



CITY OF CORNING
CITY COUNCIL AGENDA
TUESDAY, DECEMBER 9, 2003
CITY COUNCIL CHAMBERS
794 THIRD STREET

A. Call to Order: at 6:30 p.m.

B. Roll Call:

Councilmember	Fitzgerald
	Roush
	Hill
	Parkins
Mayor	Strack

C. Adjourn to Executive Session:

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

Pursuant to Government Code Section 54957

Receive initial responses from Parties in preparation for Hearing.

**CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
SUPERIOR COURT CASE NO. 53133**

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Property: Located at 1111 Solano Street currently owned by Mr. Bill Foley, otherwise known as Assessors Parcel Number 71-136-1-9, City Block Number 34, with exception of lots 10 and 11.

Negotiating parties: Rex Roush, Vice Mayor and Stephen J. Kimbrough, City Manager.

Under negotiation: Presentation of offer to sell and instruction to negotiator and City Attorney.

D. Regular Session Reconvene at 7:30 p.m.

E. INVOCATION AND PLEDGE OF ALLEGIANCE:

F. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS:

G. 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, give your name and address, and briefly identify the matter you wish to have placed on the Agenda. The Council 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 Council 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.

- H. CONSENT AGENDA: It is recommended that items 1 through 6 be acted on simultaneously unless separate discussion and or action are requested by a Councilmember or a member of the audience.
1. Waive reading, except by title, of any Ordinance under consideration at this meeting for either introduction or passage, per Government Code Section 36934.
 2. Waive the Reading and Approve the Minutes of November 25, 2003, with any necessary corrections.
 3. Claim Warrant, December 9, 2003 - \$ 118,754.54
 4. Resolution No. 12-09-03-1, Adopting State of California Department of Transportation's Equipment Surcharge Rates.
 5. Banwarth Subdivision: Proposed Agreement to construct Public Works Facilities.
 6. New Business License Report.
- I. ITEMS REMOVED FROM THE CONSENT AGENDA:
- J. PUBLIC HEARINGS AND MEETINGS: Any person may speak on items scheduled for hearing at the time the Mayor declares the Hearing open. ALL LEGAL NOTICES PUBLISHED IN ACCORDANCE WITH LAW.
- L. REGULAR AGENDA: All items listed below are in the order which we believe are of most interest to the public at this meeting. However, if anyone in the audience wishes to have the order of the Agenda changed, please come to the podium, state your name and address, and explain the reason you are asking for the order of the Agenda to be changed.
7. Update regarding relinquishment of Public Service Easement Area – Stanmar Subdivision.
 8. Corning Chamber of Commerce Presentation to Seek Alternative Funding from the City.
- M. ITEMS PLACED ON THE AGENDA FROM THE FLOOR:
- N. COMMUNICATIONS, CORRESPONDENCE AND INFORMATION
- O. CITY ATTORNEY LEGAL UPDATES:
- P. REPORTS FROM MAYOR AND COUNCILMEMBERS:
- | | | |
|----------------|-------------|------------|
| 19. Fitzgerald | 21. Hill | 23. Strack |
| 20. Roush | 22. Parkins | |
- O. Adjournment

POSTED FRIDAY, DECEMBER 5, 2003