

Visalia City Council Action Agenda

For the regular meeting of: MONDAY, January 5, 2009

Location: 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.

Track 1

3:45 p.m.

SWEARING IN CEREMONY

Assistant Police Chief Colleen Mestas performed swearing in ceremony for Officer Dianna Barrientos

WORK SESSION AND ACTION ITEMS (as described)

4:00 p.m.

Track 2

Item 1 Info
only - no
action taken

Public Comment on Work Session and Closed Session Items -

1. Update from Rick McVaigh, Deputy Air Pollution Control Officer, regarding the development of proposed green waste regulations.

Leslie Caviglia, Deputy City Manager introduced Rick McVaigh who reviewed the process to develop green waste regulations, the issues that need to be addressed and the potential solution by utilizing best management practices.

Dion Jones, Tulare County Compost, addressed Council regarding his involvement in the process to develop the regulations.

Track 3

Item 2 Info
only - no
action taken

2. Update on the Tulare County Auto Theft Task Force - Tulare Reduce Auto Theft Team (TRATT).

Lt. Steve Puder introduced Sgt. Chuck Mosley, California Highway Patrol, who reviewed efforts to reduce auto theft.

Track 4

Item 3 Info
only - no
action taken

3. Update by Dr. Don Goodyear, Director of the Sequoia Region Institute for Higher Education, regarding the Fresno State Center at the College of the Sequoias.

Dr. Don Goodyear was introduced by Deputy City Manager Leslie Caviglia. Dr. Goodyear distributed a handout of the Fresno State Center Update and reviewed the report with the Council. Council inquired about the possibility of meeting with the Chancellor to continue the efforts of increasing Fresno State Programs at COS.

Track 5

AS/BL 4-0
Item 4
approved as
recommended

4. Valley Oaks Golf Course Annual Report.

Vince Elizondo Parks & Recreation Director and Jeannie Greenwood Recreation Manager introduced Erin Hensley and Michael Sharp from Course Co. who reviewed the Valley Oaks Golf Course Annual Report and answered Council’s questions.

Track 6

GC/AS 4-0
Item 5
approved as
recommended

5. Update on Comprehensive Code Enforcement Efforts in the Lincoln Oval Park and Washington Elementary School Neighborhood areas.

Ricardo Noguera Housing and Economic Development Director presented the update regarding Code Enforcement Efforts in the Lincoln Oval Park and Washington School Neighborhood areas.

Council discussed lighting issues, the possibility of rezoning to office conversion, ways to measure success, the possibility of forming a Washington Area Advisory Committee, and asked staff to look at other troublesome neighborhoods.

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)

- 6. Conference with Real Property Negotiators (GC 54956.8)
Property: 1001 W. Main Street
Negotiators: Steve Salomon, Vince Elizondo, Stan Carrizosa
Under Negotiation: Terms and conditions of lease agreement

7. *Item removed at the request of staff*

Track 7

REGULAR SESSION

7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION - Pastor Paul Gendron, Workforce Chaplaincy

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.

Audrey Martin, spoke to Council about her company's program to put people back in homes after foreclosure. Mayor Gamboa referred Ms. Martin to Ricardo Noguera, Housing and Economic Development Director.

CHANGES TO THE AGENDA/ITEMS TO BE PULLED FOR DISCUSSION

Council Member Collins pulled items 8b and 8c and Mayor Gamboa pulled item 8j from the Consent Calendar to be discussed and acted upon separately.

Track 8

BL/AS 4-0
approve
balance of
consent
calendar

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

Councilmember Collins questioned the fiscal responsibility and Chief Nelson responded.

GC/AS 4-0
approve item
8b as
recommended

c) Receive, review, and file the 2007-08 Impact Fee Report as required by State Law

Councilmember Collins' questions were answered by Eric Frost, Administrative Services Director.

GC/BL 4-0
approve item
8c as
recommended

d) Authorization to bid Riverway Sports Park- Phase 2 (No. 3011-720000-0-0-8029) without the requirement to pay established State and Federal Prevailing Wages pursuant to Resolution No. 83-02.

e) Authorization for the City Manager to accept and appropriate a grant award for \$27,250 from the Office of Homeland Security, Homeland Security Grant Program for communication equipment in the Police Department.

f) Appointment of City Council representatives to the Special City Selection Committee of the San Joaquin Valley Unified Air Pollution Control District.

g) Authorization to submit a grant application in the amount of \$119,264 to the Governor's Office of Homeland Security for lighting equipment at the Visalia City Coach bus stops.
Resolution No. 2009-01 required.

h) Request authorization to file a Notice of Completion for project No. 45 11-00000-720000-0-9399, the second floor tenant improvements located at the Transit Center 425 E. Oak.

i) Repeal of Ordinance 2002-27 and first reading of replacement Ordinance authorizing the correctory grant deed to the County of Tulare for the land at the Tulare County Library.
Ordinance 2009-01 required.

GC/AS 4-0
Item 8j
approved as
recommended

j) Authorize the City Manager to execute a Joint Use Agreement (REL07184313-J.O. 2994) between Southern California Edison Company and the City of Visalia for the relocation of SCE facilities on the north side of Riggin Avenue between Dinuba Blvd. and Giddings Street.

Mayor Gamboa asked about the timeframe for relocating the poles. Chris Young, Assistant Community Development Director responded that several different agencies are involved in moving the lines on the poles and possibly it can be completed within a month.

k) Second reading and adoption of Ordinance 2008-15 amending Sections 8.40.060, 15.44.050, 15.44.070 and 15.44.160 of the Visalia Municipal Code revising Code Enforcement Inspections and Violation Notices. **Ordinance 2008-15 required.**

l) Adopt Resolution approving the application for approximately \$311,400 of 2008-09 Environmental Enhancement and Mitigation (EEM) Program funds and authorize the City Manager to execute all documents related to the grant application. **Resolution 2009-03 required.**

m) Authorize the City Manager to enter into a professional services agreement with Swinerton Management and Consulting to provide construction management services for the construction of Phase 2 of the Riverway Sports Park.

n) Award Landscape Maintenance Contract for City of Visalia Landscape and Lighting District A and B to Westscapes Incorporated per specifications of RFB 08-09-20.

o) Approval of a two year contract with the Urban Tree Foundation in an amount not-to-exceed \$101,100 per year to provide services for grant writing, grant administration, construction management services, and consulting related to the City's Urban Forestry Program.

Councilmember Shuklian thanked Brian Kempf and acknowledged his work.

Convene jointly as the Redevelopment Agency and the Visalia City Council

Track 9

RDA CONSENT CALENDAR

GC/AS 4-0
Item 9
approved as
recommended

9. Authorize use of \$500,000 Redevelopment low/mod funds to acquire, renovate and sell foreclosed homes. **RDA Resolution 2009-01 required.**

Adjourn as the Redevelopment Agency and the Visalia City Council and remain seated as the Visalia City Council.

7:25 - 9:15 p.m.
Track 10

10. Authorization to retain consultant, Dr. Kenneth Baar, to complete an economic study of mobile home parks, park residents, and park space rentals within the City of Visalia.

BL/AS 4-0
prepare scope
of work for
reports from
John Neet
and Ken Barr
not to exceed
\$25,000.

Ricardo Noguera, Housing and Economic Development Director presented the report and reviewed Dr. Barr's resume. Jim Koontz, City Attorney's Office, reviewed the correspondence received from park owners and representatives. Council discussed the options and alternatives to determine a suitable candidate for completing the economic study.

The following members of the public addressed council: 1) Morey Trent, Visalia Mobile Estates; 2) Jim Burr, Mobilehome Task Force; 3) Jim Jaffee, Property Manager of Sierra Vista Mobile Manor; 4) David Evans, Western Manufactured Homes; 5) John Neet, Appraisal & Consulting Services for Manufactured Housing; 6) Mary Blanco, Mooney Grove Mobile Manor resident; 7) Carol Bott, Mill Creek Street; 8) Ron Shenkles, Manager Mooney Grove Manor; 9) Jim Harbottle, Attorney.

Track 11

AS/BL 4-0
Item 11
approved as
recommended

Motion/Second (AS/BL) to authorize staff to provide the Council with other qualified experts that would be available to conduct the study prior to the Council deciding which consultant to hire. (Vote: 2/2 Motion failed - Shuklian/Link = yes; Gamboa/Collins = no)

11. Receive, discuss and give direction to staff regarding the recommendations from the Downtown Parking Committee.

Chris Young, Assistant Community Development Director presented the recommendations from the Downtown Parking Committee.

Track 12

BL/AS 4-0 Item
12 approved as
recommended

The following persons spoke: Bill Martin, Noble Ave., committee member, addressed the Council regarding the recommendations of the Committee and the items presented. Darlene Mata, Cherry Ave., commented about a system for informing the public when a parking lot is full.

12. **PUBLIC HEARING** regarding issuance of tax-exempt housing bonds by Tulare County Housing Authority in a principal amount of approximately \$7,600,000, for the purpose of financing the construction and certain other matters relating thereto, of Sierra Meadows Senior apartments, and adoption of Resolution approving the issuance by the Housing Authority of the bonds and affirming consent to operation by the Housing Authority within the City.
Resolution 2009-02 required.

Rhonda Haynes Housing Specialist presented the report. Kathleen Mertz, Christian Church Homes was available to answer Council questions.

The public hearing was opened at 9:40 p.m. Mr. Ken Kugler spoke and indicated he is looking forward to working with Christian Church Homes. The public hearing was closed at 9:41 p.m.

REPORT ON ACTIONS TAKEN IN CLOSED SESSION - none

REPORT OF CLOSED SESSION MATTERS FINALIZED BETWEEN COUNCIL MEETINGS - none

Upcoming Council Meetings

- Monday, January 12, 2009, 6-8 p.m., Joint Meeting of Visalia City Council and Visalia Unified School District Board of Trustees, Convention Center, 303 E. Acequia, Visalia
- Tuesday, January 20, 2009, Work Session 4:00 p.m. Regular Session 7:00 p.m. Council Chambers, 707 W. Acequia, Visalia
- Friday, January 23, 2009, 12:30 - 9 p.m. Council Retreat, Convention Center, 303 E. Acequia, Visalia
- Saturday, January 24, 2009, 8:30 a.m. - 3:00 p.m. Council Retreat, Convention Center, 303 E. 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