, A RESOLUTION ADOPTING GENERAL PLAN AMENDMENT 2015-01 – THE 2014-2034 CITY OF CORNING GENERAL PLAN.

ATTACHMENTS:

Resolution 09-08-2015-02

RESOLUTION NO.: 09-08-2015-02

**A RESOLUTION OF
THE CITY COUNCIL OF THE CITY OF CORNING
ADOPTING GENERAL PLAN AMENDMENT 2015-01 THE
2014 – 2034 GENERAL PLAN UPDATE**

WHEREAS, in 2012, the City of Corning (City) initiated a comprehensive update of the City's 1994 General Plan to prepare the 2014 -2034 General Plan Update (Plan); and

WHEREAS, on October 23, 2012, for efficiency and cost containment purposes, the City Council appointed the Planning Commission to serve as the 2014 -2034 General Plan Update Task Force (Task Force), to oversee the preparation of the 2014 -2034 General Plan Update; and

WHEREAS, the Planning Commission, also as serving as the General Plan Update Task Force, conducted an extensive public outreach process for the 2014 -2034 General Plan Update to gain an understanding of the needs, desires, and concerns of the community. Beginning in 2013 through 2015, a total of 18 Public Workshops and/or Public Hearings were held culminating in the Public Hearing held on August 18, 2015 recommending certification of the DEIR and adoption of the 2014 – 2034 General Plan Update to the City Council ; and

WHEREAS, the 2014 – 2034 General Plan Update includes mandatory elements required by State law, which are Conservation, Open Space, Noise, Safety, Land Use and Circulation along with the following optional elements: Parks and Recreation, Public Services and Facilities, Air Quality, Climate Change and Energy; and

WHEREAS, the 2009 -2014 Housing Element Update is incorporated into the 2014 – 2034 General Plan Update; and

WHEREAS, the 2014 – 2034 General Plan Update seeks to advance the preservation and enhancement of the quality of life in the City by providing a variety of living environments and accommodating growth; and

WHEREAS, the 2014 – 2034 General Plan Update seeks to advance the geographic distribution and the timing of growth to be directly related to the conservation of natural resources and the provision and/or improvement of public facilities, services and utilities; and

WHEREAS, the 2014 – 2034 General Plan Update should be recognized as a decision-making tool which will be reviewed and revised periodically; and

WHEREAS, the 2014 – 2034 General Plan Update seeks to advance an application of an inter-jurisdictional approach to planning issues; and

WHEREAS, the 2014 – 2034 General Plan Update advances the following objectives to provide guidelines for the overall implementation of the General Plan and the operation of the planning process:

1. To ensure that planning is a comprehensive process that is derived from public policies clearly stated in the General Plan and includes the application of these policies to lands within the City, Planning Area and Sphere of Influence, as applicable through rehabilitation, zoning, subdivision, and other mechanisms and regulations.
2. To develop a General Plan which is both internally consistent among all its elements and which provides the policy basis for the rehabilitation, zoning, subdivision, and other implementing mechanisms and ordinances.

3. To develop public trust and confidence that the objectives, policies, and implementation measures shall be faithfully adhered to and equitably applied to all land use matters.
4. To provide public assurance that the General Plan shall be applied in a manner that responds to local conditions and local concerns through the interpretation of its policies, but only within well-defined and understood limits intended to preserve the overall integrity of the General Plan.
5. To develop a planning process that resists short-term pressures exerted by narrow interests to modify the General Plan, but is capable of thoughtfully responding to significantly changing conditions or community needs.
6. To ensure that administration of the planning process is characterized by:
 - The efficient and expeditious handling of planning matters through the coordination and communication of the various departments and divisions of the City and other government agencies.
 - Timely and decisive action on all planning matters.
7. To promote a planning process that is accessible to all citizens.
8. To fashion a planning process that recognizes the continuing need for citizen review of the objectives, policies, and implementation measures contained in the General Plan.
9. To convert the General Plan land use boundaries to precise zoning boundaries through the use of natural and man-made physical boundaries such as creeks, topographic changes, roads, etc., and non-physical boundaries such as property lines, section lines, etc.

WHEREAS, an Environmental Impact Report (EIR) has been prepared for and by the City for the 2014 - 2034 General Plan Update as defined in the EIR, pursuant to the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and the local procedures adopted by the City pursuant thereto; and

WHEREAS, on August 18, 2015, the Planning Commission held a duly noticed public hearing to consider the Draft 2014 – 2034 General Plan Update and Draft EIR and, made recommendations to the City Council to certify the DEIR as a FEIR and to adopt the 2014 – 2034 General Plan Update with revisions; and

WHEREAS, the City Council, at a duly noticed public hearing held on September 8, 2015, considered the recommendation of the Planning Commission, and conducted a public hearing to consider testimony on the EIR and the 2014 -2034 General Plan Update; and

WHEREAS, the City Council has certified the EIR and adopted the findings regarding the environmental impacts of the 2014 -2034 General Plan Update , as identified in Resolution 09-08-2015-01, Exhibit "A".

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Corning that the City Council finds that:

1. The 2014-2034 General Plan Update is a comprehensive update of the City's 1994 General Plan and provides the necessary framework for the long-range development of the City. The 2014 -2034 General Plan Update establishes allowable uses of land and benefits the public welfare by providing housing and employment to accommodate anticipated future growth. The 2014 -2034 General Plan Update balances growth and conservation in a manner that will result in reduced impacts on the environment and reduced contributions to global climate change.

2. The 2014 -2034 General Plan Update meets all the requirements for such plans as contained in the Planning and Zoning Law (Government Code Section 65300 *et seq.*) and other laws, and likewise has been prepared and adopted in accordance with the requirements of Planning and Zoning Law. The 2014 -2034 General Plan Update includes all mandatory elements required by State law, along with the following optional elements: Parks and Recreation, Public Services and Facilities, Air Quality, Climate Change and Energy.
3. The Goals, Objectives, Policies, Implementation Measures, and the Land Use and Circulation Maps are internally consistent and do not conflict with any other adopted plans.
4. The 2014-2034 General Plan Update meets the requirements of Government Code Section 65350.5 *et seq.* On June 23, 2015, the City referred the 2014-2034 General Plan Update and Draft EIR (SCH#2015052037), to the State of California State Clearinghouse who distributed both documents for a 45-day review beginning on June 24 and ending on August 7, 2015. State agencies whose operations may be significantly affected by the proposed 2014-2034 General Plan Update that received the documents were the Department of Conservation, Department of Water Resources, and Department of Fish and Wildlife. The City referred the documents for review and comment to the State Water Resources Control Board, Tehama County Air Pollution Control District, Tehama County Department of Public Works and the Tehama County Planning Department whose Director is the LAFCO Executive Director. None of the above agencies commented, except for the Department of Fish and Wildlife and Tehama County Department of Public Works. None of the comments received dealt with groundwater issues.
5. On August 12, 2015, the City of Corning City Council voted to join the County of Tehama Flood Control and Water Conservation District and other water agencies operating in Tehama County to develop a Groundwater Sustainability Plan. A Groundwater Sustainability Agency will be formed by June 30, 2017 and will complete the Sustainability Plan by January 31, 2022."

The foregoing Resolution was adopted by the City Council of the City of Corning on this 8th day of September, 2015, by the following vote:

AYES:

NAYS:

ABSTAINING:

ABSENT:

Gary R. Strack, Mayor

ATTEST:

Lisa M. Linnet, City Clerk

I, Lisa M. Linnet, City Clerk of the City of Corning, California, DO HEREBY CERTIFY that the foregoing Resolution (Resolution 09-08-2015-01) was duly introduced, approved and adopted by the City Council of the City of Corning at a regular meeting of said Council held on the 8th day of September, 2015 by the votes listed above.

Lisa M. Linnet, City Clerk

ITEM NO.: J-13

APPROVE CONTRACT CHANGE ORDER #3 INCREASING THE PROJECT BY \$10,782.18 FOR A CONTRACT COST OF \$458,492.45; APPROVE PARTIAL PAYMENT ESTIMATE IN THE AMOUNT OF \$13,266.18; ACCEPT NOTICE OF COMPLETION AND AUTHORIZE RELEASE OF RETENTION AFTER THE REQUIRED 35-DAY WAITING PERIOD TO STIMPEL-WIEBELHAUS FOR THE 2015 CDBG STREET PAVING PROJECT

SEPTEMBER 8, 2015

**TO: HONORABLE MAYOR AND COUNCILMEMBERS
OF THE CITY OF CORNING**

**FROM: JOHN L. BREWER, AICP; CITY MANAGER
DAWN GRINE, DIRECTOR OF PUBLIC WORKS
ED ANDERSON, CITY ENGINEER**

SUMMARY:

Staff recommends that City Council approve Contract Change Order No. 3 increasing the street project by \$10,782.18 for a total contract cost of \$458,492.45 to Stimpel-Wiebelhaus for the 2015 CDBG Street Paving Project. The City Engineer and Director of Public Works have provided the attached Contract Change Order justification for Council to review. Progress Payment Estimate No. 3 in the amount of \$13,266.18 is also attached for Council review.

Original Construction Contract	\$ 452,485.00
CCO No. 1 (approved 6/9/15)	\$ (14,550.88)
CCO No. 2 (approved 8/11/15)	\$ 9,776.15
<u>CCO No. 3 (pending approval)</u>	<u>\$ 10,782.18</u>

Adjusted Contract Amount \$ 458,492.45

PPE No. 1 (approved 7/28/15)

Work Completed	\$ 96,172.34
Retention to be held (5%)	\$ 4,808.61
Total paid to Contractor	\$ 91,363.73

PPE No. 2 (approved 8/25/15)

Work Completed	\$ 349,053.93
Retention to be held (5%)	\$ 17,452.25
Total paid to Contractor	\$ 331,601.68

PPE No. 3 (pending approval)

Work Completed	\$ 13,266.18
Retention to be held (5%)	\$ 663.76
Total paid to Contractor	\$ 12,602.42

Retention Release after the required 35-day waiting period (pending approval)

Work Completed	\$ 458,492.45
Contractor previously paid	\$ 435,567.83
Total Due Contractor	\$ 22,924.62

Remaining Contract Amount: \$0

FUNDING:

CDBG (Community Development Block Grant) Contract No. 12-CDBG-8379 a grant in the amount of \$100,000 is currently being utilized in the updating process to the City of Corning General Plan. A condition of Housing and Community Development (H&CD) (the administering agency) is that the City must expend its current Program Income money before being funded for any further grant activity. In October 2014 Council accepted Resolution 10-14-201-01; a Resolution authorizing "Supplemental Activity" to CDBG (Community Development Block Grant) Contract No. 12-CDBG-8379. This action places the City in compliance with H&CD conditions and allows the City to move forward with expenditure of the Program Income funds which to date totals \$455,362.92 and authorizes expenditure of up to \$30,000 from the FY 2015-2016 City of Corning budget Street Maintenance (Gas Tax) Funds as a 10% contingency to support this paving project.

Source	Draft Budget Acct. No.	Amount
Program Income Balance	119-9286-3001	\$455,362.92
Project Contingency (Gas Tax)	115-9286-3001	\$15,000.00
Project Contingency (Gas Tax)	119-9286-3001	\$15,000.00
Totals		\$485,362.92

This project falls \$26,870.47 under budget having utilized all of the Program Income Funding and only \$3,129.53 of the allowable contingency.

BACKGROUND:

Contractor Stimpel-Wiebelhaus was awarded this project at the June 9, 2015 City Council Meeting. The base bid for this project included two city streets; The Base Bid includes a segment of Solano Street (west of the I-5 Freeway) and a second segment of Solano Street (between Toomes Avenue and West Street). Additive Bid No. 1 includes Third Street (between Solano Street and Blackburn Avenue) and Additive Bid No. 2 includes a segment of Solano Street that lies between West Street and 6th Street.

RECOMMENDATION:

Mayor and Council:

- 1. Approve Contract Change Order No. 3 increasing the contract amount by \$10,782.18 for a total contract amount of \$458,492.45;**
- 2. Approve Partial Payment Estimate No. 3 in the amount of \$13,266.18;**
- 3. Retain the 5% Contract Retention of \$663.76;**
- 4. Issue payment in the amount of \$12,602.42 to Stimpel-Wiebelhaus Associates for the 2015 CDBG Street Paving Project;**
- 5. Accept the Notice of Completion, and**
- 6. Release Retention (Partial Payment Estimate No. 4/Final) in the amount of \$22,924.62 after the required 35-day waiting period.**

CONTRACT CHANGE ORDER

Order No. 3

Date: August 25, 2015

Contract for: 2015 CDBG Street Paving Project

Owner: City of Corning, 794 Third Street, Corning, CA 96021

To: Stimpel-Wiebelhaus Associates, Inc. P.O. Box 492335, Redding, CA 96049

You are hereby requested to comply with the following changes from the contract plans and specifications.

Description of Changes	DECREASE In Contract Price	INCREASE In Contract Price
1) Additional 11,637 S.F. asphalt paving at intersection of Third and Solano Streets Bid Item A1.2		+ \$13,266.18
2) Delete curb return at the N/W corner of Colusa and Third Streets. Bid Item A1.9	(\$2,484.00)	
Net Change:		+ \$10,782.18

JUSTIFICATIONS:

1. Additional asphalt paving: During the paving work city staff decided to have the Contractor pave the entire intersection of Third Street and Solano Street up to the railroad right-of-way. This additional paving still allows us to stay within the original project budget and will essentially complete the Solano and Third Street overlay all the way through the downtown area, except for the upcoming downtown enhancement project, scheduled for completion next summer.
2. Delete curb return: It was decided that the proposed replacement/improvement of the curb return and sidewalk at the northwest corner of Third Street and Colusa Street would serve no useful purpose because of the lack of sidewalk along the streets leading up to the corner.

Contract Change Order No. 3

Page 2

The original contract total (\$452,485.00) including this and previous change order will be increased by \$6,007.45 for a new contract total of: \$ 458,492.45

The contract completion date will remain at: August 10, 2015

This document will become a supplement to the Contract and all provisions will apply hereto.

Requested: _____
City of Corning

Date: _____

Recommended: *J. E. (Ed) Anderson*
J.E. (Ed) Anderson

Date: August 25, 2015

Accepted: _____
Stimpel-Wiebelhaus Associates, Inc.

Date: _____

PARTIAL PAYMENT ESTIMATE

2015 CDBG Street Paving Project

Partial Payment Estimate No. 3

OWNER:

City of Corning, CA

CONTRACTOR:

Stimpel-Wiebelhaus Associates

PERIOD OF ESTIMATE:

From: 8/19/15 through 8/25/15

CONTRACT CHANGE ORDER SUMMARY**ESTIMATE**

No.	Approval Date	Amount			
		Additions	Deductions		
				1. Original Contract	\$452,485.00
				2. Change Orders	\$6,007.45
				3. Revised Contract (1+2)	\$458,492.45
#1	6/9/15		(\$14,550.88)	4. Work Completed	\$458,492.45
#2	8/11/15	\$9,776.15		5. Stored Materials	\$0.00
#3	Pending	\$10,782.18		6. Subtotal (4+5)	\$458,492.45
				7. Retainage5%	\$22,924.62
				8. Previous Payments	\$422,965.41
	TOTALS	\$20,558.33	(\$14,550.88)	9. Amount Due (6-7-8)	\$12,602.42
NET CHANGE		\$6,007.45			

CONTRACT TIMEOriginal (days) 45

Revised:

Remaining: 0On Schedule Yes NoStarting Date: 6/27/15Projected Completion: 8/10/15**CONTRACTOR'S CERTIFICATION:**

The undersigned Contractor certifies that to the best of their knowledge, information and belief the work covered by this payment estimate has been completed in accordance with the contract documents, that all amounts have been paid by the contractor for work for which previous payment estimates was issued and payments received from the owner, and that current payment shown herein is now due.

ENGINEER'S CERTIFICATION:

The undersigned certifies that the work has been carefully inspected and to the best of their knowledge and belief, the quantities shown in this estimate are correct and the work has been performed in accordance with the contract documents.

Contractor: _____

By: Stimpel-Wiebelhaus Associates

Date _____

City Engineer: J. E. (Ed) Anderson

By: Ed Anderson

Date: August 25, 2015**APPROVED BY OWNER:**

Owner _____

By: John L. Brewer, AICP; City Manager

Date _____

WHEN RECORDED MAIL TO:

City of Corning
794 Third Street
Corning, CA 96021

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN THAT:

1. The undersigned is owner or agent of the owner of the interest or estate stated below in the property hereinafter described.
2. The full name and address of the undersigned owner is City of Corning, 794 Third Street, Corning, CA 96021.
3. There was completed the construction of the 2015 CDBG Street Paving and Reconstruction Project located on Solano Street; West of I-5 Freeway & Solano Street; Between Toomes Avenue and West Street. Also included as additive bids; Third Street; Solano Street to Blackburn Avenue and Solano Street; West Street to 6th Street. Subsequently added to the Project as a Contract Change Order was I-5 & Solano Signage, removal of old reinforced concrete drain & Installation of Thermo-Plastic pavement markings.
4. The work has been satisfactorily completed and is suitable to be put into use as of August 25, 2015 and has therefore been accepted for ownership and operation by: The City Council of the City of Corning at a Regular Council Meeting, on September 8, 2015.
5. The name of the General Contractor was: Stimpel-Wiebelhaus Associates, Inc. P.O. Box 492335, Redding, CA 96049 under a contract dated: June 24, 2015.
6. The property herein referred to is situated in the City of Corning, Tehama County, and State of California and more particularly described as follows: City of Corning, 794 Third Street, Corning, CA 96021.

Date: September 9, 2015

Signature of Owner or agent of owner: _____
John L. Brewer, AICP
City Manager

Verification for Non-Individual owner: I, the undersigned, declare under penalty of perjury under the laws of the State of California that I am the City Manager of the aforesaid interest or estate in the property described.

In the above notice; that I have read the said notice, that I know and understand the contents thereof and that the facts stated therein are true and correct.

Date: September 9, 2015

John L. Brewer, AICP; City Manager
City of Corning, California

PARTIAL PAYMENT ESTIMATE**Retention Release**

2015 CDBG Street Paving Project

Partial Payment Estimate No. 4/Final

OWNER:

City of Corning, CA

CONTRACTOR:

Stimpel-Wiebelhaus Associates

PERIOD OF ESTIMATE:

From: 8/19/15 through 8/25/15

CONTRACT CHANGE ORDER SUMMARY**ESTIMATE**

No.	Approval Date	Amount			
		Additions	Deductions		
#1	6/9/15			1. Original Contract	\$452,485.00
#2	8/11/15	\$9,776.15		2. Change Orders	\$6,007.45
#3	Pending	\$10,782.18		3. Revised Contract (1+2)	\$458,492.45
			(\$14,550.88)	4. Work Completed	\$458,492.45
				5. Stored Materials	\$0.00
				6. Subtotal (4+5)	\$458,492.45
				7. Retainage5%	\$0.00
				8. Previous Payments	\$435,567.83
				9. Amount Due (6-7-8)	\$22,924.62
	TOTALS	\$20,558.33	(\$14,550.88)		
NET CHANGE		\$6,007.45			

CONTRACT TIMEOriginal (days) 45

Revised:

Remaining: 0On Schedule Yes NoStarting Date: 6/27/15Projected Completion: 8/10/15**CONTRACTOR'S CERTIFICATION:**

The undersigned Contractor certifies that to the best of their knowledge, information and belief the work covered by this payment estimate has been completed in accordance with the contract documents, that all amounts have been paid by the contractor for work for which previous payment estimates was issued and payments received from the owner, and that current payment shown herein is now due.

ENGINEER'S CERTIFICATION:

The undersigned certifies that the work has been carefully inspected and to the best of their knowledge and belief, the quantities shown in this estimate are correct and the work has been performed in accordance with the contract documents.

Contractor: _____

By: Stimpel-Wiebelhaus Associates

Date _____

City Engineer: J. E. (Ed) AndersonBy: Ed AndersonDate: August 25, 2015**APPROVED BY OWNER:**

Owner _____

By: John L. Brewer, AICP; City Manager

Date _____

ITEM NO: J-14
RATIFY APPOINTMENT OF
LORI SIMS AS DEPUTY CITY
TREASURER

September 8, 2015

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: PALA CANTRELL, CITY TREASURER 

SUMMARY:

In order to ensure cross training of our City Staff, and to ensure continued coverage in my absence, I am requesting authorization to appoint Lori Sims as Deputy City Treasurer in accordance with City Code Section: 2.08.050 "Clerk and Treasurer-Deputies." No additional compensation is proposed.

I am now recommending Council Ratification of my proposed appointment. I have confirmed with the City Attorney that City residency is not required for an appointed Deputy City Treasurer.

BACKGROUND:

The City's Municipal Code reads as follows:

Section 2.08.050, Clerk and Treasurer - Deputies. The City Clerk and the City Treasurer shall have the authority to appoint such Deputies as are required for a complete performance of the duties of the respective Officers, but the salaries or wages of such Deputies or Employees shall be fixed by the City Council, and the City Council shall approve the employment of such Deputy or Employee. In the absence of the approval of such employment, such Employee shall not be employed. The City Council may designate the Mayor or some other Officer to approve or disapprove the employment of any Deputy or Employee on behalf of the City Council. (Ord. 161 5, 1959).

Attached for your information is a copy of the City Attorney's review and recommendation regarding the appointment, along with a case law summary, which indicates that, "Appointed City Clerk's cannot be required to live in the City..."

RECOMMENDATION:

CITY TREASURER PALA CANTRELL RECOMMENDS THAT COUNCIL APPROVE THE HER APPOINTMENT OF LORI SIMS AS DEPUTY CITY TREASURER.