

**DUE TO THE COVID-19 LOCAL EMERGENCY THESE MEETINGS WILL
BE HELD BY PHONE, TO PARTICIPATE, THE DIAL IN NUMBER IS:**

1(669) 900-9128



**CITY OF CORNING
SPECIAL CITY COUNCIL
CLOSED SESSION AGENDA
TUESDAY, JUNE 9, 2020
CITY COUNCIL CHAMBERS
794 THIRD STREET**

The City of Corning welcomes you to our meetings, which are regularly scheduled for the second and fourth Tuesdays of each month. Your participation and interest are encouraged and appreciated.

In compliance with the Americans with Disabilities Act, the City of Corning will make available to members of the public any special assistance necessary to participate in this meeting. The public should contact the City Clerk's office (530/824-7033) to make such a request. Notification at least 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

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: 6:00 p.m.

B. ROLL CALL:

Council: Robert Snow
Jose "Chuy" Valerio
Dave Demo
Karen Burnett
Mayor: Douglas Hatley Jr.

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 LEGAL COUNSEL – Existing Litigation (§ 54956.9).

One Case:

a. City of Corning vs. Trent Construction, et al, Case No. 18CI217

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

POSTED: FRIDAY, MAY 8, 2020

**DUE TO THE COVID-19 LOCAL EMERGENCY THESE MEETINGS
WILL BE HELD BY PHONE, TO PARTICIPATE, THE DIAL IN NUMBER
IS:**



**1(669) 900-9128
CITY OF CORNING
CITY COUNCIL MEETING AGENDA
TUESDAY, JUNE 9, 2020
CITY COUNCIL CHAMBERS
794 THIRD STREET**

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

B. ROLL CALL:

Council:

**Robert Snow
Jose "Chuy" Valerio
Dave Demo
Karen Burnett
Douglas Hatley Jr.**

Mayor:

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

D. INVOCATION: Led by Mayor Hatley.

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:

F. PUBLIC COMMENTS AND 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.

- 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 with any necessary corrections of the May 26, 2020 Closed Session and Regular City Council Meeting.**
- 3. June 3, 2020 Claim Warrant in the amount of \$280,658.99.**
- 4. June 3, 2020 Business License Report.**
- 5. May Wages & Salaries: \$380,674.03.**
- 6. March, April & May 2020 Treasurer's Report. (Pulled - Will be presented at a future meeting.)**

7. May 2020 Building Permit Valuation Report in the amount of \$209,355.
8. May 2020 City of Corning Wastewater Operations Summary Report.
9. Authorize the Fire Department to surplus and sell S-7 Emergency Response Rescue Squad through BidCal.

H. ITEMS REMOVED FROM THE CONSENT AGENDA:

I. PUBLIC HEARINGS AND MEETINGS:

10. Public Hearing: Ordinance 688, an Ordinance of the City of Corning amending Section 16.21.030(A) and adding Section 17.10.032 of/and to the Corning Municipal Code, Rezone No. 2020-1.
11. Conduct Hearing to consider objections/appeals from the property owner, adopt Resolution 06-09-2020-01 declaring a public nuisance at 1216 South Street, and authorize the Fire Chief and City Clerk to initiate abatement procedures as outlined in the City's Municipal Code.

J. REGULAR AGENDA:

12. Adopt Resolution 06-09-2020-02 authorizing the City Manager to execute and submit Program Supplement Agreement No. U72 & U73 for ATPSB1L-516 (017 & 018) for the West Street and Olive View School Connectivity Project.
13. Authorize letter seeking increased CARES Act Funding needed due to COVID-19 Fiscal Impacts on California Cities.
14. Request City Council direction on proceeding with City Pool Season due to COVID-19 Pandemic.

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).

Snow:

Valerio:

Demo:

Burnett:

Hatley:

N. ADJOURNMENT!:

POSTED: FRIDAY, JUNE 5, 2020

**DUE TO THE COVID-19 LOCAL EMERGENCY THESE MEETINGS WILL BE HELD
BY PHONE, TO PARTICIPATE, THE DIAL IN NUMBER IS:
(351) 999-4082**



**CITY OF CORNING
CITY COUNCIL MEETING MINUTES
TUESDAY, MAY 26, 2020
CITY COUNCIL CHAMBERS
794 THIRD STREET**

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

B. ROLL CALL:

Council:

**Robert Snow
Jose "Chuy" Valerio
Dave Demo
Karen Burnett
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 Councilwoman Burnett.

E. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, PRESENTATIONS:

1. **May 17th – 23rd as National Public Works Week:** Proclamation was read by City Clerk Lisa M. Linnet.

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:

City Manager Miller provide a COVID 19 update and announced that another COVID 19 positive has been noted in Tehama County bringing our number up to 4. She announced that hair salons and barber shops are now allowed to open with social distancing. Private pools are being allowed to open with certain mandates, public pools are not allowed; we anticipate them to be allowed in late June or early July. The City is working with the City's Pool Manager to come up with a Plan for opening our City Pool. Nail salons are still not allowed to open.

Councilor Demo stated he had been approached by a member of the public regarding the pool opening. He also thanked Staff for removing the handwashing stations and porta potties. He asked about the Farmers Market resuming. He also asked the Police Chief about the Motor Home in front of the former Green Doors; Chief Fears stated that they are working on it.

A member of the public (Dawn Curtis) spoke asking if they could have access to the pool for swim team use. City Manager Miller stated that she would have to check with the County Public Health Officer. She will need to confirm if Swim Team will fall under Stage 2 of the Governor's Plan.

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.

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 with any necessary corrections of the May 12, 2020 Closed Session and Regular City Council Meeting.**
4. **May 20, 2020 Claim Warrant in the amount of \$170,554.90.**
5. **May 20, 2020 Business License Report.**

Councilor Valerio moved to approve Consent Items 2-5; Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, 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:

6. Request City Council direction to sell used Playground Equipment from Yost Park as One Lot and As Is.

Presented by Recreation Coordinator Christina Meeds who stated that the Yost Park Playground equipment had been removed and is being stored at the Blackburn Well Site. She announced that the City has received interest to purchase this equipment from 3 people. Staff, with Council approval would like to sell the equipment as is in one lot. Kristina stated that some others might be interested. Ms. Meeds stated in response to a question of the value, that she had researched this and was unable to find a value due to the age of the equipment.

Council and Staff discussed possibly advertising the sale and the associated legalities of such sale.

Councilor Burnett moved to direct Staff to sell or dispose of the playground equipment removed from Yost Park by the methods listed in the Staff Report. Councilor Snow seconded the motion. , to sell by method listed above. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

7. Authorize City Fire Chief to submit a Volunteer Fire Assistance Grant Application with CALFIRE and approve the 50% grant match funding by the City in the amount of \$5,340.

Presented by Fire Chief Tom Tomlinson who stated that it is a \$10,000 grant with a 50% grant match by the City and then listed the equipment that would be funded by the grant if awarded. He stated that the total cost for all the listed equipment would be \$10, 680 and the City's 50% portion would be \$5,340.

Councilor Snow moved to authorize the Fire Chief to sign and submit a Volunteer Fire Assistance Grant Application with CalFire and approve the 50% grant match funding to be funded from Safety Items/Fire, fund number 001-6552-2300 in the amount of \$5,340. Councilor Burnett seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

8. Adopt Resolution 05-26-2020-01 declaring a public nuisance on one (1) property within the City and authorize the Fire Chief to initiate abatement procedures.

Presented by Fire Chief Tom Tomlinson. He stated that this is an ongoing problem property and a Notice was mailed and it has been 18 days without a response.

Councilor Snow moved to declare that a Public Nuisance exists on the one property listed on Exhibit A, to find that such conditions are seasonal and recurrent nuisances, and authorize the Fire Chief to initiate abatement procedures on the property/parcel as outlined in the City's Municipal code. Councilor Demo seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

9. Approve Annual Agreement and Membership with 3CORE Economic Development District and the annual cash match of \$7,500.

Presented by City Manager Miller. She explained the various benefits/programs provided to the City by 3CORE. She stated that 3CORE receives a Federal Grant totaling \$75,000 which requires a dollar for dollar local match and the City's portion is of this match is \$7,500.

With no further questions, Councilor Demo moved to approve the annual participation in 3CORE and authorize payment on July 1- 2020 for the City's share of the local grant match in the amount of

\$7,500 from fund 001-7408-4010, Economic Development. Councilor Burnett seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

10. Adopt Resolution 05-26-2020-02 a Resolution adopting Fiscal Year 2020/2021 Street Project List that will utilize SB1 Funding, the Road Repair and Accountability Act of 2017.

Presented by Public Works Consultant Robin Kampmann. She stated that annually the City is required to submit a plan, and have it approved by Resolution and submitted to the California Transportation Commission (CTC) annually by May 1st before receiving funding under SB1 Funding, however due to COVID-19 the submittal date has been moved to July 15th. She stated the proposed streets are the following:

- **Colusa Street Maintenance/Rehabilitation:**
Cape sealing of Colusa Street between Houghton Avenue and 3rd Street, approximately 0.50 miles, with a useful life of 7-10 years.
- **Toomes Avenue Maintenance/Rehabilitation:**
Cape sealing of Toomes Avenue between Solano Street and Blackburn Avenue, approximately 0.50 miles, with a useful life of 7-10 years.
- **2nd Street Maintenance/Rehabilitation:**
Cape sealing of 2nd Street between Solano Street and Fig Lane, approximately 0.50 miles, with a useful life of 7-10 years.
- **South Street Maintenance/Rehabilitation:**
Cape sealing of South Street between 2nd Street and Marguerite Avenue approximately 0.50 miles, with a useful life of 7-10 years.
- **Hoag Street Reconstruction:**
Reconstruction/overlay of Hoag Street between Solano Street and Tehama Street approximately 0.30 miles, with a useful life of 10-15 years.

She further stated that the topographic survey & design for these projects will be completed during Fiscal Year 2019/20 with the work to be completed in Fiscal Year 2020/12 if funding is available and stated that the project list is not "set in stone" should the Council decide to change the location; the list shall not limit flexible use of funds provided that funds are only used for eligible projects. Should another street project be proposed, and funding is available, an amendment could be approved and sent.

Mrs. Kampmann explained that in order to receive the funding, the City must annually expend from its General Fund for street and road purposes an amount not less than the annual average of its expenditures from its General Fund during fiscal years 2009-2012, this is known as the Maintenance of Effort (MOE). If the City fails to meet the MOE in a fiscal year, it can be made up the following fiscal year. The City of Corning's MOE required to meet State set standards is \$234,447. City Manager Miller stated that we will need to ensure funding for those Streets associated with the Safe Routes to School Project. Council Demo asked if we were locked into these streets; he was informed no.

Councilor Snow moved to adopt Resolution 05-26-2020-02 adopting the Fiscal Year 2020/2021 Street Projects List that will utilize SB1 Funding, the Road Repair and Accountability Act of 2017. Councilor Burnett seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

11. Adopt Resolution 05-26-2020-03 authorizing the City Manager to execute and submit the CARES ACT Airport Grant Agreement, Grant No. 3-06-0053-008-2020 for Corning Municipal Airport.

Presented by Public Works Consultant Robin Kampmann. She stated that the City of Corning submitted to FAA a Coronavirus Aid, Relief, and Economic Security Act (CARES ACT) application

dated May 11, 2020 for a grant of federal funds associated with the Corning Municipal Airport. These funds are to provide eligible Airports with funding to help offset a decline in revenues arising from diminished airport operations and activities resulting from the COVID-19 Emergency. As a result, the City has been offered a grant in the amount of \$20,000. The grants period of performance ends 4 years from date of acceptance, therefore the City has 4 years to utilize these funds and the funds must only be used for purposes directly related to the Airport such as airport operational and maintenance expenses or debt service payments; new airport development projects may not be funded with this Grant unless the Grant Agreement is amended or superseded by a subsequent agreement.

Councilor Burnett moved to adopt Resolution 05-26-2020-03 and authorize the City Manager to sign all required documents for execution of the Cares Act Grant Offer, Grant No. 3-06-0053-008-2020 for Corning Municipal Airport. Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

12. Request approval of the proposed Easement Agreement and Easement Purchase and Sale Agreement with MTBEMAC, LLC for the 30-ft Utility Easement to enable future expansion of water and sewer services on the west side of Interstate 5.

Presented by Kristina Miller who stated that the City has been working on getting these services to the west side of I-5 for some time. She stated that the owner has agreed to the offer of the appraised value for the 30-ft. Utility Easement. This Agreement grants the City access to the property for maintenance and prevents the owner from building on top of this Utility Easement. Fire Chief Tomlinson confirmed that this Easement is by Bartels.

Councilor Snow moved to approve the proposed Easement Agreement with MTBEMAC, LLC, approve the 30-ft. Easement Purchase & Sale Agreement with MTBEMAC, LLC at a cost of \$38,000, and authorize the City's Mayor to sign all associated documents on behalf of the City. Councilor Valerio seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

13. City of Corning Capital Improvement Program and Measure A Funding Priorities for Service.

Presented by City Manager Miller who stated that the Capital Improvement Program (CIP) is the combination of three City Departments, Fire, Police and Public Works Capital Improvement Proposals. She explained that the CIP represents the City's long-range plan of action for funding public improvements in support of existing residents, users, and businesses and to accommodate future development. City Council adoption of the CIP establishes a Policy for priority spending however, approval of the priorities does not assure funding; funding is determined by the City Council when the Final Budget is approved.

City Manager Miller stated because of the COVID-19 Pandemic, the City will experience significant decreases in sales tax, transactions and use tax (Measure A), and transient occupancy taxes. As a result, the City will significantly dip into its General Fund Reserves to balance the budget in FY 2020/21. The Fiscal Year 2020/21 losses due to COVID-19 are currently estimated to be:

- Expects an estimated 5% or more loss in Transient Occupancy Tax
- Expects an estimated 9% or more loss in Sales tax
- Expects an estimated 8% or more loss in Measure A Funds
- Expects an overall estimated \$800,000 budget deficit due to the reduced revenues stated.

City Manager Miller informed the Council that the City has close to \$ 3,000,000 in General Fund Reserves and stated that many Cities do not and are in panic mode, some are doing layoffs. She then explained the rationale to fund large items/equipment over time and the process. She then presented the requested items and proposed funding associated with each of the three Departments and stated that as a result of Measure A funding, General Fund dollars, and the Enterprise Fund dollars, the City will be able, with City Council approval, to complete the proposed Capital Improvement projects listed at a total combined cost of \$575,885 for all three Departments.

Councilor Burnett stated her appreciation for the City Managers forethought related to the budget. City Manager Miller presented the items requested for each Department as listed in the Staff Report. Councilor Snow stated his concerns in purchasing another patrol vehicle versus other equipment. Police Chief stated that although other areas have reduced due to the COVID 19 situation, crime has not. He stated that the safety of his Officers is of utmost concern, they need their safety items. He also stated he would entertain putting off the purchase of one of the vehicles at this time. He also clarified that the number of rifles requested and noted a reduction in the cost of the computer server.

She then presented the equipment requested for Public Works.

Councilor Snow moved to approve the Fiscal Year 2020/2021 Capital Improvement Priorities as presented with the change to the Police Department proposal to remove replacement of one vehicle but approving all other items. Councilor Burnett seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, 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:

Snow: Nothing.

Valerio: Reported that all the 2020 Graduating Senior Banners have been put up on Solano Street and they look great. He thanked CUHS, City of Corning, the Nomlaki Tribe, and the Parents Club for their support in making this happen.

Demo: Nothing

Burnett: Nothing

Hatley: Nothing

N. ADJOURNMENT!: 7:47 p.m.

Lisa M. Linnet, City Clerk



MEMORANDUM

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: LORI SIMS
ACCOUNTING TECHNICIAN

DATE: June 3, 2020

SUBJECT: Cash Disbursement Detail Report for the
Tuesday June 9, 2020 Council Meeting

PROPOSED CASH DISBURSEMENTS FOR YOUR APPROVAL CONSIST OF THE FOLLOWING:

A.	Cash Disbursements	Ending 05-29-20	\$	3,873.34
B.	Payroll Disbursements	Ending 05-29-20	\$	128,392.09
C.	Cash Disbursements	Ending 06-03-20	\$	148,393.56

GRAND TOTAL \$ 280,658.99

REPORT.: May 29 20 Friday
 RUN...: May 29 20 Time: 14:42
 Run By.: LORI SIMS

CITY OF CORNING
 Cash Disbursement Detail Report - Payroll Vendor Payment(s)
 Check Listing for 05-20 Bank Account.: 1025

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

Check Number	Check Date	Vendor Number	Name	Gross Amount	Discount Amount	Net Amount	-----Payment Information----- Invoice # Description
11940	05/21/20	BAN03	POLICE OFFICER ASSOC.	325.00	.00	325.00	C00521 POLICE OFFICER ASSOC
11941	05/21/20	BAN06	BANNER BANK	1504.01	.00	1504.01	C00521 HSA DEDUCTIBLE
11942	05/21/20	CAL37	CALIFORNIA STATE DISBURSE	138.46	.00	138.46	C00521 WITHHOLDING ORDER
11943	05/21/20	EDD01	EMPLOYMENT DEVELOPMENT	4702.68	.00	4702.68	C00521 STATE INCOME TAX
				1363.94	.00	1363.94	1C00521 SDI
			Check Total.....:	6066.62	.00	6066.62	
11944	05/21/20	FED00	FEDERAL PAYROLL TAXES (EF	13320.76	.00	13320.76	C00521 FEDERAL INCOME TAX
				16938.50	.00	16938.50	1C00521 FICA
				3961.46	.00	3961.46	2C00521 MEDICARE
			Check Total.....:	34220.72	.00	34220.72	
11945	05/21/20	ICM01	ICMA RETIREMENT TRUST-457	4037.49	.00	4037.49	C00521 ICMA DEF. COMP
				185.00	.00	185.00	1C00521 ICMA DEF. COMP ER PD
			Check Total.....:	4222.49	.00	4222.49	
11946	05/21/20	PERS1	PUBLIC EMPLOYEES RETIRE	22833.28	.00	22833.28	C00521 PERS PAYROLL REMITTANCE
11947	05/21/20	PERS4	Cal Pers 457 Def. Comp	4118.77	.00	4118.77	C00521 PERS DEF. COMP.
				550.00	.00	550.00	1C00521 PERS DEF. COMP. ER P
			Check Total.....:	4668.77	.00	4668.77	
11948	05/21/20	TEH16	TEHAMA COUNTY SHERIFF'S O	110.89	.00	110.89	C00521 WageOrder F#20000149
11949	05/21/20	VAL06	VALIC	2748.55	.00	2748.55	C00521 AIG VALIC P TAX
				225.00	.00	225.00	1C00521 AIG VALIC P TAX ER P
			Check Total.....:	2973.55	.00	2973.55	
11950	05/29/20	APL01	AMERICAN FAMILY LIFE	1268.78	.00	1268.78	C00531 AFLAC INS.PRE TAX
				176.96	.00	176.96	1C00531 AFLAC INS.AFTER TAX
			Check Total.....:	1445.74	.00	1445.74	
11951	05/29/20	BLU02	BLUE SHIELD OF CALIFORNIA	21360.26	.00	21360.26	C00531 MEDICAL INSURANCE
11952	05/29/20	OEU01	OPERATING ENGINEERS #3	22542.00	.00	22542.00	C00531 MEDICAL INSURANCE
11953	05/29/20	OEU02	OPERATING ENG. (DUES)	390.00	.00	390.00	C00531 UNION DUES MGMNT
				780.00	.00	780.00	1C00531 UNION DUES POLICE
				549.00	.00	549.00	2C00531 UNION DUES DISPATCH
				826.00	.00	826.00	3C00531 UNION DUES-MISC
			Check Total.....:	2545.00	.00	2545.00	
11954	05/29/20	PRI04	PRINCIPAL PLIC-SBD GRAND	2237.77	.00	2237.77	C00531 DENTAL INSURANCE
				384.83	.00	384.83	1C00531 VISION INSURANCE
				812.70	.00	812.70	2C00531 LIFE INSURANCE
			Check Total.....:	3435.30	.00	3435.30	
			Cash Account Total.....:	128392.09	.00	128392.09	
			Total Disbursements.....:	128392.09	.00	128392.09	
			=====	=====	=====	=====	

REPORT.: May 29 20 Friday
 RUN...: May 29 20 Time: 14:42
 Run By.: LORI SIMS

CITY OF CORNING
 Cash Disbursement Detail Report
 Check Listing for 05-20 Bank Account.: 1020

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

Check Number	Check Date	Vendor Number	Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Description
029401	05/27/20	BAS01	BASIC LABORATORY, INC	92.80	.00	92.80	2005113	ProfServices Water Dept
				135.80	.00	135.80	2005115	ProfServices Water Dept
			Check Total.....:	228.60	.00	228.60		
029402	05/27/20	BIG02	BIG VALLEY SANITATION, IN	127.50	.00	127.50	72017	EMERGENCY PREPAREDNESS-GE
				127.50	.00	127.50	72018	EMERGENCY PREPAREDNESS-GE
			Check Total.....:	255.00	.00	255.00		
029403	05/27/20	COR08	CORNING LUMBER CO INC	223.16	.00	223.16	2004525	MAT & SUPPLIES-
029404	05/27/20	COR11	CORNING SAFE & LOCK	85.00	.00	85.00	0682A	VEH OP/MAINT-FIRE
029405	05/27/20	DEP12	DEPT OF JUSTICE	35.00	.00	35.00	450738	PROF SVCS-POLICE
029406	05/27/20	DHT00	DH TOOLS INC	98.70	.00	98.70	051320132	MAT & SUPPLIES-
029407	05/27/20	GRA02	GRAINGER, W.W., INC	55.87	.00	55.87	953810238	SMALL TOOLS-
029408	05/27/20	HOL04	HOLIDAY MARKET #32	351.12	.00	351.12	136321205	MAT & SUPPLIES-
029409	05/27/20	HOM03	HOME DEPOT	113.44	.00	113.44	3184488	BLD MAINT-TRANS FAC
				538.52	.00	538.52	3194945	MAT & SUPPLIES-SWR
			Check Total.....:	651.96	.00	651.96		
029410	05/27/20	INL01	INLAND BUSINESS SYSTEMS	149.63	.00	149.63	IN537111	COMMUNICATIONS-
029411	05/27/20	INT01	INTERLAND BUSINESS SUPPLY	24.89	.00	24.89	584	OFFICE SUPPLIES-FIRE
029412	05/27/20	PGE2B	PG&E	310.68	.00	310.68	7920839-3	SOLAR-WWTP
029413	05/27/20	PON10	PONCI'S WELDING	500.00	.00	500.00	74185	WELL REPAIRS-WTR CAP IMPR
029414	05/27/20	RON03	RON DUPRATT FORD	117.84	.00	117.84	130279	VEH OP/MAINT-PARKS
				327.75	.00	327.75	130441	VEH OP/MAINT-POLICE
			Check Total.....:	445.59	.00	445.59		
029415	05/27/20	SAF05	SAFARILAND, LLC	155.68	.00	155.68	I01029778	MAT & SUPPLIES-POLICE
029416	05/27/20	USA01	USA BLUE BOOK	88.59	.00	88.59	245252	MAT & SUPPLIES-WTR
029417	05/29/20	\E023	KRISTINE EKSTROM	30.08	.00	30.08	000C00501	MQ CUSTOMER REFUND FOR EK
029418	05/29/20	\H073	IVAN HILL	50.00	.00	50.00	000C00501	MQ CUSTOMER REFUND FOR HI
029419	05/29/20	\O030	JUAN & HERMILA OCEGUERA	74.44	.00	74.44	000C00501	MQ CUSTOMER REFUND FOR OC
029420	05/29/20	\P058	DAVID & MARIE PEASE	58.24	.00	58.24	000C00501	MQ CUSTOMER REFUND FOR PE
029421	05/29/20	\S003	DEAN & GEORGINA SANDERS	1.11	.00	1.11	000C00501	MQ CUSTOMER REFUND FOR SA
			Cash Account Total.....:	3873.34	.00	3873.34		
			Total Disbursements.....:	3873.34	.00	3873.34		
			=====	=====	=====	=====		
			Cash Account Total.....:	.00	.00	.00		

REPORT.: Jun 03 20 Wednesday
 RUN...: Jun 03 20 Time: 16:06
 Run By.: LORI SIMS

CITY OF CORNING
 Cash Disbursement Detail Report
 Check Listing for 06-20 Bank Account.: 1020

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

Check Number	Check Date	Vendor Number	Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Payment Information----- Description
029422	06/01/20	COR07	CORBIN WILLITS SYSTEMS, I	684.55	.00	684.55	000C006011	EQUIP MAINT-FINANCE
029423	06/01/20	COR09	CORNING CHAMBER OF COMM.	1000.00	.00	1000.00	000C006011	CngChamberComm. Economic
029424	06/01/20	DEM02	DEMO, DAVID LEWIS	104.70	.00	104.70	000C006011	PROF SVCS-FIRE DEPT
029425	06/01/20	MOO07	MOORE & BOGENER, INC.	5525.00	.00	5525.00	000C006011	CONSULTING SVCS-LEGAL SVC
029426	06/01/20	OCH01	OCHOA CLEANING	4905.73	.00	4905.73	000C006011	JANITORIAL SERVICES-
029427	06/01/20	PAT05	PATTERSON PROPERTIES	500.00	.00	500.00	000C006021	MAT & SUPPLIES-REC
029428	06/01/20	PIT01	PITNEY BOWES	187.79	.00	187.79	000C006011	Rents/Leases Finance Dept
029429	06/01/20	SCH16	SCHLERETH, DAYMON WAYNE	54.70	.00	54.70	000C006011	PROF SVCS-FIRE DEPT
029430	06/01/20	VIN00	VINSON, MADELYN F.	45.00	.00	45.00	200529	REC INSTRUCTOR-REC
029431	06/01/20	MOO08	MOONBEAM FARM & COUNTRY S	153.80	.00	153.80	000061	COVID 19-GEN CITY
029432	06/03/20	AIR00	AIRGAS USA, LLC	60.76	.00	60.76	997144620	MAT & SUPPLIES-FIRE
029433	06/03/20	ATT02	AT&T	1002.68	.00	1002.68	14797481	COMMUNICATIONS-
029434	06/03/20	BAS01	BASIC LABORATORY, INC	92.80 135.80	.00 .00	92.80 135.80	2005331 2005332	ProfServices Water Dept ProfServices Water Dept
			Check Total.....:	228.60	.00	228.60		
029435	06/03/20	BEN01	BENBOW, W.B.	1038.50	.00	1038.50	474	WELL TELEMETRY-WTR CAP IM
029436	06/03/20	CAM02	FERGUSON ENTERPRISES INC.	142.23 2.47	.00 .00	142.23 2.47	1549677 SC59838	MAT & SUPPLIES-SWR MAT & SUPPLIES-FINANCE
			Check Total.....:	144.70	.00	144.70		
029437	06/03/20	CHI06	CHICO POWER EQUIPMENT	33.78	.00	33.78	282517	EQUIP MAINT-PARKS
029438	06/03/20	COR11	CORNING SAFE & LOCK	80.00	.00	80.00	0689A	MAT & SUPPLIES-PARKS
029439	06/03/20	CRO05	CROSS PETROLEUM	690.58 958.43 360.85	.00 .00 .00	690.58 958.43 360.85	CL96284 CL96285 CL96654	MAT & SUPPLIES- VEH OP/MAINT-POLICE VEH OP/MAINT-FIRE
			Check Total.....:	2009.86	.00	2009.86		
029440	06/03/20	DHT00	DH TOOLS INC	93.47 270.99	.00 .00	93.47 270.99	040120120 052720137	SMAL TOOLS- SMALL TOOLS-POLICE
			Check Total.....:	364.46	.00	364.46		
029441	06/03/20	DIS01	DISCOUNT DISPOSABLES	586.21	.00	586.21	160502	COVID 19-POLICE
029442	06/03/20	DM001	DM-TECH	119.90	.00	119.90	202006011	COMMUNICATIONS-GEN CITY
029443	06/03/20	DUR01	DURHAM PUMP	12333.28	.00	12333.28	0190103IN	WELL REPAIRS-WTR CAP IMPR
029444	06/03/20	GRA02	GRAINGER, W.W., INC	407.62	.00	407.62	954341070	MAT & SUPPLIES-SWR
029445	06/03/20	HIN01	HINDERLITER, DE LLAMAS &	4307.05	.00	4307.05	SIN001341	PROF SVCS-FINANCE
029446	06/03/20	HOL04	HOLIDAY MARKET #32	7.74 32.58 8.98	.00 .00 .00	7.74 32.58 8.98	22321205/ 493220409 57321206/	MAT & SUPPLIES- EMERGENCY PREPAREDNESS-FI TRAINING/ED-POLICE
			Check Total.....:	49.30	.00	49.30		
029447	06/03/20	INF00	INFRAMARK, LLC	61964.74	.00	61964.74	51945	PROF SVCS-
029448	06/03/20	INT14	INTERSTATE BATTERIES OF T	203.72	.00	203.72	960024861	EQUIP MAINT-WWTP
029449	06/03/20	INT15	INTERWEST CONSULTING GROU	6225.00	.00	6225.00	59696	SB2-PROF SVCS SB2-PLANNIN
029450	06/03/20	MIS01	MISSION LINEN SUPPLY	94.82 50.64 176.71	.00 .00 .00	94.82 50.64 176.71	512423460 512466709 512511229	MAT & SUPPLIES-PARKS MAT & SUPPLIES-PARKS MAT & SUPPLIES-PARKS
			Check Total.....:	322.17	.00	322.17		
029451	06/03/20	MUN02	MUNICIPAL CODE CORPORATIO	1174.08 275.00	.00 .00	1174.08 275.00	00342574 000343384	PROF SVCS-CITY CLERK PROF SVCS-CITY CLERK
			Check Total.....:	1449.08	.00	1449.08		
029452	06/03/20	NAP01	NAPA AUTO PARTS	369.27	.00	369.27	200525	VEH OP/MAINT-
029453	06/03/20	OFF01	OFFICE DEPOT, INC.	213.98 18.15 .56 13.03	.00 .00 .00 .00	213.98 18.15 .56 13.03	497346867 497363467 497363468 497363469	OFFICE SUPPLIES-DISPATCH OFFICE SUPPLIES-DISPATCH OFFICE SUPPLIES-DISPATCH OFFICE SUPPLIES-DISPATCH
			Check Total.....:	245.72	.00	245.72		
029454	06/03/20	PGE04	PG&E	496.05	.00	496.05	200531	TranspFacility-

REPORT.: Jun 03 20 Wednesday
 RUN...: Jun 03 20 Time: 16:06
 Run By.: LORI SIMS

CITY OF CORNING
 Cash Disbursement Detail Report
 Check Listing for 06-20 Bank Account.: 1020

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

Check Number	Check Date	Vendor Number	Name	Gross Amount	Discount Amount	Net Amount	-----Payment Information----- Invoice #	Description
029455	06/03/20	PGE05	PG&E	546.63	.00	546.63	200531	FIRE-ELECT & GAS
029456	06/03/20	PGE08	PG&E	26.86	.00	26.86	200531	MAT & SUPPLIES-REC
029457	06/03/20	PGE2A	PG&E	78.52	.00	78.52	200527	ELECT-CORNING COMMUNITY P
				51.30	.00	51.30	200529	ELECT-MARTINI PLAZA
				193.61	.00	193.61	200529A	ELECT-
				124.04	.00	124.04	200601A	ELECT-CLEBLAND PROP
			Check Total.....:	447.47	.00	447.47		
029458	06/03/20	PGE2B	PG&E	6984.71	.00	6984.71	200528	ELECT-WWTP
029459	06/03/20	PRD01	PR DIAMOND PRODUCTS, INC.	325.00	.00	325.00	0055656IN	MAT & SUPPLIES-
029460	06/03/20	PRO13	PRO-VISION SOLUTIONS	3218.91	.00	3218.91	7722	SAFETY ITEMS-POLICE
029461	06/03/20	RES04	RESERVE ACCOUNT	3000.00	.00	3000.00	200529	COMMUNICATIONS-
029462	06/03/20	RIV04	RIVER CITIES COUNSELING,	25717.09	.00	25717.09	736	COUNSELOR-BSCC PROP 47
029463	06/03/20	S&L00	S & L BREWER ENTERPRISES	250.00	.00	250.00	20CORN05	K9 PROGRAM-POLICE
029464	06/03/20	TAN00	T AND S DVBE, INC.	348.25	.00	348.25	20-790	MAT & SUPPLIES-STR
029465	06/03/20	THO01	THOMES CREEK ROCK CO	69.40	.00	69.40	200531	MAT & SUPPLIES-SWR
029466	06/03/20	USA01	USA BLUE BOOK	218.88	.00	218.88	249777	MAT & SUPPLIES-WTR
029467	06/03/20	XER00	XEROX CORPORATION	36.64	.00	36.64	010487597	EQUIP MAINT-DISPATCH
			Cash Account Total.....:	148393.56	.00	148393.56		
			Total Disbursements.....:	148393.56	.00	148393.56		
			=====	=====	=====	=====		

Item No.: G-4

Date.: Jun 3, 2020
 Time.: 4:17 pm
 Run by: LORI SIMS

CITY OF CORNING
 NEW BUSINESSES FOR CITY COUNCIL

Page.: 1
 List.: NEWB
 Group: WTFMBM

Business Name	Address	CITY/STATE/ZIP	Business Desc	Bus Start Date
CEILING EXPERTS	1340 MAIN AVE	SACRAMENTO, CA 95838	ACOUSTICAL CEILINGS	05/22/20
JEFFERSON STATE BUIL	11111 RHOLITE DR. STE 1	REDDING, CA 96003	GENERAL CONTRACTORS FOR RESIDENTIAL/REMO	05/29/20
SMARTGEN	257 S. MURDOCK AVE	WILLOWS, CA 95988	GENERAL CONSTRUCTION, GENERATOR DEALERSH	05/22/20
VIVINT SOLAR DEVELOP	1060 NATIONAL DR. STE 3	SACRAMENTO, CA 95834	SALES, INSTALLATION AND SERVICES OF SOLA	05/29/20



Monthly Permit Report

05/01/2020 - 05/31/2020

Permit #	Permit Date	Parcel #	Parcel Address	Owner Name	Owner Address	Owner City	Owner Zip	Permit Type	Project Description	Project Cost
20104	5/29/2020	071-191-012-000	1708 TAFT AVE	BAUTISTA, SALVADOR & MARIA	1708 TAFT AVE	CORNING CA 96021		Fence	Rebuilding fence	\$1,155
20103	5/29/2020	071-152-001-000	905 TOOMES AVE	COSTILLA, OSCAR MORALES	905 TOOMES AVE	CORNING CA 96021		HVAC	C/O AC SPLIT SYSTEM- REPLACE 6 HIFLOW REGISTERS	\$6,430
20102	5/28/2020	071-192-044-000	1973 TAFT AVE	LINNET, RAYMOND LEE ETAL TRS LINNET L/TR 10/30/201	1973 TAFT AVE	CORNING CA 96021		HVAC	Replace HVAC	\$15,821
20101	5/27/2020	071-241-017-000	1204 FIFTH AVE	Vergara Jose A. Ordaz ETAL	1204 5TH AVENUE	Corning	96021	Solar	5.12 Kw Roof mount Solar	\$28,000
20100	5/27/2020		Duplicate Permit - Cancelled					Solar	5.12 Kw Roof mount Solar	\$28,000
20099	5/20/2020	073-141-002-000	713 CHESTNUT ST	PRECIADO, ANGELICA	PO BOX 15	CORNING CA 96021		Solar	Install roof mounted solar 6.72 kW 21 panels W/ panel upgrade	\$14,784
20098	5/20/2020	071-241-017-000	1204 FIFTH AVE	Vergara Jose A. Ordaz ETAL	1204 5TH AVENUE	Corning	96021	Roof	REPLACING SHINGLES	\$2,000
20097	5/19/2020	071-091-009-000	602 FAIRVIEW AVE	MENDOZA, ANNA M & VERDUZCO, JOSE MENDOZA	602 FAIRVIEW AVE	CORNING CA 96021		Building	backyard cover/patio	\$1,100
20096	5/19/2020	071-192-032-000	1089 TOOMES AVE	PEREZ, BRICIA YARENNI QUEZADA	1089 TOOMES AVE	CORNING CA 96021		ReModel	Roof, Siding, Front Door Patio Cover	\$8,000
20095	5/19/2020	071-310-011-000	1472 MEADOWBROOK	RAMIREZ, LILIA	1472 MEADOWBROOK LANE	CORNING CA 96021		ReModel	Replace existing carport	\$2,500
20094	5/18/2020	073-141-004-000	705 CHESTNUT ST	PAHUA, UBALDO & MARGARITA	P O BOX 1247	CORNING CA 96021		Fence	Fence Repair/Replacment	\$300
20093	5/15/2020	071-243-004-000	1212 FOURTH AVE	ALVARADO, JOSE J	1212 4TH AVE	CORNING CA 96021		Solar	Install 17 Roof Mounted Longi LR6-60HPB310M	\$33,926

		000							PV Solar Modules, 17 Enphase IQ7-60-2-US Inverters, and Upgrade main panel to 125A. (Permit plan revisions)	
20092	5/14/2020	071-126-009-000	818 SIXTH ST	CARLAND, PAUL D ETAL	818 6TH ST	CORNING	96021-3016	Electrical	Service Change, 2 existing meters to 1 Meter. Residence Was a Duplex, now one family,	\$2,500
20091	5/14/2020	071-051-002-000	1317 NORTH ST	JOHNSON, DEBRA	1317 NORTH ST	CORNING CA 96021		Fence	Replace front yard fence to enclose yard	\$2,164
20090	5/14/2020	071-045-021-000	1400 TEHAMA ST	JOHNSON, MINDY ETAL	1400 TEHAMA STREET	Corning	96021	Solar	Residential rooftop solar	\$31,345
20089	5/13/2020	071-241-001-000	1144 5TH AVE	PAHUA, MARTIN	P O BOX 1247	Corning	96021	Roof	Replacing Roof Tear off	\$2,500
20088	5/12/2020	071-201-011-000	2058 DONNOVAN AVE	EICKMEYER, TODD & KENDALL JOY	2058 DONNOVAN	CORNING CA 96021		HVAC	CHANGE OUT LIKE FOR LIKE SPLIT SYSTEM	\$5,930
20087	5/7/2020	073-212-014-000	596 STANMAR DR	FRANKLIN, DAVID	596 STANMAR DRIVE	CORNING CA 96021		Electrical	Install 22kW Generac Automatic Standby Generator	\$11,500
20086	5/6/2020	071-280-023-000	1521 FIG LN	Martini, Jerry ETAL	P.O. Box 863	Corning	96021	Building	add a 5' 4" x 8' 4" bath room	\$3,600
20085	5/5/2020	075-310-010-000	280 MOONEY CT	FIGUEROA, TRINIDAD & FIGUEROA, ANTONIA	280 MOONEY CT	CORNING CA 96021		Building	Gazebo	\$800
20084	5/2/2020	073-043-004-000	500 FIRST ST	MEDINA, MARTHA P & ISMAEL	500 FIRST ST	Corning	96021	Roof	put new roof. 2nd layer	\$2,500
20083	5/1/2020	071-243-010-000	1237 FIFTH AVE	SIBERT, LOUIS D % SEGTAR, TIMMI	1237 5th Ave.	Corning	96021	Roof	Tear off, Re-roof	\$4,500
										\$209,355

Total Records: 22

6/4/2020

**CITY OF CORNING
WASTEWATER OPERATION SUMMARY REPORT
MAY 2020**

Below is a summary of the Monthly Operations Report that will be available for City review on JUNE 2020.

- 1) Completed monthly reports.
- 2) Attended biweekly Covid-19 Awareness Meeting.
- 3) Changed Flow Disk.
- 4) Inframark Staff installed By-Pass Influent Pump Discharge Line on Parshall flume
- 5) Staff Meeting to discuss plant operations and issues.
- 6) Changed chart on So3 Analyzer.
- 7) Safety Meeting and Daily Tailgate Meeting.
- 8) Inspected Eyewash and Emergency Showers.
- 9) Sewer line cleaning completed on section 2 of Collection System.
- 10) Continued influent sample collection for Stanford University and Biobot Covid-19 Study.
- 11) Cleaned SO2 Pump.
- 12) Exercised Lift Station Standby Pump.
- 13) Exercised Emergency Generator.
- 14) Submitted monthly ESMR and DMR
- 15) Completed monthly test on Chemical Leak Detectors.
- 16) Completed monthly Receiving Water Sampling and Lab Test.
- 17) Completed monthly Facility Inspection.
- 18) Replaced SO3 Sample Pump and ordered backup Pump.
- 19) North State Electric on site to replace gear drive on #1 Influent Screw Pump.
- 20) Mike Nilsen, from Regional Board, on site for plant inspection. Report on site visit will be forwarded to Public Works when received.

May 2020:

Domestic Treated Flow Monthly Average = 631,000 GPD

**ITEM NO.: G-9
AUTHORIZE THE FIRE DEPARTMENT TO
SURPLUS AND SELL S-7 EMERGENCY
RESPONSE RESCUE SQUAD THROUGH
BIDCAL**

June 9, 2020

TO: HONORABLE MAYOR AND COUNCILMEMBERS

**FROM: KRISTINA MILLER, CITY MANAGER
TOM TOMLINSON, FIRE CHIEF**

SUMMARY:

The Fire Department seeks authorization to declare the 1995 Ford Emergency Response Rescue Squad as surplus and sell it through BidCal, an online Auction.

Originally the Department intended to covert the 1995 Squad to the Chief's Truck. It has since been discussed and decided that the most cost effective would be to surplus the squad with the eventual purchase of a new Mini-Attack Chief's Truck. It is requested that the funds from the sale go toward this purchase.

BACKGROUND:

In April 2019, the Fire Department purchased a 2020 Ford F-350 Emergency Response Rescue Squad which was received and put into service in April 2020 replacing the 1995 Ford Emergency Response Rescue Squad.

RECOMMENDATION:

THAT MAYOR AND COUNCIL AUTHORIZE THE FIRE DEPARTMENT TO:

- 1. SURPLUS AND SELL THE 1995 S-7 EMERGENCY RESPONSE RESCUE SQUAD THROUGH BIDCAL; and**
- 2. ALLOCATE THE SALE FUNDS TOWARD THE EVENTUAL PURCHASE OF A NEW CHIEF'S TRUCK**

ITEM NO.: 1-10
REZONE NO. 2020-1; ORDINANCE NO. 688,
AN ORDINANCE OF THE CITY OF CORNING
AMENDING SECTION 16.21.030 (A) AND
ADDING SECTION 17.10.032 OF THE CORNING
MUNICIPAL CODE.

JUNE 9, 2020

TO: HONORABLE MAYOR AND CITY OF CORNING COUNCIL MEMBERS

FROM: KRISTINA MILLER, CITY MANAGER
CHRISSY MEEDS, PLANNER/REC DIRECTOR
JOHN STOUFER, PLANNING CONSULTANT

UPDATED INFORMATION:

BACKGROUND:

Staff has been asked to present a proposal to the Planning Commission and City Council that would allow the development of residential parcels smaller than the minimum size of 6,000 square feet (sq. ft) for interior lots, and 7,000 sq. ft. for corner lots as currently established in Section 16.21.030 (A) and Section 17.10.040 of the Corning Municipal Code (CMC). The proposal would create a "Small Lot Designation" that would allow the establishment of residential parcels with a minimum lot size of 4,000 sq. ft. for interior lots and 4,500 sq. ft. for corner lots. The creation of smaller parcels requires the establishment of height, bulk, and space requirements that would be applicable to the development of these parcels. Height, bulk, and space requirements establish minimum lot size, width, building coverage, front, back and side yard setbacks, building height & width requirements, etc.

PLANNING COMMISSION ACTION:

On April 21, 2020 the Corning Planning Commission voted 5-0 to recommend that the City Council adopt the 3 Factual Subfindings and Legal Findings as presented in the Planning Commission staff report and adopt and approve Ordinance No. 688, the Ordinance to implement Rezone 2020-1. With their motion, the Planning Commission recommended that new height, bulk, and space requirements be adopted as follows for the small lot designations. Therefore section 17.10.032 would add the following height, bulk, and space requirements applicable to the development of small lot parcels.

- A. Minimum Lot Area - 4,000 sq. ft. interior lots, 4,500 sq. ft. corner lots,
- B. Minimum Lot Width - 40 feet interior lots, 45 feet corner lots,
- C. Maximum Building Coverage - Sixty percent of lot area with a minimum width of any residential structure of twenty feet,
- D. Minimum front yard setback of ten feet to residence/porch and a garage must be set back to twenty feet.
- E. Side yard shall not be less than five feet for each side yard. Three feet shall be added to each required side yard for each story above the first story of any building. The side yard on the street side of each corner lot shall not be less than ten feet. A twenty-foot minimum side yard shall be required where a two-story residential structure will be located on a lot which abuts the rear yard of a single-family lot,
- F. Rear yard shall not be less than ten feet,
- G. Building height limit, two and one-half stories, but not exceeding thirty-five feet,
- H. Main building area, the main building shall have a minimum floor area of eight hundred square feet, living space. The definition of "main building" includes a mobile home.

On May 12th Staff presented the information below relative to the adoption of Ordinance 688 and Rezone 2020-1 that would create a "Small Lot Designation" within the Municipal Code. At the meeting Staff recommended adding language to clarify the length of eaves for residences constructed on these small lot parcels. After further Staff discussion, the following Sections were amended and the Ordinance was readvertised.

Section 17.10.032,

E. Side yard shall not be less than five feet with a two-foot overhang on each side. Three feet shall be added to each required side yard for each story above the first story of any building. The side yard on the street side of each corner lot shall not be less than ten feet. A twenty-foot minimum side yard shall be required where a two-story residential structure will be located on a lot which abuts the rear yard of a single-family lot,

I. No portion of a structure, excluding two-foot eaves shall be constructed in a Public Service or Utility Easement as depicted on a recorded map.

GENERAL PLAN:

The 2014-2034 Corning General Plan contains goals throughout the plan.

Table LU-1 provides "*General Plan Land Use Classifications.*" For Single Family Residential (SFR) classifications the plan states: "*Provide single-family and two family residential living environments receiving a full range of urban services - Maximum densities 14 dwelling units per acre.*"

Development of parcels of 4,000 sq ft. minimum permits 10.89 units per acre so creating a "Small Lot Designation" that permits these lots would be consistent with the General Plan.

ENVIRONMENTAL:

The California Environmental Quality Act (CEQA) Section 15061 (b) (3) states: "a project is exempt from CEQA if: The activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is exempt from CEQA."

This section is based on the idea that CEQA applies jurisdictionally to activities which have the potential for causing environmental effects. Where an activity has no possibility of causing a significant effect, the activity will not be subject to CEQA. This approach has been noted with approval in a number of appellate court decisions including the State Supreme Court opinion in *No Oil, Inc. v. City of Los Angeles*.

Ordinance 688 and Rezone 2020-1 are creating new regulations that would allow the creation of single-family residential parcels pursuant to a "Small Lot Designation". This project does not permit any type of physical development without following the procedures set forth in the California Subdivision Map Act and additional CEQA review on a case-by-case basis for the land proposed for development. Therefore, creating regulations that permit the creation of smaller parcels that are consistent with the City of Corning 2014-2034 General Plan will not have a significant impact on the environment.

STAFF RECOMMENDATION:

Staff recommends the following Factual Subfindings, Legal Findings and Action for consideration by the City Council:

Factual Subfinding #1

Ordinance Number 688 and Rezone 2020-1 will establish a "Small Lot Designation" within the Corning Municipal Code. Minimum lot size of 4,000 sq. ft. for interior lots and 4,500 sq. ft. for corner lots are consistent with the 2014-2034 Corning General Plan. Creation of lots at these densities will require following the procedures set forth in the California Subdivision Map Act and additional CEQA review on a case-by-case basis.

Legal Finding #1

Creating regulations that will permit lots that are consistent with the General Plan and subject to additional CEQA review prior to creation will not have a direct or indirect impact on the environment and therefore, the adoption and approval of Ordinance 688 and Rezone 2020-1 are exempt from CEQA pursuant to Section 15061 (b) (3).

Factual Subfinding #2

Creating a "Small Lot Designation" within the Corning Municipal Code will allow for the development of minimum parcels at 4,000 sq. ft. for interior lots and 4,500 sq. ft. for corner lots. These size parcels will allow for densities of approximately 10.89 units per acre.

Legal Finding #2

Table LU-1 allows for maximum densities of 14 units per acre in Single-Family Residential land use designations. Providing for parcels developed at 4,000 sq. ft. for interior lots and 4,500 sq. ft. for corner lots does not exceed the maximum densities as set forth in the General Plan therefore, Ordinance 688 and Rezone 2020-1 are both consistent with the Land Use Element of the 2014-2034 Corning General Plan.

Factual Subfinding #3

The 2014-2034 Corning General Plan contains goals throughout the plan.

Community Goal #1 states that the city should: *"Preserve and enhance the quality of life by providing a variety of living environments and accommodating growth."*

Land Use Goal LU-6 states: *"Encourage a sense of community "village" quality and character throughout the City."*

Land Use Goal LU-7 states: *"Improve existing neighborhood aesthetics."*

Legal Finding #3

Adoption of a Small Lot Designation within the Corning Municipal Code is consistent with community and land use goals set forth in the General Plan.

Factual Subfinding #4

On April 21, 2020 the Corning Planning Commission held a duly noticed public hearing to review and make a recommendation to the City Council regarding Ordinance 688 and Rezone 2020-1, the regulations that would create a "Small Lot Designation" within the Corning Municipal Code.

Legal Finding #4

The City of Corning Planning Commission voted 5:0 to recommend that the City Council adopt the Factual Subfindings & Legal Findings as presented in the staff report and adopt Ordinance 688, the Ordinance to implement Rezone No. 2020-1.

ACTION

1. **MOVE TO ADOPT THE FOUR FACTUAL SUBFINDINGS AND LEGAL FINDINGS AS PRESENTED IN THE STAFF REPORT AND WAIVE THE FIRST READING OF ORDINANCE 688 THE ORDINANCE TO IMPLEMENT REZONE 2020-1**

OR:

2. **MOVE TO DENY THE ADOPTION OF ORDINANCE 688 AND REZONE 2020-1.**

ORDINANCE NO. 688
AN ORDINANCE OF THE CITY OF CORNING
AMENDING SECTION 16.21.030 (A) AND ADDING SECTION 17.10.032
OF THE CORNING MUNICIPAL CODE REGARDING

The City Council of the City of Corning, having conducted a public hearing in accordance with State Law, on _____, and having approved the findings recommended by the Planning Commission, does hereby ordain as follows:

To amend Section 16.21.030 (A) of the Subdivision & Planning Code of the City of Corning to read as follows:

- A.** The minimum area and dimensions of all lots shall conform to the requirements of the zoning law of the city for the district in which the subdivision is located. Cul-de-sac lots and lots on a curve shall be measured at the building setback line.

Area and Dimensions:

R-1	Minimum lot area	—	6,000 square feet; 7,000 square feet (corner lot)
	Minimum width	—	60 feet; 75 feet (corner lot)
R-1-4000	Minimum Lot area	—	4,000 square feet; 4,500 square feet (corner lot)
	Minimum width	—	40 feet; 45 feet (corner lot)
R-1-8000	Minimum lot area	—	8,000 square feet
	Minimum width	—	60 feet
R-1-10,000	Minimum lot area	—	10,000 square feet
	Minimum width	—	60 feet
R-1-2	Minimum lot area	—	6,000 square feet; 7,000 square feet (corner lot)
	Minimum width	—	60 feet; 75 feet (corner lot)
R-2	Minimum lot area	—	5,000 square feet; 6,000 square feet (corner lot)
	Minimum width	—	50 feet; 60 feet (corner lot)
R-3	Minimum lot area	—	5,000 square feet; 6,000 square feet (corner lot)
	Minimum width	—	50 feet; 60 feet (corner lot)
R-4	Minimum lot area	—	6,000 square feet; 7,000 square feet (corner lot)

	Minimum width	—	60 feet; 75 feet (corner lot)
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To add Section 17.10.032 of the Zoning Code of the City of Corning to read as follows:

17.10.032 Small Lot Designations.

In areas designated R-1-4,000 on the city zoning map, minimum lot size shall be 4,000 square feet. Height, bulk and space requirements shall be as follows: Minimum lot area 4,000 square feet, 4,500 square feet for corner lots, Minimum lot width 40 feet, 45 feet for corner lots, maximum building coverage of sixty percent of lot area with a minimum width of any residential structure of twenty feet.

- A. Minimum Lot Area - 4,000 sq. ft. interior lots, 4,500 sq. ft. corner lots,
- B. Minimum Lot Width - 40 feet interior lots, 45 feet corner lots,
- C. Maximum Building Coverage - Sixty percent of lot area with a minimum width of any residential structure of twenty feet,
- D. Minimum front yard setback of ten feet to residence/porch and a garage must be set back to twenty feet.
- E. Side yard shall not be less than five feet with a two-foot overhang on each side. Three feet shall be added to each required side yard for each story above the first story of any building. The side yard on the street side of each corner lot shall not be less than ten feet. A twenty-foot minimum side yard shall be required where a two-story residential structure will be located on a lot which abuts the rear yard of a single-family lot,
- F. Rear yard shall not be less than ten feet,
- G. Building height limit, two and one-half stories, but not exceeding thirty-five feet,
- H. Main building area, the main building shall have a minimum floor area of eight hundred square feet, living space. The definition of "main building" includes a mobile home.
- I. No portion of a structure, excluding two-foot eaves shall be constructed in a Public Service or Utility Easement as depicted on a recorded map.

The foregoing Ordinance was introduced at a regular meeting of the City Council of the City of Corning, held on _____ and adopted at a regular meeting of the City Council of the City of Corning, held _____, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

The Ordinance shall take effect and be in force thirty (30) days from the date of its passage, and before the expiration of fifteen (15) days after its passage, it or a summary of it, shall be published once, with the names of Council persons voting for and against the same, in a newspaper of general circulation in the County of Tehama.

Douglas Hatley, Mayor

ATTEST:

Lisa M. Linnet, City Clerk

PUBLISHED: _____

ITEM NO: I-11
CONDUCT HEARING TO CONSIDER
OBJECTIONS/APPEALS FROM PROPERTY
OWNER, ADOPT RESOLUTION 06-09-2020-
01 DECLARING A PUBLIC NUISANCE AT
1216 SOUTH STREET, AND AUTHORIZE
THE FIRE CHIEF AND CITY CLERK TO
INITIATE ABATEMENT PROCEDURES
June 9, 2020

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: KRISTINA MILLER, CITY MANAGER
TOM TOMLINSON, FIRE CHIEF
LISA M. LINNET, CITY CLERK

SUMMARY:

On May 26, 2020 the City Council adopted Resolution 05-26-2020-01 declaring a "Public Nuisance" on the one (1) property located at 1216 South Street within the City of Corning. A Public Hearing is required to accept comments/appeals by the "Nuisance Property" Owner (as listed on the attached Exhibit "A") and the property owners have been notified by certified letter, (Exhibit "B") of their opportunity to appear and appeal this action at this meeting. Following this appeal, Staff is seeking the following actions:

- Adoption of Resolution 06-09-2020-01 declaring the property located at 1216 Corning, California to be a public nuisance and the property owners to be guilty of a misdemeanor for each day such violation continues and set civil penalties of not less than two hundred fifty dollars (\$250) or more than one thousand dollars (\$1,000) for each day the violation continues;
- Authorize the Fire Chief to move forward with abatement procedures on the property declared a public nuisance; and
- Authorize the City Clerk to initiate the lien process to recoup any costs associated with the abatement process.

BACKGROUND:

Pursuant to Municipal Code Chapter 8.14, the City's Weed Abatement Officer, in this case the Fire Chief has identified three (3) remaining properties within the City Limits as being a public nuisance. The Corning Municipal Code provides the following direction relating to Weed Abatement:

Section 8.14.020: Definitions:

- (a) "Weed Abatement Officer" means the Corning Fire Chief or other public officer designated by the City Council to perform the duties imposed by this article upon the superintendent.
- (b) "Weeds" means weeds which when mature bear wingy or downy seeds, which will attain such a large growth as to become a fire menace when dry, or which are otherwise noxious or dangerous. The term "weeds", as used in this article also include any of the following:
 - 1) Weeds which bear seeds of a downy or wingy nature.
 - 2) Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
 - 3) Weeds which are otherwise noxious or dangerous.
 - 4) Poison Oak or Poison Ivy when the conditions of growth are such as to constitute a menace to the public health.
 - 5) Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard.

Section 8.14.030 Violations of Chapter: This Section stipulates that any person violating the provisions of this Section or any other provision of this Chapter shall be guilty of a misdemeanor for each day such violation continues and sets civil penalties of not less than two hundred fifty dollars (\$250) or more than one thousand dollars (\$1,000) for each day the violation continues.

(Ord. No. 2005-01 (part), 674, 6-12-2018);

Section 8.14.040 – Periodic Council Resolutions declaring nuisances: Authorizes the City Council to periodically, by Resolution, declare as public nuisances and abate:

(a) All weeds growing upon the streets, sidewalks, or private property in the City; and

(b) All rubbish, refuse and dirt upon parkways, sidewalks or private property in the City.

(Ord. No. 656, § 2, 10-14-2014);

Section 8.14.170 - Council order to proceed. If objections have not been made or after the City Council has disposed of those made, it shall order the Weed Abatement Officer to abate the nuisance by having the weeds, rubbish, refuse, and dirt removed. The order shall be made by motion or resolution.

(Ord. No. 656, § 2, 10-14-2014)

Section 8.14.230 - Abatement by private contractors. Abatement of the nuisance may in the discretion of the City Council be performed by contract awarded by the City Council on the basis of competitive bids let to the lowest responsible bidder pursuant to Government Code Sections 37903, 37904, 37905 and 37931 to 37935 inclusive. In such event the Contractor shall keep the account and submit the itemized written report for each separate parcel of land.

(Ord. No. 656, § 2, 10-14-2014)

Section 8.14.240 - Special assessment process. The cost of abatement in front of or upon each parcel of land and the costs incurred by the City of Corning in enforcing abatement upon the parcels, including investigation, boundary, determination, measurement, clerical and other related costs constitutes a special assessment against that parcel.

After the assessment is made and confirmed, a lien attaches on the parcel upon recordation of the order confirming the assessment in the office of the Tehama County recorder, except that if any real property to which such lien would attach has been transferred or conveyed to a bona fide purchaser for value, or if a lien of a bona fide encumbrancer for value has been created and attaches thereon, prior to the date on which the first installment of such taxes as imposed by Government Code Section 39578 would become delinquent, then the lien which would otherwise be imposed by this section shall not attach to such real property and the costs of abatement and the costs of enforcing abatement, as confirmed, relating to such property shall be transferred to the unsecured roll for collection.

(Ord. No. 656, § 2, 10-14-2014)

RECOMMENDATION:

MAYOR AND COUNCIL ADOPT RESOLUTION 06-09-2020-01 DECLARING THE FOLLOWING:

- **A PUBLIC NUISANCE EXISTS ON THE PROPERTY LISTED ON THE ATTACHED EXHIBIT “A”,**
- **FIND THAT SUCH CONDITIONS ARE SEASONAL AND RECURRENT NUISANCES; and**
- **AUTHORIZE THE FIRE CHIEF AND CITY CLERK TO INITIATE ABATEMENT PROCEDURES INCLUDING, BUT NOT LIMITED TO ISSUING MISDEMEANOR VIOLATIONS AND CIVIL PENALTIES ON THIS PROPERTY/PARCEL AS SPECIFIED IN THE CITY’S MUNICIPAL CODE AS WELL AS LIENS TO RECOUP ANY COSTS INCURRED BY THE CITY FOR ABATEMENT.**

RESOLUTION 06-09-2020-01

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORNING
DECLARING A PUBLIC NUISANCE ON THE PROPERTY
LISTED ON THE ATTACHED
EXHIBIT "A"**

WHEREAS, the Corning Municipal Code Chapter 8.14, Weed Abatement, Section 8.14.010 explains that these regulations are intended to address the recurring health and safety problems arising out of weeds and rubbish on property within the City of Corning and are designed to alleviate those problems and protect the citizen's health, safety and property.

Whereas, Section 8.14.020 defines "Weeds" as weeds that when mature bear wingy or downy seeds, which will attain such a large growth as to become a fire menace when dry, or which are otherwise noxious or dangerous. The term "weeds," as used in this article, also includes any of the following:

1. Weeds which bear seeds of a downy or wingy nature.
2. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
3. Weeds which are otherwise noxious or dangerous.
4. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
5. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard.

Whereas, the City's Weed Abatement Officer/Fire Chief has identified the following property listed on the attached Exhibit "A" as a public nuisance.

NOW, THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF CORNING DOES HEREBY DECLARE AND FIND AS FOLLOWS:

1. A public nuisance exists on the property identified in Exhibit "A" hereto.
2. Authorize the Weed Abatement Officer/Fire Chief and City Clerk to initiate abatement procedures as specified in the City's Municipal Code including, but not limited to finding the owners guilty of a misdemeanor for each day such violation continues and fining civil penalties of not less than two hundred fifty dollars (\$250) or more than one thousand dollars (\$1,000) for each day the violation continues.
3. Authorizing the City Clerk to lien the said property for any associated costs incurred by the City for abatement procedures.

The foregoing Resolution was adopted at a regular meeting of the City Council of the City of Corning held on June 9, 2020 by the following vote:

AYES:

OPPOSED:

ABSENT:

ABSTAIN:

Douglas Hatley, Jr., Mayor

ATTEST:

Lisa M. Linnet, City Clerk

EXHIBIT "A" (Resolution 06-09-2020-01)

APN NO.'s	Physical Address	Owner/Responsible Party	APN Mailing Address
071-173-008-000	1216 South Street	Jolley, Keith A. & Patricia K.	Jolley, Keith A. & Patricia K. 3513 Beacon Drive Anderson, CA 96007-2404
Total Properties: 1			

I, Lisa M. Linnet, City Clerk of the City of Corning, California, DO HEREBY CERTIFY that the foregoing Resolution (Resolution No. 06-09-2020-01) 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 9th day of June 2020 by the votes listed above.

Lisa M. Linnet, City Clerk

Exhibit "B"

May 27, 2020

**071-173-008-000
Jolley. Keith A. & Patricia
3513 Beacon Dr.
Anderson, CA 96007-2404**

**NOTICE TO DESTROY WEEDS AND
REMOVE RUBBISH, REFUSE, AND DIRT**

Notice is hereby given that on the 26th day of May, 2020, the Corning City Council passed a Resolution (05-26-2020-01) declaring that noxious or dangerous weeds were growing upon or in front of the property at 1216 South Street, and that rubbish, refuse, and dirt were upon or in front of property on this South Street, in Corning, CA, and more particularly described in the Resolution, and that they constitute a public nuisance which must be abated by the removal of the weeds, rubbish, refuse, and dirt. Otherwise they will be removed and the nuisance abated by the City and the cost of removal assessed upon the land from or in front of which the weeds, rubbish, refuse, and dirt are removed and will constitute a lien upon such land until paid. Reference is hereby made to the Resolution for further particulars. A copy of said Resolution is on file in the office of the City Clerk. All property owners having any objections to the proposed removal of the weeds, rubbish, refuse, and dirt are hereby notified to attend a meeting of the City Council of the City of Corning to be held at Corning City Hall, 794 Third Street, Corning, California, ***(due to COVID-19 City Council Meetings are being held via phone in, to participate please call in to 1-351-999-4082)*** at 6:30 p.m. on Tuesday, June 9, 2020 when their objections will be heard and given due consideration. Failure to abate the nuisance may result in fines of up to \$1,000.00 per day for the violation.

Dated this 27th day of May, 2020.

**Lisa M. Linnet, City Clerk
City of Corning
(Ord. No 674, § 2, 10-14-2014 and Ord. No. 674 § 8, 8.14.030, 6-12-2018)**

ITEM NO: J-12

**ADOPT RESOLUTION 06-09-2020-02
AUTHORIZING THE CITY MANAGER TO
EXECUTE AND SUBMIT PROGRAM
SUPPLEMENT AGREEMENT NO. U72 &
U73 FOR ATPSB1L-516 (017, 018) FOR
THE WEST STREET AND OILVE VIEW
SCHOOL CONNECTIVITY PROJECTS**

June 9, 2020

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

**FROM: KRISTINA MILLER, CITY MANAGER
ROBIN KAMPMANN, PE; PUBLIC WORKS DIRECTOR CONSULTANT/CITY
ENGINEER CONSULTANT**

SUMMARY:

The City of Corning was awarded Active Transportation Program (ATP) funds in Cycle 4 for the West Street and Olive View School Connectivity Projects. Staff submitted a request for allocation for the first phase of funding through Caltrans to complete the Environmental Studies & Permits and the Preliminary Engineering for both projects, \$30,000 for each project. The California Transportation Commission approved this request at their March meeting. The attached Program Supplement No. U72 and U73, once executed will be returned to the City of Corning along with an approved Finance Letter that will allow the City to start spending the funds to complete the first phase of the design process for both projects.

Staff is requesting the City Council's authorization for the City Manager to sign all required documents for executing the program supplement agreements.

BACKGROUND:

The City has received grant funding in the amount of \$2.4 million for two ATP – Safe Routes to School Projects. The Olive View School Project and the West Street School Project. Both projects will consist of install new sidewalks, curbs, gutters, and crosswalks to close gaps in the existing sidewalk infrastructure adjacent to the schools. In addition to improvements adjacent to the school, the West Street School Project also includes installing a flashing pedestrian signal at the un-signalized intersection of Solano Street and Hoag Street adjacent to Les Schwab Tires.

Once the Environmental Studies & Permits and the Preliminary Engineering for both projects is complete staff will submit a request for funding allocation for Plans, Specifications and Estimates, the next phase of both projects. It is anticipated that this request for allocation will be made by the end of 2020. Construction is anticipated to be completed for both projects FY 22/23.

Attached are copies of Program Supplement Agreement No. U72 and U73 review.

RECOMMENDATION:

**MAYOR AND COUNCIL ADOPT ATTACHED ADOPT RESOLUTION 06-09-2020-02
AUTHORIZING THE CITY MANAGER TO EXECUTE AND SUBMIT PROGRAM SUPPLEMENT
AGREEMENT NO. U72 & U73 FOR ATPSB1L-516 (017, 018) FOR THE WEST STREET AND
OILVE VIEW SCHOOL CONNECTIVITY PROJECTS**

RESOLUTION 06-09-2020-02

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORNING
AUTHORIZING KRISTINA MILLER, THE CITY MANAGER, TO EXECUTE
AND SUBMIT PROGRAM SUPPLEMENT AGREEMENT NO. U72 & U73 FOR
ATPSB1L-5161 (017, 018) FOR THE WEST STREET AND OILVE VIEW SCHOOL
CONNECTIVITY PROJECTS ON BEHALF OF THE CORNING CITY COUNCIL**

WHEREAS, the City of Corning has been awarded Active Transportation Program funds for the West Street and Olive View School Connectivity Projects; and

WHEREAS, a request for funding allocation for both projects have been approved by the California Transportation Commission for the purpose of Environmental Studies & Permits, Project Approval & Environmental Documents and Preliminary Engineer; and

WHEREAS, Program Supplements No. U72 and U73 have been prepared to allow reimbursement of eligible project expenditures for the components allocated; and

WHEREAS, the City of Corning agrees to abide by the special covenants or remarks as set forth by the State of California Department of Transportation in the Program Supplement; and

BE IT FURTHER RESOLVED, Kristina Miller, the City Manager, is authorized on behalf of the Corning City Council to sign and submit Program Supplement No. U72 and U73 for Projects ATPSB1L-5161 (017, 018), including any amendments thereof.

The forgoing Resolution was adopted at a regular meeting of the City Council of the City of Corning held on June 9, 2020 by the following vote:

AYES:

OPPOSED:

ABSENT:

ABSTAIN:

Douglas Hatley Jr., 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 06-09-2020-02) 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 9th day of June 2020 by the votes listed above. The above Resolution has not been amended or altered and is in full force and effect on the date stated above.

Lisa M. Linnet, City Clerk

Exhibit "A"

PROGRAM SUPPLEMENT NO. U72
to
ADMINISTERING AGENCY-STATE AGREEMENT
FOR STATE FUNDED PROJECTS NO 00203S

Adv Project ID **Date:** May 26, 2020
0220000067 **Location:** 02-TEH-0-CNG
Project Number: ATPSB1L-5161(017)
E.A. Number:
Locode: 5161

This Program Supplement, effective 03/25/2020, hereby adopts and incorporates into the Administering Agency-State Agreement No. 00203S for State Funded Projects which was entered into between the ADMINISTERING AGENCY and the STATE with an effective date of _____ and is subject to all the terms and conditions thereof. This PROGRAM SUPPLEMENT is executed in accordance with Article I of the aforementioned Master Agreement under authority of Resolution No. _____ approved by the ADMINISTERING AGENCY on _____ (See copy attached).

The ADMINISTERING AGENCY further stipulates that as a condition to the payment by the State of any funds derived from sources noted below encumbered to this project, Administering Agency accepts and will comply with the Special Covenants and remarks set forth on the following pages.

PROJECT LOCATION: Adjacent to West Street School along Marin, Hoag, South, and Solano Streets and Houghton and McKinley Avenues

TYPE OF WORK: West Street School Connectivity Project (Sidewalk Gap Closure)

Estimated Cost	State Funds		Matching Funds	
	SB1 funds		LOCAL	OTHER
\$30,000.00	\$30,000.00		\$0.00	\$0.00

CITY OF CORNING

By _____
Title _____
Date _____
Attest _____

STATE OF CALIFORNIA
Department of Transportation

By _____
Chief, Office of Project Implementation
Division of Local Assistance
Date _____

I hereby certify upon my personal knowledge that budgeted funds are available for this encumbrance:

Accounting Officer _____

Date 5/26/20 \$30,000.00

SPECIAL COVENANTS OR REMARKS

1. A. This PROJECT will be administered in accordance with the applicable CTC STIP guidelines and the Active Transportation Program guidelines as adopted or amended, the Local Assistance Procedures Manual (LAPM), the Local Assistance Program Guidelines (LAPG), and this PROGRAM SUPPLEMENT.

B. This PROJECT is programmed to receive State funds from the Active Transportation Program (ATP). Funding may be provided under one or more components. A component(s) specific fund allocation is required, in addition to other requirements, before reimbursable work can occur for the component(s) identified. Each allocation will be assigned an effective date and identify the amount of funds allocated per component(s).

This PROGRAM SUPPLEMENT has been prepared to allow reimbursement of eligible PROJECT expenditures for the component(s) allocated. Unless otherwise determined, the effective date of the component specific allocation will constitute the start of reimbursable expenditures.

C. STATE and ADMINISTERING AGENCY agree that any additional funds made available by future allocations will be encumbered on this PROJECT by use of a STATE-approved Allocation Letter and STATE Finance Letter. ADMINISTERING AGENCY agrees that STATE funds available for reimbursement will be limited to the amount allocated by the California Transportation Commission (CTC) and/or the STATE.

D. Upon ADMINISTERING AGENCY request, the CTC and/or STATE may approve supplementary allocations, time extensions, and fund transfers between components. Funds transferred between allocated project components retain their original timely use of funds deadlines, but an approved time extension will revise the timely use of funds criteria for the component(s) and allocation(s) requested. Approved supplementary allocations, time extensions, and fund transfers between components made after the execution of this PROGRAM SUPPLEMENT will be documented and considered subject to the terms and conditions thereof. Documentation will consist of a STATE approved Allocation Letter, Fund Transfer Letter, Time Extension Letter, and Finance Letter, as appropriate.

E. This PROJECT is subject to the timely use of funds provisions enacted by the Active Transportation Program guidelines, as adopted or amended, and by approved CTC and State procedures as outlined below.

Funds allocated for the environmental & permits (E&P), plan specifications & estimate (PS&E), and right-of-way components are available for expenditure until the end of the second fiscal year following the year in which the funds were allocated.

Funds allocated for the construction component are subject to an award deadline and contract completion deadline. ADMINISTERING AGENCY agrees to award the contract within 6 months of the construction fund allocation and to complete and accept the construction within 36 months of award.

F. Award information shall be submitted by the ADMINISTERING AGENCY to the District

SPECIAL COVENANTS OR REMARKS

Local Assistance Engineer immediately after project contract award and prior to the submittal of the ADMINISTERING AGENCY'S first invoice for the construction contract. Failure to do so will cause a delay in the State processing of invoices for the construction phase.

G. The ADMINISTERING AGENCY shall invoice STATE for environmental & permits (E&P), plans specifications & estimate (PS&E), and right-of-way costs no later than 180 days after the end of last eligible fiscal year of expenditure. For construction costs, the ADMINISTERING AGENCY has 180 days after project completion or contract acceptance to make the final payment to the contractor prepare the final Report of Expenditures and final invoice, and submit to STATE for verification and payment.

H. ADMINISTERING AGENCY agrees to submit the final report documents that collectively constitute a "Report of Expenditures" within one hundred eighty (180) days of PROJECT completion. Failure of ADMINISTERING AGENCY to submit a "Final Report of Expenditures" within 180 days of PROJECT completion will result in STATE imposing sanctions upon ADMINISTERING AGENCY in accordance with the current LAPM and the Active Transportation Program (ATP) Guidelines.

I. ADMINISTERING AGENCY indirect costs, as defined in 2 CFR, Part 200, Uniform Administrative Requirements, Cost Principles and Audit Requirement for Federal Awards, to be claimed must be allocated in accordance with an Indirect Cost Allocation Plan (ICAP), submitted, reviewed, and approved in accordance with Caltrans Audits and Investigations requirements which may be accessed at: www.dot.ca.gov/hq/audits/.

ADMINISTERING AGENCY agrees to comply with, and require all sub-recipients and project sponsors to comply with 2 CFR, Part 200, Uniform Administrative Requirements, Cost Principles and Audit Requirement for Federal Awards, and all applicable Federal and State laws and regulations.

ADMINISTERING AGENCY agrees, and will assure that its contractors and subcontractors will be obligated to agree, that Contract Cost Principles and Procedures, 48 CFR, Federal Acquisition Regulations System, Chapter 1, Part 31, et seq., and all applicable Federal and State laws and regulations, shall be used to determine the allowability of individual PROJECT cost items.

Any Fund expenditures for costs for which ADMINISTERING AGENCY has received payment or credit that are determined by subsequent audit to be unallowable under 2 CFR, Part 200, or 48 CFR, Chapter 1, Part 3, are subject to repayment by ADMINISTERING AGENCY to STATE. Should ADMINISTERING AGENCY fail to reimburse Funds due STATE within 30 days of demand, or within such other period as may be agreed in writing between the Parties hereto, STATE is authorized to intercept and withhold future payments due ADMINISTERING AGENCY from STATE or any third-party source, including, but not limited to, the State Treasurer, the State Controller, and the California Transportation Commission.

SPECIAL COVENANTS OR REMARKS

J. By executing this PROGRAM SUPPLEMENT, ADMINISTERING AGENCY agrees to comply with all reporting requirements in accordance with the Active Transportation Program guidelines, as adopted or amended.

K. This PROJECT has received funds from Active Transportation Program (ATP). The ADMINISTERING AGENCY agrees to administer the project in accordance with the CTC Adopted SB1 Accountability and Transparency Guidelines.

2. The ADMINISTERING AGENCY shall construct the PROJECT in accordance with the scope of work presented in the application and approved by the California Transportation Commission. Any changes to the approved PROJECT scope without the prior expressed approval of the California Transportation Commission are ineligible for reimbursement and may result in the entire PROJECT becoming ineligible for reimbursement.

Exhibit "B"

PROGRAM SUPPLEMENT NO. U73
to
ADMINISTERING AGENCY-STATE AGREEMENT
FOR STATE FUNDED PROJECTS NO 00203S

Adv Project ID **Date:** May 26, 2020
0220000068 **Location:** 02-TEH-0-CNG
 Project Number: ATPSB1L-5161(018)
 E.A. Number:
 Locode: 5161

This Program Supplement, effective 03/25/2020, hereby adopts and incorporates into the Administering Agency-State Agreement No. 00203S for State Funded Projects which was entered into between the ADMINISTERING AGENCY and the STATE with an effective date of _____ and is subject to all the terms and conditions thereof. This PROGRAM SUPPLEMENT is executed in accordance with Article I of the aforementioned Master Agreement under authority of Resolution No. _____ approved by the ADMINISTERING AGENCY on _____ (See copy attached).

The ADMINISTERING AGENCY further stipulates that as a condition to the payment by the State of any funds derived from sources noted below encumbered to this project, Administering Agency accepts and will comply with the Special Covenants and remarks set forth on the following pages.

PROJECT LOCATION: Within the Corning city limits, adjacent to Olive View Elementary along Pear Street, Almond Street and Fig Street

TYPE OF WORK: Olive View Connectivity Project (Pedestrian Walkways)

Estimated Cost	State Funds	Matching Funds		
	SB1 funds \$30,000.00	LOCAL		OTHER
\$30,000.00		\$0.00		\$0.00

CITY OF CORNING

By _____
Title _____
Date _____
Attest _____

STATE OF CALIFORNIA
Department of Transportation

By _____
Chief, Office of Project Implementation
Division of Local Assistance
Date _____

I hereby certify upon my personal knowledge that budgeted funds are available for this encumbrance:

Accounting Officer _____

Date 5/26/20 **\$30,000.00**

SPECIAL COVENANTS OR REMARKS

1. A. This PROJECT will be administered in accordance with the applicable CTC STIP guidelines and the Active Transportation Program guidelines as adopted or amended, the Local Assistance Procedures Manual (LAPM), the Local Assistance Program Guidelines (LAPG), and this PROGRAM SUPPLEMENT.

B. This PROJECT is programmed to receive State funds from the Active Transportation Program (ATP). Funding may be provided under one or more components. A component(s) specific fund allocation is required, in addition to other requirements, before reimbursable work can occur for the component(s) identified. Each allocation will be assigned an effective date and identify the amount of funds allocated per component(s).

This PROGRAM SUPPLEMENT has been prepared to allow reimbursement of eligible PROJECT expenditures for the component(s) allocated. Unless otherwise determined, the effective date of the component specific allocation will constitute the start of reimbursable expenditures.

C. STATE and ADMINISTERING AGENCY agree that any additional funds made available by future allocations will be encumbered on this PROJECT by use of a STATE-approved Allocation Letter and STATE Finance Letter. ADMINISTERING AGENCY agrees that STATE funds available for reimbursement will be limited to the amount allocated by the California Transportation Commission (CTC) and/or the STATE.

D. Upon ADMINISTERING AGENCY request, the CTC and/or STATE may approve supplementary allocations, time extensions, and fund transfers between components. Funds transferred between allocated project components retain their original timely use of funds deadlines, but an approved time extension will revise the timely use of funds criteria for the component(s) and allocation(s) requested. Approved supplementary allocations, time extensions, and fund transfers between components made after the execution of this PROGRAM SUPPLEMENT will be documented and considered subject to the terms and conditions thereof. Documentation will consist of a STATE approved Allocation Letter, Fund Transfer Letter, Time Extension Letter, and Finance Letter, as appropriate.

E. This PROJECT is subject to the timely use of funds provisions enacted by the Active Transportation Program guidelines, as adopted or amended, and by approved CTC and State procedures as outlined below.

Funds allocated for the environmental & permits (E&P), plan specifications & estimate (PS&E), and right-of-way components are available for expenditure until the end of the second fiscal year following the year in which the funds were allocated.

Funds allocated for the construction component are subject to an award deadline and contract completion deadline. ADMINISTERING AGENCY agrees to award the contract within 6 months of the construction fund allocation and to complete and accept the construction within 36 months of award.

F. Award information shall be submitted by the ADMINISTERING AGENCY to the District

SPECIAL COVENANTS OR REMARKS

Local Assistance Engineer immediately after project contract award and prior to the submittal of the ADMINISTERING AGENCY'S first invoice for the construction contract. Failure to do so will cause a delay in the State processing of invoices for the construction phase.

G. The ADMINISTERING AGENCY shall invoice STATE for environmental & permits (E&P), plans specifications & estimate (PS&E), and right-of-way costs no later than 180 days after the end of last eligible fiscal year of expenditure. For construction costs, the ADMINISTERING AGENCY has 180 days after project completion or contract acceptance to make the final payment to the contractor prepare the final Report of Expenditures and final invoice, and submit to STATE for verification and payment.

H. ADMINISTERING AGENCY agrees to submit the final report documents that collectively constitute a "Report of Expenditures" within one hundred eighty (180) days of PROJECT completion. Failure of ADMINISTERING AGENCY to submit a "Final Report of Expenditures" within 180 days of PROJECT completion will result in STATE imposing sanctions upon ADMINISTERING AGENCY in accordance with the current LAPM and the Active Transportation Program (ATP) Guidelines.

I. ADMINISTERING AGENCY indirect costs, as defined in 2 CFR, Part 200, Uniform Administrative Requirements, Cost Principles and Audit Requirement for Federal Awards, to be claimed must be allocated in accordance with an Indirect Cost Allocation Plan (ICAP), submitted, reviewed, and approved in accordance with Caltrans Audits and Investigations requirements which may be accessed at: www.dot.ca.gov/hq/audits/.

ADMINISTERING AGENCY agrees to comply with, and require all sub-recipients and project sponsors to comply with 2 CFR, Part 200, Uniform Administrative Requirements, Cost Principles and Audit Requirement for Federal Awards, and all applicable Federal and State laws and regulations.

ADMINISTERING AGENCY agrees, and will assure that its contractors and subcontractors will be obligated to agree, that Contract Cost Principles and Procedures, 48 CFR, Federal Acquisition Regulations System, Chapter 1, Part 31, et seq., and all applicable Federal and State laws and regulations, shall be used to determine the allowability of individual PROJECT cost items.

Any Fund expenditures for costs for which ADMINISTERING AGENCY has received payment or credit that are determined by subsequent audit to be unallowable under 2 CFR, Part 200, or 48 CFR, Chapter 1, Part 3, are subject to repayment by ADMINISTERING AGENCY to STATE. Should ADMINISTERING AGENCY fail to reimburse Funds due STATE within 30 days of demand, or within such other period as may be agreed in writing between the Parties hereto, STATE is authorized to intercept and withhold future payments due ADMINISTERING AGENCY from STATE or any third-party source, including, but not limited to, the State Treasurer, the State Controller, and the California Transportation Commission.

SPECIAL COVENANTS OR REMARKS

J. By executing this PROGRAM SUPPLEMENT, ADMINISTERING AGENCY agrees to comply with all reporting requirements in accordance with the Active Transportation Program guidelines, as adopted or amended.

K. This PROJECT has received funds from Active Transportation Program (ATP). The ADMINISTERING AGENCY agrees to administer the project in accordance with the CTC Adopted SB1 Accountability and Transparency Guidelines.

2. The ADMINISTERING AGENCY shall construct the PROJECT in accordance with the scope of work presented in the application and approved by the California Transportation Commission. Any changes to the approved PROJECT scope without the prior expressed approval of the California Transportation Commission are ineligible for reimbursement and may result in the entire PROJECT becoming ineligible for reimbursement.

**ITEM NO.: J-13
AUTHORIZE LETTER SEEKING
INCREASED CARES ACT FUNDING
NEEDED DUE TO COVID-19 FISCAL
IMPACTS ON CALIFORNIA CITIES**

June 9, 2020

TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS

**FROM: KRISTINA MILLER, CITY MANAGER
LISA M. LINNET, CITY CLERK**

SUMMARY:

The League of California Cities requested letters of support be provided to assist cities in dealing with the impacts of revenue losses and increase in expenditures as a result of the COVID-19 pandemic. The League of California Cities is arguing all California Cities, regardless of population, urgently need CARES Act funding to help continue to fight COVID-19 and protect residents through the summer months and beyond. No City can be left behind. Thus far, only cities with populations over 500,000 have been given financial assistance through the CARES Act.

As with many businesses, the City has been financially impacted in many ways due to local business closures and/or reduced patronage. These losses consist of Sales Tax, Transient Occupancy Tax (TOT), and Transaction and Use Tax (Measure A Funds) with an estimated overall total loss of \$800,000 in projected revenues. The City has expended unplanned funds in response to the COVID-19 Pandemic on such items as:

- a. Plexi-glass barrier at City Hall.
- b. Employee overtime related to COVID-19.
- c. Increased hand sanitizer, sanitizing spray and wipes.
- d. Handwashing Stations and Porta-Potties (2) for homeless encampments.
- e. Masks and Gloves
- f. Equipment to facilitate employees working at home such as scanners, remote access to the City server, etc.
- g. Costs associated with facilitating virtual meetings, i.e. City Council, Planning Commission, Recreation Commission, etc.

Many smaller cities similar in size to the City of Corning are in deep financial despair due to revenue losses.

RECOMMENDATION:

MAYOR AND COUNCIL AUTHORIZE A LETTER SEEKING INCREASED CARES ACT FUNDING DUE TO COVID-19 FISCAL IMPACTS ON CALIFORNIA CITIES.

June 9, 2020

Assemblyman James Gallagher
State Capitol, Room 3147
Sacramento, CA 95814
VIA Email: assemblymember.gallagher@assembly.ca.gov

Senator Jim Nielsen
State Capitol, Room 5064
Sacramento, CA 95814
VIA Email: senator.nielsen@sen.ca.gov

RE: CARES Act Funding

Dear Assembly Member Gallagher and Senator Nielsen:

The City of Corning thanks you for your efforts to protect and support Californians during this unprecedented public health crisis. Since the beginning of the COVID-19 outbreak, cities have been coordinating across jurisdictional lines, enacting emergency measures to slow the spread of the coronavirus pandemic, taking action to protect individuals and small businesses, and incurring significant unplanned expenses to protect public health and the economy. These actions have saved lives and serve as a model for the country. But these actions come at a cost.

The City of Corning appreciates the May Revision allocation of \$450 million of the State's CARES Act funding to cover COVID-19-related costs by cities. However this is not nearly enough cover the costs that all local governments in the State are incurring to provide adequate levels of personal protective equipment to front line workers, to disinfect and sanitize public facilities, or to take other needed public health actions to facilitate the process of reopening.

We are calling on the Legislature and the Governor to increase the State's CARES Act funding allocation to cities to \$500 million and establish a floor allocation of \$50,000 per City. Cities need additional funding and a minimum allocation to ensure that CARES Act funding is distributed fairly and equitably and is a meaningful amount for all jurisdictions.

CARES Act funding will help our City recover from this pandemic faster and reopen our communities without furthering city revenue shortfalls and threatening core city services.

It is important to note that CARES Act funding is only for COVID-19-related expenses. Our City still needs direct State and Federal Funding to address the devastating impact Stay-At-Home Orders have had on our budget and local economy. In total, cities around the State are facing a nearly \$7 billion revenue shortfall over the next two years, and this shortfall grows by billions of dollars as modified Stay-At-Home Orders extend into the summer months and beyond.

The City of Corning appreciates your consideration of our budget requests and looks forward to further discussing how together we can continue to best protect Californians and reopen our economy. Thank you again for your leadership and partnership during these uncertain times.

Sincerely,

Douglas Hatley Jr.
Mayor
City of Corning

cc: Governor Gavin Newsom: ExternalAffairs@gov.ca.gov
Charles Anderson: canderson@cacities.org
Meg Desmond, League of California Cities, cityletters@cacities.org

**ITEM NO.: J-14
REQUEST CITY COUNCIL DIRECTION
ON PROCEEDING WITH CITY POOL
SEASON DUE TO COVID-19 PANDEMIC**

June 9, 2020

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: KRISTINA MILLER, CITY MANAGER
ROBIN KAMPMANN, PE; PUBLIC WORKS/ENGINEER CONSULTANT

SUMMARY:

Staff is preparing a Reopening Plan (Plan) to allow the pool to reopen for general swimming when allowed and approved by the State and County Public Health Department. At this time, we do not know when that will be but hope it may be by mid-July.

A summary of operations is as follows:

- Adult Lap Swim lessons will be limited to only one swimmer per lane.
- Swim Lessons will not be offered due to:
 - Inability to maintain social distancing between teacher and students
 - Inability to maintain social distancing between students
- Public swim hours will operate as follows:
 - Patrons will be allowed to register for attendance for 1.5 - 2 hour time blocks 2 times per week for 4 weeks
 - Registration will be required through the City of Corning recreation software RecDesk. All registrations must be in advance, no admittance to walk-ins
 - Swimming will be restricted to 30 patrons total (no more than 10 for the small pool and no more than 10 for the big pool), or whichever limit is allowed within Stage 3.
 - Patrons will not be able to go back and forth between the big and small pool.
 - Only 1 non-swimming parent/guardian will be allowed. This person must adhere to all protective measures and social distance from other parents.
 - Games such as Shark and other tag games will not be allowed.
 - Interactions among non-household units will be discouraged
 - Locker rooms will be closed to the public. Patrons will be required to prepare to swim from home.
 - The diving board and slide will not be allowed to be used.
- Adult Water Aerobics
 - The number of participants will be limited to 10 to ensure proper physical distance

Major changes to the facility are as follows:

- Plexiglass or other material will be placed on the guard shack window and on top of half-door to the office to protect both the employee and the customer from aerosols.
- Hand sanitizer dispensers (using at least 60% alcohol) installed in the pool guard shack (office), at the entryway, outside of locker rooms and bathrooms, and near the wading pool.
- Additionally, deck organization of chairs and social areas will be reconfigured to adhere to Social Distancing recommendations.
- Provided visual cues (marked distances on the ground for lines to diving boards, bathrooms, and locker rooms) and signs to ensure that staff, patrons, and swimmers stay at least 6 feet apart.

- Place signage throughout the facility at specific locations (facility entrance, near benches of the small pool and big pool, bathrooms/locker rooms) to address the following:
 - Screening criteria and questions
 - Cloth face-covering requirements
 - Hand hygiene and covering cough/sneeze

Employee training, control measures and screening, cleaning and disinfection, physical distancing, lifeguard providing care, lifeguard performing rescues and resuscitation are also included in detail in the Plan. Please note, all of the above may need to be adjusted based on guidance from the County Public Health Officer and/or the State. Safety is of utmost concern.

Staff propose to plan for an opening date of Friday July 10th. A significant amount of work will need to be performed to get the pool operational by this date and certified by Tehama County Environmental Health. Due to a reduced number of patrons at the pool, the City will not need to hire additional lifeguards this year. The returning lifeguards will need to have a physical before returning to work. Lifeguard and CPR recertification may also need to occur for some guards. Recreation Coordinator, Christina Meeds, will also need to enter the time slots into RecDesk, which will take a considerable amount of time. I am concerned that if our "guess" of a date is wrong, we will have to issue a significant amount of refunds and have many disappointed/upset children and parents/guardians. For this reason, I chose to be safe with a proposed opening date of July 10th.

At this point, staff propose the pool remains open until school resumes on August 13th. Lifeguards currently don't know the status of their College and other schedules due to the COVID-19 pandemic. Because of this uncertainty, we cannot guarantee there will be enough lifeguards to operate the pool beyond this date. As more information is available Staff will readress this at the direction of Council.

The State has threatened to take away funding from local jurisdictions should they defy the State's Order. For this reason, I highly recommend the City not defy the Order and open the pool earlier than allowed.

FINANCIAL:

Annually the pool runs in the red by about \$63,000. With a reduced pool season the City can expect expenditures to be reduced by roughly 40% to \$38,000. Revenue for the one-month operating period from July 10 to August 8 would be \$2,560 assuming all time slots are filled to capacity. This results in an operating loss of approximately \$36,000. If you were to extend the pool season an additional month (pending lifeguard availability), the operating loss would be an additional \$30,000, for a total operating loss of \$66,000 for the season.

RECOMMENDATION:

MAYOR AND CITY COUNCIL:

1. AUTHORIZE THE CITY POOL TO REOPEN WHEN APPROVED BY THE STATE;
or
2. AUTHORIZE THE CITY POOL TO CLOSE FOR THE 2020 SUMMER SEASON;
AND
3. PROVIDE DIRECTION OF WHETHER TO PURSUE AN EXTENSION OF THE POOL SEASON THROUGH SEPTEMBER 5TH.