



**CITY OF CORNING
SPECIAL CITY COUNCIL
CLOSED SESSION MINUTES
TUESDAY, AUGUST 14, 2018
CITY COUNCIL CHAMBERS
794 THIRD STREET**

This is an Equal Opportunity Program. Discrimination is prohibited by Federal Law. Complaints of discrimination may be filed with the Secretary of Agriculture, Washington, D.C. 20250.

A. CALL TO ORDER: 5:30 p.m.

B. ROLL CALL:

Council:

**Darlene Dickison
Dave Demo
Jose "Chuy" Valerio
Robert Snow
Douglas Hatley Jr.**

Mayor:

All members of the City Council were present.

C. PUBLIC COMMENTS:

D. REGULAR AGENDA:

- 1. CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO SECTION 54957.6:
City Designated Representative: City Manager Kristina Miller
Employee Organization: Management, Public Safety, Dispatcher, and
Miscellaneous**

E. ADJOURN TO REGULARLY SCHEDULED CITY COUNCIL MEETING AND REPORT ON CLOSED SESSION: 6:30 p.m.

Mayor Hatley announced that Council met in Closed Session with Staff and gave them direction.

Lisa M. Linnet, City Clerk



**CITY OF CORNING
CITY COUNCIL AGENDA
TUESDAY, AUGUST 14, 2018
CITY COUNCIL CHAMBERS
794 THIRD STREET**

This is an Equal Opportunity Program. Discrimination is prohibited by Federal Law. Complaints of discrimination may be filed with the Secretary of Agriculture, Washington, D.C. 20250.

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

B. ROLL CALL:

Council:

**Darlene Dickison
Dave Demo
Jose "Chuy" Valerio
Robert Snow
Douglas Hatley Jr.**

Mayor:

All members of the City Council were present.

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

D. INVOCATION: Led by Mayor Hatley.

**E. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, PRESENTATIONS: None
THE CITY OF CORNING IS AN EQUAL OPPORTUNITY PROVIDER AND EMPLOYER**

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR: None

G. CONSENT AGENDA: It is recommended that items listed on the Consent Agenda be acted on simultaneously unless a Councilmember or members of the audience request separate discussion and/or action.

- 1. Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.**
- 2. Waive the reading and approve the Minutes of the July 24, 2018 City Council Closed Session and Regular meeting with any necessary corrections. (Pulled, to be presented at the August 28, 2018 meeting.)**
- 3. August 8, 2018 Claim Warrant in the amount of \$935,340.74.**
- 4. August 8, 2018 Business License Report.**
- 5. July 2018 Wages & Salaries: \$374,546.42.**
- 6. July 2018 Treasurer's Report.**
- 7. 2018 Building Permit Valuation Report for:
 - a. June in the amount of \$207,654.50; and**
 - b. July in the amount of \$210,390.00****
- 8. July 2018 City of Corning Wastewater Operations Summary Report.**

Councilor Dickison moved to approve Consent Items 1 and 3-8. Councilor Snow seconded the motion. **Ayes: Hatley, Dickison, Valerio, Snow and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

H. ITEMS REMOVED FROM THE CONSENT AGENDA: None.

I. PUBLIC HEARINGS AND MEETINGS: None.

J. REGULAR AGENDA:

- 9. Approve Second Amendment to Wastewater Treatment and Land Use Agreement between the City and Bell-Carter Foods, Inc.**

City Manager Kristina Miller presented this item stating that this proposed Agreement acknowledges the name change of Bell Carter Foods.

Councilor Snow moved to approve the second Amendment to the Wastewater Treatment and Land Use Agreement to amend the Agreement to change the name of Bell-Carter Foods, Inc. to Bell-Carter Foods, LLC. Councilor Dickison seconded the motion. **Ayes: Hatley, Dickison, Valerio, Snow and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

- 10. Authorize Letter of Opposition regarding Proposed Cannabis Regulations.**

City Manager Miller presented this item stating that the Bureau of Cannabis Control is proposing new regulations, specifically Section 5416(d) which would drastically preempt local control and regulatory authority by authorizing cannabis delivery anywhere in the State regardless of conflicting local regulations or bans. She emphasized that these regulations will remove a critical part of the local enforcement model of cannabis legalization and open up all communities to having cannabis delivered to their front doors. This would require an increase in public safety costs for enforcement to ensure the safety of the public without any influx in revenue. She also stated that Sections 5001(c) (11) and 5002 (c) and (28) would undermine the ability of local agencies to ensure community standards are met by reducing the period to verify if a licensee has obtained necessary local approvals from 60 days to 10 days.

Councilor Dickison moved to authorize the City Manager to submit a Letter of Opposition in regards to new Bureau of Cannabis Control Regulations as presented. Councilor Snow seconded the motion. **Ayes: Hatley, Dickison, Valerio, Snow and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

- 11. Approve Deferred Improvement Agreement with Love's Country Stores of California.**

Public Works Director Dawn Grine presented this item. She explained that Love's Country Stores of California (Love's) submitted preliminary plans to construct a solar array facility located at 2875 Highway 99W. In accordance with City Code and Construction Standards, new development is required to construct/install public improvements within the City right-of-way. Currently there is no sidewalk, curb or gutter along the Highway 99W corridor. Should the area develop and the City require such improvements along the Hwy. 99W corridor in the future, the Deferred Improvement Agreement would bind Love's or the owner at that time to fund/construct such improvements.

Councilor Snow moved to approve the Deferred Improvement Agreement with Love's Country Stores of California. Councilor Valerio seconded the motion. **Ayes: Hatley, Dickison, Valerio, Snow and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

12. Award bid for 2018-7: Senior Center Fire Damage Repair to Cleanrite Buildrite in the amount of \$57,605.25.

Public Works Director Dawn Grine presented this item and City Attorney Collin Bogener responded explaining the City's ability to set a strict timeline for these repairs.

Councilor Dickison moved to award the Bid for the 2018-7 Senior Center Fire Damage Repair Project to Cleanrite Buildrite in the amount of \$57,605.25; approve the appropriation of \$60,000 from fund 001-6750-3600 Building Maintenance; and authorize the City Manager to sign and execute the Contract. Councilor Snow seconded the motion. **Ayes: Hatley, Dickison, Valerio, Snow and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

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

L. COMMUNICATIONS, CORRESPONDENCE AND INFORMATION: None

M. REPORTS FROM MAYOR AND COUNCIL MEMBERS: City Councilmembers will report on attendance at conferences/meetings reimbursed at City expense (Requirement of Assembly Bill 1234).

Dickison: Reported on her attendance at the Senior Center Board Meeting stating that Public Works Director Dawn Grine attended and supplied a status update for the fire repairs to the building. She also announced that on August 24th the Community Action Tripartite Board Tailgate Food Giveaway will be held from 9 a.m.-12 p.m. at the New Life Assembly and next Thursday is the Tripartite Community Action Agency Board Meeting.

Valerio: Announced that October 6th is the 2018 Corning Olive Festival and Car Show. Councilman Valerio also thanked the Senior Center for providing the hall for the Little Miss Olive contestants to practice there.

Snow: Stated he attended the Food Truck Tuesday Event on August 7th, he believes that the smoke hampered event attendance. He thanked Chief Tomlinson & Volunteers for doing the water spray down. The City Manager has done a great job coordinating the events. City Manager Miller responded stating it is a team effort and thanked staff for their assistance in coordinating and assisting with the event noting that Chief Fears donated his personal generator to one of the Vendors and the Public Works Crew was there until 10:30 p.m. to close down the event.

Demo: Reported that the Volunteers on the Carr Fire made it home safe and sound. He commended Chief Fears and his officers for their help with the evacuations.

Hatley: Reported he attended the Food Truck Tuesday event on August 7th stating it was a great event and growing in spite of the smoke. He noted an issue with the Jump House and thanked Fire, Police, Public Works and the City Manager for their contributions to the event. He attended the Little Miss Olive City event this past Saturday and highly recommends people to attend next year's event.

City Clerk Lisa Linnet thanked Deputy City Clerk Dawn Grine, Angel Garman and City Manager Kristina Miller for their assistance with the Elections and Agendas while she was on vacation.

N. ADJOURNMENT!: 6:52 p.m.

Lisa M. Linnet, City Clerk