

**DUE TO THE COVID-19 LOCAL EMERGENCY THESE MEETINGS WILL BE HELD BY PHONE, TO PARTICIPATE, THE DIAL IN NUMBER IS:
(351) 999-4082**



**CITY OF CORNING
CITY COUNCIL MEETING MINUTES
TUESDAY, MAY 26, 2020
CITY COUNCIL CHAMBERS
794 THIRD STREET**

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

B. ROLL CALL:

Council:

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

Mayor:

All members of the City Council were present.

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

D. INVOCATION: Led by Councilwoman Burnett.

E. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, PRESENTATIONS:

- 1. May 17th – 23rd as National Public Works Week:** Proclamation was read by City Clerk Lisa M. Linnet.

F. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:

City Manager Miller provide a COVID 19 update and announced that another COVID 19 positive has been noted in Tehama County bringing our number up to 4. She announced that hair salons and barber shops are now allowed to open with social distancing. Private pools are being allowed to open with certain mandates, public pools are not allowed; we anticipate them to be allowed in late June or early July. The City is working with the City's Pool Manager to come up with a Plan for opening our City Pool. Nail salons are still not allowed to open.

Councilor Demo stated he had been approached by a member of the public regarding the pool opening. He also thanked Staff for removing the handwashing stations and porta potties. He asked about the Farmers Market resuming. He also asked the Police Chief about the Motor Home in front of the former Green Doors; Chief Fears stated that they are working on it.

A member of the public (Dawn Curtis) spoke asking if they could have access to the pool for swim team use. City Manager Miller stated that she would have to check with the County Public Health Officer. She will need to confirm if Swim Team will fall under Stage 2 of the Governor's Plan.

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. Waive the reading and approve the Minutes with any necessary corrections of the May 12, 2020 Closed Session and Regular City Council Meeting.**
- 4. May 20, 2020 Claim Warrant in the amount of \$170,554.90.**
- 5. May 20, 2020 Business License Report.**

Councilor Valerio moved to approve Consent Items 2-5; Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. 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:

6. Request City Council direction to sell used Playground Equipment from Yost Park as One Lot and As Is.

Presented by Recreation Coordinator Christina Meeds who stated that the Yost Park Playground equipment had been removed and is being stored at the Blackburn Well Site. She announced that the City has received interest to purchase this equipment from 3 people. Staff, with Council approval would like to sell the equipment as is in one lot. Kristina stated that some others might be interested. Ms. Meeds stated in response to a question of the value, that she had researched this and was unable to find a value due to the age of the equipment.

Council and Staff discussed possibly advertising the sale and the associated legalities of such sale.

Councilor Burnett moved to direct Staff to sell or dispose of the playground equipment removed from Yost Park by the methods listed in the Staff Report. Councilor Snow seconded the motion, to sell by method listed above. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

7. Authorize City Fire Chief to submit a Volunteer Fire Assistance Grant Application with CALFIRE and approve the 50% grant match funding by the City in the amount of \$5,340.

Presented by Fire Chief Tom Tomlinson who stated that it is a \$10,000 grant with a 50% grant match by the City and then listed the equipment that would be funded by the grant if awarded. He stated that the total cost for all the listed equipment would be \$10,680 and the City's 50% portion would be \$5,340.

Councilor Snow moved to authorize the Fire Chief to sign and submit a Volunteer Fire Assistance Grant Application with CalFire and approve the 50% grant match funding to be funded from Safety Items/Fire, fund number 001-6552-2300 in the amount of \$5,340. Councilor Burnett seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

8. Adopt Resolution 05-26-2020-01 declaring a public nuisance on one (1) property within the City and authorize the Fire Chief to initiate abatement procedures.

Presented by Fire Chief Tom Tomlinson. He stated that this is an ongoing problem property and a Notice was mailed and it has been 18 days without a response.

Councilor Snow moved to declare that a Public Nuisance exists on the one property listed on Exhibit A, to find that such conditions are seasonal and recurrent nuisances, and authorize the Fire Chief to initiate abatement procedures on the property/parcel as outlined in the City's Municipal code. Councilor Demo seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

9. Approve Annual Agreement and Membership with 3CORE Economic Development District and the annual cash match of \$7,500.

Presented by City Manager Miller. She explained the various benefits/programs provided to the City by 3CORE. She stated that 3CORE receives a Federal Grant totaling \$75,000 which requires a dollar for dollar local match and the City's portion is of this match is \$7,500.

With no further questions, Councilor Demo moved to approve the annual participation in 3CORE and authorize payment on July 1 2020 for the City's share of the local grant match in the amount of

\$7,500 from fund 001-7408-4010, Economic Development. Councilor Burnett seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

10. Adopt Resolution 05-26-2020-02 a Resolution adopting Fiscal Year 2020/2021 Street Project List that will utilize SB1 Funding, the Road Repair and Accountability Act of 2017.

Presented by Public Works Consultant Robin Kampmann. She stated that annually the City is required to submit a plan, and have it approved by Resolution and submitted to the California Transportation Commission (CTC) annually by May 1st before receiving funding under SB1 Funding, however due to COVID-19 the submittal date has been moved to July 15th. She stated the proposed streets are the following:

- **Colusa Street Maintenance/Rehabilitation:**
Cape sealing of Colusa Street between Houghton Avenue and 3rd Street, approximately 0.50 miles, with a useful life of 7-10 years.
- **Toomes Avenue Maintenance/Rehabilitation:**
Cape sealing of Toomes Avenue between Solano Street and Blackburn Avenue, approximately 0.50 miles, with a useful life of 7-10 years.
- **2nd Street Maintenance/Rehabilitation:**
Cape sealing of 2nd Street between Solano Street and Fig Lane, approximately 0.50 miles, with a useful life of 7-10 years.
- **South Street Maintenance/Rehabilitation:**
Cape sealing of South Street between 2nd Street and Marguerite Avenue approximately 0.50 miles, with a useful life of 7-10 years.
- **Hoag Street Reconstruction:**
Reconstruction/overlay of Hoag Street between Solano Street and Tehama Street approximately 0.30 miles, with a useful life of 10-15 years.

She further stated that the topographic survey & design for these projects will be completed during Fiscal Year 2019/20 with the work to be completed in Fiscal Year 2020/12 if funding is available and stated that the project list is not "set in stone" should the Council decide to change the location; the list shall not limit flexible use of funds provided that funds are only used for eligible projects. Should another street project be proposed, and funding is available, an amendment could be approved and sent.

Mrs. Kampmann explained that in order to receive the funding, the City must annually expend from its General Fund for street and road purposes an amount not less than the annual average of its expenditures from its General Fund during fiscal years 2009-2012, this is known as the Maintenance of Effort (MOE). If the City fails to meet the MOE in a fiscal year, it can be made up the following fiscal year. The City of Corning's MOE required to meet State set standards is #234,447. City Manager Miller stated that we will need to ensure funding for those Streets associated with the Safe Routes to School Project. Council Demo asked if we were locked into these streets; he was informed no.

Councilor Snow moved to adopt Resolution 05-26-2020-02 adopting the Fiscal Year 2020/2021 Street Projects List that will utilize SB1 Funding, the Road Repair and Accountability Act of 2017. Councilor Burnett seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

11. Adopt Resolution 05-26-2020-03 authorizing the City Manager to execute and submit the CARES ACT Airport Grant Agreement, Grant No. 3-06-0053-008-2020 for Corning Municipal Airport.

Presented by Public Works Consultant Robin Kampmann. She stated that the City of Corning submitted to FAA a Coronavirus Aid, Relief, and Economic Security Act (CARES ACT) application

dated May 11, 2020 for a grant of federal funds associated with the Corning Municipal Airport. These funds are to provide eligible Airports with funding to help offset a decline in revenues arising from diminished airport operations and activities resulting from the COVID-19 Emergency. As a result, the City has been offered a grant in the amount of \$20,000. The grants period of performance ends 4 years from date of acceptance, therefore the City has 4 years to utilize these funds and the funds must only be used for purposes directly related to the Airport such as airport operational and maintenance expenses or debt service payments; new airport development projects may not be funded with this Grant unless the Grant Agreement is amended or superseded by a subsequent agreement.

Councilor Burnett moved to adopt Resolution 05-26-2020-03 and authorize the City Manager to sign all required documents for execution of the Cares Act Grant Offer, Grant No. 3-06-0053-008-2020 for Corning Municipal Airport. Councilor Snow seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

12. Request approval of the proposed Easement Agreement and Easement Purchase and Sale Agreement with MTBEMAC, LLC for the 30-ft Utility Easement to enable future expansion of water and sewer services on the west side of Interstate 5.

Presented by Kristina Miller who stated that the City has been working on getting these services to the west side of I-5 for some time. She stated that the owner has agreed to the offer of the appraised value for the 30-ft. Utility Easement. This Agreement grants the City access to the property for maintenance and prevents the owner from building on top of this Utility Easement. Fire Chief Tomlinson confirmed that this Easement is by Bartels.

Councilor Snow moved to approve the proposed Easement Agreement with MTBEMAC, LLC, approve the 30-ft. Easement Purchase & Sale Agreement with MTBEMAC, LLC at a cost of \$38,000, and authorize the City's Mayor to sign all associated documents on behalf of the City. Councilor Valerio seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. Absent/Abstain/Opposed: None. Motion was approved by a 5-0 vote.**

13. City of Corning Capital Improvement Program and Measure A Funding Priorities for Service.

Presented by City Manager Miller who stated that the Capital Improvement Program (CIP) is the combination of three City Departments, Fire, Police and Public Works Capital Improvement Proposals. She explained that the CIP represents the City's long-range plan of action for funding public improvements in support of existing residents, users, and businesses and to accommodate future development. City Council adoption of the CIP establishes a Policy for priority spending however, approval of the priorities does not assure funding; funding is determined by the City Council when the Final Budget is approved.

City Manager Miller stated because of the COVID-19 Pandemic, the City will experience significant decreases in sales tax, transactions and use tax (Measure A), and transient occupancy taxes. As a result, the City will significantly dip into its General Fund Reserves to balance the budget in FY 2020/21. The Fiscal Year 2020/21 losses due to COVID-19 are currently estimated to be:

- Expects an estimated 5% or more loss in Transient Occupancy Tax
- Expects an estimated 9% or more loss in Sales tax
- Expects an estimated 8% or more loss in Measure A Funds
- Expects an overall estimated \$800,000 budget deficit due to the reduced revenues stated.

City Manager Miller informed the Council that the City has close to \$ 3,000,000 in General Fund Reserves and stated that many Cities do not and are in panic mode, some are doing layoffs. She then explained the rationale to fund large items/equipment over time and the process. She then presented the requested items and proposed funding associated with each of the three Departments and stated that as a result of Measure A funding, General Fund dollars, and the Enterprise Fund dollars, the City will be able, with City Council approval, to complete the proposed Capital Improvement projects listed at a total combined cost of \$575,885 for all three Departments.

Councilor Burnett stated her appreciation for the City Managers forethought related to the budget. City Manager Miller presented the items requested for each Department as listed in the Staff Report. Councilor Snow stated his concerns in purchasing another patrol vehicle versus other equipment. Police Chief stated that although other areas have reduced due to the COVID 19 situation, crime has not. He stated that the safety of his Officers is of upmost concern, they need their safety items. He also stated he would entertain putting off the purchase of one of the vehicles at this time. He also clarified that the number of rifles requested and noted a reduction in the cost of the computer server.

She then presented the equipment requested for Public Works.

Councilor Snow moved to approve the Fiscal Year 2020/2021 Capital Improvement Priorities as presented with the change to the Police Department proposal to remove replacement of one vehicle but approving all other items. Councilor Burnett seconded the motion. **Ayes: Hatley, Snow, Valerio, Burnett, and Demo. 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:

Snow: Nothing.

Valerio: Reported that all the 2020 Graduating Senior Banners have been put up on Solano Street and they look great. He thanked CUHS, City of Corning, the Nomlaki Tribe, and the Parents Club for their support in making this happen.

Demo: Nothing

Burnett: Nothing

Hatley: Nothing

N. ADJOURNMENT!: 7:47 p.m.

Lisa M. Linnet, City Clerk