

Visalia City Council Action Agenda

For the regular meeting of: MONDAY, March 17, 2008

Location: Convention Center, 303 E. Acequia, Visalia CA 93291

Mayor: Jesus J. Gamboa - present
Vice Mayor: Bob Link - present
Council Member: Greg Collins - present
Council Member: Donald K. Landers - present
Council Member: Amy Shuklian - present

All items listed under the Consent Calendar are considered to be routine and will be enacted by one motion. If anyone desires discussion on any item on the Consent Calendar, please contact the City Clerk who will then request that Council make the item part of the regular agenda.

Track 2

WORK SESSION AND ACTION ITEMS (as described)

5:25 p.m.

EMPLOYEE INTRODUCTIONS

- Introduction of Eddy Gomez (Solid Waste) and Steve Ellis (Fleet), by Jim Bean
- Introduction of Rebecca Keenan, Civil Engineer, by Adam Ennis

Public Comment on Work Session and Closed Session Items -

1. Shopping Cart Ordinance Proposal

Ricardo Noguera, Tim Burns, Tracy Robertshaw, Julie Pereira, Jared Hobbs, Lt. Michele Figueroa were present to give the staff presentation and answer questions of Council. Council discussed their concerns for dealing with shopping cart issue. The following members of the public addressed the council re shopping cart issue: John Verima, Carrie Blue, and Gordon Silkwood.

The Council asked staff to work with the City Attorney to determine what alternatives the City has in this matter. Staff will report back at a future Council meeting.

The time listed for each work session item is an estimate of the time the Council will address that portion of the agenda. Members of the public should be aware that the estimated times may vary. 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

6:20 p.m.

2. Conference with Legal Counsel - Anticipated Litigation (3)
(Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 GC)
3. Conference with Real Property Negotiators (G.C. §54956.8)
Property: Outlot A and Outlot C of Parcel Map No. 4843 for riparian setback purposes on

Packwood Creek

Under Negotiation: Price, terms, conditions of purchase

Negotiators: Steve Salomon, Vince Elizondo, Paul Shepard, DBO Development No. 33

3a. Conference with Real Property Negotiators (G.C. §54956.8)

Property: County Center Drive Land (south of South Police Precinct)

Under Negotiation: Price, terms, conditions of potential sale

Negotiators: Steve Salomon, Vince Elizondo, Ricardo Noguera

Track 3

REGULAR SESSION

7:15 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION – Pastor Floyd Westbrook, Visalia Christian Ministries

SPECIAL PRESENTATIONS/RECOGNITION

Presentation of award by Jim Bean to Sue Brown, on behalf of CIGNA Health Care for recycling efforts from the Consolidated Waste Management Authority.

Jim Bean presented a plaque and \$1000 check from CWMA to Sue Brown for recycling efforts.

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 street name and city.

None

4. **INFORMATION ONLY** - no action required. Receive Planning Commission Action Agenda for the meeting of March 10, 2008.

CHANGES TO THE AGENDA/ITEMS TO BE PULLED FOR DISCUSSION

Councilmember Landers asked that items 5b, 5d, 5e, and 5h be removed from the consent calendar and discussed separately.

Councilmember Collins asked that items 5o and 5p be removed from the consent calendar and discussed separately.

5. **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.

DL/GC 5-0 to approve balance of consent calendar

DL/BL 5-0
Item 5b
approved

- b) Authorization to file Notice of Completion for McAuliff Street Improvement Project. Project No. 1241-00000-720000-0-9475.

Councilmember Landers remarks that the project exceeded the budget by 18% and took too long to complete.

- c) Appointment of Glen Stewart to the Transit Advisory Committee.
- d) Authorization to apply for a grant from the Department of Alcoholic Beverage Control for \$58,935 to combat unlawful sales of alcohol to minors.
- e) Authorization to accept, if awarded, a STEP (Selective Traffic Enforcement Program) grant from the State Office of Traffic Safety (OTS).

Councilmember Landers recognized and commended the police department for applying for the two grants in 5d and 5e.

- f) Authorization to invest monies in the Local Agency Investment Fund (LAIF) by delegated authorities. **Resolution 2008-17 required.**
- g) Authorization for the City Manager to send a letter to the Imagine U Museum Board extending the Letter of Intent performance periods for the property located at Douglas between Burke and Santa Fe.
- h) Authorization to submit two grant application in the amount of \$2,009,048 to the Federal Transit Administration (FTA) for partial funding for bus shelters, FY 2008 operating assistance , and two (2) under 35 ft. CNG replacement buses.

Councilmember Landers questioned whether Ivanhoe and Woodlake will be considered as partners and if staff time is included in the operating costs? Monty Cox responds to questions.

GC/BL 5-0
Item 5h
approved

- i) Authorization to file a Notice of Completion for Parcel Map 2007-03, located east of Mooney Blvd. between Cameron Avenue and Visalia Parkway.
- j) *Item removed at the request of staff.*
- k) Second Reading of **Ordinance 2008-03** authorizing the Grant of Easement to Southern California Edison Company to construct & maintain electric distribution facilities on a portion of City owned property, APN 073-210-001, and authorize the City Manager to execute the agreement related to the grant of easement.
- l) Authorize the City Manager to execute a Joint Use Agreement (REL06148574 - J.O. 3750) between Southern California Edison Company and the City of Visalia for the relocation of facilities on the east side of McAuliff Street south of Walnut Avenue.
- m) Approval to appoint Carla Calhoun as a Parks & Recreation Commissioner, and Jeff Boswell and Travis Griffith as Commissioner Alternates effective April 1, 2008.
- n) Approval of the recommendation to name certain park amenities in Riverway Sports Park in accordance with City's policy on naming park facilities.

DL/AS 5-0
Item 5o
approved

o) Authorization to form a Visitor/Shuttle Center Planning Task Force to look at sites and space needs and to identify parties interested in space in the facility.

Councilmember Collins asked if other potential partners have been identified. Monty Cox responds to questions.

DL/GC 5-0
Item 5p
approved

p) Authorization for the City of Visalia to submit an abstract request to form a partnership with Southern California Edison and Southern California Gas.

Councilmember Collins asked for examples of potential partnerships. Leslie Caviglia responds to questions

DL/AS 5-0 to
hear Item 7
before Item 6

6. Update of the Mid Year Budget.

Eric Frost delivered the Mid Year financial report on the General Fund, Measure T, Transportation Funds and Enterprise Funds; and preliminary projections for FY 2008-10 General Fund.

Track 4 (end)
and Track 5

Council approved the staff recommendations as amended: Delete \$210,000 for a traffic study of downtown traffic patterns; include signal synchronization for Caldwell; and investigate borrowing commercially to refund General Fund loans to Enterprise Funds.

DL/AS 5-0
Approve Item
6 as amended

7. Award contracts to Paychex Time & Attendance, Inc. dba Stromberg and Principal Decision Systems International (PDSI) for the purchase and installation of time / attendance and public safety scheduling software, respectively.

Track 4

Eric Frost presented the item and responded to Council questions. Council approved the contracts with changes: Investigate the possibility of using one of the contractors as the prime contractor; use an escrow account for the source codes from both vendors in the event of bankruptcy of the vendors. Staff will investigate these possibilities with the vendors.

DL/GC 5-0
Approve Item
7 as
amended.

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

Adjourn 9:10
p.m.

REPORT OF CLOSED SESSION MATTERS FINALIZED BETWEEN COUNCIL MEETINGS

Upcoming Council Meetings

- Monday, March 31, 2008, Joint Meeting with Parks and Recreation Commission - 5:00 p.m. Convention Center, 303 E. Acequia
- Monday, April 7, 2008, Work Session 4:00 p.m. Regular Session 7:00 p.m. - City Council Chambers, 707 W. Acequia
- Monday, April 21, 2008, Work Session 4:00 p.m. Regular Session 7:00 p.m. - City Council Chambers, 707 W. Acequia

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Submitted by Donjia Huffmon, Chief Deputy City Clerk