

Visalia City Council Agenda

For the regular meeting of: Monday, November 3, 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:

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.

REDEVELOPMENT AGENCY BOARD WORK SESSION AND ACTION ITEMS (as described)

5:00 p.m.

- Convene as the Redevelopment Agency Board

1. Celebration of the success of Arts Visalia in completing repayment of a \$250,000 loan from the Community Redevelopment Agency of the City of Visalia for purchase of property for public art center located at 214 E. Oak Street.

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

WORK SESSION AND ACTION ITEMS (as described)

2. Community input discussion of the comprehensive Public Safety Improvement Program.

JOINT VISALIA CITY COUNCIL/PLANNING COMMISSION STUDY SESSION AND ACTION ITEMS (as described) (This item has been moved to December 2, 2003, 4:00 p.m.)

3. **(SS 10/30-Brandt)** Review of Draft Housing Element Policy Document.

(A copy of the Housing Element Update is available for public review in the City Clerk's Office. To make arrangements for a personal copy contact Senior Planner, Steve Brandt at 713-4369.)

ITEMS OF INTEREST

CLOSED SESSION

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

4. Conference with Legal Counsel-Existing Litigation
(Subdivision (a) of Section 59456.9 GC)
Name of case: Groppetti v City of Visalia - TCSC Case No. 03-206990
5. Conference with Legal Counsel - Anticipated Litigation
(Subdivision (b) of Section 54956.9 GC)
Name of Case: Unspecified
6. Conference with Real Property Negotiator
Property: Shirk at proposed Ferguson, SE corner; APN: 077-10-050
Under Negotiations: Real Property acquisition for public use
Negotiators: Steve Salomon, George Sandoval, Danny Wristen, Mangano Homes, McMillin Homes
7. 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
8. Conference with Real Property Negotiators
Property: located west of Akers, south of the Cypress alignment (Phase 3) - Village West Center
Under Negotiations: Approval to amend the Purchase and Sale Agreement between Westland Development and the City of Visalia for the property
Negotiators: Steve Salomon, Darlene Mata, Westland Development
9. Conference with Real Property Negotiators
Property: 500 E. School Street
Under Negotiations: Price, terms, conditions of possible purchase & sale agreement
Negotiators: Steve Salomon, Bob Nance, Tulare County, Mart Zeeb & Cusenza, Evelyn C. Trust

REGULAR SESSION

7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION - Pastor Brian Malison, Christ Lutheran

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. 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.

CHANGES TO THE AGENDA/ITEMS TO BE PULLED FOR DISCUSSION

10. 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) Report on Tulare County Registrar of Voter's findings regarding the Referendum Petition signature verification

c) Authorization to support the following Legislative Issues:

1. Resolution 2003-124 supporting a statewide ballot initiative to require voter approval before state government may take local tax funds.
2. Authorization to send letter of support of H.R. 876, the Local Railroad Rehabilitation and Investment Act of 2003, to Congressman Devin Nunes and to Ways and Means Chairman Bill Thomas.
3. Approval of correspondence with Governor Elect Arnold Schwarzenegger requesting protection of local government revenues threatened by taking of additional Sales Tax, the loss of Property Tax to the Education Revenue Augmentation Fund (ERAF) and the reduction of Vehicle License Fees.

d) Authorization to set December 2, 2003 as a Public Hearing for the **Introduction of Ordinance 2003-19** an amendment to the City of Visalia Municipal Code Sections 13.08.040 (Definitions); 13.09/125 (City's Option to Extend Sewer); 13.08.103 (Permit Required) of the City Sewer Service System Ordinance.

e) Authorization to award contract for Dinuba Boulevard Improvements between Houston Avenue and Robin Avenue to the low bidder, Lockwood General Engineering, Inc. of Visalia, in the amount of \$480,764.00. Project No. 3011-72-0-0-9255-2002.

- f) Authorization to submit an application in the amount of \$250,000, to the California Department of Housing and Community Development (HCD) for funding of housing opportunities for disabled renters, under the Exterior Accessibility Grants for Renters Program (EAGR); and authorizing the City Manager, to execute the application, the Standard Agreement, and all other documents required by HCD for participation in the EAGR Program, and any amendments thereto.
- g) **Second Reading 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.
- h) Authorization to adopt **Resolution 2003-** establishing a Franchise Fee for Solid Waste Roll-Off Services.
- i) Authorization for the City Manager to execute Amendment No. 2 to the Wastewater Service Agreement between the City of Visalia and the Goshen Community Services District.
- j) Formation of the following Landscape and Lighting District:
 1. District No. 03-16, Hidden Acres, **Resolution 2003-126 and 2003-127 required.**
 2. District No. 03-17, Park Breeze West No. 3, **Resolution 2003-128 and 2003-129 required.**
 3. District No. 03-18, Oakwest No. 5, **Resolution 2003-130 and 2003-131 required.**
 4. District No. 03-20, La Valencia, **Resolution 2003-132 and 2003-133 required.**
 5. District No. 03-21, Visalia Community Campus, **Resolution 2003-134 and 2003-135 required.**

11. 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. *(This item is to be re-scheduled to the Council Meeting of Tuesday, December 2, 2003.)*

12. 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 17 (Visalia Convention Center)

Tuesday, December 2

Monday, December 15

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.