



**CITY OF CORNING
SPECIAL CITY COUNCIL
CLOSED SESSION MINUTES
TUESDAY, JANUARY 9, 2018
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:

**Darlene Dickison
Dave Linnet
Jose "Chuy" Valerio
Robert Snow
Douglas Hatley Jr.**

Mayor:

All members of the City Council were present.

C. PUBLIC COMMENTS: Mayor Hatley stated the Council looks very professional in their new shirts.

D. REGULAR AGENDA:

- 1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 SUBDIVISION (d):
Two Cases**
- 2. APPOINTMENT OF A PUBLIC EMPLOYEE PURSUANT TO GOVERNMENT CODE SECTION 54957:
City Engineer/Public Works Consultant/Planning Consultant**

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

Mayor Hatley reported that Council met in Closed Session and provided direction to City Staff in relation to the two anticipated litigation cases; as to the second item there is no reportable action.

Lisa M. Linnet, City Clerk



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

B. ROLL CALL:

Council:

**Darlene Dickison
Dave Linnet
Jose "Chuy" Valerio
Robert Snow**

Mayor: Douglas Hatley Jr.

All members of the City Council were present.

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

D. INVOCATION: Led by Mayor Hatley.

E. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, PRESENTATIONS:

1. **Proclamation – January 22 – 28, 2018, “National Drug & Alcohol Facts WeekSM”.** Yuliana Moreno, Coalition Member and Prevention Specialist at the Tehama County Department of Education and two Maywood Middle School/DaVinci Club Live students were present to accept the Proclamation and report on planned activities commemorating National Drug & Alcohol Facts Week.
2. **Proclamation – January 22 – 26, 2018 “The Great Kindness Challenge”.** Erin Luevana, Recreation Specialist, SERRF Expanded Learning Program, Tehama County Department of Education was present to accept the Proclamation and explain the challenge.

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:

Fire Chief Tom Tomlinson introduced the new Fire Department Officers:

1st Assistant Chief: Dave Demo

2nd Assistant Chief: Daymon Schlereth

Captain: Kirk Hewitt

Captain: Flint Nichols

Captain: Jeff Nelson

Secretary: Randy Potter

Treasurer: Jared Smith

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 12, 2017 Special City Council Closed Session and Regular Meeting with any necessary corrections.**
5. **January 3, 2018 Claim Warrant in the amount of \$454,858.21.**
6. **January 3, 2018 Business License Report.**
7. **December 2017 Wages & Salaries: \$320,913.81.**
8. **December 2017 Treasurer’s Report.**
9. **December 2017 Building Permit Valuation Report in the amount of \$421,215.50.**
10. **December 2017 City of Corning Wastewater Operations Summary Report.**

Councilor Dickison moved to approve Consent Agenda Items 3-10; Councilor Linnet seconded the motion. **Ayes: Hatley, Dickison, Linnet, Valerio and Snow. 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:

11. **Authorize Mayor to sign and release a City Council Interim Ordinance No. 672 Report pursuant to section 65858(d) of the California Government Code.**

City Manager Kristina Miller introduced this item explaining the government requirement associated with this Report and stating that a copy is available for review at City Hall. City Attorney Jody Burgess informed Council of the recently released memo issued by the Federal Government associated with marijuana.

Councilor Snow moved to authorize the Mayor to sign the proposed report issued by the Council pursuant to Section 65858(d) of the California Government Code pursuant to Interim Ordinance

#672. Councilor Dickison seconded the motion. **Ayes: Hatley, Dickison, Linnet, Valerio and Snow. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

12. Review and approve the City of Corning Drug and Alcohol Free Workplace Policy.

City Manager Kristina Miller presented this item. She informed the Council, if approved, this Policy will be disseminated to all employees for review and signature.

Councilor Dickison moved that the Mayor and Council approve the proposed City of Corning Drug and Alcohol Free Workplace Policy. Councilor Valerio seconded the motion. **Ayes: Hatley, Dickison, Valerio and Snow. Absent/Abstain: None. Opposed: Linnet. Motion was approved by a 4-1 vote with Linnet opposing.**

13. Award Bid for Project 2017-12, City Pool Resurfacing to Adams Pool Specialties in the amount of \$90,706 and approve appropriation of \$40,000 from the City General Fund.

Assistant Public Works Director Stephen Lindeman presented this item announcing the number of Bids received and subsequent actions taken. Councilman Snow asked if the current condition of the pool substantiated repairing it now. City Manager Miller responded stating that the current condition poses a safety issue.

Councilor Snow moved to award the Bid for the 2017-12 City Pool Resurfacing to Adams Pool Specialties in the amount of \$90,706 and approve the appropriation of \$40,000 from General Fund (001) to FY 2017/2018 Budget Line Item Number 001-9090-6200. Councilor Dickison seconded the motion. **Ayes: Hatley, Dickison, Linnet, Valerio and Snow. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

14. Authorize Staff to seek Requests for Qualifications (RFQ) for a five-year Airport Professional Services Consultant Agreement upon review and approval of contract documents by the City Attorney.

Assistant Public Works Director Stephen Lindeman presented this item. City Attorney Jody Burgess stated that he has reviewed and added an indemnification clause and with this addition he approves the Contract.

Councilor Linnet moved for Mayor and Council to authorize Staff to seek RFQ's for an Airport Professional Services Consulting Agreement with the addition of the indemnification clause suggested by the City Attorney. Councilor Snow seconded the motion. **Ayes: Hatley, Dickison, Linnet, Valerio and Snow. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

15. Authorize Staff to seek Requests for Qualifications (RFQ) for a Materials Testing Consulting Service Agreement upon review and approval of contract documents by the City Attorney.

Assistant Public Works Director Stephen Lindeman presented this item. City Attorney Jody Burgess stated that he has reviewed the proposed contract and as with the previous contract, made a modification adding an indemnification clause. He stated that with this addition he approves the Contract. He further stated that although a five-year term is the longest allowed, there is a built in escape clause for the City if needed. Councilor Snow clarified the responsibilities of the Consultant.

Councilor Snow moved for Mayor and Council to authorize Staff to seek RFQ's for a Materials Testing Consulting Service Agreement with the addition of the indemnification clause suggested by the City Attorney. Councilor Dickison seconded the motion. **Ayes: Hatley, Dickison, Linnet, Valerio and Snow. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

16. Request Council reject the one Bid received for fire extrication equipment and authorize Fire Chief to negotiate purchase with FS3.

Fire Chief Tom Tomlinson presented this item explaining that the weight of the extrication equipment is heavily considered because it can affect/reduce potential exposure to Workers' Compensation claims. This consideration makes this purchase unique in that Holmatro is the only manufacturer that sells the lighter weight extrication equipment sought and FS3 is the only vendor that sells this equipment in the Pacific Northwest.

Councilor Dickison moved to reject the one Bid received and authorize the Fire Chief to negotiate directly with FS3, pursuant to Section 3.12.082.2 of the Corning Municipal Code as the product being sought is of such a unique nature that it is only reasonably available from one source. Councilor Snow seconded the motion. **Ayes: Hatley, Dickison, Linnet, Valerio and Snow. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

17. Authorize payment in the amount of \$8,000 to M&S Wesley for the 2017-11 Palm Tree Pruning Project.

Assistant Public Works Director Stephen Lindeman presented this item. Councilor Snow moved to approve Progress Payment Estimate No. 1 in the amount of \$8,000 less the 5% retention and issue payment in the amount of \$7,600 to M&S Wesley for the 2017-11 Palm Tree Pruning Project. Councilor Valerio seconded the motion. **Ayes: Hatley, Dickison, Linnet, Valerio and Snow. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

18. Adopt Resolution 01-09-2018-01 authorizing the City Manager to execute and sign financing contract and documents for the purchase of a Type 1 Fire Engine (Pumper).

City Manager Miller presented this item. She stated that the City now seeks Council authorization to finance with US Bancorp. She explained that due to the delay and inability to close by end of 2017, the loan financing costs have increased from what was previously presented by \$4,928.54 for a grand total of \$500,818.20 with a down payment of \$50,000 and quarterly payments of \$16,100.65. Councilor Snow moved to authorize the City Manager to execute and sign a Lease/Purchase Agreement with US Bancorp for the financing of a new fire engine for a total financing cost not to exceed \$505,000 and adopt Resolution 01-09-2018-01 authorizing the City Manager to execute and sign all required documents necessary to secure the funding with US Bancorp for the purchase of a new fire engine in an amount not to exceed \$505,000. Councilor Dickison seconded the motion. **Ayes: Hatley, Dickison, Linnet, Valerio and Snow. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

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

L. COMMUNICATIONS, CORRESPONDENCE AND INFORMATION: None.

M. REPORTS FROM MAYOR AND COUNCIL MEMBERS: City Councilmembers will report on attendance at conferences/meetings reimbursed at City expense (Requirement of Assembly Bill 1234).

Dickison: Announced she will be attending the Senior Center Board Meeting tomorrow at 10:00 a.m.

Linnet: Reported that a City Engine responded on a Strike Team to the Thomas Fire in southern California and returned December 21st; he announced that this Saturday Neighbor Hood Watch will be doing a clean-up project in the City.

Valerio: The Chamber of Commerce Annual Installation Dinner will be at Rolling Hills Casino this Saturday. The Olive Festival and Car Show will be the same date in October as last year.

Snow: Nothing

Hatley: Nothing

City Manager Miller thanked Flint Nichols for providing additional coverage at Corning Fire Dispatch while the Engine was at the fire. His assistance saved the City significantly. She also announced that Food Truck Tuesday will be starting again this spring.

N. ADJOURNMENT!: 7:15 p.m.

Lisa M. Linnet, City Clerk