



**SPECIAL CITY COUNCIL
CLOSED SESSION AGENDA
TUESDAY, NOVEMBER 23, 2021
CITY COUNCIL CHAMBERS
794 THIRD STREET**

The City of Corning welcomes you to our meetings, which are regularly scheduled for the second and fourth Tuesdays of each month. Your participation and interest is encouraged and appreciated.

In compliance with the Americans with Disabilities Act, the City of Corning will make available to members of the public any special assistance necessary to participate in this meeting. The public should contact the City Clerk's office (530/824-7033) to make such a request. Notification at least 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

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:

The **Brown Act** requires that the Council provide the opportunity for persons in the audience to briefly address the Council on the subject(s) scheduled for tonight's closed session. Is there anyone wanting to comment on the subject(s) the Council will be discussing in closed session? If so, please come to the podium, identify yourself and give us your comments.

C. PUBLIC COMMENTS:

D. REGULAR AGENDA:

1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS Pursuant to Government Code § 54956.8

**Property: APN: 071-131-001-000
Agency Negotiator: Kristina Miller, City Manager
Negotiating Parties: City and adjacent property owner.
Under Negotiation: Terms of use of the property.**

E. ADJOURN TO REGULARLY SCHEDULED CITY COUNCIL MEETING AND REPORT ON CLOSED SESSION:



**CITY OF CORNING
CITY COUNCIL AGENDA
TUESDAY, NOVEMBER 23, 2021
CITY COUNCIL CHAMBERS
794 THIRD STREET**

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

THE CITY OF CORNING IS AN EQUAL OPPORTUNITY PROVIDER AND EMPLOYER

B. ROLL CALL:

Council:

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

Mayor:

The **Brown Act** requires that the Council provide the opportunity for persons in the audience to briefly address the Council on the subject(s) scheduled for tonight's closed session. Is there anyone wanting to comment on the subject(s) the Council will be discussing in closed session? If so, please come to the podium, identify yourself and give us your comments.

C. PLEDGE OF ALLEGIANCE: Led by the City Manager

D. INVOCATION: Led by Councilor Burnett.

E. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, PRESENTATIONS:

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:

G. CONSENT AGENDA:

1. Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.
2. Waive the reading and approve the Minutes of November 9, 2021 Closed Session and Regular City Council Meeting with any necessary corrections.
3. November 17, 2021 Claim Warrant in the amount of \$273,641.87.
4. November 17, 2021, 2021 Business License Report.
5. Authorize payment for Invoice 21-216745-04 in the amount of \$20,732.40 under Task Order "B"; and 21-216746-03 in the amount of \$4,440 under Task Order "C" to Armstrong Consultants, Inc. for professional services for the Airport Master Plan.
6. Approve waiver of Recreational Use Fees for a Co-Ed Softball Tournament Fundraiser February 12-13, 2022 to benefit the Corning High School Softball Team.
7. Adopt Ordinance No. 696, an Ordinance adopting Chapter 8.21 of the Corning Municipal Code for mandatory organic waste disposal reduction. (2nd Reading & Adoption)
8. Approve cancellation of the December 28, 2021 regularly scheduled City Council Meeting due to the Holidays.

H. ITEMS REMOVED FROM THE CONSENT AGENDA:

I. PUBLIC HEARINGS AND MEETINGS: None.

J. REGULAR AGENDA:

9. Request City Council direction on tennis court resurfacing or replacement at Clark Park and Northside Park.
10. Approve one-year Building Consultant Contract to provide building inspection, code enforcement, and plant review services to the City.

K. ITEMS PLACED ON THE AGENDA FROM THE FLOOR:

L. COMMUNICATIONS, CORRESPONDENCE AND INFORMATION:

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:

Burnett:

Hargens:

Valerio

Snow:

N. ADJOURNMENT!:

POSTED: FRIDAY, NOVEMBER 19, 2021

THE CITY OF CORNING IS AN EQUAL OPPORTUNITY PROVIDER AND EMPLOYER



**CITY OF CORNING
CITY COUNCIL MEETING MINUTES
TUESDAY, NOVEMBER 9, 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:** 6:30 p.m.

B. **ROLL CALL:**

Council: Dave Demo
Karen Burnett
Shelly Hargens
Jose "Chuy" Valerio
Mayor: Robert Snow

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:** None.

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

Councilman Demo asked that the City purchase 2 new programmable traffic signs and have it put on the next agenda

Councilor Hargens stated that flags are flown on main street in the City of Willows whenever a local Veteran passes away; she would like to see this done in the City of Corning.

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.

1. Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.
2. Waive the reading and approve the Minutes of the October 26, 2021 City Council Closed Session and Regular Council Meeting with any necessary corrections:
3. November 3, 2021 Claim Warrant in the amount of \$232,642.99.
4. November 3, 2021 Business License Report.
5. October 2021 Wages & Salaries: \$371,374.28.
6. October 2021 Treasurer's Report.
7. October 2021 Building Permit Valuation Report in the amount of \$426,732.
8. October 2021 City of Corning Wastewater Operations Summary Report.

Councilor Valerio moved to approve Consent Items 1-8; Councilor Burnett seconded the motion. **Ayes:** Snow, Demo, Burnett, Valerio and Hargens. **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:**

9. **Public Hearing:** Adopt Resolution 11-09-2021-01 approving the issuance of Bonds by California Statewide Communities Development Authority (CSCDA) for the Valley Terrace Apartments.

City Manager Kristina Miller presented this item stating that in order for the Bond to qualify, a public hearing must be passed. Mr. James Hamill, Managing Director of California Statewide Communities Development Authority (CSCDA) was introduced to address any questions. The Public Hearing was

opened for comment at 6:30 pm. Mr. Hamill explained the need for the Resolution in order to issue the Bonds for the Valley Terrace Apartments. He explained that the tax credits expire every 15 years, so they will probably be back again in 15 years. Councilor Demo stated he would like to see addresses put on the buildings to assist fire and police personnel when responding to incidents at the site. With no further comments the Public Hearing was closed at 6:36 p.m.

Having conducted the Tax Equity and Fiscal Responsibility Act Hearing, Councilor Demo moved to adopt Resolution 11-09-2021-01 approving the issuance of Bonds by the California Statewide Communities Development Authority in an amount not to exceed \$7,000,000 for the benefit of Highland Property Development LLC, for financing the acquisition and rehabilitation of Valley Terrace Apartments. Councilor Burnett seconded the motion. **Ayes: Snow, Demo, Burnett, Valerio and Hargens. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

J. REGULAR AGENDA: Mayor Snow announced that there will be a reorganization of the Regular Agenda and Item 11 will be addressed before item 10.

10. Adopt Ordinance No. 696, an Ordinance adopting Chapter 8.21 of the Corning Municipal Code for mandatory organic waste disposal reduction. (Introduction & 1st Reading) (Addressed 2nd under Regular Agenda.)

City Manager Kristina Miller introduced Rachel Ross-Donaldson, Tehama County Sanitary Landfill Agency Manager who presented this item. Mrs. Ross-Donaldson explained that SB 1383, signed into law in September of 2016, established methane emissions reduction targets in a statewide effort to reduce emissions of short-lived climate pollutants in some California sectors. This new law established targets to achieve a 50% reduction in the level of statewide disposal of organic waste from the 2014 level by 2020, and a 75% reduction by 2025. The law provides CalRecycle with the regulatory authority required to achieve the organic waste disposal reduction targets, and requires jurisdictions to adopt and enforce an Ordinance, or other enforceable mechanism to implement relevant provisions of the regulations. She stated that the recommended action would result in an as yet undetermined fiscal impact for the City and the Tehama County Solid Waste Management Agency related to staff time and resources involved in assessing compliance by organic waste generators. At this time, there is no additional fiscal impact to the City. Mrs. Ross-Donaldson then stated the requirements and provisions as listed in the Ordinance.

Councilor Burnett moved to waive the reading and introduce Ordinance 696, an Ordinance of the City of Corning adopting Chapter 8.21 of the Corning Municipal Code pertaining to mandatory organic waste disposal reduction within the City of Corning; approve Summary Ordinance 696 for publication purposes; and direct the City Clerk to read the Ordinance by title only. Councilor Valerio seconded the motion. **Ayes: Burnett, Valerio and Hargens. Absent/Abstain: None. Opposed: Snow and Demo. Motion was approved by a 3-2 vote with Snow and Demo opposing.**

11. Adopt Resolution 11-09-2021-02, a Resolution adopting a Recovery, and a 75% reduction by red Organic Waste Product Procurement Policy. (Addressed 1st under Regular Agenda.)

Presented by Rachel Ross-Donaldson who stated that as it relates to solid waste, SB 1383, established in 2016 sets targets to achieve a 50% reduction in the level of statewide disposal of organic waste from the 2014 level by 2020, and a 75% reduction by 2025. The law provides CalRecycle with the regulatory authority required to achieve the organic waste disposal reduction targets. As such, adopted regulations place requirements on multiple entities, including jurisdictions, residential households, commercial businesses and multi-family dwellings, edible food generators, commercial haulers, self-haulers, food recovery organizations, and food recovery services in order to support the achievement of statewide organic waste disposal reduction targets. SB 1383 regulations require jurisdictions to:

1. Beginning January 1, 2027, for jurisdictions with a rural exemption, annually procure for use or giveaway a quantity of recovered organic waste products that meets or exceeds its annual target; and

2. Beginning January 1, 2022, if fitness, quality, and cost are equal, require all departments and vendors to purchase recycled content paper products that consist of at least 30% postconsumer fiber and can be recycled.

As stated during the presentation for the previous item, although the recommended action would result in an as yet undetermined fiscal impact for the City and Tehama County Solid Waste Management Agency related to staff time and resources in compliance by departments with the Recovered Organic Waste Product Procurement Policy, at this time there is no additional City fiscal impact.

Mayor Snow asked if this target is reachable within the time constraints; City Manager Miller stated that it is possible. Councilor Demo stated he is not in favor as he believes it places an undo burden on the City's Citizens. Councilor Burnett moved to adopt Resolution 11-09-2021-02, a Resolution adopting a Recovered Organic Waste Product procurement Policy. Councilor Hargens seconded the motion. **Ayes: Snow, Demo, Burnett, Valerio and Hargens. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

12. **Accept Notice of Completion and authorize release of Retention Funds in the amount of \$16,423.45 to AIRCON ENERGY, INC. for energy related improvements to various City Facilities.**

This item was presented by City Manager Miller who stated that the City has been working with Aircon for the past 2 years and feels comfortable approving the Notice of Completion at this time.

Councilor Demo moved to accept and direct the City Manager to sign the Notice of Completion and authorize the City Clerk to file the Notice with the Tehama County Clerk for recording; and authorize the release of retention funds to aircon Energy Inc. in the amount of \$16,423.45 from the same budget line. Councilor Hargens seconded the motion. **Ayes: Snow, Demo, Burnett, Valerio and Hargens. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

13. **Authorize an additional donation and payment of \$6,000 to the Corning Senior Center to support operations during the COVID-19 Pandemic.**

Councilor Burnett recused herself due to a possible conflict of interest and left the Council Chambers.

City Manager Kristina Miller presented this item and stated that typically the City budgets \$4,000 annually to support the Senior Center. She stated that due to the Pandemic, the Senior Center has not been able to hold any of their normal fundraising activities and as a result are financially suffering. Mayor Snow clarified, if approved, this would be a one-time donation.

City Councilor Demo moved to approve a budget modification in the amount of \$6,000 from General Fund Reserves to fund account 001-6313-1600 to support the Senior Center as an operation that provides a public benefit to the community; and authorize payment in the amount of \$6,000 to the Senior Center. Councilor Hargens seconded the motion. **Ayes: Snow, Demo, Valerio and Hargens. Absent/Opposed: None. Abstain: Burnett. Motion was approved by a 4-0 vote with Burnett abstaining.**

14. **Authorize removal of approximately 15 trees from Woodson Park.**

Presented by City Manager Kristina Miller who clarified that of the 15 trees that are being suggested for removal, 9 are to prevent obstruction of security cameras, and the remaining 6 because they are dead/dying and pose a safety hazard.

Councilor Burnett moved to authorize the removal of 15 trees from Woodson Park; Councilor Demo seconded the motion. **Ayes: Snow, Demo, Burnett, Valerio and Hargens. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

15. **Approve required Dixie Fire Memorandum of Understanding (MOU) Agreement between the City of Corning and the County of Tehama to seek reimbursement of associated costs incurred by the City.**

Presented by City Manager Kristina Miller who voiced her gratitude to the Police Department Personnel that responded to provide assistance/support of the fire suppression and evacuation efforts during the

recent Dixie Fire. She stated that the proposed MOU is required to in order for the City to obtain reimbursement for the associated costs for this assistance.

City Councilor Demo moved to approve the required Dixie Fire MOU Agreement between the City of Corning and the County of Tehama to seek reimbursement of Dixie Fire costs incurred by the City and authorize the City Manager to sign the MOU on behalf of the City of Corning. Councilor Valerio seconded the motion. **Ayes: Snow, Demo, Burnett, Valerio and Hargens. 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).

Demo: Nothing to report. He encouraged attendance at the Veterans Day Parade on Thursday. Fire Department will be going door to door to obtain support for the Christmas Program.

Burnett: Reported on her attendance at the JPA Landfill Meeting.

Hargens: Nothing

Valerio: Nothing.

Snow: Nothing

City Manager Miller: Announced that the Corning Subbasin Advisory Board meeting will be held here tomorrow at 1:30pm.

Jerry Lequia: Flagpole for Veterans Hall ordered and on its way.

Chief Fears: Announced that Public Works is releasing water in the Highway 99W area and will be for some time in order to clear system.

N. ADJOURNMENT!: 7:15pm

Lisa M. Linnet, City Clerk



MEMORANDUM

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: LORI SIMS
ACCOUNTING TECHNICIAN

DATE: November 17, 2021

SUBJECT: Cash Disbursement Detail Report for the
Tuesday November 23, 2021 Council Meeting

PROPOSED CASH DISBURSEMENTS FOR YOUR APPROVAL CONSIST OF THE FOLLOWING:

A.	Cash Disbursements	Ending 11-17-21	\$	144,827.14
B.	Payroll Disbursements	Ending 11-17-21	\$	128,814.73

GRAND TOTAL \$ 273,641.87

REPORT.: Nov 17 21 Wednesday
 RUN...: Nov 17 21 Time: 15:15
 Run By.: LORI SIMS

CITY OF CORNING
 Cash Disbursement Detail Report
 Check Listing for 11-21 thru 11-21 Bank Account.: 1020

PAGE: 001
 ID #: PY-DP
 CTL.: COR

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
032016	11/09/21	FIR05	FIRST NATIONAL BANK OMAHA	418.82	211028	MAT & SUPPLIES-
032017	11/09/21	FIR11	FIRST NATIONAL BANK OMAHA	787.18	211028	SAFETY ITEMS-FIRE
032018	11/09/21	FIR13	FIRST NATIONAL BANK OMAHA	399.76	211028	MAT & SUPPLIES-BLD MAINT
032019	11/09/21	FIR16	FIRST NATIONAL BANK OMAHA	1876.43	211028	MAT & SUPPLIES-
032020	11/09/21	GAB00	GABBARD, BRYAN	105.00	211109	REC INSTRUCTOR-REC
032021	11/09/21	FIR10	FIRST NATIONAL BANK OMAHA	68.45	11082021A	COMMUNICATIONS-DISPATCH
032022	11/09/21	FIR14	FIRST NATIONAL BANK OMAHA	2826.17	11082021	TRAINING/ED-
032023	11/10/21	AIR02	AIRCON ENERGY, INC.	16423.45	RETENTION	ENERGY IMPROV-GEN CITY
032024	11/10/21	ARA02	ARAMARK UNIFORM SERVICES	90.76	000236395	MAT & SUPPLIES-BLD MAINT
				90.76	000242695	MAT & SUPPLIES-BLD MAINT
				90.76	000248920	MAT & SUPPLIES-BLD MAINT
				90.76	000254880	MAT & SUPPLIES-BLD MAINT
			Check Total.....:	363.04		
032025	11/10/21	ATT17	AT&T	69.55	211031	COMMUNICATIONS-FIRE
032026	11/10/21	BAT01	BATTERIES PLUS	107.14	P44796752	OFFICE SUPPLIES-DISPATCH
032027	11/10/21	CHI06	CHICO POWER EQUIPMENT	64.33	335848	EQUIP MAINT-
				64.00	336607	CLEANING CONTRACT-STR
			Check Total.....:	128.33		
032028	11/10/21	COR18	CORNING SENIOR CENTER	6000.00	211110	SENIOR CENTER-GEN CITY
032029	11/10/21	CYR00	CYRACOM, LLC	25.00	1401949	COMMUNICATIONS-DISPATCH
032030	11/10/21	DEP12	DEPT OF JUSTICE	853.00	541954	PROF SVCS-
032031	11/10/21	DOW01	DOWN RANGE	250.11	494976	UNIFORMS/CLOTH-POLICE
032032	11/10/21	EDD02	EMPLOYMENT DEVELOPMENT DE	190.00	L01183132	UNEMPLOYMENT INS-GEN CITY
032033	11/10/21	GRA02	GRAINGER, W.W., INC	148.59	911144578	MAT & SUPPLIES-PARKS
032034	11/10/21	LNC01	LN CURTIS & SONS	1008.76	INV540866	SAFETY ITEMS-FIRE
032035	11/10/21	MBI00	MBIAH LLC	4769.00	211104	M'BIAH LLC-REC DEPT
032036	11/10/21	MOO07	MOORE & BOGENER, INC.	3818.00	12510	CONSULT SVCS-
032037	11/10/21	NET02	NETMOTION SOFTWARE, INC.	300.00	Q200344-1	COMPUTER REPLAC-POLICE
032038	11/10/21	NOR47	NORTHSTAR	10950.00	78195	PROF SVCS-PW ADMIN
032039	11/10/21	PAC29	PACE ANALYTICAL SERVICES,	162.40	2110901	PROF SVCS-WTR DEPT
032040	11/10/21	PAY01	PAYGOV.US LLC	2101.66	843	COVID 19-FINANCE
032041	11/10/21	PGE01	PG&E	509.39	211102	ELECT-
				2203.64	211105	ELECT-
			Check Total.....:	2713.03		
032042	11/10/21	PGE04	PG&E	318.22	211102	TranspFacility-
032043	11/10/21	PGE05	PG&E	1148.20	211102	FIRE-ELECT & GAS
032044	11/10/21	QUI02	QUILL CORPORATION	124.08	20768977	OFFICE SUPPLIES-FINANCE
032045	11/10/21	RED00	RED BLUFF DAILY NEWS	560.75	6611443	PROF SVCS-PW ADMIN
				108.66	6620252	PRINT/ADVERT-CITY CLERK
				110.14	6621849	PRINT/ADVERT-CITY CLERK
			Check Total.....:	779.55		
032046	11/10/21	SEI01	SEILER, ROY R., CPA	2314.60	30407	PROF SVCS-FINANCE
032047	11/10/21	SUN13	SUN RIDGE SYSTEMS, INC	4500.00	6828	RIMS & NETMOTION UPGRADES
032048	11/10/21	TAN00	T AND S DVBE, INC.	251.80	21-3032	MAT & SUPPLIES-
032049	11/10/21	TEH15	TEHAMA CO SHERIFF'S DEPT	98.00	11082021	PROF SVCS-POLICE
032050	11/10/21	TPX00	TPX COMMUNICATIONS	705.11	149243666	COMMUNICATIONS-
032051	11/10/21	VAL07	VALLEY VETERINARY CLINIC,	27.00	741739	PROF SVCS-ACO
032052	11/15/21	ACI01	ACI SPECIALTY BENEFITS	336.96	ACI439-IN	WORKMENS COMP-GEN CITY
032053	11/15/21	AHC00	AH CLEARLAKE - RHC	287.00	149942989	PROF SVCS-POLICE
032054	11/15/21	KIN14	KINETICS ACADEMY OF DANCE	150.00	211115	REC INSTRUCTOR-REC

REPORT : Nov 17 21 Wednesday
 RUN : Nov 17 21 Time: 15:15
 Run By : LORI SIMS

CITY OF CORNING
 Cash Disbursement Detail Report
 Check Listing for 11-21 thru 11-21 Bank Account.: 1020

PAGE: 002
 ID #: FY-DP
 CTL.: COR

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
032055	11/15/21	QUI02	QUILL CORPORATION	43.09	20571194	OFFICE SUPPLIES-FIRE
032056	11/15/21	WAL02	WALKER PRINTING	316.39	40516	PRINT/ADVERT-DISPATCH
032057	11/15/21	TEH08	COUNTY OF TEHAMA	15.00	211115	BLD MAINT-BLD MAINT
032058	11/16/21	ATT13	AT&T	764.41	211111	COMMUNICATIONS-DISPATCH
032059	11/16/21	ECO05	ECORP CONSULTING, INC.	1147.50	94899	PROF SVCS-PLANNING
032060	11/16/21	INT15	INTERWEST CONSULTING GROU	501.25	73815	SB2-PROF SVCS SB2-PLANNING
032061	11/16/21	MIL11	MILL CREEK VETERINARY	70.00	137412	FERAL CAT PROGRAM-ACO
032062	11/16/21	SMA02	SMART SOURCE OF CALIPORNI	1126.34	0005541	OFFICE SUPPLIES-FINANCE
032063	11/17/21	AHC00	AH CLEARLAKE - RHC	210.00	102921	EMPLOYEE PHYSICALS-PW ADMIN
032064	11/17/21	ARM02	ARMSTRONG	20732.40	216745-04	AIRPORT 21 TASK B-AI
				4440.00	216746-03	AIRPORT 21 TASK C-AI
			Check Total.....	25172.40		
032065	11/17/21	BDI00	BDI	148.20	950217243	MAT & SUPPLIES-
032066	11/17/21	BIG02	BIG VALLEY SANITATION, IN	125.00	94075	BLD MAINT-SENIOR CENTER
				102.50	94601	CLEANING CONTRACT-STR
			Check Total.....	227.50		
032067	11/17/21	BRA03	BRASIER, DEL	112.02	211115	PANT REIMBURSEMENT-PW ADMIN
032068	11/17/21	CAM02	FERGUSON ENTERPRISES INC.	2912.49	1669576	MAT & SUPPLIES-WTR
032069	11/17/21	CAR12	CARREL'S OFFICE SOLUTIONS	16.04	AR39808	MAT & SUPPLIES-LIBRARY
032070	11/17/21	COM06	COMCAST	13.19	211109	COMMUNICATIONS-PW ADMIN
032071	11/17/21	COR2B	CORNING UNION HIGH SCHOOL	1495.17	AR2200215	CUHS DISTRICT-REC DEPT
032072	11/17/21	CRO05	CROSS PETROLEUM	1806.55	CL15025	MAT & SUPPLIES-
032073	11/17/21	ECO05	ECORP CONSULTING, INC.	7870.00	94838	PROF SVCS-PLANNING
032074	11/17/21	FLE03	FLEMING DISTRIBUTING COMP	592.66	PI0027459	VEH OP/MAINT-
032075	11/17/21	GRO00	GROOTVELD, TROY	106.63	211115	PANT REIMBURSEMENT-PW ADMIN
032076	11/17/21	HIL19	HILL, MICHAEL	81.54	211112	PANT REIMBURSEMENT-PW ADMIN
032077	11/17/21	KNI00	KNIFE RIVER CONSTRUCTION	1159.62	262030	A/C CITYWIDE-STR
032078	11/17/21	PAC29	PACE ANALYTICAL SERVICES,	162.40	211114928	PROF SVCS-WTR DEPT
032079	11/17/21	PGE01	PG&E	24690.56	211115	Electricity General City-
032080	11/17/21	PGE09	PG&E	205.89	211115	ELECT-STONEFOX L&L-Z1, D2
032081	11/17/21	PGE2A	PG&E	43.03	211115	ELECT-BLUE HERON CT
032082	11/17/21	QUI02	QUILL CORPORATION	197.20	20937418	OFFICE SUPPLIES-
032083	11/17/21	RED12	REDDING FREIGHTLINER,	213.96	X10105760	EQUIP MAINT-
032084	11/17/21	RES04	RESERVE ACCOUNT	3000.00	211110	COMMUNICATIONS-
032085	11/17/21	SCP00	SCP DISTRIBUTORS LLC	1431.36	SN073153	MAT & SUPPLIES-WTR
				-360.00	SN073281C	MAT & SUPPLIES-WTR
				1431.36	SN073328	MAT & SUPPLIES-WTR
			Check Total.....	2502.72		
			Cash Account Total.....	144827.14		
			Total Disbursements.....	144827.14		
			Cash Account Total.....	.00		

REPORT.: Nov 17 21 Wednesday
 RUN...: Nov 17 21 Time: 15:15
 Run By.: LORI SIMS

CITY OF CORNING
 Cash Disbursement Detail Report - Payroll Vendor Payment(s)
 Check Listing for 11-21 thru 11-21 Bank Account.: 1025

PAGE: 003
 ID #: PY-DP
 CTL.: COR

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
12849	11/17/21	BAN03	POLICE OFFICER ASSOC.	300.00	C11117	POLICE OFFICER ASSOC
12850	11/17/21	CAL37	CALIFORNIA STATE DISBURSE	138.46	C11117	WITHHOLDING ORDER
12851	11/17/21	EDD01	EMPLOYMENT DEVELOPMENT	9306.78 2612.34	C11117 1C11117	STATE INCOME TAX SDI
			Check Total.....	11919.12		
12852	11/17/21	FED00	FEDERAL PAYROLL TAXES (EF	24301.65 27372.92 6401.72	C11117 1C11117 2C11117	FEDERAL INCOME TAX FICA MEDICARE
			Check Total.....	58076.29		
12853	11/17/21	ICM01	ICMA RETIREMENT TRUST-457	4035.08 185.00	C11117 1C11117	ICMA DEF. COMP ICMA DEF. COMP ER PD
			Check Total.....	4220.08		
12854	11/17/21	PERS1	PUBLIC EMPLOYEES RETIRE	44242.86	C11117	PERS PAYROLL REMITTANCE
12855	11/17/21	PERS4	Cal Pers 457 Def. Comp	3170.59 497.50	C11117 1C11117	PERS DEF. COMP. PERS DEF. COMP. ER P
			Check Total.....	3668.09		
12856	11/17/21	TEH16	TEHAMA COUNTY SHERIFF'S O	110.89	C11117	WageOrder F#20000149
12857	11/17/21	VAL06	VALIC	2476.30 202.50	C11117 1C11117	AIG VALIC P TAX AIG VALIC P TAX ER P
			Check Total.....	2678.80		
12858	11/17/21	\BAN4	BANNER BANK-323371076	1050.00 240.14	C11117 1C11117	BANNER BANK-SAVINGS HSA DEDUCTIBLE
			Check Total.....	1290.14		
12859	11/17/21	\CCB1	CORNERSTONE COMMUNITY BAN	50.00 50.00 100.00	C11117 1C11117 2C11117	CORNERSTONE CMTY BNK CORNERSTONE CMTY BNK CORNERSTONE CMTY BNK
			Check Total.....	200.00		
12860	11/17/21	\OECU	OPER ENG FED CU-321176260	220.00	C11117	CREDIT UNION SAVINGS
12861	11/17/21	\WEL1	WELLS FARGO - 121042882	1750.00	C11117	WELLS FARGO
			Cash Account Total.....	128814.73		
			Total Disbursements.....	128814.73		

Date.: Nov 17, 2021
Time.: 3:41 pm
Run by: LORI SIMS

CITY OF CORNING
NEW BUSINESSES FOR CITY COUNCIL

Page.: 1
List.: NEWB
Group: WTFMBM

Business Name	Address	CITY/STATE/ZIP	Business Desc	Bus Start Date
VALLEY RESTORATION & 712	GARDEN HWY	YUBA CITY, CA 95991	GENERAL CONSTRUCTION CONTRACTOR	11/16/21
WEST COAST GUTTER CA 4665	HALL RD	CORNING, CA 96021	PROVIDE GUTTER CLEANING SERVICE	11/09/21

ITEM NO.: G-5
AUTHORIZE PAYMENTS FOR INVOICE
21-216745-04 IN THE AMOUNT OF
\$20,732.40 UNDER TASK ORDER "B"
INVOICE 21-216746-03 IN THE AMOUNT
OF \$4,440.00 UNDER TASK ORDER "C"
TO ARMSTRONG CONSULTANTS, INC

November 23, 2021

TO: HONORABLE MAYOR AND COUNCIL MEMBERS
FROM: KRISTINA MILLER, CITY MANAGER 
ROBIN KAMPMANN, PE; PUBLIC WORKS/ENGINEER CONSULTANT 

SUMMARY:

Staff requests Council authorize payment of invoice 21-216745-04 under Task Order "B" (TO-B) for Armstrong Consultants, Inc., to provide Professional Services for the Airport Master Plan under Airport Engineering Services Agreement 2019-6 in the amount of \$20,732.40. This will be the fourth payment under Task Order "B". Services provided under Task Order "B" include Airport Narrative Project Report, Aeronautical Survey and Airport Layout Plans Update, Management & Coordination, Inventory Existing Conditions, Airport Waste Recycling, Facility Requirements, Financial Plan & Airport Layout Plan.

Staff requests Council authorize payment of invoice 21-216746-03 under Task Order "C" (TO-C) for Armstrong Consultants, Inc., to develop a Pavement Maintenance Management Plan under Airport Engineering Services Agreement 2019-6 in the amount of \$4,440.00. This will be the third payment under Task Order "C". Services provided under Task Order "C" include Project Development; Records Review & Conceptual Plan Development; Field Data Collection; Data Analysis & PMMP Report; and Project Closeout.

BACKGROUND:

On January 28, 2020 Council awarded the City Airport Engineering Services contract 2019-6 to Armstrong Consultants, Inc. The proposed services fall within this contract and can be issued as a Task Order. Council awarded Task Order "B" (TO-B) on June 8, 2021 in the amount of \$328,828 to prepare the ALP update. On June 8, 2021 Council awarded Task Order "C" (TO-C) to Armstrong Consultants, Inc. in the total amount of \$32,900 to develop at Pavement Maintenance Management Plan.

FUNDING:

The grant offer for the ALP update is in the amount of \$ 328,828 therefore resulting in 100% funding for the project including the cost for the IFE.

The grant offer for the Pavement Maintenance Management Plan is in the amount of \$35,000.00 therefore resulting in 100% funding for the project including the cost for the Independent Fee Analysis.

RECOMMENDATION:

MAYOR AND COUNCIL AUTHORIZE:

- PAYMENT FOR INVOICE 21-216745-04 IN THE AMOUNT OF \$20,732.40 UNDER TASK ORDER "B" TO ARMSTRONG CONSULTANTS, INC.; AND
- PAYMENT FOR INVOICE 21-216746-03 IN THE AMOUNT OF \$4,440.00 UNDER TASK ORDER "C" TO ARMSTRONG CONSULTANTS, INC.



City of Corning
794 Third Street
Corning, CA 96021

DATE: 10/31/2021
INVOICE NO. 21-216746-03

ATTN: Robin Kampmann, P.E., Public Works Director / City Engineer

FOR PROFESSIONAL SERVICES RENDERED:

City of Corning, California
Corning Municipal Airport
Engineering Services
Task Order C
AIP # 3-06-0053-009-2021

Element 1 - Develop Pavement Maintenance Management Plan

Element 1 - Project Development	:\$	1,860.00	X	100%	=	\$1,860.00
Element 1 - Records Review and Conceptual Plan Development	:\$	4,900.00	X	100%	=	\$4,900.00
Element 1 - Field Data Collection	:\$	7,490.00	X	100%	=	\$7,490.00
Element 1 - Data Analysis and PMMP Report	:\$	17,760.00	X	50%	=	\$8,880.00
Element 1 - Project Closeout	:\$	890.00	X	0%	=	<u>\$0.00</u>

Total Amount Earned to Date	=	\$23,130.00
Less Amount Previously Invoiced	=	<u>-\$18,690.00</u>
Total Amount Due this Invoice	=	\$4,440.00





City of Corning
 794 Third Street
 Corning, CA 96021

DATE: 10/31/2021
 INVOICE NO. 21-216745-04

ATTN: Robin Kampmann, P.E., Public Works Director / City Engineer

FOR PROFESSIONAL SERVICES RENDERED:

City of Corning, California
 Corning Municipal Airport
 Engineering & Planning Services
 Task Order B
 AIP # 3-06-0053-010-2021

Element - Airport Master Plan

Element 1 - Project Management & Coordination	:\$	9,124.00	X	45%	=	\$4,105.80
Element 2 - Inventory Existing Conditions	:\$	20,068.00	X	80%	=	\$16,054.40
Element 3 - Airport Waste Recycling	:\$	4,050.00	X	50%	=	\$2,025.00
Element 4 - Facility Requirements	:\$	29,852.00	X	20%	=	\$5,970.40
Element 5 - Financial Plan	:\$	23,322.00	X	0%	=	\$0.00
Element 6 - Airport Layout Plan	:\$	58,575.00	X	0%	=	\$0.00
Documentation	:\$	11,942.00	X	15%	=	\$1,791.30
Meetings & Document Production	:\$	14,995.00	X	85%	=	\$12,745.75
Subconsultants	:\$	154,500.00	X	75%	=	<u>\$115,875.00</u>

Total Amount Earned to Date = \$158,567.65
 Less Amount Previously Invoiced = -\$137,835.25
 Total Amount Due this Invoice = \$20,732.40





October 31st, 2021

ACI # 216745

Robin Kampmann, PE
Public Works Director/City Engineer
City of Corning
794 Third Street
Corning, CA 96021

RE: Narrative Report, Aeronautical Survey and Airport Layout Plan Corning Municipal Airport

Ms. Kampmann,

Please see the information below which describes the current project status of the Corning Municipal Airport Layout Plan Update.

- Internal drafts of airfield design alternatives have been completed, including 5 hangar/apron layout alternatives, 4 fuel island alternatives, and 2 composite alternatives.
- Field documentation of airfield facilities and conditions has been completed.
- Drafts of Narrative Report Sections 1-6 have been started.
- Progress on the AGIS survey includes completion of the Statement of Work, field survey, survey post processing, and aerial acquisition. Final reports are under preparation.

The immediate next steps for the project include:

- Contact Technical Advisory Committee members for information on transient aircraft use.
- Complete documentation of airfield facilities and aircraft activity.
- Submit inventory and alternatives to City staff for review.
- Completion of AutoCAD base map from AGIS orthophoto.
- Submission of final AGIS reports to the FAA for approval.
- Completion of terrestrial airport property survey.

Enclosed is your invoice for services rendered for the project to date. If you have any questions, please feel free to contact us at your convenience.

Sincerely,

ARMSTRONG CONSULTANTS, INC.

Justin Pietz
Planning Manager, Principal

Enclosure: October 2021 Invoice

Grand Junction | Denver | Phoenix | Albuquerque | Reno

751 Horizon Court, Suite 255
Grand Junction, CO 81506
970.242.0101 | armstrongconsultants.com

ITEM NO: G-6
APPROVE WAIVER OF
RECREATIONAL USE FEES FOR A
CO-ED SOFTBALL TOURNAMENT
FUNDRAISER TO BENEFIT CORNING
HIGH SCHOOL SOFTBALL TEAM.

November 23, 2021

TO: HONORABLE MAJOR AND COUCLMEMBERS

FROM: KRISTINA MILLER, CITY MANAGER *KM*
CHRISSE MEEDS, PLANNER 1/RECREATION COORDINATOR *CM*

SUMMARY:

James Dodge has submitted a request to City Council to waive the Recreational Use Fee for the use of Yost Park for a Co-Ed Softball Tournament Fundraiser to benefit the Corning Union High School Softball team. The tournament is scheduled for February 12 - 13, 2022, all day until 10:00 PM. This is a community based, event.

BACKGROUND:

Staff requests Council approval to waive all recreational fees normally charged (\$100 refundable fees) for the Co-Ed Softball Tournament to benefit the Corning High School Softball Fundraiser.

\$75 Cleanup deposit
\$25. Light Use
\$100. Refundable

RECOMMENDATION:

MAYOR AND COUNCIL APPROVE WAIVER OF RECREATIONAL USE FEES FOR THE CO-ED SOFTBALL TOURNAMENT FUNDRAISER TO BE HELD FEBRUARY 12 - 13, 2022.

ATTACHMENTS:

- A: APPLICATION**
- B: LETTER FROM JAMES DODGE**



A

City of Corning

Recreation Department

794 THIRD STREET CORNING, CA
96021

Phone: (530) 824-7036

Email: cmeeds@corning.org

SPORTS FIELD RESERVATION REQUEST

TODAY'S DATE: 10/26/2021 NAME OF USER GROUP: Corning High Varsity Softball

CONTACT PERSON: James Dodge

PHONE: 530 586-1062

MAILING ADDRESS: 643 Blackburn Ave Corning 96021
Street City Zip

DATE REQUESTED: Feb 12 - 13 TIME REQUESTED: All day

TYPE OF ACTIVITY: COED Softball Tournament Fundraiser for CUHS Softball Program

BALL FIELD LIGHTING REQUIRED?: Yes No from 5 PM to 10 PM

OF PEOPLE IN USER GROUP: Hopefully 150 +

LEAGUES – FOR CONTINUOUS USE, COMPLETE INFORMATION BELOW

DATES REQUESTED: from _____ to _____

DAYS REQUESTED: S S M T W TH F

TIME REQUESTED:

Sunday: _____

Monday: _____

Tuesday: _____

Wednesday: _____

Thursday: _____

Friday: _____

Concession Stand?

Field Prep?

Restroom Supplies?

B

10/27/2021

Dear Coming City Council Members,

In February of 2022, the Coming Union High School Softball program will be hosting a Co-Ed softball tournament fundraiser at Yost Park. The proceeds of the fundraiser will go towards the purchasing of uniforms, balls and other training equipment for both the JV and Varsity teams.

I am writing this letter to request that the two day usage fee for the park facilities might be waived, so that the money we would have needed to pay can stay with the softball program at CUHS.

If this is possible, it would be greatly appreciated by the players and coaching staff.

Thank you in advance,

James Dodge

Coming High School
Varsity Softball Assistant Coach

**ITEM NO.: G-7
ORDINANCE NO. 696, AN ORDINANCE
ADOPTING CHAPTER 8.21 OF THE
CORNING MUNICIPAL CODE PERTAINING
TO MANDATORY ORGANIC WASTE
DISPOSAL REDUCTION. (2nd Reading &
Adoption)**

November 23, 2021

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: KRISTINA MILLER, CITY MANAGER

COLLIN BOGENER, CITY ATTORNEY



BACKGROUND:

In September of 2016, Governor Brown signed into law SB 1383 (Lara), establishing methane emissions reduction targets in a statewide effort to reduce emissions of short-lived climate pollutants in some California sectors. The new law codifies the California Air Resources Board's Short-Lived Climate Pollutant Strategy to achieve reductions in statewide emissions of short-lived climate pollutants.

As it relates to solid waste, SB 1383 established targets to achieve a 50% reduction in the level of statewide disposal of organic waste from the 2014 level by 2020, and a 75% reduction by 2025. The law provides CalRecycle with the regulatory authority required to achieve the organic waste disposal reduction targets. As such, adopted regulations place requirements on multiple entities, including jurisdictions, residential households, commercial businesses and multi-family dwellings, edible food generators, commercial haulers, self-haulers, food recovery organizations, and food recovery services in order to support the achievement of statewide organic waste disposal reduction targets. SB 1383 regulations require jurisdictions to adopt and enforce an Ordinance or other enforceable mechanism to implement relevant provisions of the regulations.

At the November 9, 2021 City Council Meeting, Ordinance 696 was introduced to Council for first reading, it is now being presented for second reading and adoption.

FINANCIAL IMPACT:

The recommended action would result in an as yet undetermined fiscal impact for the City and the Tehama County Solid Waste Management Agency related to staff time and resources involved in assessing compliance by organic waste generators. At this time, there is no additional fiscal impact to the City.

RECOMMENDATION:

MAYOR AND COUNCIL:

- **MOVE TO WAIVE THE READING AND ADOPT ORDINANCE 696, AN ORDINANCE OF THE CITY OF CORNING ADOPTING CHAPTER 8.21 OF THE CORNING MUNICIPAL CODE PERTAINING TO MANDATORY ORGANIC WASTE DISPOSAL REDUCTION WITHIN THE CITY OF CORNING**
- **DIRECT THE CITY CLERK TO READ THE ORDINANCE BY TITLE ONLY.**

ATTACHMENTS:

Exhibit "A" Proposed Ordinance No. 696 and Summary Ordinance 696

ORDINANCE NO. 696

City of Corning Mandatory Organic Waste Disposal Reduction Ordinance

An Ordinance creating Chapter 8.21 of the City of Corning Code, relating to the requirements for the reduction of organic waste disposal.

The City Council of the City of Corning ordains as follows:

Chapter 8.21 is hereby added as follows: **Mandatory Organic Waste Disposal Reduction.**

8.21.010	Title
8.21.020	Purpose and Findings
8.21.030	Definitions
8.21.040	Requirements for Single Family Generators
8.21.050	Requirements for Commercial Businesses
8.21.060	Waivers for Generators
8.21.070	Requirements for Commercial Edible Food Generators
8.21.080	Requirements for Food Recovery Organizations and Services, Jurisdictions, and Regional Agencies
8.21.090	Requirements for Haulers and Facility Operators
8.21.100	Self-Hauler Requirements
8.21.110	Compliance with CalGreen Recycling Requirements
8.21.120	Model Water Efficient Landscaping Ordinance Requirements
8.21.130	Procurement Requirements for Jurisdiction Departments, Direct Service Providers, and Vendors
8.21.140	Inspections and Investigations by Jurisdiction
8.21.150	Enforcement
8.21.160	Effective Date
8.21.010	TITLE.

This Chapter may be cited as the Mandatory Organic Waste Disposal Reduction Ordinance.

8.21.020 PURPOSE AND FINDINGS

The City of Corning finds and declares:

- (a) State recycling law, Assembly Bill 939 of 1989, the California Integrated Waste Management Act of 1989 (California Public Resources Code Section 40000, et seq., as amended, supplemented, superseded, and replaced from time to time), requires cities and counties to reduce, reuse, and recycle (including composting) Solid Waste generated in their Jurisdictions to the maximum extent feasible before any incineration or landfill disposal of waste, to conserve water, energy, and other natural resources, and to protect the environment.
- (b) State recycling law, Assembly Bill 341 of 2011 (approved by the Governor of the State of California on October 5, 2011, which amended Sections 41730, 41731, 41734, 41735, 41736, 41800, 42926, 44004, and 50001 of, and added Sections 40004, 41734.5, and 41780.01 and Chapter 12.8 (commencing with Section 42649) to Part 3 of Division 30 of, and added and repealed Section 41780.02 of, the Public Resources Code, as amended, supplemented, superseded and replaced from time to time),

places requirements on businesses and Multi-Family property owners that generate a specified threshold amount of Solid Waste to arrange for recycling services and requires Jurisdictions to implement a Mandatory Commercial Recycling program.

- (c) State organics recycling law, Assembly Bill 1826 of 2014 (approved by the Governor of the State of California on September 28, 2014, which added Chapter 12.9 (commencing with Section 42649.8) to Part 3 of Division 30 of the Public Resources Code, relating to Solid Waste, as amended, supplemented, superseded, and replaced from time to time), requires businesses and Multi-Family property owners that generate a specified threshold amount of Solid Waste, Recycling, and Organic Waste per week to arrange for recycling services for that waste, requires Jurisdictions to implement a recycling program to divert Organic Waste from businesses subject to the law, and requires Jurisdictions to implement a Mandatory Commercial Organics Recycling program.
- (d) SB 1383, the Short-lived Climate Pollutant Reduction Act of 2016, requires CalRecycle to develop regulations to reduce organics in landfills as a source of methane. The regulations place requirements on multiple entities including Jurisdictions, residential households, Commercial Businesses and business owners, Commercial Edible Food Generators, haulers, Self-Haulers, Food Recovery Organizations, and Food Recovery Services to support achievement of Statewide Organic Waste disposal reduction targets.
- (e) SB 1383, the Short-lived Climate Pollutant Reduction Act of 2016, requires Jurisdictions to adopt and enforce an Ordinance or enforceable mechanism to implement relevant provisions of SB 1383 Regulations. This Ordinance will also help reduce food insecurity by requiring Commercial Edible Food Generators to arrange to have the maximum amount of their Edible Food, that would otherwise be disposed, be recovered for human consumption.

8.21.030 DEFINITIONS

- (a) "Blue Container" has the same meaning as in 14 CCR Section 18982.2(a)(5) and shall be used for the purpose of storage and collection of Source Separated Recyclable Materials or Source Separated Blue Container Organic Waste.
- (b) "Brown Container" means a brown container that shall be used for the purpose of storage and collection of Source Separated Brown Container Organic Waste.
- (c) "CalRecycle" means California's Department of Resources Recycling and Recovery, which is the Department designated with responsibility for developing, implementing, and enforcing SB 1383 Regulations on Jurisdictions (and others).
- (d) "California Code of Regulations" or "CCR" means the State of California Code of Regulations. CCR references in this Ordinance are preceded with a number that refers to the relevant Title of the CCR (e.g., "14 CCR" refers to Title 14 of CCR).
- (e) "Commercial Business" or "Commercial" means a firm, partnership, proprietorship, joint-stock company, corporation, or association, whether for-profit or nonprofit, strip mall, industrial facility, or a multifamily residential dwelling, or as otherwise defined in 14 CCR Section 18982(a)(6). A Multi-Family Residential Dwelling that consists of fewer than five (5) units is not a Commercial Business for purposes of implementing this Ordinance.

- (f) "Commercial Edible Food Generator" includes a Tier One or a Tier Two Commercial Edible Food Generator as defined in 14 CCR Section 18982(a)(73) and (a)(74). For the purposes of this definition, Food Recovery Organizations and Food Recovery Services are not Commercial Edible Food Generators pursuant to 14 CCR Section 18982(a)(7).
- (g) "Compliance Review" means a review of records by a Jurisdiction or Regional Agency to determine compliance with this Ordinance.
- (h) "Community Composting" means any activity that composts green material, agricultural material, food material, and vegetative food material, alone or in combination, and the total amount of feedstock and Compost on-site at any one time does not exceed 100 cubic yards and 750 square feet, as specified in 14 CCR Section 17855(a)(4); or, as otherwise defined by 14 CCR Section 18982(a)(8).
- (i) "Compost" has the same meaning as in 14 CCR Section 17896.2(a)(4), which stated, as of the effective date of this Ordinance, that "Compost" means the product resulting from the controlled biological decomposition of organic Solid Wastes that are Source Separated from the municipal Solid Waste stream, or which are separated at a centralized facility.
- (j) "Compostable Plastics" or "Compostable Plastic" means plastic materials that meet the ASTM D6400 standard for compostability, or as otherwise described in 14 CCR Section 18984.1(a)(1)(A) or 18984.2(a)(1)(C).
- (k) "Container Contamination" or "Contaminated Container" means a container, regardless of color, that contains Prohibited Container Contaminants, or as otherwise defined in 14 CCR Section 18982(a)(55).
- (l) "C&D" means construction and demolition debris.
- (m) "Designated Source Separated Organic Waste Facility", as defined in 14 CCR Section 18982(14.5), means a Solid Waste facility that accepts a Source Separated Organic Waste collection stream as defined in 14 CCR Section 17402(a)(26.6) and complies with one of the following:
 - (1) The facility is a "transfer/processor," as defined in 14 CCR Section 18815.2(a)(62), that is in compliance with the reporting requirements of 14 CCR Section 18815.5(d), and meets or exceeds an annual average Source Separated organic content Recovery rate of 50 percent between January 1, 2022 and December 31, 2024 and 75 percent on and after January 1, 2025 as calculated pursuant to 14 CCR Section 18815.5(f) for Organic Waste received from the Source Separated Organic Waste collection stream.
 - (A) If a transfer/processor has an annual average Source Separated organic content Recovery rate lower than the rate required in Paragraph 1 of this definition for two (2) consecutive reporting periods, or three (3) reporting periods within three (3) years, the facility shall not qualify as a "Designated Source Separated Organic Waste Facility".
 - (2) The facility is a "composting operation" or "composting facility" as defined in 14 CCR Section 18815.2(a)(13), that pursuant to the reports submitted under 14 CCR Section 18815.7 demonstrates that the percent of the material removed for landfill disposal that is Organic Waste is less than the percent specified in 14 CCR Section 17409.5.8(c)(2) or 17409.5.8(c)(3), whichever is applicable, and, if applicable, complies with the digestate handling requirements specified in 14 CCR Section 17896.5.

- (n) "Designee" means an entity that a Jurisdiction contracts with or otherwise arranges to carry out any of the Jurisdiction's responsibilities of this Ordinance as authorized in 14 CCR Section 18981.2. A Designee may be a government entity, a hauler, a private entity, or a combination of those entities.
- (o) "Edible Food" means food intended for human consumption, or as otherwise defined in 14 CCR Section 18982(a)(18). For the purposes of this Ordinance or as otherwise defined in 14 CCR Section 18982(a)(18), "Edible Food" is not Solid Waste if it is recovered and not discarded. Nothing in this Ordinance or in 14 CCR, Division 7, Chapter 12 requires or authorizes the Recovery of Edible Food that does not meet the food safety requirements of the California Retail Food Code.
- (p) "Enforcement Action" means an action of the Jurisdiction to address non-compliance with this Ordinance including, but not limited to, issuing administrative citations, fines, penalties, or using other remedies.
- (q) "Excluded Waste" means hazardous substance, hazardous waste, infectious waste, designated waste, volatile, corrosive, medical waste, infectious, regulated radioactive waste, and toxic substances or material that facility operator(s), which receive materials from the Jurisdiction and its generators, reasonably believe(s) would, as a result of or upon acceptance, transfer, processing, or disposal, be a violation of local, State, or Federal law, regulation, or Ordinance, including: land use restrictions or conditions, waste that cannot be disposed of in Class III landfills or accepted at the facility by permit conditions, waste that in Jurisdictions, or its Designee's reasonable opinion would present a significant risk to human health or the environment, cause a nuisance or otherwise create or expose Jurisdiction, or its Designee, to potential liability; but not including de minimis volumes or concentrations of waste of a type and amount normally found in Single-Family or Multi-Family Solid Waste after implementation of programs for the safe collection, processing, recycling, treatment, and disposal of batteries and paint in compliance with Sections 41500 and 41802 of the California Public Resources Code. Excluded Waste does not include used motor oil and filters, household batteries, universal wastes, and latex paint when such materials are defined as allowable materials for collection through the Jurisdiction's collection programs and the generator or customer has properly placed the materials for collection pursuant to instructions provided by Jurisdiction or its Designee for collection services
- (r) "Food Distributor" means a company that distributes food to entities including, but not limited to, Supermarkets and Grocery Stores, or as otherwise defined in 14 CCR Section 18982(a)(22).
- (s) "Food Facility" has the same meaning as in Section 113789 of the Health and Safety Code.
- (t) "Food Recovery" means actions to collect and distribute food for human consumption that otherwise would be disposed, or as otherwise defined in 14 CCR Section 18982(a)(24).
- (u) "Food Recovery Organization" means an entity that engages in the collection or receipt of Edible Food from Commercial Edible Food Generators and distributes that Edible Food to the public for Food Recovery either directly or through other entities or as otherwise defined in 14 CCR Section 18982(a)(25), including, but not limited to:
 - (1) A food bank as defined in Section 113783 of the Health and Safety Code;
 - (2) A nonprofit charitable organization as defined in Section 113841 of the Health and Safety code; and,

(3) A nonprofit charitable temporary food facility as defined in Section 113842 of the Health and Safety Code.

A Food Recovery Organization is not a Commercial Edible Food Generator for the purposes of this Ordinance and implementation of 14 CCR, Division 7, Chapter 12 pursuant to 14 CCR Section 18982(a)(7).

If the definition in 14 CCR Section 18982(a)(25) for Food Recovery Organization differs from this definition, the definition in 14 CCR Section 18982(a)(25) shall apply to this Ordinance.

- (v) "Food Recovery Service" means a person or entity that collects and transports Edible Food from a Commercial Edible Food Generator to a Food Recovery Organization or other entities for Food Recovery, or as otherwise defined in 14 CCR Section 18982(a)(26). A Food Recovery Service is not a Commercial Edible Food Generator for the purposes of this Ordinance and implementation of 14 CCR, Division 7, Chapter 12 pursuant to 14 CCR Section 18982(a)(7).
- (w) "Food Scraps" means all food such as, but not limited to, fruits, vegetables, meat, poultry, seafood, shellfish, bones, rice, beans, pasta, bread, cheese, and eggshells. Food Scraps excludes fats, oils, and grease when such materials are Source Separated from other Food Scraps.
- (x) "Food Service Provider" means an entity primarily engaged in providing food services to institutional, governmental, Commercial, or industrial locations of others based on contractual arrangements with these types of organizations, or as otherwise defined in 14 CCR Section 18982(a)(27).
- (y) "Food-Soiled Paper" is compostable paper material that has come in contact with food or liquid, such as, but not limited to, compostable paper plates, paper coffee cups, napkins, pizza boxes, and milk cartons.
- (z) "Food Waste" means Food Scraps and Food-Soiled Paper.
- (aa) "Gray Container" has the same meaning as in 14 CCR Section 18982.2(a)(28) and shall be used for the purpose of storage and collection of Gray Container Waste.
- (bb) "Gray Container Waste" means Solid Waste that is collected in a Gray Container that is part of a three or three-plus container Organic Waste collection service that prohibits the placement of Organic Waste in the Gray Container as specified in 14 CCR Sections 18984.1(a) and (b), or as otherwise defined in 14 CCR Section 17402(a)(6.5).
- (cc) "Green Container" has the same meaning as in 14 CCR Section 18982.2(a)(29) and shall be used for the purpose of storage and collection of Source Separated Green Container Organic Waste.
- (dd) "Grocery Store" means a store primarily engaged in the retail sale of canned food; dry goods; fresh fruits and vegetables; fresh meats, fish, and poultry; and any area that is not separately owned within the store where the food is prepared and served, including a bakery, deli, and meat and seafood departments, or as otherwise defined in 14 CCR Section 18982(a)(30).
- (ee) "Hauler Route" means the designated itinerary or sequence of stops for each segment of the Jurisdiction's collection service area, or as otherwise defined in 14 CCR Section 18982(a)(31.5).
- (ff) "High Diversion Organic Waste Processing Facility" means a facility that is in compliance with the reporting requirements of 14 CCR Section 18815.5(d) and meets or exceeds an

annual average Mixed Waste organic content Recovery rate of 50 percent between January 1, 2022 and December 31, 2024, and 75 percent after January 1, 2025, as calculated pursuant to 14 CCR Section 18815.5(e) for Organic Waste received from the "Mixed waste organic collection stream" as defined in 14 CCR Section 17402(a)(11.5); or, as otherwise defined in 14 CCR Section 18982(a)(33).

- (gg) "Inspection" means a site visit where a Jurisdiction or Regional Agency reviews records, containers, and an entity's collection, handling, recycling, or landfill disposal of Organic Waste or Edible Food handling to determine if the entity is complying with requirements set forth in this Ordinance, or as otherwise defined in 14 CCR Section 18982(a)(35).
- (hh) "Jurisdiction" means City of Corning.
- (ii) "Jurisdiction Enforcement Official" means City Manager or their authorized Designee(s) who is/are partially or whole responsible for enforcing the Ordinance.
- (jj) "Large Event" means an event, including, but not limited to, a sporting event or a flea market, that charges an admission price, or is operated by a local agency, and serves an average of more than 2,000 individuals per day of operation of the event, at a location that includes, but is not limited to, a public, nonprofit, or privately owned park, parking lot, golf course, street system, or other open space when being used for an event. If the definition in 14 CCR Section 18982(a)(38) differs from this definition, the definition in 14 CCR Section 18982(a)(38) shall apply to this Ordinance.
- (kk) "Large Venue" means a permanent venue facility that annually seats or serves an average of more than 2,000 individuals within the grounds of the facility per day of operation of the venue facility. For purposes of this Ordinance and implementation of 14 CCR, Division 7, Chapter 12, a venue facility includes, but is not limited to, a public, nonprofit, or privately owned or operated stadium, amphitheater, arena, hall, amusement park, conference or civic center, zoo, aquarium, airport, racetrack, horse track, performing arts center, fairground, museum, theater, or other public attraction facility. For purposes of this Ordinance and implementation of 14 CCR, Division 7, Chapter 12, a site under common ownership or control that includes more than one Large Venue that is contiguous with other Large Venues in the site, is a single Large Venue. If the definition in 14 CCR Section 18982(a)(39) differs from this definition, the definition in 14 CCR Section 18982(a)(39) shall apply to this Ordinance.
- (ll) "Local Education Agency" means a school district, charter school, or county office of education that is not subject to the control of city or county regulations related to Solid Waste, or as otherwise defined in 14 CCR Section 18982(a)(40).
- (mm) "Multi-Family Residential Dwelling" or "Multi-Family" means of, from, or pertaining to residential premises with five (5) or more dwelling units. Multi-Family premises do not include hotels, motels, or other transient occupancy facilities, which are considered Commercial Businesses.
- (nn) "MWELO" refers to the Model Water Efficient Landscape Ordinance (MWELO), 23 CCR, Division 2, Chapter 2.7.
- (oo) "Non-Compostable Paper" includes but is not limited to paper that is coated in a plastic material that will not breakdown in the composting process, or as otherwise defined in 14 CCR Section 18982(a)(41).
- (pp) "Non-Local Entity" means the following entities that are not subject to the Jurisdiction's enforcement authority, or as otherwise defined in 14 CCR Section 18982(a)(42):
 - (1) Federal facilities, including federal parks, located within the boundaries of the Jurisdiction.

- (2) Facilities operated by the State Park system located within the boundaries of the Jurisdiction.
- (3) Public universities (including community colleges) located within the boundaries of the Jurisdiction.
- (4) County fairgrounds located within the boundaries of the Jurisdiction.
- (5) State agencies located within the boundaries of the Jurisdiction.
- (qq) "Non-Organic Recyclables" means non-putrescible and non-hazardous recyclable wastes including but not limited to bottles, cans, metals, plastics, and glass, or as otherwise defined in 14 CCR Section 18982(a)(43).
- (rr) "Notice of Violation (NOV)" means a notice that a violation has occurred that includes a compliance date to avoid an action to seek penalties, or as otherwise defined in 14 CCR Section 18982(a)(45) or further explained in 14 CCR Section 18995.4.
- (ss) "Organic Waste" means Solid Wastes containing material originated from living organisms and their metabolic waste products, including but not limited to food, green material, landscape and pruning waste, organic textiles and carpets, lumber, wood, Paper Products, Printing and Writing Paper, manure, biosolids, digestate, and sludges or as otherwise defined in 14 CCR Section 18982(a)(46). Biosolids and digestate are as defined by 14 CCR Section 18982(a).
- (tt) "Organic Waste Generator" means a person or entity that is responsible for the initial creation of Organic Waste, or as otherwise defined in 14 CCR Section 18982(a)(48).
- (uu) "Paper Products" include, but are not limited to, paper janitorial supplies, cartons, wrapping, packaging, file folders, hanging files, corrugated boxes, tissue, and toweling, or as otherwise defined in 14 CCR Section 18982(a)(51).
- (vv) "Printing and Writing Papers" include, but are not limited to, copy, xerographic, watermark, cotton fiber, offset, forms, computer printout paper, white wove envelopes, manila envelopes, book paper, note pads, writing tablets, newsprint, and other uncoated writing papers, posters, index cards, calendars, brochures, reports, magazines, and publications, or as otherwise defined in 14 CCR Section 18982(a)(54).
- (ww) "Prohibited Container Contaminants" means the following: (i) discarded materials placed in the Blue Container that are not identified as acceptable Source Separated Recyclable Materials for the Jurisdiction's Blue Container; (ii) discarded materials placed in the Green Container that are not identified as acceptable Source Separated Green Container Organic Waste for the Jurisdiction's Green Container; (iii) discarded materials placed in the Gray Container that are acceptable Source Separated Recyclable Materials and/or Source Separated Green Container Organic Wastes to be placed in Jurisdiction's Green Container and/or Blue Container; and, (iv) Excluded Waste placed in any container.
- (xx) "Recovered Organic Waste Products" means products made from California, landfill-diverted recovered Organic Waste processed in a permitted or otherwise authorized facility, or as otherwise defined in 14 CCR Section 18982(a)(60).
- (yy) "Recovery" means any activity or process described in 14 CCR Section 18983.1(b), or as otherwise defined in 14 CCR Section 18982(a)(49).
- (zz) "Recycled-Content Paper" means Paper Products and Printing and Writing Paper that consists of at least 30 percent, by fiber weight, postconsumer fiber, or as otherwise defined in 14 CCR Section 18982(a)(61).

- (aaa) "Regional Agency" means the Tehama County Solid Waste Management Agency, a regional agency as defined in Public Resources Code Section 40181.
- (bbb) "Regional Enforcement Official" means an employee of the Tehama County Solid Waste Management Agency, designated by the Jurisdiction with responsibility for enforcing the Ordinance in conjunction or consultation with Jurisdiction Enforcement Official.
- (ccc) "Remote Monitoring" means the use of the internet of things (IoT) and/or wireless electronic devices to visualize the contents of Blue Containers, Brown Containers, Green Containers and Gray Containers for purposes of identifying the quantity of materials in containers (level of fill) and/or presence of Prohibited Container Contaminants.
- (ddd) "Renewable Gas" means gas derived from Organic Waste that has been diverted from a California landfill and processed at an in-vessel digestion facility that is permitted or otherwise authorized by 14 CCR to recycle Organic Waste, or as otherwise defined in 14 CCR Section 18982(a)(62).
- (eee) "Restaurant" means an establishment primarily engaged in the retail sale of food and drinks for on-premises or immediate consumption, or as otherwise defined in 14 CCR Section 18982(a)(64).
- (fff) "Route Review" means a visual Inspection of containers along a Hauler Route for the purpose of determining Container Contamination and may include mechanical Inspection methods such as the use of cameras, or as otherwise defined in 14 CCR Section 18982(a)(65).
- (ggg) "SB 1383" means Senate Bill 1383 of 2016 approved by the Governor on September 19, 2016, which added Sections 39730.5, 39730.6, 39730.7, and 39730.8 to the Health and Safety Code, and added Chapter 13.1 (commencing with Section 42652) to Part 3 of Division 30 of the Public Resources Code, establishing methane emissions reduction targets in a Statewide effort to reduce emissions of short-lived climate pollutants as amended, supplemented, superseded, and replaced from time to time.
- (hhh) "SB 1383 Regulations" or "SB 1383 Regulatory" means or refers to, for the purposes of this Ordinance, the Short-Lived Climate Pollutants: Organic Waste Reduction regulations developed by CalRecycle and adopted in 2020 that created 14 CCR, Division 7, Chapter 12 and amended portions of regulations of 14 CCR and 27 CCR.
- (iii) "Self-Hauler" means a person, who hauls Solid Waste, Organic Waste or recyclable material he or she has generated to another person. Self-hauler also includes a person who back-hauls waste, or as otherwise defined in 14 CCR Section 18982(a)(66). Back-haul means generating and transporting Organic Waste to a destination owned and operated by the generator using the generator's own employees and equipment, or as otherwise defined in 14 CCR Section 18982(a)(66)(A).
- (jjj) "Single-Family" means of, from, or pertaining to any residential premises with fewer than five (5) units.
- (kkk) "Solid Waste" has the same meaning as defined in State Public Resources Code Section 40191, which defines Solid Waste as all putrescible and nonputrescible solid, semisolid, and liquid wastes, including garbage, trash, refuse, paper, rubbish, ashes, industrial wastes, demolition and construction wastes, abandoned vehicles and parts thereof, discarded home and industrial appliances, dewatered, treated, or chemically fixed sewage sludge which is not hazardous waste, manure, vegetable or animal solid and semi-solid wastes, and other discarded solid and semisolid wastes, with the exception that Solid Waste does not include any of the following wastes:
 - (1) Hazardous waste, as defined in the State Public Resources Code Section 40141.

- (2) Radioactive waste regulated pursuant to the State Radiation Control Law (Chapter 8 (commencing with Section 114960) of Part 9 of Division 104 of the State Health and Safety Code).
 - (3) Medical waste regulated pursuant to the State Medical Waste Management Act (Part 14 (commencing with Section 117600) of Division 104 of the State Health and Safety Code). Untreated medical waste shall not be disposed of in a Solid Waste landfill, as defined in State Public Resources Code Section 40195.1. Medical waste that has been treated and deemed to be Solid Waste shall be regulated pursuant to Division 30 of the State Public Resources Code.
- (III) "Source Separated" means materials, including commingled recyclable materials, that have been separated or kept separate from the Solid Waste stream, at the point of generation, for the purpose of additional sorting or processing those materials for recycling or reuse in order to return them to the economic mainstream in the form of raw material for new, reused, or reconstituted products, which meet the quality standards necessary to be used in the marketplace, or as otherwise defined in 14 CCR Section 17402.5(b)(4). For the purposes of the Ordinance, Source Separated shall include separation of materials by the generator, property owner, property owner's employee, property manager, or property manager's employee into different containers for the purpose of collection such that Source Separated materials are separated from Gray Container Waste or other Solid Waste for the purposes of collection and processing.
- (mmm) "Source Separated Blue Container Organic Waste" means Source Separated Organic Wastes that can be placed in a Blue Container that is limited to the collection of those Organic Wastes and Non-Organic Recyclables as defined in Section 18982(a)(43), or as otherwise defined by Section 17402(a)(18.7).
- (nnn) "Source Separated Brown Container Organic Waste" means Source Separated Organic Waste limited to Food Waste that can be placed in a Brown Container specifically intended for the separate collection of Organic Waste by the Generator.
- (ooo) "Source Separated Green Container Organic Waste" means Source Separated Organic Waste that can be placed in a Green Container that is specifically intended for the separate collection of Organic Waste by the generator, excluding Source Separated Blue Container Organic Waste, Source Separated Brown Container Organic Waste, carpets, Non-Compostable Paper, and textiles.
- (ppp) "Source Separated Recyclable Materials" means Source Separated Non-Organic Recyclables and Source Separated Blue Container Organic Waste.
- (qqq) "State" means the State of California.
- (rrr) "Supermarket" means a full-line, self-service retail store with gross annual sales of two million dollars (\$2,000,000), or more, and which sells a line of dry grocery, canned goods, or nonfood items and some perishable items, or as otherwise defined in 14 CCR Section 18982(a)(71).
- (sss) "Tier One Commercial Edible Food Generator" means a Commercial Edible Food Generator that is one of the following:
- (1) Supermarket.
 - (2) Grocery Store with a total facility size equal to or greater than 10,000 square feet.
 - (3) Food Service Provider.
 - (4) Food Distributor.

- (5) Wholesale Food Vendor.

If the definition in 14 CCR Section 18982(a)(73) of Tier One Commercial Edible Food Generator differs from this definition, the definition in 14 CCR Section 18982(a)(73) shall apply to this Ordinance.

(ttt) "Tier Two Commercial Edible Food Generator" means a Commercial Edible Food Generator that is one of the following:

- (1) Restaurant with 250 or more seats, or a total facility size equal to or greater than 5,000 square feet.
- (2) Hotel with an on-site Food Facility and 200 or more rooms.
- (3) Health facility with an on-site Food Facility and 100 or more beds.
- (4) Large Venue.
- (5) Large Event.
- (6) A State agency with a cafeteria with 250 or more seats or total cafeteria facility size equal to or greater than 5,000 square feet.
- (7) A Local Education Agency facility with an on-site Food Facility.

If the definition in 14 CCR Section 18982(a)(74) of Tier Two Commercial Edible Food Generator differs from this definition, the definition in 14 CCR Section 18982(a)(74) shall apply to this Ordinance.

(uuu) "Uncontainerized Green Waste and Yard Waste Collection Service" or "Uncontainerized Service" means a collection service that collects green waste and yard waste that is placed in a pile or bagged for collection on the street in front of a generator's house or place of business for collection and transport to a facility that recovers Source Separated Organic Waste, or as otherwise defined in 14 CCR Section 18982(a)(75).

(vvv) "Wholesale Food Vendor" means a business or establishment engaged in the merchant wholesale distribution of food, where food (including fruits and vegetables) is received, shipped, stored, prepared for distribution to a retailer, warehouse, distributor, or other destination, or as otherwise defined in 14 CCR Section 18982(a)(76).

8.21.040 REQUIREMENTS FOR SINGLE-FAMILY GENERATORS

By January 1, 2027, Single-Family Generators shall comply with the following requirements:

- (a) Shall subscribe to Jurisdiction's four container collection service for all Organic Waste generated as described below in Section 4(b). Jurisdiction shall have the right to review the number and size of a generator's containers to evaluate adequacy of capacity provided for each type of collection service for proper separation of materials and containment of materials; and, Single-Family generators shall adjust its service level for its collection services as requested by the Jurisdiction. Single-Family Organic Waste Generators may additionally manage their Organic Waste by preventing or reducing their Organic Waste, managing Organic Waste on site, and/or using a Community Composting site pursuant to 14 CCR Section 18984.9(c).
- (b) Shall participate in the Jurisdiction's Organic Waste collection service(s) by placing designated materials in designated containers as described below, and shall not place Prohibited Container Contaminants in collection containers.
 - (1) Generator shall place Source Separated Green Container Organic Waste, in the Green Container; Source Separated Recyclable Materials in the Blue Container;

Source Separated Brown Container Organic Waste in the Brown Container, and Gray Container Waste in the Gray Container. Single-Family Organic Waste Generator shall not place materials designated for the Brown Containers, Green Containers or Blue Containers in the Gray Containers.

8.21.050 REQUIREMENTS FOR COMMERCIAL BUSINESSES

By January 1, 2027, generators that are Commercial Businesses, including Multi-Family Residential Dwellings, shall:

- (a) Subscribe to Jurisdiction's four container service and comply with requirements of those services as described below in 8.21.050(b). Jurisdiction shall have the right to review the number and size of a generator's containers and frequency of collection to evaluate adequacy of capacity provided for each type of collection service for proper separation of materials and containment of materials; and, Commercial Businesses shall adjust their service level for their collection services as requested by the Jurisdiction.
- (b) Participate in the Jurisdiction's Organic Waste collection service(s) by placing designated materials in designated containers as described below.
 - (1) Generator shall place Source Separated Green Container Organic Waste, in the Green Container; Source Separated Recyclable Materials in the Blue Container; Source Separated Brown Container Organic Waste in the Brown Container, and Gray Container Waste in the Gray Container. Generator shall not place materials designated for the Brown Containers, Green Containers or Blue Containers in the Gray Containers.
- (c) Supply and allow access to adequate number, size and location of collection containers with sufficient labels or colors (conforming with Sections 6(d)(1) and 6(d)(2) below) for employees, contractors, tenants, and customers, consistent with Jurisdiction's Blue Container, Brown Container, Green Container, and Gray Container collection service.
- (d) Excluding Multi-Family Residential Dwellings, provide containers for the collection of Source Separated Brown Container Organic Waste, Source Separated Green Container Organic Waste and Source Separated Recyclable Materials in all indoor and outdoor areas where disposal containers are provided for customers, for materials generated by that business. Such containers do not need to be provided in restrooms. If a Commercial Business does not generate any of the materials that would be collected in one type of container, then the business does not have to provide that particular container in all areas where disposal containers are provided for customers. Pursuant to 14 CCR Section 18984.9(b), the containers provided by the business shall have either:
 - (1) A body or lid that conforms with the container colors provided through the collection service provided by Jurisdiction, with either lids conforming to the color requirements or bodies conforming to the color requirements or both lids and bodies conforming to color requirements. A Commercial Business is not required to replace functional containers, including containers purchased prior to January 1, 2022, that do not comply with the requirements of the subsection prior to the end of the useful life of those containers, or prior to January 1, 2036, whichever comes first.
 - (2) Container labels that include language or graphic images, or both, indicating the primary material accepted and the primary materials prohibited in that container, or containers with imprinted text or graphic images that indicate the primary materials accepted and primary materials prohibited in the container. Pursuant 14 CCR Section 18984.8, the container labeling requirements are required on new containers commencing January 1, 2027.

- (e) Multi-Family Residential Dwellings are not required to comply with container placement requirements or labeling requirements in Section 6(d) pursuant to 14 CCR Section 18984.9(b) inside the dwelling units.
- (f) To the extent practical through education, training, inspection, and/or other measures, excluding Multi-Family Residential Dwellings, prohibit employees, contractors, tenants, and customers from placing materials in a container not designated for those materials per the Jurisdiction's Blue Container, Brown Container, Green Container, and Gray Container collection service.
- (g) Excluding Multi-Family Residential Dwellings, quarterly inspect Blue Containers, Brown Containers, Green Containers, and Gray Containers for contamination and inform employees, contractors, tenants, and customers if containers are contaminated and of the requirements to keep contaminants out of those containers pursuant to 14 CCR Section 18984.9(b)(3). Records of inspections shall be made available upon request by the Jurisdiction or Regional Agency.
- (h) Annually provide information to employees, contractors, tenants, and customers about Organic Waste Recovery requirements and about proper sorting of Source Separated Brown Container Organic Waste, Source Separated Green Container Organic waste and Source Separated Recyclable Materials.
- (i) Provide education information before or within fourteen (14) days of occupation of the premises to new tenants that describes requirements to keep Source Separated Brown Container Organic Waste, Source Separated Green Material Organic Waste and Source Separated Recyclable Materials separate from Gray Container Waste (when applicable) and the location of containers and the rules governing their use at each property.
- (j) Provide or arrange access for Jurisdiction or its agent to their properties during all Inspections conducted in accordance with 8.21.150 of this Ordinance to confirm compliance with the requirements of this Ordinance.
- (k) Accommodate and cooperate with Jurisdiction's Remote Monitoring program for Inspection of the contents of containers for Prohibited Container Contaminants, which may be implemented at a later date, to evaluate generator's compliance with 8.21.050(b).
- (l) At Commercial Business's option and subject to any approval required from the Jurisdiction, implement a Remote Monitoring program for Inspection of the contents of its Blue Containers, Brown Containers, Green Containers and Gray Containers for the purpose of monitoring the contents of containers to determine appropriate levels of service and to identify Prohibited Container Contaminants. Generators may install Remote Monitoring devices on or in the Blue Containers, Brown Containers, Green Containers, and Gray Containers subject to written notification to or approval by the Jurisdiction or its Designee, or the Regional Agency.
- (m) If a Commercial Business self-hauls Solid Waste in excess of the capacity it has through the Jurisdiction's Organic Waste collection service, it must meet the Self-Hauler requirements in 8.21.100 of this Ordinance.
- (n) Nothing in this Section prohibits a generator from preventing or reducing waste generation, managing Organic Waste on site, or using a Community Composting site pursuant to 14 CCR Section 18984.9(c).
- (o) Commercial Businesses that are Tier One or Tier Two Commercial Edible Food Generators shall comply with Food Recovery requirements, pursuant to 8.21.070.

(a) **De Minimis Waivers:** a Jurisdiction or Regional Agency may waive a Commercial Business' obligation (including Multi-Family Residential Dwellings) to comply with some or all of the Organic Waste requirements of this Ordinance if the Commercial Business provides documentation that the business generates below a certain amount of Organic Waste material as described in 8.21.060(a)(2) below. Commercial Businesses requesting a de minimis waiver shall:

- (1) Submit an application specifying the services that they are requesting a waiver from and provide documentation as noted in 8.21.060(a)(2) below.
- (2) Provide documentation that either:
 - (A) The Commercial Business' total Solid Waste collection service is two cubic yards or more per week and Organic Waste subject to collection in a Blue Container, Brown container or Green Container comprises less than 20 gallons per week per applicable container of the business' total waste; or,
 - (B) The Commercial Business' total Solid Waste collection service is less than two cubic yards per week and Organic Waste subject to collection in a Blue Container, Brown Container or Green Container comprises less than 10 gallons per week per applicable container of the business' total waste.
- (3) Notify Jurisdiction if circumstances change such that Commercial Business's Organic Waste exceeds threshold required for waiver, in which case waiver will be rescinded.
- (4) Provide written verification of eligibility for de minimis waiver every 5 years, if Jurisdiction has approved de minimis waiver.

(b) **Physical Space Waivers:** A Jurisdiction or Regional Agency may waive a Commercial Business' or property owner's obligations (including Multi-Family Residential Dwellings) to comply with some or all of the recyclable materials and/or Organic Waste collection service requirements if the Jurisdiction has evidence from its own staff, a hauler, licensed architect, or licensed engineer demonstrating that the premises lacks adequate space for the collection containers required for compliance with the Organic Waste collection requirements of 8.21.040 or 8.21.050.

A Commercial Business or property owner may request a physical space waiver through the following process:

- (1) Submit an application form specifying the type(s) of collection services for which they are requesting a compliance waiver.
- (2) Provide documentation that the premises lacks adequate space for Blue Containers, Brown Containers and/or Green Containers including documentation from its hauler, licensed architect, or licensed engineer.
- (3) Provide written verification to Jurisdiction that it is still eligible for physical space waiver every five years, if Jurisdiction has approved application for a physical space waiver.

(c) **Collection Frequency Waiver:** Jurisdiction or Regional Agency, at its discretion and in accordance with 14 CCR Section 18984.11(a)(3), may allow the owner or tenant of any residence, premises, business establishment or industry that subscribes to the Jurisdiction's four-container Organic Waste collection service to arrange for the collection of their Blue Container, Gray Container, or both, once every fourteen days, rather than once per week. A collection frequency waiver may be requested by submitting an application to arrange for collection every fourteen days.

A Commercial Business or property owner may request a collection frequency waiver through the following process:

- (1) Submit an application form specifying the type(s) of collection services for which they are requesting a compliance waiver.
- (2) Provide documentation that the Blue Container, Gray Container, or both, does not contain putrescible waste.
- (3) Provide written verification to Jurisdiction that it is still eligible for collection frequency waiver every five years, if Jurisdiction has approved application for a collection frequency waiver.

8.21.070 REQUIREMENTS FOR COMMERCIAL EDIBLE FOOD GENERATORS

- (a) Tier One Commercial Edible Food Generators must comply with the requirements of this Section 8.21.070 commencing January 1, 2022, and Tier Two Commercial Edible Food Generators must comply commencing January 1, 2024, pursuant to 14 CCR Section 18991.3.
- (b) Large Venue or Large Event operators not providing food services, but allowing for food to be provided by others, shall require Food Facilities operating at the Large Venue or Large Event to comply with the requirements of this Section, commencing January 1, 2024.
- (c) Commercial Edible Food Generators shall comply with the following requirements:
 - (1) Arrange to recover the maximum amount of Edible Food that would otherwise be disposed.
 - (2) Contract with, or enter into a written agreement with Food Recovery Organizations or Food Recovery Services for: (i) the collection of Edible Food for Food Recovery; or, (ii) acceptance of the Edible Food that the Commercial Edible Food Generator self-hauls to the Food Recovery Organization for Food Recovery.
 - (3) Shall not intentionally spoil Edible Food that is capable of being recovered by a Food Recovery Organization or a Food Recovery Service.
 - (4) Allow Jurisdiction's designated enforcement entity or Regional Agency to access the premises and review records pursuant to 14 CCR Section 18991.4.
 - (5) Keep records that include the following information, or as otherwise specified in 14 CCR Section 18991.4:
 - (A) A list of each Food Recovery Service or organization that collects or receives its Edible Food pursuant to a contract or written agreement established under 14 CCR Section 18991.3(b).
 - (B) A copy of all contracts or written agreements established under 14 CCR Section 18991.3(b).
 - (C) A record of the following information for each of those Food Recovery Services or Food Recovery Organizations:
 - (i) The name, address and contact information of the Food Recovery Service or Food Recovery Organization.
 - (ii) The types of food that will be collected by or self-hauled to the Food Recovery Service or Food Recovery Organization.
 - (iii) The established frequency that food will be collected or self-hauled.

- (iv) The quantity of food, measured in pounds recovered per month, collected or self-hauled to a Food Recovery Service or Food Recovery Organization for Food Recovery.
- (6) No later than March 1 of each year commencing no later than 2023 for Tier One Commercial Edible Food Generators and 2025 for Tier Two Commercial Edible Food Generators, provide an annual Food Recovery report to the Regional Agency that includes all information listed above in 8.21.070(c)(5).
- (d) Nothing in this Ordinance shall be construed to limit or conflict with the protections provided by the California Good Samaritan Food Donation Act of 2017, the Federal Good Samaritan Act, or share table and school food donation guidance pursuant to Senate Bill 557 of 2017 (approved by the Governor of the State of California on September 25, 2017, which added Article 13 [commencing with Section 49580] to Chapter 9 of Part 27 of Division 4 of Title 2 of the Education Code, and to amend Section 114079 of the Health and Safety Code, relating to food safety, as amended, supplemented, superseded and replaced from time to time).

8.21.080 REQUIREMENTS FOR FOOD RECOVERY ORGANIZATIONS AND SERVICES, JURISDICTION AND REGIONAL AGENCY

- (a) Food Recovery Services collecting or receiving Edible Food directly from Commercial Edible Food Generators, via a contract or written agreement established under 14 CCR Section 18991.3(b), shall maintain the following records, or as otherwise specified by 14 CCR Section 18991.5(a)(1):
 - (1) The name, address, and contact information for each Commercial Edible Food Generator from which the service collects Edible Food.
 - (2) The quantity in pounds of Edible Food collected from each Commercial Edible Food Generator per month.
 - (3) The quantity in pounds of Edible Food transported to each Food Recovery Organization per month.
 - (4) The name, address, and contact information for each Food Recovery Organization that the Food Recovery Service transports Edible Food to for Food Recovery.
- (b) Food Recovery Organizations collecting or receiving Edible Food directly from Commercial Edible Food Generators, via a contract or written agreement established under 14 CCR Section 18991.3(b), shall maintain the following records, or as otherwise specified by 14 CCR Section 18991.5(a)(2):
 - (1) The name, address, and contact information for each Commercial Edible Food Generator from which the organization receives Edible Food.
 - (2) The quantity in pounds of Edible Food received from each Commercial Edible Food Generator per month.
 - (3) The name, address, and contact information for each Food Recovery Service that the organization receives Edible Food from for Food Recovery.
- (c) Food Recovery Organizations and Food Recovery Services that have their primary address physically located in the Jurisdiction and contract with or have written agreements with one or more Commercial Edible Food Generators pursuant to 14 CCR Section 18991.3(b) shall report to the Regional Agency the total pounds of Edible Food recovered in the previous calendar year from the Tier One and Tier Two Commercial Edible Food

Generators they have established a contract or written agreement with pursuant to 14 CCR Section 18991.3(b) no later than March 1.

(d) Food Recovery Capacity Planning

- (1) Food Recovery Services and Food Recovery Organizations. In order to support Edible Food Recovery capacity planning assessments or other studies conducted by the Jurisdiction or its designated entity, Food Recovery Services and Food Recovery Organizations operating in the Jurisdiction shall provide information and consultation to the Jurisdiction and Regional Agency, upon request, regarding existing, or proposed new or expanded, Food Recovery capacity that could be accessed by the Jurisdiction and its Commercial Edible Food Generators. A Food Recovery Service or Food Recovery Organization contacted by the Jurisdiction or Regional Agency shall respond to such request for information within 60 days, unless a shorter timeframe is otherwise specified by the Jurisdiction or Regional Agency.

8.21.090 REQUIREMENTS FOR HAULERS AND FACILITY OPERATORS

(a) Requirements for Haulers

- (1) By January 1, 2027, exclusive franchised haulers providing residential, Commercial, or industrial Organic Waste collection services to generators within the Jurisdiction's boundaries shall meet the following requirements and standards as a condition of approval of a contract, agreement, or other authorization with the Jurisdiction to collect Organic Waste:
 - (A) Through written notice to the Jurisdiction annually on or before October 1 for the following calendar year, exclusive franchise haulers must identify the facilities to which they will transport Organic Waste including facilities for Source Separated Recyclable Materials, Source Separated Brown Container Organic Waste and Source Separated Green Container Organic Waste. At its discretion, the Jurisdiction may direct the exclusive franchise haulers to use certain facilities. If the Jurisdiction chooses to exercise this right, the exclusive franchise haulers shall follow the Jurisdiction's direction and provide alternative facilities that may be used in the event the selected facilities are temporarily or permanently rejecting Solid Waste.
 - (B) Transport Source Separated Recyclable Materials, Source Separated Green Container Organic Waste and Source Separated Brown Container Organic Waste to a facility, operation, activity, or property that recovers Organic Waste as defined in 14 CCR, Division 7, Chapter 12, Article 2.
 - (C) Obtain approval from the Jurisdiction to haul Organic Waste, unless it is transporting Source Separated Organic Waste to a Community Composting site or lawfully transporting C&D in a manner that complies with 14 CCR Section 18989.1, 8.21.110 of this Ordinance.
- (2) Exclusive franchise haulers authorization to collect Organic Waste shall comply with education, equipment, signage, container labeling, container color, contamination monitoring, reporting, and other requirements contained within its franchise agreement entered into with Jurisdiction.

(b) Requirements for Facility Operators and Community Composting Operations

- (1) Owners of facilities, operations, and activities that recover Organic Waste, including, but not limited to, Compost facilities, in-vessel digestion facilities, and publicly-owned treatment works shall, upon Jurisdiction request, provide

information regarding available and potential new or expanded capacity at their facilities, operations, and activities, including information about throughput and permitted capacity necessary for planning purposes. Entities contacted by the Jurisdiction shall respond within 60 days.

- (2) Community Composting operators, upon Jurisdiction request, shall provide information to the Jurisdiction to support Organic Waste capacity planning, including, but not limited to, an estimate of the amount of Organic Waste anticipated to be handled at the Community Composting operation. Entities contacted by the Jurisdiction shall respond within 60 days.

8.21.100 SELF-HAULER REQUIREMENTS

By January 1, 2027:

- (a) Self-Haulers shall source separate all Source Separated Recyclable Materials and Organic Waste (materials that Jurisdiction otherwise requires generators to separate for collection in the Jurisdiction's organics and recycling collection program) generated on-site from Solid Waste in a manner consistent with 14 CCR Sections 18984.1 and 18984.2, or shall haul Organic Waste to a High Diversion Organic Waste Processing Facility as specified in 14 CCR Section 18984.3.
- (b) Self-Haulers shall haul their Source Separated Recyclable Materials to a facility that recovers those materials; and haul their Source Separated Brown Container and Source Separated Green Container Organic Waste to a Solid Waste facility, operation, activity, or property that processes or recovers Source Separated Organic Waste. Alternatively, Self-Haulers may haul Organic Waste to a High Diversion Organic Waste Processing Facility.
- (c) Self-Haulers that are Commercial Businesses (including Multi-Family Residential Dwellings) shall keep a record of the amount of Organic Waste delivered to each Solid Waste facility, operation, activity, or property that processes or recovers Organic Waste; this record shall be subject to inspection by the Jurisdiction. The records shall include the following information:
 - (1) Delivery receipts and weight tickets from the entity accepting the waste.
 - (2) The amount of material in cubic yards or tons transported by the generator to each entity.
 - (3) If the material is transported to an entity that does not have scales on-site, or employs scales incapable of weighing the Self-Hauler's vehicle in a manner that allows it to determine the weight of materials received, the Self-Hauler is not required to record the weight of material but shall keep a record of the entities that received the Organic Waste.
- (d) Self-Haulers that are Commercial Businesses (including Multi-Family Self-Haulers) shall provide information collected in Section 8.21.100(c) to Jurisdiction or Regional Agency if requested.
- (e) A residential Organic Waste Generator that selfhauls Organic Waste is not required to record or report information in Section 8.21.100(c) and (d).

8.21.110 COMPLIANCE WITH CALGREEN RECYCLING REQUIREMENTS

- (a) Persons applying for a permit from the Jurisdiction for new construction and building additions and alterations shall comply with the requirements of this Section and all required components of the California Green Building Standards Code, 24 CCR, Part 11, known as CALGreen, as amended, if its project is covered by the scope of CALGreen. If

the requirements of CALGreen are more stringent than the requirements of this Section, the CALGreen requirements shall apply.

Project applicants shall refer to Jurisdiction's Building Department for complete CALGreen requirements.

- (b) For projects covered by CALGreen, the applicants must, as a condition of the Jurisdiction's permit approval, comply with the following:
 - (1) Where five (5) or more Multi-Family dwelling units are constructed on a building site, provide readily accessible areas that serve occupants of all buildings on the site and are identified for the storage and collection of Blue Container, Brown Container and Green Container materials, consistent with the four-container collection program offered by the Jurisdiction, or comply with provision of adequate space for recycling for Multi-Family and Commercial premises pursuant to Sections 4.408.1, 4.410.2, 5.408.1, and 5.410.1 of the California Green Building Standards Code, 24 CCR, Part 11 as amended provided amended requirements are more stringent than the CALGreen requirements for adequate recycling space effective January 1, 2020.
 - (2) New Commercial construction or additions resulting in more than 30% of the floor area shall provide readily accessible areas identified for the storage and collection of Blue Container, Brown Container and Green Container materials, consistent with the four-container collection program offered by the Jurisdiction, or shall comply with provision of adequate space for recycling for Multi-Family and Commercial premises pursuant to Sections 4.408.1, 4.410.2, 5.408.1, and 5.410.1 of the California Green Building Standards Code, 24 CCR, Part 11 as amended provided amended requirements are more stringent than the CALGreen requirements for adequate recycling space effective January 1, 2020.
 - (3) Comply with CALGreen requirements and applicable law related to management of C&D, including diversion of Organic Waste in C&D from disposal. Comply with and all written and published Jurisdiction policies and/or administrative guidelines regarding the collection, recycling, diversion, tracking, and/or reporting of C&D.

8.21.120 MODEL WATER EFFICIENT LANDSCAPING ORDINANCE REQUIREMENTS

- (a) Property owners or their building or landscape designers, including anyone requiring a building or planning permit, plan check, or landscape design review from the Jurisdiction, who are constructing a new (Single-Family, Multi-Family, public, institutional, or Commercial) project with a landscape area greater than 500 square feet, or rehabilitating an existing landscape with a total landscape area greater than 2,500 square feet, shall comply with Sections 492.6(a)(3)(B) (C), (D), and (G) of the MWELo, including sections related to use of Compost and mulch as delineated in this Section 8.21.120.
- (b) The following Compost and mulch use requirements that are part of the MWELo are now also included as requirements of this Ordinance. Other requirements of the MWELo are in effect and can be found in 23 CCR, Division 2, Chapter 2.7.
- (c) Property owners or their building or landscape designers that meet the threshold for MWELo compliance outlined in Section 8.21.120(a) above shall:
 - (1) Comply with Sections 492.6 (a)(3)(B)(C),(D) and (G) of the MWELo, which requires the submittal of a landscape design plan with a soil preparation, mulch, and amendments section to include the following:
 - (A) For landscape installations, Compost at a rate of a minimum of four cubic yards per 1,000 square feet of permeable area shall be incorporated to a depth of six

(6) inches into the soil. Soils with greater than six percent (6%) organic matter in the top six (6) inches of soil are exempt from adding Compost and tilling.

(B) For landscape installations, a minimum three- (3-) inch layer of mulch shall be applied on all exposed soil surfaces of planting areas except in turf areas, creeping or rooting groundcovers, or direct seeding applications where mulch is contraindicated. To provide habitat for beneficial insects and other wildlife up to five percent (5%) of the landscape area may be left without mulch. Designated insect habitat must be included in the landscape design plan as such.

(C) Organic mulch materials made from recycled or post-consumer materials shall take precedence over inorganic materials or virgin forest products unless the recycled post-consumer organic products are not locally available. Organic mulches are not required where prohibited by local fuel modification plan guidelines or other applicable local Ordinances.

(2) The MWELO compliance items listed in this Section are not an inclusive list of MWELO requirements; therefore, property owners or their building or landscape designers that meet the threshold for MWELO compliance outlined in Section 8.21.120(a) shall consult the full MWELO for all requirements.

(d) If, after the adoption of this Ordinance, the California Department of Water Resources, or its successor agency, amends 23 CCR, Division 2, Chapter 2.7, Sections 492.6(a)(3)(B) (C), (D), and (G) of the MWELO September 15, 2015 requirements in a manner that requires Jurisdictions to incorporate the requirements of an updated MWELO in a local Ordinance, and the amended requirements include provisions more stringent than those required in this Section, the revised requirements of 23 CCR, Division 2, Chapter 2.7 shall be enforced.

8.21.130 PROCUREMENT REQUIREMENTS FOR JURISDICTION DEPARTMENTS, DIRECT SERVICE PROVIDERS, AND VENDORS

(a) Jurisdiction departments, and direct service providers to the Jurisdiction, as applicable, must comply with the Jurisdiction's Recovered Organic Waste Product Procurement Policy adopted on November 9, 2021.

8.21.140 INSPECTIONS AND INVESTIGATIONS BY JURISDICTION AND REGIONAL AGENCY

(a) Jurisdiction and Regional Agency representatives, and/or its designated entity, including Designees are authorized to conduct Inspections and investigations, at random or otherwise, of any collection container, collection vehicle loads, or transfer, processing, or disposal facility for materials collected from generators, or Source Separated materials to confirm compliance with this Ordinance by Organic Waste Generators, Commercial Businesses (including Multi-Family Residential Dwellings), property owners, Commercial Edible Food Generators, haulers, Self-Haulers, Food Recovery Services, and Food Recovery Organizations, subject to applicable laws. This Section does not allow Jurisdiction to enter a private residential property for Inspection other than areas accessed during regular collection service.

(b) Organic Waste Generator shall provide or arrange for access during all Inspections and shall cooperate with the Jurisdiction's or Regional Agency's employee or its designated entity/Designee during such Inspections and investigations. Such Inspections and investigations may include confirmation of proper placement of materials in containers, Edible Food Recovery activities, records, or any other requirement of this Ordinance described herein. Failure to provide or arrange for: (i) access to an entity's premises; or

- (ii) access to records for any Inspection or investigation is a violation of this Ordinance and may result in penalties described.
- (c) Any records obtained by a Jurisdiction or Regional Agency during its Inspections and other reviews shall be subject to the requirements and applicable disclosure exemptions of the Public Records Act as set forth in Government Code Section 6250 et seq.
- (d) Jurisdiction and Regional Agency representatives, its designated entity, and/or Designee are authorized to conduct any Inspections or other investigations as reasonably necessary to further the goals of this Ordinance, subject to applicable laws.
- (e) Jurisdiction or Regional Agency shall receive written complaints from persons regarding an entity that may be potentially non-compliant with SB 1383 Regulations, including receipt of anonymous complaints.

8.21.150 ENFORCEMENT

- (a) Violation of any provision of this Ordinance shall constitute grounds for issuance of a Notice of Violation and assessment of a fine by a Jurisdiction Enforcement Official or representative. Enforcement Actions under this Ordinance include issuance of an administrative citations and assessment of a fines. The Jurisdiction's procedures on imposition of administrative fines are hereby incorporated in their entirety, as modified from time to time, and shall govern the imposition, enforcement, collection, and review of administrative citations issued to enforce this Ordinance and any rule or regulation adopted pursuant to this Ordinance, except as otherwise indicated in this Ordinance.
- (b) Other remedies allowed by law may be used, including but not limited to civil action or prosecution as misdemeanor or infraction. Jurisdiction may pursue civil actions in the California courts to seek recovery of unpaid administrative citations. Jurisdiction may choose to delay court action until such time as a sufficiently large number of violations, or cumulative size of violations exist such that court action is a reasonable use of Jurisdiction staff and resources.
- (c) Responsible Entity for Enforcement
 - (1) Enforcement pursuant to this Ordinance may be undertaken by the Jurisdiction Enforcement Official, or their designated entity, legal counsel, or combination thereof.
 - (2) Enforcement recommendations may be made by a Regional Enforcement Official, in consultation with Jurisdiction Enforcement Official.
 - (A) Regional Enforcement Official will interpret Ordinance; determine the applicability of waivers, if violation(s) have occurred; recommend Enforcement Actions; and, determine if compliance standards are met.
 - (B) Jurisdiction Enforcement Official(s) will issue Notices of Violation(s).
- (d) Process for Enforcement
 - (1) Regional Enforcement Officials and/or their Designee will monitor compliance with the Ordinance randomly and through Compliance Reviews, Route Reviews, investigation of complaints, and an Inspection program. Section 8.21.140 establishes Jurisdiction's and Regional Agency's right to conduct Inspections and investigations.
 - (2) Jurisdiction may issue an official notification to notify regulated entities of its obligations under the Ordinance.

- (3) Jurisdiction shall issue a Notice of Violation within 60 days of the violation, requiring compliance within 60 days of issuance of the notice.
- (4) Absent compliance by the respondent within the deadline set forth in the Notice of Violation, Jurisdiction shall commence an action to impose penalties, via an administrative citation and fine, pursuant to the Jurisdiction's requirements.

Notices shall be sent to "owner" at the official address of the owner maintained by the tax collector for the Jurisdiction or if no such address is available, to the owner at the address of the dwelling or Commercial property or to the party responsible for paying for the collection services, depending upon available information

(e) Penalty Amounts for Types of Violations

The penalty levels are as follows:

- (1) For a first violation, the amount of the base penalty shall be \$50 for Single-Family Generators and shall be \$100 per violation for Commercial Businesses.
- (2) For a second violation, the amount of the base penalty shall be \$100 for Single-Family Generators and shall be \$200 per violation for Commercial Businesses.
- (3) For a third or subsequent violation, the amount of the base penalty shall be \$250 for Single-Family Generators and shall be and shall be \$500 per violation for Commercial Businesses.

(f) Compliance Deadline Extension Considerations

The Jurisdiction may extend the compliance deadlines set forth in a Notice of Violation issued in accordance with Section 8.21.150 if it finds that there are extenuating circumstances beyond the control of the respondent that make compliance within the deadlines impracticable, including the following:

- (1) Acts of God such as earthquakes, wildfires, flooding, and other emergencies or natural disasters;
- (2) Delays in obtaining discretionary permits or other government agency approvals; or,
- (3) Deficiencies in Organic Waste recycling infrastructure or Edible Food Recovery capacity and the Jurisdiction is under a corrective action plan with CalRecycle pursuant to 14 CCR Section 18996.2 due to those deficiencies.

(g) Appeals Process

Persons receiving an administrative citation containing a penalty for an uncorrected violation may request a hearing to appeal the citation. A hearing will be held only if it is requested within the time prescribed and consistent with Jurisdiction's procedures in the Jurisdiction's codes for appeals of administrative citations. Evidence may be presented at the hearing. The Jurisdiction will appoint a hearing officer who shall conduct the hearing and issue a final written order.

(h) Education Period for Non-Compliance

Except for the requirements of Sections 8.21.040 and 8.21.050, beginning January 1, 2022 and through December 31, 2023, Regional Agency will conduct Inspections, Route Reviews or waste evaluations, and Compliance Reviews, depending upon the type of regulated entity, to determine compliance, and if the Regional Agency or Jurisdiction determines that Organic Waste Generator, Self-Hauler, hauler, Tier One Commercial Edible Food Generator, Food Recovery Organization, Food Recovery Service, or other

entity is not in compliance, it shall provide educational materials to the entity describing its obligations under this Ordinance and a notice that compliance is required by January 1, 2022, and that violations may be subject to administrative civil penalties starting on January 1, 2024. For the requirements of Sections 8.21.040 and 8.21.050, violations may be subject to administrative penalties starting on January 1, 2027.

(i) Civil Penalties for Non-Compliance

Except for the requirements of Sections 8.21.040 and 8.21.050, beginning January 1, 2024, if the Regional Agency determines that an Organic Waste Generator, Self-Hauler, hauler, Tier One or Tier Two Commercial Edible Food Generator, Food Recovery Organization, Food Recovery Service, or other entity is not in compliance with this Ordinance, it shall document the noncompliance and recommend a violation to Jurisdiction. Jurisdiction will issue a Notice of Violation, and take Enforcement Action pursuant to Section 8.21.150, as needed. For the requirements of Sections 8.21.040 and 8.21.050, violations will be subject Enforcement Action pursuant to Section 8.21.150 January 1, 2027.

(j) Enforcement Table

Table 1. List of Violations

Requirement	Description of Violation
Single-Family Generators, Commercial Business and Commercial Business Owner Responsibility Requirement	Single-Family Generators or Commercial Business, including Multi-Family Dwellings, fails to provide or arrange for Organic Waste collection services consistent with Jurisdiction requirements and as outlined in this Ordinance, for employees, contractors, tenants, and customers, including supplying and allowing access to adequate numbers, size, and location of containers and sufficient signage and container color by January 1, 2027.
Organic Waste Generator Requirement	Organic Waste Generator fails to comply with requirements adopted pursuant to this Ordinance for the collection and Recovery of Organic Waste by January 1, 2027.
Hauler Requirement	A hauler providing residential, Commercial, or industrial Organic Waste collection service fails to transport Organic Waste to a facility, operation, activity, or property that recovers Organic Waste, as prescribed by this Ordinance by January 1, 2027.
Hauler Requirement	A hauler providing residential, Commercial, or industrial Organic Waste collection service fails to obtain applicable approval issued by the Jurisdiction to haul Organic Waste as prescribed by this Ordinance by January 1, 2027.
Hauler Requirement	A hauler fails to keep a record of the applicable documentation of its approval by the Jurisdiction, as prescribed by this Ordinance.
Self-Hauler Requirement	A generator who is a Self-Hauler fails to comply with the requirements of 14 CCR Section 18988.3(b) by January 1, 2027.

Commercial Edible Food Generator Requirement	Tier One Commercial Edible Food Generator fails to arrange to recover the maximum amount of its Edible Food that would otherwise be disposed by establishing a contract or written agreement with a Food Recovery Organization or Food Recovery Service and comply with this Section commencing Jan. 1, 2022.
Commercial Edible Food Generator Requirement	Tier Two Commercial Edible Food Generator fails to arrange to recover the maximum amount of its Edible Food that would otherwise be disposed by establishing a contract or written agreement with a Food Recovery Organization or Food Recovery Service and comply with this Section commencing Jan. 1, 2024.
Commercial Edible Food Generator Requirement	Tier One or Tier Two Commercial Edible Food Generator intentionally spoils Edible Food that is capable of being recovered by a Food Recovery Organization or Food Recovery Service.
Organic Waste Generator, Commercial Business Owner, Commercial Edible Food Generator, Food Recovery Organization or Food Recovery Service	Failure to provide or arrange for access to an entity's premises for any inspection or investigation.
Recordkeeping Requirements for Commercial Edible Food Generator	Tier One or Tier Two Commercial Edible Food Generator fails to keep records.
Recordkeeping Requirements for Food Recovery Services and Food Recovery Organizations	A Food Recovery Organization or Food Recovery Service that has established a contract or written agreement to collect or receive Edible Food directly from a Commercial Edible Food Generator pursuant to 14 CCR Section 18991.3(b) fails to keep records, as prescribed by Section 8.21.080.

8.21.160 EFFECTIVE DATE

This Ordinance shall be effective commencing on January 1, 2022 or 30 days after adoption, whichever is later.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Corning, State of California, on this 9th day of November 2021 to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Robert Snow, Mayor

ATTEST:

Lisa M. Linnet, City Clerk

SUMMARY ORDINANCE NO. 695

**A SUMMARY OF ORDINANCE NO. 696 ADOPTING CHAPTER 8.21 OF THE CITY OF
CORNING MUNICIPAL CODE FOR MANDATORY ORGANIC WASTE DISPOSAL
REDUCTION**

Pursuant to Government Code Section 36933(c), the following constitutes a summary of Ordinance No. 696 introduced at the Corning City Council meeting on November 9, 2021 and scheduled for consideration of adoption on November 23, 2021 at its regularly scheduled meeting held in the City Council Chambers located at 794 Third Street, Corning, CA.

The purpose of Ordinance No. 696 is to create an enforcement mechanism to implement relevant provisions of Senate Bill 1383, the Short-lived Climate Pollutant Reduction Act of 2016. The chapter will regulate all organic waste generators, including single-family generators and commercial businesses, which includes multi-family generators. Sections of the Ordinance also impose requirements on food recovery services, organic waste facility operators, and organic waste haulers, including self-haulers. The proposed Ordinance further includes a section pertaining to enforcement for violations, which outlines the notice to the violator and penalties imposed, along with an appeal process.

A certified copy of the full text of the Ordinance is posted for review in the City Clerk's Office located at 794 Third Street, Corning, CA. This Ordinance shall be in full force and effective January 1, 2022 and shall be published as required by law.

Lisa Linnet, Corning City Clerk

Posted at Corning City Hall and published on November 3, 2021

**ITEM NO: G-8
APPROVE CANCELLATION OF THE
DECEMBER 28, 2021 CITY COUNCIL
MEETING DUE TO THE CHRISTMAS
HOLIDAY**

November 23, 2021

TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS

**FROM: KRISTINA MILLER CITY MANAGER
LISA M. LINNET, CITY CLERK**



SUMMARY:

Staff seeks City Council approval to cancel the December 28, 2021 City Council Meeting due to the Christmas Holidays.

BACKGROUND:

City Hall is closed on Friday, December 24th and Monday, December 27th for the Christmas Holidays. The City Council traditionally cancels the second regularly scheduled City Council Meeting in December, which this year falls on December 28th, due to the Holidays.

RECOMMENDATION:

MAYOR AND COUNCIL APPROVE CANCELLATION OF THE DECEMBER 28, 2021 REGULARLY SCHEDULED CITY COUNCIL MEETING DUE TO THE HOLIDAYS.

**ITEM NO.: J-9
 REQUEST CITY COUNCIL DIRECTION
 ON TENNIS COURT RESURFACING OR
 REPLACEMENT AT CLARK PARK AND
 NORTHSIDE PARK**

November 23, 2021

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: KRISTINA MILLER, CITY MANAGER *KM*
CHRISSE MEEDS, PLANNER 1/RECREATION COORDINATOR *CM*

SUMMARY:

The City Council budgeted \$237,500 in the Fiscal Year 2021/2022 budget for the items listed below.

Project	Cost (\$)	Funding Source
Replace Playground Equipment at Edith Park	42,500	\$177,952 Prop 68 Per Capita Funding, \$59,548 Measure A
Reconstruct Tennis Court at Northside and reconstruct/replace tennis courts at Clark Park	120,000	
Bathroom Renovation at Woodson Park	75,000	

Option 1: Repair tennis courts at both Northside and Clark Park. **Additional unbudgeted cost: \$80,000**

After closer inspection, the cost to resurface the tennis courts at Northside Park is estimated to be approximately \$85,000 and the courts are in pretty good condition. The cost to reconstruct the tennis courts at Clark Park will be substantially higher than that of Northside Park due to the poor condition of the courts. If the City Council wants to make both the Northside and Clark Park courts usable as tennis/pickleball courts, the budget will need to be increased from \$120,000 to approximately \$200,000.

Option 2: Repair tennis courts at Northside Park and install playground equipment at Clark Park. **Additional unbudgeted cost: Approximately \$100,000-\$200,000 depending on playground equipment chosen.**

Staff has been informed by Corning High School Superintendent, Jared Caylor, two of their six tennis courts are open to the public. They are reported to be used regularly, presumably because they are in good condition. Staff has also been informed the Clark Park tennis courts are not used to play tennis anymore. During baseball and football season, parents allow their children to play within the tennis court area as it is fenced.

Staff has calculated that there will be approximately \$35,000 remaining in the budget if the Clark Park Tennis courts are not replaced. Another option is allocating an additional \$100,000 from General Fund reserves for a total of \$135,000 to create a fenced playground area where the Clark Park Tennis Court are currently. Some of the existing concrete in fair condition can be resurfaced and striped to allow four-square, hopscotch, etc. The remaining in poor condition could be removed and replaced with playground equipment. Due to the large area, if a full replacement of all concrete with new playground equipment is desired an additional allocation of \$150,000-\$200,000 would be necessary.

Direction on type of Court(s):

In order to proceed with the bid process, staff needs clarification whether the courts shall be created into multi-use courts, solely tennis courts, or alternatively one court for tennis and

one court designed for pickleball. A few residents from the community recommended a court specifically designed for pickleball, as this is a sport in high demand and would not require storage, to be secured, or to be set-up. One tennis court can be converted into four pickleball courts.

RECOMMENDATION:

MAYOR AND CITY COUNCIL:

- 1. DIRECT STAFF ON OPTION 1 OR OPTION 2; AND**
- 2. DIRECT STAFF TO PROCEED WITH RESURFACING THE TENNIS COURTS AS SOLELY FOR TENNIS COURTS, MULTI-USE COURTS, OR ONE COURT DESIGNED SPECIFICALLY FOR TENNIS AND ONE FOR PICKLEBALL.**

July 6, 2021

City Council of Corning

Attn: Lisa Linnet

Dear Council Members:

My name is Rosalie Henderson, a long-time resident, former school board member, swim board member and coach in the Corning area. Recently I read in the paper that the City Council was considering resurfacing the tennis courts at the park, that is fantastic.

I'd like you to consider resurfacing one of the tennis courts into permanent Pickleball courts. I'm not sure if you've heard of this fantastic, addictive game, but I've been travelling for 3 years to Chico and Red Bluff to play. Though Pickleball has been around a long time, it has really taken off in the last 5 years. The reason it is so popular is that it is easy for all ages to play and learn and its great exercise. I've played with people from 9 to 90.

Another reason the game is popular is that unlike tennis, you just show up and play with whomever is there. You get to meet new people, socialize and have fun at the same time. The game takes up about a quarter of the size of a tennis court and four people can play on a court instead of two. In Chico, they have converted many unused tennis courts into Pickleball courts and they are looking to convert more, it's so popular. So, on one court, instead of 2 people playing, with Pickleball you'd have 16 people playing.

Some of the benefits of having permanent courts would be, no portable net set up and transportation would be needed. The courts could be played on by anyone at any time. Permanent courts give the players a superior playing field, nothing to put up and down. Pickleball would also bring business to the Corning area. When I'm out playing, I buy gas, groceries, run errands and shop. When I travel, I look up if the city has a Pickleball court (there's an app) and I go play. I've played in Utah, Hawaii, Santa Barbara, Burbank, yes, it's that much fun!

In closing I will volunteer myself to get you more information if you have questions, as well as do any legwork in getting the project approved if you too believe the City of Corning would benefit. Thank you for your time and consideration.

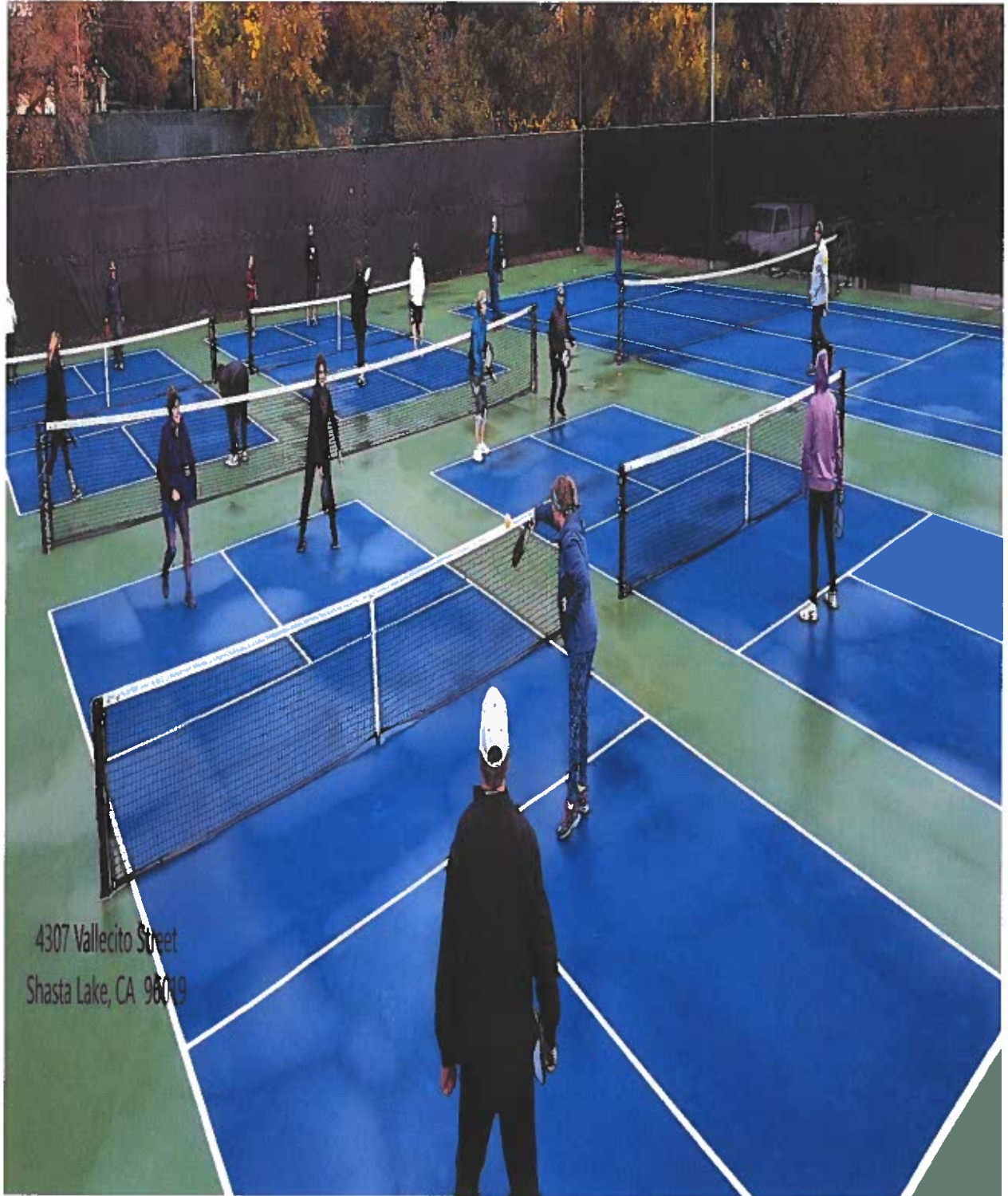
Sincerely,

Rosalie Henderson,

530-520-8158

20th St. Courts, Chico, CA





4307 Vallecito Street
Shasta Lake, CA 96049

**ITEM NO.: J-10
APPROVE ONE-YEAR BUILDING
CONSULTANT CONTRACT TO
PROVIDE THE CITY WITH BUILDING
INSPECTION, BUILDING CODE
ENFORCEMENT, AND PLAN REVIEW
SERVICES**

November 23, 2021

TO: HONORABLE MAYOR AND COUNCIL MEMBERS
FROM: KRISTINA MILLER, CITY CLERK
LISA M. LINNET, CITY CLERK

BACKGROUND:

The City's Building Department consists of one employee, Dan Redding, who in addition to other duties, reviews residential/commercial Building Plans, issues City Building Permits, performs residential/commercial Building Inspections and provides Code Enforcement services to the City.

As the City's Building Official, Mr. Redding is the sole member of the Building Department. The City has no one qualified to provide backup coverage on behalf of the City should Mr. Redding become sick, injured, or take vacation. On December 22, 2020, the City Council approved a Building Consultant Services Contract with John Fleming, a part-time Building Inspector with the City of Orland at the hourly rate of \$48/hr. to provide inspection services during Mr. Redding absence. This contract expires on January 10, 2021.

Mr. Fleming has stated his interest in renewing his contract for an additional year with a \$2 per hour rate increase. If approved, this would bring the contracted hourly rate to \$50 per hour. Staff now seeks City Council consideration and approval of the proposed one-year Contract with Mr. Fleming at the new rate of \$50 per hour.

FINANCIAL:

The proposed position would be on an "as needed" basis to cover during periods of extended illness, vacations, etc. at an hourly rate of \$50 per hour.

RECOMMENDATION:

MAYOR AND CITY COUNCIL:

- **APPROVE THE ONE-YEAR CONTRACT WITH JOHN FLEMING FOR BUILDING CONSULTANT SERVICES AT A RATE OF \$50 PER HOUR.**

**INDEPENDENT CONTRACTOR AGREEMENT
BETWEEN THE CITY OF CORNING
AND JOHN FLEMING FOR BUILDING INSPECTOR CONSULTANT SERVICES**

THIS AGREEMENT, made and entered into this 10th day of JANUARY 2022, is by and between the **City of Corning**, hereinafter referred to as “**CITY**” and **JOHN FLEMING**, an individual, hereinafter referred to as “**CONSULTANT**”.

**I.
RECITALS**

WHEREAS, CITY desires to temporarily use the professional services of a qualified Building Inspector to perform various duties and responsibilities for the City of Corning on a limited duration contract basis; and

WHEREAS, CITY, knowing that **CONSULTANT** is qualified and experienced and has specialized skills to perform certain building inspection services critically needed by the **CITY**, hereby contracts with **CONSULTANT**, and **CONSULTANT** is ready, willing, and able to perform such services for the **CITY** as its projects are presented to him on an independent contractor basis;

WHEREAS, CONSULTANT acknowledges and understands that this is a limited duration contract for services performed as an independent contractor and that **CONSULTANT** is not being appointed to a part-time or full-time position within the **CITY**.

NOW THEREFORE, in consideration of the mutual promises, covenants, and conditions set forth herein the parties agree as follows:

**II.
AGREEMENT FOR SERVICES**

CONSULTANT will provide to the **CITY** all necessary professional services to perform the duties and responsibilities of a building inspector on projects provided to him in the manner and method of his discretion and to do so to the satisfaction of the **CITY**, as set forth below. Such services shall include, but not be limited to the following:

- Act as technical advisor to the City Manager and City Council on all building code inspection & enforcement matters.
- Review/approve plans submitted for building permits ensuring compliance with applicable electrical, mechanical, plumbing, zoning, accessibility and other specialty codes and regulations of the City, County, State and Federal Agencies.
- Perform building inspections of residential, commercial, mobile home installations and accessory buildings, and industrial buildings.
- Enforce compliance with Uniform Electrical, Plumbing, Mechanical and Building Codes, Ordinances, etc.
- Identify and ensure correction of deficiencies in construction work; prepare list of corrections; and issue notices of non-compliance as necessary.
- Conducts public works construction inspections directly related to the enforcement of Construction Codes, Plans and Specifications.
- Prosecutes cases for non-compliance and testifies in court as necessary.

CONSULTANT will not perform managerial or front counter attendance activities and **CITY** will not direct, control or supervise the daily work of **CONSULTANT** in regard to any projects he is working on but will expect the end product to be completed to **CITY's** satisfaction.

CITY MANAGER will:

- Assume responsibility for **CITY's** records related to projects provided to **CONSULTANT**.

- Be the contact person in **CITY** for **CONSULTANT** with regard to projects provided to **CONSULTANT**.
- Not request services that, in the opinion of the **City Manager** or **CONSULTANT** would impair **CONSULTANT's** independent contractor status.

WORK DAYS AND HOURS: **CONSULTANT** will work for **CITY** on days and hours of his choosing on an "on-call" basis as dictated by the need to accomplish the tasks provided to him and such work will be performed at various locations in City Hall and in **CONSULTANT's** private residence or at other locations of **CONSULTANT's** choosing; however, in no event shall **CONSULTANT** work more than 960 collective hours for all local agency work performed for the fiscal year. Should Consultant need to meet with City Staff he shall schedule meetings in advance, and specifically indicate staff members he intends to meet with.

COMPENSATION: **CITY**, for and in consideration of the promises, covenants, conditions, and stipulations of **CONSULTANT** set forth herein, hereby agrees to provide, as total compensation to **CONSULTANT**, the following:

- **CONSULTANT** will provide the foregoing services at an **hourly rate of \$50.00** and will submit monthly invoices to the **CITY** which will be paid within thirty (30) days of submittal; and
- Reimbursement shall be made for all reasonable out-of-pocket expenses, such as long-distance phone charges and the cost of any stationary or other such materials provided by **CONSULTANT**. **CONSULTANT** shall provide **CITY** with documentation for these out-of-pocket expenses prior to reimbursement, through receipts, invoices, bills or otherwise. These out-of-pocket expenses are not considered compensation under this Contract; however, should such costs be deemed compensation under any applicable law, **CONSULTANT** will forego reimbursement of the same with this bullet point deemed struck from the contract as null and void.

TERM: This Agreement shall be on a temporary basis beginning **January 10, 2022** and ending on **January 10, 2023**, unless either party provides the other with earlier notice of termination. Either party may terminate the Agreement by providing the other party not less than thirty (30) calendar days written notice of termination. The termination shall become effective upon the 30th or later designated day following delivery of written notice thereof. **CONSULTANT** shall be compensated for all services performed to the effective date of termination.

CONSULTANT AS INDEPENDENT CONTRACTOR: It is understood that **CONSULTANT** is an Independent Contractor. **CONSULTANT** maintains an office separate from the **CITY** and is entitled to perform planning services for other clients in addition to **CITY**. **CITY** does not specify or control how **CONSULTANT** is to work but does approve or disapprove the final work product requested of **CONSULTANT**. **CITY** and **CONSULTANT** agree that, in executing his responsibilities under this Agreement, (1) **CONSULTANT** is free from the control and direction of **CITY** in connection with the performance of the work, both under this contract and the work in fact; (2) **CONSULTANT** performs work that is generally outside the **CITY'S** business operations; and (3) **CONSULTANT** is customarily engaged in this independently established trade.

INDEMNITY PROVISIONS: **CONSULTANT** agrees to indemnify, defend, and hold the **CITY** harmless from any and all losses, liability, damages, injury (to person or property), fines, fees, penalties, and/or other damages that arises, in any way, under the terms of the Contract Agreement and/or any alleged and/or actual negligent act, intentional act, or other circumstance caused by or performed by **CONSULTANT**, its agents, subcontractors, and/or employees. The obligations of this provision do not apply to injury, loss, damage, or other harm that arises from the sole and absolute negligence and/or intentional act of the **CITY**, its agents and/or employees.

COMMON LAW EMPLOYEE AND CalPERS PAYMENT: If **CONSULTANT'S** employment is found to be in violation of the retirement law and regulations and is unlawful employment that results in mandatory reinstatement from retirement, retroactive to the date the unlawful employment occurring. **CONSULTANT** will be required to reimburse CalPERS the amount of retirement allowance received during the period of unlawful employment and the member contributions that would have been paid to CalPERS. Such obligation is not the responsibility of **CITY**. **CITY**, however, would be required to pay the employer contributions plus interest owed retroactive to the reinstatement date, but nothing more.

ENTIRE AGREEMENT; MODIFICATION: This Agreement embodies the whole Agreement between the parties hereto and there are no inducements, promises, terms, conditions, or obligations made or entered into by **CITY** or **CONSULTANT** other than those contained herein. No modification, alterations, or variation in the terms of this Agreement shall be valid unless made in writing and signed by the parties hereto, and no oral understanding or agreement not incorporated herein shall be binding on any of the parties hereto.

Any notices required to be given, pursuant to this Agreement shall be deemed to have been given by their deposit, postage prepaid, in the United States Postal Service, addressed to the parties as follows:

City: Kristina Miller, City Manager
City of Corning
794 Third Street
Corning, CA 96021

Consultant: John Fleming
6170 County Road 200
Orland, CA 95963

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

CITY OF CORNING

PLANNING CONSULTANT

Kristina Miller, City Manager

JOHN FLEMING, Consultant

APPROVED AS TO FORM AND CONTENT:

Collin Bogener, City Attorney

ATTEST:

Lisa M. Linnet, City Clerk