

Visalia City Council Action Agenda

For the regular meeting of: Monday, May 2, 2005

Location: City Hall Council Chambers

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

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.

Track 1

EMPLOYEE RECOGNITION: Elizabeth Hobbs Administrative Professional of the Year

WORK SESSION AND ACTION ITEMS (as described)

4:00 p.m.

Track 2
GK/WD 4-1
Approved
(DL-No)

1. Consideration of the Visalia Park and Recreation Commission's recommendation of naming the city's new community sports park "Visalia Heritage Park."

Parks & Recreation Director Vince Elizondo, staff member Don Stone, and Park & Recreation Commission Chair Bill Dillberg address the Council's comments & questions with regard to the naming of Visalia's sports park. Specific concerns were noted over the name "Heritage" and how that name would create an image of location and be representative of local heritage. Additionally, the concern over the proposed name not referencing "sports" park was commented upon. The majority of the Council expressed their preference to naming the new complex "Visalia Riverway Sports Park." Councilmember Landers commented that he was supportive of the committee's & staff's recommendation as presented. Motion made by Councilmember Kirkpatrick to proceed with Visalia Riverway Sports Park and seconded by Councilmember Deissler. Approved.

End of
discussion at
beginning of
Track 3

Track 3
DL/WD 4-1
Approved
(JG-No)

2. Review and authorization for the City Manager to execute an agreement with the Provost & Pritchard Engineering Group to perform a Feasibility Study on the Establishment & Operation of a Supplemental, City Owned, Water System in the City of Visalia.

Community Development/Public Works Director presents item. Questions & comments made by Council. Vice Mayor Gamboa notes he doesn't support expending funds for this study. Representatives from Cal Water are present and invited by Mayor Link to comment on item. BIA representative Bob Keenan also comments on item. Approved.

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

Track 4/5

- 3. Review of proposed process and City Council direction for the proposed development of the Civic Center Master Plan with consultant Bruce Race of RACESTUDIO.

Community Development/Public Works Director presents item. Task force members are present & introduced. Consultant Bruce Race reviews a summary of past discussion, reviewing the schedule, process, goals & principles of the project. Questions & comments made by Council.

-Adjourn as the Redevelopment Agency Board and remain seated as the Visalia City Council

**Any items not completed prior to Closed Session may be continued to the evening session at the discretion of the Council.*

Updates: High Speed Rail Update
Airport Update

Track 6

ITEMS OF INTEREST

CLOSED SESSION

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

Adjourn to
Closed
Session

- 4. Conference with Labor Negotiator
Employee Groups: Group M
Agency Negotiator: Jim Harbottle, Eric Frost, Janice Avila
- 5. Conference with Real Property Negotiators
Property: Road 108 St. Johns River Basin (right of way acquisition)
Under Negotiation: Price, terms, conditions of purchase
Negotiators: Steve Salomon, Alex Peltzer, Vander Stelt Family
- 6. Conference with Real Property Negotiators
Property: 33.34 acres of the Santa Fe Railroad right-of-way between Avenue 272 & St. Johns River
Under Negotiation: Price, terms, conditions of purchase
Negotiators: Steve Salmon, Don Stone, George Ross, American Trail Association, Tulare Valley Railroad Company

Reconvene To
Regular
Session

REGULAR SESSION

7:00 p.m.

Track 7

PLEDGE OF ALLEGIANCE

INVOCATION

SPECIAL PRESENTATIONS/RECOGNITION

Councilmember Deissler invites Transit Manager Monty Cox to present Dare to Spare Week.
Proclamation presentation declaring May 1 through May 7, 2005, Municipal Clerks Week.
Proclamation presentation declaring May 2 through May 8, 2005, Public Service Recognition Week.
Proclamation presentation declaring May 14, 2005, Happy Hearts Day.

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.

Track 8

None.

CHANGES TO THE AGENDA/ITEMS TO BE PULLED FOR DISCUSSION

Track 9
Balance of
Consent
Calendar
Approved
GK/DL 5-0

- 7. 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) Approval of the site location for the "Greatest Generation World War II Mural" on private property located at 26644 South Mooney Boulevard.
 - c) Consideration to Authorize the filing of an appeal regarding a Tulare County Planning Commission decision approving Tract Map 759 located east of the Saint John's River, west of Ben Maddox Way, within the City of Visalia's 165,000 Urban Development Boundary.
 - d) Authorization to award the contract for West Side Taxiway construction at the Visalia Municipal Airport to Glen Wells Construction in the amount of \$2,882,746.20. Project numbers 4011-720000-0-0-9568-2003 & 4011-720000-0-0-97360-2005, corresponding to FAA AIP Project numbers 3-06-0271-19, 20, 21 & 22.
 - e) Authorization for the City of Visalia to apply jointly with the County of Tulare for Federal funding for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program through the Bureau of Justice Assistance (BJA) and execution of a Memorandum of Understanding (MOU) regarding the grant.

Track 10
JG/GK 4-1
Approved
(DL-abstain)

Councilmember Landers pulls item to abstain due to grant is a joint effort with the Tulare County Sheriff's Office by which he is employed. Approved.

- f) Authorization for the City Manager to enter into a contract for professional services for labor relations, negotiations and/or other mediation services with James Harbottle for an amount not to exceed \$45, 000 through December 31, 2007.
- g) Adoption of a Resolution of Intention to create a Property & Business Improvement District for five (5) years and authorization to set ~~June 06, 2005~~ June 20, 2005, as the date of public hearing. This would extend the program in the existing area. **Resolution 2005-60 required.**

Item 7g noted
for the record
date of public
hearing
changed to
6/20/05

- h) Authorize the City Manager to approve and grant vehicular ingress and egress, on a case-by-case basis, for those properties with vehicular access rights relinquished to the City of Visalia.
- i) Authorization to bid the public improvements for Mineral King Avenue & Stevenson Street Temporary Parking Lot Improvements without the requirement for the payment of prevailing wages pursuant to Resolution No. 83-02. Project No. 6111-720000-0-0-9534-2005.

Track 11
JG/WD 5-0
Approved

Item pulled by Councilmember Deissler for discussion regarding how long lot will remain temporary and preference for the outer edges of the lot to be landscaped. Staff responds. Staff directed to return on May 16, 2005, with site plan design with landscaping & estimated costs the same date the contract is expected to be presented to Council for award. Authorization to bid project approved.

- j) Award a contract for the South Trunkline Sanitary Sewer Improvements to the low bidder George Dakovich & Son, Inc. in the amount of \$2,671,747.00. Project # 1231-720000-0-0-9840-2005.
- k) Authorization for the Formation, Annexation, or Amendment of the following Landscape and Lighting District(s), and authorization *for the Recordation* of the final map(s) related thereto (if applicable):

1. Authorize the Recordation of the Final Map for Parcel Map No. 2004-19, located east of Century Street between Goshen Avenue and Pershing Avenue (22 lots and 1 ponding basin lot) and the Formation of Landscape and Lighting District No. 05-06, Parcel Map No. 2004-19; **Resolutions 2005-61 and 2005-62 required.**
2. Authorize the Recordation of the Final Map for Fieldstone Oaks, located at the northwest corner of Houston Avenue and County Center Street (347 lots) and the Formation of Landscape and Lighting District No. 05-11, Fieldstone Oaks **Resolution 2005-63 and 2005-64 required;** APN: 089-020-002.

Track 12
Item 7k(2)
JG/DL 5-0
Approved

Item pulled by Vice Mayor Gamboa for discussion and clarification of the cul-de-sacs being accessible. Robert Dowds, Mangano Homes confirms. Approved.

3. Authorize the Recordation of the Final Map for Foxwood Estates Unit No. 5, located on the south side of Ferguson Avenue, along the extension of Roeben Street (47 lots) and the Formation of Landscape and Lighting District No. 05-08, Foxwood Estates No. 5; **Resolution 2005-65 and 2005-66 required.**

Pursuant to staff's request the City Sewer Connection Fee Item below is to be continued to Monday, May 16, 2005 (Motion required.)

Track 13
Item 8
JG/GK 5-0
Approved
Cont. to 5/16

- 8. PUBLIC HEARING - Review of the City's Sewer Connection Fees.
- 9. REGULAR ITEM -Proposed 4 year program for Solid Waste's rate & fees beginning on July 1, 2005, primarily for conversion of the fleet to CNG fuel.

Track 14
JG/GK 5-0
Approved

Earl Nielsen, Support Services Manager, present item for review & provides a brief PowerPoint slide presentation. Questions & comments by Council, staff responds. Council asks for staff to provide information on the history of vehicles (miles, hours, etc.) at the next meeting on May 16, 2005. Approved.

10. REGULAR ITEM - Consideration of initiating an Annexation, General Plan Amendment, Change of Zone, and a Specific Plan Amendment for property located in the Highway 198 Scenic Corridor Area. This is a request by Sierra Village, Inc. (Quad Knopf, agent.) The subject property is located on the southeast corner of Noble Avenue and Roeben Street. APN: 087-450-001 through 005.

Track 16
Final Motion
DL/WD 3-2
(BL, WD, DL
Yes; JG, GK
No)
Approved as
stated for the
record

Associate Planner Brandon Smith provides a brief review of the item. Comments were made by Council. Mayor Link invites interested audience members to make brief comments related to this project. John Delew, Steven Peck, Bernard Tevelde, Robert Dowds, and Wimpy VanGrau spoke in support of the project. Continued discussions were made by Council, staff addressed comments & concerns. Motion by Councilmember Kirkpatrick staff recommendation with the amendment that staff returns to Council to present a process & resources to complete a comprehensive planning effort in this West Visalia Areas within one year; Seconded by Vice Mayor Gamboa; vote 3-2 (BL, WD, DL - No; JG, GK - Yes) Motion Failed. Motion by Councilmember Landers to Initiate the Annexation & General Plan Amendment & direct staff to converse with applicants to discuss relocation of the ponding basin to an appropriate location along 198 to act as a buffer, and provide a recommendation on what that area might be north of Cypress & proceed with appropriate GPA & land use changes for the area south of Cypress to accommodate the applicant's request for the Professional Office Skilled Nursing Facility in the residential Sierra Village expansion; Seconded by Councilmember Deissler. Continued discussion between Council. Motion approved. Councilmember Kirkpatrick presents his recommended motion for Council approval for a comprehensive plan; further discussion made. Motion withdrawn. Staff to return in June for further discussion as directed by the Council.

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

Track17
DL/JG 5-0
Approved

11. PUBLIC HEARING - Review and approval of the 2005-2009 Consolidated Plan and the 2005-2006 Action Plan for the CDBG and HOME federal grants.

Questions & comments posed by Council, staff responds. Public Hearing Opened; no public comment; Public Hearing Closed. Approved.

(A copy of the Consolidated Plan is available for public review in the City Clerk's Office. To make arrangements for a personal copy contact Cass Cook, Senior Administrative Analyst, at 713-4298.)

- Adjourn as the Redevelopment Agency Board and remain seated as the Visalia City Council

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

None.

REPORT OF CLOSED SESSION MATTERS FINALIZED BETWEEN COUNCIL MEETINGS

None.

SUBMITTED: Roxanne Yoder, Chief Deputy City Clerk