

Regular Meeting Agenda

Visalia City Council



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

Monday, June 7, 2010

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

Work Session 4:00 p.m.; Closed Session 6:00 p.m. (or immediately following Work Session)

Regular Session 7:00 p.m.

4:00 p.m. RECOGNITION OF BUSINESS TAX VOLUNTEERS - Helen Headrick, Vonnie Thew, Margaret Thew

WORK SESSION AND ACTION ITEMS (as described)

- 4:05 p.m. 1. Presentation regarding Rail Preservation in Tulare County by Tom Sparks of the Tulare County Association of Governments – Rail Advisory Committee. **Receive public comment.**
- 4:20 p.m. 2. Presentation regarding Tulare County General Plan Update and Draft Environmental Impact Report. **Receive public comment.**
- 5:05 p.m. 3. Review of FY 2010-11 and 2011-12 Fleet and Vehicle Replacement Funds Capital Improvement Program budgets and future CIP requests. **Receive public comment.**

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

6:00 p.m. CLOSED SESSION (immediately following Work Session)

4. Conference with Legal Counsel – Anticipated Litigation - Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: 2 potential cases
5. Conference with Labor Negotiators (G.C. §54957.6)
Agency designated representatives: Steve Salomon, Eric Frost, Diane Davis, Shelline Bennett
Employee Organization: All employee groups
- 5a. Public Employee Performance Evaluation
Title: City Manager

7:00 p.m. CALL TO ORDER REGULAR SESSION

PLEDGE OF ALLEGIANCE

INVOCATION – Pastor Chad Stuart, Visalia Seventh Day Adventist Church

SPECIAL PRESENTATIONS/RECOGNITION

- Recognition of the Visalia Police Department K9 Unit – Chief Mestas

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.

PUBLIC HEARINGS – Landscape and Lighting Districts

6. **PUBLIC HEARING** – Proposed funding changes, amendment, and assessment increases of balloted Landscape and Lighting Maintenance Assessment Districts (Westgate Estates 92-04, Rivers Edge 91-02, Spanish Oaks 89-07, Island Oaks 88-08).
7. **PUBLIC HEARING** – proposed annexation of Cameron Creek Ranch Unit No. 4 and 5 into Landscape & Lighting District No. 02-02 “Cameron Creek Ranch #1 and 2; if passed, authorize the annexation of Cameron Creek Ranch Unit No. 4 and 5 into Landscape and Lighting District No. 02-02, “Cameron Creek Ranch #1 & 2” and authorize the renaming of the District to “Cameron Creek Ranch”. **Resolutions 2010-20 and 2010-21 required.**
8. **PUBLIC HEARING** – proposed Landscape & Lighting District for the Vineyard subdivision, located at Modoc, Wren and Akers streets; if passed, authorize the formation of Landscape and Lighting District No. 2010-01, The Vineyard. **Resolutions 2010-22 and 2010-23 required.**

(Upon completion of these public hearings, staff will open and tabulate the ballots. The results will be reported at the end of the meeting).

9. **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.*
 - a) Authorization to read ordinances by title only.
 - b) First reading of Ordinance requiring property owners to remove graffiti within three (3) business days when the City personally serves notice or provides notice by telephone and written notice instead of the current 15 days that is allowed per Visalia Municipal Code 9.16.070(C) and adding language to allow unpaid costs of abatement to be placed as a lien on the property. **Ordinance 2010-02 required.**

- c) Authorize City Manager to enter into 3-year non-financial agreement with the Franchise Tax Board for the reciprocal exchange tax data specific to city business tax information.
- d) Authorization to award RFP No. 09-10-25, Annual Contract to Provide Instrumentation and Electrical Services for Wastewater Treatment Systems, to Telstar, Inc. of Concord, CA.
- e) Authorization to purchase a John Deere 7630 tractor from Lawrence Tractor Co., Inc. of Visalia, CA at the contract price of \$128,743.46.
- f) Award Landscape Maintenance Contracts Option #1, Santa Fe Trail, Houston Ave. Maintenance Districts, & Goshen Bikepath to Paul Cardoza, Perfect Care Landscape. Option #2, Various Street Medians and Roadsides to Steve Manuele, Primow Landscape per specifications of RFB 09-10-39.
- g) Request authorization to file a Notice of Completion for Country Club Plaza, Conditional Use Permit 2007-10, Encroachment Permit E080348 & E080440, located at the southeast corner of Houston Avenue and Demaree Street.
- h) Reappoint Karen Cooper to the Measure R Citizens' Oversight Committee for a second two year term July 1, 2010 to June 30, 2012.
- i) Appoint Michael Kreps, a representative of the Downtown Visalians, to the General Plan Update Review Committee.
- j) Establish the boundaries for the Targeted Employment Area for the Enterprise Zone.
Resolution 2010--24 required.
- k) Award a contract for the 2010 Major Street Overlays to Glen Wells Construction Company, Inc., in the amount of \$534,940.45 (Project No. 1111-00000-0-720000-0-9225) and authorize the transfer of AARA funds totaling \$250,000 from the Mayor Street Overlay project to the Mooney/Walnut Avenue widening project (Project No. 1241-00000-720000-0-9270).
- l) Authorize the City Manager to enter into an agreement with Royal Dining Catering to provide food services for the Visalia Senior Center lunch program.
- m) Authorization to apply for Safe Routes to School Program grant.
- n) Authorization to file a Notice of Completion for the Traffic Signal Modification Projects at Demaree Street at Whitendale Ave. and Linwood Street at Walnut Ave, Project Nos. 1111-00000-720000-0-9717 and 1611-00000-720000-0-9757.
- o) Authorization to apply jointly with the County of Tulare for Federal funding for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program through the Bureau of Justice Assistance (BJA) and execution of a Memorandum of Understanding (MOU) regarding the grant.
- p) Authorization to extend the payment length on the Chamber of Commerce Parking In-lieu and Land Purchase notes by 5 years for property located at 415 E. Oak Ave.

- q) Approval of a revised Letter of Intent to lease property between the City of Visalia and Imagine U Children’s Museum.
- r) Authorization to prepare an RFP for Energy Efficiency Performance Contracting Services.
- s) Receive update on the CaliforniaFIRST AB 811 Property Assessed Clean Energy financing program for energy efficiency and solar energy.

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.*

- 10. **PUBLIC HEARING-** To place Miscellaneous Special Assessments on the Tulare County secured property tax roll for Sewer Connection, Business Incentive Zone, Curb and Gutter, Landscape and Lighting, Northeast Improvement District, Sewer, Weed & Lot Clearing, Code Enforcement, and Los Rios/Casa Blanca. **Resolution 2010-25 required.**
- 11. **PUBLIC HEARING -** Zoning Text Amendment No. 2010-05: Amending portions of Title 16 and 17 of the Visalia Municipal Code pertaining to the review of Planning Commission decisions by the City Council. **Introduction of Ordinance No. 2010-03.**
- 12. **PUBLIC HEARING:** property located at the northwest corner of Plaza Drive and Riggin Avenue, adjacent to the City of Visalia, and inside the County of Tulare. (APN: 077-120-012, 015)
 - a) Certification of Negative Declaration No. 2010-22. **Resolution 2010-26 required.**
 - b) Initiation of Proceedings for Annexation No. 2009-01 (Doe): a request by Russell Doe, applicant (Michael Porte, agent) to annex two parcels totaling approximately 156 acres into the City limits of Visalia for the purpose of facilitating future heavy industrial development on the property. **Resolutions 2010-27 and 2010-28 required.**
 - c) Authorization for City Manager to sign and enter into a Pre-Annexation Agreement.
 - d) Detachment of property from County Service Area No. 1.
- 13. As a continuation of the City’s efforts to provide economic stimulus, receive presentation of impact fee analysis and recommendations to reduce Transportation Impact Fees, reduce Park Acquisition Impact Fees, Reduce Waterways Acquisition Fees, establish a Special Downtown TIF Credit Zone, increase Infill Credit, amend Gas Station TIF fees, waive the 2009 ENRCCI increase for Fiscal Year 2010/11, and affirm other Impact Fees to remain at current levels.
- 14. Report results of balloted Landscape and Lighting Maintenance Assessment Districts and takes action on Items #6, #7, #8

CLOSED SESSION REPORT

Buyer	Seller	APN Number	Address	Purpose	Closing Date	Project Manager
California Water Service Co.	City of Visalia	APN 103-320-011	NE corner of McAuliff St. and future alignment of Race St.	Water System Facilities	5/21/10	Chris Tavaréz

Upcoming Council Meetings

- Monday, June 14, 2010, 5:00 p.m. Work Session/Special Meeting; Convention Center, 303 E. Acequia.
- Monday, June 21, 2010, 4:00 p.m. Work Session, 7:00 p.m. Regular Session; City Hall Council Chambers 707 W. Acequia.
- Monday, July 12, 2010, 4:00 p.m. Work Session, 7:00 p.m. Special Session; City Hall 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.