

DUE TO THE COVID-19 LOCAL EMERGENCY THESE MEETINGS WILL BE HELD BY PHONE, TO PARTICIPATE, THE DIAL IN NUMBER IS:

1(669) 900-9128



**CITY OF CORNING
SPECIAL CITY COUNCIL
CLOSED SESSION MINUTES**

**TUESDAY, JUNE 9, 2020
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: 6:00 p.m.

B. ROLL CALL:

**Council: Robert Snow
Jose "Chuy" Valerio
Dave Demo
Karen Burnett
Mayor: Douglas Hatley Jr.**

All members of the City Council were present.

C. PUBLIC COMMENTS: None

D. REGULAR AGENDA:

1. CONFERENCE WITH LEGAL COUNSEL – Existing Litigation (§ 54956.9).

One Case:

a. City of Corning vs. Trent Construction, et al, Case No. 18CI217

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

Mayor Hatley reported that there were no reportable actions.

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**CITY OF CORNING
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A. CALL TO ORDER: 6:30 p.m.

B. ROLL CALL:

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

City Manager Kristina Miller provided an update on COVID-19, stating that as of last update from the County:

- There are 2,140 that have tested negative, and 11 that have tested positive, 7 active cases, 3 recovered, 1 death, 7 in isolation, and prior to last positive 13 in quarantine.
- Public Health has allowed more openings today (businesses, public pools, etc.).
- Businesses, churches, firework stands, etc. are still required to complete and file a "Re-Open" Plan with the Tehama County Public Health Department and receive approval prior to opening.
- Updated information will be placed on the City's website as we can.

She emphasized that approved "Re-Open" Plans through the County's Public Health Department are required prior to businesses, etc. reopening and that the guide and information on the process can be found on the City's website as well as the County's and the City's website would be updated as we can. She then responded to questions asked relating to the subject.

Following the COVID-19 update, Councilor Snow asked about the landscaping on the southside of the Stonefox Subdivision and whether it was the Developers responsibility to maintain or the City's. City Manager Miller stated that she would research this and get back to him, but she believes that the Developer is responsible.

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR: None.

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 with any necessary corrections of the May 26, 2020 Closed Session and Regular City Council Meeting.**
3. **June 3, 2020 Claim Warrant in the amount of \$280,658.99.**
4. **June 3, 2020 Business License Report.**
5. **May Wages & Salaries: \$380,674.03.**
6. **March, April & May 2020 Treasurer's Report. (Pulled - Will be presented at a future meeting.)**
7. **May 2020 Building Permit Valuation Report in the amount of \$209,355.**
8. **May 2020 City of Corning Wastewater Operations Summary Report.**
9. **Authorize the Fire Department to surplus and sell S-7 Emergency Response Rescue Squad through BidCal.**

Councilor Valerio moved to approve Consent Agenda Items 1-5 and 7-9. Councilor Demo seconded the motion. **Ayes: Hatley, Snow, Valerio, Demo and Burnett. 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:**

10. **Public Hearing: Ordinance 688, an Ordinance of the City of Corning amending Section 16.21.030(A) and adding Section 17.10.032 of/and to the Corning Municipal Code, Rezone No. 2020-1.**

This item was presented by City Manager Miller. She stated that this had been previously presented to the Council and that the Ordinance would allow reduced lot sizes to 4,000 sq. ft. on interior lots and 4,500 sq. on corners. She further stated that this will help increase development within the City. She stated that many members of the public do not want larger lot sizes and stated that Staff recommends adoption. The Public Hearing was opened at 6:45 p.m. With no comments the Public Hearing was closed at 6:46 p.m.

Councilor Burnett moved to adopt the Four Factual Subfindings and Legal Findings as presented in the Staff Report and waive the first reading of Ordinance No. 688, the Ordinance to implement Rezone 2020-1. Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Valerio, Demo and Burnett. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

- 11. Conduct Hearing to consider objections/appeals from the property owner, adopt Resolution 06-09-2020-01 declaring a public nuisance at 1216 South Street, and authorize the Fire Chief and City Clerk to initiate abatement procedures as outlined in the City's Municipal Code.**

Fire Chief Tomlinson informed the City Council that the City Clerk had sent the property owner a certified abatement notification, it has now been 13 days and the City has received no response. The Public Hearing was opened at 6:47 p.m.; with no comments, the Public Hearing was closed at 6:48 p.m.

Councilor Demo moved to adopt Resolution 06-09-2020-01 declaring a public nuisance exists on the property listed on attached Exhibit A (1216 South St.), find that such conditions are seasonal and recurrent nuisances, and authorize the Fire Chief and City Clerk to initiate abatement procedures including, but not limited to issuing Misdemeanor Violations and Civil Penalties on this property/parcel as specified in the City's Municipal Code, as well as Liens to recoup any costs incurred by the City for abatement. Councilor Burnett seconded the motion. **Ayes: Hatley, Snow, Valerio, Demo and Burnett. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

J. REGULAR AGENDA:

- 12. Adopt Resolution 06-09-2020-02 authorizing the City Manager to execute and submit Program Supplement Agreement No. U72 & U73 for ATPSB1L-516 (017 & 018) for the West Street and Olive View School Connectivity Project.**

Presented by City Manager Miller who stated that this is for the City's Safe Routes to School Grant, the City was awarded 2 Grants. She stated that this is to improve sidewalk, curb and gutter around West Street and Olive View Schools and this Agreement is the first step, and this is a wonderful opportunity for the City.

Councilor Burnett moved to adopt Resolution 06-09-2020-02 authorizing the City Manager to execute and submit Program Supplement Agreement No. U72 & U73 for ATPSB1L (017, 018) for the West Street and Olive View School Connectivity Project. Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Valerio, Demo and Burnett. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

- 13. Authorize letter seeking increased CARES Act Funding needed due to COVID-19 Fiscal Impacts on California Cities.**

Presented by City Manager Miller who stated that to date there has been no funding provided to assist Cities regarding to costs incurred because of COVID-19. She listed some of the costs such as PPE's, extra cleaning costs, etc. incurred by the City. She stated that in addition to these costs the City will be incurring an estimated \$800,000 in lost Sales Tax, Transient Occupancy Tax, and Transaction and Use Tax (Measure A). Luckily, our City has built up our reserves for situations such as this, however other Cities have not and are currently in trouble. Councilor Demo commended City Manager Miller for putting the City in a position to withstand this hit to our economy.

Councilor Demo moved to authorize a letter seeking increased CARES Act Funding due to COVID-19 fiscal impacts on California Cities. Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Valerio, Demo and Burnett. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

- 14. Request City Council direction on proceeding with City Pool Season due to COVID-19 Pandemic.**

City Manager Miller presented this item announcing she had received new information following completion of this report. She stated that Public Pools are now allowed to open. She announced that the City has submitted its Pool Re-Open Plan to the County Public Health Officer for approval.

She also stated that the City will have all the required safety measures in place including the additional measures to our plan that have been received from Dr. Wickenheiser (County Public Health Officer). She informed the City Council that per the City Pool's Re-Open Plan, the following will apply:

- **Adult Lap Swim** will be M - F limited to only one swimmer per lane, there will be 1-2 time slots for lap swimming depending on availability and demand, patrons must register on RECDESK and locker rooms will be closed.
- **Swim Lessons** will not be offered due to inability to maintain social distancing between teacher and students, and inability to maintain social distancing between students.
- **Public Swim Hours:** M - F from 12:30 p.m. to 9 p.m., Saturday 10:00 a.m. to 5 p.m. and closed on Sunday. Patrons will be allowed to register for attendance for time blocks 2-3 times per week for 5 weeks; Registration will be required through RECDESK and all registrations must be in advance, no admittance to walk-ins. Swimming will be restricted to 30 patrons total (no more than 10 for the small pool and no more than 20 for the big pool and patrons will not be allowed to go back and forth between the two pools. Only 1 non-swimming parent/guardian will be allowed, and this person must adhere to all protective measures and social distance from other parents/guardians. No public contact games (such as Shark/Tag) will be allowed. Locker rooms will be closed to the public, and the diving board and slide will not be allowed to be used.
- **Adult Water Aerobics:** Tuesdays and Thursdays from 5 to 6 p.m. Participants will be limited to 10, patrons must register on RECDESK, must practice physical distancing, and the locker rooms will be closed.
- **Swim Team** M-F from 8 a.m. to 12:10 p.m. and will be limited to one swimmer per lane, all swimmers must bring their own equipment, and as previously stated, the locker rooms will be closed.

City Manager Miller announced that she does not believe the City will be able extend the pool season due to lack of guards. She stated that Plexi-glass will be installed at the guard shack, the City will provide hand sanitizer, and employees will be trained in the required sanitizing and cleaning measures required, etc.

City Manager Miller stated, if approved by the Council tonight, we anticipate opening the pool on Friday, June 26th if able to get everything in place. She further stated that every year the pool runs in the red approximately \$63,000. We expect the same this year and possibly more with the protection and cleaning materials needed. She explained that to extend the season would cost the City an estimated \$30,000 in additional cost. Councilor Snow stated he feels the City should eat the additional cost of \$30,000; the kids have been cooped up and unable to do their normal activities. Councilor Demo agreed. It was stated that Council would like discussion of possibly extending the pool season brought back to the next meeting.

A member of the public representing the Manta Rays Swim Team stated they would like access to the pool as soon as possible and would be willing to help with costs. She was informed that the City still needs to have the pool inspected by Environmental Health and deal with other items before it can be opened. Councilor Snow stated he would like Staff to try and expedite the required measures necessary to allow the pool to open by the scheduled date of June 26th.

Councilor Demo moved to authorize the City Pool to reopen when approved by the State with the addition to revisit on the extension of the pool operation through September 5th. Councilor Burnett seconded the motion. **Ayes: Hatley, Snow, Valerio, Demo and Burnett. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.** City Manager Miller announced that the City will not be able to allow private pool parties this year under the guidance. She also stated that should a positive COVID-19 case be associated with the pool we will be required to close it. Recreation Coordinator/Planner 1 Christina Meeds stated that the Lifeguards will be required to register swimmers on RECDESK which will assist with tracking should we have a positive case.

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).

Snow: None.

Valerio: None.

Demo: Announced that he had a JPA (Tehama County Solid Waste Management Agency) meeting and announced that there will no longer be an electronic pick up here on the last Saturday of the month.

Burnett: None.

Hatley: None.

City Manager Miller stated that this should be the last telecom meeting. She is hoping that we will be able to hold the next City Council Meeting in person however attendance will be limited to approximately 22 people (the 22 people includes City Council and City Staff).

N. ADJOURNMENT!: 7:25 p.m.

Lisa M. Linnet, City Clerk