



**CITY OF CORNING
CITY COUNCIL MEETING MINUTES
TUESDAY, NOVEMBER 10, 2020
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: 6:30 p.m.

B. ROLL CALL:

Council:

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

Mayor:

All members of the Council were present.

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

D. INVOCATION: Led by Councilor Burnett.

E. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, PRESENTATIONS:

1. COVID-19 Update by City Manager.

City Manager Kristina Miller provided a brief update on the current numbers of positive cases, those in isolation, hospitalizations, deaths, and those recovered. She also emphasized the need for everyone to wear masks, if meeting with others outside of your household, please do so in small numbers, meet outside and please social distance.

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:

Fire Chief Tom Tomlinson: Reported that the Volunteer Fire Department, although not able to do door to door fundraising this year due to COVID-19, has received a number of donations towards their Christmas baskets. The response in light of the situation has been great.

Diana Rameriz, Waste Management/Corning Disposal representative: Addressed the City Council regarding their Service Agreement with the City stating that Waste Management has been providing services to the City for the past 14 months without an Agreement. She stated that the delay in approving the Agreement is causing delays in benefits to the citizens of Corning. She requested that the proposed Agreement be brought before the City Council at the next meeting.

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 of the following meetings with any necessary corrections:

- a. October 23, 2020 Special City Council Meeting; and
- b. October 27, 2020 Regular City Council Meeting

4. November 4, 2020 Claim Warrant in the amount of \$294,334.55.

5. November 4, 2020 Business License Report.

6. October Wages & Salaries: \$374,169.52.

7. October 2020 Treasurer's Report.

8. October 2020 Building Permit Valuation Report in the amount of \$364,868.

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9. October 2020 City of Corning Wastewater Operations Summary Report.

Councilor Valerio moved to approve Consent Agenda Items 2-8; 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:

10. Ordinance No. 691, an Ordinance amending Title 17 Zoning of the City of Corning Municipal Code to Rezone Assessor Parcels No. 073-260-022 and 073-260-023 from R-1-8000 to R-1-4000 Single Family Residential. (Introduction and First Reading)

This was presented by Planner 1/Recreation Coordinator Christina Meeds who stated that both Ordinance 691 and 692 are associated with Tentative Maps already approved by the City Council, that for zoning purposes the two associated Ordinance (691 & 692) must be approved to codify the change in zoning. Mayor Hatley opened the Public Hearing at 6:42 p.m.; with no comments the Public Hearing was closed at 6:43 p.m.

Councilor Burnett moved to approve the 8 Legal Findings and Factual Subfindings; the 45 Conditions of Approval, and adopt Ordinance 691, an Ordinance to amend Title 17 Zoning of the City of Corning Municipal Code, incorporating Rezone 2020-03 for Assessor Parcel No's. 073-260-022 & 073-260-023 for first reading. Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

11. Ordinance No. 692, an Ordinance amending Title 17 Zoning of the City of Corning Municipal Code to Rezone Assessor Parcel No. 073-120-018 from R-1-8000 to R-1-4000, Single Family Residential. (Introduction and First Reading)

Planner 1/Recreation Coordinator Christina Meeds presented this item. Mayor Hatley opened the Public Hearing at 6:44 p.m.; with no comments the Public Hearing was closed at 6:44 p.m.

Councilor Demo moved to approve the 9 Legal Findings and 8 Factual Subfindings; the 52 Conditions of Approval, and adopt Ordinance 692, an Ordinance to amend Title 17 Zoning of the City of Corning Municipal Code, incorporating Rezone 2020-02 for Assessor Parcel No. 073-120-018 for first reading. Councilor Burnett seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

J. REGULAR AGENDA:

12. Seek approval of an exemption to allow property owner to remove a City Palm Tree at 911 Butte Street.

This item was presented by Public Works Consultant Robin Kampmann who stated that Staff had received the request to be allowed to remove the City Palm Tree located at 911 Butte Street. Although it has been City Policy not to remove/allow removal of City trees that are not diseased, dead, or hazardous, staff is recommending an exemption in this case. The preexisting Palm Tree hinders larger trucks from accessing his business because of his angled driveway. The driveway is angled due to the location of the Palm Tree.

Councilor Snow moved to approve the exemption to the City's General Practice regarding street trees to allow Mr. Boles to remove the preexisting Palm Tree, at his own expense, in front of his business at 911 Butte Street. Councilor Demo seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

13. Approve Livestock Grazing Lease Amendment #2 with Norman D. Oilar to extend Lease an additional 5-years beginning January 1, 2021, set annual Lease amount at \$1,338 per year payable each year in advance on the last day of December, and authorize the City Manager to sign the Lease Agreement on behalf of the City.

This item was presented by Public Works Consultant Robin Kampmann who stated that the initial Grazing Lease was approved in 2010. One purpose for the Lease was to control vegetation and thereby reduce the wildland fire potential from the open space “land use buffer areas” that surround the airport. The grazing eliminates the need for Public Works personnel to mow throughout the spring/summer months. The Lease affects about 150 acres, is for a term of 5 years at an annual cost of \$1,338, with extensions by mutual agreement. This Amendment would extend the Lease for an additional five years starting January 1, 2021. The Lease amount is consistent with the value of between \$7 to \$13 per acre per the Agriculture Department.

Councilor Burnett moved to approve the attached Amendment #2 for the Livestock Grazing Lease with Mr. Norman D. Oilar and authorize the City Manager to sign the Lease Agreement on behalf of the City. Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

14. Approve Agreement for School Resource Officer between the City and Corning Union High School District.

This item was presented by City Manager Kristina Miller. She stated that the only change from the previous Agreement is in compensation as a result of, and to comply with the last Memorandum of Understanding (MOU) with the City’s Public Safety Bargaining Unit.

Councilor Demo moved to approve proposed Agreement between the City and Corning Union High School District for School Resource Officer (SRO) services beginning September 1, 2020 and terminating on June 30, 2021. Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

15. Approve waiver to allow Holiday Boutique/Craft Sale at 1890 North Street from November 7th through December 20, 2020.

Presented by Planner I Christina Meeds who confirmed that the applicant was present. Ms. Meeds stated that due to COVID-19 the Ms. Byers is unable to attend Craft Fairs to sell her crafts as she normally does. Ms. Byers has contacted and obtained direction from the County Health Officer as to how to operate the proposed Holiday Boutique/Craft sale safely. The Zoning of her residence does not allow this use which is why she is requesting this waiver. Both the City Manager and City Attorney stated this is being requested due to COVID-19 and if allowed, only four people at a time will be allowed in her garage for the Boutique/Craft Sale.

Councilor Snow moved to approve the temporary waiver of the restriction listed in the City Municipal Code Sections 5.40 and 17.06.270, and permit Linda Byers to sell retail crafts from her home at 1890 North Street from November 7th through December 20, 2020. Councilor Valerio seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

16. Adopt Resolution 11-10-2020-01 authorizing the submittal of applications to the Department of Resources Recycling and Recovery Beverage Container Recycling City/County Payment Program and Related Authorizations.

Presented by City Manager Kristina Miller who stated that the City of Corning is very fortunate that Tehama County ensures that the City is in compliance with regulations. She then presented some of the various compliance regulations. She concluded by stating that in past years this was brought before the Council each year for authorization, however the State now allows it to be approved in five-year intervals.

Councilor Demo moved to approve Resolution No. 11-10-2020-01, a Resolution of the City of Corning Authorizing the Tehama County Solid Waste Management Agency to submit a Regional Application to the Department of Resources, Recycling, and Recovery for a Fiscal Year 2020/21 Beverage Container Recycling City/County Payment Program; and authorize the City Manager or her designee as having “Signature Authority” to execute all documents necessary to implement

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

17. Approve and authorize installation and purchase of fabricated modification from MTECH in the amount of \$35,870 to covert Fire Chief's Ford F-250 into a mini attack truck.

Presented by Fire Chief Tom Tomlinson who stated that it should state an F-350, not F-250 in the title. Chief Tomlinson informed Council that with this addition, the total cost of the truck will fall within the amount allotted in the budget. He further stated that this will include lights and sirens, a 200-gallon water tank and a hose reel. Councilor Snow confirmed that this includes a warranty for maintenance of items provided.

Councilor Snow moved to approve the purchase, fabrication and installation from MTECH in the amount of \$35,870 pursuant to Municipal Code 3.12.082 exceptions from purchasing procedures A.2 & A.3 attached; and authorize the Fire Chief to proceed with the fabrication and installation of the necessary equipment for truck modifications; and authorize payment to MTECH in the amount of \$35,870 from fund 076-9500-2301, Vehicle Replacement/Fire Capital Replacement upon completion of the project. Councilor Demo 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: City Councilmembers will report on attendance at conferences/meetings reimbursed at City expense (Requirement of Assembly Bill 1234).

Snow: Just waiting for the final report on the City's Elections.

Valerio: Announced that the drive through Hometown Christmas Parade will be on Saturday, December 5th from 6 p.m. to 8 p.m.

Demo: None

Burnett: None

Hatley: None

N. ADJOURNMENT!: 7:06 p.m.

Lisa M. Linnet, City Clerk