

Visalia City Council Action Agenda

For the regular meeting of: Monday, October 16, 2006

Location: City Hall Council Chambers

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

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.

Item 1
Track 1

JOINT VISALIA CITY COUNCIL/VISALIA PLANNING COMMISSION WORK SESSION AND ACTION ITEMS (as described)

4:00 p.m.

No Action
Taken

1. Building on the Success of Downtown

- East Downtown Plan
- Civic Center Area Specific Plan
- Interim Ordinances
- Long Range Hospital Plans
- Parking

Assistant City Manager Mike Olmos presented an update of the Building on Success of Downtown. No Action Taken.

Item 2
Track 2
No Action
Taken

2. Urban Development Boundary-Population Capacity Findings and Infill Strategies

City staff Brandon Smith and Fred Brusuelas gave an overview to the Council and Planning Commission regarding infill strategies and reviewed the current General Plan Policy. Questions & comments posed by Council and Planning Commission were addressed by staff. No Action Taken.

Item 3
Track 3
No Action
Taken

3. Master Plans and Specific Plans in Process

- Southeast
- North Dinuba Blvd.
- Lowery Ranch
- West Highway 198

Assistant Community Development Director Fred Brusuelas presented an overview of important land use and significant projects to the City of Visalia. No Action Taken.

Item 4
Track 3
No Action
Taken

4. Concluding Comments (*Discussion only, written material will not be available.*)

Council Members and Planning Commission would like to meet on a Saturday or Sunday for an all day workshop.

WORK SESSION AND ACTION ITEMS (as described)
5:30 p.m. (Or, immediately following Joint Session)

Item 5
Track 4
GK/DL
5-0
Approved

5. Overview of the Neighborhood Preservation Division and a discussion regarding the Abandoned Vehicle Abatement Programs. **Introduction of Ordinance 2006-15** for Administrative Code Enforcement and **Introduction of Ordinance 2006-16** for Nuisance Abatement and authorizing a contract Fire Inspector position.

Code Enforcement Manager Tim Burns and City Attorney Alex Peltzer gave an overview of the Neighborhood Preservation Division goals and objectives that pertain to Code Enforcement and Nuisance Abatement. Questions & comments posed by Council were addressed by staff

Adjourned to
Closed
Session

**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)

6. Conference with Legal Counsel – Anticipated Litigation (1)
(Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 GC)
7. Conference with Labor Negotiators
Agency Designated Representatives: Eric Frost
Employee organization: All
8. Conference with Real Property Negotiators
Property: .40 acres, located at 310 N. W. Third Ave., Lot 2 of Community Campus of Visalia
Under Negotiation: Price, terms, conditions of potential lease
Negotiators: Steve Salomon, Michael Olmos, Sharon Sheltzer, CSET Representatives
9. Conference with Real Property Negotiators
Property: City lots bound by Center Street to the north, Court Street to the west, Church Street to the east, and public alley between Main and Center Street to the south; APN 094-291-001 and 094-291011
Under Negotiation: Price, terms, conditions of potential lease
Negotiators: Steve Salomon, Michael Olmos, Colleen Carlson, William Martin, Joe Cusenza, Mike Fistolera, Andy Mangano, and Stan Simpson
10. Conference with Real Property Negotiators
Property: 34.15 acres located at the northwest corner of Road 148 and Mineral King Avenue. APN's 103-130-046.
Under Negotiation: Price, term and conditions for a potential purchase
Negotiators: Steve Salomon, David Jacobs, Dan Dooley, Centex Homes and Richard Bennett
11. Public Employee Performance Evaluation
Title: City Manager

Reconvene to
Regular
Session

REGULAR SESSION

7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION – Pastor David Miller, Gateway Church

SPECIAL PRESENTATIONS/RECOGNITION

“CALAFCO GOVERNMENT LEADERSHIP AWARD” presentation by Phyllis Coring

Intro and
Citizen
Request
Track 5
No Action
Taken

George Finney, LAFCO Executive Officer presented Visalia City Council with an award and gave a brief overview of what the award represents through annexations with Tulare County. Council presented Mr. Finney a thank you gift (wooden box) for all the effort of work he has done for the City.

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.

Retired City Employee, Tammy Price asked Council to be fair and sensible regarding the possible changes in Health Benefits.
Ida Romanazzi Chairperson of Putignano - Visalia Sister City Committee gave an invitation to Council invited them to the Putignano - Visalia Sister City Italian Festival on October 22, 2006 and an itinerary of the upcoming tour of Italy on May 7, 2007.
Mildred Romanazzi, Putignano - Visalia Committee Member reported on her recent trip to Italy and encourage Council to attend the tour on May 2007.

Item 12
Track 6
Balance of
Consent
Calendar
DL/GK
5-0 Approved

CHANGES TO THE AGENDA/ITEMS TO BE PULLED FOR DISCUSSION

Councilmember Landers pulls 12 c for comments; Councilmember Collins pulls 12b for questions.

12. 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.

Item 12 b
Track 7
GC/DL
5-0
Approved

- a) Authorization to read ordinances by title only.
- b) Authorization to enter into a contract with Civica Software to provide a content management system, website design, transition, training, and consulting for a not-to-exceed price of \$80,000.

Councilmember Collins questions and concerns were addressed by Deputy City Manager Leslie Caviglia. Councilmember Landers compliments the GIS Division for all their hard work. Approved

Item 12 c
Track 8
DL/GK
5-0
Approved

- c) Approval of the appointment of Lesa Mann and the reappointment of Tom Link to the Visalia Parks and Recreation Commission.

Councilmember Landers pointed out Tom Link has served the Committee for several years and appreciates all his efforts. Approved

Item 13
Track 9
GK/DL
3-2
No-Gambo/
Collins
Approved as
Amended

- d) Authorization for the City Manager to accept and appropriate a grant award for \$45,606.00 from the Office of Homeland Security, Homeland Security Grant Program.

- e) Authorization to file a Notice of Completion for Project No. 1231-00000-720000-0-9840-2005 the South Visalia Sanitary Sewer Trunkline Improvements.

13. PUBLIC HEARING - Ordinance Amendment to Subdivision Sign Regulation. **Second Reading of Ordinance No. 2006-14** authorizing the installation of kiosk and other directional signs for subdivision development.

Assistant Community Development Director Fred Brusuelas reviews item & addresses questions and comments posed by Council. Public Hearing Opened: Bob Keenan from Building Industry Association has concerns regarding some of the technical wording in the Ordinance. Amy Shuklain states that the Ordinance (as it is) has too many loopholes. Public Hearing Closed. Vice Mayor Kirkpatrick motioned that U3 be amended from 1000' feet to 2500'. City

Attorney Alex Peltzer clarifies some of the issues that were presented. Approved 3-2 (Gamboa/Collins- No) as amended.

Item 14
Track 10
DL/GK
5-0
Approved

14. REGULAR ITEM - Evaluate recent traffic safety improvements on Ben Maddox between Paradise Avenue and Tulare Avenue and consider retaining a Consulting Engineer to analyze roadway alignment alternatives.

Traffic Engineer Eric Bons presented the item to Council regarding the safety improvements on Ben Maddox. Mayor Gamboa opened item up for public comments; Resident Randy Groom thanks Council and Chief Carden for their efforts. Resident Miguel Torres thanked Council for the safety improvements but would like more. Approved.

15. Approve the Adoption of Negative Declaration 2006-58 pertaining to Williamson Act Contract Cancellation No. 2006-02; PUBLIC HEARING requesting full cancellation of Williamson Act Land Conservation Contract No. 10263 and the disestablishment of Agricultural Preserve No. 3470;

Item 15a
Track 11
DL/BL
5-0
Approved

- a. **Resolution 2006-101** Adoption of Negative Declaration 2006-58, pertaining to Williamson Act Contract Cancellation No. 2006-02. *(A separate Motion by the Council is required.)*
- b. PUBLIC HEARING - **Resolution 2006-102**, Williamson Act Contract Cancellation No. 2006-02: A request by North Visalia Investments, LLC (Thomas C. Brodersen, agent) for the full cancellation of Williamson Act Land Conservation Contract No. 10263 and the disestablishment of Agricultural Preserve No. 3470, covering approximately 30 acres north of Riggin, east of Dinuba Boulevard. *(A separate Motion by the Council is required.)*

Item 15b
Track 11
DL/BL
5-0
Approved

Planning staff Brandon Smith and City Attorney Alex Peltzer presented a PowerPoint to Council. Public Hearing Opened: Thomas C. Brodersen, agent, spoke on the behalf of the applicant had no problem with the exchange program but wants the City to identify on a map what would be available to the developers. Public Hearing Closed. A & B Approved by Council.

16. PUBLIC HEARING - Approve the recommended expenditure of and appropriate the State of California 2006 Citizens Option for Public Safety (COPS) Program funds of \$216,374. **Resolution 2006-103.**

Item 16
Track 12
DL/GK
5-0
Approved

Chief Carden presented an overview on the expected expenditures of the new grant funds. Officer Jon Pree answered questions from Council regarding the PAL program. Approved.

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

None.

Report on
Closed
Session
Track13

REPORT OF CLOSED SESSION MATTERS FINALIZED BETWEEN COUNCIL MEETINGS

| Buyer | Seller | Address | Other Information |
|--------------------|-----------------|--|---|
| City of Visalia | Pineda | 341 N. Lovers Lane | Property purchased Street Right-of-way |
| Sequoia Boy Scouts | City of Visalia | NW 3 RD Avenue, Community Campus | Property sold |
| City of Visalia | Billy Peel | 3249 N. Demaree | Property purchased Street Right-of-way |

City Attorney Alex Peltzer reported that the above items have been finalized.

Adjourned
Regular
Meeting to
Continue
Closed Sessions
Items 7 & 11

SUBMITTED: Susie Alter, Executive Assistant; Leslie Caviglia, Deputy City Clerk