

# Visalia City Council Agenda

For the regular meeting of: Monday, January 6, 2003

Location: **City Hall Council Chambers**  
**707 West Acequia Avenue**

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

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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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**Employee Introductions:** Chief of Police Jerry Barker presents Casey Barber, Police Officer.

## **WORK SESSION**

**4:00 p.m.**

1. Presentation by Brian Lewis, Tulare County Librarian regarding \$3.5 million State Library grant for expansion of the Visalia Library, tentative construction time line, and need for local fundraising.
2. Update regarding non-profit's project proposal submissions, site plan schematics and project development proposal for the City-owned N.W. Third Street parcels, by Sharon Sheltzer and Bob Nance. *(This report will be made available on or before the Regular Session of the January 6, 2003 Council meeting.)*
3. Update on AB 2758 quarter percent sales tax authorization, by Sandra Montoya. *(This report will be made available on or before the Regular Session of the January 6, 2003 Council meeting.)*

## **ITEMS OF INTEREST**

## **CLOSED SESSION**

**5:00 p.m. (Or, immediately following Work Session)**

4. Conference with Legal Counsel - Existing Litigation  
(Subdivision (a) of Section 54956.9 GC)  
Name of Case: Ivy v. City of Visalia, TCSC Case No. 01-197050
5. Conference with Real Property Negotiator  
Property: 101-103 S. Floral Street

Under Negotiation: Price, terms, and conditions of purchase  
Negotiating Parties: Steven Salomon, Bob Nance, KDHCDC

6. Conference with Real Property Negotiator  
Property: 209 W. Caldwell, 241 W. Caldwell, and 309 W. Caldwell  
Under Negotiation: Price, terms, and conditions of right-of-way purchase  
Negotiating Parties: David Jacobs, John Dutton, William & Reba Blankenship, Patsy Creager, and Wayne & Eddie Jo Page.
7. Conference with Real Property Negotiator  
Property: Longs Canal Water Rights (area along Kaweah River)  
Under Negotiation: Price, terms, and conditions of water rights  
Negotiating Parties: Steve Salomon, Dan Dooley, and Bruce George of the Kaweah Delta Water Conservation District
8. Conference with Legal Counsel - Existing Litigation  
(Subdivision (a) of Section 54956.9 GC)  
Name of Case: Curtis v. City of Visalia, TCSC Case No. 01-197549
9. Conference with Legal Counsel - Existing Litigation  
(Subdivision (a) of Section 54956.9 GC)  
Name of Case: Marroquin v. City of Visalia, TCSC Case No. 02-203337
10. Public Employee Performance Evaluation  
Title: City Attorney, City Manager
11. Conference with Labor Negotiator  
Employee Groups: Group M - Miscellaneous  
Agency Negotiator: Randy Groom, Bill Avery

## **REGULAR SESSION**

**7:00 p.m.**

## **PLEDGE OF ALLEGIANCE**

**INVOCATION** - Pastor Bob Grenier, Calvary Chapel

## **SPECIAL PRESENTATIONS/RECOGNITION**

Presentation from the Visalia City Council to Dianne Guzman in appreciation of her five years of service to the City.

Presentation to Frank Serpa in recognition of his support to P.A.L.

**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. 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 your name and address.

**--Convene jointly as the Redevelopment Agency Board and the Visalia City Council**

**12. CONSENT CALENDAR - REDEVELOPMENT AGENCY & VISALIA CITY COUNCIL**

- a) Authorization for the appointment of the Fiscal Officer for the City of Visalia and the Redevelopment Agency.
- b) Authorization for the City Manager to execute Promissory Notes and Deeds of Trust on behalf of the City for loans made by the City to the Agency for the purchase of those properties located at the southeast corner of Goshen & N. Ben Maddox Way (formerly Southern California Edison) and the two parcels located at the northeast corner of Goshen & Burke Street (formerly Van Ness.)
- c) Authorization for the Executive Director to execute Promissory Notes and Deeds of Trust on behalf of the Agency in favor of the City of Visalia for those properties located at the southeast corner of Goshen & N. Ben Maddox Way (formerly Southern California Edison) and the two parcels located at the northeast corner of Goshen & Burke Street (formerly Van Ness) purchased with loan funds from the City of Visalia.
- d) Authorization for the City Manager and Executive Director of the Redevelopment Agency to enter into an amended Professional Services Agreement with Gordon Chong & Partners for design of the West Acequia Parking Structure, to provide that the structure design is a Redevelopment Agency project and redevelopment funds will be used as partial payment. *(Amended Professional Services Agreement will be made available on or before the Regular Session of the January 6, 2003 Council meeting.)*
- e) Authorization for the Redevelopment Agency and the City of Visalia to enter into an agreement for the commitment of funds from Redevelopment Bond Refinancing.

**--Adjourn as the Redevelopment Agency Board and convene jointly as the Visalia Public Finance Authority and the Visalia City Council**

**13. CONSENT CALENDAR - VISALIA PUBLIC FINANCE AUTHORITY & VISALIA CITY COUNCIL**

- a) Annual meeting of the Visalia Public Finance Authority (VPFA) acknowledging the status report of the current debt issues.

**--Adjourn as the Visalia Public Finance Authority and convene jointly as the Capital Improvement Corporation Board and the Visalia City Council**

14. CONSENT CALENDAR - CAPITAL IMPROVEMENT CORPORATION BOARD & VISALIA CITY COUNCIL

- a) Annual meeting of Capital Improvement Corporation (CIC) Board acknowledging the status of the project and the appointment of Directors and Officers.

**--Adjourn as the Capital Improvement Corporation Board and remain seated as the Visalia City Council**

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

15. 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 to set January 21, 2003, as the Public Hearing for the following:
  - 1. Disestablishment of Agricultural Preserve NO. 711: a request by Clarence Ritchie and Ruby Remillard (Dowds Consulting, agent) to disestablish (eliminate) Agricultural Preserve No. 711, located on the southeast corner of Akers Street and Riggin Avenue (APN 077-170-01).
  - 2. Disestablishment of Agricultural Preserve No. 2: a request by Peter and Anne Sprague (DBO Development Co., agent) to disestablish (eliminate) Agricultural Preserve No. 2, located on the west side of Mooney Blvd., south of Packwood Creek (APN 126-050-02).
- c) **Introduction of Ordinance 2003-01** repealing provisions Section 2.44.060 (Sick Leave) of the Visalia Municipal Code pertaining to California Labor Code Section 4850 salary continuation benefits for non-public safety employees.
- d) Authorization for the City Manager to execute an amendment to the Public Employee Retirement System Contract for Bargaining Group G (Fire) and E (Miscellaneous Managers & Supervisors) in which members of these groups will commence responsibility for paying the entire employee retirement contribution CalPERS. **Resolution 2003-01 required.**
- e) Authorization for the City Manager to make available a supplemental retirement benefit program through the Public Agency Retirement System (PARS).
- f) **Item removed from Agenda.**
- g) Authorization for Certification of the adequacy of the Mitigated Negative Declaration No. 2002-64 prepared for the construction of the Houston Avenue Storm Drain Improvements between Demaree Street and Woodland Street. Project No. 1221-72-0-0-9582-2003. **Resolution 2003-02 required.**

- h) Authorization to award the contract for Ferguson Avenue Sewer Trunk Line to Mauldin-Dorfmeier Construction, Inc. of Fresno in the amount of \$377,873.00. Project No. 1231-72-0-0-9083-2003.
  - i) **Second Reading of Ordinance 2002-28** to the Visalia Municipal Code allowing dogs to be off-leash in designated areas and establishing regulations for use of designated off-leash dog areas on City property.
  - j) Authorization to file Notice of Completion for:
    - 1. The Ranch Subdivision, Unit No. 2 located on the east side of Linwood Street, approximately 1700 feet south of Ferguson Avenue and north of Goshen Avenue.
    - 2. Parking Lot No. 35 Improvements, Project No. 1931-72-0-0-9532-2002 located on the west side of Giddings Street, just west of the Oaks Baseball Facilities.
  - k) Authorization to record the Final Map for:
    - 1. Harter Court Subdivision, located at the southwest corner of Walnut and Cain Streets; APN: 126-300-38.
    - 2. No. 2002-11, located at the northwest corner of Mooney Blvd. and Visalia Parkway (Avenue 276); APN: 126-005-003.
16. REGULAR ITEM - Authorization for approval of Master Agreement between Kaweah Delta Health Care District and the City of Visalia regarding the Downtown Hospital Expansion.
17. PUBLIC HEARING - for the following:
- a. General Plan Amendment No. 2002-09, a proposal to amend the Circulation Element Map pertaining to the planned alignment of Buena Vista Avenue between Ben Maddox Way and Burke Street. The proposal would realign Buena Vista Avenue to connect with Burke Street at the existing intersection of Burke and Buena Vista instead of the intersection of Burke and Margalo; APN: 091-060-16, 21. **Resolution 2003-03 required.**
  - b. Specific Plan Amendment No. 2002-10, a proposal to amend the Northeast Specific Plan map pertaining to the planned alignment of Buena Vista Avenue between Ben Maddox Way and Burke Street. The proposal would realign Buena Vista Avenue to connect with Burke Street at the existing intersection of Burke and Buena Vista instead of the intersection of Burke and Margalo; APN: 091-060-16, 21. **Resolution 2003-04 required.**

*(A copy of the Mitigated Negative Declaration-North Burke Street Elementary School is available for public review in the City Clerk's Office. To make arrangements for a personal copy contact Principal Planner, Steve Brandt at 713-4369.)*

## REPORT ON ACTIONS TAKEN IN CLOSED SESSIONREPORT OF CLOSED SESSION

### MATTERS FINALIZED BETWEEN COUNCIL MEETINGS

**Upcoming Council Meetings**

Tuesday, January 21

Monday, February 3

Tuesday, February 18

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.