

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

Monday, March 7, 2011

City Hall Council Chambers, 707 W. Acequia, Visalia CA 93291

Closed Session 6:00 p.m.

Regular Session 7:00 p.m.

6:00 p.m. CLOSED SESSION

1. Conference with Legal Counsel – Existing Litigation (G.C. 54956.9)
Name of Case: Citizens for Responsible Planning v. City of Visalia - TCSC 10-240450
2. Conference with Legal Counsel – Existing Litigation (G.C. 54956.9)
Name of Case: Kevin Long and Teamsters Joint Council 7 v. City of Visalia -TCSC 10-240546
3. Conference with Legal Counsel – Existing Litigation. (Subdivision (a) of G.C. §54956.9)
Name of Case: Visalia Police Officers’ Association vs. City of Visalia; City Council, City of Visalia TCSC #10-239882
4. *Item removed at the request of staff*

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

[Track 1](#) PLEDGE OF ALLEGIANCE

INVOCATION – Pastor Joshua Bulger, West Coast Believers Center

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.

The following persons spoke:

Jim Escandarian, W. Vassar Court, regarding parking tickets at the Tulare County Courthouse. City Manager Steve Salomon responded that the County has an agreement with the City for parking enforcement.

Peter Salerno, S. Church, regarding the need for stop signs or speed bumps on Church Street.

Betty Singleton, E Houston Avenue, regarding VWR Project and Betty Drive re-alignment.

Danny Smith, W. Oak, regarding VWR project and Betty Drive realignment.

Doreen Caetano-Jungk, Road 68, member of GRAPE, regarding traffic impacts and the Betty Drive realignment.

Kevin Long, Linda Vista Ct., regarding the VWR project.

Herb Simmons, Mountain St., member of Waterways and Trails Committee, in support of the Bikeway Plan.

Vicki Stash, Waterways and Trails Committee, in support of the Bikeway Plan.

Steven Lampe, S. Johnson, requested to pull item 5n from the Consent Calendar.

Diana Marie, family of Groover N. Goshen area, regarding VWR project and traffic impacts.

[Track 2](#)

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

5. **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 separate consideration: Item 5j (Gubler); Item 5m (Link); Item 5n.

- a) Authorization to read ordinances by title only.
- b) Adopt Resolution of Intention to Amend the Contract between the City Council of the City of Visalia and the Board of Administration of the California Public Employees' Retirement System (CalPERS) and introduction of Ordinance authorizing the contract amendment for miscellaneous personnel. **Resolution 2011-06 required and 1st reading of Ordinance 2011-02 required**
- c) Authorize Steve Salomon and Eric Frost to represent the City of Visalia as Authorizing Agents for the California Emergency Management Agency (Cal EMA). **Resolution 2011- 07 required.**
- d) Authorize award of Comprehensive Energy Audit contract to BASE Energy, Inc., to be funded by the City's EECGB grant.
- e) Approve appointment of City Council representatives to the Special City Selection Committee of the San Joaquin Valley Air Pollution Control District.
- f) Accept report of February 2011 groundwater recharge.

g) Authorize Notice of Completion for the Houston Avenue Widening Project from Santa Fe to Ben Maddox in the amount of \$2,293,839.43.

h) Approve request by the United States Department of the Interior for a permit for monitoring seismic activity at Valley Oaks Golf Course.

i) Accept the Cash and Investment Report for the second quarter ending December 31, 2010.

[Track 3](#)

ML/AS 5-0
Item 5j
approved as
submitted

j) Adopt the 2011 Bikeway Plan Update and accompanying Initial Study/Negative Declaration 2011-12. **Resolutions 2011-08 and 2011-09 required.**

Adam Ennis, Assistant Community Development Director, responded to Councilmember Gubler’s questions.

k) Authorize award of two RFPs associated with equipment pre-selection for the Water Conservation Plant upgrade project: RFP No. 10-11-20, Sludge Disintegration System to Siemens Water Technologies Corp in the amount of \$1,184,700, and RFP No. 10-11-32, Ultraviolet Disinfection System, to Ozonia in the amount of \$1,399,560.

l) Authorize purchase of Rain Master Clocks from John Deere Green Tech Division as a sole source purchase in the amount of \$114,865.77.

[Track 4](#)

AS/WG 5-0
Item 5m
approved as
submitted

m) Acknowledge and support the transfer of property located at 200 NW Third Avenue to the Samaritan Center of Tulare County formerly known as Visalia Ecumenical Charities.

Bill Whitlatch, Darlene Mata, and Tony Correria thanked the City for the transfer of property and reported on the services of the Samaritan Center.

[Track 5](#)

SN/AS 5-0
Item 5n
approved as
submitted

n) Authorize the Mayor and city staff to take appropriate action to support legislation and regulations that would provide local government agencies with more retirement system flexibility in an effort to be more fiscally prudent.

Steve Lampe requested the item to be discussed. City Manager Steve Salomon commented this action is a result of discussions at the recent Council Workshop. Councilmember Lane discussed the need for reform at the CalPERS Board.

Item 5o
AS/SN 5-0
award
contract as
submitted
SN/ML 5-0
appropriate
funds from
Vehicle
Replacement
Fund

o) Award a contract for the purchase of nine (9) new Harley Davidson marked police motorcycles to Visalia Harley Davidson in the amount of \$158,101.92.

City Manager Steve Salomon and Administrative Services Director Eric Frost discussed the lease vs. purchase and requested the funds to be appropriated from the Vehicle Replacement Fund.

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](#)

AS/ML 5-0
Item 6
approved as
submitted

6. **PUBLIC HEARING** - 2008/09 Action Plan Substantial Amendment to authorize the change in use and dispose of property located at 210 NW 2nd Avenue funded with U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) Neighborhood Stabilization Program (NSP) funds.

Rhonda Haynes, Housing Specialist, presented the information and responded to Council

comments and questions. The public hearing was opened at 7:50 p.m. There were no public comments.

[Track 7](#)

7. Update on State Budget and Redevelopment

Eric Frost, Administrative Services Director, introduced Seth Merowitz from Best, Best & Krieger. Mr. Merowitz gave an overview of Redevelopment issues. Eric Frost reviewed the recommendations for actions which are needed to reduce debt obligations and protect the General Fund. There were no comments from the public. The following actions were taken:

AS/WG 5-0
Item 7a
approved as
submitted

- a) Authorize the execution of three General Fund Advance Agreements for the purchase of three land purchase: Edison, Van Ness and Railroad.

AS/SN 5-0
Item 7b
approved as
submitted

- b) Approve 1st Amendments to the loan agreements for Central and East Visalia Project Areas.

AS/SN 5-0
Item 7c
approved as
submitted

- c) Authorize the City Manager to contract with the law firm of Best, Best & Krieger to advise on future activities related to the City’s Redevelopment Agency at a cost not to exceed \$25,000.

Convene as Visalia Redevelopment Agency Board:

8. REDEVELOPMENT AGENCY BOARD PROPOSED ACTIONS:

[Track 8](#)

Eric Frost, Administrative Services Director, requested the Council to approve the following items which are the Redevelopment Agency Board’s actions to complement the City actions taken in the previous item.

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

- a) Authorize the RDA Executive Director to prepay Redevelopment Bank loans.

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

- b) Authorize the RDA Executive Director to execute the 1st Amendment to the loan agreements for Central and East Visalia project areas.

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

- c) Authorize the execution of three General Fund Advance Agreements for the three land purchases: Edison, Van Ness and Railroad.

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

- d) Authorize the RDA Executive Director to prepay the East Visalia Project Area General Fund Advance Agreements for the Edison, Van Ness and Railroad properties.

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

- e) Authorize the deposit of \$670,000 of Central Redevelopment Agency funds to the Property Owner Association Fund as its obligation toward the Property Owners Association (POA) Assessments for the association’s ten-year life.

Adjourn as Visalia Redevelopment Agency Board and remain seated as Visalia City Council.

[Track 9](#)

ITEMS OF INTEREST

Mayor Link commented about his recent trip to Washington DC where he met with our 2 Senators regarding FEMA and Flood Insurance issues.

CLOSED SESSION REPORT (if any) - none

8:05 p.m.
Meeting
Adjourned

Upcoming Council Meetings

- 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
- Monday, April 18, 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.

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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. For more information, contact Community Relations Manager Nancy Loliva at nloliva@ci.visalia.ca.us.