

Visalia City Council Action Agenda

For the regular meeting of: MONDAY, December 1, 2008

Location: City of Visalia Corporation Yard – 336 N. Ben Maddox, Visalia, CA 93291
City Hall Council Chambers, 707 W. Acequia, Visalia CA 93291

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

3:30 p.m. **TOUR OF CITY OF VISALIA CORPORATION YARD – 336 N. Ben Maddox, Visalia
3:30 p.m.**

4:40 p.m. **CONVENE AT CITY HALL COUNCIL CHAMBERS – 707 W. ACEQUIA, VISALIA**
Track 1

SWEARING IN CEREMONY – 707 W. Acequia, Visalia

Police Chief Bob Carden will swear-in two officers: Officer Carol Cortez and Officer Chris Jennings

4:45 p.m. **REGULAR SESSION**

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

Track 2 **SPECIAL PRESENTATIONS/RECOGNITION**

Present Resolution of Commendation to Mr. Lyle Stillwater

Track 3 **INTRODUCTIONS OF NEW EMPLOYEES**

Fire Chief Mark Nelson will introduce new Visalia Firefighters: Bryan Gant, James Turnage, Curtis Mueller, Steve Walker

Track 4 **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.

1. **INFORMATION ITEMS** (no action needed) - Receive Planning Commission Action Agenda for the meeting of November 24, 2008.

Track 5

CHANGES TO THE AGENDA/ITEMS TO BE PULLED FOR DISCUSSION

BL/AS 4-0
approve
balance of
consent
calendar

Council Member Collins requested that items 2d and 2e be removed from the consent calendar and discussed separately.

2. **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) Request authorization to file a Notice of Completion for the Pinkham Street and Walnut Avenue Signal Improvements with the final contract amount of \$195,457. Project No. 1111-720000-9804-2008.

c) Authorize the City Manager to apply for federal funding for the Juvenile Accountability Block Grant (JABG) Program and if awarded, execute appropriate agreements with California Corrections Standards Authority, County of Tulare District Attorney's Office, and County of Tulare Probation Department. **Resolution 2008-59 required.**

GC/BL 4-0
Item 2d
approved as
recommended

d) Authorization for the City Manager to sign a banked water exchange agreement with the City of Bakersfield, Arvin-Edison Water Storage District, California Water Company and the Hills Valley Irrigation District, and on-going authorization for the City Manager to purchase up to \$100,000 of water annually for groundwater recharge at a price not to exceed \$55/acre foot.

Leslie Caviglia, Deputy City Manager, responded to Council questions regarding background, storage and payment.

BL/AS 4-0
Item 2e
approved as
recommended

e) Authorization for the City Manager to enter into a not to exceed \$450,000 contract with Taylor Teter Architectural firm to develop plans for a Sequoia Shuttle Visitors Center at the Convention Center as part of the City's efforts to meet potential federal stimulus package timelines, and appropriate Transit funds for the contract.

Leslie Caviglia, Deputy City Manager, responded to Council questions regarding negotiating with architect on the contract.

f) Review the second installment of Proposition 1B – Local Streets and Roads Improvement, Congestion Relief, and Traffic Safety Account Funds for \$1,750,422.56.

Track 6

GC/BL 4-0
Ord. 2008-14
approved as
recommended

BL/AS 4-0
Reso 2008-58
approved as
recommended

5:05 p.m.
adjourn to
Closed Session

3. Adoption of Ordinance 2008-14 amending Chapter 16.44 of the Visalia Municipal Code relating to Transportation Impact Fees and Resolution implementing new Transportation Impact Fee Rates. **Ordinance 2008-14 and Resolution 2008-58 required.**

Andrew Benelli, Public Works Director, reviewed changes to the ordinance since the last meeting. No changes were made to the fee structure since the last reading.

CLOSED SESSION

4. Conference with Real Property Negotiators (G.C. §54956.8)
Property: Two parcels at 139 N. Cain Street
Under Negotiation: Price, terms and conditions for inclusion in a potential purchase or lease
Negotiating Parties: Steve Salomon, Andrew Benelli, Johnny and Debra McElree (Trs), and Robert and Barbara McElree (Trs)
5. Conference with Legal Counsel – Anticipated Litigation - Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: one potential case
6. Conference with Real Property Negotiators (G.C. §54956.8)
Property: Lot 2 (094-050-011) 3 NW 3rd Street (Community Campus)
Under Negotiation: Authority to negotiate terms and conditions of potential purchase
Negotiating Parties: Steve Salomon, Ricardo Noguera

REPORT ON ACTIONS TAKEN IN CLOSED SESSION - None

REPORT OF CLOSED SESSION MATTERS FINALIZED BETWEEN COUNCIL MEETINGS - None

Upcoming Council Meetings

- 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
- Tuesday, January 20, 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.

Submitted by Donjia Huffmon, Chief Deputy City Clerk