



**CITY COUNCIL
CLOSED SESSION MINUTES
TUESDAY, JANUARY 11, 2022
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:

Dave Demo
Karen Burnett
Shelly Hargens
Jose "Chuy" Valerio
Robert Snow

Mayor:

The **Brown Act** requires that the Council provide the opportunity for persons in the audience to briefly address the Council on the subject(s) scheduled for tonight's closed session. Is there anyone wanting to comment on the subject(s) the Council will be discussing in closed session? If so, please come to the podium, identify yourself and give us your comments.

C. **PUBLIC COMMENTS:**

D. **REGULAR AGENDA:**

1. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS Pursuant to Government Code § 54956.8**

Property: APN: 071-131-001-000

Agency Negotiator: Kristina Miller, City Manager

Negotiating Parties: City and adjacent property owner.

Under Negotiation: Terms of use of the property.

2. **CONFERENCE WITH LEGAL COUNSEL – Existing Litigation pursuant to Paragraph (1) of subdivision (d) of Government Code § 54956.9.**

One Case:

a. Name of Case: City of Corning v. Trent Construction, et al. Case No.: CV24394

Mayor Snow reported direction was provided to staff in terms of Agency Items #1 and #2.

E. **ADJOURN TO REGULARLY SCHEDULED CITY COUNCIL MEETING AND REPORT ON CLOSED SESSION:**



**CITY OF CORNING
CITY COUNCIL MEETING MINUTES
TUESDAY, JANUARY 11, 2022
CITY COUNCIL CHAMBERS
794 THIRD STREET**

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

B. **ROLL CALL: Present:** Council members Dave Demo, Shelly Hargens, Jose "Chuy" Valerio and Mayor Robert Snow. Council member Karen Burnett was absent.

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

D. **INVOCATION:** Led by Jerry Lequia.

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

1. **Proclamation: January 2022 – Human Trafficking Prevention and Awareness Month.** Maggie Michael, Empower Tehama Domestic Violence Victims Advocate presented the Proclamation.
2. **Proclamation: January 2022 – National Stalking Awareness Month.** Maggie Michael, Empower Tehama Domestic Violence Victims Advocate presented the Proclamation.

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:

Diana Ramirez, Waste Management, provided an update on the upcoming bulky item pick up and collection calendars.

- 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. **Waive the reading and approve the Minutes of the December 14, 2021 Closed Session and Regular City Council Meeting with any necessary corrections:**
 5. **January 5, 2022 Claim Warrant in the amount of \$554,999.80.**
 6. **January 5, 2022 Business License Report.**
 7. **December 2021 Wages & Salaries: \$549,574.74.**
 8. **December 2021 Treasurer’s Report.**
 9. **December 2021 Building Permit Valuation Report in the amount of \$3,083,480**
 10. **December 2021 City of Corning Wastewater Operations Summary Report.**
 11. **Authorize Payment for Invoices 21-216745-06 and 21-216746-05 in the amounts of \$22,366.20 and \$2,664.00, respectively under Task Order “C” to Armstrong Consultants.**
 12. **Authorize Payment of Invoice #2255 in the amount of \$1,516.45 to R.E.Y. Engineers for the West Street School ATP Connectivity Project for Engineering and Environmental Services.**
 13. **Authorize Payment of Invoice #22558 in the amount of \$10,091.89 to R.E.Y Engineers for the Olive View School ATP Connectivity Project for Engineering and Environmental Services.**

Council member Valerio moved to approve consent items 1-13; Vice Mayor Demo seconded the motion. 4-0 approved. **Ayes: Snow, Demo, Valerio, and Hargens. Absent: Burnett. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Burnett absent.**

H. ITEMS REMOVED FROM THE CONSENT AGENDA:

I. REGULAR AGENDA:

14. **Approve Wastewater Treatment Plant Operations Contract Extension with Inframark for a One-Year Term through December 31, 2022.** Public Works Consultant Robin Kampmann presented the item and explained the contract extension was necessary in order to allow the new General Permit for the Wastewater Treatment Plant to be issued. The extension contract would allow a consumer price increase at the same rate included in the previous contract. Vice Mayor Demo moved to approve the contract extension; Council member Hargens seconded the motion. **Ayes: Snow, Demo, Valerio, and Hargens. Absent: Burnett. Abstain/Opposed: Burnett. Motion was approved by a 4-0 vote with Burnett absent.**
15. **Request City Council Direction on the Purchasing of a Programmable Sign(s).** Public Works Consultant Robin Kampmann presented two options for the City Council to consider. Option 1: a new portable digital message board. Option 2: replacement of the Transportation Center sign with a new monument sign and LED display. Vice Mayor Demo asked if the three lines on Option 1 are static and stated option 2 was not his original intent when he requested the item placed on the agenda. Mrs. Kampmann indicated it does appear the three lines are static. City Manager Miller mentioned a budget amendment would be included as part of the mid-year

budget review for this purchase. After some discussion the City Council directed staff to pursue option 2: Replacement of the Transportation Center sign with a new monument sign and LED display that can be read from both sides. Mrs. Kampmann will provide a final proposal. Council directed staff to keep looking for a used portable digital sign.

- 16. Approve Plans and Specifications and Authorize Staff to Solicit Bids for the Northside Park Tennis Court/Pickleball Court Resurfacing Project.** Public Works Consultant Robin Kampmann presented the plans and specifications to resurface the Northside Park tennis courts into tennis courts and four pickleball courts. The courts will be changed to a blue and green color. Council member Hargens moved to approve the plans and specifications and authorized staff to solicit bids for the Northside Park Tennis Court/Pickleball Court Resurfacing Project; Council member Valerio seconded the motion. **Ayes: Snow, Demo, Valerio, and Hargens. Absent: Burnett. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Burnett absent.**

- 17. Direct Staff to Purchase Playground Equipment for Children’s Park based on Two Options.** Recreation Coordinator Christina Meeds presented two options for playground equipment at Children’s Park. Option 1: Park Planet Playground Equipment totaling \$42,246.34 and option 2: Kompan Equipment totaling \$43,800.32. There was some discussion about the durability of the Kompan equipment as it is a natural wood product. Mrs. Meeds indicated a ten-year warranty is included. Councilmember Hargens moved to approve Option 2; authorize staff to purchase the quoted playground equipment and wood fiber; waive the formal bid process, as the purchase is exempt according to Section 3.12.082.4 of the Corning Municipal Code; approve payments being issued for equipment and wood fiber upon delivery; and authorize the AB 109 program to spread the wood fiber. Vice Mayor Demo seconded the motion. **Ayes: Snow, Demo, Valerio, and Hargens. Absent: Burnett. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Burnett absent.**

- 18. Adopt Inclement Weather Field Use Policy and Consider Request for Soccer Field Use in the Winter.** Recreation Coordinator Christina Meeds presented the Corning Youth Soccer League’s proposal to use Yost Park two days a week and Lennox Fields for games in January and February. Doing so, would allow FC Corning to continue their training as a premiere level team. Mrs. Miller presented the Inclement Weather Field Use Policy and explained the desire to support the team, while also not causing further damage to the fields. The Corning FC’s Team Coach provided some further background about the team and why use of the fields is necessary. The Coach also explained they have used Yost Park during previous winters. It was suggested to contact the Paskenta Band of Nomlaki Indians for advice on turf maintenance.

Vice Mayor Demo moved to adopt the Inclement Weather Field Use Policy; and direct the City Manager and City Attorney to negotiate an agreement allowing Yost Park and Lennox Fields use by the Corning Youth Soccer League; Council member Hargens seconded the motion. **Ayes: Snow, Demo, Valerio, and Hargens. Absent: Burnett. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Burnett absent.**

- 19. Consider Creation of a Proposition 68 Recreation Center and City Plaza Design Ad-Hoc Committee.** City Manager Miller recommended an Ad-Hoc Committee be developed that consists of two members of the City Council, two members of the Recreation Commission, and three public members-at-large. She explained this will allow the City to expedite decision making while continuing to facilitate community input. The Ad-Hoc Committee would not be able to make major changes to the grant. All recreation features included in the grant must be constructed. The Ad-Hoc Committee is proposed to be responsible for the following:

1. Choosing equipment for the splash pad, recreation center and music play area;
2. Review the design of the building, with final decision by the City Council;
3. Select the mural that will be placed on the splash pad; and
4. Review and Approval of landscaping plans and options.

Vice Mayor Demo motioned to approve the Proposition 68 Recreation Center and City Plaza Design Ad-Hoc Committee as presented; the appointment of Councilmembers Hargens and

Vice Mayor Demo as council member representatives on the Ad-Hoc Committee; and to direct staff to initiate the application process for the public member-at-large positions for City Council consideration. Council member Valerio seconded the motion. **Ayes: Snow, Demo, Valerio, and Hargens. Absent: Burnett. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Burnett absent.**

- 20. Consider Remote or In-Person Meetings in-light of the COVID-19 Omicron Variant and Recent Increase in Cases.** City Manager Miller stated we are currently experiencing an increase in case rates in Tehama County, which prompted some question about whether City Council meetings should return to a remote setting or combined remote and in-person setting to allow those that do not feel comfortable attending in-person to still participate. She expressed there could be situations where staff were not able to attend because of quarantine or isolation orders. The City has the technology available to return to remote meetings. Should the City Council choose to offer both remote and in-person meetings, Mrs. Miller recommended the City Council authorize the purchase of the Meeting Owl Pro as it was successfully used to hold in person and remote meetings. Mayor Snow, Vice Mayor Demo, and Council members Valerio and Hargens expressed their preference for in-person meetings. Council member Hargens said she liked the option for remote meetings because it provides some flexibility. After some discussion, the City Council directed staff to purchase the Meeting Owl Pro that will allow residents to remote in. Staff would be required to continue attending in person unless they are under quarantine or isolation orders.

PUBLIC COMMENT: Mayor Snow reopened public comment. He stated he is against the new quarantine and isolation orders provided by Tehama County Public Health and feels the County should be consistent with the Centers for Disease Control and Prevention (CDC) quarantine and isolation orders.

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).

Demo: None

Burnett: Not present

Hargens: None

Valerio: Provided details about the Chamber Installation Dinner

Snow: None

N. ADJOURNMENT: 7:56 PM.

Lisa M. Linnet, City Clerk