

# Visalia City Council Agenda

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

Location: City Hall Council Chambers, 707 W. Acequia, Visalia CA 93291

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

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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.

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## **CLOSED SESSION**

4:00 p.m.

Conference with Legal Counsel – Anticipated Litigation - Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: one potential case

4:15 p.m.

## **WORK SESSION AND ACTION ITEMS (as described) 4:15 p.m.**

### **Public Comment on Work Session and Closed Session Items –**

4:15 p.m.

1. Update on first full month of Great Lakes Air Service to Ontario International Airport from the Visalia Airport and airport upgrades to accommodate passenger loads.

4:25 p.m.

2. Authorize the Mayor to sign a letter to the California State Parks Planning Division requesting more time to study and comment on the proposed “Central Valley Vision Draft Implementation Plan”.

4:35 p.m.

3. Consideration and adoption of Retiree Health Care contribution rates as of January 2009.

5:05 p.m.

4. Consideration and approval of General Fund Budget Savings for the 2008-10 budget periods recommended by the Parks and Recreation Commission.

*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

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

5. Conference with Legal Counsel – Anticipated Litigation - Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: one potential case
6. Public Employee Release, Discipline or Dismissal (G.C. § 54957)
7. Conference with Real Property Negotiators (G.C. § 54956.8)  
Property: Approximately 2,400 square feet of Airport Office Space located at 9500 Airport Drive. APN: 081-080-027 & 028  
Agency Negotiators: Steve Salomon, Mario Cifuentez, Leslie Caviglia  
Under Negotiation: Authority to negotiate price, terms, and conditions of potential lease

## REGULAR SESSION

**7:00 p.m.**

### PLEDGE OF ALLEGIANCE

INVOCATION – Pastor Mark Condie, Savior’s Community Church

### 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 street name and city.

### CHANGES TO THE AGENDA/ITEMS TO BE PULLED FOR DISCUSSION

8. 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 purchase four (4) 40 foot and three (3) 35 foot low floor compressed natural gas (CNG) replacement fixed route buses from Daimler Buses North America formerly Orion Bus Industries in the amount of \$450,000 each for a total of \$3,150,000.
  - c) Second reading and adoption of Ordinance amending Section 2.16.020 of the Visalia Municipal Code relating to terms of Planning Commissioners. **Ordinance 2008-12 required.**

d) Second reading and adoption Ordinance amending Section 2.12.010 of the Visalia Municipal Code relating to Appointment of Members of the Parks and Recreation Commission. **Ordinance 2008-13 required.**

e) Authorization to expand the scope of the Recreation Park Stadium Right Field Improvements construction agreement with Seals/Biehle General Contractors to include regrading of the playing field. Authorization for the City Manager to enter into an agreement amendment with Seals/Biehle General Contractors in an amount not to exceed \$250,000, to include regrading of the playing field. Funding for the playing field regrading is included in the \$11.6 million dollar budget for the stadium expansion. No additional funding is requested. (Project # 0017-15152-720000-0-8037)

f) Authorize an additional Fire Captain position to serve as the Visalia Airport stand-by personnel and department's training officer.

g) Authorization to be a Gold sponsor (\$10,000) for the Visalia stage of the Amgen Tour of California bicycle race.

h) Ratify the Main Street Economic Stimulus projects, appropriate \$1,050,000 (\$600,000 from General Fund and \$450,000 from Transit Funds) for project design, and authorize the City Manager to execute contract documents for design on projects that could be included in the federal economic stimulus funding package.

9. **PUBLIC HEARING** First reading of Ordinance 2008-14 amending Chapter 16.44 of the Visalia Municipal Code relating to Transportation Impact Fees and review of Resolution implementing new Transportation Impact Fee Rates to be adopted December 1, 2008. **Ordinance 2008-14 and Resolution 2008-58 required.**

10. **PUBLIC HEARING** - Appeal, filed by Donald Nelson, of the Planning Commission's approval of Conditional Use Permit 2008-09: a request by Kornwasser Shopping Center Properties, LLC to construct a 6,490 sq. ft. automated and hand car wash facility located within the Pavilion Shopping Center on the south side of W. Caldwell Ave., between S. Demaree and S. Chinowth St. (APN: 119-730-008) **Resolution 2008-57 required.**

11. Acknowledgment of staff's efforts to develop comprehensive recommendations on water reuse and authorization to allocate \$25,000 for the engineering firm of Atkins to perform a peer review of the Water Conservation Plant Master Plan.

*Convene as joint City Council and Redevelopment Agency*

12. **PUBLIC HEARING** on the Midterm Review of the Five Year Implementation Plan Update (2005-2010) for the Community Redevelopment Agency of the City of Visalia; and adoption of resolutions relating to use of Redevelopment Funds and Loan for Payment of State Take-away funds. **RDA Resolutions 2008-02 and 2008-03 required.**

*Adjourn as joint City Council and Redevelopment Agency and remain seated as Visalia City Council*

## REPORT ON ACTIONS TAKEN IN CLOSED SESSION

## REPORT OF CLOSED SESSION MATTERS FINALIZED BETWEEN COUNCIL MEETINGS

### Upcoming Council Meetings

- Monday, December 1, 2008, Work Session & Regular Session 4:00-6:00 p.m. Council Chambers, 707 W. Acequia, Visalia
- Monday, December 15, 2008, Work Session 4:00 p.m. Regular Session 7:00 p.m. Council Chambers, 707 W. Acequia, Visalia
- Monday, January 5, 2009, Work Session 4:00 p.m. Regular Session 7:00 p.m. – Council Chambers, 707 W. Acequia, Visalia

*Note: Meeting dates/times are subject to change, check posted agenda for correct details.*

*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.*

*Any written materials relating to an item on this agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the Office of the City Clerk, 425 E. Oak Street, Visalia, CA 93291, during normal business hours.*