

# Visalia City Council Agenda

For the regular meeting of: Monday, June 7, 2004

Location: City Hall Council Chambers  
707 W. Acequia Ave., Visalia

Mayor: Bob Link  
Vice-Mayor: Phil Cox  
Council Member: Jesus J. Gamboa  
Council Member: Greg Kirkpatrick  
Council Member: Donald K. Landers

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All items listed under the Consent Calendar are considered to be routine and will be enacted by one motion. If anyone desires discussion on any item on the Consent Calendar, please contact the City Clerk who will then request that Council make the item part of the regular agenda.

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## **New Employee Introduction:**

Community Development Director, Michael Olmos introduces the new Community Development employees: Tim Burns, Code Enforcement Officer; Loretta Riggins, Hourly Planner; Susan Carrier, Planning Assistant; Kim Carter, Support Services Assistant.

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

**4:00 p.m.**

1. Review and discussion of: 1) proposed Zoning Ordinance amendments regarding reduction of minimum front yard setbacks in residential zones, 2) proposed update of the Street Tree Ordinance, and 3) proposed update of six Engineering Improvement Standards and 4) consideration of establishing a task force to further review development standards.
2. Consider change in policy to use City's Transportation Funds to construct full street improvements, curb to curb, on designated arterials and collectors and consider increase in Transportation Impact Fees to cover increase in cost. (*This item will be rescheduled to an undetermined date.*)

## **4. ITEMS OF INTEREST**

### **CLOSED SESSION**

**6:00 p.m. (Or, immediately following Work Session)**

5. Conference with Legal Counsel - Anticipated Litigation

Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 GC

6. Public Employee Performance Evaluations

Title: City Manager  
City Attorney

6a. Conference with Real Property Negotiators

Property: Structure located at 805 W. Acequia Street  
Under Negotiation: Price, terms, and conditions of sale  
Negotiators: Steve Salomon, Carol Cairns, Central Valley Christian Housing

6b. Conference with Real Property Negotiator

Property: five real property parcels located west of N. Ben Maddox Way between Main and Goshen Streets identified by Assessor's Parcel Numbers: 094-180-005, 094-190-012, 013, 094-240-036 and 094-201-025  
Under Negotiation: Price, terms, conditions of purchase  
Negotiators: Steve Salomon, Bob Nance, Union Pacific Railroad

**REGULAR SESSION**

**7:00 p.m.**

**PLEDGE OF ALLEGIANCE**

**INVOCATION** - David Berry, Visalia Community Church of Christ

**SPECIAL PRESENTATIONS/RECOGNITION**

**CITIZENS REQUESTS** - This is the time for members of the public to comment on any matter within the jurisdiction of the Visalia City Council. This is also the public's opportunity to request that a Consent Calendar item be removed from that section and made a regular agenda item for discussion purposes. Comments related to Regular or Public Hearing Items that may be listed on this agenda will be heard at the time in which the item is discussed or at the time the Public Hearing is opened for comment. The Council Members ask that you keep your comments brief and positive. Creative criticism, presented with appropriate courtesy, is welcome. The Council cannot legally discuss or take official action on citizen request items that are introduced tonight. In fairness to all who wish to speak tonight, each speaker from the public will be allowed three minutes (speaker 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 provide your address.

**CHANGES TO THE AGENDA/ITEMS TO BE PULLED FOR DISCUSSION**

7. CONSENT CALENDAR - Consent Calendar items are considered routine and will be enacted by a single vote of the Council with no discussion. For a Consent Calendar item to be discussed, or voted upon individually, it must be removed at the request of the Council.
  - a) Authorization to read ordinances by title only.
  - b) Authorization for the re-appointment of Sam Logan to serve on the Visalia Planning Commission beginning July 1, 2004.
  - c) Authorize loan of \$52,000 at 3% interest from the General Fund to the Cross Valley Rail Corridor Joint Powers Authority to cover final costs in completing the Cross Valley Rail freight line improvements
  - d) Authorization to award two-year contract to Urban Tree Foundation for professional services in the amount of \$90,000 over the life of the contract.
  - e) **Second Reading** of the following Ordinances:
    1. **Ordinance 2004-15** granting an easement to CRS Farming for the purpose of drilling a well on City parcel APN 78-12-003 located on the southwest corner of Dinuba Blvd and River Way Drive.
    2. **Ordinance 2004-16** Change of Zone No. 2004-09: a request to change the zoning on 21 acres from BRP (Business Research Park) to CS (Service Commercial) and PA (Professional / Administrative Office), located on the northeast corner of Tulare Avenue and Ben Maddox Way (APN: 100-010-26). Applicants: Acurso Property; agent: Lane Engineer.
    3. **Ordinance 2004-17** Change of Zone No. 2003-18: A request to change zoning designations on one parcel from Business Research Park (BRP) to Single-family Residential, 6,000 sq. ft. min. lot size per unit (R-1-6), Multi-family Residential, 1,500 sq. ft. land area per unit (R-M-3), and Service Commercial (C-S). The project site is located on the east side of Shirk Street between Modoc Ditch and Doe Avenue. (APN: 077-100-20) Applicant: Mangano Homes.
    4. **Ordinance 2004-18** authorizing an amendment to the Contract between the City and the Board of Administration of the California Public Employees' Retirement System for Local Miscellaneous Employees.
    5. **Ordinance 2004-19** Change of Zone No. 2004-02: a request to change the zoning on 7.1 acres from R-A (Rural Residential) to R-1-6 (Single-Family Residential), located at 5500 W. Caldwell Avenue (APN: 119-320-38). Applicants: Benart S & L Homes; agent: Forester, Weber, & Branum.
  - f) Request authorization to file the final map for the following:
    1. Oakwest Unit No. 6 Subdivision, located on the south side of Hurley Avenue between Shirk Street and Tommy Street. APN. 085-610-01.

2. Eagle Glen Unit No. 3 Subdivision, located at the Northeast corner of McAuliff Street and Walnut Avenue.
  3. Ashley Grove, Unit No. 3 Subdivision, located at the Northwest corner of Ferguson Avenue and County Center Street, APN: a portion of 089-010-009
- g) Request authorization to file a Notice of Completion for the following:
1. Walnut Breeze No. 3 Subdivision, containing 41 lots, located on the North side of Caldwell between Burke Street and Ben Maddox Way.
- h) **Formation of Landscape and Lighting District No. 04-01, Oakwest #6 Resolution 2004-53 and 2004-54 required**
- i) Authorize staff to advance the purchase of eight Solid Waste refuse trucks from FY 04/05 to this fiscal year and award the purchases to Central Valley Kenworth and Ruckstell California Sales.
- j) **(Setzer 52704)** Request authorization to enter into contract with INDIGO /Hammond and Playle Architects, for services to program, design, provide construction documents for two police precinct stations, for a fee of \$245,000, and authorization for Finance Department to budget an additional \$20,000 for services not provided by the architect including Topographic Surveys, Geotechnical reports, bid set printing and utility hook-up fees.
8. Authorization to file correspondence with Tulare County Planning Commission and Tulare County LAFCO stating opposition to a proposed large-lot residential subdivision within the City's Urban Growth Boundary. (Tulare County Case No. PZV 04-005/TM 759 (Baker).
9. PUBLIC HEARING -Appeal of the Planning Commission's approval of Conditional Use Permit No. 2004-10, a request by Visalia Rescue Mission to allow an emergency housing shelter for women and children, located at 1413 N. Burke Street (APN 091-214-15)  
**Resolution 2004-55 required.**
10. PUBLIC HEARING -Authorizing the amendment to the City of Visalia Municipal Code adding Chapter 12.61 Downtown Newsrack District to regulate the placement and design of newsracks in the Downtown Retail Design District, and the implementation of a permit process for newsracks in the District. **Second Reading of Ordinance 2004-14.**
11. PUBLIC HEARING - for consideration of change in policy to use City's Transportation Funds to construct full street improvements, curb to curb, on designated arterials and collectors and on proposed increase in Transportation Impact Fees collected at time of building permits to cover increased costs. After hearing testimony, consider approval of proposed Transportation Impact Fee Schedule per **Resolution No. 2004-56.** (Cancelled. Will be scheduled and noticed for a new date not yet specified.)

12. PUBLIC HEARING - Text Amendment No. 2004-04: An amendment to Zoning Ordinance Chapters 17.12, 17.14, and 17.16 to modify the required minimum front yard setbacks for lots in the R-1-6, R-1-4.5, and R-M-2 zones. **Introduction of Ordinance No. 2004-20 required.**
- 13.) PUBLIC HEARING - Adoption of updated Street Tree Ordinance (Chapter 12.20 Of the City Municipal Code). **Introduction of Ordinance No. 2004- 21 required.**
14. PUBLIC HEARING – Adoption of six updated Engineering Improvement Standards. **Resolution No. 2004- 57 required.**
15. Public Hearing: General Plan Amendment No. 2004-13: A request to relocate a 2.30-acre Medium Density Residential land use designation located on the south side of Cameron Avenue between Stonebrook and Santa Fe Streets. (APN: 126-070-24,26,39,40; 126-100-28, 29, 30) Central Valley Land Company, LLC (a.k.a. McMillan Homes) applicant; Quad Knopf, agent. **Resolution 2004- 58 required.**
  - a. Public hearing for initiation of proceedings for Annexation No. 2004-08 (South Cameron Creek): A request to annex approximately 104 acres into the City of Visalia located on the south side of Cameron Avenue between Stonebrook and Santa Fe Streets. (APN: 126-070-24,26,39,40; 126-100-28,29,30) between Stonebrook and Santa Fe Streets. (APN: 126-070-24, 29,40; 126-100-28, 29,30) Central Valley Land Company, LLC (a.k.a. McMillan Homes) applicant; Quad Knopf, agent. **Resolution 2004- 59 required.**
  - b. Certify Negative Declaration No. 2004-35.
16. PUBLIC HEARING –
  - a. Adoption of Airport Master Plan **Resolution 2004-60 required**
  - b. Certification of Mitigated Negative Declaration No. 2004-05, (SCH # 2004011096)
  - c. Authorization to proceed with General Plan Amendments and Zoning Ordinance Amendments for ordinance and policy consistency.

## 17. REPORT ON ACTIONS TAKEN IN CLOSED SESSION

### REPORT OF CLOSED SESSION MATTERS FINALIZED BETWEEN COUNCIL MEETINGS

#### Upcoming Council Meetings

Monday, June 14, 2004 (Special City Council Meeting, Visalia Convention Center) 5 p.m.

Monday, June 21, 2004 (Located at the Manuel Hernandez Center, usual times)

Tuesday, June 29, 2004 (Special City Council Meeting, Visalia City Hall) 5 p.m.

Monday, July 5, 2004 (tentatively no meeting)

Monday, July 12, 2004 (Special City Council Meeting, Visalia Convention Center) 5 p.m.

Monday, July 19, 2004 (Located at Pinkham Elementary School, usual times)

Monday, July 26, 2004 (Joint City of Visalia/Visalia Unified School District, Visalia Convention Center 6-8 p.m.)

Work Session 4:00 p.m.

Regular Session 7:00 p.m.

City Hall Council Chambers

707 West Acequia Avenue

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.