

Visalia City Council Action Agenda

For the regular meeting of: Monday, March 19, 2007

Location: City Hall Council Chambers

Mayor: Jesus J. Gamboa - absent
Vice Mayor: Greg Kirkpatrick - present
Council Member: Greg Collins - absent
Council Member: Donald K. Landers - present
Council Member: Bob Link - present

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.

WORK SESSION AND ACTION ITEMS (as described) **4:00 p.m.**

Public Comment on Work Session Items -

Track 1

1. Presentation of Visalia Police Department Reorganization (no action)

Chief Bob Carden gave PowerPoint presentation on the recommendations for reorganizing the Police Department. Council discuss the reorganization plan. Chief Carden said he would like to get the Council's go-ahead so he can get started implementing these changes.

Track 2

2. FY 2006/07 mid-year financial evaluation of the City's General Fund, Measure T Funds, Redevelopment Funds and Enterprise Funds; and preliminary General Fund projections for FY 2007/08 with recommended budgetary actions

Eric Frost, Administrative Services Director and Finance Department staff, Gus Aeilo, Melody Murch, Tim Fosberg gave a PowerPoint presentation regarding the mid-year financial evaluation. Council discussed the recommendations and gave consensus on recommendation #12. Council will wait to approve the rest of the recommendations until the full council is present.

** 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

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

3. Conference with Legal Counsel – Existing Litigation (2)
(Subdivision (a) of Section 54956.9 GC)
a. Name of Case: Colello v City of Visalia (TCSC No. 05-214324)
b. Name of Case: Hettick v. City of Visalia (TCSC No. 05-214421)
4. Conference with Legal Counsel – Existing Litigation (1)
(Subdivision (1) of Section 54956.9 GC)
Name of Case: Sinor v City of Visalia
5. Item removed from the agenda.

Convene jointly as the City Council and the Redevelopment Agency

6. Conference with Real Property Negotiators (G.C. §54956.8.)
Property: 700 E Race (APN: 094-100-022) and 701 E. Murray (APN: 094-250-020)
Under Negotiation: Authority to negotiate price, terms and conditions of potential purchase and begin site plan
Negotiating Parties: Steve Salomon, Michael Olmos, Colleen Carlson, California Department of Transportation

Adjourn as the Redevelopment Agency and remain in session as the City Council

7. Conference with Real Property Negotiators (G.C. §54956.8.)
Property: 401 E. Acequia (AKA 210 S. Santa Fe; APN:094-221-010)
Under Negotiation: Price, terms, conditions of purchase
Negotiating Parties: Steve Salomon, Michael Olmos, Colleen Carlson, Jeffrey Roberts Granville Homes, Inc.), Reza Assemi (Pyramid Homes) and Steve Castellanos (Quad Knopf)
8. Conference with Labor Negotiators (54957.6a)
Agency Designated Representatives: Eric Frost, Jim Harbottle, Janice Avila
Employee organization: All
9. Conference with Real Property Negotiators (G.C. §54956.8.)
Property: (Walnut Orchard)North West Corner of Caldwell and Highway 99
Under Negotiation: Consideration and approval of appraisal; authority to negotiate price, terms and conditions of potential purchase and lease.
Negotiating Parties: Steve Salomon, Alex Peltzer, Hughes
10. Conference with Real Property Negotiators (G.C. §54956.8.)
Property: 310 Northwest Third Avenue, at the Community Campus
Under Negotiation: Land transfer concerning price and contract
Negotiating Parties: City of Visalia and Tulare Kings Hispanic Chamber of Commerce

REGULAR SESSION

Track 3

7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION – Pastor Mark Condie, Savior’s Community Church

SPECIAL PRESENTATIONS/RECOGNITION

Introduction of newly promoted Battalion Chief: Brian Adney by Fire Chief George Sandoval.

Introduction of new firefighters by Battalion Chief Kevin Gildea and Captain Eric Bush: Nick Branch, Robert Briggs, James Galaviz, Russ Ordonia, Fernando Trejo, Tom Van Grouw, Tyler Williams.

Special Recognition of Battalion Chief Doyle Sewell and Georgia Salinas for their efforts in the Creative Center fundraiser event.

Track 4

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 listed on this agenda will be heard at the time 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 providing your address.

- Marie Randals thanked the Council for their support for the Toys 4 Tots program.
- Christina Ortega brought information to Council regarding unlicensed contractors being able to practice in the City of Visalia
- Mauna Ekema gave information on the Partners for Youth Vision fundraiser. Ms. Ekema also discussed the city's eligibility for housing grant monies due to Proposition 1C regarding affordable housing.
- Mel Zimmerman discussed the need for another entrance to the Industrial Park to relieve pressure on Plaza and Shirk.
- Chris Rodford spoke about crime rates and will return to speak when a full council is seated. Mr. Rodford spoke about meter parking spaces in the downtown area.

CHANGES TO THE AGENDA/ITEMS TO BE PULLED FOR DISCUSSION

Track 5 Consent Calendar approved DL/BL 3-0

11. 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) Receive Planning Commission Action Agenda for the meeting of March 12, 2007.
- c) Authorization to accept an "Irrevocable Offer to Dedicate Real Property" for Shannon Parkway, Sedona Avenue, Corvina Avenue, and Conyer Street right-of-way for roadway purposes as offered per Document No. 2003-0011275, dated February 10, 2003, and Shannon Ranch East Subdivision Map recorded in Volume 40 of Maps at page 46, Tulare County

Records, generally located between Mooney Boulevard. and Giddings Street north of Riggin Avenue. **Resolution No 2007- 24 required.**

- d) Authorization to award RFP # 06-07-35, "Water Conservation Plant Master Plan" to Carollo Engineers in the amount of \$307,000.
- e) **Second Reading of Ordinance No. 2007-04**, changing the title of Section 10.16.140 and adding Section 10.16.140 D regarding provisions for three hour parking limitations.
- f) Authorization for the City Manager to sign an agreement with AMS Consulting Firm for \$61,500 plus expenses to develop a Community Cultural Arts Plan and authorization to appropriate up to an additional \$35,000 for the plan and expenses.
- g) Authorization to purchase to a Bomag Asphalt Paver from Great West Equipment Company for the total amount of \$122,626.82.
- h) Request authorization to file a Notice of Completion for Lot Line Adjustment 2004 -22 and Lot Line Adjustment 2004 - 23, forming an extension of Perez Avenue connecting Foxwood Unit #4 to Foxwood Unit #5, located at the southwest corner of Vermont Street and Perez Avenue.
- i) Authorization for the City Manager to sign the Cooperative Agreement and the Task Agreement with the National Park Service which are the agreements needed to implement the internal shuttle service.

12. Authorization to form a Council subcommittee to consider the delivery process on the proposed Public Safety Headquarters and Dispatch Center Building.

DL/BL 3-0 motion amended to include Don Landers and Bob Link as Council representatives on the subcommittee.

13. Public Hearing:

- a. General Plan Amendment No. 2006-11: A request by RHL Design Group to change the General Plan land use designation from RLD (Residential Low Density) to Shopping Office Center and RMD (Residential Medium Density) on 4.08 acres. The project site is located on the southwest corner of Demaree Street and Houston Avenue (APNs: 077-090-019, 077-660-019, 003);
- b. Change of Zone No. 2006-10: A request by RHL Design Group to change the Zoning designation from R-1-6 (Single-family Residential – 6,000 sq. ft. minimum) to P-C-SO (Planned Shopping/Office Commercial) and R-M-2 (Multi-family Residential – 3,000 sq. ft. minimum) on 4.08 acres. The project site is located on the southwest corner of Demaree Street and Houston Avenue (APNs: 077-090-019, 077-660-019, 003); **Resolution No. 2007- 25 required for a and b.**
- c. Consider an Appeal of the Planning Commission's Denial of Conditional Use Permit No. 2006-62: A request by RHL Design Group to allow a Planned Unit Development including a 17,272 sq.ft. retail building with general retail sales and drive-thru pharmacy, and a 32-unit apartment complex on 4.08 acres. The project site is located on the southwest corner of Demaree Street and Houston Avenue (APNs: 077-090-019, 077-660-019, 003) **Resolution No. 2007- 26 required.**
- d. Adoption of Mitigated Negative Declaration 2006-109: For GPA 2006-11, C of Z 2006-10,

Track 6
DL/BL 3-0
to approve
Item 12

Track 6
DL/BL 3-0
to
continue
Item 13 to
4/2/07
per the
applicant's
request

and CUP 2006-62 Resolution required only if any one of the three project components are approved by the City Council. **(Motion to continue recommended if Council chooses to approve the GPA, Change of Zone and overturn the appeal.)**

Track 7
DL/BL 3-0
to approve
Item 14

14. **Public Hearing** for the second extension of Interim Ordinance No. 2006-03, establishing prohibited and permitted uses and development standards for a portion of the East Downtown Strategic Plan Area. **Resolution No. 2007-27 required (requires a 4/5 vote).**

The Ordinance will be in effect until March 20, 2008 - a one year extension to allow the Zone 1 area to transition from service commercial to a mixed use zoning. The public hearing was opened, no public comments were received.

Track 8
BL/DL 3-0
to approve
Item 15

15. **Hearing** - Adoption of fee for Reserved Parking Spaces in the West Acequia Parking Structure. **Resolution No. 2007 -28.**

The public hearing was opened. Amy Shucklian spoke during the public hearing and asked how the enforcement will work for the reserved parking spaces. Phyllis Coring, Special Projects coordinator, said the police department will enforce by the issuance of tickets and possibly towing vehicles that are parked in violation. There were no other public comments.

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

REPORT OF CLOSED SESSION MATTERS FINALIZED BETWEEN COUNCIL MEETINGS

Upcoming Council Meetings

Monday, March 26, 2007- Jt. City Council/Planning Commission (Convention Center) 4:00 p.m.

Monday, April 2, 2007 - City Hall Council Chambers

Monday, April 16, 2007 - City Hall Council Chambers

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.

Meeting adjourned 8:00 p.m. Submitted by Donjia Huffmon, Chief Deputy City Clerk