

Regular Meeting Action Agenda

Visalia City Council



Mayor: Bob Link - present
Vice Mayor: Amy Shuklian - present
Council Member: Warren Gubler - present
Council Member: Mike Lane - present
Council Member: Steve Nelsen - present

Monday, April 5, 2010

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

Closed Session 6:00 p.m. (or immediately following Joint Meeting of City Council and Planning Commission)

Regular Session 7:00 p.m.

6:00 p.m.

CLOSED SESSION (immediately following Joint Meeting of City Council and Planning Commission)

1. Conference With Real Property Negotiators (G.C. §54956.8)
Property: Portions of APN: 081-160-011 [formerly 081-020-075] (Plaza at Hurley, Visalia - no site address), 081-130-013 (615 N. Plaza Dr., Visalia), 081-160-007 [formerly 081-020-070] (Plaza at Hurley, Visalia - no site address), 081-110-087 (700 N. Plaza Dr., Visalia), 081-110-056 (1010 N. Plaza Dr., Visalia), 081-110-051 (1130 N. Plaza Dr., Visalia), 081-110-022 (1150 N. Plaza Dr., Visalia), 081-110-050 (1200 N. Plaza Dr., Visalia)
Under Negotiation: Consideration and approval of appraisals; Authority to negotiate price, terms and conditions of potential purchase
Negotiating Parties for Landowners: Stanley C. Bennett and Tamra A. Bennett, Mathew Bruno, Ugo Pasarelli for CDEC 535246, LLC, Stacy Broderick for Anthony and Eveyln Borba, Anthony and Monique Da Costa, Albert and Barbara Bentley, Michael Burson for W.M. Lyles Company
Negotiating Parties for City: Steve Salomon, Chris Young, Colleen Carlson
2. Conference with Legal Counsel - Anticipated Litigation - Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: 1 potential case
3. Conference With Real Property Negotiators (G.C. §54956.8)
Property: 432 N. Ben Maddox Way, APN: 098-142-050
Under Negotiation: Authority to negotiate price, terms and conditions of potential purchase
Negotiating Parties: Steve Salomon, Andrew Benelli, Richard Fujikawa, Southern California Edison
4. Conference With Real Property Negotiators (G.C. §54956.8)
Property: Lincoln Oval Community Building
Under Negotiation: Authority to negotiate rates, terms and conditions of potential lease
Negotiating Parties: Steve Salomon, Ricardo Noguera, Buddy Jones & Friends Foundation, Inc.

7:00 p.m. REGULAR SESSION

Track 1 CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION – Pastor Lori Quinzon, Neighborhood Church

SPECIAL PRESENTATIONS/RECOGNITION

- Resolution of Commendation to Sue Shannon for her service on the COS Board of Trustees
- Proclaim April 11-17, 2010 National Public Safety Telecommunications Week
- Proclaim April National Child Abuse and Neglect Prevention Month

Sue Shannon thanked the Council for recognizing her and spoke about her tenure on the COS Board of Trustees.

Captain Rick Haskill and the VPD Dispatch Unit accepted the proclamation for Public Safety Telecommunications Week.

Billie Shawl thanked the Council for the proclamation and asked Council and audience members to sign pledge cards to wear the blue ribbon representing Child Abuse and Neglect Prevention Month for 30 days.

PUBLIC COMMENTS - *This is the time for citizens to comment on subject matters that are not on the agenda that are within the jurisdiction of the Visalia City Council.*

This is also the time for citizens to comment on items listed on the Consent Calendar or to request an item from the Consent Calendar be pulled for discussion purposes. Comments related to Regular or Public Hearing Items that are listed on this agenda will be heard at the time that item is discussed or at the time the Public Hearing is opened for comment.

In fairness to all who wish to speak tonight, each speaker from the public will be allowed three minutes (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.

Charles Ulmschneider, VUSD Trustee, urged support of the Census, support of bicycle trails expansion, and reported lights are out on portions of W. Shannon Parkway. Mayor Link referred the safety issue to Chris Young, City Engineer.

Sonny Oxford, Mill Creek, spoke about the proposed grocery store ordinance and asked to be notified when this item will be discussed.

Nonato Elazegm, Crenshaw St., spoke about the city's proposed economic stimulus plan and asked to be notified when this item will be discussed.

Darlene Mata, W. Cherry, thanked the Police and Fire Departments for their participation in the Central California COPS motorcycle run on March 27.

Dale Simmons, W. Mountain, invited the Council to attend the Earth Day Event on April 17.

Track 2

SN/AS 5-0
approve
balance of
consent
calendar
items

- 5. **CONSENT CALENDAR** - *Consent Calendar items are considered routine and will be enacted in one motion. There will be no separate discussion of these matters unless a request is made and then the item will be removed from the Consent Calendar to be discussed and voted upon by a separate motion.*

The following items were pulled for further discussion: Items 5d and 5e (Lane); Item 5h (Shuklian).

- a) Authorization to read ordinances by title only.
- b) Authorization for staff to vote yes on the Delta Vector Control District’s Prop 218 assessment ballot to fund a laboratory at the district headquarters resulting in an annual assessment to the City for the next 10 years of approximately \$1,200.
- c) Second reading of Ordinance adding Chapter 8.66 and sections 8.66.010 and 8.66.020 to the Visalia Municipal Code prescribing authority to make and enforce a policy governing retention and destruction of routine video monitoring records. **Ordinance 2010-01 required and Resolution 2010-14 required.**
- d) Award contract for the construction of Lion’s Neighborhood Park in northwest Visalia (West Ferguson Avenue) to the BMY Construction Group in the amount of \$652,194.
- e) Award contract for the construction of Mill Creek Garden Park (located at Lover’s Lane and Mill Creek Parkway) playground improvements to Hobbs Construction, in the base bid amount of \$109,756, plus alternate additives 1-3 in the amount of \$29,000 for a total contract award of \$138,756.

AS/WG 4-1
(Lane = No)
Items 5d and
5e approved
as submitted

Councilmember Lane discussed both items 5d and 5e and asked about the City’s purchasing procedures in relation to local bidders and any affirmative outreach to local bidders. Eric Frost, Administrative Services Director, responded to questions about purchasing procedures. Vince Elizondo, Director Parks & Recreation responded to questions about the projects.

- f) Authorization to file a Notice of Completion for Pheasant Ridge 3A, a subdivision (containing 12 single family lots), located on the west side of Roeben Street, approximately ¼ mile south of Riggins Avenue.
- g) Authorize the Transit Division to purchase, on a sole source basis, LED signage equipment from Digital Recorders, Inc. to provide bus route numbers and real time schedules for each route at the transit center for a not-to-exceed price of \$178,930 using funds previously appropriated for the Transit Center Expansion.
- h) Review and approve the Public Opinion Survey open-ended question proposed by the Citizens Advisory Committee subcommittee.

AS/SN 5-0
Item 5h
approved as
submitted

Eric Frost, Administrative Services Director, responded to Councilmember Shuklian’s questions regarding when the results of the survey will be published and what additional questions might be included in the survey.

- i) Authorize the City Manager to execute a contract with the lowest bidder, for the rehabilitation of the property located at 210 NW 2nd Avenue in an amount not to exceed \$136,000.

REGULAR ITEMS AND PUBLIC HEARINGS - *Comments related to Regular Items and Public Hearing Items are limited to three minutes per speaker, for a maximum of 30 minutes per item, unless otherwise extended by the Mayor.*

Track 3

AS/SN 5-0
Item 6
approved as
submitted.

- 6. **PUBLIC HEARING** - Request by MSJ Partners to execute a second amendment to the Pre-Annexation Agreement pertaining to the 480 acre Vargas annexation, located along Plaza Drive north of Riggan Avenue. **Resolution 2010-15 required.**

Brandon Smith, Planner, presented the staff recommendation. The public hearing was opened at 7:45 p.m. There were no comments and the public hearing was closed.

Track 4

Item 7
information
only - no
action taken

- 7. Review and comment on Draft Five-Year Consolidated, Strategic and Citizens Participation Plans, the Analysis of Impediments and 2010/11 Action Plan for the use of U. S. Department of Housing and Urban Development (HUD) federal Community Development Block Grant (CDBG) and HOME Investment Partnership Funds administered by the City of Visalia’s Housing and Economic Development Department

Ruth Pena, Housing and Economic Development, introduced Daryl Ramsey of the Ramsey Group. Mr. Ramsey gave a brief presentation of the ConPlan. The Plan is available for inspection at the Tulare County Library and on the city’s website. In addition, there will be several community meetings to review the plan prior the Public Hearing on April 19th. The Plan must be submitted to HUD by May 18, 2010.

Ricardo Noguera, Housing and Economic Development Director, asked for Council direction for using the funds of approximately \$200,000.

Frank Reece, CSET, spoke about the impact of foreclosures on the local housing market and encouraged the use of funds for a business incubator.

Steve Salomon, City Manager, discussed 2 projects that the money can be used for - fencing around the skate park and street improvements around the Oval.

ITEMS OF INTEREST

Councilmember Nelsen reported his attendance at the Egg Hunt at the Sports Complex and the PAL Egg Hunt at the Oval. Councilmember Nelsen announced a Town Hall informational meeting on April 28, 6:00 p.m. at Café 210, 210 W. Center Street.

Councilmember Shuklian reported her monthly office hours will be on Wednesday April 7 at City Hall West at 4:30 p.m. Councilmember Shuklian also reported on the Sierra K-9 trials that she attended in March.

CLOSED SESSION REPORT (if any) - none

Upcoming Council Meetings

- Monday, April 12, 2010, 4:00 p.m. Work Session; 7:00 p.m. Special Session, Convention Center, 303 E. Acequia
- Monday, April 19, 2010, 4:00 p.m. Work Session; Regular Session 7:00 p.m., Council Chambers 707 W. Acequia
- Monday, April 26, 2010, 5:00 p.m. Joint Work Session with the Parks and Recreation Commission, Convention Center, 303 E. Acequia
- Monday, May 3, 2010, 4:00 p.m. Work Session; Regular Session 7:00 p.m., Council Chambers 707 W. Acequia

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.

The City's newsletter, Inside City Hall, is published after all regular City Council meetings. To self-subscribe, go to http://www.ci.visalia.ca.us/about/inside_city_hall_newsletter.asp. For more information, contact Community Relations Manager Nancy Loliva at nloliva@ci.visalia.ca.us.

Submitted by Donjia Huffmon, CMC, Chief Deputy City Clerk