

Visalia City Council Action Agenda

For the regular meeting of: MONDAY, April 20, 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 - *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.

5:00 p.m.
Track 1

SWEARING IN CEREMONY

Chief Carden will swear in Police Officer Christopher Montoya and Reserve Police Officer Jed Grant

Track 2

SPECIAL RECOGNITION - Recognition of Visalia Police Department Explorers

Sgt. Paul Esquibel introduced three members of the Visalia Police Department Explorers: Gabriel Carrera, Alex Geiger, Blain Perryman. St. Esquibel reviewed the competitions in which they recently participated.

Track 3

WORK SESSION AND ACTION ITEMS (as described)

5:14 p.m.

5:10 p.m.

Public Comment on Work Session and Closed Session Items -

1. Presentation on Dispatch Consolidation and allocation of \$66,000 for an implementation study.

GC/AS 5-0
approve as
amended

Police Chief Bob Carden and Police Support Services Manager Veronica McDermott reviewed the dispatch consolidation recommended by the Police and Fire Departments.

Chief Carden indicated the possibility of using stimulus funding to defray the costs of the study.

Council indicated their support for the implementation study and directed staff to research stimulus funding availability or return to Council for a request to allocate funds for the study.

Tracks 4 & 7

2. Updated discussion on the Business Research Park (BRP) zone.

DL/AS 5-0
continue
discussion to
the next
meeting

Paul Scheibel, Planning Services Manager gave the report on the Business Research Park. Council discussed staff's recommendations as well as placing a moratorium on the property to allow the General Plan committee to research the types of uses allowed.

The Work Session was recessed to closed session at 6:30 p.m. and the discussion on the BRP zone was taken up again in the regular session at 7:50 p.m. (Track 7).

7:50 p.m.

The following persons spoke regarding the BRP zone: 1) Darlene Mata, indicated concurrence for the General Plan Committee to review types of uses and spoke about the annexation policies and Master CUP processing; 2) George Ouzounian, spoke against a moratorium on the property; 3) Jim Claybough, Visalia EDC, urged flexibility in zoning.

Steve Salomon, City Manager, Mike Olmos, Assistant City Manager and, Alex Peltzer, City Attorney responded to Council questions.

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

6:30 p.m.
adjourn to
closed session

CLOSED SESSION

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

3. Conference with Labor Negotiators (GC 54957.6)
Agency Designated Representatives: Eric Frost, Steve Salomon, Janice Avila
Employee Organization: All Employee Groups
4. Conference with Legal Counsel - Existing Litigation (Subdivision (a) of Section 54956.9)
Plumlee v. COV TCSC # 07-225495
5. Conference with Legal Counsel - Anticipated Litigation
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: two potential case

Track 5
7:10 p.m.
Convene to
Open Session

REGULAR SESSION

PLEDGE OF ALLEGIANCE

INVOCATION - Pastor Paul Gendron, Workforce Chaplaincy

SPECIAL PRESENTATIONS/RECOGNITION -

- Proclaim April 26 - May 2 National Crime Victim's Rights Week

Councilmember Landers presented the proclamation to Lt. Perry Phipps.

- Recycling Essays written by Linwood Elementary students Becky Irvine and Kirsti Duncel in honor of Earth Day

Visalia Environmental Committee Vice Chairperson Allen Dimick introduced the students who then read their essays. Vice Mayor Bob Link indicated he is a member of the Consolidated Waste Management Board and the city must recycle 50% of waste or face a fine. Mr. Link urged the students to start a recycling club.

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.

1. Steven Nelson, Babcock St., spoke about the FEMA Flood Maps and the increase in insurance premiums. Councilmember Landers requested staff to schedule this topic for discussion at the next meeting.
2. Doug Bartsch, W. Stewart Ct., thanked city staff for their help with the graffiti wipe-out program for the event hosted by Neighborhood Church.
3. Stephanie Bartsch, S. Aspen, thanked the city for providing supplies and support in the recent Serve Visalia event hosted by Neighborhood Church.
4. Lois Corley, N. Edison, spoke regarding FEMA Flood Maps and the financial burden of increased flood insurance.
5. Esther Delmetier, Highland Ct., asked for Council support in getting a street light at the 2700 block of Highland Ct. Mayor Gamboa referred Ms. Delmetier to Andrew Benelli and Chris Young, Public Works, and Bill Delain, SCE.
6. Charles Ulm-Schneider, W. Flagstaff Ave., asked for support of the Visalia Police Department for recalcitrant teens. Mr. Ulm-Schneider also discussed the requirement of the Elections Code to go to district elections. Mayor Gamboa referred Mr. Ulm-Schneider to speak to Lt. Linn.
7. Bill Huott, N. Willis, spoke about the FEMA Flood Maps and the need to pull together on water issues.

6. INFORMATION ITEMS - (No action required)

- a) Receive Planning Commission Action Agenda for the meeting of April 13, 2009.

CHANGES TO THE AGENDA/ITEMS TO BE PULLED FOR DISCUSSION

Councilmember Collins pulled items 7f and 7h for further discussion.

7. 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) Approve resolutions relating to the regular municipal election to be held on Tuesday November 3, 2009 consenting to consolidation of elections and setting specifications of the election order; and requesting the County Registrar of Voters to render specific services to the City of Visalia. **Resolutions 2009-13 and 2009-14 required.**
- c) Authorization for the City Manager to extend a Renewed Professional Services Agreement with Akerman Senterfitt, formerly Jefferson Government Relations in Washington

D.C., for continued federal legislative advocacy services on a month-to-month basis through no later than September 30, 2009, and authorization for staff to review proposals from firms for federal legislative advocacy services in July, 2009.

d) Update on federal stimulus funding allocated to date to the City for projects in transit, energy, public safety, community development block grants, and transportation.

e) Approve User Agreement and Procedural Guide with the County of Tulare for the AlertTC - Tulare County Notification System.

f) Approval of Resolution declaring support and participation in an energy partnership between Southern California Edison and the San Joaquin Valley Clean Energy Organization. **Resolution 2009-15 required.**

DL/AS 5-0
Item 7f
approved as
submitted

Leslie Caviglia, Deputy City Manager, responded to Council Member Collins questions regarding other partnerships, benefits to the City, and solar installations.

g) *Item removed at the request of staff*

h) Update on the 2009 Council "Quick" Priorities.

BL/GC 5-0
Item 7h
approved as
submitted

Councilmember Collins discussed the priority to establish downtown building renovation and the possibility to work with PBID for façade renovation.

Andrew Benelli, Public Works Director responded to Councilmember Shuklian's questions on the repavement of the road at the Animal Control Facility.

Authorize filing Notice of Completion on the following:

i) The Country Club, Phase 2 subdivision located at Houston Ave. and County Center St. containing 134 lots.

j) Silver Oaks, Unit No. 3, containing 85 single family lots, located at the southwest corner of Ferguson Avenue and Demaree Street.

Authorize recording final map for the following:

k) Pinkham Ranch, located on the west side of Pinkham Street, approximately 200 feet south of Laura Avenue (18 lots), authorize the City Manager to execute the Subdivision Improvement Agreement, and authorize the formation of Landscape and Lighting District No. 09-01. APN: 126-320-046. **Resolution 2009-16 and 2009-17 required.**

Track 9

8. **PUBLIC HEARING** of the 2009-2010 Action Plan for the use of the Community Development Block Grant (CDBG) and HOME Investment Partnership Grant Funds (HOME) from the Federal Government through the Department of Housing and Urban Development (HUD) and 2nd Amendment to 2006/07 funding and 1st Amendment to the 2008/09 Action Plan.

DL/AS 5-0
Item 8
approved as
submitted

Rhonda Haynes, Housing Specialist, presented the report and responded to Council's questions. The public hearing was opened at 8:37 p.m.

Mr. Paul Thompton, Bollinger St., representing Visalia Senior Housing, thanked the city for being a partner and indicated their project will start June 2009.

The public hearing was closed at 8:40 p.m.

Track 10

DL/AS 5-0
Item 9
approved as
submitted

9. **PUBLIC HEARING** to approve the recommended expenditure of and appropriate the State of California 2008 Citizens Option for Public Safety (COPS) Program funds of \$192,868. **Resolution 2009-18 required.**

Police Chief Bob Carden reviewed the staff report and responded to Council questions. The Public hearing was opened at 8:50 p.m. There were no comments received and the hearing was closed.

Track 11
DL/AS 5-0
Item 10
approved as
submitted.

10. Authorization to set a Public Hearing to consider amending the City's Rates & Fees beginning July 1, 2009; for a multi-year rate increase program for Sanitation (Wastewater) and Solid Waste and to reduce solid waste's commercial recycling rates.

8:55 p.m. 5
minute break

Track 12
AS/BL 5-0
Item 11
approved as
submitted

11. Authorization for staff to prepare the grant application for the Energy Block Grant with an emphasis on energy retrofits and alternative transportation, and creation of a Conservation Account to fund future conservation measures.

Leslie Caviglia, Deputy City Manager, discussed proposed priorities for stimulus funding opportunities and responded to Council questions.

Track 13
JG/AS 5-0
Item 12
approved
with option
C3

12. First reading of Ordinance 2009-04 amending Ordinance 2007-13 to reduce Council salaries during the 2009-2010 budget year. **First reading of Ordinance 2009-04 required.**

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

REPORT OF CLOSED SESSION MATTERS FINALIZED BETWEEN COUNCIL MEETINGS

Upcoming Council Meetings

- Monday, April 27, 2009, 4:00 p.m., Joint Meeting with the Planning Commission, Convention Center, 303 E. Acequia.
- Monday, May 4, 2009, Work Session 4:00 p.m.; Regular Meeting 7:00 p.m., Council Chambers 707 W. Acequia
- Tuesday, May 5, 2009, 6:00 p.m. Joint Meeting City Council and Visalia Unified School District Board of Trustees, 5000 West Cypress Avenue

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