

Visalia City Council Agenda

For the regular meeting of: Monday, October 20, 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

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.

CLOSED SESSION

4:00 p.m.

1. Conference with Legal Counsel - Anticipated Litigation
(Subdivision (b) of Section 54956.9 GC)
Name of Case: Unspecified

WORK SESSION

Note: Review of the Draft Housing Element Policy Document continued from the October 6, 2003 Joint Study Session to October 20 at 4:30 p.m., has been continued to Monday, November 3, 2003 at 4:00 p.m.

PLANNING COMMISSION APPLICANT FINALIST INTERVIEWS, DISCUSSION, & SELECTION

4:30 p.m.

4:30 p.m. Vincent Salinas
4:45 p.m. Liz Wynn
5:00 p.m. Cathleen Lucas
5:15 p.m. Steve Farnsworth
5:30 p.m. Joe Altschule

ITEMS OF INTEREST

CLOSED SESSION

6:00 p.m. (Or, immediately following Planning Commission Interviews)

2. Conference with Legal Counsel-Existing Litigation
(Subdivision (a) of Section 59456.9 GC)
Name of case: Gropetti v City of Visalia - TCSC Case No. 03-206990

3. Conference with Labor Negotiator
Employee Groups: Group G – Fire Agency Negotiators: Steve Salomon, George Sandoval, Charlie Norman
4. Conference with Real Property Negotiators
Property: Lot A, Tiffany Ranch Subdivision .96 acres
Under Negotiations: Price, terms, conditions for the purpose of acquiring riparian setback along Mill Creek
Negotiators: Steve Salomon, Don Stone, McMillian Homes
5. Conference with Real Property Negotiator
Property: located along the southwest corner of the intersection of Ferguson Avenue and Linwood Street APN: 077-30-048
Under Negotiation: Price, terms, conditions of sale
Negotiators: Steve Salmon, Eric Bons, Steve & Julie Mitchell
6. Conference with Real Property Negotiators
Property: 6.65-acre portion of the 30-acre parcel located at the southwest corner of Akers Avenue and State Highway 198 – APN: 087-020-040
Under Negotiations: Proposed amendment for extension of closing date to the Purchase and Sale Agreement dated October 7, 2002 between City and Visalia Investment Associates, LLC
Negotiators: Steve Salomon, Bob Nance, Visalia Investment Associates, LLC

Adjourn as the Visalia City Council and Convene as the Community Redevelopment Agency Board for the following item only:

7. Conference with Real Property Negotiators
Property: two Agency owned parcels totaling 2.33 acres located at 440 & 512 N. Ben Maddox Way
Under Negotiation: Price, terms, conditions of purchase
Negotiators: Steve Salomon, Bob Nance, Bill Miller, Scott & Tani McMillan

REGULAR SESSION

7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION – Pastor Randy Foster, First Assembly

SPECIAL PRESENTATIONS/RECOGNITION

Presentation proclaiming October 23-31, 2003 as Red Ribbon Week in the City of Visalia.

Special Presentation introduced by Assistant City Manager Carol Cairns.

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.

-Adjourn as the Visalia City Council and Convene as the Redevelopment Agency Board

8. CONSENT CALENDAR - REDEVELOPMENT AGENCY

Authorization to approve the Standard Agreement between Department of Housing and Community Development (HCD) and the City of Visalia; and authorize the City Manager to execute the Agreement on behalf of the City of Visalia for receipt of a grant in the amount of \$156,227.00 under the Jobs/Housing Balance Incentive Program. **Agency Resolution 2003-07 required.**

-Adjourn as the Redevelopment Agency Board and reconvene as the Visalia City Council

CHANGES TO THE AGENDA/ITEMS TO BE PULLED FOR DISCUSSION

9. 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) Authorize the City Manager to allocate \$200,000 from the Park and Recreation Facilities Fund (1211) to fund two joint use projects with Visalia Unified School District.
- c) **Item removed from Agenda.**
- d) **Introduction of Ordinance 2003-19** authorizing an amendment to the contract between the City Council of the City of Visalia and Board of Administration California Public Employee's Retirement System.
- e) Authorization to approve a non-matching grant award in the amount of \$18,530 from the State Office of Homeland Security and Tulare County Office of Emergency Services to the Visalia Fire Department.
- f) Approval of **Resolution 2003-118**, establishing 7% as the interest rate for deferred payment for connection to sanitary sewer, curb and gutter and sidewalk placed on the county tax roll.
- g) Initiation of a General Plan Amendment to consider changing the BRP land use designations along the east side of Shirk Street between Riggan Avenue and Goshen Avenue, adding a collector designated street to the Circulation Map along Doe Avenue alignment east of Shirk Street and the Roeben Avenue alignment south of Ferguson Avenue, and revising General Plan Policy No. 3.6.3 (Sub-area 5). The site is the area east of Shirk Street between Riggan Avenue and Goshen Avenue.
- h) Authorization to adopt a resolution of the City Council of the City of Visalia, amending Resolution 2002-119, to specify that the authorized amount of the Section 108 Loan Guarantee application to be the United States Department of Housing and Urban

Development, increased from \$850,000 to \$4,210,000 to help fund the West Acequia Parking Structure. **Resolution 2003-122 required.**

i) **Second Reading of the following Ordinances:**

1. **Ordinance 2003-16** an amendment to the City of Visalia Municipal Code Section 8.28.090 (Special Hauling) of the City Garbage Collection Ordinance.
2. **Ordinance 2003-18** Approval and Authorization for City Manager to enter into an Agreement for the Granting of Parking Easement in the West Acequia Parking Structure with Dr. Harvey and Sheila Hecht (Trs.)

j) Authorization to file for a Notice of Completion for the following:

1. For the off-site work at the "Oak Meadows" senior housing project, located in the block bounded by Locust and Court Streets and Oak School Avenues and request authorization to increase project budget from \$400,000 to \$413,056.35 due to change orders. *(Continued from October 6, 2003 for follow-up documentation to Council.)*

k) Authorization to record the final map for:

1. Park Breeze West No. 3 Subdivision, located on the north side of Beech Ave. between West St. and Giddings St. APN 122-140-007
2. La Valencia Subdivision, located on the west side of Linwood Street between Ferguson Avenue and Riggin Avenue APN: 077-170-004.
3. Garden Terrace Villas #1 located on Sunnyside Avenue west of Mooney Blvd at Sallee Ct. APN 121-100-55, 60, 61, 62
4. The Ranch No. 3 Subdivision, located at the northwest corner of Houston Avenue and Chinowth Street. APN: 077-380-23, 31.
5. Oakwest No. 5 Subdivision, located on the southeast corner of Hurley Avenue and Shirk Street. APN: 085-010-79, 80, 81.
6. Ashley Ranch Unit No. 1 Subdivision located north of Ferguson Avenue between Demaree Street and County Center. APN: 089-010-12.
7. Ashley Grove Unit No 2 Subdivision located northeast corner of Ferguson Avenue and Demaree Street Intersection. APN: 089-010-09.

l) Authorization for Formation of Landscape & Lighting District for:

1. District No. 03-19, Ashley Grove Estates. **Resolutions 2003-119 and 2003-120 required.**
10. PUBLIC HEARING - to approve the recommended expenditure of the 2003 AB3229 Citizens Option for Public Safety (COPS) grant funds to continue funding two police officer positions.
11. REGULAR ITEM - Discussion and potential appointment of Planning Commissioner to fill the vacancy created by Ken Oplinger's resignation and potential appointment of alternate(s).
12. PUBLIC HEARING - **Introduction of Ordinance No. 2003-17** adding Chapter 12.61 to the City of Visalia Municipal Code. The new code will regulate the placement and design and implementation of a permitting process for newsracks in the Downtown Retail Design District.

13. REGULAR ITEM - Update from the West HWY 198 Committee on the progress for a plan for open space along the West 198 corridor.
14. PUBLIC HEARING - Appeal of Planning Commission approval as amended of Conditional Use Permit No. 2003-33, a request by Visalia Unified School District to allow a transportation and maintenance facility, located on the south side of Houston Avenue directly west of Green Acres Middle School. APN: 089-030-12 (portion). **Resolution 2003-121 required.**
15. *(This item is to be re-scheduled to the Council Meeting of Monday, November 3, 2003.)*
PUBLIC HEARING - to increase the Waterway Impact Fee and amend the Conservation, Open Space, Park and Recreation Element of the General Plan.

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

REPORT OF CLOSED SESSION MATTERS FINALIZED BETWEEN COUNCIL MEETINGS

Upcoming Council Meetings

Monday, November 3
Monday, November 17
Tuesday, December 2

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.