



**CITY COUNCIL  
CLOSED SESSION AGENDA  
TUESDAY, JANUARY 25, 2022  
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 LEGAL COUNSEL – Existing Litigation pursuant to Paragraph (1) of subdivision (d) of Government Code § 54956.9.**

**One Case:**

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

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



**CITY COUNCIL  
MEETING AGENDA  
TUESDAY, JANUARY 25, 2022**

**CITY COUNCIL CHAMBERS IN PERSON  
AT 794 THIRD STREET**

**OR  
VIA ZOOM**

<https://us06web.zoom.us/j/9342948553?pwd=WFF2OVdJZnhldTZKRvJwZ1FSTFFtUT09>

Meeting ID: 934 294 8553

Passcode: 01252022

**OR BY PHONE**

(720) 707- 2699

Meeting ID: 934 294 8553

Passcode: 01252022

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

**B. ROLL CALL:**

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

**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: If there is anyone in the audience wishing to speak on items not already set on the Agenda, please come to the podium, and briefly identify the matter you wish to have placed on the Agenda. The Commission will then determine if such matter will be placed on the Agenda for this meeting, scheduled for a subsequent meeting, or recommend other appropriate action. If the matter is placed on tonight's Agenda, you will have the opportunity later in the meeting to return to the podium to discuss the issue. The law prohibits the Commission from taking formal action on the issue, however unless it is placed on the Agenda for a later meeting so that interested members of the public will have a chance to appear and speak on the subject.**

**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 January 11, 2022 Closed Session and Regular City Council Meeting with any necessary corrections:
3. January 20, 2022 Claim Warrant in the amount of \$345,429.96.
4. January 20, 2022 Business License Report.
5. Authorize Payment for Invoice No. 22649 in the amount of \$4,697.66 to R.E.Y Engineers for the Olive View School ATP Connectivity Project Engineering and Environmental Services.
6. Authorize Payment of Invoice #22648 in the amount of \$6,507.55 to R.E.Y. Engineers for the West Street School ATP Connectivity Project for Engineering and Environmental Services.

**H. ITEMS REMOVED FROM THE CONSENT AGENDA:**

**I. REGULAR AGENDA:**

7. Approve the Letter of Authorization for the Submittal of an Application to the Department of Resources Recycling and Recovery Senate Bill 1383 Local Assistance Grant Program
8. Consider Adoption of a Resolution Pursuant to Assembly Bill 361 Allowing the City of Corning City Council to Continue to Hold Meetings Remotely Without Compliance with the Provisions of Government Code Section 54953(B)(3).
9. Mayor Snow Request for Discussion and Possible Action in regards to Differences Between Cal OSHA and County of Tehama Quarantine and Isolation Guidelines

**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, JANUARY 21, 2022**



**CITY COUNCIL  
CLOSED SESSION MINUTES  
TUESDAY, JANUARY 11, 2022  
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: 5:30 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.**

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

**One Case:**

**a. Name of Case: City of Corning v. Trent Construction, et al. Case No.: CV24394**

Mayor Snow reported Direction was provided to staff in terms of Agency Items #1 and #2.

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

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**CITY OF CORNING  
CITY COUNCIL MEETING MINUTES  
TUESDAY, JANUARY 11, 2022  
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: Present:** Council members Dave Demo, Shelly Hargens, Jose "Chuy" Valerio and Mayor Robert Snow. Council member Karen Burnett was absent.

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

D. **INVOCATION:** Led by Jerry Lequia

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

1. **Proclamation: January 2022 – Human Trafficking Prevention and Awareness Month.** Maggie Michael, Empower Tehama Domestic Violence Victims Advocate, presented the Proclamation.
2. **Proclamation: January 2022 – National Stalking Awareness Month.** Maggie Michael, Empower Tehama Domestic Violence Victims Advocate, presented the Proclamation.

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

Diana Ramirez, Waste Management, provided an update on the upcoming bulky item pick up and collection calendars.

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.

3. **Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.**
4. **Waive the reading and approve the Minutes of the December 14, 2021 Closed Session and Regular City Council Meeting with any necessary corrections:**
5. **January 5, 2022 Claim Warrant in the amount of \$554,999.80.**
6. **January 5, 2022 Business License Report.**
7. **December 2021 Wages & Salaries: \$549,574.74.**
8. **December 2021 Treasurer's Report.**
9. **December 2021 Building Permit Valuation Report in the amount of \$3,083,480**
10. **December 2021 City of Corning Wastewater Operations Summary Report.**
11. **Authorize Payment for Invoices 21-216745-06 and 21-216746-05 in the amounts of \$22,366.20 and \$2,664.00, respectively under Task Order "C" to Armstrong Consultants.**
12. **Authorize Payment of Invoice #2255 in the amount of \$1,516.45 to R.E.Y. Engineers for the West Street School ATP Connectivity Project for Engineering and Environmental Services.**
13. **Authorize Payment of Invoice #22558 in the amount of \$10,091.89 to R.E.Y Engineers for the Olive View School ATP Connectivity Project for Engineering and Environmental Services.**

Council member Valerio moved to approve consent items 1-13; Vice Mayor Demo seconded the motion. 4-0 approved. Ayes: Snow, Demo, Valerio, and Hargens. Absent/Abstain/Opposed: Burnett. Motion was approved by a 4-0 vote.

## **H. ITEMS REMOVED FROM THE CONSENT AGENDA:**

### **I. REGULAR AGENDA:**

- 14. Approve Wastewater Treatment Plant Operations Contract Extension with Inframark for a One-Year Term through December 31, 2022.** Public Works Consultant, Robin Kampmann presented the item and explained the contract extension was necessary in order to allow the new General Permit for the Wastewater Treatment Plant to be issued. The extension contract would allow a consumer price increase at the same rate included in the previous contract. Vice Mayor Demo moved to approve the contract extension; Council member Hargens seconded the motion. 4-0 approved. Ayes: Snow, Demo, Valerio, and Hargens. Absent/Abstain/Opposed: Burnett. Motion was approved by a 4-0 vote.
- 15. Request City Council Direction on the Purchasing of a Programmable Sign(s)** Public Works Consultant, Robin Kampmann, presented two options for the City Council to consider. Option 1: a new portable digital message board. Option 2: replacement of the Transportation Center sign with a new monument sign and LED display. Vice Mayor Demo asked if the three lines on Option 1 are static and stated option 2 was not his original intent when he requested the item placed on the agenda. Mrs. Kampmann indicated it does appear the three lines are static. City Manager Miller mentioned a budget amendment would be included as part of the mid-year budget review for this purchase. After some discussion the City Council directed staff to pursue option 2: Replacement of the Transportation Center sign with a new monument sign and LED display that can be read from both sides. Mrs. Kampmann will provide a final proposal. Council directed staff to keep looking for a used portable digital sign.
- 16. Approve Plans and Specifications and Authorize Staff to Solicit Bids for the Northside Park Tennis Court/Pickleball Court Resurfacing Project.** Public Works Consultant, Robin Kampmann, presented the plans and specifications to resurface the Northside Park tennis courts into tennis courts and four pickleball courts. The courts will be changed to a blue and green color. Council member Hargens moved to approve the plans and specifications and authorized staff to solicit bids for the Northside Park Tennis Court/Pickleball Court Resurfacing Project; Council member Valerio seconded the motion. 4-0 approved. Ayes: Snow, Demo, Valerio, and Hargens. Absent/Abstain/Opposed: Burnett. Motion was approved by a 4-0 vote.
- 17. Direct Staff to Purchase Playground Equipment for Children's Park based on Two Options.** Recreation Coordinator, Christina Meeds, presented two options for playground equipment at Children's Park. Option 1: Park Planet Playground Equipment totaling \$42,246.34 and option 2: Kompan Equipment totaling \$43,800.32. There was some discussion about the durability of the Kompan equipment, as it is a natural wood product. Mrs. Meeds indicated a ten-year warranty is included. Councilmember Hargens moved to approve Option 2; authorize staff to purchase the quoted playground equipment and wood fiber; waive the formal bid process, as the purchase is exempt according to Section 3.12.082.4 of the Corning Municipal Code; approve payments being issued for equipment and wood fiber upon delivery; and authorize the AB 109 program to spread the wood fiber. Vice Mayor Demo seconded the motion. 4-0 approved. Ayes: Snow, Demo, Valerio, and Hargens. Absent/Abstain/Opposed: Burnett. Motion was approved by a 4-0 vote.
- 18. Adopt Inclement Weather Field Use Policy and Consider Request for Soccer Field Use in the Winter** Recreation Coordinator, Christina Meeds, presented the Corning Youth Soccer League's proposal to use Yost Park two days a week and Lennox Fields for games in January and February. Doing so, would allow FC Corning to continue their training as a premiere level team. Mrs. Miller presented the Inclement Weather Field Use Policy and explained the desire to support the team, while also not causing further damage to the fields. The Corning FC team coach provided some further background about the team and why use of the fields is necessary. The coach also explained they have used Yost Park during previous winters. It was suggested to contact the Paskenta Band of Nomlaki Indians for advice on turf maintenance. Vice Mayor Demo moved to adopt the inclement weather field use policy; and direct the City Manager and City Attorney to negotiate an agreement allowing Yost Park and Lennox Fields use by the Corning Youth Soccer League; Council member Hargens seconded the motion. 4-0 approved.

Ayes: Snow, Demo, Valerio, and Hargens. Absent/Abstain/Opposed: Burnett. Motion was approved by a 4-0 vote.

- 19. Consider Creation of a Proposition 68 Recreation Center and City Plaza Design Ad-Hoc Committee.** City Manager Miller recommended an ad-hoc committee be developed that consists of two members of the City Council, two members of the Recreation Commission, and three public members-at-large. She explained this will allow the City to expedite decision making while continuing to facilitate community input. The ad-hoc committee would not be able to make major changes to the grant. All recreation features included in the grant must be constructed. The ad-hoc committee is proposed to be responsible for the following:

1. Choosing equipment for the splash pad, recreation center and music play area.
2. Review the design of the building, with final decision by the City Council.
3. Select the mural that will be placed on the splash pad
4. Review and Approval of landscaping plans and options

Vice Mayor Demo motioned to approve the Proposition 68 Recreation Center and City Plaza Design Ad-Hoc Committee as presented; the appointment of Councilmember Hargens and Vice Mayor Demo as council member representatives on the ad-hoc committee; and to direct staff to initiate the application process for the public member-at-large positions for City Council consideration; Council member Valerio seconded the motion. 4-0 approved. Ayes: Snow, Demo, Valerio, and Hargens. Absent/Abstain/Opposed: Burnett. Motion was approved by a 4-0 vote.

- 20. Consider Remote or In-Person Meetings in-light of the COVID-19 Omicron Variant and Recent Increase in Cases.** City Manager Miller stated we are currently experiencing an increase in case rates in Tehama County, which prompted some question about whether City Council meetings should return to a remote setting or combined remote and in-person setting to allow those that do not feel comfortable attending in-person to still participate. She expressed there could be situations where staff were not able to attend because of quarantine or isolation orders. The City has the technology available to return to remote meetings. Should the City Council choose to offer both remote and in-person meetings, Mrs. Miller recommended the City Council authorize the purchase of the Meeting Owl Pro as it was successfully used to hold in person and remote meetings. Mayor Snow, Vice Mayor Demo, and Council members Valerio and Hargens expressed their preference for in-person meetings. Council member Hargens said she liked the option for remote meetings because it provides some flexibility. After some discussion, the City Council directed staff to purchase the Meeting Owl Pro that will allow residents to remote in. Staff would be required to continue attending in person unless they are under quarantine or isolation orders.

**PUBLIC COMMENT:** Mayor Snow reopened public comment. He stated he is against the new quarantine and isolation orders provided by Tehama County Public Health and feels the County should be consistent with the Centers for Disease Control and Prevention (CDC) quarantine and isolation orders.

**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:** None

**Burnett:** Not present

**Hargens:** None

**Valerio:** Provided details about the Chamber Installation Dinner

**Snow:** None

**N. ADJOURNMENT:** The meeting was adjourned at 7:56 PM.

Item #: G-3



## MEMORANDUM

**TO:** HONORABLE MAYOR AND COUNCIL MEMBERS

**FROM:** LORI SIMS  
ACCOUNTING TECHNICIAN

**DATE:** January 20, 2022

**SUBJECT:** Cash Disbursement Detail Report for the  
Tuesday January 25, 2022 Council Meeting

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**PROPOSED CASH DISBURSEMENTS FOR YOUR APPROVAL CONSIST OF THE FOLLOWING:**

<b>A.</b>	<b>Cash Disbursements</b>	<b>Ending 01-19-22</b>	<b>\$</b>	<b>252,413.56</b>
<b>B.</b>	<b>Payroll Disbursements</b>	<b>Ending 01-13-22</b>	<b>\$</b>	<b>93,016.40</b>

**GRAND TOTAL \$ 345,429.96**



REPORT.: Jan 20 22 Thursday  
 RUN...: Jan 20 22 Time: 10:00  
 Run By.: LORI SIMS

CITY OF CORNING  
 Cash Disbursement Detail Report  
 Check Listing for 01-22 thru 01-22 Bank Account.: 1020

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

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
032313	01/05/22	BUR08	BURNETT, KAREN S.	180.00	220105	REC INSTRUCTOR-REC
032314	01/05/22	COR09	CORNING CHAMBER OF COMM.	210.00	220105	CONF/MTGS-
032315	01/07/22	FIR11	FIRST NATIONAL BANK OMAHA	92.49	211228	SMALL TOOLS-FIRE
032316	01/07/22	FIR13	FIRST NATIONAL BANK OMAHA	173.49	004-56723	MAT & SUPPLIES-AIRPORT
032317	01/07/22	HIN01	HINDERLITER, DE LLAMAS &	1866.07	SIN011066	PROF SVCS-FINANCE
032318	01/11/22	FIR05	FIRST NATIONAL BANK OMAHA	1128.56	211228	MAT & SUPPLIES-
032319	01/11/22	FIR16	FIRST NATIONAL BANK OMAHA	712.79	211228	MAT & SUPPLIES-
032320	01/11/22	FIR10	FIRST NATIONAL BANK OMAHA	64.95	01072022	COMMUNICATIONS-DISPATCH
032321	01/11/22	FIR14	FIRST NATIONAL BANK OMAHA	1161.59	01102022	TRAINING/ED-
032322	01/11/22	WHI02	WHITE JR, JAMES A.	793.50	01102022	TRAINING/ED-POLICE
032323	01/13/22	FLE02	FLEMING, JOHN E.	1548.00	220107	PROF SVCS-BLD & SAFETY
032324	01/13/22	INF00	INFRAMARK, LLC	65831.78	69358	PROF SVCS-
032325	01/13/22	MBI00	MBIAH LLC	4793.28	211228	M'BIAH LLC-REC DEPT
032326	01/13/22	VCA01	VCA VALLEY OAK VETERINARY	447.91	936008717	K9 PROGRAM-POLICE
032327	01/13/22	WAR05	WARREN, DANA KARL	384.75	220112	REC INSTRUCTOR-REC
032328	01/18/22	ARA02	ARAMARK UNIFORM SERVICES	90.76 90.76 90.76 90.76	000287541 000292754 000298516 000303687	MAT & SUPPLIES-BLD MAINT MST & SUPPLIES-BLD MAINT MAT & SUPPLIES-BLD MAINT MAT & SUPPLIES-BLD MAINT
			Check Total.....:	363.04		
032329	01/18/22	ASB00	ASBURY ENVIRONMENTAL SERV	95.00	I50000785	MAT & SUPPLIES-MECH MAINT
032330	01/18/22	ATT13	AT&T	774.47	220111	COMMUNICATIONS-DISPATCH
032331	01/18/22	BAT01	BATTERIES PLUS	214.79	P47804599	MAT & SUPPLIES-POLICE
032332	01/18/22	BDI00	BDI	210.11	950225572	MAT & SUPPLIES-
032333	01/18/22	BEN03	LEXISNEXIS MATTHEW BENDER	157.41	2912185X	BOOKS/PERIODICS-LIBRARY
032334	01/18/22	BIG02	BIG VALLEY SANITATION, IN	205.00 125.00	96934 96936	CLEANING CONTRACT-STR BLD MAINT-SENIOR CENTER
			Check Total.....:	330.00		
032335	01/18/22	CAR12	CARREL'S OFFICE SOLUTIONS	16.21	AR41314	MAT & SUPPLIES-LIBRARY
032336	01/18/22	CHI06	CHICO POWER EQUIPMENT	127.60	341431	MAT & SUPPLIES-PARKS
032337	01/18/22	COM01	COMPUTER LOGISTICS, INC	3060.00	83091	EQUIP MAINT-
032338	01/18/22	COM06	COMCAST	13.20	220109	COMMUNICATIONS-PW ADMIN
032339	01/18/22	COP02	COPY CENTER	34.40	18201A	OFFICE SUPPLIES-WTR
032340	01/18/22	COR11	CORNING SAFE & LOCK	16.16 37.71	9151 9151A	MAT & SUPPLIES-PARKS MAT & SUPPLIES-REC
			Check Total.....:	53.87		
032341	01/18/22	COR2B	CORNING UNION HIGH SCHOOL	1586.85	AR2200231	REC INSTRUCTOR-REC
032342	01/18/22	CYR00	CYRACOM, LLC	25.00	1444461	COMMUNICATIONS-DISPATCH
032343	01/18/22	DEP12	DEPT OF JUSTICE	216.00	553589	PROF SVCS-
032344	01/18/22	GRA02	GRAINGER, W.W., INC	38.60 85.38	916997072 917028346	SMALL TOOLS- MAT & SUPPLIES-POOL
			Check Total.....:	123.98		
032345	01/18/22	INF00	INFRAMARK, LLC	74347.17 8376.44	71587 71803	PROF SVCS- PROF SVCS-WWTP
			Check Total.....:	82723.61		
032346	01/18/22	PAC29	PACE ANALYTICAL SERVICES,	162.40	220016328	PROF SVCS-WTR DEPT
032347	01/18/22	PAT02	PATTERSON ELECTRIC, INC.	287.69	6104	BLD MAINT-POLICE
032348	01/18/22	PAY01	PAYGOV.US LLC	2051.30	890	COVID 19-FINANCE
032349	01/18/22	PGE05	PG&E	3131.64	220105	FIRE-ELECT & GAS
032350	01/18/22	QUI02	QUILL CORPORATION	122.23	21953347	OFFICE SUPPLIES-

REPORT.: Jan 20 22 Thursday  
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CITY OF CORNING  
 Cash Disbursement Detail Report  
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Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
032350	01/18/22	QUI02	QUILL CORPORATION	115.85 89.90 21.54 64.60 73.25	22198386 22199183 22199953 22199967 22203031	COVID 19-GEN CITY COVID 19-GEN CITY OFFICE SUPPLIES-BLD & SAFETY COVID 19-GEN CITY COVID 19-GEN CITY
Check Total.....:				487.37		
032351	01/18/22	SEI01	SEILER, ROY R., CPA	2541.80	30436	PROF SVCS-FINANCE
032352	01/18/22	TEH15	TEHAMA CO SHERIFF'S DEPT	24.50	01132022	PROF SVCS-POLICE
032353	01/18/22	TPX00	TPX COMMUNICATIONS	705.41	151547770	COMMUNICATIONS-
032354	01/18/22	VER02	VERIZON WIRELESS	228.06	989631489	COMMUNICATIONS-DISPATCH
032355	01/19/22	BDI00	BDI	59.80	950226725	MAT & SUPPLIES-
032356	01/19/22	BLU01	BLUEGLOBES, LLC.	73.74 350.80	004-56881 004-56890	MAT & SUPPLIES-AIRPORT MAT & SUPPLIES-AIRPORT
Check Total.....:				424.54		
032357	01/19/22	CRO05	CROSS PETROLEUM	815.00	CL17054	MAT & SUPPLIES-
032358	01/19/22	GAY02	GAYNOR TELESYSTEMS, INC	1890.00	INV40489	COMMUNICATIONS-
032359	01/19/22	GRE06	GREG'S HEATING & A/C	225.00	24022	BLD MAINT-SENIOR CENTER
032360	01/19/22	KNI00	KNIFE RIVER CONSTRUCTION	847.28	265105	A/C CITYWIDE-STR
032361	01/19/22	MOO07	MOORE & BOGENER, INC.	1053.63	12644	CONSULT SVCS-
032362	01/19/22	NOR47	NORTHSTAR	9798.75 1303.75	78387 78450	PROF SVCS-PW ADMIN CONSULT LIT-LGL SVCS (SOLANO ST)
Check Total.....:				11102.50		
032363	01/19/22	PAC29	PACE ANALYTICAL SERVICES,	162.40	220040028	PROF SVCS-WTR DEPT
032364	01/19/22	PAT02	PATTERSON ELECTRIC, INC.	95.00 95.00 289.65	5989 6017 6103	MAT & SUPPLIES-SWR MAT & SUPPLIES-SWR MACH/EQUIP-FINANCE
Check Total.....:				479.65		
032365	01/19/22	PGE01	PG&E	25383.27	220113	Electricity General City-
032366	01/19/22	PGE09	PG&E	207.10	220113	ELECT-STONEFOX L&L-Z1, D2
032367	01/19/22	PGE2A	PG&E	43.57	220113	ELECT-BLUE HERON CT
032368	01/19/22	QUI02	QUILL CORPORATION	24.21	22118525	OFFICE SUPPLIES-
032369	01/19/22	RES04	RESERVE ACCOUNT	3000.00	220114	COMMUNICATIONS-
032370	01/19/22	REY05	R.E.Y. ENGINEERS, INC.	6507.55 4697.66	22648 22649	PROF SVCS ADMIN-ATP-WEST ST SCHOOL PROF SVCS ADMIN-ATP-OLIVE VIEW SCHOOL
Check Total.....:				11205.21		
032371	01/19/22	SMI00	SMITH, JENNIFER	11.12	220111	MAT & SUPPLIES-
032372	01/19/22	SUN16	SUNBEAM SOLAR OPERATIONS	5282.25	160743	ELECT-
032373	01/19/22	SWR01	SWRCB	10934.00	WD0196875	RWQCB ANNUAL PERMIT-WWTP
032374	01/19/22	TRI02	TRI-COUNTY NEWSPAPERS	74.63	00274948	Print/Advert. City Clerk
032375	01/19/22	QUI02	QUILL CORPORATION	10.44 43.09	22001284 22036905	COMP/EQUIP/SOFT-FIRE OFFICE SUPPLIES-FIRE
Check Total.....:				53.53		
Cash Account Total.....:				252413.56		
Total Disbursements.....:				252413.56		
Cash Account Total.....:				.00		

REPORT.: Jan 20 22 Thursday  
RUN....: Jan 20 22 Time: 10:00  
Run By.: LORI SIMS

CITY OF CORNING  
Cash Disbursement Detail Report - Payroll Vendor Payment(s)  
Check Listing for 01-22 thru 01-22 Bank Account.: 1025

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

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
12959	01/13/22	BAN03	POLICE OFFICER ASSOC.	300.00	C20111	POLICE OFFICER ASSOC
12960	01/13/22	CAL37	CALIFORNIA STATE DISBURSE	138.46	C20111	WITHHOLDING ORDER
12961	01/13/22	COA05	COAST PROFESSIONAL INC.	322.45	C20111	WageOrder #WG2095564
12962	01/13/22	EDD01	EMPLOYMENT DEVELOPMENT	6682.38 1858.02	C20111 1C20111	STATE INCOME TAX SDI
			Check Total.....:	8540.40		
12963	01/13/22	FED00	FEDERAL PAYROLL TAXES (EF	17754.87 20661.44 4832.06	C20111 1C20111 2C20111	FEDERAL INCOME TAX FICA MEDICARE
			Check Total.....:	43248.37		
12964	01/13/22	ICM01	ICMA RETIREMENT TRUST-457	2526.24 185.00	C20111 1C20111	ICMA DEF. COMP ICMA DEF. COMP ER PD
			Check Total.....:	2711.24		
12965	01/13/22	PERS1	PUBLIC EMPLOYEES RETIRE	26748.62	C20111	PERS PAYROLL REMITTANCE
12966	01/13/22	PERS4	Cal Pers 457 Def. Comp	2311.59 497.50	C20111 1C20111	PERS DEF. COMP. PERS DEF. COMP. ER P
			Check Total.....:	2809.09		
12967	01/13/22	TEH16	TEHAMA COUNTY SHERIFF'S O	110.89	C20111	WageOrder F#20000149
12968	01/13/22	VAL06	VALIC	2094.38 172.50	C20111 1C20111	AIG VALIC P TAX AIG VALIC P TAX ER P
			Check Total.....:	2266.88		
12969	01/13/22	\BAN4	BANNER BANK-323371076	1200.00 2450.00	C20111 1C20111	BANNER BANK-SAVINGS HSA DEDUCTIBLE
			Check Total.....:	3650.00		
12970	01/13/22	\CCB1	CORNERSTONE COMMUNITY BAN	50.00 50.00 100.00	C20111 1C20111 2C20111	CORNERSTONE CMTY BNK CORNERSTONE CMTY BNK CORNERSTONE CMTY BNK
			Check Total.....:	200.00		
12971	01/13/22	\OECU	OPER ENG FED CU-321176260	220.00	C20111	CREDIT UNION SAVINGS
12972	01/13/22	\WEL1	WELLS FARGO - 121042882	1750.00	C20111	WELLS FARGO
			Cash Account Total.....:	93016.40		
			Total Disbursements.....:	93016.40		
			=====			

Item No: G-4

Date.: Jan 20, 2022  
Time.: 10:25 am  
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
CASTLETON CONSTRUCTI	25064 REEVES RD	LOS MOLINOS, CA 96055	GENERAL BUILDING CONTRACTOR	01/07/22
WAIT ROOFING & SEAML	1499 BELTLINE RD	REDDING, CA 96003	ROOFING & GUTTER CONTRACTOR	01/13/22

ITEM NO.: G-5  
AUTHORIZE PAYMENT OF INVOICE  
#22649 IN THE AMOUNT OF \$4697.66 TO  
R.E.Y. ENGINEERS FOR THE OLIVE  
VIEW SCHOOL ATP CONNECTIVITY  
PROJECT ENGINEERING AND  
ENVIRONMENTAL SERVICES

January 25, 2022

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: KRISTINA MILLER, CITY MANAGER

ROBIN KAMPMANN, PE; PUBLIC WORKS/ENGINEER CONSULTANT

**SUMMARY:**

Staff requests Council authorize payment of invoice #22649 for R.E.Y. Engineers for engineering and environmental services for the Olive View School ATP Connectivity Project in the amount of \$4697.66. This will be the fifth payment for this contract.

A summary of work completed between December 1<sup>st</sup> to December 31<sup>st</sup> is attached to the invoice.

**BACKGROUND:**

On July 27, 2021 Council awarded the Professional Engineering and Environmental Services contract for the Olive View School Connectivity Project to R.E.Y. Engineers in the amount of \$175,000.00.

**FUNDING:**

The City of Corning was awarded an ATP Grant for the Olive Street School Connectivity Project in the amount of \$1,118,000.00 to prepare plans, and to construct new sidewalks, curbs, gutters, and crosswalks to close gaps in the existing sidewalk infrastructure adjacent to the school.

**RECOMMENDATION:**

**MAYOR AND COUNCIL AUTHORIZE PAYMENT OF INVOICE #22649 IN THE AMOUNT OF \$4697.66 TO R.E.Y. ENGINEERS FOR THE OLIVE VIEW SCHOOL ATP CONNECTIVITY PROJECT ENGINEERING AND ENVIRONMENTAL SERVICES.**



**R.E.Y. ENGINEERS, INC.**

Civil Engineers | Land Surveyors | LiDAR

905 Sutter Street, Suite 200  
Folsom, CA 95630

City of Corning  
794 Third Street  
Corning, CA 96021

Invoice number 22649  
Date 01/14/2022

Project: 1804.002 Olive View School Connectivity  
Scope of Work: Project No. 118-77727-9006 / ATPSBIL-5161(018)

---

Professional services through December 31, 2021

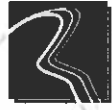
---

Description	Contract Amount	Percent Compl	Total Billed	Prior Billed	Current Billed
1 Project Approval and Environmental Document	30,000.00	100.00	30,000.00	25,302.34	4,697.66
2 Plans, Specifications, and Estimates	133,000.00	0.00	0.00	0.00	0.00
3 Right of Way	12,000.00	0.00	0.00	0.00	0.00
4 Utility A Letters	0.00	100.00	643.82	643.82	0.00
Total	175,000.00	17.45	30,643.82	25,946.16	4,697.66

Invoice total 4,697.66

**Aging Summary**

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
22649	01/14/2022	4,697.66	4,697.66				
	Total	4,697.66	4,697.66	0.00	0.00	0.00	0.00



REY. ENGINEERS, INC.  
CIVIL ENGINEERS | LAND SURVEYORS | UDR

January 14, 2022

City of Corning  
794 Third Street  
Corning, CA 96021

Attention: Robin Kampmann, City Engineer

Status Report: Olive View Elementary School Connectivity Project  
Period: December 1 – December 31, 2021

Work Performed This Period:

- Preliminary Engineering
  - Project Management
    - Invoice preparation
  - Environmental Services
    - No work this month
  - Topo / Boundary
    - No work this month
  - Preliminary Design
    - Prepared plan sheets to convey constraints and challenge areas
    - 12/15 Review constraints with City of Corning
- Additional Tasks
  - No additional tasks this month

Work Anticipated for Next Period and Beyond:

- Move to Phase 2 Plans Specifications and Estimates
  - Advanced design in areas without constraints

Issues / Concerns:

- None identified at this time

Budget Status:

- Project is operating within budget.

Budget Summary:

Description	Contract Amount	Percent Complete	Total Billed
1 Project Approval and Environmental Document	\$30,000.00	100	\$30,000.00
2 Plans, Specifications and Estimates	\$133,000.00	0	\$0.00
3 Right of Way	\$12,000.00	0	\$0.00
Additional Tasks			
4 Utility A Letters		100	\$643.82
Total	\$175,000.00	17.45	\$30,643.82

Submitted By,

Aaron Brusatori, PE

ITEM NO.: G-6  
AUTHORIZE PAYMENT OF INVOICE  
#22648 IN THE AMOUNT OF \$6507.55 TO  
R.E.Y. ENGINEERS FOR THE WEST  
STREET SCHOOL ATP CONNECTIVITY  
PROJECT ENGINEERING AND  
ENVIRONMENTAL SERVICES

January 25, 2022

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: KRISTINA MILLER, CITY MANAGER

ROBIN KAMPMANN, PE; PUBLIC WORKS/ENGINEER CONSULTANT 

**SUMMARY:**

Staff requests Council authorize payment of invoice #22648 for R.E.Y. Engineers for engineering and environmental services for the West Street School ATP Connectivity Project in the amount of \$6507.55. This will be the fifth payment for this contract.

A summary of work completed between December 1<sup>st</sup> to December 31<sup>st</sup> is attached to the invoice.

**BACKGROUND:**

On July 27, 2021 Council awarded the Professional Engineering and Environmental Services contract for the West Street School Connectivity Project to R.E.Y. Engineers in the amount of \$190,000.00.

**FUNDING:**

The City of Corning was awarded an ATP Grant for the West Street School Connectivity Project in the amount of \$1,304,000.00 to prepare plans, and to construct new sidewalks, curbs, gutters, and crosswalks to close gaps in the existing sidewalk infrastructure adjacent to the school.

**RECOMMENDATION:**

**MAYOR AND COUNCIL AUTHORIZE PAYMENT OF INVOICE #22648 IN THE AMOUNT OF \$6507.55 TO R.E.Y. ENGINEERS FOR THE WEST STREET SCHOOL ATP CONNECTIVITY PROJECT ENGINEERING AND ENVIRONMENTAL SERVICES**





**R.E.Y. ENGINEERS, INC.**

Civil Engineers | Land Surveyors | LiDAR

905 Sutter Street, Suite 200  
Folsom, CA 95630

City of Corning  
794 Third Street  
Corning, CA 96021

Invoice number 22648  
Date 01/14/2022

Project: 1804.001 West Street School Connectivity  
Scope of Work: Project No. 118-77727-9007 / ATPSBIL-5161(017)

---

Professional services through December 31, 2021

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Description	Contract Amount	Percent Compl	Total Billed	Prior Billed	Current Billed
1 Project Approval and Environmental Document	30,000.00	100.00	30,000.00	28,097.06	1,902.94
2 Plans, Specifications, and Estimates	145,000.00	3.18	4,604.61	0.00	4,604.61
3 Right of Way	15,000.00	0.00	0.00	0.00	0.00
4 Utility A Letters	0.00	100.00	884.42	884.42	0.00
Total	190,000.00	18.59	35,489.03	28,981.48	6,507.55

Invoice total 6,507.55

**Aging Summary**

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
22648	01/14/2022	6,507.55	6,507.55				
	Total	6,507.55	6,507.55	0.00	0.00	0.00	0.00



R.E.Y. ENGINEERS, INC.  
CIVIL ENGINEERS | LAND SURVEYORS | UDAF

January 14, 2022

City of Corning  
794 Third Street  
Corning, CA 96021

Attention: Robin Kampmann, City Engineer

Status Report: West Street Elementary School Connectivity Project  
Period: December 1 – December 31, 2021

Work Performed This Period:

- Project Approval and Environmental Document
  - Project Management
    - Invoice preparation
  - Environmental Services
    - No work this month
  - Topographic data collection
    - No work this month
  - Preliminary Design
    - No work this month
  - PS&E
    - Advanced preliminary design toward 60%
- Additional Tasks
  - No additional tasks this month

Work Anticipated for Next Period and Beyond:

- Preliminary Design
  - Advance 60% design with alternative which avoids right of way acquisition

Issues / Concerns:

- Need to coordinate the driveway location with the school project.

Budget Status:

- Project is operating within budget.

Budget Summary:

Description	Contract Amount	Percent Complete	Total Billed
1 Project Approval and Environmental Document	\$30,000.00	100	\$30,000.00
2 Plans, Specifications and Estimates	\$145,000.00	3.18	\$4,604.61
3 Right of Way	\$15,000.00	0	\$0.00
Additional Tasks			
4 Utility A Letters		100	\$884.42
Total	\$190,000.00	18.59	\$35,489.03

Submitted By,

Aaron Brusatori, PE

**ITEM NO.: I-7**

**APPROVE LETTER OF AUTHORIZATION FOR  
THE SUBMITTAL OF AN APPLICATION TO  
THE DEPARTMENT OF RESOURCES  
RECYCLING AND RECOVERY (CALRECYCLE)  
SENATE BILL 1383 LOCAL ASSISTANCE  
GRANT PROGRAM**

**January 25, 2022**

**TO: HONORABLE MAYOR AND COUNCIL MEMBERS**

**FROM: KRISTINA MILLER, CITY MANAGER**  
**PAUL FREUND, ORGANIC MATERIALS PROGRAM COORDINATOR, TEHAMA  
COUNTY SOLID WASTE MANAGEMENT AGENCY**

**SUMMARY:**

The Senate Bill 1383 (SB 1383) Local Assistance Grant Program is a new one-time grant available to all jurisdictions in California to help in implementing the requirements of the SB 1383 regulations. The Agency will use the grant funds for personnel time to perform inspections, conduct outreach and education, perform required waste sampling, and track procurement. Additionally, funds may be used for training staff, purchasing supplies to assist generators, food recovery organizations and services, and jurisdictions in complying with the regulations, as well as producing and distributing educational materials.

Opting to not apply for funds will result in the Agency not receiving approximately \$20,000.00 in SB 1383 Local Assistance Grant Program funds to assist the Agency in outreach and implementation expenses it incurs on behalf of the City.

**FINANCIAL:**

Not approving the Letter of Authorization will result in the Agency not receiving approximately \$20,000.00 in CalRecycle SB 1383 Local Assistance Grant Program funds. There is no grant match requirement.

**RECOMMENDATION:**

**THAT MAYOR AND COUNCIL APPROVE THE LETTER OF AUTHORIZATION FOR THE  
SUBMITTAL OF AN APPLICATION TO THE DEPARTMENT OF RESOURCES RECYCLING AND  
RECOVERY SB 1383 LOCAL ASSISTANCE GRANT PROGRAM**



# City of Corning

794 Third St. Corning, CA 96021 (530) 824-7029

January 25, 2022

**Subject: Letter of Authorization for the Submittal of an Application to the Department of Resources Recycling and Recovery Senate Bill 1383 Local Assistance Grant Program**

I am the City Manager of the City of Corning. I am authorized to contractually bind the City of Corning. Pursuant to this authority, I hereby authorize the Tehama County Solid Waste Management Agency to submit a regional application and act as Lead Agency on behalf of the City of Corning. The Tehama County Solid Waste Management Agency is hereby authorized to execute all documents necessary to implement the project under the SB 1383 Local Assistance Grant Program.

This authorization is effective as long as the Resolution is in effect.

---

**Kristina Miller, City Manager**  
794 Third St.  
Corning, CA 96021  
(530) 824-7029



# Application Certification

**Application Information**

Applicant: Tehama County Solid Waste Management Agency

Cycle Name: SB 1383 Local Assistance Grant Program

Cycle Code: OWR1

Grant ID: 24900

Grant Funds Requested: \$117,380.00

Matching Funds: \$0.00 (if applicable)

Application Due Date: 02/01/2022

Secondary Due Date: 03/01/2022

**Participants**

Participant Name	County	Lead
City of Corning	Tehama	
City of Red Bluff	Tehama	
City of Tehama	Tehama	
Tehama County	Tehama	
Tehama County Solid Waste Management Agency	Tehama	X

**Contacts**

Name	Title	Prime	Second	Auth	Cnsit	Prtcpnt. Auth
Paul Freund	Organic Materials Program Coordinator		X			
Rachel Ross-Donaldson	Agency Manager	X		X		

**Budget**

Category Name	Amount
Admin Costs	\$10,000.00
Collection	\$0.00
Education	\$10,000.00
Enforcement	\$20,000.00
Equipment	\$5,000.00
Indirect Costs	\$11,738.00
Marketing/Promotion/Outreach	\$20,000.00
Materials	\$5,000.00
Personnel	\$20,000.00
Training	\$3,000.00
Upgrade/Expansion	\$12,642.00

Documents	Document Title	Received Date
-----------	----------------	---------------

**Required**

Application Certification

<https://secure.calrecycle.ca.gov/Grants/Grant/Grant.aspx?GrantID=24900>

Date Generated: January 14, 2022 8:34 AM

# Application Certification

## Required By Secondary Due Date

Resolution - Individual Application

Resolution - Regional Application Lead Participant

## Other Supporting Document(s)

Draft Resolution

TCSWMA SB 1383 Grant Reso draft (CMB 22.01.11)

1/14/2022

Joint Powers Agreement

TCSWMA JPA Agreement

1/5/2022

Letter of Authorization/Resolution

Letter of Designation

## Resolution

1383 Local Assistance Grant Program: Check the following, as applicable. See Application Guidelines and Instructions for more information.

☒ Applicant acknowledges that its approved Resolution must be uploaded no later than the secondary due date.

## Program Questions

California Labor Code section 1782 prohibits a charter city from receiving state funding or financial assistance for construction projects if that charter city does not comply with Labor Code sections 1770-1782. If any applicants or participating jurisdictions are charter cities or joint powers authorities that include charter cities, the lead applicant must certify that Labor Code section 1782 does not prohibit any included charter city from receiving state funds for the project described in this application. If it is determined after award that a participating jurisdiction is a charter city prohibited from receiving state funds for this grant project, the grant will be terminated and any disbursed grant funds shall be returned to CalRecycle.

If any applicant or participating jurisdiction is a charter city or a joint powers authority that contains one or more charter cities, does Labor Code section 1782 prohibit those charter cities from receiving state funding for the project described in this grant application? Check the following, as applicable.

☒ Not Applicable. This application does not include any charter cities.

1383 Local Assistance Grant Program: Will your jurisdiction have an enforceable ordinance(s), or similarly enforceable mechanism pursuant to section 18981.2 of Title 14 of the California Code of Regulations submitted to CalRecycle by April 1, 2022?

☒ Yes

1383 Local Assistance Grant Program: If you are a Special District, do you provide solid waste collection services?

☒ Not Applicable

## Conditions and Certification

### Condition of Application Submittal: Acceptance of Grant Agreement Provisions

In the event the Applicant is awarded a grant, the submittal of this Application constitutes acceptance of all provisions contained in the Grant Agreement, which may consist of the following:

- Executed Grant Agreement Cover Sheet and any approved amendments
- Exhibit A - Terms and Conditions
- Exhibit B - Procedures and Requirements
- Exhibit C - Application with revisions, if any, and any amendments

### Environmental Justice:

In the event Applicant is awarded a grant, submittal of this Application constitutes acceptance of the following; that in the performance of the Grant Agreement, Applicant/Grantee shall conduct their programs, policies, and activities that substantially affect human health or the environment in a manner that ensures the fair treatment of people of all races, cultures, and income levels, including minority populations and low-income populations of the State. (see Govt. Code §65040.12(e) and Pub. Resources Code §71110(a))

<https://secure.calrecycle.ca.gov/Grants/Grant/Grant.aspx?GrantID=24900>


Date Generated: January 14, 2022 8:34 AM

Page 2 of 3

# Application Certification

## Certification:

I declare under penalty of perjury under the laws of the State of California, that funds have been allocated for the project(s)/activities identified in the grant application and that sufficient funds are available to complete the project(s)/activities identified in the grant application, that I have read the Application Guidelines and Instructions and that all information submitted for CalRecycle's consideration for award of grant funds is true and correct to the best of my knowledge, and that on behalf of the Applicant I accept the above conditions of submittal.

x   
*Signature of Signature Authority (as authorized in Resolution or Letter of Commitment) or Authorized Designee (as authorized in Letter of Designation, submitted with this Application)*

1/14/22  
Date

Rachel Ross-Donaldson  
Print Name

Agency Manager  
Print Title

**IMPORTANT!** Applicant must print out this document, have the Signature Authority sign it, upload signed document to the application system, and retain the original hard copy document in your cycle file.

**ITEM NO.: I-8**

**CONSIDER ADOPTION OF A RESOLUTION  
PURSUANT TO ASSEMBLY BILL 361 ALLOWING  
THE CITY OF CORNING CITY COUNCIL TO  
CONTINUE TO HOLD MEETINGS REMOTELY  
WITHOUT COMPLIANCE WITH THE PROVISIONS  
OF GOVERNMENT CODE SECTION 54953(B)(3).**

**January 25, 2022**

**TO: HONORABLE MAYOR AND COUNCILMEMBERS**

**FROM: KRISTINA MILLER, CITY MANAGER**  
**COLLIN BOGENER, CITY ATTORNEY**



### **BACKGROUND AND DISCUSSION**

On June 11, 2021, Governor Newsom issued Executive Order N-08-21, which among other things rescinded his prior Executive Order N-29-20 and set a date of October 1, 2021, for public agencies to transition back to public meetings held in full compliance with the Brown Act.

Recently, the legislature has taken action to extend the COVID-19 exceptions to the Brown Acts' teleconference requirements, subject to some additional safeguards. AB 361 allows a local agency to use teleconferencing in any of the following circumstances without complying with the Brown Act provisions:

- The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing.
- The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.
- The legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

A local agency that holds a meeting under these circumstances would be required by AB 361 to follow the steps listed below, in addition to giving notice of the meeting and posting agendas as required under the Brown act. These additional requirements are intended to protect the public's right to participate in the meetings of local agency legislative bodies. Pursuant to AB 361 local agencies are required to do all of the following in addition to meeting notice requirements under the Brown Act:

- Allow the public to access the meeting and require that the agenda provide an opportunity for the public to directly address the legislative body pursuant to the Brown Act's other teleconferencing provisions.
- In each instance when the local agency provides notice of the teleconferenced meeting or posts its agenda, give notice for how the public can access the meeting and provide public comment.



- Identify and include in the agenda an opportunity for all persons to attend via a call-in or an internet-based service option; the legislative body needs not provide a physical location for the public to attend or provide comments.
- Conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the public.
- Stop the meeting until public access is restored in the event of a service disruption that either prevents the local agency from broadcasting the meeting to the public using the call-in or internet-based service option or is within the local agency's control and prevents the public from submitting public comments (any actions taken during such a service disruption can be challenged under the Brown Act's existing challenge provisions).
- Not require comments be submitted in advance (though the legislative body may provide that as an option) and provide the opportunity to comment in real time.
- Provide adequate time for public comment, either by establishing a timed public comment period or by allowing a reasonable amount of time to comment.
- If the legislative body uses a third-party website or platform to host the teleconference, and the third-party service requires users to register to participate, the legislative body must provide adequate time during the comment period for users to register and may not close the registration comment period until the comment period has elapsed.

The above rules will need to be adhered to by the City of Corning, if the resolution is adopted.

AB 361 also provides that, if the state of emergency remains active for more than 30 days, a local agency must make the following findings by majority vote every 30 days to continue using the bill's exemption to the Brown Act teleconferencing rules:

- The legislative body has reconsidered the circumstances of the emergency; and
- Either of the following circumstances exist: The state of emergency continues to directly impact the ability of members to meet safely in person, or State or local officials continue to impose or recommend social distancing measures.

The goal of AB 361 is "to improve and enhance public access to local agency meetings during the COVID-19 pandemic and future applicable emergencies, by allowing broader access through teleconferencing options" consistent with Executive Order N-29-20. The bill contains an urgency clause, which became effective upon signing with a sunset of January 1, 2024.

### **RECOMMENDATION:**

#### **MAYOR AND COUNCIL:**

Adopt Resolution No. 01-25-2022-01 Pursuant to AB 361 Allowing the City of Corning City Council to Continue to Hold Meetings Remotely without Compliance with the Provisions of Government Code Section 54953(b)(3).

### **ATTACHMENT**

1. Proposed Resolution

**RESOLUTION NO. 01-25-2022-01**

**A RESOLUTION OF THE CITY OF CORNING AS A RESULT OF A LOCAL EMERGENCY AND  
AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF  
THE CITY OF CORNING PURSUANT TO BROWN ACT PROVISIONS.**

**WHEREAS**, the City of Corning is committed to preserving and nurturing public access and participation in meetings of the City Council; and

**WHEREAS**, the Brown Act, Government Code section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

**WHEREAS**, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

**WHEREAS**, on March 4, 2020, the Governor proclaimed pursuant to his authority under the California Emergency Services Act, California Government Code section 8625, that a state of emergency exists with regard to a novel coronavirus (a disease now known as COVID-19); and

**WHEREAS**, on June 4, 2021, the Governor clarified that the "reopening" of California on June 15, 2021 did not include any change to the proclaimed state of emergency or the powers exercised thereunder; and

**WHEREAS**, as of the date of this Resolution, neither the Governor nor the Legislature have exercised their respective powers pursuant to California Government Code section 8629 to lift the state of emergency either by proclamation or by concurrent resolution in the state Legislature; and

**WHEREAS**, the continued local rates of transmission of the virus and variants causing COVID-19 are such that meeting in person would present imminent risks to the health or safety of attendees of public meetings;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CORNING HEREBY RESOLVE AS  
FOLLOWS:**

**Section 1. Recitals.** The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

**Section 2. Proclamation of Local Emergency.** The City Council hereby proclaims that a local emergency now exists throughout the City, and social distancing orders are currently in place and needed to protect the health and safety of the citizens.

**Section 3. Remote Teleconference Meetings.** The staff and legislative bodies of the City of Corning are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

**Section 4. Effective Date of Resolution.** This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of thirty (30) days from adoption of the Resolution or

such time the City Council adopts a subsequent Resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the legislative bodies of the City Council may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

PASSED AND ADOPTED by the City Council of the City of Corning this 25th day of January, 2022 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

---

Robert Snow, Mayor

ATTEST:

---

Lisa Linnet, City Clerk

**ITEM NO.: I-9  
MAYOR SNOW REQUEST FOR DISCUSSION  
AND POSSIBLE ACTION IN REGARDS TO CAL  
OSHA AND COUNTY OF TEHAMA  
QUARANTINE AND ISOLATION GUIDELINES**

**January 25, 2022**

**TO: HONORABLE MAYOR AND COUNCIL MEMBERS**

**FROM: KRISTINA MILLER, CITY MANAGER  
COLLIN BOGENER, CITY ATTORNEY**

**SUMMARY:**

During public comment during the January 11, 2022 City Council meeting Mayor Snow expressed his frustration with the County of Tehama's quarantine and isolation guideline being more strict than the State of California. Since this time, Tehama County Public Health Officer, Jennifer Brown, reduced quarantine and isolation guidelines to be consistent with the State for fully vaccinated with booster, and fully vaccinated not yet eligible for a booster shot individuals. The attached tables highlight in grey where two major differences exist. The first major difference is a ten (10) day quarantine requirement by the County of Tehama versus a five (5) day quarantine requirement by Cal OSHA for unvaccinated or booster eligible but not yet boosted individuals. The second major difference is a ten (10) day isolation requirement versus five (5) days isolation requirement by Cal OSHA for unvaccinated or not fully vaccinated individuals. Symptoms must not be present for both five (5) day requirements.

The City Attorney, Collin Bogener, researched whether the City had to follow the Tehama County Public Health Officer's orders at the request of Mayor Snow. Below is a summary of his findings.

The general rule pertaining to county vs. city authority for public health orders is as follows:

"Cities within a county are bound by county rules and regulations adopted by the county pursuant to [state emergency laws] during a county proclaimed local emergency when the local emergency includes both incorporated and unincorporated territory of the county." 62 Cal. Op. Att'y Gen. 701 (1979)

The reasoning in the decision cited is that the state emergency response laws seek to ensure coordination among governments and that purpose will be undermined, if incorporated cities within the county could adopt "different and perhaps even conflicting regulations to apply to the same problem relating to the same emergency in the same county." (*Id.*) In short, the decision held that a county decision issued in response to a local health order: (1) may be applied within an incorporated jurisdiction, (2) supersedes conflicting actions taken by the incorporated jurisdiction.

This Attorney General's Opinion means that a decision by the City of Corning inconsistent with the County Order would not be valid and could not be followed. However, this issue has never been tested in a court of law, meaning the Attorney General's Opinion is the only guidance on this issue. A court typically follows the Attorney General's Opinion but is not required to as a matter of law.

**MAYOR SNOW RECOMMENDATION:**

**FOLLOW CAL OSHA QUARANTINE AND ISOLATION GUIDELINES FOR CITY STAFF.**

	CalOSHA Quarantine Guidelines	County of Tehama
<b>Not Boosted (Unvaccinated, or vaccinated and eligible for booster but have not received their booster dose)</b>	<p>If asymptomatic quarantine for 5 days, then test. If negative test result and No Symptoms, employee can return to work</p> <p>Must wear a mask around others for 10 days If they develop symptoms, they must stay home pending a test result.</p> <p>Booster eligible, but not yet boosted do not need to quarantine if asymptomatic, but must have a negative test 3-5 days after close contact and mask for 10 days. If they develop symptoms they must stay home pending test result.</p>	<p>10 DAY Quarantine since last exposure to someone with COVID-19</p> <p>Symptom free for at least 24 hours prior to the end of the quarantine without the use of fever-reducing medications and improvement in symptoms.</p>
<b>Fully Vaccinated, Not Yet Eligible for Booster</b>	<p>No quarantine, if asymptomatic but must test on day 5 after exposure.</p> <p>If they develop symptoms, must stay home pending a test result</p> <p>Mask for 10 days.</p>	<p>No quarantine, if asymptomatic but must test on day 5 after exposure.</p> <p>If they develop symptoms, must stay home pending a test result</p> <p>Mask for 10 days.</p>
<b>Boosted</b>	<p>No quarantine, if asymptomatic but must test on day 5 after exposure.</p> <p>If they develop symptoms, must stay home pending a test result</p> <p>Mask for 10 days.</p>	<p>No quarantine, if asymptomatic but must test on day 5 after exposure.</p> <p>If they develop symptoms, must stay home pending a test result</p> <p>Mask for 10 days.</p>
<b>Had COVID-19 within last 90 days</b>		<p>No quarantine, if asymptomatic but must test on day 5 after exposure.</p> <p>If they develop symptoms, must stay home pending a test result</p> <p>Mask for 10 days.</p>

	CalOSHA	County of Tehama
	Isolation	
Test Positive Not Vaccinated	Isolation can end after day 5 if symptoms are NOT present and a test taken 5 days or later tests negative	10 Day Isolation since symptoms started. At least 24 hours have passed since recovery, defined as resolution of fever without the use of fever-reducing medications and improvement in symptoms.
Test Positive Not fully Vaccinated	Isolation can end after day 5 if symptoms are NOT present and a test taken 5 days or later tests negative	10 Day Isolation since symptoms started. At least 24 hours have passed since recovery, defined as resolution of fever without the use of fever-reducing medications and improvement in symptoms.
Test Positive -Boosted	Isolation can end after day 5 if symptoms are NOT present and a test taken 5 days or later tests negative	Stay home for at least 5 days. Isolation can end after day 5 if symptoms are not present or are resolving and a diagnostic specimen (Antigen preferred) collected on day 5 or later tests negative.
Vaccinated, not yet booster eligible	Isolation can end after day 5 if symptoms are NOT present and a test taken 5 days or later tests negative	Stay home for at least 5 days. Isolation can end after day 5 if symptoms are not present or are resolving and a diagnostic specimen (Antigen preferred) collected on day 5 or later tests negative. If unable to test or choosing not to test, and symptoms are not present or are resolving, isolation can end after day 10. If fever is present, isolation should be continued until fever resolves. If symptoms, other than fever, are not resolving continue to isolate until symptoms are resolving or until after day 10. Wear a well-fitting mask around others for a total of 10 days, especially in indoor settings

**Previous Infection**

Isolation can end after day 5 if symptoms are NOT present and a test taken 5 days or later tests negative

Stay home for at least 5 days. Isolation can end after day 5 if symptoms are not present or are resolving and a diagnostic specimen (Antigen preferred) collected on day 5 or later tests negative. If unable to test or choosing not to test, and symptoms are not present or are resolving, isolation can end after day 10. If fever is present, isolation should be continued until fever resolves. If symptoms, other than fever, are not resolving continue to isolate until symptoms are resolving or until after day 10. Wear a well-fitting mask around others for a total of 10 days, especially in indoor settings.



California Department of Industrial Relations  
Division of Occupational Safety & Health

## What Employers and Workers Need to Know About COVID-19 Isolation and Quarantine

January 19, 2022

This fact sheet provides employers and workers not covered by the Aerosol Transmissible Diseases standard with information on when and for how long workers must be excluded from the workplace if they test positive or are exposed to someone who has COVID-19. The chart below reflects the new California Department of Public Health (CDPH) isolation and quarantine periods guidance from January 6, 2022, which overrides the Cal/OSHA COVID-19 Prevention Emergency Temporary Standards in certain circumstances.

More information is available on Cal/OSHA's ETS FAQs.

Vaccination status	Isolation or quarantine	Period of time to be excluded from work
<b>All workers that test positive for COVID-19, regardless of vaccination status</b>	Isolation	<ul style="list-style-type: none"><li>• Must be excluded from the workplace for at least 5 days.</li><li>• A worker can return to work after day 5 if they do not have symptoms <u>and</u> test negative.</li><li>• If a worker cannot test or declines to test<sup>1</sup> they can return to work after 10 days.</li><li>• Must wear a face covering around others at work for a total of 10 days after the positive test.</li></ul>
<b>Unvaccinated workers exposed to someone with COVID-19</b>	Quarantine	<ul style="list-style-type: none"><li>• Must be excluded from the workplace for 5 days after the close contact <u>and</u> take a test on day 5.</li><li>• A worker can come back to work after day 5 if they test negative and do not have any symptoms.</li><li>• If the worker cannot test or declines to test<sup>1</sup> they can return to the workplace after day 10 if they do not have symptoms.</li><li>• Must wear a face covering around others at work for 10 days after exposure.</li><li>• If the worker develops symptoms, they must be excluded pending a test result.</li></ul>
<b>Booster-eligible, but not boosted workers exposed to someone with COVID-19</b>	No quarantine	<ul style="list-style-type: none"><li>• Does not need to be excluded from work if asymptomatic but must have a negative test 3-5 days after close contact.</li><li>• Must wear a face covering around others at work for 10 days after exposure. If the worker develops symptoms, they must be excluded pending a test result.</li></ul>
<b>Workers received a booster, or are fully vaccinated but not yet booster-eligible.</b>	No quarantine	<ul style="list-style-type: none"><li>• Does not need to be excluded from work if asymptomatic, but must take a test on day 5 after exposure.</li><li>• Must wear a face covering around others at work for 10 days after exposure.</li><li>• If they develop symptoms, the worker must be excluded from the workplace pending a test result.</li></ul>

<sup>1</sup> An employer may require a test. More information is available in the Department of Fair Employment and Housing FAQ.



## **Commonly Asked Questions**

### **When do workers need to be paid exclusion pay if exposed to COVID-19?**

When workers are required to be excluded from work due to work-related COVID-19 exposure, they must be paid exclusion pay. Workers should speak with their employers about available exclusion pay. Some exceptions apply, for example if the worker can work from home, or they are receiving disability pay or Workers' Compensation Temporary Disability Payments.

### **What is required if a worker was exposed to COVID-19 but tests are not available?**

If a worker that is unvaccinated cannot be tested as required, quarantine must continue for at least 10 days as explained in the table. If a worker is fully vaccinated, whether or not they are booster eligible or have received a booster, and the worker cannot be tested on or by day 5, as applicable, employers should follow the ETS by ensuring the worker wears a face covering and maintains six feet of distance for 14 days following the close contact.

This guidance is an overview, for full requirements  
see Title 8 sections [3205](#), [3205.1](#), [3205.2](#), [3205.3](#), [3205.4](#)

- January 19, 2022 – Updated to clarify this fact sheet does not apply to workplaces covered by the Aerosol Transmissible Diseases Standard.



For assistance with developing a COVID-19 Prevention Program, employers may contact Cal/OSHA Consultation Services at 1 800 963 9424 or [InfoCons@dir.ca.gov](mailto:InfoCons@dir.ca.gov)  
For Consultation information or publications, access the following link or copy the site address: [DOSH Consultation](https://www.dir.ca.gov/dosh/consultation.html) [www.dir.ca.gov/dosh/consultation.html](https://www.dir.ca.gov/dosh/consultation.html)