



**CITY OF CORNING
CITY COUNCIL
CLOSED SESSION AGENDA
TUESDAY, OCTOBER 24, 2023
CITY COUNCIL CHAMBERS
794 THIRD STREET**

This is an Equal Opportunity Program; Federal Law prohibits discrimination. Complaints of discrimination may be filed with the Secretary of Agriculture, Washington, D.C. 20250.

In compliance with the Americans with Disabilities Act and Title VI. If you need special assistance or translation services to participate in this meeting, please contact the City Clerk's Office at 530/824-7033 or via email at ljinnet@corning.org. Notification in advance of the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

A. **CALL TO ORDER:** 6:15 p.m.

B. **ROLL CALL:**

Council: Dave Demo
Jose "Chuy" Valerio
Shelly Hargens
Lisa Lomeli
Mayor: Robert Snow

The **Brown Act** requires that the Council provide the opportunity for people 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. Public Employment (Pursuant to Government Code § 54957)
Title: City Manager

E. **ADJOURN TO REGULARLY SCHEDULED CITY COUNCIL MEETING AND REPORT ON CLOSED SESSION:** 6:30 p.m.



**CITY OF CORNING
CITY COUNCIL MEETING AGENDA
TUESDAY, OCTOBER 24, 2023
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In compliance with the Americans with Disabilities Act and Title VI. If you need special assistance or translation services to participate in this meeting, please contact the City Clerk's Office at 530/824-7033 or via email at ljinnet@corning.org. Notification in advance of the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

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

B. **ROLL CALL:**

Council: Dave Demo
Jose "Chuy" Valerio
Shelly Hargens
Lisa Lomeli
Mayor: Robert Snow

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

D. **INVOCATION:** Led by Councilwoman Shelly Hargens.

THE CITY OF CORNING IS AN EQUAL OPPORTUNITY PROVIDER AND EMPLOYER

E. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, PRESENTATIONS:

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:

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 Minutes of the October 10, 2024 City Council Closed Session and Regular Meeting with any necessary corrections.**
3. **October 19, 2023 Claim Warrant in the amount of \$345,191.56.**
4. **October 19, 2023 Business License Report.**
5. **Approve appointment of Brooke Smith to the City's Planning Commission.**

H. ITEMS REMOVED FROM THE CONSENT AGENDA:

I. PUBLIC HEARINGS AND MEETINGS:

J. REGULAR AGENDA:

6. **Consider selection for Brant Mesker's replacement on the City's Proposition 68 Recreation Center and City Plaza Design ADHOC Committee.**
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.**
8. **Adopt Resolution 10-24-2023-01, a Resolution finding that the issuance of a Liquor license to Jaime Lopez for his business at 1223 Solano Street is a "Public Convenience or Necessity".**
9. **Authorize City Staff to assume operations and rental scheduling for the Rodgers Theater and approve new Rental Policy, Rental Agreement, and proposed new Rental Fees.**
10. **Approve proposed Police Officer Lateral Stipend Conditions and Agreement for a \$25,000 Lateral Stipend for two Police Officer positions.**

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:

Valerio:

Hargens:

Lomeli:

Snow:

N. ADJOURNMENT:

POSTED: FRIDAY, SEPTEMBER 23, 2023



**CITY OF CORNING
CITY COUNCIL
CLOSED SESSION MINUTES
TUESDAY, OCTOBER 10, 2023
CITY COUNCIL CHAMBERS
794 THIRD STREET**

A. CALL TO ORDER: 5:30 p.m.

B. ROLL CALL:

**Council: Dave Demo
Jose "Chuy" Valerio
Shelly Hargens
Lisa Lomeli
Mayor: Robert Snow**

All members of the City Council were present.

C. PUBLIC COMMENTS: None.

D. REGULAR AGENDA:

- 1. Public Employment (Pursuant to Government Code § 54957)
Title: City Manager**
- 2. Conference with Labor Negotiators (\$54957.6)**
 - Agency designated representative: City Manager Brant Mesker
 - Employee Organization: Operating Engineers Union Local No. 3

E. ADJOURN TO REGULARLY SCHEDULED CITY COUNCIL MEETNG AND REPORT ON CLOSED SESSION: 6:30 p.m. Mayor Snow reported that there was no reportable action and direction was to Staff.

Lisa M. Linnet



**CITY OF CORNING
CITY COUNCIL MEETING AGENDA (Draft)
TUESDAY, OCTOBER 10, 2023
CITY COUNCIL CHAMBERS
794 THIRD STREET**

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

B. ROLL CALL:

**Council: Dave Demo
Jose "Chuy" Valerio
Shelly Hargens
Lisa Lomeli
Mayor: Robert Snow**

All members of the City Council were present.

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

D. INVOCATION: Led by New Life Assembly Pastor, James Turnes.

E. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, AND PRESENTATIONS:

- 1. Proclamation: October 19th – 21st, 2023 Western Open Fiddle Days.** Present to accept the Proclamation were members of the Wester Open Fiddlers who provided a brief demonstration of the music to be played during the Western Open Fiddle Days event.

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:

Ross Turner: Thanked the City Council for hiring a City Manager that is local and has the best interest of the City at heart.

A member of the audience stated that as the Council is elected, she hopes that the City Council, when addressing the issues before them tonight, will do so in a fiscally responsible manner.

The owners of Grocery Outlet were present and introduced themselves and announced that the planned opening date for the store is December 7th.

G. CONSENT AGENDA: It is recommended that items listed on the Consent Agenda be acted on simultaneously unless a Councilmember or members of the audience request separate discussion and/or action.

2. **Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.**
3. **Approve the Minutes of the September 26, 2023 City Council Closed Session and Regular Meetings with any necessary corrections.**
4. **October 5, 2023 Claim Warrant in the amount of \$215,403.40.**
5. **October 5, 2023 Business License Report.**
6. **September 2023 Wages & Salaries: \$391,941.27.**
7. **September 2023 Treasurer's Report.**
8. **September 2023 Building Permit Valuation Report in the amount of \$1,416,432.**
9. **September 2023 City of Corning Wastewater Operations Summary Report.**
10. **Approve changing the established quarterly Airport Commission Meeting start time from 6:30pm to 5:30pm.**
11. **Authorize payment of Invoice #3 to Builder Solutions, Inc. in the amount of \$91,414.30 for the West Street School Connectivity Project.**
12. **Authorize payment of Invoice #3 to Builder Solutions, Inc. in the amount of \$50,481.40 for the Olive View School Connectivity Project.**

Councilor Valerio moved to approve Consent Items 2-12; Councilor Hargens seconded the motion. **Ayes: Snow, Demo, Valerio, Hargens, and Lomeli. 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: None.

J. REGULAR AGENDA:

13. **Approve Task Order "E" in the amount of \$86,565 to Armstrong Consultants, Inc. for Professional Services for the Runway 17/35 PAPI System Project under Airport Engineering Services Contract 2019-6 and funded 90% with FAA Grant Funds and a 10% required City matching funds.**

This item was presented by City Engineer/Public Works Consultant Robin Kampmann who stated that the provided services would include preparing Plans and Specifications, assisting in the bidding of the construction project, construction management services, and project closeout for the runway PAPI system project. The project includes rehabilitation of the PAPI system on both ends of Runway 17/35. She further stated that the age of these systems justifies replacing the associated equipment in order to improve reliability and reduce maintenance. In addition to replacing the related equipment, the foundations for the PAPI system on the Runway 35 approach end of the runway requires evaluation and potential replacement due to apparent differential settlement of the concrete foundation. Funding for this Task Order and for the proposed project, including design will be 90% FAA grant funded, and up to a 10% City match of \$8,656. There is a potential that the City may be able to receive a portion of the City match through a Caltrans Aeronautical grant, however funding availability is not known at this time.

Councilor Demo moved to approve Task Order "D" to Armstrong Consultants, Inc. for professional services for the 2023 Corning Airport Pavement Project under Airport Engineering Services Contract No. 2019-6 and authorize the City Manager to sign the Task Order Authorizations.

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

14. Approve the proposed salary percentage increase to the salary scale for the positions of City Manager and Public Works Director

City Manager Brant Mesker explained that due to the delay in concluding the negotiations with one bargaining unit and the subsequent departure of the previous City Manager, this City Manager salary increase was not formally addressed upon conclusion of negotiations. At the direction of the City Council, staff are requesting action to provide the City Manager with the same salary percentage increase that was approved for the Management Unit. The ratification of this request increases the salary schedule of the City Manager position five percent (5%) per step, with an annual salary increase of not less than 3%, or more than 5% based on the CPI-W "West" schedule for urban and clerical workers, effective on January 1, 2024 and on January 1, 2025. It should be clearly noted that the current City Manager was hired within this salary range and will not receive any additional salary increase. The proposed City Manager salary schedule is listed below:

Step w/5% increase	A	B	C	D	E
Monthly	\$10,176	\$10,711	\$11,275	\$11,868	\$12,493
Annually	\$122,107	\$128,533	\$135,298	\$142,419	\$149,915

City Manager Mesker stated at the direction of the City Council, staff is also seeking approval of a seven percent (7%) increase to the Public Works Director salary schedule to better entice perspective job applicants. If approved, the increase, including benefits is projected to annually cost the City an additional \$9,000 at top (e) step. This increase would only move the City to third from the bottom on the salary survey, it will bring it more in line with the closest Cities of similar size.

City Manager Mesker stated that since 2018, staff has, on three separate occasions, opened public recruitment for the City's Public Works Director position. Each time we have been unsuccessful in obtaining a candidate that meets the qualifications or is willing to complete the hiring process. As a result of the unsuccessful first job recruitment (internal and external), the City contracted with the City's contracted Engineering Services provider NorthStar Engineering to provide part-time Public Works Consulting Services. In response to the most recent unsuccessful recruitment process, Staff performed a Public Works Director salary survey encompassing the following jurisdictions: Counties of Tehama and Glenn, Cities of Anderson, Red Bluff, Orland, Willows, and Gridley. The outcome of the survey was that the City's current salary schedule for this position was second from the bottom, which was an average of \$1,100 per step below the current salary schedule. The proposed schedule below is a 7% increase over the existing schedule.

Step w/7% increase	A	B	C	D	E
Monthly	\$8,651	\$9,106	\$9,585	\$10,089	\$10,621
Annually	\$103,811	\$109,268	\$115,021	\$121,068	\$127,450

Councilor Hargens moved to approve the:

- 5% increase per step for the City Manager position with an annual salary increase of not less than 3%, or more than 5% based upon the CPI-W "West" schedule for Urban and Clerical Workers effective on January 1, 2024 and January 1, 2025; and
- 7% salary increase per step for the City's Public Works Director position with subsequent annual increases as stated in the City's Management Bargaining Unit Memorandum of Understanding (MOU).

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

15. Authorize Staff to solicit "Request for Proposals" (RFP's) for Professional Services to assist with the Housing Element Update.

Presented by Planner II/Recreation Coordinator Chrissy Meeds who stated that the City's current Housing Element will expire on June 30, 2024 and will require updating to meet State compliance

requirements. Staff is seeking City Council authorization to solicit "Requests for Proposals" (RFP's) for professional services to assist with updating the 7th Cycle Housing Element. She stated that Staff working with the State to utilize the remaining \$32,000 in Local Early Action Planning (LEAP) grant monies to fund a portion of updating the Housing Element. She further stated that Staff anticipates this amount will be insufficient to fund the entire update and a General Fund appropriation may be needed to supplement the grant funding in order to complete the project. The exact amount of the supplementary funding required is not known at this time and will depend upon the proposal selected.

Councilor Demo moved to authorize Staff to seek Requests for Proposals (RFP's) for professional services to assist Staff with updating the 7th Cycle Housing Element and authorize the City Manager to appoint the Selection Review Committee. Councilor Valerio seconded the motion. **Ayes: Snow, Demo, Valerio, Hargens, and Lomeli. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

16. Review and approve the request for the 5-day use of City Property for a synthetic Ice Rink

Presented by Planner II/Recreation Coordinator Chrysy Meeds who stated that Staff was approached by the owners of Circus Royal Spectacular with the proposal of setting up a temporary synthetic ice rink for the community to enjoy on the City's empty lot on the corner of Third and Marin Streets. The proposed time period for the ice rink would be from October 12th through October 16th. There is no charge to the City to have the rink on the property and the Company proposes to pay the City 15% of the ticket sales in exchange for allowing them to set up at that location. The proponents have signed an Indemnification Agreement meeting the City's Standards and have provided the required Insurance Indemnification Certificates to the City for any and all liability.

Councilor Lomeli would like Staff to put together information and bring back to Council for consideration of a scholarship program for participation in recreation programs.

Councilor Hargens moved to approve the use of City property for a temporary portable synthetic ice rink for the 5-day event; Councilor Valerio seconded the motion. **Ayes: Snow, Demo, Valerio, Hargens, and Lomeli. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

17. Review and adopt the conceptual design provided by COAR Design Group for the Corning City Plaza & Recreation Center Project or provide Staff direction on project design & funding options.

Presented by City Manager Brant Mesker. A brief background was presented for the City's \$8.5 million State Grant funded project, including the proposed cost estimate of \$15,315,990 from COAR Design Group and the projects (State Grant) required deliverables which are:

- The theme of the overall plaza and recreation center should be consistent with the surrounding Mission/Mediterranean City buildings and town history.
- The splash pad design is open with basic water features in the center and interactive water features on the outer edge.
- A mural to reflect the cultural indigenous history of, as well as present-day Corning will be in the center of the splash pad.
- The amphitheater will be an open-air theater with a large shade structure over the stage area. The amphitheater will also have a Mission/Mediterranean design with an open area for dancing or other community activities and concrete planters that can also be used for seating.
- The ADA friendly musical playground equipment will be colorful and interactive for children of all ages and abilities.
- The tables with chess boards will be a mix of picnic tables and circle tables and will be placed throughout the park.
- Permanent shade structures will be placed over the equipment to increase longevity of equipment and engage greater use of recreation equipment when temperatures exceed 95 degrees.

City Manager Brant Mesker presented 4 options with associated costs and stated that Staff had contacted the State who suggested options 2 or 3 and reiterated that the City would be fronting the costs as this is a reimbursable grant. Mayor Snow asked about phasing the project and City Manager Mesker stated that over all there wouldn't be much saving by doing so. Mayor Snow stated that he does not want to do a project of this magnitude and not do it right or not fill our needs in the future.

Gary Strack: Stated he disagrees with going overbudget at such a large amount. He feels it is disrespecting of the citizens and employees of the City should the decision be made to go so far over budget.

Pastor Turnes: Stated that his church is expanding but they are doing it with the expectation to be within budget with a vision of future expansion when the funding is available.

After considerable discussion, Councilor Demo moved to approve option 2 at an estimated cost of \$11,721.103 which includes: Gym; 1 Classroom; Restroom; Elec. Room; Gym Storage; Fire Riser room; Janitor Storage; Landscape due to reduced building footprint; Previous Site Estimate; Stage Storage; Pump Room; and Exterior Restrooms. Councilor Valerio seconded. **Ayes: Demo, Valerio, Hargens, and Lomeli. Absent/Abstain: None. Opposed: Snow. Motion was approved by a 4-1 vote with Snow opposing it.**

18. Declare City folding machine as excess property, authorize machine disposal, and authorize purchase of new folding/inserting machine from North Valley Business Products at \$6,110 with an annual maintenance agreement fee of \$615.

Presented by City Manager Brant Mesker.

Councilor Demo moved to declare the existing folding machine as excess property and authorize Staff to determine the best method of disposal and take associated action for disposal or transfer of the existing folding machine; and authorize the purchase of a new folding/inserting machine from North Valley Business Products for the amount of \$6,110 and to sign an annual Maintenance Agreement at \$615/year. Councilor Valerio seconded the motion. **Ayes: Snow, Demo, Valerio, Hargens, and Lomeli. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

K. ITEMS PLACED ON THE AGENDA FROM THE FLOOR: None

L. CSOMMUNICATIONS, 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: Stated that the last Tuesday Night Market was a success. He was unable to attend the Olive Festival.

Valerio: Thanked the Chamber of Commerce for the hard work on the recent events and announced the date and time of the Veterans Day parade.

Hargens: Stated she was out of town and didn't attend any meetings, however she did attend the flag raising at Corning Veterans Hall.

Lomeli: Stated she attended no meetings but did attend the recent City events. She announced the free Truck or Treat that she is sponsoring at Northside Park on October 28th from 4pm to 8pm.

Snow: Nothing

N. ADJOURNMENT: 7:52pm

Lisa M. Linnet, City Clerk



MEMORANDUM

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: LORI SIMS
ACCOUNTING TECHNICIAN

DATE: October 18, 2023

SUBJECT: Cash Disbursement Detail Report for the
Tuesday October 24, 2023 Council Meeting

PROPOSED CASH DISBURSEMENTS FOR YOUR APPROVAL CONSIST OF THE FOLLOWING:

A.	Cash Disbursements	Ending 10-18-23	\$	269,606.66
B.	Payroll Disbursements	Ending 10-05-23	\$	75,584.90

GRAND TOTAL \$ 345,191.56

REPORT.: Oct 18 23 Wednesday
 RUN...: Oct 18 23 Time: 14:22
 Run By.: LORI SIMS

CITY OF CORNING
 Cash Disbursement Detail Report
 Check Listing for 10-23 thru 10-23 Bank Account.: 1020

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

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
035868	10/06/23	FIR13	FIRST NATIONAL BANK OMAHA	1355.10	09272023	CREDIT CARD CHARGES-
035869	10/06/23	FIR20	FIRST NATIONAL BANK OMAHA	242.05	230927	CREDIT CARD CHARGES-
035870	10/06/23	WEB02	WEBSTER, WAYNE C.	120.00	231007	REC INSTRCTOR-REC
035871	10/09/23	ABS00	ABSOLUTE SOFTWARE, INC.	300.00	I0071814	Computer Replacement-Police
035872	10/09/23	ATT17	AT&T	96.30	230930	Communications-Fire
035873	10/09/23	BUS01	BUSINESS CONNECTIONS	57.00	84090	Prof. Serv/Gen City
035874	10/09/23	FIR10	FIRST NATIONAL BANK OMAHA	64.95	09272023	Communications/Dispatch
035875	10/09/23	LAC01	LACY, CLINT	450.00	231007	Rec Instructor-Rec
035876	10/09/23	SEI01	SEILER, ROY R., CPA	1904.00	30567	Prof Svcs-Finance
035877	10/09/23	TEH13	TEHAMA CO AUDITOR	50.00	230930	Parking Citations- Police
035878	10/09/23	TEH15	TEHAMA CO SHERIFF'S DEPT	24.50	10022023	Prof Svcs-Police
035879	10/09/23	WAL02	WALKER PRINTING	56.84	43676	Printing/Advertising-Dispatch
035880	10/11/23	ALT00	ALTUS NETWORK SOLUTIONS,	101.25	16694	Equip Maint-Dispatch
035881	10/11/23	ARA02	ARAMARK UNIFORM SERVICES	88.05	066384679	Mat/Supplies-
				88.05	066389786	Mat/Supplies-Bld Maint
				88.05	066395776	Mat/Supplies-Bld Maint
				88.05	066401050	Mat/Supplies-Bld Maint
			Check Total.....	352.20		
035882	10/11/23	BUI01	BUILDER SOLUTIONS, INC.	50481.40	3-0	Const: ATP-Olive View Project
				91414.30	3-V	Const: ATP-West Street Project
			Check Total.....	141895.70		
035883	10/11/23	CAR12	CARREL'S OFFICE SOLUTIONS	20.19	AR58432	Mat/Supplies-Library
035884	10/11/23	DEP12	DEPT OF JUSTICE	521.00	684859	Prof Svcs-
035885	10/11/23	DOW01	DOWN RANGE	378.86	646874	Uniforms/Clothing-Police
035886	10/11/23	EVE07	EVERGREEN JANITORIAL SUPP	436.76	64506	Mat/Supplies-Parks
035887	10/11/23	HER07	HERRERA, SARAH ELIZABETH	157.20	10092023	Training/Education-Animal Control
035888	10/11/23	NOR47	NORTHSTAR	7660.00	81486	Prof Svcs-PW Admin
035889	10/11/23	PAC29	PACE ANALYTICAL SERVICES,	382.48	230874028	Prof Svcs- Wtr Dept
				220.16	230878828	Prof Svcs-Wtr Dept
			Check Total.....	602.64		
035890	10/11/23	PAP00	PAPE MACHINERY INC.	89.67	14821758	Material/Supplies-Parks
				93.51	14821780	Material/Supplies-Parks
			Check Total.....	183.18		
035891	10/11/23	PGE01	PG&E	265.76	231002	Electricity General City
				2719.50	231003	Electricity-
			Check Total.....	2985.26		
035892	10/11/23	RED15	RED TRUCK ROCK YARD, LLC	198.41	1503	Material/Supplies-Wtr
				229.52	1518	Material/Supplies-Streets
				198.41	1520	Comm Park Imp-Prk Spec Project
				198.41	1521	Comm Park Impv-Prk Spec Project
				155.51	1522	Material/Supplies-Wtr
				229.52	1523	Material/Supplies-Streets
				155.51	1524	Material/Supplies-Streets
				155.51	1525	Bldg Maint-Transp Center
			Check Total.....	1520.80		
035893	10/11/23	SCP00	SCP DISTRIBUTORS LLC	2093.19	SN107877	Material/Supplies-Wtr
				-1285.00	SN108010C	Material/Supplies-
			Check Total.....	808.19		
035894	10/11/23	SUN16	SUNBEAM SOLAR OPERATIONS	13024.85	100207084	Electricity-
035895	10/11/23	UBE00	UBEO WEST LLC	27.96	4269185	Equipment Maint.-Dispatch
035896	10/13/23	3AC00	3A CUSTOMS	928.31	15019619	VEHICLE REPLACEMENT-CAP IMPROV.
035897	10/13/23	CIT03	CITY OF CORNING	44.75	231010	CDBG CV2&3 ASST EMERGENCY RESP (KHAMLA SINGTHAVILA
035898	10/13/23	FIR05	FIRST NATIONAL BANK OMAHA	231.67	230927	MAT/SUPPLIES-
035899	10/13/23	LNC01	LN CURTIS & SONS	73.54	INV753815	SMALL TOOLS-FIRE

REPORT.: Oct 18 23 Wednesday
 RUN....: Oct 18 23 Time: 14:22
 Run By.: LORI SIMS

CITY OF CORNING
 Cash Disbursement Detail Report
 Check Listing for 10-23 thru 10-23 Bank Account.: 1020

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

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
035900	10/13/23	MOL07	MOLLER REALTY GROUP	1000.00	231010	CDBG CV2&3 ASST EMERGENCY RESP (JAMIE SINGTHAVILAY
035901	10/13/23	OLI00	OLIVEIRA PROPERTIES	750.00	231011	CDBG CV2&3-ASST-EMERGENCY RESPONSE(ALAINA ROBINSON
035902	10/13/23	OLI06	OLIVE GROVE APARTMENTS	877.00	231010	CDBG CV2&3 ASST EMERGENCY RESP (MARIAH GRIFFITH)
035903	10/13/23	PGE00	PG&E	115.48	231011	CDBG CV2&3-ASST-EMERGENCY RESP(ALAINA ROBINSON)
035904	10/13/23	WAL02	WALKER PRINTING	132.99	43727	PRINTING/AD-DISPATCH
035905	10/13/23	WAS00	WASTE MANAGEMENT	42.57	987605336	CDBG CV2&3 ASST EMERGENCY RESPONSE(ALAINA ROBINSON
035906	10/13/23	ZAG00	ZAGAL, STEPHANIE MARIE	270.00	231015	REC INSTRUCTOR-REC
035910	10/16/23	FIR16	FIRST NATIONAL BANK OMAHA	1136.15	230927	MAT & SUPPLIES-
035911	10/16/23	ROD10	RODRIGUEZ, JESENIA	1410.00	231015	REC INSTRUCTOR-REC
035912	10/16/23	CMC00	CMC ARCHITECTURE	600.00	230824	LIBRARY REMODEL-LIBRARY
035913	10/16/23	MOO07	MOORE & BOGENER, INC.	6557.50	14415	LGL SVCS-
035914	10/16/23	OLI06	OLIVE GROVE APARTMENTS	345.00	231011	CDBG CV2&3-ASST-EMERGENCY RESP (WILLIE BETHEA)
				345.00	231101	CDBG CV2&3-ASST-EMERGENCY RESP (WILLIE BETHEA)
			Check Total.....	690.00		
035915	10/16/23	RED00	RED BLUFF DAILY NEWS	119.07	678311601	PRINT/ADVERT-CITY CLERK
035916	10/16/23	TEH38	TEHAMA COUNTY ANIMAL SERV	9392.31	231012	PROF SVCS-ACO
035917	10/16/23	LEE00	LEE, JACQUELINE PATTON	150.00	231014	REC INSTRUCTOR-REC
035918	10/18/23	BEN06	BEN'S TRUCK REPAIR, INC	11.42	159405	VEH OP/MAINT-FIRE
035919	10/18/23	COM06	COMCAST	13.23	230909	COMMUNICATIONS-PW ADMIN
				13.23	231009	COMMUNICATIONS-PW ADMIN
			Check Total.....	26.46		
035920	10/18/23	FAI01	FAILSAFE TESTING, LLC	1322.58	13143	SAFETY ITEMS-FIRE
035921	10/18/23	NOR51	NORTH VALLEY BUSINESS SYS	6559.55	711	MACH/EQUIP-FINANCE
035922	10/18/23	PAC29	PACE ANALYTICAL SERVICES,	599.92	230898928	PROF SVCS-WTR DEPT
				220.16	230902228	PROF SVCS-WTR DEPT
			Check Total.....	820.08		
035923	10/18/23	PAY01	PAYGOV.US LLC	3554.31	1271	BANKG/FEES/CHRG-FINANCE
035924	10/18/23	PGE01	PG&E	41743.60	231011	Electricity General City-
035925	10/18/23	QUI02	QUILL CORPORATION	57.10	35018537	OFFICE SUPPLIES-PW ADMIN
035926	10/18/23	RED15	RED TRUCK ROCK YARD, LLC	343.20	1519	COMM PARK IMP-PRK SPEC PROJECT
035927	10/18/23	RES04	RESERVE ACCOUNT	3000.00	231013	COMMUNICATIONS-
035928	10/18/23	USA01	USA BLUE BOOK	475.18	00157300	MAT & SUPPLIES-WTR
				81.89	00157727	MAT & SUPPLIES-WTR
				122.92	00159008	MAT & SUPPLIES-WTR
				728.52	00160329	MAT & SUPPLIES-WTR
			Check Total.....	1408.51		
035929	10/18/23	VAL11	VALLEY PACIFIC PETROLEUM	783.68	23-691737	MAT & SUPPLIES-
				1490.58	23-691738	VEH OP/MAINT-
				416.34	23-691739	VEH OP/MAINT-FIRE
				89.03	23-691740	VEH OP/MAINT-BLD & SAFETY
			Check Total.....	2779.63		
035930	10/18/23	VER02	VERIZON WIRELESS	228.06	994577138	PROP 30-MDC
035931	10/18/23	XER00	XEROX CORPORATION	27.83	019929671	EQUIP MAINT-DISPATCH
035932	10/18/23	BIG02	BIG VALLEY SANITATION, IN	125.00	118512	BLD MAINT-SENIOR CENTER
				245.00	119028	MAT & SUPPLIES-AIRPORT
				125.00	121141	BLD MAINT-SENIOR CENTER
				125.00	122440	BLD MAINT-SENIOR CENTER
				125.00	124450	BLD MAINT-SENIOR CENTER
				125.00	125275	BLD MAINT-SENIOR CENTER
				20.02	FCHARGE	BANKG/FEES/CHRG-FINANCE
			Check Total.....	890.02		
035933	10/18/23	COR11	CORNING SAFE & LOCK	129.30	9404	MAT & SUPPLIES-BLD MAINT
035934	10/18/23	LAS05	LASSEN FOREST PRODUCTS IN	3650.03	158605	PARKS EQUIP-PARK SPECIAL PROJ
				2470.17	158606	PARKS EQUIP-PARK SPECIAL PROJ
			Check Total.....	6120.20		
035935	10/18/23	PGE09	PG&E	222.89	231016	ELECT-STONEFOX L&L-Z1, D2

REPORT.: Oct 18 23 Wednesday
RUN....: Oct 18 23 Time: 14:22
Run By.: LORI SIMS

CITY OF CORNING
Cash Disbursement Detail Report
Check Listing for 10-23 thru 10-23 Bank Account.: 1020

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

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
035936	10/18/23	QUI02	QUILL CORPORATION	23.68	35145565	OFFICE SUPPLIES-CITY ADMIN
				420.12	35166146	OFFICE SUPPLIES-FINANCE
			Check Total.....:	443.80		
			Cash Account Total.....:	269606.66		
			Total Disbursements.....:	269606.66		
			Cash Account Total.....:	.00		

REPORT.: Oct 18 23 Wednesday
 RUN....: Oct 18 23 Time: 14:22
 Run By.: LORI SIMS

CITY OF CORNING
 Cash Disbursement Detail Report - Payroll Vendor Payment(s)
 Check Listing for 10-23 thru 10-23 Bank Account.: 1025

PAGE: 004
 ID #: PY-DP
 CTL.: COR

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
14057	10/05/23	AIR01	AIRMEDCARE NETWORK	328.00	C31004	AIRMEDCARE NETWORK
14058	10/05/23	BAN03	POLICE OFFICER ASSOC.	225.00	C31004	POLICE OFFICER ASSOC
14059	10/05/23	EDD01	EMPLOYMENT DEVELOPMENT	5598.71 1235.17	C31004 1C31004	STATE INCOME TAX SDI
			Check Total.....	6833.88		
14060	10/05/23	ENL01	ENLOE MEDICAL CENTER	420.00	C31004	ENLOE FLIGHTCARE
14061	10/05/23	FED00	FEDERAL PAYROLL TAXES (EF)	15279.77 16994.58 3974.56	C31004 1C31004 2C31004	FEDERAL INCOME TAX FICA MEDICARE
			Check Total.....	36248.91		
14062	10/05/23	MIS03	MISSIONSQUARE - PLAN#3020	1336.49 160.00	C31004 1C31004	MISSIONSQUARE 457 MISSIONSQUARE 457 ER
			Check Total.....	1496.49		
14063	10/05/23	PERS1	PUBLIC EMPLOYEES RETIRE	24753.50	C31004	PERS PAYROLL REMITTANCE
14064	10/05/23	PERS4	Cal Pers 457 Def. Comp	2035.08 355.00	C31004 1C31004	PERS DEF. COMP. PERS DEF. COMP. ER P
			Check Total.....	2390.08		
14065	10/05/23	VAL06	VALIC	2686.54 202.50	C31004 1C31004	AIG VALIC P TAX AIG VALIC P TAX ER P
			Check Total.....	2889.04		
			Cash Account Total.....	75584.90		
			Total Disbursements.....	75584.90		

Date.: Oct 18, 2023
Time.: 2:20 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
AB TILE	4348 PINELL STREET	CORNING, CA 96021	TILE INSTALLATION	10/13/23
HEMINGWAY SHEET META	12221 POPLAR ST UNIT #22	SACRAMENTO, CA 95838	SHEET METAL WORK	10/13/23
OSCAR'S MOBILE ORDER	215 MISSION DR	HESPERIA, CA 92344	SELLING ONLINE TRAVEL SERVICES	10/13/23
PEACHER CONSTRUCTION	4115 HOUGHTON AVE	CORNING, CA 96021	DEMOLITION CONTRACTOR, GENERAL ENGINEERI	10/18/23
THE COPY SHOP	1208 SOLANO ST	CORNING, CA 96021	COPY SERVICES & GIFT SHOP	10/11/23

**ITEM NO.: G-5
APPROVE RECOMMENDATION OF
BROOKE SMITH FOR APPOINTMENT TO
THE CITY PLANNING COMMISSION**

October 24, 2023

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: ROBERT SNOW, MAYOR 

SUMMARY:

The recent resignation of former Planning Commissioner Brant Mesker has resulted in a vacancy on the City's Planning Commission. The City has received one application for the vacant Planning Commissioner position. Mayor Robert Snow has interviewed the applicant and recommends Brooke Smith to serve as a Commissioner on the City's Planning Commission.

BACKGROUND:

The City has received one application from Brooke Smith to fill this vacant Commission position. Mrs. Smith is a 46-year resident of the City and has owned and operated a local business within the City for the past 23 years. She also currently serves on the Corning Senior Center Board of Directors as Board President.

Following an interview with Mrs. Smith and careful consideration, Mayor Snow recommends that the Council appoint Mrs. Brooke Smith to the Commission to complete Mr. Mesker's term which will expire on June 30, 2027. Mayor Snow believes that Mrs. Smith will serve the Community well as a Planning Commissioner.

RECOMMENDATION:

MAYOR AND CITY COUNCIL APPOINT BROOKE SMITH TO THE PLANNING COMMISSION EFFECTIVE IMMEDIATELY TO FILL THE VACANCY CREATED BY THE RESIGNATION OF BRANT MESKER.

CITY OF CORNING

APPLICATION FOR COMMISSION APPOINTMENT

Date: 10/17/2023 Commission: Planning Commission

Recreation Commission

Library Commission

Airport Commission

Name Brooke Smith

Home Address: [REDACTED]

Corning, CA 96021 Phone No.:

[REDACTED]

Business Address: 714 6th St

Corning, CA Phone No.: 530-824-0158

Occupation: Owner / Stylist

Do you reside within the City of Corning? Yes X No _____

What qualifications do you have that will assist the Commission of your choice in fulfilling its functions?

I have been a resident of Corning for 46 years, and I own a 23 year business in town. The growth of Corning is important to me. I also am great at seeing both sides of an issue and using that info to make the best choice for all involved.

Have you served on other Boards, Committees, or Commissions? Yes X No _____

If so, please list them:

I have been a couple different home town committees. I'm currently the President of the Senior Center board.

Have you researched the time and travel commitments associated with serving on this

Commission? Yes X No _____

Can you meet those commitments? Yes X No _____

Please comment on your reasons for seeking this appointment.

I'm very interested in being a part of my town in a way that can help it grow in a positive direction! And the choices from the

Planning Commission are really important in that future growth. Signature

Thank you.

Brooke Smith

ITEM NO.: J-6
CONSIDER SELECTION FOR BRANT
MESKERS' REPLACEMENT ON THE CITY
PROPOSITION 68 RECREATION CENTER
AND CITY PLAZA DESIGN ADHOC
COMMITTEE

October 24, 2023

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: BRANT MESKER, CITY MANAGER *BM*
LISA M. LINNET, ADMINISTRATIVE SERVICES MANAGER *LML*

SUMMARY:

As a result of his new position as City Manager, Brant Mesker has resigned from his appointment to the Proposition 68 Recreation Center and City Plaza Design ADHOC Committee. The City has announced the vacancy and provided a timeline for interested parties to submit their interest in filling this vacancy. Prior to the submittal deadline the City received emails from two individuals:

1. Brooke Smith; and
2. Cody Lamb

Both are longstanding residents active within our community. Staff now seeks City Council selection and appointment to the Committee. Their emails are attached.

BACKGROUND:

On January 11, 2022, Staff recommend an ad-hoc committee be developed, those selected were City Council Members Dave Demo and Shelly Hargens; Recreation Commissioners Blaine Smith and Meredith Allen; and three public members-at-large, Jesse and Bruno Lopez, and Brant Mesker. This ADHOC Committee is not able to make major changes to the grant as all recreation features included in the approved grant application must be constructed. The ADHOC 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

RECOMMENDATION:

MAYOR AND CITY COUNCIL SELECT EITHER:

- a. BROOKE SMITH AS THE COMMUNITY MEMBER TO REPLACE BRANT MESKER ON THE CITY'S PROPOSITION 68 RECREATION CENTER AND CITY PLAZA DESIGN ADHOC COMMITTEE. ; OR
- b. CODY LAMB AS THE COMMUNITY MEMBER TO REPLACE BRANT MESKER ON THE CITY'S PROPOSITION 68 RECREATION CENTER AND CITY PLAZA DESIGN ADHOC COMMITTEE.

Lisa Linnet

From: Brooke smith [REDACTED]
Sent: Thursday, October 12, 2023 6:16 PM
To: Lisa Linnet
Subject: Letter of interest

Hello, this is Brooke Smith and I am interested in the vacant spot for the Prop 68, Recreation Center/City Plaza, Advisory Ad Hoc Committee. I attended several of the community meetings when this project was first introduced, and have followed the progress thus far. I am interested in being a part of this Ad Hoc committee to help generate ideas and support for a positive experience, hopefully ending with an amazing new addition to our city with the city recreation plaza. Thank you for considering me for this position. My contact info is listed below if you have any need to contact me. Thank you!

Sincerely,

Brooke Smith

Mailing address: [REDACTED] Street, Corning Ca, 96021 Cell phone [REDACTED] Work phone 530-824-0158 Email address: [REDACTED]

Lisa Linnet

From: Cody Lamb <codylamb613@yahoo.com>
Sent: Tuesday, October 17, 2023 2:03 PM
To: Lisa Linnet
Subject: Prop 68 Ad Hoc Committee

Hi Lisa
I am writing you for my interest in the prop 68 ad hoc committee position.

Cody Lamb
Lamb Unlimited General Engineering
(530)518-9082
codylamb613@yahoo.com

**ITEM NO.: J-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**

October 24, 2023

TO: HONORABLE MAYOR AND COUNCIL MEMBERS
FROM: BRANT MESKER, CITY MANAGER 
LISA M. LINNET, ADMINISTRATIVE SERVICES MANAGER 

SUMMARY:

The SB 1383 Local Assistance Grant Program is a new grant available to all jurisdictions in California to help with implementing the requirements of the SB 1383 regulations. Once awarded, the Agency will have until April 2026 to expend all funds. The Agency will use the grant funds for personnel time to perform inspections, conduct outreach and education, and track procurement. Additionally, funds may be used for staff training, 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 \$75,000.00 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 \$75,000 in CalRecycle SB 1383 Local Assistance Grant Program funds. There is no grant match requirement.

RECOMMENDATION:

MAYOR AND COUNCIL:

- a. 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; AND**
- b. AUTHORIZE THE CITY MANAGER TO SIGN THE LETTER ON BEHALF OF THE CITY.**

**RESOLUTION OF THE TEHAMA COUNTY SOLID WASTE MANAGEMENT AGENCY
AUTHORIZING SUBMITTAL OF A REGIONAL APPLICATION
FOR WHICH THE TEHAMA COUNTY SOLID WASTE MANAGEMENT AGENCY IS
ELIGIBLE**

WHEREAS, Public Resources Code sections 48000 et seq. authorize the Department of Resources Recycling and Recovery (CalRecycle) to administer various grant programs (grants) in furtherance of the State of California's (state) efforts to reduce, recycle, and reuse solid waste generated in the state thereby preserving landfill capacity and protecting public health and safety and the environment; and

WHEREAS, the SB 1383 Local Assistance Grant Program provides grant funds for certain eligible projects, including collection, education and outreach, edible food recovery, capacity planning, procurement requirements, record keeping, enforcement and inspection, and program evaluation/Gap analysis; and

WHEREAS, CalRecycle grant application procedures require, among other things, a regional applicant's governing body to declare by resolution certain authorizations related to the administration of CalRecycle grants; and

WHEREAS, through this resolution, the Tehama County Solid Waste Management Agency Board of Directors seeks to provide authorization related to the administration of these grants under the SB 1383 Local Assistance Grant Program.

NOW, THEREFORE, BE IT RESOLVED that the Tehama County Solid Waste Management Agency Board of Directors authorizes the Tehama County Solid Waste Management Agency to submit a SB 1383 Local Assistance Grant Program regional application on behalf of itself as Lead Agency and the following designated participating jurisdictions:

Tehama County
City of Red Bluff
City of Corning
City of Tehama

; And

BE IT FURTHER RESOLVED that the Agency Manager, or his/her designee, is hereby authorized and empowered to execute on behalf of the Tehama County Solid Waste Management Agency all grant-related documents, including, but not limited to, applications, payment requests, agreements, and amendments necessary to secure grant funds and to implement the approved grant project; and

BE IT FURTHER RESOLVED that these authorizations are effective for five (5) years from the date of adoption of this resolution.

Resolution No. 02032022.1

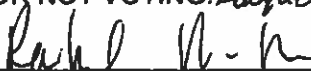
The foregoing resolution was adopted by the Tehama County Solid Waste Management Agency this 3rd day of February 2022.

AYES: Deiters, Gonzales, Burnett, Leach, Carlson

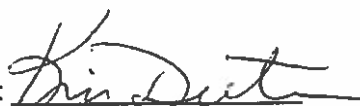
NOES: none

ABSENT OR NOT VOTING: Bacquet

ATTEST


Rachel Ross-Donaldson, Agency Manager

Signed:


Kris Deiters, Chair

**RESOLUTION OF THE TEHAMA COUNTY SOLID WASTE MANAGEMENT AGENCY
AUTHORIZING SUBMITTAL OF A REGIONAL APPLICATION
FOR WHICH THE TEHAMA COUNTY SOLID WASTE MANAGEMENT AGENCY IS
ELIGIBLE**

WHEREAS, Public Resources Code sections 48000 et seq. authorize the Department of Resources Recycling and Recovery (CalRecycle) to administer various grant programs (grants) in furtherance of the State of California's (state) efforts to reduce, recycle, and reuse solid waste generated in the state thereby preserving landfill capacity and protecting public health and safety and the environment; and

WHEREAS, the SB 1383 Local Assistance Grant Program provides grant funds for certain eligible projects, including collection, education and outreach, edible food recovery, capacity planning, procurement requirements, record keeping, enforcement and inspection, and program evaluation/Gap analysis; and

WHEREAS, CalRecycle grant application procedures require, among other things, a regional applicant's governing body to declare by resolution certain authorizations related to the administration of CalRecycle grants; and

WHEREAS, through this resolution, the Tehama County Solid Waste Management Agency Board of Directors seeks to provide authorization related to the administration of these grants under the SB 1383 Local Assistance Grant Program.

NOW, THEREFORE, BE IT RESOLVED that the Tehama County Solid Waste Management Agency Board of Directors authorizes the Tehama County Solid Waste Management Agency to submit a SB 1383 Local Assistance Grant Program regional application on behalf of itself as Lead Agency and the following designated participating jurisdictions:

Tehama County
City of Red Bluff
City of Corning
City of Tehama

; And

BE IT FURTHER RESOLVED that the Agency Manager, or his/her designee, is hereby authorized and empowered to execute on behalf of the Tehama County Solid Waste Management Agency all grant-related documents, including, but not limited to, applications, payment requests, agreements, and amendments necessary to secure grant funds and to implement the approved grant project; and

BE IT FURTHER RESOLVED that these authorizations are effective for five (5) years from the date of adoption of this resolution.

Resolution No. 02032022.1

The foregoing resolution was adopted by the Tehama County Solid Waste Management Agency this 3rd day of February 2022.

AYES: *Deiters, Gonzales, Burnett, Leach, Carlson*

NOES: *None*

ABSENT OR NOT VOTING: *Bocquet*

ATTEST

Rachel Ross-Donaldson
Rachel Ross-Donaldson, Agency Manager

Signed:

Kris Deiters

Kris Deiters, Chair



City of Corning

794 Third St. Corning, CA 96021 (530) 824-7029 Fax (530) 824-2489

October 25, 2023

Letter of Authorization - SB 1383 Local Assistance Grant Program

RE: Letter of Authorization


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.

Brant Mesker, City Manager
794 Third St.
Corning, CA 96021
(530) 824-7033

**ITEM NO.: J-8
ADOPT RESOLUTION NO. 10-24-2023-01,
A RESOLUTION FINDING THAT THE
ISSUANCE OF A LIQUOR LICENSE TO
JAIME LOPEZ FOR HIS BUSINESS AT
1223 SOLANO STREET IS A "PUBLIC
CONVENIENCE OR NECESSITY**

October 24, 2023

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: CHRISSE MEEDS, PLANNER II 
COLLIN BOGENER, CITY ATTORNEY

SUMMARY:

"Public convenience or necessity" is a tool for local governments that directly ties them into the State's liquor licensing process. Current State law limits the issuance of new licenses in geographical regions defined as high crime areas, or in areas of "undue concentration" of retail alcohol outlets (Corning situation). However, the law also states these restrictions can be avoided in specified circumstances when the State's Department of Alcoholic Beverage Control (ABC), or the local jurisdiction, makes a determination that the applicant license proves that the proposed outlet serves "public convenience or necessity" (PC or N). In other words, "public convenience and necessity" is demonstrated when the liquor license applicant proves that the business operation will provide some kind of benefit to the surrounding community. Thus, in addition to marking local zoning decisions about alcohol outlet locations and operations, localities now have formal say into the State liquor license process when they actively utilize their authority to PC or N determination.

Jaime Lopez is in the process of opening a restaurant in Corning at 1223 Solano St. and intends to include alcohol sales. The State of California has placed a moratorium on the issuance of Liquor Licenses in each county or city based on their census tract in an attempt to discourage large numbers of alcohol sales in disadvantaged and poorer neighborhoods. The moratorium allows for one license for every 2,500 people. With an approximate population of 8,000 people under the moratorium, the entire City would only be allowed to have three licenses within our boundaries. However, if the City Council finds that the requested license is of "public convenience or necessity," the licensing agency may make an exception to the moratorium and allow additional businesses to be licensed. There is a need for the residents of the City of Corning to have access to the services of a downtown restaurant as it will fill a void that the citizens of the City of Corning want.

On October 17, 2023, the Planning Commission approved the License to be recommended to City Council for approval. Staff is now recommending the Council, following consideration of the application for a Liquor License from Jaime Lopez:

- Adopt the proposed Resolution finding that public convenience or necessity would be served by the issuance of a Liquor License to Jaime Lopez,
- Authorize the City Manager to issue a letter to ABC informing of the findings by the City Council that public convenience or necessity would be served by the issuance of a Liquor License to Jaime Lopez, and requesting the license be issued due to public convenience or necessity.

RECOMMENDATION:

MAYOR AND CITY COUNCIL;

- **ADOPT RESOLUTION NO. 10-24-2023-01 A RESOLUTION FINDING THAT THE ISSUANCE OF A LIQUOR LICENSE TO JAIME LOPEZ IS A "PUBLIC CONVENIENCE OR NECESSITY; AND**
- **DIRECT STAFF TO ISSUE A LETTER TO ABC INFORMING OF CITY COUNCIL FINDINGS.**

RESOLUTION NO.: 10-24-2023-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORNING FINDING THE ISSUANCE OF A LIQUOR LICENSE TO JAIME LOPEZ AT 1223 SOLANO ST. IS A PUBLIC CONVENIENCE AND NECESSITY

WHEREAS, on September 29, 2023, an application for a Liquor License was received from Jaime Lopez for 1223 Solano St; and

WHEREAS, on January 1, 1998, the State of California amended Business and Professions Code (BPC) section 23817.5 and placed a moratorium on the sales of alcoholic beverages limiting Type 48 Licenses to one for each 2,500 inhabitants: and

WHEREAS, the City Council finds the issuance of a Type 40 License to Jaime Lopez, would exceed the approved number of on-sale general licenses allowed within the City: and

WHEREAS, the City Council finds, per BPC section 23958.4 (b) (2), the application for the Liquor License by Jaime Lopez to be a “public convenience or necessity” for the City of Corning and its residents.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Corning as follows:

1. That the above findings are true;
2. The issuance of a Liquor License to Jaime Lopez, is a “public convenience or necessity; and
3. That the City Manager is hereby authorized to submit a letter to the Department of Alcoholic Beverage Control stating the Council’s findings and requesting the appropriate Liquor License be issued.

PASSED AND ADOPTED this 24th day of October 2023, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Lisa M. Linnet, City Clerk

Robert Snow, Mayor

I, Lisa M. Linnet, City Clerk of the City of Corning, California, DO HEREBY CERTIFY that the foregoing Resolution No. 10-24-2023-01 was duly introduced, approved, and adopted by the City Council of the City of Corning at a regular meeting of said Council held on the 24th day of October, 2023 by the votes listed above.

Lisa M. Linnet, City Clerk

**ITEM NO: J-9
REQUEST APPROVAL FOR CITY
STAFF TO ASSUME ALL
OPERATIONS AND RENTAL
SCHEDULING OF THE RODGERS
THEATER**

October 24, 2023

TO: HONORABLE MAYOR AND CITY COUNCIL

**FROM: BRANT MESKER, CITY MANAGER 
CHRISSE MEEDS, PLANNER II/ RECREATION COORDINATOR**

BACKGROUND:

Rodgers Theater is a City owned building and has been operated and rented out by the Corning Community Foundation. Staff were approached by Tony Cardenas from the Corning Community Foundation to request that the City assume operations and rental scheduling for the Rodgers Theater until Corning Recreation no longer needs the use of the Theater. Currently Corning Recreation uses the theater Monday through Friday, and the Foundation coordinates rentals on the weekends to create income for the Foundation.

DISCUSSION:

The City of Corning Recreation Department is very thankful for the use of Rodgers Theater. We hold several different programs in the building along with recitals and special events. Staff have received the Corning Community Foundation Rental Policy and Application and have made a few changes that the Council will need to review and approve. Below are the proposed changes in fees which are in line with other local facilities used for rentals.

1. Increase rental fees from \$250 for 12 hours, to \$300 for 6 hours; and \$400 for 8 hours.
2. Deposit of \$300.
3. No Alcohol is allowed.

The Rental Policy and Rental Agreement are attached as Exhibit A.

Should the City Council choose to approve city staff assuming the operation and rental scheduling of the Theater, staff will begin doing so on January 1, 2024. The city's Recreation Department would be responsible for operating the rental program with all proceeds from rentals being deposited into the City's General Fund.

FINANCIAL:

The City currently budgets for maintenance and supply costs for Rodgers Theater in our annual budget. Corning Community Foundation currently pays the monthly alarm cost utilizing grant funds received during COVID, these funds also paid to have the alarm system installed. Under the grant terms, those funds can only be used for the alarm system. The Foundation has stated that the grant funds remaining are approximately \$2,000 and they wish to continue paying this bill until those funds are fully expended. At that time the City would naturally assume this monthly cost.

RECOMMENDATION:

MAYOR AND COUNCIL:

1. **AUTHORIZE CITY STAFF TO ASSUME OPERATIONS AND RENTAL SCHEDULING FOR RODGERS THEATER; AND**
2. **APPROVE THE RENTAL POLICY, RENTAL AGREEMENT, AND PROPOSED NEW RENTAL FEES.**

RODGERS THEATRE

1217 Solano Street, Corning, CA 96021

FACILITY USE APPLICATION AND LIABILITY RELEASE FORM

Security Deposit/Rental Fee:		Date of Rental:	
Company name:		Request Time:	From: To:
Name of responsible party:		Expected Attendance:	
Event:		Name of Caterer:	
Email address:			
Mailing address for deposit refund:			
Home phone, cell, or work #:			
Policy packet received?			

CONDITIONS OF RENTAL AGREEMENT

1. By signing below, I have agreed to read the Rodgers Theatre policies and procedures document that was presented to me upon reserving/renting Rodgers Theatre. After reviewing the rental policies and procedures guide, I am also agreeing to uphold said policies during my rental time and abide by all guidelines as well as any and all City, State and Federal laws that may apply.
2. I am also understanding as the renter/rental party/or business that by signing below, I am agreeing that: If there is negligence, vandalism, "police call outs", additional time at facility, that has not been reserved, additional clean up required or fees associated with staff, facility, or circumstance that my cleaning/security deposit will be forfeited or deducted from as well as additional fees that can apply.
3. The applicant shall hold harmless, defend and indemnify the City of Corning, and its officers, officials, employees and volunteers from and against all claims, damages, losses and expenses including attorney fees arising out of the performance of the work described herein, but only in proportion to and to the extent such liability, claims, damages, losses, expenses, or attorneys' fees, are caused by or result from the negligent acts or omissions of the applicant, its officers, employees, agents, guests or invitees. _____(Initial)

I have read the items listed and agree to all terms and conditions.

Signature of Applicant: _____ **Date:** _____

RODGERS THEATRE
RENTAL POLICIES AND PROCEDURES
RESERVATION PROCEDURES

BOOKING YOUR EVENT RESERVATION:

1. Phone inquiries should not be considered confirmed reservations. **(APPLICATION FORMS MUST BE FILLED OUT AND SUBMITTED FOR APPROVAL).**
2. Reservations are accepted on a first come, first served basis.
3. The rental time must include all the time necessary for decoration, equipment set-up and clean up/breakdown. Additional hourly charges or fees deducted from the deposit may apply to the rental party if time is exceeded.
4. The Theatre must be cleaned by the end of the rental time. Rental permits for groups composed of people under the age of 21 will be issued only to adults who accept supervisory responsibility throughout the period covered by the rental contract.
5. To secure your reservation, a deposit of \$300.00 is required for the Auditorium. The remaining balance and any additional fees are due sixty (60) days prior to the event.
6. The City of Corning reserves the right to book additional events before and after your confirmed rental time.
7. Any event that charges an admission fee or at which goods or services are sold must obtain a business license from the City of Corning at least 10 days prior to the event.
8. Rental fees are as follows \$300.00 for 6 hours and \$400.00 for 8 hours.
9. If you have questions regarding your event plans, please schedule an appointment by calling (530) 824-7036. Reservations will not be made over a year in advance without prior approval.

Decoration/set-up Rules

1. Items such as birdseed, rice, confetti, glitter, and metallic confetti are not permitted in or outside the Theatre facility location. No bounce houses or fog machines are allowed.
2. No items may be put on the walls. Use of nails, tacks, scotch tape, staples, pins, etc are not permitted. Masking tape can only be used and must be removed after use.
3. All decorations must be UL approved (flame-retardant). Decorations, and or any type of wire or cord may not be hung, tied, or draped on any light fixture inside or outside the facility. All decorations must be taken down and removed from the facility immediately after an event. Candles must be completely enclosed in a glass, or non-flammable holder. The authorized Theatre representative must approve all decorations at least 1 week prior to the event. Decorations may be required to pass the Fire Department's approval.
4. Tables and chairs are provided for the Theatre; the set up and taken down of these items will be the responsibility of the renting party.
5. Tables and chairs are not to be taken outside by the renting party.
6. The facility will not be opened prior to the rental time for caterers, musicians, decorators, or deliveries. Arrangements must be made by the renting party or business to have all rental equipment picked up and removed from the facility the same day as the event. The City of Corning is not responsible for any damage or theft of any items left by the renting party or caterer.

Event and Facility Rules

1. A staff member will not be available to serve, decorate, or be involved in the event. The applicant is authorized to enforce all facility use rules and regulations.
2. Smoking is not permitted inside the Theatre. Smoking is not allowed within 20 feet of the main entrances.
3. **PROOF OF INSURANCE:** If the applicant/renter is hosting a hiring for vending for profit event then the organization must provide the City of Corning a current Certificate of Liability Insurance

listing the "City of Corning, its elected officials, officers and employees," as Additional Insured in the amount of \$2,000,000 per occurrence and \$4,000,000 aggregate. This certificate must be provided to the City at least one week before the event.

4. Under no circumstances shall the applicant/renter, and/or organization sublease or allow any other organization or individual to use the facility during the time and on the date for which they have contracted.
5. Sitting or standing on tables is not permitted and could result in serious injury if a table collapses.
6. Police Callouts: If there are repeated calls for disturbances at the theatre during your event, the renter or responsible party may be charged a "service fee" or forfeit their deposit.
7. The City Manager, Chief of Police, or designees shall have the right to terminate any event deemed to be detrimental to the health, safety or welfare of the public, Theatre, or premises. If an event is cancelled, the renter shall be responsible for all costs.
8. Supervision of children is the responsibility of the renting party. Children are not allowed to play or congregate in the restrooms. Children must always be supervised and inappropriate behavior to include vandalism and damage, is the liability of the renting person or party. The security deposit and additional charges will be incurred if necessary.
9. Fees will not be refunded for reserved time not used. Reserved time should be chosen carefully. After fees are paid, there will be no refunds for decreased reserved or actual use of time unless extenuating circumstances exist, and arrangements have been made with the City of Corning.

Clean up

1. The rental party must immediately clean spills.
2. All tables must be cleared of all items such as table linens, dishes, decorations, etc.
3. All trash must be placed in receptacles provided. If any trash will not fit in the receptacles, such as boxes or other large items, it must be taken out to the trash dumpster located behind the building. Please clean and dispose of any trash/garbage in and around the rented location prior to leaving. Extra trash liners can be provided if needed.
4. In addition, all food and equipment brought in by a caterer or members of the renting party must be removed prior to leaving the facility.
5. City staff will determine the condition of the facility, including rooms, lobby and restrooms, and will conduct a facility inspection immediately following the event. If all clean up requirements are completed, and no damage has occurred, the City of Corning will process the refund of the security deposit.
6. Security / cleaning deposit will be refunded within four weeks of the event provided there is no damage to the facility or extra clean up required by staff. Charges for damages or clean up will be withheld from the security deposit. If damage exceeds the security deposit, the renting party will be billed for that amount.
7. If the clean up requirements are not completed in a satisfactory manner, the security/cleaning deposit, or portion thereof will be retained to cover the cost of the clean up, including materials and labor.

CANCELLATIONS:

With cancellations of confirmed reservations with less than thirty (30) days' notice, the City will retain 25% of the total rental fee. If cancellation occurs within 7 days (one week), the City will retain 50% of the total rental fee.

ALCOHOLIC BEVERAGE POLICY

No alcohol is allowed— No exceptions.

Rental Parties Signature

**ITEM NO: J-10
APPROVE PROPOSED POLICE OFFICER
LATERAL STIPEND CONDITIONS AND
AGREEMENT**

October 24, 2023

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

**FROM: BRANT MESKER, CITY MANAGER 
LISA M. LINNET, ADMINISTRATIVE SERVICES MANAGER **

BACKGROUND:

Within the past six months, two of the City's Police Sergeants and one Police Officer have taken positions with neighboring jurisdictions. The two vacant Sergeant positions have been filled via internal promotions. As a result, the City currently has three vacant Police Officer positions.

The Department has aggressively utilized various methods of outreach and recruitment to seek qualified candidates to fill these vacant positions with no success to date. As a result, the City Manager was approached with the request to utilize salary savings resulting from these vacancies towards a one-time hiring stipend for two lateral police officer positions. This proposed stipend is hoped to entice the interest of existing police officers to consider a position with the City.

A Sign-On Stipend is currently being offered by the following neighboring jurisdictions:

- Redding Police Department - \$40,000 for laterals;
- Red Bluff - \$30,000 for Sergeants; and
- Orland - \$15,000 for laterals.

FINANCIAL:

- Within the 23/24 City Budget, the City allowed for \$520,240 for three (3) staffed Police Officer positions.
- The anticipated cost to fill these now vacant positions is \$393,588.
- This provides an anticipated savings of \$126,652, minus \$10,268 for realized salary and benefits increases, the final estimated savings is \$116,384 to fund the proposed stipends.

STIPEND AMOUNT AND CONDITIONS:

The proposed \$25,000 stipend is conditioned upon the satisfactory completion of the POST Field Training Program. The distribution of the stipend amount would be as follows:

- Upon completion of the requirements, the Police Officer will be paid a stipend of FIFTEEN THOUSAND DOLLARS (\$15,000), gross wages before withholding, followed by an:
- Additional TWO THOUSAND DOLLARS (\$2,000) gross wages before withholding each year for FIVE (5) years upon completion of satisfactory employee performance evaluation.

RECOMMENDATION:

MAYOR AND COUNCIL APPROVE THE:

- **PROPOSED POLICE OFFICER LATERAL STIPEND CONDITIONS AND AGREEMENT FOR EMPLOYMENT OF TWO LATERAL POLICE OFFICERS;**
- **PROPOSED \$25,000 LATERAL POLICE OFFICER STIPEND TO BE PAID AS OUTLINED IN THE PROPOSED CONDITIONS AND AGREEMENT; AND**
- **AUTHORIZE THE CITY ATTORNEY TO MAKE CHANGES TO EACH AGREEMENT BASED ON POTENTIAL INDIVIDUAL ISSUES THAT MAY ARISE.**

**POLICE OFFICER LATERAL STIPEND CONDITIONS AND AGREEMENT
WITH THE CITY OF CORNING
FOR EMPLOYMENT WITH THE CORNING POLICE DEPARTMENT**

This AGREEMENT, effective as of _____ (the "Effective Date"), by and between _____ (hereafter "Police Officer"), and the City of Corning, California, which is a general law city located at 794 Third Street, Corning, California 96021 (hereafter "City").

RECITALS

Police Officer is to satisfactorily complete the Corning Police Department's Peace Officer Standards and Training ("POST") Basic Law Enforcement Field Training Program, and any subsequent customary and/or necessary training to allow for employment as a peace officer in the State of California.

The City desires to pay such non-mandated costs, as further outlined herein, upon Police Officer agreeing to satisfactorily complete the POST Field Training Program. Upon completion of these requirements, Police Officer will be paid a stipend of FIFTEEN THOUSAND DOLLARS (\$15,000), gross wages before withholding, followed by an additional TWO THOUSAND DOLLARS (\$2,000) gross wages before withholding each year for FIVE (5) years upon completion of satisfactory employee performance evaluation.

AGREEMENT

NOW, THEREFORE, the parties incorporate the Recitals into this Agreement as though fully set forth below, and with recognition that good and valuable consideration is had by both parties, the receipt of which is hereby acknowledged, agree as follows:

A. Obligations of the City:

1. In addition to, and separate from, any payment of monthly wages and benefits, City agrees to a stipend of **FIFTEEN THOUSAND DOLLARS (\$15,000)**, gross wages before withholding, upon satisfactory completion of the following:
 - a) The mandated POST Field Training Program
 - b) One (1) year of satisfactory employment history and evaluations.

B. Representations and Warranties of Police Officer:

1. Peace Officer represents and warrants that he/she presently possesses, and shall maintain, all of the following minimum criteria:
 - a) A valid California Driver's license;
 - b) A satisfactory diving record;
 - c) At no time before signing this Agreement, or thereafter, the Police Officer has been, or is charged with any involvement in, or alleged by a law enforcement agency, to have committed a felony or misdemeanor violation;
 - d) An act that violates Section XIV of the POST Academy discipline Policy entitled "Breach of Conduct and Demeanor" (Policy)", and that is determined by the Chief of Police, in his/her sole and absolute discretion, warrants termination of this Agreement;

- e) An act that displays a lack of integrity as determined by the Chief of Police, in his sole and absolute discretion;
- f) An act that is unethical or immoral as determined by the Chief of Police, in his sole and absolute discretion;
- g) An act that is potentially capable of causing detriment to the reputation of the Police Officer, the City of Corning, the Corning Police Department, or its Police Chief, which shall be determined by the Chief of Police in his sole and absolute discretion;
- h) That the position of Full-Time Step "A" Police Officer is subject to a one-year probationary period. If during the one-year probationary period, the Chief of Police determines the Police Officer is not performing to the standards of the Corning Police Department, the position can be terminated.

C. Reimbursement of Costs to the City:

1. Police Officer shall be obligated to repay the City the monies received as set forth in Section (A)(1) of this Agreement upon any of the following circumstances:
 - a. Failure to complete three (3) years of continued employment as a peace officer with the City. Termination for reasons of a physical or mental incapacity that precludes the Police Officer from performing the duties of a police officer shall not constitute a breach of this Agreement if a licensed physician, approved by the City, certifies that the Police Officer (the Employee) is unable to perform the duties of a police officer.
 - b. In the event that the Police Officer is called to active military duty or is granted a leave of absence for any reason, the term of this Agreement as expressed in paragraph 1 above, shall be extended for a period of time equal to the time of military service or approved leave of absence.
2. Repayment to the City under this Agreement shall be made in United States dollars and occur within thirty-days after receipt of written demand by the City for repayment.

D. Miscellaneous Terms:

1. The invalidity of any portion of this Agreement will not, and shall not, be deemed to affect the validity of any other provision. In the event that any portion of this Agreement is held to be invalid, the parties agree that the remaining provisions shall be deemed to be in full force and effect, as if they had been executed by both parties subsequent to the expungement of the invalid provision.
2. The waiver of any covenant or condition by the City shall not be construed as a waiver of a subsequent breach of the same convenance or condition. The waiver of exercise of any legal right hereunder shall not be construed as a waiver of any other action or right the City may have pursuant to the terms of this Agreement.
3. In the event of breach of this Agreement, Police Officer agrees and consents to the City withholding stipend sums due to Police Officer (as an Employee) from the City.
4. This Agreement may not be assigned to any other person, firm, or organization without the express written consent of the City.
5. This Agreement shall constitute the entire agreement between the parties as to the issues contained within this Agreement, and any prior agreement, understanding, or representation of any kind, regarding the issues contained within this Agreement, preceding the date of this Agreement shall not be binding upon either party, except to the extend incorporated in this Agreement.

6. Any modification of this Agreement, or additional obligations assumed by either party in connection with this Agreement, shall be binding only if evidenced in writing, signed by each party or an authorized representative of each party.

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

Jeremiah J. Fears, Chief of Police

Date

Brant Mesker, City Manager
City of Corning, California

Date

Date