



**CITY OF CORNING
SPECIAL CITY COUNCIL
CLOSED SESSION MINUTES
TUESDAY, JANUARY 12, 2021
CITY COUNCIL CHAMBERS
794 THIRD STREET**

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

A. CALL TO ORDER: 6:00 p.m.

B. ROLL CALL:

Council:

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

Mayor:

All members of the City Council were present except Councilor Demo.

C. PUBLIC COMMENTS:

D. REGULAR AGENDA:

1. CONFERENCE WITH LOCAL OFFICIALS:

COVID-19 (State of California Executive Order N-84-20)

2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION, Pursuant to Government Code 54957.

Title: City Manager.

E. ADJOURN TO REGULARLY SCHEDULED CITY COUNCIL MEETING AND REPORT ON CLOSED SESSION: 6:35 p.m. Council met in closed session and gave direction to City Staff.

Lisa M. Linnet, City Clerk



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**Dave Demo
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Mayor:

All members of the City Council were present except Councilor Demo.

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

D. INVOCATION: Led by Councilor Burnett.**E. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, PRESENTATIONS:**

1. **PROCLAMATION: January 2021 National Stalking Awareness Month.** Maggie Michael, Empower Tehama Domestic Violence Victims Advocate was present to accept the Proclamation.
2. **PROCLAMATION: January 2021 Human Trafficking Prevention and Awareness Month.** Maggie Michael, Empower Tehama Domestic Violence Victims Advocate was present to accept the Proclamation.
3. **COVID-19 Update by City Manager.**

City Manager Kristina Miller stated that cases are continuing to increase, however on a positive note, vaccinations are beginning to be distributed. She encouraged social distancing and wearing masks.

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:

Public Works Consultant Robin Kampmann gave an update on the transfer switch at the Wastewater Treatment Plant that has been disabled as a result of the recent power outages. She stated that Staff is working on replacing the switch however it is 10-16 weeks out. The plant is currently operating on manual switch during the interim.

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.

4. **Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.**
5. **Waive the reading and approve the Minutes of the following meetings with any necessary corrections:**
 - a. **December 8, 2020 City Council Meeting;**
 - b. **December 15, 2020 Special City Council Meeting; and**
6. **January 6, 2020 Claim Warrant in the amount of \$245,991.24.**
7. **January 6, 2021 Business License Report.**
8. **December 2020 Wages & Salaries: \$508,959.04.**
9. **December 2020 Treasurer's Report.**
10. **December 2020 Building Permit Valuation Report in the amount of \$309,303.**
11. **December 2020 City of Corning Wastewater Operations Summary Report.**
12. **Clarification of JPA Representative for 2021.**

Councilor Valerio moved to approve Consent Items 4-12; Councilor Burnett seconded the motion. **Ayes: Snow, Burnett, Hargens, and Valerio. Absent: Demo. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Demo absent.**

H. ITEMS REMOVED FROM THE CONSENT AGENDA: None.

I. PUBLIC HEARINGS AND MEETINGS: None

J. REGULAR AGENDA:

13. **Ordinance 695, an Ordinance amending Chapters 8.08, 8.14, and 8.25 to Title 8 of the Corning Municipal Code creating a Nuisance Abatement Process. (First Reading and Introduction)**

Presented by City Attorney Collin Bogener who stated that the City is attempting with this Ordinance to clean up the City's current abatement process. Currently the abatement process is cumbersome and addressed in 3 separate sections of the Municipal Code. He explained that this Ordinance will eliminate Chapters 8.08, 8.14 and 8.25 and replacing it with this Ordinance which will define a public nuisance and the process to abate all in one section. Mr. Bogener then explained the process outlined in the proposed Ordinance. He stated that the proposed

Ordinance also breaks down the process into 3 actions: (1) Noticing property owner; (2) If it is not abated the City steps in and abates the nuisance; and lastly (3) Addresses the City's cost recovery of expenses incurred for abatement. Mr. Bogener also explained how this Ordinance addresses noise nuisances that are determined by law enforcement and unreasonable noise, which can allow Officers to cite offenders.

Councilor Burnett moved to introduce for first reading, Ordinance 695, an Ordinance of the City of Corning amending Chapters 8.08, 8.14, and 8.25 to Title 8 of the Corning Municipal Code revising the nuisance abatement process; approve Summary Ordinance 695 for publication purposes; and direct the City Clerk to read the Ordinance by title only. Councilor Hargens seconded the motion. **Ayes: Snow, Burnett, Hargens, and Valerio. Absent: Demo. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Demo absent.**

14. Agreement with the Paskenta Band of Nomlaki Indians for the City to provide Independent Contractor Services to the Tribe for the implementation of the Corning Recreation Program.

Presented by City Manager Kristina Miller who stated that the City has been approved for a fourth year (final year, stating that she knows for sure this is the final year as the Promise Grant ends after this last year). She stated that after this year, the Recreation Programs will be funded by the General Fund.

Councilor Burnett moved to approve Agreement for City to provide Independent Contractor Services to the Paskenta Band of Nomlaki Indians as it relates to the awarded United States Department of Education Grant, PR/AWARD No. U215B160003-16B in the amount of \$75,000; and authorize the City Manager to sign all associated documents. Councilor Valerio seconded the motion. **Ayes: Snow, Burnett, Hargens, and Valerio. Absent: Demo. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Demo absent.**

15. Authorize Payment for Invoice 20-206658-2 in the amount of \$27,938.50 under Task Order "A" to Armstrong Consultants, Inc.

Presented by Public Works Consultant Robin Kampmann who stated that this is for the Airport Fencing, which is all complete with the exception of the electric gate. She stated that this is grant funded and we should have received direct payment to the City today. Audience member Julie Johnson asked if the remaining side of the Airport is to be fenced; she was informed not at this time as it would not be covered by grant funds.

Councilor Burnett moved to authorize payment for invoice 20-206658-2 in the amount of \$27,938.50 under Task Order "A" to Armstrong Consultants, Inc. Councilor Valerio seconded the motion. **Ayes: Snow, Burnett, Hargens, and Valerio. Absent: Demo. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Demo absent.**

16. Approve Construction Payment Request #1 in the amount of \$153,984.00 to arrow fencing for the 2020 Corning Airport Fence Project.

Presented by Public Works Consultant Robin Kampmann. Mayor Snow confirmed that this is the same company providing the gate installation and asked when the gate is expected to be installed. Mrs. Kampmann stated it is expected the week of January 26th.

Councilor Burnett moved to approve construction payment request #1 in the amount of \$153,984 less the 10% retention of \$15,398.40 and issue payment in the amount of \$138,585.60 from account 620-9195-3500 to arrow fencing for the 2020 Corning Airport Fence Project. Councilor Valerio seconded the motion. **Ayes: Snow, Burnett, Hargens, and Valerio. Absent: Demo. Abstain/Opposed: None. Motion was approved by a 4-0 vote with Demo absent.**

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

L. COMMUNICATIONS, CORRESPONDENCE, AND INFORMATION: None

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

Demo: Absent.

Burnett: Nothing

Hargens: Nothing, except that she is back at work.

Valerio: Nothing

Snow: Nothing.

N. ADJOURNMENT!: 7:05 p.m.

Lisa M. Linnet, City Clerk