



Visalia City Council Agenda

For the regular meeting of: Monday, February 6, 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.

Employee Recognition:

Fire Chief George Sandoval introduces promoted staff Fire Captain Joe Goforth, and Fire Captain Darrin Hughes, Fire Captain Teresa Lovero; Fire Fighter Paramedic Sam Barnette, Fire Fighter Paramedic Chris Fischer, Fire Fighter Paramedic Karl Kassner, Fire Fighter Paramedic Kevin White; Fire Fighter Jerry Hernandez and Fire Fighter Richard Sanchez.

WORK SESSION AND ACTION ITEMS (as described)

4:00 p.m.

1. Visalia Unified School District Bond Issue presentation and request for support by VUSD Superintendent Stan Carrizosa; **Resolution 2006-11 required.**
2. Consideration of the Youth Leadership Program recommended by the Mayor including a budget allotment of \$7,100.
3. Review and Discussion of West Highway 198 Master Plan Process.

**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)

4. Conference with Legal Counsel – Anticipated Litigation (5)
(Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 GC)

5. Conference with Legal Counsel – Existing Litigation
Name of Case: Hettick v. City of Visalia TCSC Case No. 05-214421
6. Conference with Real Property Negotiators
Property: Riparian setback on Modoc Ditch at Riverbend Subdivision, Unit 6 & 7; APN 091-010-039
Under Negotiation: Price, terms, conditions of sale
Negotiators: Steve Salmon, Don Stone, Bridgeport Development LLC
7. Conference with Real Property Negotiators
Property: 301 E. Acequia (annex space also known as the Deli)
Under Negotiation: Price, terms, conditions of potential lease
Negotiators: Steve Salomon, Leslie Caviglia, Wally Roeben, Harlan Lindholm/Apollo Development Corporation
8. Item removed from Agenda

REGULAR SESSION

7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION -

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 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.

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) Authorization to apply for and accept a mini-grant for \$39,977 from the State of California Office of Traffic Safety for seat belt enforcement for a three week period, May 15 through June 4, 2006.
- c) Authorization to accept the City of Visalia Cash and Investment Report for the second quarter ending December 31, 2005.
- d) Authorization to award contract to Allsteel in c/o The Keller Group for the provision of all of the moveable furniture for two police substations for a total of \$181,428.06.
- e) Award a contract to Reconstruct Parking Lot No. 4 and Alley Reconstruction, located north of Mill Creek and south of alley on the block bounded by Mineral King, Stevenson & Acequia to the low bidder Central Valley Asphalt in the amount of \$249,622.00, Project No. 6111-00000-720000-0-9534-2005.
- f) Authorization to record the final parcel map for the following:
 - 1. Tentative Parcel Map 2005-23, located at the southwest corner of Mooney Boulevard and Tulare Avenue. APN: 095-120-003,027.
- g) Authorization to file Notice of Completion for the following:
 - 1. Project No. 1611-72000-0-09569-2003, Transit Center to Main St. Pedestrian Corridor, and authorize an additional \$3,000 from the Transportation Fund for processing Federal grant documents.
- h) Authorization to execute an agreement with Colleen Carlson of Carlson Law Corporation to provide real estate and redevelopment consulting services to the Redevelopment Agency of the City of Visalia.
- i) Item removed from Agenda.
- 10a. REGULAR ITEM - Authorization to execute a final Certificate of Partial Cancellation of Land Conservation No. 9788 located on property owned by Frank Luisi et al (Bob Dowds agent). The site is located on the east side of Demaree Street between Ferguson Avenue and Houston Avenue. (APN: 089-020-020[portion], 089-020-022, 089-020-023) **Resolution 2006-09 required.**
- 10b. PUBLIC HEARING - Diminishment of Agricultural Preserve No. 3350: a request by Frank Luisi et al (Bob Dowds agent) to diminish a 61-acre portion of Agricultural Preserve No. 3350, covering a total of 75 acres. The site is located on the east side of Demaree Street between Ferguson Avenue and Houston Avenue. (APN: 089-020-020[portion], 089-020-022, 089-020-023) **Resolution 2006-10 required.**

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

REPORT OF CLOSED SESSION MATTERS FINALIZED BETWEEN COUNCIL MEETINGS

Upcoming Council Meetings

Monday, February 6, 2006

Tuesday, February 21, 2006

Monday, February 27, 2006 (Joint City of Visalia/VUSD Meeting hosted by City of Visalia, 6-8 p.m., 5 p.m. dinner for elected officials & senior staff, Visalia Convention Center)

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.

VISALIA UNIFIED SCHOOL DISTRICT
“Raising Expectations”

MEMO FROM
OFFICE OF THE SUPERINTENDENT

ITEM 1

TO: Visalia City Council
FROM: Stan A. Carrizosa, Superintendent
DATE: 1/31/06

RE: School Construction Bond Measure (Resolution 2006-11 required)

At the regularly scheduled board meeting of January 24, 2006, the Visalia Unified School District Board of Education took action to place a bond measure on the June 6, 2006 ballot. This is a General Obligation Bond being sought to provide the required local matching funds to receive state construction funding for the modernization of aging schools and construction of new schools.

The Board has been engaged in ongoing facilities master planning for the past five years and enjoys the benefit of oversight and input from a community-based Facilities Advisory Committee. The proposed projects list and estimated costs and funding sources are provided for your review.

This ballot measure will be executed under the legal requirements of Proposition 39, which enables passage with a 55% voter approval threshold. Additionally, the funds are restricted to only those projects on the proposed project list and the District must be accountable for all bond expenditures to both the governing Board of the District and Facilities Advisory (Oversight) Committee. We have also enclosed a copy of the Facilities Advisory Committee members.

We appreciate the outstanding working relationship we currently enjoy with the City of Visalia and express our sincere gratitude for the ongoing effort made by City Manager Steve Solomon and all City staff and Council to maintain a strong partnership between the District and the City.

We respectfully request that the City Council carefully review the details of the proposed bond measure and consider action to support the School District in this important endeavor.

A RESOLUTION OF THE GOVERNING COUNCIL
OF THE CITY OF VISALIA
FOR ENDORSEMENT OF THE GENERAL OBLIGATION BOND
APPROVED BY THE VISALIA UNIFIED SCHOOL BOARD FOR THE
MODERNIZATION OF AGING SCHOOLS AND CONSTRUCTION OF NEW SCHOOLS
No. 2006-11

WHEREAS, the Visalia Unified School District and City of Visalia work closely together as partners to meet the educational, civic and economic needs of the entire community; and

WHEREAS, the School District and City hold regular joint meetings of administrative staff, School Board and Council for the purpose of sharing information, conducting joint planning, maximizing effectiveness, efficiencies and the impact of local tax dollars; and

WHEREAS, Visalia Unified School District has established and maintained an ongoing Facilities Advisory Committee comprised of community members and representatives from City staff for the purpose of advising the governing Board on all matters of school construction, modernization and master facilities planning, and

WHEREAS, the Visalia Unified School District which serves the entire city and communities of Visalia, Ivanhoe, Goshen and unincorporated Tulare County, is a recognized leader in providing top quality education to Visalia and Tulare County students; and

WHEREAS, the achievements have been accrued by the District as a result of visionary leadership from the Board of Education, as well as from staff, parents and members from the District communities; and

WHEREAS, during its long history, the District has benefited from a community which supports its educational institutions by establishing high standards for academic achievement, performing arts and athletics, while at the same time providing the means required to meet those expectations ; and

WHEREAS, in order to provide our local students with the same quality classrooms and school facilities as other California schools, major repairs, upgrades and classroom construction are necessary to ensure these buildings will remain functional for future generations; and

WHEREAS, the Visalia Unified School Board of Education has prepared a facilities plan and identified significant repairs, upgrades and classroom construction needs due to increased enrollment that are more than the District is able to fund from currently available sources of annual revenues; and

WHEREAS, the District has sought, and continues to seek, all available outside sources of funding to improve our school buildings, including local, state, and federal grants and state bond funds, and historically, the state requires that local school districts provide local funds as a condition of receipt of state matching funds, and

WHEREAS, it is necessary to seek voter approval of a bond measure in order to provide local matching funds for identified school facility repairs, modernization projects and growth needs to relieve impacted schools and avoid overcrowding; now

THEREFORE, BE IT RESOLVED that the Visalia City Council supports the passage of Visalia Unified School District's School Construction Bond Measure scheduled to be placed on the ballot on June 6, 2006.

The foregoing resolution was adopted upon motion by Council Member _____ and second by Council Member _____, at a regular meeting of the Visalia City Council held on February 6, 2006, by the following vote:

2006 PROPOSED BOND PROJECTS

MODERNIZATION PROJECTS*	ESTIMATED COSTS	STATE DOLLARS	BOND DOLLARS
Willow Glen Elementary Modernization – 4 Classrooms /Office	\$629,000	\$377,000	\$252,000
Goshen Elementary Modernization – 8 Classrooms, Restrooms	\$172,000	\$103,000	\$69,000
Mineral King Elementary Modernization – 10 Classrooms, Restrooms	\$469,000	\$281,000	\$188,000
Washington Elementary Modernization – 10 Classrooms, Restrooms	\$1,079,000	\$647,000	\$432,000
Charter Alternative Academy, Packwood Modernization – 3 Classrooms	\$303,000	\$182,000	\$121,000
Green Acres Middle School Modernization – 8 Classrooms	\$879,000	\$527,000	\$352,000
Crowley Elementary School – Two Classroom Replacements	\$440,000	\$264,000	\$176,000
Union Elementary Modernization – Three Classroom Replacements	400,000	\$240,000	160,000
Ivanhoe Elementary School – Modernization of school & Two Classroom Replacements	\$1,045,000	\$627,000	\$418,000
Linwood Elementary School – Eight Classroom Replacements	\$1,439,000	\$863,000	\$576,000
<i>Sub-Total Modernization Projects</i>	<i>\$6,855,000</i>	<i>\$4,111,000</i>	<i>\$2,744,000</i>

Modernization for schools must be at sites that are at least 25 years old and include:

- √ floors, carpet and paint
- √ plumbing, fixtures
- √ roofs, ceilings, electrical
- √ handicap access (A.D.A.)

NEW CONSTRUCTION PROJECTS**	ESTIMATED COSTS	STATE DOLLARS	BOND DOLLARS	DEVELOPER FEE DOLLARS
Elementary School in Northwest #1 – 28 Classrooms, office, multipurpose/café (07-08)	\$17,000,000	\$8,500,000	\$8,500,000	
Elementary School in Southeast – 28 Classrooms, office, multipurpose/café	\$17,000,000	\$8,500,000	\$8,500,000	

(08-09)				
Design & Construct New Middle School – 35 Classrooms, Library, Multi-Use, Office	\$28,000,000	\$14,000,000	\$14,000,000	
Green Acres Middle School – Teacher Workroom, Nurses & Adm Office and Locker Rooms	\$1,800,000	\$900,000	\$900,000	
Washington Elementary Multiuse Room – Cafeteria, Teacher Workroom, Nurses & Adm Office	\$1,600,000	\$800,000	\$800,000	
Sequoia High Multiuse Room – Administration, Cafeteria, Teacher Workroom, Nurses & Adm Office	\$1,600,000	\$800,000	\$800,000	
PROJECTS LEVERAGED WITH DEVELOPER FEES	ESTIMATED COSTS	STATE DOLLARS	BOND DOLLARS	DEVELOPER FEE DOLLARS
Elementary School in Northwest #2 – 28 Classrooms, office, multipurpose/café (09-10)	\$17,000,000	\$8,500,000	\$-0-	\$8,500,000
Union Elementary Multiuse Room and Cafeteria, Classrooms, Teacher Workroom and Offices	\$4,100,000	\$2,050,000	\$1,450,000	\$600,000
Future S/E High School Site	\$2,800,000	\$-0-	\$-0-	\$2,800,000
Urgent Growth Classroom Additions	\$8,000,000	\$4,000,000	\$-0-	\$4,000,000
Future Property	\$5,000,000	\$-0-	\$-0-	\$5,000,000
<i>Sub-Total New Construction Projects</i>	<i>\$103,900,000</i>	<i>\$48,050,000</i>	<i>\$34,950,000</i>	<i>\$20,900,000</i>
<i>Sub-Total Modernization Projects (pg 1)</i>	<i>\$6,855,000</i>	<i>\$4,111,000</i>	<i>\$2,744,000</i>	<i>\$-0-</i>
TOTAL	\$110,755,000	\$52,161,000	\$37,694,000	\$20,900,000

TOTAL ESTIMATED PROJECT COSTS	\$110,755,000
TOTAL ESTIMATED STATE MATCH DOLLARS	\$ 52,161,000
TOTAL ESTIMATED DEVELOPER FEE DOLLARS	\$ 20,900,000
TOTAL ESTIMATED NEEDED BOND DOLLARS	\$ 37,694,000

DETAILED BOND PROJECT LIST

The specific school facilities projects to be funded are as follows:

Willow Glen Elementary

- Refurbishing projects which may include some or all of the following: Replacement of relocatables and where needed new flooring, ADA restrooms, accessible classroom sinks, new electrical service, painting, lighting and ceiling repairs.

Goshen Elementary

- Refurbishing projects which may include some or all of the following: Replacement of relocatables, and where needed new flooring, ADA restrooms, accessible classroom sinks, increase electrical service, painting, lighting and ceiling repairs.

Mineral King Elementary

- Refurbishing projects which may include some or all of the following: Replacement of relocatables, and where needed new flooring, ADA restrooms, accessible classroom sinks, increase electrical service, painting, lighting and ceiling repairs.

Washington Elementary

- Refurbishing projects which may include some or all of the following: Replacement of relocatables, and where needed new flooring, ADA restrooms, accessible classroom sinks, increase electrical tracking service, painting, lighting and ceiling repair.

Charter Alternative Academy/Packwood

- Refurbishing projects which may include some or all of the following: Replacement of relocatables, and where needed new flooring, ADA restrooms, accessible classroom sinks, increase electrical services, painting, lighting and ceiling repair.

Green Acres Middle School

- Refurbishing projects which may include some or all of the following: Replacement of relocatables, and where needed new flooring, ADA restroom, accessible classroom sinks, increase electrical tracking service, painting, lighting and ceiling repairs.

Crowley Elementary

- Replacement of relocatables.

Ivanhoe Elementary

- Modernization and renovation of classrooms and Replacement of relocatables.

Linwood Elementary

- **Replacement of relocatables**

Elementary School in Southeast

- New elementary school consisting of 28 classrooms, administrative offices, kitchen, library/media center, multi-purpose room, support services, and teacher workroom.

Elementary School in Northwest

- New elementary school consisting of 28 classrooms, administrative offices, kitchen, library/media center, multi-purpose room, support services, and teacher workroom.

Design and Construct New Middle School

- Design and construct a middle school to meet the instructional needs of the students.

Green Acres Middle School

- New teacher work room, nurse's office and administration offices and gym locker rooms.

Washington Elementary

- New Multi-purpose building consisting of cafeteria multi-purpose room, teacher workroom, administrative offices, and nurse's office.

Sequoia High

- New Multi-purpose building consisting of cafeteria multi-purpose room, teacher workroom, administrative offices, and nurse's office.

Union Elementary

- Modernization and renovation of classrooms and replacement of relocatable classrooms.
New Multi-purpose building consisting of cafeteria multi-purpose room, teacher workroom, and offices.
New classrooms.

SUPERINTENDENT'S FACILITIES ADVISORY COMMITTEE

Name	Company	Representing
<i>Andrew Benelli</i>	<i>City of Visalia</i>	
<i>Steve Brandt</i>	<i>Centex Homes</i>	<i>Parent/Businessman</i>
<i>John Farhang</i>	<i>Jordan Link</i>	<i>Businessman</i>
<i>Carey Kajioka</i>		<i>Parent/CPA</i>
<i>Bob Keenan</i>	<i>Building Industry Association</i>	<i>Businessman</i>
<i>Larry Lewis</i>	<i>Lewis Architectural Group</i>	<i>Parent/Businessman</i>
<i>Phil Mirwald</i>	<i>CA Water Service</i>	<i>Businessman</i>
<i>Laura Pace</i>		<i>Parent</i>
<i>Jim Qualls</i>		<i>Visalia School Board</i>
<i>John Rozier</i>		<i>Parent/Attorney</i>
<i>Pete Sherwood</i>		<i>Attorney/Parent</i>
<i>Stan Simpson</i>	<i>Buckman-Mitchell</i>	<i>Grandparent/Businessman</i>
<i>Robert Stephenson</i>		<i>Visalia School Board</i>
COMMUNITY MEMBERS INVITED TO PARTICIPATE - CONFIRMATION PENDING		
<i>Mark Cave</i>	<i>Dentist</i>	<i>Business</i>
<i>Woodrow Childs</i>	<i>Retired</i>	<i>Community</i>
<i>Marcelo Garcia</i>		<i>Community/Youth</i>
<i>Margaret Huggins</i>		<i>Community</i>
<i>Karl Kildow</i>	<i>Visalia Unified Teachers Association</i>	<i>Community/Employees</i>
<i>Louie Luna</i>		<i>Community</i>
<i>Lali Moheno</i>		<i>Community</i>
<i>Milt Morrison</i>	<i>Retired/Consultant</i>	<i>Community</i>
<i>Robert Rodriguez</i>	<i>Visalia Unified Classified Employees Association</i>	<i>Community/Employees</i>
<i>Aikhram Saesee</i>	<i>Tulare County Mental Health & Lahu Elder</i>	<i>Lahu Community</i>
<i>Mary Serrato</i>	<i>Shilo Productions</i>	<i>Business</i>
<i>Judy Shuman</i>	<i>Retired</i>	<i>Community</i>
<i>Adam Valencia</i>	<i>TCOE/CHOICES</i>	<i>Community/Youth</i>
PARTICIPATING STAFF MEMBERS		
<i>Stan Carrizosa</i>	<i>Visalia Unified School District</i>	<i>Superintendent</i>
<i>Mark Fulmer</i>	<i>Visalia Unified School District</i>	<i>Asst. Superintendent/Admin Services</i>
<i>Robert Groeber</i>	<i>Visalia Unified School District</i>	<i>CFO</i>
<i>Patty Rohman</i>	<i>Visalia Unified School District</i>	<i>Director Admin. Services</i>
<i>Myron Sheklian</i>	<i>Visalia Unified School District</i>	<i>Area Administrator</i>

City of Visalia Agenda Item Transmittal

Meeting Date: February 6, 2006

Agenda Item Number (Assigned by City Clerk): 2

Agenda Item Wording: Approval of the Youth Leadership Program recommended by the Mayor including a budget allotment of \$7,100.

Deadline for Action: 3/15/06

Submitting Department: Administration

Contact Name and Phone Number: Mayor Jesus Gamboa, 713-4512, Leslie Caviglia, 713-4317

For action by:

- City Council
- Redev. Agency Bd.
- Cap. Impr. Corp.
- VPFA

For placement on which agenda:

- Work Session
- Closed Session
- Regular Session:
 - Consent Calendar
 - Regular Item
 - Public Hearing

Est. Time (Min.): _____

Department Recommendation and Summary:

It is recommended that the Council approve the Mayor's proposed Youth Leadership Program, including a budget allotment of \$6,500 and agree to participate in the program by working one-on-one with one of the youth leaders selected to participate in the program.

At his acceptance speech in November, Mayor Jesus Gamboa proposed the development of a youth leadership program that would provide an opportunity for Council Members and Senior Staff Members to mentor a high school student. The goal is to expose the youth selected to a variety of experiences that would give them an expanded understanding of their community, and of jobs that they might not otherwise have considered, and to receive input from them regarding issues and activities that are of interest to youth.

Attached is an outline of the Mayor's proposed program. As currently designed, the students would be selected in April and the program would commence in May with an opening lunch. It would continue throughout the next 11 months, concluding with a closing dinner in April, 2007. It would be reassessed in early 2007, so the Council could consider changes/adaptations to the program, before deciding whether to continue the program with a 2007/2008 session.

The Mayor is asking for volunteers to be the Mentors and hopes that the Council Members and Department Head will, time permitting, commit to working with a student during this initial year. (Five Council Members, 9 Department Heads) If some cannot participate for personal or work related reasons, volunteers from other senior level staff members would be sought, or the number of participants would be reduced. Mentors will be confirmed before the participants are formally requested. Currently, the program is designed for 14 students, 12 from the public high schools and 2 from the private high schools, in Visalia. It is recommended that the participating students live in the Visalia City limits

The attached draft recommends a budget of \$7,100, which would cover the opening lunch and closing dinner for the students and their parents/guardians, in addition to the mentors, a shirt for participants, and up to \$100 per student to cover miscellaneous expenses like tickets to attend significant community events. It is designed to provide an opportunity for up to two of the

students to attend the League of Cities Conference in the fall to participate in the youth component of the conference. Final determination on whether students should attend the conference, and how those students would be selected, will be determined during the summer, after there has been time to assess the participants.

The School Administrators have been contacted and have agreed, in principle, to the program. If the Council chooses to approve the program, staff will develop the appropriate materials and will provide those items to the Districts so they can select the students and garner the necessary parental support in April.

Prior Council/Board Actions: N/A

Committee/Commission Review and Actions: N/A

Alternatives:

Attachments: Copy of the draft outline

City Manager Recommendation:

Recommended Motion (and Alternative Motions if expected):

I recommend that we approve the Youth Leadership Program as presented, including a budget allotment of \$7,100.

Financial Impact

Funding Source:

Account Number: ___10101_____ (Call Finance for assistance)

Budget Recap:

Total Estimated cost: \$7,100	New Revenue:\$
Amount Budgeted: \$0	Lost Revenue:\$
New funding required:\$7,100	New Personnel:\$
Council Policy Change: Yes_x___	No_

Copies of this report have been provided to:

Purpose: To establish an informal youth leadership/mentoring program for high school students who would benefit from exposure to and interaction with City Council and senior staff members.

Objectives: *Expose the students to the decision making processes within the City including City Council, staff meetings, Planning Commission, Park and Recreation Commission and some of the City Committees.

*Provide the students with opportunities to learn about other agencies and organizations in the area including the County, Visalia Economic Development Corporation, College of the Sequoias, Kaweah Delta Hospital District, Downtown Visalians, Chamber of Commerce and others.

*Interact with youth at various youth centers.

*Provide the City Council with feedback on youth issues

Selection: The program would be open to high school students who would be in their junior or senior year during the program. In the initial year, 14 students would be selected by the Principals in each of the High Schools in Visalia (Redwood, Mt. Whitney, Golden West, El Diamante, Central Valley Christian and Visalia Christian Academy). Because of their larger size, the public high school principals would be asked to select up to 3 students, the private high schools would be asked to select 1 student. The principals would be asked to select students who live in the Visalia City limits, and appear to have unfulfilled potential that might be further realized through the exposure and interaction offered through the program. It is recommended that the schools consider diversity when selecting students.

Student

Agreements: Students must be willing and interested in participating in the program, agree to meet with their Mentor at mutually convenient times, and to attend programs, meetings and events as time permits. Student must agree to dress appropriately when meeting with their mentor, (business casual; no tank tops, bare mid-riffs, baggy pants, short shorts, flying of colors, etc.) and to act responsibly and appropriately while participating in the program. If selected, attend the League of California Cities Conference in the fall.

Parent:

Agreement: Parents/guardians must agree to their student's participation and must sign a release form and a medical waiver form that is valid during the program's duration. The parents should assist with transportation to meetings and otherwise assist the student in keeping the commitments made to the program.

Budget

Request: \$7,100 (\$507.14 X 14 participants)

Projected

Budget: Introductory lunch: $75 \times \$ 15 = \$ 1,125$

(Mentees, City personnel, principals, parent)		
Ending Dinner :	75 x \$ 25 =	\$1,875
(Mentees, City personnel, principals, parent)		
Plaque:	14 x \$ 15 =	\$ 210
Participant Shirts:	14 x \$ 35 =	\$ 490
Misc. attendance @ events:	14 x \$100 =	\$1,400
Attendance at fall League of Cities	2 @ \$1,000 =	\$2,000

Timeline: February, 2006

- Present to Council for their consideration and concurrence
- Present to schools to obtain their approval and work out selection and timing issues. Work out selection process with Principals
- Set up schedule of opportunities that City people might consider doing with their Mentee
- Develop simple brochure and registration packet for Participants

April

- Ask Principals to make selections

May

- Announce the first "class"
- Hold the initial lunch

May '06 – Program Operates

April '07

April Closing Dinner

City of Visalia Agenda Item Transmittal

Meeting Date: February 6, 2006

Agenda Item Number (Assigned by City Clerk): 3

Agenda Item Wording: Review and Discussion of West Highway 198 Master Plan Process

Deadline for Action: None

Submitting Department: Community Development

Contact Name and Phone Number: Fred Brusuelas 713-4364
Mike Olmos 713- 4332

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session
Regular Session:
 Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.):30 min.

Department Recommendation and Summary: Staff recommends that the City Council give staff direction on proceeding with the West Highway 198 Master Plan Process.

The City Council in 2005 directed staff to proceed with the process of preparing a 1,100 acre master plan along the north and south side of Highway 198 east of the Visalia Municipal Airport. Two firms were selected to be interviewed by the Highway 198 Task Force. (*The Task Force includes Council Members Link and Collins*). On January 10, 2006 the firms of Dyett & Bhatia and BMS Design Group went through the presentation interview. A question and answer session was conducted at the conclusion of each presentation and the Task Force members prepared an evaluation and numerical score. A tabulation of the eleven individual member scores produced a 51% to 49% difference between the two consultants. Given the close scores, the qualifications of the 2 firms to perform this work were considered almost equal by the Task Force. An evaluation of references for both firms have, to date, resulted in positive feedback with no clear distinction or advantage in either firm.

The City Council on January 20th and 21st conducted a Retreat that included discussion of Master Planning and Long Range Planning issues. The West Highway 198 Master Plan area was discussed by the council and it was concluded by a Council majority opinion that the plan area should be 90% agriculture and 10% agriculture enterprise.

Staff would benefit from an additional discussion and direction on the following items:

- (1) Does the Council have a preference for one of the two consultants? Attached is information about the two firms and their proposals. Council Members Collins and Link are on the task force and participated in the interviews. Does the Council want to interview the two consultants themselves?
- (2) Does the City Council have any further comments relating to the ag-enterprise zone concept that would help the consultants, the task force and the staff move forward?

(3) Does the scope of work for the consultants need to be modified, so the end product might result in zoning ordinance changes (with supporting General Plan policy language) as opposed to a master plan.

(4) What economic analysis should be included to help establish criteria that would cause property owners to develop using the agriculture enterprise zone concept as opposed to the large lot residential alternative that would be available under the existing county agriculture zone?

(5) During the discussion at the retreat the Mayor, who was part of the majority, indicated that there may be some different considerations for the northwest quadrant. Further discussion on that issue is requested.

It is important that the City Council give direction on the definition of ag-enterprise zone and scope of the Master Plan to assist in consultant selection, refining the scope of work and in determining an accurate cost for the work to be performed.

Prior Council/Board Actions: N/A

Committee/Commission Review and Actions: N/A

Alternatives: None

Attachments: Map of study area

Request for Proposal (West Highway 198 Master Plan)

Cover letter and Project Approach by consultant firm Dyett & Bhatia

Cover letter and Project Approach by consultant firm BMS Design Group

City Manager Recommendation:

Recommended Motion (and Alternative Motions if expected): Direct staff to schedule Council interviews with the prospective consultants; provide direction on scope of study as appropriate.

Financial Impact

Funding Source:

Account Number: _____ (Call Finance for assistance)

Budget Recap:

Total Estimated cost: \$	New Revenue: \$
Amount Budgeted: \$	Lost Revenue: \$
New funding required: \$	New Personnel: \$
Council Policy Change: Yes____ No____	

Copies of this report have been provided to:

Environmental Assessment Status

CEQA Review:

Required? Yes No
Review and Action: Prior:
Required:

NEPA Review:

Required? Yes No
Review and Action: Prior:
Required:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Review and Approval - As needed:

Department Head Review (Signature):

Risk Management Review (Signature):

City Attorney Review (Signature):

Administrative Services Finance Review (Signature):

Others:

City of Visalia Agenda Item Transmittal

Meeting Date: February 6, 2006

Agenda Item Number (Assigned by City Clerk): 9b

Agenda Item Wording: Authorization to apply for and accept a mini-grant for \$39,977 from the State of California Office of Traffic Safety for seat belt enforcement for a three week period, May 15 through June 4, 2006.

Deadline for Action: February 6, 2006

Submitting Department: Police

Contact Name and Phone Number: Sgt. Bill Blankenship, ext. 4237 or Cheryl Jackson, ext. 4301

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session
Regular Session:
 Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): _____

Department Recommendation and Summary: It is recommended that the Council authorize the Police Department to apply for a mini-grant from the State of California Office of Traffic Safety (OTS) for \$39,977 for a statewide seat belt enforcement program. The mini-grants are available to law enforcement agencies based upon city population.

The mini-grant will offset overtime and reporting costs for seat belt enforcement during a grant-mandated three-week (May 15 through June 4, 2006) mobilization period that includes the Memorial Day Holiday. The use of the mini-grant funds is restricted to paying exclusively for overtime and reporting costs of the program.

The California Seat Belt Compliance Campaign (CSBCC) goal is to increase seat belt use statewide through the combined efforts of the California Highway Patrol, OTS and local law enforcement. The CSBCC strategy is to focus public information and enforcement on persons who fail to use seat belts during the May 2006 **California Click It or Ticket (CIOT)** seat belt enforcement. OTS will coordinate the public information element of the campaign for one week prior to, and during the May enforcement mobilization period.

The mini-grant will fund 230 hours of Supervisor overtime (\$12,342); 605 hours of Officer overtime (\$26,905); and 30 hours of clerical support overtime (\$730).

Prior Council/Board Actions: N/A

Committee/Commission Review and Actions:

Alternatives: Not apply for the mini-grant and not participate in the California Click It or Ticket seat belt enforcement program .

Attachments:

City Manager Recommendation:

Recommended Motion (and Alternative Motions if expected):

I move that authorization be given to the Police Department to apply for, and accept, a mini-grant for \$39,977 from the California Office of Traffic Safety to fund a three week seat belt enforcement program.

Financial Impact

Funding Source: California Office of Traffic Safety

Account Number: _____ (Call Finance for assistance)

Budget Recap:

Total Estimated cost:	\$39,977	New Revenue:	\$39,977
Amount Budgeted:	\$	Lost Revenue:	\$
New funding required:	\$	New Personnel:	\$
Council Policy Change:	Yes_____	No_X____	

Copies of this report have been provided to:

Environmental Assessment Status

CEQA Review:

Required? Yes No
Review and Action: Prior:
Required:

NEPA Review:

Required? Yes No
Review and Action: Prior:
Required:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Review and Approval - As needed:

Department Head Review (Signature):

Risk Management Review (Signature):

City Attorney Review (Signature):

Administrative Services Finance Review (Signature):

Others:

City of Visalia Agenda Item Transmittal

Meeting Date: February 6, 2006

Agenda Item Number (Assigned by City Clerk): 9c

Agenda Item Wording: Accept the City of Visalia Cash and Investment Report for the second quarter ending December 31, 2005.

Deadline for Action: None

Submitting Department: Administration - Finance

Contact Name and Phone Number:
Eric Frost 713-4474

For action by:
 City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:
 Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): _____

Department Recommendation and Summary: It is recommended that Council accepts the City of Visalia Cash and Investment Report for the quarter ending December 31, 2005.

The December 31, 2005 investment report had a managed balance of \$112.9 million with a portfolio earnings rate of 3.29%. The annualized rate for the first six months of 2005-06 (July- December) averaged 3.17%. The table below lists the key benchmarks and performance statistics for the City's portfolio.

Table I: Managed Portfolio Performance Statistics (dollars in millions)

Quarter Ending	Portfolio Balance	City Monthly Portfolio Rate	LAIF Balance	LAIF Rate	2 YR Treasury	Weighted Average Maturity
December 31, 2005	\$112.9	3.29%	\$15.93	3.62%	4.40%	1.07 years
September 30, 2005	\$110.5	2.74%	\$7.57	3.19%	4.17%	1.26 years
2nd Quarter Annualized Rate to Date 2005-2006		3.17%		3.41%	4.29%	
1st Quarter Annualized Rate to Date 2005-2006		3.03%		3.18%	4.17%	
June 30, 2005	\$113.6	3.38%	\$12.7	2.85%	3.63%	1.22 years
March 31, 2005*	\$102.8	1.01%	\$7.9	2.38%	3.77%	1.25 years
December 31, 2004	\$95.9	2.94%	\$10.8	2.00%	3.07%	1.27 years
September 30, 2004	\$107.2	2.81%	\$26.7	1.67%	2.61%	1.18 years
Annualized Rate 2004-2005		2.76%		2.23%	3.27%	

* The March portfolio rate of 1.01% is lower due to an unusual premium write down on an investment that occurred that month.

The City's cash and investments consist of the following as shown on Table II: Cash Summary at Par Value (in millions) as of 12/31/05.

Table II: Cash Summary at Par Value, 12/31/05

Investment Type	Amount (in millions)
Managed Portfolio	
LAIF	\$15.92
CD's	\$0.30
Agencies	\$84.65
Medium Term Notes	\$10.00
Treasury Notes	\$2.00
Total Managed Portfolio	\$112.87
Trustee Cash and Investments	\$7.18
Banks & Depositories	\$2.91
Total Cash & Investments	\$122.96

This information is taken from the two report attachments: 1) City of Visalia Cash and Investments Summary as of December 31, 2005, attachment #1; and, 2) City of Visalia Portfolio as of 12/31/2005, attachment #2. The cash balances in LAIF were temporarily higher than normal because the City received \$12 million from the County on the second to last business day of the month. The funds have since been invested in longer term maturities, increasing the City's weighted average maturity.

The City's investments are diversified by the various maturities, call structures, and credit types in the above categories which are allowed by the City's Investment Policy and California Government Code Section 53600 et seq. LAIF funds are highly liquid to meet the City's daily cash flow requirements while maintaining a high degree of safety and a higher rate of return over other suitable liquid investments.

Economic Outlook:

Since June 30, 2004, the Federal Open Market Committee (FOMC) has raised the Federal Funds rate (Fed Funds), the rate for overnight loans between banks, thirteen times from 1.00% to the current rate of 4.25% or 325 basis points (100 basis points equals 1.00%). The Fed Funds rate greatly influences short-term interest rates and over time influences long-term interest rates.

Economists have accurately predicted that the FOMC would raise rates by 25 basis points at each of the last thirteen meetings; however, at the FOMC's last meeting, the Federal Reserve Board of Governors said that

"some further measured policy firming is likely to be needed to keep the risks to the attainment of both sustainable economic growth and price stability roughly in balance" and added that "the Committee will respond to changes in economic prospects as needed to foster these objectives." (Paul R. LaMonica, "Fed Raises Rates Again", CNNMoney.com, Dec. 13, 2005, <http://money.cnn.com/2005/12/13/news/economy/fed_rates/>).

The market expected these Fed Funds rate increases. But the latest language tends to say that the Federal Reserve will either raise or lower rates at it sees best to foster economic stability. As a result, staff is moving its interest rate forecast from rising to neutral.

Future Management:

The City manages the portfolio partly by considering the weighted average maturity (WAM) based upon management's expectations for rising, neutral or declining interest rates. Usually, the longer an investment's maturity, the higher the interest rate will be. However, the longer the maturity, the more at

risk the portfolio is to market gains or losses due interest rate changes. As a result, the City has a target WAM based upon expected interest rate environments as shown on Table III, Target Weighted Average Maturity (WAM) Based on Interest Rate Expectations.

Table III
Target Weighted Average Maturity (WAM)
Based Upon Interest Rate Expectations

Forecasted Interest Rate Environment	Target WAM (Years)
Rising	1.00
Neutral	2.00
Declining	3.00

Since June of 2004, the Federal Reserve has been raising short-term interest rates. As a result, management has tried to keep the portfolio's WAM closer to 1 year to reduce potential interest rate risk. However, interest rates appear to be moderating. Thus, the City will be shifting the target WAM from 1 to 2 years. This will mean that some investments will be extended into the 3 or 4 year time horizon, after the goals of safety and liquidity are met. The City's investment policy limits investment maturity to 5 years unless authorized by Council.

Although this change is a shift in emphasis, the manner in which the City's portfolio is structured assures the City that investments are safe and the City can meet its financial obligations.

Prior Council/Board Actions:

Investment Policy approved May 2005
 Authority for Administrative Services Director/Treasurer or his delegate to invest funds of the City approved in May 2005.
 Investment Report approved September 2005

Committee/Commission Review and Actions:

Alternatives:

Attachments: Attachment #1, City of Visalia Cash and Investment Summary
 Attachment #2, City of Visalia's cash and investment report for December 31, 2005.

City Manager Recommendation:

Recommended Motion (and Alternative Motions if expected):
 Move to accept the City of Visalia Cash and Investment Report for the second quarter ending December 31, 2005.

Financial Impact

Funding Source:

Account Number: _____ (Call Finance for assistance)

Budget Recap:

Total Estimated cost: \$	New Revenue: \$
Amount Budgeted: \$	Lost Revenue: \$
New funding required: \$	New Personnel: \$
Council Policy Change: Yes_____ No_____	

Copies of this report have been provided to:

Environmental Assessment Status

CEQA Review:

Required? Yes No
Review and Action: Prior:
Required:

NEPA Review:

Required? Yes No
Review and Action: Prior:
Required:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Review and Approval - As needed:

Department Head Review (Signature):

Risk Management Review (Signature):

City Attorney Review (Signature):

Administrative Services Finance Review (Signature):

Others:

City of Visalia Agenda Item Transmittal

Meeting Date: February 6, 2006

Agenda Item Number (Assigned by City Clerk): 9d

Agenda Item Wording: Award contract to Allsteel in c/o The Keller Group for the provision of all of the moveable furniture for two police substations for a total of \$181,428.06.

Deadline for Action: none

Submitting Department: Community Development

Contact Name and Phone Number:

Eric Frost, Director of Finance, 713-4474

Sharon Sheltzer, Project Manager, 713-4414

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session
Regular Session:
 Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 2

Department Recommendation and Summary:

Staff recommends that Council:

Authorize Finance to issue purchase orders to Allsteel in c/o The Keller Group for the provision of all of the moveable furniture for two police substations for a total of \$181,428.06.

Background:

Construction is about to commence on the police precinct stations and the buildings will need to be equipped with furniture. The two precincts are identical in design. As a result, each precinct furniture order includes:

- all moveable furniture for:
 - five offices; three of which are double stations,
 - the conference room,
 - break room,
 - duty office and
 - lobby;
- twelve complete work stations;
- chairs and keyboards for the built-in furniture stations;
- five 5-drawer legal file cabinets; and,
- a custom podium for the training room.

Attachment # 1, Keller Group Proposal, provides a detailed list of furniture and equipment. A 4.5% cushion has been added in anticipation of projected list price increases by the time the furniture is ordered. This furniture is already included in the budget approved by Council on January 17, 2006.

The Keller group is recommended because they can provide the steepest discounts as they were awarded the state contract for furniture provision. Local agencies such as counties and cities, may participate in contracts that were bid and awarded by the State DGS (Department of General Services), as if they had put the contract out to bid themselves. This is allowed by the Public Contract Code, Section 10324, and is known as "piggybacking". DGS procurement division held a competitive bid process for the provision of steel furniture and Allsteel, together

with The Keller Group as their service provider, was awarded the contract. As a Charter City, we receive the steepest of discounts which is 67% off of list prices.

On November 15, 2004 Council approved a furniture budget of \$352,000. Due to the steep discount offered by the State contract the actual price is considerably less; almost half of the original budget. The \$181,428.06 is not additional funds beyond those allocated by Council in the January 17, 2006 approval to contract with Oral Micham.

To insure that the State contract will be providing a significant savings over local providers, staff obtained a cost estimate from a local furniture company, for the exact equivalent type and amount of furniture. The local company's cost was (17%) higher than the State contract. Piggybacking onto the state contract would save the City approximately \$31,000 compared to the local vendor. In the past, staff's experience with State contracts has proven to yield cheaper prices on office furniture, equipment and vehicles. Allsteel and the Keller Group can provide the products at a steeper discount because of the volume that they sell due to the contract with the State and local agencies.

Prior Council/Board Actions:

- January 17, 2006 Awarded contract to Oral E. Micham and approved budget adjustments
- November 15, 2004 Approved Police substation design, cost estimate and financial plan
- June 21, 2004 Authorized selection of City owned property to be used for the south side Police substation
- June 7, 2004 Authorized entering into contract with INDIGO Architects for \$230,000
- February 17, 2004 Authorized formation of a committee to select an architect for the police substations

Committee/Commission Review and Actions:

Alternatives: none

Attachments: Keller Group proposal

City Manager Recommendation:

Recommended Motion (and Alternative Motions if expected):

Authorize Finance to issue two PO s to Allsteel in c/o The Keller Group for the provision of all of the moveable furniture for two police substations, at \$90,714.03 each, for a total of \$181,428.06.

Financial Impact

Funding Source:

Account Number: north 3011-00000-720000-0-9828-2005
south 3011-00000-720000-0-9733-2005

Budget Recap:

Total Estimated cost: \$181,428.06	New Revenue:	\$
Amount Budgeted: \$230,000	Lost Revenue:	\$
New funding required:\$0	New Personnel:	\$
Council Policy Change: Yes___	No__x__	

Copies of this report have been provided to:

Environmental Assessment Status

CEQA Review:

Required? Yes No x
Review and Action: Prior:
Required:

NEPA Review:

Required? Yes No x
Review and Action: Prior:
Required:

Tracking Information:

Finance will issue POs.

Review and Approval - As needed:

Department Head Review (Signature):

Risk Management Review (Signature):

City Attorney Review (Signature):

Administrative Services Finance Review (Signature):

Others:

City of Visalia Agenda Item Transmittal

Meeting Date: February 6, 2006

Agenda Item Number (Assigned by City Clerk): 9e

Agenda Item Wording: Award a contract to Reconstruct Parking Lot No. 4 and Alley Reconstruction, located north of Mill Creek and south of alley on the block bounded by Mineral King, Stevenson & Acequia to the low bidder Central Valley Asphalt in the amount of \$249,622.00. Project # 6111-00000-720000-0-9534-2005.

Deadline for Action: March 2, 2006 (30 days after bid opening)

Submitting Department: Public Works Department

Contact Name and Phone Number: Adam Ennis 713-4323,
Jim Funk 713-4540, David Jacobs 713-4492

For action by:

- City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

- Work Session
 Closed Session
Regular Session:
 Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 1

Department Recommendation and Summary: The Public Works Department recommends that the City Council:

- 1) award a contract to Reconstruct Parking Lot No. 4 and Alley Reconstruction to the low bidder Central Valley Asphalt in the amount of \$249,622.00, project # 6111-00000-720000-0-9534-2005; and,
- 2) appropriate an additional \$30,000 to this project from the Parking Fund for project management, soil testing and inspection services.

The parking lot is located on the southwest corner of Acequia Avenue and Stevenson Street. See the Project Location Map on Exhibit #1 and Site Plan on Exhibit #2. The project consists of constructing a temporary parking area west of the Acequia Medical Building, reconstructing the alley south of the Acequia Medical Building and reconstructing the existing parking lot south of the alley. The parking lot and alley reconstruction is intended to provide a parking lot for the Acequia Medical Building, City Hall and the City Police Department.

On January 31, 2006, the City opened six bids submitted to Reconstruct Parking Lot No. 4 and Alley Reconstruction. The results of the bid opening are as follows:

1. CVA, Lindsay	\$249,622.00
2. Garcia Paving Co., Inc., Fresno	\$326,598.50
3. JVD, Inc., Fresno	\$349,900.00
4. Lee's Paving, Visalia	\$353,852.00
5. Seal Rite Paving, Clovis	\$370,356.00
6. R.J. Berry Jr., Inc., Selma	\$379,029.00

The Engineers Estimate for this project including project management, inspection and testing was budgeted at \$250,000.00 from the Parking Fund. The proposed award will fully expend that budget authority just for construction costs. Although the fund has a large number of demands in providing parking to the downtown area, the additional appropriation is required to complete the project covering project management, inspection and testing costs. This action will require that the General Fund advance funds to the Parking Fund, to be repaid from future revenues to the Parking Fund.

The principal of Central Valley Asphalt is Doug Ross. The City has previously contracted with Central Valley Asphalt. In March 2001 the City awarded to Central Valley Asphalt the Houston Avenue (SR 216) at McAuliff Street Improvement project in the amount of \$350,950.00. On September 19, 2005 Central Valley Asphalt was awarded the Cameron Avenue and County Center Street Improvement Project in the amount of \$ 339,139.50 and is currently working on this project. Central Valley Asphalt performed satisfactorily on the previous project and on the current project under construction. Therefore, staff recommends awarding them this contract.

The Reconstruct Parking Lot No. 4 and Alley Reconstruction Project is planned to be completed by May 2006.

Prior Council/Board Actions: Authorization to bid as a non-prevailing wage project on January 17, 2006.

Committee/Commission Review and Actions:

Alternatives: Do not award contract.

Attachments: Exhibit # 1 - Location Map, Exhibit #2 - Site Plan and Exhibit #3 - Bid Opening Spreadsheet

City Manager Recommendation:

Recommended Motion (and Alternative Motions if expected): I move to award a contract for construction to Reconstruct Parking Lot No. 4 and Alley Reconstruction to the low bidder Central Valley Asphalt in the amount of \$249,622.00. Project # 6111-00000-720000-0-9534-2005

Financial Impact

Funding Source:

Account Number: 6111-00000-720000-0-9534-2005

Budget Recap:

Total Estimated cost: \$280,000	New Revenue:	\$
Amount Budgeted: \$250,000	Lost Revenue:	\$
New funding required: \$30,000	New Personnel:	\$
Council Policy Change: Yes _____	No <u>X</u>	

Copies of this report have been provided to:

Environmental Assessment Status

CEQA Review:

Required?	Yes	No	X
Review and Action:	Prior:	Categorical Exemption (section 15332)	
	Required:		

NEPA Review:

Required?	Yes	No	X
Review and Action:	Prior:		
	Required:		

Tracking Information: (*Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date*)

Review and Approval - As needed:

Department Head Review (Signature):

Risk Management Review (Signature):

City Attorney Review (Signature):

Administrative Services Finance Review (Signature):

Others:

**City of Visalia
Agenda Item Transmittal**

Meeting Date: February 6, 2006

Agenda Item Number (Assigned by City Clerk): 9f(1)

Agenda Item Wording: Authorization to record the final parcel map for Tentative Parcel Map 2005-23, located at the southwest corner of Mooney Boulevard and Tulare Avenue. APN 095-120-003, 027, 049.

Deadline for Action: N/A

Submitting Department: Community Development

Contact Name and Phone Number:

Andrew Benelli 713-4340
Ken McSheehy 713-4447

For action by:

- City Council
- Redev. Agency Bd.
- Cap. Impr. Corp.
- VPFA

For placement on which agenda:

- Work Session
- Closed Session
- Regular Session:
 - Consent Calendar
 - Regular Item
 - Public Hearing

Est. Time (Min.): 1

Department Recommendation and Summary: The recommendation is that City Council approve the recordation of the final parcel map of Tentative Parcel Map 2005-23. The final parcel map is dividing 3 parcels totaling 5.43 acres into 5 parcels. All parcels have frontage on a public street. There are no public improvements required with this map. The site is the old Young's Market center that is being redeveloped into the In-Shape Fitness Center and additional new development of the other parcels.

Prior Council/Board Actions: N/A

Committee/Commission Review and Actions: Tentative Parcel Map 2005-23 was approved by the Planning Commission on September 12, 2005.

Alternatives: N/A

Attachments: 1) location map; 2) tentative parcel map

City Manager Recommendation:

Recommended Motions (and Alternative Motions if expected):

Move to authorize recordation of the final parcel map of Tentative Parcel Map 2005-23.

Financial Impact

Funding Source:

Account Number: _____ (Call Finance for assistance)

Budget Recap:

Total Estimated cost: \$	New Revenue: \$
Amount Budgeted: \$	Lost Revenue: \$
New funding required:\$	New Personnel: \$
Council Policy Change: Yes____ No____	

Copies of this report have been provided to:

Environmental Assessment Status

CEQA Review:

Required? Yes No X

Review and Action: Prior: Environmental finding completed for tentative parcel map

Required:

NEPA Review:

Required? Yes No X

Review and Action: Prior:

Required:

Tracking Information: (Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)

Review and Approval - As needed:

Department Head Review (Signature):

Risk Management Review (Signature):

City Attorney Review (Signature):

Administrative Services Finance Review (Signature):

Others:

City of Visalia Agenda Item Transmittal

Meeting Date: February 6, 2006

Agenda Item Number (Assigned by City Clerk): 9g

Agenda Item Wording: Request authorization to file a Notice of Completion for Project No. 1611-72000-0-09569-2003, Transit Center to Main St. Pedestrian Corridor, and authorize an additional \$3,000 from the Transportation Fund for processing Federal grant documents.

Deadline for Action: None

Submitting Department: Public Works Department

Contact Name and Phone Number: Michael Carr 713-4595,
Jim Funk 713-4540

For action by:

- City Council
- Redev. Agency Bd.
- Cap. Impr. Corp.
- VPFA

For placement on which agenda:

- Work Session
- Closed Session
- Regular Session:
 - Consent Calendar
 - Regular Item
 - Public Hearing

Est. Time (Min.): 1 min.

Department Recommendation and Summary: Staff recommends that authorization be given to file a Notice of Completion for Project No. 1611-720000-0-0-9618-2003, Transit Center to Main St. Pedestrian Corridor. A map of the project area is attached. The project included planting street trees, installing new, decorative metal-halide street lights, benches and trash receptacles.

All of the work has been completed on this project by Lockwood General Engineering, Inc. at a final cost of \$542,415.65. The contract amount for this job was \$458,645.00. The overage of \$83,770.65 (18.3%) was the result of four approved Contract Change Orders (CCO) and the additional costs were covered in the Transportation Fund (1611 Fund) budget by moving funds between projects and accessing the fund balance. To cover the difference, \$39,590 that was left when a Railroad Crossing project was completed in FY 2004/05 was moved to this project and an additional \$44,181.65 was moved from the fund balance in the Dinuba Boulevard Signal Upgrade project budget.

The four approved Change Orders are described as follows:

- 1) CCO #1 included saw-cutting and removing broken, substandard sidewalk and asphalt, and installing approximately 3,264 ft² of new concrete sidewalk. (Cost increase of \$22,906.00)

- 2) CCO #2 included: replacing sidewalk that was heaving because of roots in front of the old County Jail building on Oak St. and install a root barrier; completely remove two mature trees and grind down the stumps; bore conduit and install junction boxes to reconnect existing downtown street light system when new street lights replaced old ones. (The new street lights could not be connected to the antiquated electrical loop that powered the old lights); saw-cutting the asphalt at the north edge of the temporary parking lot at Oak and Bridge to create a landscape strip with mulch for rainwater drainage, and install concrete wheel stops at same location; install two custom, shallower "spread footings" so that street lights could be installed over a water main on Garden street; and wiring street lights' GFI electrical outlets near the top of each pole. (Cost increase of \$48,653.39)

- 3) CCO #3 included: exposing and filling with concrete an abandoned 300-gallon underground storage tank discovered under the NE corner of Main and Bridge; minor sidewalk widening at five locations to meet Americans with Disabilities Act (ADA) requirements; dig to locate a water line in Center Street that did not show up on any plans; saw-cut, remove and replace the sidewalk over Mill Creek culvert on Church Street; Remove and re-install benches and trash cans to the back of walkway on east side of Church Street; move the tree and light locations on the east side of Garden Street to avoid the Mill Creek culvert; clear underground concrete and steel at six street light locations; install a 2-inch sleeve across Main Street for an irrigation line at Garden Street; cut off and remove a storm drain inlet that was abandoned and covered under the NW corner of Main and Church; and repair a leaking Cal Water line in Church Street. (Cost increase of \$7,327.08 of which Cal Water will be billed \$2,016.00)

- 4) CCO #4 included: repairing masonry pavers at NW corner of Main and Church Street; provide and install new arm for decorative street light mid-block at alley on west side of Church Street between Main and Center; and repair a damaged irrigation line that did not appear on plans crossing Church Street at Main. (Cost increase of \$4,884.18)

Prior Council/Board Actions: Award of contract on December 13, 2004.

Committee/Commission Review and Actions: All Contract Change Orders were approved by the Change Order Committee.

Alternatives: None

Attachments: Location map

City Manager Recommendation:

Recommended Motion (and Alternative Motions if expected):

I hereby move to authorize filing the Notice of Completion for Project No. 1611-72000-0-09569-2003, Transit Center to Main St. Pedestrian Corridor, and authorize an additional \$3,000 from the Transportation Fund for processing Federal grant documents.

Financial Impact

Funding Source:

Account Number: 1611 - Transportation Funds

Budget Recap:

Total Estimated cost:	\$542,415.65	New Revenue:	\$
Amount Budgeted:	\$542,415.65	Lost Revenue:	\$
New funding required:	\$ 3,000.00	New Personnel:	\$
Council Policy Change:	Yes ___	No	<u>X</u>

Copies of this report have been provided to:

Environmental Assessment Status

CEQA Review:

Required?	Yes	X	No
Review and Action:	Prior:		Categorical Exclusion
	Require:		

NEPA Review:

Required?	Yes	X	No
Review and Action:	Prior:		Categorical Exemption
	Require:		

Tracking Information: (*Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date*)
Record a Notice of Completion with the County Recorder
Pay Contractor the 10% withholding 35 days from recording date.

Review and Approval - As needed:

Department Head Review (Signature):

Risk Management Review (Signature):

City Attorney Review (Signature):

Administrative Services Finance Review (Signature):

Others:

City of Visalia
Agenda Item Transmittal

Meeting Date: February 6, 2006

Agenda Item Number (Assigned by City Clerk): 9h

Agenda Item Wording: Authorization to execute an agreement with Colleen Carlson of Carlson Law Corporation to provide real estate and redevelopment technical services to the City of Visalia and its Redevelopment Agency.

Deadline for Action: February 6, 2006

Submitting Department: Administration and Community Development

For action by:

- City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

- Work Session
 Closed Session
 Regular Session:
 Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 1

Contact Name and Phone Number: Mike Olmos 713-4332

Recommendation and Summary: City Staff recommends that the City Council authorize execution of a professional services agreement with Colleen Carlson of Carlson Law Corporation to provide real estate and redevelopment technical services to the City and Redevelopment Agency. The rate for this work will be \$100 per hour. These services will be used to augment staff resources for real estate negotiation and redevelopment functions. Ms. Carlson will also help to maintain progress on downtown projects as the City seeks to fill the vacancy created by the recent departure of the Economic Development and Redevelopment Manager.

Recently, the position of Economic Development and Redevelopment Manager became vacant when Bob Nance left the City of Visalia to take a position with another city. Mr. Nance's departure left a significant void in the City's downtown revitalization and redevelopment programs. Of primary concern is the continuation of the City/Redevelopment Agency's successful efforts in acquiring and redeveloping key properties in the downtown as a catalyst to private sector investment. There are many examples of successful redevelopment activities in the downtown, including the Oak Meadows Seniors Residential Complex, Regal Movie Theater, Transit Center, Family Health Care Network, Crowdaddy's, Comfort Suites Inn, Teter Consultants/Allen Group professional building and other significant downtown projects.

The City will be recruiting to hire an employee to perform these functions. However, due to the specialized nature of these services, it will take the City several months to recruit and hire a qualified candidate. In the meantime, the City has several important land acquisition projects and redevelopment program efforts underway that need to move forward.

Staff recently contacted Colleen Carlson of Carlson Law Corporation in Visalia to inquire if she could provide real estate and redevelopment program services as a consultant to the City until the vacant position is filled. Thereafter, the City/Agency may continue to employ Ms. Carlson on a consulting basis to assist in completing complex real estate negotiations to help relieve the City Attorney's office from having to perform these "out of scope" services. Ms. Carlson is well qualified to perform these services as she assisted the City and Redevelopment Agency in land acquisition and redevelopment projects for several years as a former attorney with the City Attorney's Office. Ms. Carlson has agreed to provide these services at a fee of \$100 per hour. This rate is considered reasonable for this type of specialized work and is consistent with rates paid for other types of technical consulting services. For example, hourly rates for senior level planning, engineering, and project management consultant services currently range from \$100 - \$150 per hour.

Costs for real estate and redevelopment services will be covered from salary savings created by the vacancy at the Economic and Redevelopment Manager position and from ongoing professional services budgets.

Committee/Commission Review and Actions: None.

Prior Council/Board Actions: None.

Alternatives: None recommended.

Attachments: N/A

City Manager Recommendation:

Recommended Motion (and Alternative Motions if expected): Move to authorize an agreement with Colleen Carlson of Carlson Law Corporation for real estate and redevelopment technical services.

Financial Impact

Funding Source:

Account Number: _____ (Call Finance for assistance)

Budget Recap:

Total Estimated cost: \$	New Revenue: \$
Amount Budgeted: \$	Lost Revenue: \$
New funding required: \$	New Personnel: \$
Council Policy Change: Yes_____ No_____	

Copies of this report have been provided to:

Environmental Assessment Status

CEQA Review:

Required? No

Review and Action: Prior:
Required:

NEPA Review:

Required? No

Review and Action: Prior:
Required:

Review and Approval - As needed:

Department Head Review (Signature):

Risk Management Review (Signature):

City Attorney Review (Signature):

Administrative Services Finance Review (Signature):

Others:

**City of Visalia
Agenda Item Transmittal**

Meeting Date: February 6, 2006

Agenda Item Number (Assigned by City Clerk): 10a

Agenda Item Wording:

Authorization to execute a final Certificate of Partial Cancellation of Land Conservation No. 9788 located on property owned by Frank Luisi et al (Bob Dowds, agent). The site is located on the northeast corner of Demaree Street and Houston Avenue. APN 089-020-020 [portion], 089-020-022, and 089-020-023. **Resolution No. 2006-09 required.**

Deadline for Action: None

Submitting Department: Community Development Planning

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session
 Regular Session:
 Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 3

Contact Name and Phone Number: Brandon Smith, Associate Planner 713-4636
Fred Brusuelas, Assistant Community Development Director, 713-4364

Recommendation and Summary: Staff recommends that the Council authorize the City Manager to execute and record the final Certificate of Partial Cancellation of Land Conservation Contract No. 9788, encompassing property on the northeast corner of Demaree Street and Houston Avenue. This action must be approved by Council before the public hearing regarding the related agriculture preserve diminishment can be held on the February 6, 2006 Council agenda.

On December 19, 2005, the City Council, in accordance with the procedures set up in the Williamson Act, approved a tentative partial cancellation of the contract, subject to certain conditions including the payment of a penalty fee for ending the contract. All conditions have now been met. They are:

1. The applicant shall make full payment to the Tulare County Treasurer for the amount of the cancellation fee, which is \$917,500 (12.50 % of the land's current fair market value of \$7,340,000).

Staff has received a copy of a receipt verifying that this fee was paid in full on December 29, 2005. A copy of the receipt is attached.

2. Unless the cancellation fee is paid, or a certificate of cancellation of contract is issued within one year from the date of the recording of the certificate of tentative cancellation, the fee shall be recomputed as of the date of notice that the landowner has satisfied the required conditions of the tentative cancellation.

As stated in 1), the cancellation fee was paid in full on December 29, 2005.

3. The applicant shall file an application and pay application fees for the diminishment of Agricultural Preserve No. 3350.

The applicant has filed a request for diminishment. The public hearing regarding this request is scheduled on the February 6, 2006 agenda.

In 2005, the applicant filed the discretionary permits (tentative subdivision map and conditional use permit) needed for the site's alternative land use specified by the agent. The Planning Commission approved these items on August 22, 2005, in which the approval was conditioned on the successful removal of the contract. Luisi Ranch Tentative Subdivision Map is a request to divide 61 acres into 276 lots for single-family residential use. Conditional Use Permit No. 2005-12 is a request to allow a Planned Residential Development with reduced building setbacks and lot sizes below the standard 6,000 sq. ft. lot size.

Committee/Commission Review and Actions:

None.

Prior Council/Board Actions:

On December 19, 2005, after holding a public hearing, the City Council approved the tentative cancellation of a portion of the land conservation contract. The conditions of the tentative cancellation have now been met.

Alternatives:

None recommended.

Attachments:

- Resolution
- Certificate of Tentative Cancellation
- Letter from applicant regarding Fulfillment of Conditions
- Receipt of payment of Cancellation fees
- Map showing area to be removed from contract
- City Council Staff Report from December 19, 2005
- Location Sketch

City Manager Recommendation:

Recommended Motion (and Alternative Motions if expected): I move to adopt Resolution No. 2006-09, authorizing Staff to execute and record the final Certificate of Partial Cancellation for Land Conservation Contract No. 9788.

Financial Impact

Funding Source:

Account Number: _____ (Call Finance for assistance)

Budget Recap:

Total Estimated cost: \$	New Revenue: \$
Amount Budgeted: \$	Lost Revenue: \$
New funding required: \$	New Personnel: \$
Council Policy Change: Yes____ No____	

Copies of this report have been provided to:

Environmental Assessment Status

CEQA Review:

Required? Yes

Review and Action: Prior: The Council previously certified negative Declaration No. 2005-134 on December 19, 2005. This document is adequate for use with this proposal.

Required:

NEPA Review:

Required? No

Review and Action: Prior:
Required:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

None.

Review and Approval - As needed:

Department Head Review (Signature):

Risk Management Review (Signature):

City Attorney Review (Signature):

Administrative Services Finance Review (Signature):

Others:

RESOLUTION NO. 2006-09

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VISALIA AUTHORIZING THE EXECUTION OF CERTIFICATE OF PARTIAL CANCELLATION OF LAND CONSERVATION NO. 9788 LOCATED ON THE NORTHEAST CORNER OF DEMAREE STREET AND HOUSTON AVENUE. FRANK LUISI ET AL, PROPERTY OWNERS; BOB DOWDS, AGENT

WHEREAS, a request was made for the cancellation 61 acres of Williamson Act Land Conservation Contract No. 9788 within Agricultural Preserve No. 3350, located on the northeast corner of Demaree Street and Houston Avenue within APN 089-020-020 [portion], 089-020-022, and 089-020-023. The request was made by property owners Frank Luisi et al, represented by Bob Dowds; and

WHEREAS, the property owner had served a Notice of Nonrenewal for the entire area contained under said Contract, and the notice was recorded as Document No. 2005-0110679 at the Tulare County Recorder on October 6, 2005; and

WHEREAS, an Initial Study was prepared which disclosed that no significant environmental impacts would result from this project, and no mitigation measures would be required; and

WHEREAS, the Director of the State Department of Conservation, in a written correspondence to the City dated November 30, 2005, did not find evidence against making the consistency findings for the cancellation of the contract, and acknowledged that the Visalia City Council appears to have an adequate basis to support the findings required to cancel said contract; and

WHEREAS, the City Council of the City of Visalia, after twenty-one (21) days published notice held a public hearing before said Council on December 19, 2005; and

WHEREAS, the City Council of the City of Visalia found that the findings required by State law by which said contract may be tentatively canceled were made, and that the Contract Cancellation was carried out in accordance with procedures for tentative cancellation of contracts outlined in State law; and

WHEREAS, the City Council of the City of Visalia approved the Tentative Partial Cancellation of Land Conservation Contract No. 9788 on December 19, 2005 based on certain findings and conditions; and

WHEREAS; evidence has now been presented that all conditions of said tentative partial cancellation have been met.

NOW, THEREFORE, BE IT RESOLVED that a Negative Declaration was prepared consistent with the California Environmental Quality Act and City of Visalia Environmental Guidelines, and was previously adopted for the Partial Cancellation of Land Conservation No. 9788.

BE IT FURTHER RESOLVED that the City Council of the City of Visalia authorizes the execution of a Certificate of Partial Cancellation for Land Conservation Contract No. 9788, in accordance with the terms of this resolution under the provisions of Sections 51280 through 51287 of the State Government Code.

**City of Visalia
Agenda Item Transmittal**

Meeting Date: February 6, 2006

Agenda Item Number (Assigned by City Clerk): 10b

Agenda Item Wording:

Public Hearing for Diminishment of Agricultural Preserve No. 3350: a request by Frank Luisi et al, property owners (Bob Dowds, agent) to diminish a 61-acre portion of Agricultural Preserve No. 3350, covering a total of 75 acres. The site is located on the northeast corner of Demaree Street and Houston Avenue. APN 089-020-020 [portion], 089-020-022, and 089-020-023. **Resolution No. 2006-10 required.**

Deadline for Action: None

Submitting Department: Community Development – Planning

For action by:

- City Council
- Redev. Agency Bd.
- Cap. Impr. Corp.
- VPFA

For placement on which agenda:

- Work Session
- Closed Session
- Regular Session:
- Consent Calendar
- Regular Item
- Public Hearing

Est. Time (Min.): 10

Contact Name and Phone Number: Brandon Smith, Associate Planner 713-4636
Fred Brusuelas, Assistant Community Development Director, 713-4364

Recommendation and Summary: Staff recommends that the Council hold a public hearing and then approve the attached resolution that would diminish a 61-acre portion of Agricultural Preserve No. 3350. The hearing to consider diminishment of Agricultural Preserve No. 3350 is the last step in the request for removing all Williamson Act restrictions on the property before any maps facilitating residential development can be recorded

If approved, a 13-acre portion of Agricultural Preserve No. 3350, the site of a future elementary school, would remain in place immediately north of the area to be cancelled. This remainder portion must remain under agricultural-related usage and could not develop until notice pursuant to California Government Code Section 51291(b) is given to the State Department of Conservation that the site is intended to be developed for a public improvement, or until the site's remaining underlying conservation contract expires in 2016.

Background

The Williamson Act is the state law that establishes the procedures for agricultural preserves. The agricultural preserve process has two steps. First, the law allows a County or City to establish land that is being used for agriculture as an Agricultural Preserve. Once the land is so designated, property owners within the Preserve may then sign a contract with the County (or City) to keep the land in exclusive agricultural use for a period of at least 10 years. In exchange for this contract, the property owner's property tax bill is reduced to reflect the fact that the property may only be used for agriculture.

In the case of the subject property owned by Frank Luisi et al, the County established Agricultural Preserve No. 3350 on the property in 1976. The contract was automatically

renewed annually until a notice of non-renewal went into effect in 2005 at the request of the property owners.

In 2002, the land was annexed into the City limits. On December 19, 2005, the City Council, in accordance with the procedures set up in the Williamson Act, approved a tentative partial cancellation for 61 acres of the contract, subject to certain conditions including the payment of a penalty fee for ending the contract. Those conditions required the applicant to pay the State-mandated cancellation penalty fee to the County Tax Collector and to request application for the diminishment of the agricultural preserve. All conditions have now been met. A related item on the February 6 agenda requests that Council find that the conditions have been met and that the Contract cancellation shall be finalized. Following the contract cancellation, the agricultural preserve must be diminished to eliminate all remaining Williamson Act restrictions on the subject 61 acres of the Luisi property.

When Agricultural Preserve No. 3350 was established in 1976, the City's adopted Urban Development Boundary did not allow urban development north of Goshen Avenue. Thus, at that time, designation of the site as an agricultural preserve by the County Board of Supervisors was appropriate. However, when the City General Plan was amended to expand the Urban Development Boundary to Pratt Avenue in the early 1990's, development ensued in the vicinity of the site. Today, the site is surrounded on three sides by residential development. Given the changes in land uses that have occurred during this time, Staff believes that it is appropriate to diminish the preserve as requested by the applicant. The diminishment will eliminate the restriction of the site to agricultural uses only, and will allow for the Luisi Ranch Subdivision as the alternative use for the site proposed by the applicant to proceed.

Committee/Commission Review and Actions:

On August 22, 2005, the Planning Commission approved Luisi Ranch Tentative Subdivision Map and Conditional Use Permit No. 2005-12 as the alternative land use on the site in accordance with the Williamson Act.

Prior Council/Board Actions:

On December 19, 2005, after holding a public hearing, the City Council approved the tentative cancellation of a portion of the land conservation contract on a 5-0 vote. The conditions of the tentative cancellation have now been met.

The Council is also requested on the February 6, 2006 agenda to authorize execution of a final Partial Cancellation of Land Conservation Contract No. 9788. This must be done prior to diminishment of the preserve, but can be done at the same meeting.

Alternatives:

None recommended

Attachments:

- Resolution
- City Council Staff Report from December 19, 2005
- Map showing area to be removed from agricultural preserve
- Location Sketch

City Manager Recommendation:

Recommended Motion (and Alternative Motions if expected): I move to adopt Resolution No. 2006-10, approving the diminishment of Agricultural Preserve No. 3350.

Financial Impact

Funding Source:

Account Number: _____ (Call Finance for assistance)

Budget Recap:

Total Estimated cost: \$	New Revenue: \$
Amount Budgeted: \$	Lost Revenue: \$
New funding required: \$	New Personnel: \$
Council Policy Change: Yes_____ No_____	

Copies of this report have been provided to:

Environmental Assessment Status

CEQA Review:

Required? Yes

Review and Action: Prior:

The Council previously certified Negative Declaration No. 2005-134 on December 19, 2005. This document is adequate for use with this proposal.

Required:

NEPA Review:

Required? No

Review and Action: Prior:

Required:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

None.

Review and Approval - As needed:

Department Head Review (Signature):

Risk Management Review (Signature):

City Attorney Review (Signature):

Administrative Services Finance Review (Signature):

Others:

RESOLUTION NO. 2006-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VISALIA DIMINISHING AGRICULTURAL PRESERVE NO. 3350 LOCATED ON THE NORTHEAST CORNER OF DEMAREE STREET AND HOUSTON AVENUE. FRANK LUISI ET AL, PROPERTY OWNERS; BOB DOWDS, AGENT

WHEREAS, Agricultural Preserve No. 3350 and Land Conservation Contract No. 9788, located on the northeast corner of Demaree Street and Houston Avenue within APN 089-020-020 [portion], 089-020-022, and 089-020-023 were established and entered into between the County of Tulare and the property owner in 1976 pursuant to the Williamson Act (California Government Code Section 51200 et seq.); and

WHEREAS, the subject site was annexed to the City of Visalia on August 5, 2002; and

WHEREAS, the applicant has filed an application for partial cancellation of a 61-acre portion of Land Conservation Contract No. 9788 in accordance with the provisions of the Williamson Act; and

WHEREAS, an Initial Study was prepared which disclosed that no significant environmental impacts would result from this project, and no mitigation measures would be required; and

WHEREAS, the City Council of the City of Visalia, after twenty-one (21) days published notice held a public hearing before said Council on December 19, 2005; and

WHEREAS, the City Council of the City of Visalia approved the Tentative Partial Cancellation of Land Conservation Contract No. 9788 on December 19, 2005 based on certain findings and conditions; and

WHEREAS; evidence has now been presented that all conditions of said tentative partial cancellation have been met, and that the City Council of the City of Visalia has authorized the recording of a Certificate of Partial Cancellation of Land Conservation Contract No. 9788.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Visalia finds that Negative Declaration No. 2005-134 adequately evaluates the potential environmental impacts of the project.

BE IT FURTHER RESOLVED that the City Council of the City of Visalia hereby diminishes Agricultural Preserve No. 3350 by the subject 61 acres.