



**CITY OF CORNING
SPECIAL CITY COUNCIL
CLOSED SESSION AGENDA
TUESDAY, JANUARY 26, 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: 6:15 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.

C. PUBLIC COMMENTS: None.

D. REGULAR AGENDA:

**1. CONFERENCE WITH LEGAL COUNSEL – Existing Litigation (§ 54956.9.)
One Case:**

Name of Case: (People v. Bucky Lee, Inc., Case No. 19CR-002563)

E. ADJOURN TO REGULARLY SCHEDULED CITY COUNCIL MEETING AND REPORT ON CLOSED SESSION: 6:30 p.m., Mayor Snow reported that Council gave Staff direction.

Lisa M. Linnet, City Clerk



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

B. ROLL CALL:

Council:

**Dave Demo
Karen Burnett
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Robert Snow**

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. Update on COVID-19 by City Manager Kristina Miller.

City Manager Miller briefed the Council on the status of COVID-19 within the County. She stated that currently there is a decline in cases and the State has stopped the Stay-at-Home Order. She provided information on vaccine availability and number of vaccinations issued within the County.

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:

Blaine Smith, 1521 Fig Lane addressed the Council regarding the issue of drivers speeding on Fig Lane, or as he calls it Corning's Drag Strip, between Houghton Avenue and Sixth Street. He suggested establishing a community-based Speed Awareness Program to reduce speeding on City Streets.

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 following meetings:**
 - a. **December 22, 2020 Special City Council Closed Session, Special Joint City Council/Planning Commission Meeting, and Regular City Council Meeting.**
 - b. **January 12, 2021 Closed Session and Regular City Council Meeting.**
4. **January 20, 2021 Claim Warrant in the amount of \$483,800.62.**
5. **January 20, 2021 Business License Report.**
6. **Approve Letter of Support for the Tehama County Transportation Commission's Sustainable Transportation Planning Grant Application to develop a Public Mobility Incident Response Plan.**
7. **Ordinance No. 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. (Second Reading and Adoption.**

Councilor Hargens requested pulling Consent Item No. 7 for further discussion and clarification on how it relates noise issues. Councilor Valerio moved to approve Consent Items 2-6; Councilor Demo seconded the motion. **Ayes: Snow, Demo, Burnett, Hargens, and Valerio. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

H. ITEMS REMOVED FROM THE CONSENT AGENDA:

7. **Ordinance No. 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. (Second Reading and Adoption.**

Presented by City Attorney Collin Bogener who explained how this Ordinance will address noise as a nuisance. He stated that he had discussed this with Staff, specifically the Police Chief and also compared this Ordinance to that currently utilized in Anderson and Redding with success. Councilor Hargens stated her concern that this will be hard for the public to find. City Manager Miller stated that this is referenced in the Minutes of the Meetings, placed on the City's website, and will be included in the City's Municipal Code. Chief Fears asks if this could be highlighted specifically in its own section of the Municipal Code so that it will be easier for the public to find within the document. City Attorney Bogener stated that some changes could possibly be made without readvertising, and possibly move to it to a subsection "r" to make it clearer for the public to locate within the Municipal Code. He stated that he will confirm whether it is legally required to bring this back before Council for a third time; if it is determined it is necessary, it will be brought back to Council at the next meeting.

Councilor Demo moved to accept for second reading and adoption, 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 Burnett seconded the motion. , approved by a 5-0 vote. **Ayes: Snow, Demo, Burnett, Hargens, and Valerio. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

I. PUBLIC HEARINGS AND MEETINGS:

8. Public Hearing: Consideration of Potential Programs for inclusion in the State Community Development Block Grant Coronavirus Aid, Relief, and Economic Security Act (CDBG-CV-2/3) Application.

Presented by City Manager Miller. She stated that the California State Department of Housing and Community Development (HCD) published a Notice of Funding Availability (NOFA) for Community Development Block Grant Coronavirus Aid, Relief, and Economic Security (CDBG-CV1) funds on June 5, 2020 for \$18.7 million in funding. The City has already made application for CV1 Funds for the Council allocated Business Assistance Program and is awaiting our contract to begin implementation. A maximum of two (2) additional activities will be allowed under this application cycle. Each activity must expend all funds within 24 months of the contract execution. If desired, the City may allocate additional funding to the Business Assistance Program awarded under the CV1 funding contract.

Additional funding has been made available to the Department and will be allocated to the Cities and Counties; the NOFA was released in late December. The State has received a total of \$113,263,490 in CV2, and \$18,031,478 in CV3 funding, the City of Corning has been allocated \$281,839. Therefore, the City has the opportunity to apply for another two rounds to the tune of the \$281,839 that has been allocated to the City.

City Manager Miller informed the Council of the various opportunities for these COVID Grants however she stated that the process is very administratively onerous/difficult. She stated that she is looking for a Consultant to provide the administrative work associated with the grant however to date she has not found one. She further stated that in preparation for obtaining the grant funds, the City is required to obtain public comment regarding types of funding needed, etc. The City has sought comments utilizing social media and received very little response, and as this is a public hearing to obtain comments, we have very few people present tonight, possibly due to the weather. She listed the options for use of these funds and stated she recommends utilizing it to help pay for resident/business water, sewer and PG&E debts incurred to date as a result of the COVID Pandemic. Ms. Miller announced that the City has to date incurred over \$100,000 in bad debt for City utilities. Utilizing the funds in this manner could be beneficial to not only our citizens, but the City as well. She also stated it could be used for business assistance similar to what has been previously done.

The Public Hearing was opened at 7:01 p.m.; Councilor Hargens asked if the water/sewer debt could be assisted through the Community Action Agency. City Manager Miller stated that the Community Action Agency has a limited amount of funds and most likely cannot cover the \$100,000. Ms. Miller also alluded to the fact that because of this water/sewer debt, the City cannot meet the requirements of our water/sewer refinancing contract covenant; the City may be required to raise City water/sewer rates. With no further comments, the Public Hearing was closed at 7:06 p.m.

By Council Consensus, they directed funding received under CV2 and CV3 to go towards:

- Utility Payment Assistance;
- Business Technical Debt Assistance; and
- Utilize the full 13% allowed for administration costs.

City Manager Miller announced that the Grant Application is due Feb. 12th and therefore may need to schedule a special meeting to approve the associated Resolution.

J. REGULAR AGENDA: None.

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).

Snow: Attended his first TCTC meeting and reported that they will be applying for a CEQA Study Grant. Stated he had attended the Chamber of Commerce Board meeting the other night and swore in their new officers. He also stated he attended a Cemetery District Board Meeting.

Valerio: Attended the Chamber of Commerce Meeting. Announced that they are planning on holding their Installation Dinner on Saturday, March 27th at 5 pm if allowed and that it will be held at the Corning Veterans Hall.

Demo: Nothing

Burnett: Went on a tour of the Tehama County Landfill and will attend her first JPA meeting on the 4th.

Hargens: Announced that she had participated in a Zoom Meeting for the Tripartite Board and stated it was interesting. They have a lot of masks and sanitizer available.

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

Lisa M. Linnet, City Clerk