

Visalia City Council Action Agenda

For the regular meeting of: Monday, August 16, 2004

Location: Hurley Elementary School
6600 W. Hurley Ave.
(Parking available on the East side of the school off Marcin, corner of Hurley and Marcin.)

Mayor: Bob Link
Vice-Mayor: Phil Cox
Council Member: Jesus J. Gamboa
Council Member: Greg Kirkpatrick (Absent Work Session Only)
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.

Digital
Recording
Track 1

WORK SESSION AND ACTION ITEMS (as described)

4:00 p.m.

1. Review design concepts for the vehicular/pedestrian bridge on Santa Fe Street over State Route 198 presented by the consultant design team of Quad-Knopf, Inc., Teter a+e and IMBSEN & Associates.

Jim Funk, Engineering introduces design team. PowerPoint Slide Presentation made; Questions & Comments by Council, design team responds. Team to meet with Cal Trans re signage flexibility. Staff asked to report back at the September 7, 2004, Work Session to update Council on signage questions and information from the meeting with Downtown Alliance and potential design approval. No action taken.

2. Presentation and discussion regarding current solid waste services and annual events and introduction of a Communications Program designed to increase the public's knowledge of, utilization of and participation in recycling efforts and reduction of landfill waste.

Jim Bean, Public Works, presents item and provide a PowerPoint Slide Presentation. Questions & Comments by Council, staff responds.

3. Review and provide comment to Draft Comment Letter on the California High Speed Rail (CHSR) Draft Environmental Impact Report and Draft Environmental Impact Statement (DEIR/DEIS) prepared by TPG Consulting, Inc.

Michael Olmos, Community Development Director, introduces staff who provides an overview of the comment letter. Questions & Comments by Council, staff responds.
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ITEMS OF INTEREST

Adjourn to
Closed
Session

CLOSED SESSION

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

4. Conference with Legal Counsel – Existing Litigation
(Subdivision (a) of Gov. Code Section 54956.9)
Name of Case: City of Visalia v Harrah, et. al., TCSC No. 04-210016
5. Conference with Legal Counsel – Existing Litigation
(Subdivision (a) of Gov. Code Section 54956.9)
Name of Case: Restoration v City of Visalia, CIV F-04-5916
6. Conference with Legal Counsel – Existing Litigation
(Subdivision (a) of Gov. Code Section 54956.9)
Name of Case: City of Visalia v. Benigno, et al. TCSC No. 02-203009
7. Conference with Legal Counsel – Existing Litigation
(Subdivision (a) of Gov. Code Section 54956.9)
Name of Case: City of Visalia v. Bahlool, et al. TCSC No. 04-210391
8. Conference with Real Property Negotiators
Property: located on the corner of Shirk & Highway 198, APN 087-010-73
Under Negotiation: Price, terms, conditions of sale
Negotiators: Steve Salomon, Don Stone, George Perry
9. Conference with Real Property Negotiator
Property: Five parcels between Ben Maddox Way & Tipton & Center Street &
Murray/Goshen Avenue, APN's: 094-180-05, 094-190-12 and 13, 094-201-25 and 094-240-36
Under Negotiation: to provide direction regarding terms and conditions
Negotiators: Steve Salomon, Dan Dooley, Bob Nance, Robert Doty, Cox, Castle & Nicholson
LLP, Dan Leis, Union Pacific Real Estate Division

Reconvene to
Regular
Session

REGULAR SESSION

7:00 p.m.

Digital
Recording
Track 2

PLEDGE OF ALLEGIANCE

DEDICATION OF MEETING & MOMENT OF SILENCE – In memory of Public Works
Director Russ Webber honoring his service to the community and to the City of Visalia

INVOCATION – Jerry Moore, Faith Family Community Church

SPECIAL PRESENTATIONS/RECOGNITION - None

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.

William Houutt, addresses Council concerning the property located at Houston & North Dinuba Boulevard (letter submitted.)

Lisa Bonnema, on behalf of East Visalia Residents addresses Council concerning development issues – Councilmember Landers offers comments in regard to Ms. Bonnema’s concerns.

Leslie Caviglia, Deputy City Manager, invites those in attendance to sign up for the City’s Online Newsletter “Inside City Hall.”

CHANGES TO THE AGENDA/ITEMS TO BE PULLED FOR DISCUSSION

Councilmember Kirkpatrick pulls Item 10f for discussion.

Balance of
Consent
Calendar
Approved
PC/DL 5-0

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) **Introduction of Ordinance 2004-25** and authorization to approve the sale of City owned located at the southwest corner of the intersection of Ferguson Avenue and Linwood Street (APN 077-30-048) to Steve and Julie Mitchell.

c) **Second Reading of the following Ordinance(s):**

1. **Ordinance 2004-23** Change of Zone No. 2004-15: a request to change the zoning on .7 acres from R-1-6 (Single-family Residential to CSO (Commercial Shopping Office).

2. **Ordinance 2004-24** authorizing the approval of an amendment to the Dr. Stephen J. McAuliff Lease at 1549 W. Main, Mayor’s Park.

d) Authorization to record the final map for the following:

1. Parcel Map No. 2004-09, located at the southeast corner of Plaza Drive and Goshen Avenue APN: Portion of 081-110-029.

2. Northgate Estates located north of Ferguson Avenue between Linwood Street and Akers Street. APN: 077-310-12, 13, 14, 15

3. Parcel Map No. 2003-16, located on the south side of Tulare Avenue between Chinowth and Linwood Streets. APN: 087-191-025

e) Authorization to accept the City of Visalia Cash and Investment Report for the fiscal year ending June 30, 2004.

f) Authorization to enter into an agreement with Sunset Waste Paper, Inc. for the purpose of providing Recycling Coordinator Services.

Councilmember Kirkpatrick pulls item for discussion. Jim Bean, Public Works, addresses Questions and Comments posed by Council. Approved 3-2 (Councilmember Gamboa & Kirkpatrick voting no.)

DL/PC 3-2
(JG-GK No)

- g) Request authorization to file a Notice of Completion for the public improvements of Ferguson Avenue and Linwood Street Improvements Project located generally along the south side of Ferguson Avenue and along the east side of Linwood Street. Project No. 0012-72-0-0-9619-2003.
 - h) Authorization to award Pinkham-Walnut Park / Storm Pond construction contract. Project Number 3011-720000-0-0-9198-2003.
 - i) Authorization for the appointment of members to the newly formed Development Standards Task Force Committee.
 - j) Authorization to approve an agreement with the Visalia Chamber of Commerce for the operation of the Tourism Bureau including the Visitor's Center, through March 2005.
11. REGULAR ITEM – Presentations by the Community Development Department, Police Department and Fire Department regarding public infrastructure improvements, development projects, and public safety programs in Visalia.
12. REGULAR ITEM - Request authorization to award the project and execute a contract with Granite Construction Company for the construction of the Community Campus of Visalia infrastructure and improvements, for the cost of \$819,299, to execute a contract with California Water Services Company for \$85,230, and to direct staff to return with a CDBG Action Plan amendment to provide additional funding for this project in the amount of \$516,738.

JG/DL 5-0
Approved

Sharon Sheltzer, Community Redevelopment presents item. Questions & Comments posed by Council, staff responds. Approved.

Pursuant to the request of applicant Item 13 will be continued to the meeting date of September 7, 2004 - Motion Required.

13. CONTINUED PUBLIC HEARING -

Appeal of the Planning Commission's denial of Conditional Use Permit No. 2004-12, a request by Harold Clements (California Planning and Engineering, agent) to allow a planned residential development with narrow public streets and flag lots on cul-de-sacs. This site is located on the northwest corner of McAuliff Street and Tulare Avenue (APN: 101-050-05, 11) **Resolution 2004-72 required.**

DL/PC 5-0
Approved

Appeal of the Planning Commission's denial of McAuliff Meadows Vesting Tentative Subdivision Map, a request by Harold Clements (California Planning and Engineering, agent) to divide 35.4 acres into 159 lots. This site is located on the northwest corner of McAuliff Street and Tulare Avenue (APN: 101-050-05, 11) **Resolution 2004-71 required.**

Council comments that this is the final time that the applicants can request a continuance. Item continued to Tuesday, September 7, 2004.

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

Report by City Attorney Dan Dooley: Finalization of the Execution of a Month-to-Month Lease with The Enchanted Playhouse Theater Group for the Main Street Theater.

REPORT OF CLOSED SESSION MATTERS FINALIZED BETWEEN COUNCIL MEETINGS

None.

Adjourn

SUBMITTED:

Roxanne Yoder, Chief Deputy City Clerk