



**SPECIAL CITY COUNCIL MEETING
OF THE
CITY OF CORNING**

**TUESDAY, MARCH 23, 2021 AT 5:00 P.M
LOCATION: City Hall Council Chambers
794 Third Street
Corning, CA**

A. CALL TO ORDER: 5:00 p.m.

B. ROLL CALL:

City Council:

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

All members of the City Council were present.

C. PUBLIC COMMENTS: None

D. INSTRUCTION & PRESENTATION BY CITY ATTORNEY:

- 1. Information for New Council and Commission Members (Brown Act, City Council/Commission Meeting Procedures, Rosenberg's Rules of Order, and Conflict of Interest, etc.)

E. ADJOURNMENT!: 6:00 p.m.



**CITY OF CORNING
SPECIAL CITY COUNCIL
CLOSED SESSION AGENDA
TUESDAY, MARCH 23, 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.

C. PUBLIC COMMENTS:

D. REGULAR AGENDA:

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

One Case:

- 1) Name of Case: City of Corning v. Trent Construction, et al. Case No.: CV24394

- E. **ADJOURN TO REGULARLY SCHEDULED CITY COUNCIL MEETING AND REPORT ON CLOSED SESSION:** 6:30 p.m. Mayor Snow stated that direction was provided to Staff regarding mediation.



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- A. **CALL TO ORDER:** 6:30 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. **PLEDGE OF ALLEGIANCE:** Led by the City Manager

- D. **INVOCATION:** Led by Councilor Burnett.

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

1. **Presentation:** City of Corning 2020 Annual Update and Office of Planning and Research Report by Planner 1 Christina Meeds.

- F. **PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:**

A Colusa Street resident addressed the City Council informing them of issues occurring in his neighborhood, specifically at one residence and stated that he had a person from this area come to his door selling drugs. He stated that the Police Department has responded and been helpful and he requested Code Enforcement action be taken.

Diane Ramirez of Waste Management/Corning Disposal addressed the Council to mind the Community of the new garbage billing process and explaining that Waste Management/Corning Disposal bills quarterly in advance, unlike the City's prior monthly billing process in arrears. The new billing cycle will begin April 1st and there will be no late fees/penalties during the first six (6) month transition period.

Ms. Ramirez also spoke on behalf of Empower Tehama stating that they are seeking a better location for meeting. She explained that currently they have been offered shared space at Dignity Health, however they wish to find a singular space to utilize.

An audience member spoke on behalf of the Corning Manta Rays Swim Team. He was advised to schedule a time to speak with the City Manager to discuss this further.

- G. **CONSENT AGENDA:**

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 of March 9, 2021 City Council Meeting with any necessary corrections.**
4. **March 17, 2021 Claim Warrant in the amount of \$295,783.65.**
5. **March 2021 Business License Report.**

Councilor Valerio moved to approved Consent Items 2-5. Councilor Demo seconded the motion.
Ayes: Snow, Demo, Burnett, Hargens and Valerio. Abstain/Absent/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. Adopt Resolution 03-23-2021-01 a correction of the previously approved Resolution authorizing submittal of the Local Early Action Planning (LEAP) Grant Application to the California Department of Housing and Community Development (H&CD) and authorizing the City Manager to execute all associated documents/Agreements.**

Presented by City Manager Kristina Miller who stated that although the Council had already approved the Resolution, the State has asked for approval of the revised language.

Councilor Demo moved to adopt Resolution No. 03-+23-20201-01 approving an application to the California State Department of Housing and Community Development for Leap Funding and authorizing the City Manager to execute all associated documents and Agreements. Councilor Burnett seconded the motion. **Ayes: Snow, Demo, Burnett, Hargens and Valerio. Abstain/Absent/Opposed: None. Motion was approved by a 5-0 vote.**

- 7. Authorize payment for Invoice 21-206658-2 in the amount of \$6,640 under Task Order "A" to Armstrong Consultants, Inc. for the 2020 Airport Fence Project.**

Presented by Public Works Consultant Robin Kampmann who stated that if approved, this will be the final payment to Armstrong Consultants, Inc. for the fencing project at the Airport.

Councilor Burnett moved to authorize payment for Invoice 21-206658-02 in the amount of \$6,640 under Task Order "A" to Armstrong Consultants, Inc. Councilor Demo seconded the motion. **Ayes: Snow, Demo, Burnett, Hargens and Valerio. Abstain/Absent/Opposed: None. Motion was approved by a 5-0 vote.**

- 8. Accept Notice of Completion and authorize Retention Release in the amount of \$20,453.52 to Arrow Fencing for the 2020 Corning Airport Fence Project.**

Presented by Public Works Consultant Robin Kampmann who stated that this is in conjunction with the previous request relating to the Airport Project. She stated that Staff is seeking Council approval of the Notice of Completion and authorization to record and file the document with the Tehama County Clerk and Recorder, and release of the retention funds being held within the 35 days from file and recording date as specified.

Councilor Demo moved to accept the Notice of Completion and authorize filing with Tehama County for recording and authorize the release of Retention Funds in the amount of \$20,453.52 35-days after the Notice of Completion has been filed. Councilor Burnett seconded the motion. **Ayes: Snow, Demo, Burnett, Hargens and Valerio. Abstain/Absent/Opposed: None. Motion was approved by a 5-0 vote.**

- 9. Award the 2021-03 City Street Tree Pruning in City's Southwest Quadrant to West Coast Arborists, Inc. in the amount of \$140 per tree; authorize appropriation of \$5,000 from the City's General Fund Reserves; and authorize the City Manager to execute the Contract.**

Presented by Public Works Consultant Robing Kampmann who stated that the City received only one bid as presented. The bid received was higher than the bid received in 2019/20, therefore Staff is requesting the appropriation of the additional funds. Jerry Lequia reported a tree on Highway 99W at Tehama Street that is half down and a potential liability; Mrs. Kampmann stated she will have Public Works investigate.

Councilor Demo moved to award the Bid for the 2021-03 City Street Tree Pruning in the southwest quadrant to West Coast Arborists Inc. in the amount of \$140 per tree; approve appropriation of \$5,000 from the City's General Fund Reserves to Fund 111-8002-3000 Tree Pruning/Public Works Streets; and authorize the City Manager to execute the Contract. Councilor

Valerio seconded the motion. **Ayes: Snow, Demo, Burnett, Hargens and Valerio. Abstain/Absent/Opposed: None. Motion was approved by a 5-0 vote.**

10. Adopt Ordinance 694, an Ordinance adopting the City of Corning Zoning Code Update.

Presented by Planner 1 Christina Meeds who stated that a Joint Meeting was held with the City Council and Planning Commission to present the Zoning Code Update. Mayor Snow announced that primarily the changes made in the update were driven by State Law.

Councilor Demo moved to accept for first reading Ordinance 694, an Ordinance of the City of Corning amending Title 17 (Zoning) by repealing and replacing in their entirety the following Sections of the Zoning Code: 17.04, 17.06, 17.08, 17.10, 17.12, 17.14, 17.16, and 17.51, and adding new Sections addressing "Multi-Family Residential Objective Design and Development Standards", Accessory Dwelling Units", and "Reasonable Accommodation", and approve Ordinance Summary for publication. Councilor Burnett seconded the motion. **Ayes: Snow, Demo, Burnett, Hargens and Valerio. Abstain/Absent/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: City Councilmembers will report on attendance at conferences/meetings reimbursed at City expense (Requirement of Assembly Bill 1234).

Demo: Reported on his attendance at the Tehama County Transportation Commission Meeting. He stated that they will be repairing Highway 99 w from City Limits to the Glenn County Line, and from South Main to Gyle Road in Red Bluff.

Burnett: No meetings to report. She stated that there was a small emergency at the Senior Center and the Corning Volunteer Fire Department responded and did a great job.

Hargens: Reported on her attendance at the Tripartite Board Zoom Meeting and stated that she attended the Asian Gardens Grand Opening.

Valerio: Announced that the Corning Chamber of Commerce Installation Dinner is scheduled for May 22, 2021 at 5 p.m.

Snow: Reported that he and Vice Mayor Demo also attended the Grand Opening of the Asian Gardens Restaurant. He also reported that he attended a meeting with the Nomlaki Tribe regarding partnership for a perspective future event. He also stated that hopefully by mid-April the Casino should have their new restaurant open.

City Manager Miller stated that we may be able to utilize the recent COVID Funding for installing water/sewer service lines to the west side of I-5.

N. ADJOURNMENT!: 7:20 p.m.

Lisa M. Linnet, City Clerk