

Regular Meeting Agenda

Visalia City Council



Mayor: Bob Link
Vice Mayor: Amy Shuklian
Council Member: Warren Gubler
Council Member: Steve Nelsen
Council Member: Don Sharp

Monday, July 18, 2011

City Hall Council Chambers, 707 W. Acequia, Visalia CA 93291
Work Session 4:00 p.m.; Closed Session immediately following
Regular Session 7:00 p.m.

SWEARING IN CEREMONY – Appointed Councilmember Don Sharp

BADGE PINNING CEREMONY - Sergeant Kevin Kroeze

WORK SESSION AND ACTION ITEMS (as described)

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.*

1. Introduction of Technical Rescue Team to the City Council
2. Valley Oak Tree informational report
3. Status on State budget reductions and effects on the City.
4. Review, discuss and provide direction on the recommended Tulare County Board of Supervisors Redistricting Options from the County's Citizen's Advisory Committee on Redistricting.

Update on Animal Control Facility – *Item moved to August 1 in order to include information from Sub-committee meeting with architect.*

The time listed for each work session item is an estimate of the time the Council will address that portion of the agenda. Members of the public should be aware that the estimated times may vary. Any items not completed prior to Closed Session may be continued to the evening session at the discretion of the Council.

ITEMS OF INTEREST

CLOSED SESSION (immediately following Work Session)

5. Conference with Real Property Negotiator (G.C. 54956.8)
Property : 307 East Main Street
Under Negotiation: Authority to negotiate price, terms and conditions of lease or sale
Negotiating parties: Steve Salomon, Wally Roeben, Debbie Metzler, Donald Williams
6. Conference with Legal Counsel- Anticipated Litigation Significant exposure to litigation pursuant to subdivision (b) of (G.C. 54956.9) – 3 potential cases
7. Conference with Real Property Negotiator (G.C. 54956.8)
Properties : Portions of APNS: 103-040-005; 103-040-004; 103-030-006 and 018; 103-040-029; 103-200-005;103-040-028
Under Negotiation: Authority to negotiate price, terms and conditions of potential purchase
Negotiating parties: Richard and Patricia M. Dytp; Darren C and Haylee Dyt; Steven and Nancy O’Bosky; Leona Charlene Goldsmith, trustee of the Leona Charlene Goldsmith Trust u/d/t July 20,2009; Castlewood Partners Inc. and it’s representative Don Fulbright; Crecencia C. Gray, surviving trustee of the Gray Living Trust, Steve Salomon, Adam Ennis, Rebecca Keenan, Alex Peltzer and James Koontz.
8. *Item removed at the request of staff*
9. Conference with Labor Negotiators (GC 54957.6)
Agency representatives: Steve Salomon,
Eric Frost, Diane Davis
Employee organization: Group M
10. Conference with Legal Counsel – Existing Litigation (G.C. 54956.9) Pending Litigation
Name of Case: Solis v. City of Visalia -TCSC 09-232070

CALL TO ORDER REGULAR SESSION

PLEDGE OF ALLEGIANCE

INVOCATION – Pastor Arthur Escobedo, Praise Center Church

SPECIAL PRESENTATIONS/RECOGNITION - Presentation from Visalia Firefighters to Muscular Dystrophy Association of donations received during “Fill the Boot” campaign (Chris Ortiz)

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.

11. **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.*

- a. Authorization to read ordinances by title only.
- b. Approve appointment of Russ Desch and the reappointment of Carlos Medina to the North Visalia Neighborhood Advisory Committee.
- c. Authorization to apply for federal funding for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program through the Bureau of Justice Assistance.
- d. Authorization to enter into an agreement with Tulare County Association of Governments (TCAG) for administration of the countywide T-Pass program.
- e. Authorize amendment to the agreement with MV Transportation to include additional hours and miles for the Sequoia Shuttle internal park operation per the request of the funding agency, the National Park Service (NPS) and adjust the rates for a reimbursable amount not to exceed \$196,000.
- f. Authorization to amend the existing Haz-Mat agreement with Tulare County, City of Tulare, City of Porterville, and City of Dinuba, and enter into a new Haz Mat Agreement with the City of Exeter, City of Farmersville, City of Lindsay and City of Woodlake.
- g. Approval of Memorandum of Understanding (MOU) with the City of Dinuba and the City of Visalia to provide grant management for a transit grant.
- h. Award a contract for the purchase of ten (10) new Police Patrol Vehicles to McPeeks Dodge of Anaheim in the amount of \$491,298.18.
- i. Authorize Mayor Bob Link as the voting delegate and Vice Mayor Amy Shuklian as the alternate voting member for the 2011 League of California Cities Annual Conference.
- j. Approval of the appointment of City Council Representatives to various boards and committees that were left vacant by the resignation of Councilmember Mike Lane.
- k. In accordance with City's policy on naming park facilities, approve the recommendation by the Parks & Recreation Commission to name baseball field #1 "Clyde Soto Field" at the C.R. Shannon Baseball Complex located at Riverway Sports Park.
- l. Authorize the City Manager to enter into an agreement with Visalia Unified School District for after school enrichment program services at Valley Oak Middle School.
- m. Authorization for the City Manager to negotiate a contract with the Convention and Visitors Bureau (CVB) for 2010-11 for \$254,000, to provide office and tourism information space at the CVB, and to provide up to \$21,000 in additional funding for a regional tourism program if an appropriate plan is approved by the City Council, without any additional net increase in cost to the City.
- n. Approval of the Memorandum of Understanding by and between the City of Visalia and Visalia Police Association (City of Visalia Employee Bargaining Unit Group B) for the

period July 1, 2011 through June 30, 2012.

- o. Request authorization to sole source the Janitorial Services Contract to Tulare County Training Center dba Able Industries. This contract would be for one year with four renewable one year extensions.
- p. Request that City Council appropriate an additional \$650,000 to complete the storm drain, sewer and street repairs at the Shirk Street and Ferguson Avenue intersection. (Project No. 1611-00000-720000-0-8264).
- q. First reading of Ordinance No. 2011- authorizing the Grant of Easement of Southern California Edison Company for a non-exclusive easement in gross for the conveyance and distribution of electricity across a portion of City owned property (APN#073-160-001) and authorize the City Manager to execute the grant of easement. The easement will enable the Southern California Edison Company to provide power to the new Perfection Pet Food addition southeast of the Goshen Basin Site and provide a source of electricity to the adjacent properties, including the Goshen Basin site. **Ordinance 2011-11 Required**
- r. Request authorization to file a Notice of Completion for the Giddings Street Extension project, from Shannon Parkway extending north to Riverway Avenue in the amount of \$447,203.64 (Project No. 3011-8099).
- s. Appointment of Citizen Advisory Committee members to first and additional terms.
- t. Authorization to provide a one-time waiver of appropriate sections of the Mural Policy, as determined by the Mural Panel, due to technological changes and the type of mural being proposed, and to approve an appointing process for selecting a new Mural Panel.

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.*

- 12. **PUBLIC HEARING** - Introduction and first reading of Ordinance No. 2011-10 for Zone Text Amendment No. 2011-09: a request by the City of Visalia to revoke and repeal Chapters 5.66 and 17.64 of the Visalia Municipal Code pertaining to Medical Marijuana Business Permitting and Zoning, and amend Chapter 8.64 of the Visalia Municipal Code to establish regulations governing the cultivation and consumption of medical marijuana for personal use. **Ordinance 2011-10 required.**
- 13. **PUBLIC HEARING** Authorization for the City of Visalia to place Miscellaneous Special Assessments on the Tulare County secured tax roll for Sewer Connection, Business Incentive Zone, Curb & Gutter, Landscape and Lighting, Northeast District, Sewer, Weed & Lot Clearing, Code Enforcement and Los Rios/ Casa Blanca. **Resolution 2011-38 required.**

CLOSED SESSION REPORT (if any)

Upcoming Council Meetings

Monday, August 1, 2011, 4:00 Work Session, 7:00 p.m. Regular Session - City Hall Council Chambers

707 W. Acequia

Monday, August 15, 2011, 4:00 Work Session, 7:00 p.m. Regular Session - City Hall Council Chambers

707 W. Acequia

Tuesday, September 6, 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.

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.