



**CITY OF CORNING
CITY COUNCIL MINUTES
TUESDAY, MAY 22, 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:

- 1. Proclamation: May 20-26, 2018 as National Public Works Week.** Public Works Director Dawn Grine was present to accept the Proclamation on behalf of the Public Works Department

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR: None.

G. CONSENT AGENDA:

- 2. Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.**
- 3. Waive the reading and approve the Minutes of the May 8, 2018 meeting with any necessary corrections.**
- 4. May 16, 2018 Claim Warrant in the amount of \$188,780.54.**

Councilor Dickison moved to approve Consent Items 2-4; 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:

- 5. Introduction and first reading of Ordinance 674, an Ordinance to amend Chapter 8.14 of the Corning Municipal Code regulating weed abatement procedures.**

City Attorney Collin Bogener presented this item explaining that the proposed Ordinance stipulates that any person violating the provisions of Section 8.14.030 of the Corning Municipal Code shall be guilty of a misdemeanor for each day the violation continues and sets civil penalties allowing the City to impose a penalty of not less than \$250 or more than \$1,000 for each day the violation continues. City Manager Miller explained that these terms were taken from the City of Orland Codes which has worked well for them in obtaining compliance and provides the City more teeth in to obtaining compliance within our City.

Ross Turner clarified that a Lien could still be imposed on non-compliant properties to recoup City costs associated with abatement.

Councilor Snow moved to introduce Ordinance 674, an Ordinance amending Chapter 8.14 of the Corning Municipal Code addressing weed abatement, and set the Ordinance for adoption at the regular meeting of June 12, 2018. Councilor Demo seconded the motion and City Clerk Lisa Linnet

read the Ordinance by title. **Ayes: Hatley, Dickison, Valerio, Snow and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

6. Approve three year (3) Agreement with the County of Tehama for Proposition 47 Drug and Alcohol Counseling Services.

City Manager Miller presented this item and explained that this is the final Agreement the City needs to have in place. She stated that this Agreement will allow Drug & Alcohol Counseling Services to those utilizing the RESTORE Program. She also stated that the Program is totally grant funded and emphasized her gratitude to the local Band of the Nomlaki Tribe for their assistance in obtaining this grant.

Councilor Snow moved to approve the attached three (3) year Agreement between the City of Corning and the County of Tehama in an amount not to exceed \$225,000 over the three (3) year term. Councilor Dickison seconded the motion. **Ayes: Hatley, Dickison, Valerio, Snow and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

7. Accept Grant Deed Easement, Subordination Agreement and Annexation Agreement from Wright Brothers Development for 3855 Houghton Avenue with regards to the Pilot Waterline Project.

Public Works Director Dawn Grine presented this item clarifying that there was a typo in her report and explained that the easement actually applies to the southeast corner, not the northeast corner.

Ms. Grine explained that in addition to the Annexation Agreement and the Subordination Agreement (required due to the Wright Brothers Development mortgage on the property prompting the requirement of this Agreement document that will bind the mortgage lender to the same Easement) there is an additional Grant Deed Easement. The Grant Deed Easement must be approved by the County and is being presented to the County this week. She further stated that there is still some road work needing to be completed.

Councilor Dickison moved to accept the Grant Deed Easement, the Subordination Agreement and the Annexation Agreement prepared by Pilot/Flying J on behalf of Wright Brothers Development for 3855 Houghton Avenue with regards to the Pilot Waterline Project. Councilor Snow seconded the motion. **Ayes: Hatley, Dickison, Valerio, Snow and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

8. Fiscal Year 2017/2018 Corning Airport Fencing Project (Discussion Only).

Public Works Director Dawn Grine presented this item and provided background information and a status report on the project. She stated that this past December the City submitted an application for FAA (Federal Aviation Administration) Federal funding for security fencing construction along the right-of-ways along Marguerite, Blackburn and Neva Avenues only. The application included justification letter to utilize the services of the City Engineer at a cost savings of \$42,000 to the City. She explained that in May the FAA contacted the City and requested that the City seek three additional quotes to go along with the Engineering quote of \$8,000 the City currently had. Due to the timeframe to obtain the three quotes, the FAA has recommended obtaining an Airport Engineer Consultant and re-submits for a grant this next December. **Discussion item only, no action required.**

Ross Turner asked if the City was on a four-year funding circle, would the City lose the funding allocated and be moved to the end of the bus, would the City have to wait for years again. Ms. Grine explained no, that the funding remains in an account, currently the City has about \$500,000. City Airport Commission Chairperson Barbara Boot asked if the project will include the special security gate previously discussed; she was informed yes. She also asked if the City has funding available, and if so, why aren't the tarmacs being maintained, Ms. Grine responded stated that we would still have to apply for the funding in the same manner for this. Mrs. Boot confirmed that there would be an Airport Commission Meeting on July 2nd to discuss the fencing.

9. Approve Revisions to Agreement for P.O.S.T. Law Enforcement Police Training Academy Sponsorship.

City Manager Miller presented this item stating that an issue came to light requiring the necessity of some clarifications to the contract, specifically in regards to the medical benefits. It also clarifies that this is not a Union represented position.

Ross Turner asked if a Trainee is injured during their attendance at the Academy and are unable to complete because of the injury, would they be covered under the City's Workers' Compensation (W/C) and could they potentially receive associated W/C payments for the rest of their life; she responded yes.

Councilor Snow moved to approve the proposed revised Agreement and Conditions for City sponsored Police Trainees attending the P.O.S.T. Law Enforcement Training Academy and further extend this offer as a means to fill remaining and future vacancies through a Police Trainee Sponsorship Recruitment option. 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. City of Corning Capital Improvement Program and Measure "A" Funding Priorities for Service.

City Manager Miller presented the City's Capital Improvement Program and Measure "A" Funding Priorities for Fiscal-Year 2018/19. She stated that this document is a combination of the Fire, Police and Public Works Departments Capital Improvement proposal as well as the calculated depreciation of the equipment the City owns. She stated that Capital Improvement has not been funded in the past so we are now experiencing a bit of catch up.

City Manager Miller explained that the Capital Improvement Plan is a long range plan of action for funding public improvements and support of existing services provided by the City. The Plan establishes a policy to prioritize spending, it is not a guarantee and does not assure funding; funding is determined by the City Council when the Budget is approved. She stated that the anticipated revenue from Measure "A" Transaction and Use Tax is \$1,079,000 in fiscal year 2018/19. The listed allocations are based on the current needs of each department along with potential allocations for remaining funds. Ms. Miller explained that some dollar amounts will need to be moved based on the finalization of the Budget; more money than expected will need to be taken from Measure A to fund general City services. These numbers are a ball park figure, but may be different when the final budget is presented in June.

Measure A funding is proposed to fund \$158,319 of street repairs to assist the City in reaching its Maintenance of Effort requirement in order to receive SB 1 Funding. So in the first year, in 2017/2018, the City has to spend approximately \$50,000 in order to receive \$234,000 in SB 1 Funds and it goes up from there. In order to receive \$135,000 in fiscal year 2018/2019, of SB 1 Funding, the City has to expend \$234,447. Each year out of General Fund, not Street funds, the City is required to expend \$234,000. We have not reached that Maintenance of Effort level for fiscal year 2017/18. We are currently reviewing those numbers to assess what has happened. The State, in determining what that Maintenance of Effort dollar amount that is a requirement for the Cities to spend on Street Projects, they took a five year time period and averaged what Cities spent during that time. In recent years the City has not spent as much money on street repairs from the General Fund, we are actually spending more money on Parks. We are budgeting more money to be spent in streets, but we are actually spending more money out of Parks from the General Fund. There will have to be an additional allocation from the General Fund to support street repairs for us to meet our Maintenance of Effort.

The proposed Capital Improvement Funding for fiscal year 2018/19 totals \$1,253,980, not all those Capital Improvement costs are being funded by Measure "A"; some are funded through water and sewer funds, the General Fund, Development Impact Fees, Street Funds or SB 1 Funds. She noted a typo under the Fire Rescue Squad 7 Replacement, she is not proposing that it be financed as there are adequate funds in our fire reserve funds to purchase it outright and therefore, she is proposing that the \$150,000 purchase be funded utilizing the fire reserve funds.

To complete these Capital Improvement purchases, the following contributions will be made utilizing Measure "A" dollars:

- \$291,777 contributed to the Fire Reserve Fund
- \$175,052 contributed to the Police Reserve Fund
- \$253,852 contributed to the Public Works Reserve Fund

She then explained the detailed table used to calculate the depreciated cost over time based upon useful life/replacement costs and provides projections of how much should be contributed into each reserve fund accordingly. She stated that if the City did not have Measure "A" the City would be in dire straights at this time.

Councilor Snow made the motion, having reviewed and discussed the proposed Measure A Funding Allocation, to approve the fiscal year 2018/2019 Capital Improvement Priorities. Councilor Demo 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 Senior Center meeting whereas in addition to discussion of items on Agenda they received an update from Public Works Director Dawn Grine on the status of the building repairs. She also reported on her attendance at the Community Action Agency Meeting.

Valerio: Reported that the Chamber of Commerce will be holding a spring cleaning funding raising sale on June 2, 2018 at the New Life Assembly Parking Lot. He reported that the Olive Festival and Car Show (first Saturday in October) Planning continues. City Manager Kristina Miller will provide a list of Food Vendors for the Olive Festival and Car Show events.

Snow: Announced the Pancake Breakfast at the Fire Department the morning of the Car Show event.

Demo: Reported that the kids are enjoying the 2nd Grade Swim lessons at the City Pool. He also stated that Kristina is working on the Food Truck Tuesday Events, stating that the last event was a huge success.

Hatley: Nothing.

N. ADJOURNMENT!: 7:12 p.m.

Lisa M. Linnet, City Clerk