



**CITY OF CORNING
SPECIAL CITY COUNCIL
CLOSED SESSION MINUTES
TUESDAY, AUGUST 11, 2020
CITY COUNCIL CHAMBERS
794 THRID STREET**

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

A. **CALL TO ORDER:** 5:35 p.m.

B. **ROLL CALL:**

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

All members of the City Council were present.

C. **PUBLIC COMMENTS:** None

D. **REGULAR AGENDA:**

1. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR (§ 54956.8):**

Property: 1081 Solano Street, Suite A, Corning, CA

Agency Negotiator: Kristina Miller, City Manager

Negotiating Party: Jody McBrayer-Gonzalez

Under Negotiation: Terms of Lease

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

Mayor Hatley reported that Council gave direction to Property Negotiator.



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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
Mayor:	Douglas Hatley Jr.

All members of the City Council were present.

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

D. **INVOCATION:** Led by Mayor Hatley.

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

1. **COVID-19 Update by City Manager.**

An update was provided by City Manager Kristina Miller. She provided the most recent count results and stated that there were some glitches that are being corrected, the example provided was: Some Tehama County residents tested outside of the County and their results were not included in the

Tehama County counts. She further stated that Dr. Wickenheiser feels confidently that the County will remain off of the State watch list. She then provided updated information on COVID-19 related grant funds and explained that she may ask the Council on a future Agenda how the Council would like to allocate some of those funds.

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:

Karen Jones addressed the Council regarding the City Pool and listed some of the improvements made over the past 40 years and pool related programs that confirm that the pool is considered a valuable asset to the City. She stated that it is only August 11th and summer will go through September and it is hot. She asked if there were any questions and stated that she would be willing to pay to keep the pool open longer.

The City Manager and City Attorney stated that unless this item is added to the Agenda, questions can not be taken.

Linda Lucero also acknowledged Teddy Pohler who provided the funds to build the City Pool. She stated that the pool was built to be used and stated she doesn't understand why they have to go into a begging mode in order to keep it open; Corning is hot, we need to accommodate the public. Mrs. Lucero asked why we close the pool the first week in August.

City Manager Miller responded stating that Council was committed to keeping the City Pool open longer this year prior to COVID-19. She explained that she went through extensive hoops in order to even be allowed to open the Pool in light of the COVID-19 Pandemic. Although we were allowed to open it, we just have not had the attendance, even after obtaining permission to change the existing protocols and providing free swim time for those registered the last two weeks. The attendance did not improve.

Councilor Snow moved to add consideration of extending the City Pool opening to the Agenda under Regular Agenda. Councilor Demo seconded the motion. Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Oppose: None. Motion was approved by a 5-0 vote.

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 July 28, 2020 Closed Session and Regular City Council Meeting. (Corrected Date typo from June to July 28, 2020)
4. August 5, 2020 Claim Warrant in the amount of \$303,204.55.
5. August 5, 2020 Business License Report.
6. July Wages & Salaries: \$524,335.61.
7. July 2020 Treasurer's Report.
8. July 2020 Building Permit Valuation Report in the amount of \$239,940.
9. July 2020 City of Corning Wastewater Operations Summary Report.

Councilor Valerio moved to approve Consent Items 2-9; Councilor Burnett seconded the motion. Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Oppose: None. Motion was approved by a 5-0 vote.

H. ITEMS REMOVED FROM THE CONSENT AGENDA: None

I. PUBLIC HEARINGS AND MEETINGS:

10. Adopt Resolution No. 08-11-2020-01 setting the Fiscal Year 20/20/2021 Assessment at \$63.08 per parcel for the City of Corning Lighting and Landscape District 1, Zone 1.

Presented by Public Works Consultant Robin Kampmann who stated that annually the City is required to review and bring the assessments to Council for action. The Lighting and Landscape

District assessments cover the cost of streetlighting, landscaping, and associated maintenance. She stated that District 1, Zone 1 covers the Blackburn area and no increases are proposed this year. The Public Hearing was opened at 6:56 p.m.; with no questions or comments received, the Public Hearing was closed at 6:56 p.m.

Councilor Snow moved to approve the Engineers Report that no increases are recommended and adopt Resolution No. 08-11-2020-01 setting the Fiscal Year 2020/2021 Assessment at \$63.08 per Parcel for Landscaping and Lighting District 1, Zone 1. Councilor Demo seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Oppose: None. Motion was approved by a 5-0 vote.**

11. Adopt Resolution No. 08-11-2020-02 setting the Fiscal Year 20/20/2021 Assessment at \$91 per parcel for the City of Corning Lighting and Landscape District 1, Zone 2.

Presented by Public Works Consultant Robin Kampmann who explained that this Zone covers the Stonefox Subdivision and stated that rates did not change this year. Mrs. Kampmann informed the Council that the City did receive one letter of opposition.

The Public Hearing was opened at 7:01 p.m.; with no questions or comments received the Public Hearing was closed at 7:01 p.m. Councilor Snow stated that this seems to be the only Subdivision where the Council receives objections although the property owners are aware of the Assessment when they chose to build here.

Councilor Burnett moved to approve the Engineers Report and Adopt Resolution No. 08-11-2020-02 setting the Fiscal Year 2020/2021 Assessment at \$91 per Parcel for Landscaping and Lighting District 1, Zone 2. Councilor Demo seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Oppose: None. Motion was approved by a 5-0 vote.**

12. Adopt Resolution No. 08-11-2020-03 setting the Fiscal Year 20/20/2021 Assessment at \$142.10 per parcel for City of Corning Landscaping and Lighting District 1, Zone 3.

Councilor Valerio recused himself due to possible conflict of interest and left the Council room at 7:03 p.m. Presented by Public Works Consultant Robin Kampmann who announced that this is the Blossom Avenue area and no change is proposed from the previous fiscal year assessment of \$142.10 per residential parcel. She stated that this assessment is a little higher than the others due to the underground infiltration drainage system which will eventually need to be replaced. The Public Hearing was opened at 7:05 p.m.; with no questions or comments it was closed at 7:05 pm.

Councilor Demo moved to approve the Engineers Report and adopt Resolution No. 08-11-2020-03 setting the Fiscal Year 2020/2021 Assessment at \$142.10 per Parcel for Landscaping and Lighting District 1, Zone 3. Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Burnett, and Demo. Abstain: Valerio. Absent/Oppose: None. Motion was approved by a 4-0 vote with Councilor Valerio abstaining.**

13. Adopt Resolution No. 08-11-2020-04 setting the Fiscal Year 20/20/2021 Assessment at \$4,772.90 per parcel for Landscaping and Lighting (LLD) District 1, Zone 4.

Public Works Consultant Robin Kampmann who stated that this LLD is a single parcel, specifically the Salado Orchard Project located south of Blackburn Avenue and west of Toomes Avenue and includes the landscaped street island. No change is proposed from the current fiscal year assessment of \$4,772.90. The Public Hearing was opened at 7:06 p.m.; City Manager Miller stated that the City has diligently worked so as not to raise the fees. With no other comments or questions, the Public Hearing was closed at 7:07 pm.

Councilor Snow moved to approve the Engineers Report and adopt Resolution No. 08-11-2020-04 setting the Fiscal Year 2020/2021 Assessment at \$4,772.90 for the one parcel in Landscaping and Lighting District 1, Zone 4. Councilor Burnett seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Oppose: None. Motion was approved by a 5-0 vote.**

J. REGULAR AGENDA:

Extended Opening of City Pool: Added to the Agenda:

Audience member Karen Jones stated that she would like to increase the length of time the pool is open in future years. She also stated that she would even like to see the pool year extended this year

for lap swim and water aerobics. Councilor Snow stated that they were informed at the last Council Meeting that the City does not have Lifeguards to guard during the day. City Manager Miller stated at that time that is the information she received. However, she has since been informed that there are Lifeguards available to cover morning swim, water aerobics and evening swim Monday through Friday. Councilor Demo stated he would like to keep the pool open. Councilor Snow would like to see it remain open through August 21st.

Councilor Demo moved to have the pool to remain open during normal operating hours if lifeguards are available, if not morning and night for free until August 21st; Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Oppose: None. Motion was approved by a 5-0 vote.**

14. Approve Memorandum of Understanding (MOU) for CDBG CV1 Grant Funds between the Cities of Corning, Red Bluff and Tehama and the County of Tehama.

Presented by City Manager Miller who explained that the City will be in receipt of just over \$77,457 in CDBG (Community Development Block Grant) funding, and this funding has an extreme amount of strings attached. She further stated that currently the City does not have staffing to administer this grant. She informed Council that under the proposed Agreement she requested the stipulation that the City's funds will be allocated to the City of Corning businesses first. Should no City businesses apply, the City would still have approval power over who receives these funds. City Manager Miller stated that this funding is tailored to provide forgivable loans in the amount of \$30,000 threshold administered by 3CORE. She further stated that she is still trying to obtain some clarification on CARES ACT funding.

Councilor Burnett moved to approve the MOU between the City of Corning and County of Tehama for use of CDBG – CV1 Joint Funding in the amount of \$392,793 to establish the County of Tehama COVID-19 Business Assistance and Recovery Loan Fund. Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Oppose: None. Motion was approved by a 5-0 vote.**

15. Review and adopt the revised and updated City of Corning Return to Work Program.

Presented by City Manager Kristina Miller who stated that these updates were recommended by the City's Joint Powers Authority NCCSIF to reduce our liability.

Councilor Demo moved to approve the updated 2020 City of Corning Return to Work Program and authorize the dissemination of the document to City Department Heads and Supervisors. Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Oppose: None. Motion was approved by a 5-0 vote.**

16. Recommend appointment of Blaine Smith to the City of Corning Recreation Commission.

City Manager Kristina Miller presented this item and City Clerk Lisa Linnet stated that Mr. Smith had previously served as a member of the Recreation Commission.

Commissioner Snow moved to recommend the appointment of Blaine Smith to the City's Recreation Commission effective immediately to fill the vacant term which expires on June 30, 2023. Councilor Demo seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Oppose: None. Motion was approved by a 5-0 vote.**

17. Approve and authorize the City Manager to sign and send the two League of California Cities recommended COVID-19 related letters;

- a. **Supporting \$500 billion in direct/flexible federal assistance to local governments of all sizes to sustain core resident services and to support public health & economic recovery; and**
- b. **Opposing SB 1383 which requires employers (public/private), with 5 employees to provide 12-weeks protected leave yearly; threatens employers with litigation for unintentional mistakes.**

Presented by City Manager Kristina Miller who stated that the City has sustained significant revenue losses which are not covered under the CARES ACT. She also stated that although she believes SB

1383 is well intended, it is very poor timing for something like this to be put forth, it is a very sensitive time for businesses. The City Attorney stated that the letters need to be voted on separately.

- a. Councilor Snow moved to approve and authorize the City Manager to sign and send the League of California Cities recommended letter supporting \$500 billion in direct/flexible federal assistance to local governments of all sizes to sustain core resident services and to support public health & economic recovery. Councilor Demo seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Oppose: None. Motion was approved by a 5-0 vote.**
- b. Councilor Burnett moved to approve and authorize the City Manager to sign and send the League of California Cities recommended letter opposing SB 1383 unless amended, which requires any employer, public/private, with only 5 employees to provide 12-weeks of protected leave each year and threatens them with litigation for any unintentional mistake. Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Oppose: None. Motion was approved by a 5-0 vote.**

K. ITEMS PLACED ON THE AGENDA FROM THE FLOOR: Extension of the City Pool Opening was added under "Regular Agenda" above unanimously by a 5-0 vote of the City Council.

Snow: Heard that a new business (East coast Pub) is coming to town. He hopes the Community will support them.

Valerio: Olive Festival is moving forward with changes. More information will be provided at the next meeting.

Demo Reported on the Landfill JPA and there move forward in relation to organics; they still need to find a disposal site. City Manager Miller stated one of the challenges stems from the fact that they are still completing and updating regulations.

Burnett: Yesterday was the Corning Recreation District class at the Senior Center; they have decided to do three classes in the fall.

Hatley: Nothing.

L. ADJOURNMENT!: 7:43 p.m.

Lisa M. Linnet