

# Regular Meeting Action Agenda

## Visalia City Council



Mayor: Bob Link - present  
Vice Mayor: Amy Shuklian - present  
Council Member: Warren Gubler - present  
Council Member: Mike Lane - present  
Council Member: Steve Nelsen - present

Tuesday, February 22, 2011

Visalia Convention Center, 303 E. Acequia, Visalia CA 93291

Joint Meeting City Council/Planning Commission 4:00 p.m.  
Closed Session 6:00 p.m. (or immediately following Work Session)  
Regular Session 7:00 p.m.

4:00 p.m.

### CONVENE JOINT MEETING OF THE VISALIA CITY COUNCIL AND THE VISALIA PLANNING COMMISSION

[Track 1](#)

**Planning Commissioners present:** Larry Segrue, Chairperson; Adam Peck, Vice-Chair, Terese Lane, Roland Soltesz. **Commissioners absent:** Vincent Salinas

**PUBLIC COMMENTS** - *This is the time for citizens to comment on subject matters that are not on the agenda that are within the jurisdiction of the Visalia City Council. Each speaker will be allowed three minutes (timing lights mounted on the lectern will notify you with a flashing red light when your time has expired). Please begin your comments by stating and spelling your name and providing your street name and city.*

There were no public comments.

### WORK SESSION AND ACTION ITEMS (as described)

*Public Comments related to Items that are listed on the Work Session agenda will be heard at the time that item is discussed.*

#### 1. General Plan Update - Public Outreach Strategies

Paul Scheibel, Planning Division, presented the staff report and PowerPoint regarding public outreach efforts that have taken place and options for additional efforts.

Council Members and Planning Commissioners made comments regarding the need for more time for public comment during the GPURC meetings, estimates of costs for additional mailers, etc., creating a forum for public input, mechanisms to receive public outreach such as interest cards, consultant attendance at GPURC and community meetings.

The following members of the public spoke: Stephen Peck, N. Demaree, GPURC needs systematic discussion of general plan policies; Glen Morris, Santa Fe, GPURC members needs to be fully utilized to make choices which will lead to policy decisions; Bob Keenan, HBA, GPURC members want to review policies and discuss; Josh McDonald, GPURC member representing the Chamber of Commerce, looking forward to next steps.

Item 1 -  
discussion  
only

Mayor Link requested members to provide a list of topics/concerns for discussion by the GPURC and he will share them with the consultant.

[Track 2](#)

Item 2 -  
discussion  
only

2. Discussion of proposed code changes to provide more flexibility

Paul Scheibel, Planning Division, presented the staff report and PowerPoint with recommendations for seven strategies to streamline the permitting process.

Council Members and Planning Commissioners discussed the 7 recommendations and the need for caution in structuring authority for the Zoning Administrator. There was consensus to pursue the recommendations to expedite and streamline the permit process in efforts to become more business friendly.

[Track 3](#)

Item 3 -  
discussion  
only

3. Consideration to develop a Telecommunications Ordinance

Paul Bernal, Planning Division, gave the presentation and PowerPoint. Council and Planning Commissioners discussed their support of a telecommunications ordinance and items for consideration in the ordinance: require removal of obsolete or abandoned towers, consider land use and zoning locations, encourage the use of city-owned properties; include "stealth" technologies.

[Track 4](#)

Item 4 -  
discussion  
only

4. Update on High Speed Rail.

Michael Olmos, Assistant City Manager, gave the update on the High Speed Rail and the current status for a station in the Tulare-Kings area.

*Adjourn joint meeting of the Visalia City Council and Visalia Planning Commission and remain seated as the Visalia City Council*

5:45 p.m.  
Adjourn to  
closed session

**CLOSED SESSION (immediately following Work Session)**

5. Conference with Real Property Negotiators (GC 54956.8)  
Properties: (1) Portion of 28.26 acre property located on north side of Highway 198, east side of Kelsey Street (Road 88) (APN: 081-040-030); and (2) Portion of 16.38 acre property located on north side of State Highway 198, approximately 2000 feet east of Shirk Street (APN 085-010-096)  
Negotiating Parties for City: Steve Salomon, Michael Olmos, Alex Peltzer  
Negotiating Parties for Seller: Rick Telegan, BP Investors, LLC  
Under negotiation: Authority to negotiate purchase, sale, and/or trade
6. Conference with Legal Counsel – Anticipated Litigation - Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: 2 potential cases
7. Conference with Labor Negotiators (G.C. §54957.6)  
Agency designated representatives: Steve Salomon, Eric Frost, Diane Davis  
Employee Organization: All employee groups

7:00 p.m. CALL TO ORDER REGULAR SESSION

PLEDGE OF ALLEGIANCE

Track 5

INVOCATION – Pastor Brian Malison, Christ Lutheran Church

SPECIAL PRESENTATIONS/RECOGNITION

PUBLIC COMMENTS - This is the time for citizens to comment on subject matters that are not on the agenda that are within the jurisdiction of the Visalia City Council.

This is also the time for citizens to comment on items listed on the Consent Calendar or to request an item from the Consent Calendar be pulled for discussion purposes. Comments related to Regular or Public Hearing Items that are listed on this agenda will be heard at the time that item is discussed or at the time the Public Hearing is opened for comment.

In fairness to all who wish to speak tonight, each speaker from the public will be allowed three minutes (timing lights mounted on the lectern will notify you with a flashing red light when your time has expired). Please begin your comments by stating and spelling your name and providing your street name and city.

Peter Salerno, S. Church, requested stop signs or speed bumps on Church Street.

AS/ML 5-0  
Balance of  
Consent  
Calendar  
approved as  
submitted

8. CONSENT CALENDAR - Consent Calendar items are considered routine and will be enacted in one motion. There will be no separate discussion of these matters unless a request is made and then the item will be removed from the Consent Calendar to be discussed and voted upon by a separate motion.

The following items were removed from the consent calendar for further discussion: Item 8d (Shuklian) and Item 8h (Nelsen).

- a) Authorization to read ordinances by title only.
- b) Request to extend Exclusive Negotiations Agreement (ENA) with Mill Creek Professional Center, LLC, for six (6) months for the completion of pre-development due diligence and planning activities necessary for the negotiation of a development agreement for approval by the City Council for the phased sale and development of city-owned land situated between Acequia, Mineral King, Stevenson and Conyer Streets.
- c) Confirmation of the Council’s completion of the City Manager’s annual evaluation, and continuation of the City Manager’s contract with no changes to compensation or any other provisions of the agreement.
- d) Authorization for the City Manager to execute a lease of the Oval Park Service Building with Visalia Rescue Mission for a 54 month term; APN: 094-036-001

ML/SN 5-0  
Item 8d  
approved as  
submitted

Ricardo Noguera, Housing and Economic Development Director, responded to questions about the proposed building activities.

- e) Approval of the lease agreement for the food concession at the Visalia Transit Center between the City of Visalia and Maritza Allende, a sole proprietor, dba Chilito’s Express
- f) Approval of a two-year contract with the Urban Tree Foundation in an amount not-to-exceed \$110,000 per year to provide services for grant writing, grant administration, construction management services, and consulting related to the City’s Urban Forestry Program .

g) Confirmation of the Historic Preservation Advisory Committee representative to the General Plan Update Review Committee (GPURC).

SN/AS 5-0  
Item 8h  
approved as  
submitted

h) Authorization to submit an application for up to \$5 million for a "Proposition 84 and 1E" California Department of Water Resources Flood Corridor Program Grant to develop storm runoff basins along the St. John's River, Lower Kaweah River, Mill Creek and the City's storm drain system. **(Resolution 2011-05 required)**

Chris Young, Community Development Director, responded to questions regarding FEMA flood maps.

i) Authorization to appropriate funds and purchase four (4) 35 foot and two (2) 29 foot Gillig Diesel / Electric Hybrid replacement fixed route buses from Gillig Corporation in the amount of \$600,000 each for a total not to exceed 3,960,000, pending continued availability of awarded federal grant funds.

j) Authorization to record the final parcel map of Tentative Parcel Map No. 2007-13, located on the southeast corner of Watson Street and Laurel Avenue (2 Lots). (APN: 097-018-015)

**REGULAR ITEMS AND PUBLIC HEARINGS** - *Comments related to Regular Items and Public Hearing Items are limited to three minutes per speaker, for a maximum of 30 minutes per item, unless otherwise extended by the Mayor.*

Track 6

9. Discussion regarding Options for Future Eight County Regional Representation.

Item 9  
discussion  
and feedback  
provided

Ted Smalley, Executive Director of the Tulare County Association of Governments, discussed options for governmental representation for the eight counties in the San Joaquin Valley and asked for Council feedback.

Council preferences and consensus were to: 1) work collaboratively together with other counties, 2) continue to retain funding control, 3) prefer regional group with four or less counties located South of Fresno and continue to maintain funding control with County COG.

Track 7

Item 10  
approved (see  
individual  
motions)

10. Receive and approve revised recommendations from the Council Recreation Park baseball subcommittee that revenues generated from the agreement with Top of the Third be deposited into a designated Capitol Improvement account, and that specific improvements be accomplished in the 2011 calendar year. *Postponed from 2/7/2011.*

Vince Elizondo, Parks and Recreation Director, reviewed the recommendations of the baseball sub-committee. Council discussed the recommendations and the costs associated. Tom Seidler, Top of the Third, spoke to Council about the needs of the ballpark to comply with minimum baseball playing standards.

The following motions passed:

SN/ML 4-1 (Shuklian-No) The City, in partnership with Top of the Third, Inc., will construct new player batting cages in 2011. The City will pay for the first \$25,000 of the estimated \$40,000 cost of the project, and will pay 50% of the remaining cost.

ML/WG 3-2 (Shuklian/Nelsen-No) Use future revenues generated from the revenue-sharing program above the \$84,527 baseline (established in 2010) to reimburse Top of the Third, Inc., for the upfront costs of a 150-seat family deck to be constructed in 2011. The maximum reimbursement is not to exceed the estimated cost of \$120,000.

ML/SN 5-0 The City will seek estimates for energy-efficient athletic lighting improvements and cost savings to utilities, along with other future needs related to player safety concerns on a case-by case basis.

AS/ML 3-2 (Link/Nelsen-No) Direct staff to explore options of selling the stadium to Mr. Seidler.

Meeting  
adjourned  
8:30 p.m.

**CLOSED SESSION REPORT - none**

**Upcoming Council Meetings**

- Monday, March 7, 2011, 4:00 p.m. Work Session, 7:00 p.m. Regular Session - City Hall Council Chambers 707 W. Acequia
- Monday, March 21, 2011, 4:00 Work Session, 7:00 p.m. Regular Session - City Hall Council Chambers 707 W. Acequia
- Monday, April 4, 2011, 4:00 Work Session, 7:00 p.m. Regular Session - City Hall Council Chambers 707 W. Acequia

*Note: Meeting dates/times are subject to change, check posted agenda for correct details.*

*In compliance with the American Disabilities Act, if you need special assistance to participate in meetings call (559) 713-4512 48-hours in advance of the meeting. For Hearing-Impaired - Call (559) 713-4900 (TDD) 48-hours in advance of the scheduled meeting time to request signing services.*

*Any written materials relating to an item on this agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the Office of the City Clerk, 425 E. Oak Street, Visalia, CA 93291, during normal business hours.*

Prepared by Donjia Huffmon, CMC, Chief Deputy City Clerk

*The City's newsletter, Inside City Hall, is published after all regular City Council meetings. To self-subscribe, go to [http://www.ci.visalia.ca.us/about/inside\\_city\\_hall\\_newsletter.asp](http://www.ci.visalia.ca.us/about/inside_city_hall_newsletter.asp). For more information, contact Community Relations Manager Nancy Loliva at [nloliva@ci.visalia.ca.us](mailto:nloliva@ci.visalia.ca.us).*