

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, October 4, 2010

Visalia Convention Center, 303 E. Acequia, Visalia CA 93291
Work Session 4:00 p.m.; Closed Session immediately following
Regular Session 7:00 p.m.

4:00 p.m. WORK SESSION AND ACTION ITEMS (as described)

1. Presentation by Marilyn Barr, from Court Appointed Special Advocates (CASA), and Cheryl Lennon-Armos, from Tulare Youth Services Bureau, regarding the Lisa Project, a cooperative effort being sponsored by numerous agencies and organizations in the County to use a multimedia exhibit to raise awareness about child abuse. **Receive public comment.**
- 4:15 p.m. 2. Consideration to allow auto dealers to conduct temporary auto sales in Commercial Zones with a Temporary Conditional Use Permit (TCUP). **Receive public comment.**
- 4:40 p.m. 3. Authorization for staff to submit to LAFCO an annexation application of approximately 130 acres located on the east side of Dinuba Boulevard between the Shannon Parkway alignment and the St. Johns River, or as an alternative to the current land use designation, direct a General Plan Amendment to be processed to establish a Commercial land use designation on a portion of the annexation site and then submit an annexation application. **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 Real Property Negotiators (GC 54956.8)
Property: 139 N. Cain St.; APNs 098-142-039 and 098-142-040
Negotiating Parties for City: Steve Salomon, Andrew Benelli, Alex Peltzer
Negotiating Parties for Seller: Brian Hyde, Hyde Commercial Real Estate
Under negotiation: Authority to negotiate terms and conditions of potential purchase

5. Conference with Real Property Negotiators (GC 54956.8)
Properties: SW corner of Oak and Bridge Streets; APN 094-285-015
Negotiating Parties for City: Steve Salomon, Ricardo Noguera, Alex Peltzer
Negotiating Parties for Seller: Family Health Care Network
Under negotiation: Authority to negotiate terms and conditions of potential purchase
6. Conference with Real Property Negotiators (GC 54956.8)
Property: 210 NW 2nd Avenue; APN: 094-031-009
Negotiating Parties: Steve Salomon, Ricardo Noguera, Alex Peltzer, Visalia Rescue Mission
Under negotiation: Price, terms and conditions of potential sale
7. Conference with Labor Negotiators (G.C. §54957.6)
Agency designated representatives: Steve Salomon, Eric Frost, Diane Davis, Shelline Bennett
Employee Organization: Employee Groups A, B, and G
8. Conference with Legal Counsel – Anticipated Litigation - Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: 4 potential cases

7:00 p.m.

CALL TO ORDER REGULAR SESSION

PLEDGE OF ALLEGIANCE

INVOCATION – Chaplain Kent Mishler, Kaweah Delta Health Care District

SPECIAL PRESENTATIONS/RECOGNITION

- Introduce newly promoted Fire Captain Tom Van Grouw
- Proclaim October 18-22, 2010 National Medical Assistants Week
- Proclaim October 2010 Italian Heritage Month

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.

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) Authorization to convert 2-hour parking lots to 3-hour parking in Downtown Visalia.
Resolution 2010-65 required.

- c) Award industrial uniform and laundry services to AmeriPride and linen services to Aramark as per specifications of bid.
- d) Authorize the prepayment of the 2002 Waste Water Treatment Plant Bonds on December 1, 2010.
- e) Adoption of the required bi-annual update listing of City of Visalia designated employees and classifications for the purpose of compliance with Chapter 2.08 of the Ordinance Code of the City of Visalia specifying conflict of interest regulations. **Resolution 2010-66 required.**
- f) Introduction and first reading of **Ordinance 2010-08** to amend Chapter 15.60, Sections 15.60.010 through 15.60.070, implementing updates to the City of Visalia “Flood Damage Prevention Regulations” and renaming Chapter 15.60 to “Floodplain Management Regulations”. These ordinance changes will accomplish the following:
 - 1) Have floodplain management regulations that qualify and enhance the City’s pending application to FEMA’s Community Rating System (CRS). The City’s participation in the CRS program will lead to discounted insurance rates for property owners within the City.
 - 2) Maintain regulatory compliance with FEMA’s National Flood Insurance Program (NFIP).
 - 3) Update and clarify current practices and procedures and clarify the City’s role as floodplain administrator for the NFIP.
- g) Authorization for the City Manager to sign a contract for \$30,000 with the Arts Consortium to coordinate implementation of the City’s Cultural Plan and to assist with the promotion, processing, and distribution of the Cultural Arts Grants.
- h) *Item removed at the request of staff.*
- i) *Item removed at the request of staff.*
- j) Authorize the City Manager to execute a Memorandum of Understanding with the County regarding the Betty Drive/ Avenue 312 improvements and realignment. Per this MOU the City will contribute up to \$3.5 million toward this County led project.

Authorize filing Notice of Completion for the following:

- k) South Cameron Creek Unit No. 3, a subdivision (containing 85 single family lots), located on the south side of Cameron Avenue at Vintage Street.
- l) Shannon Ranch 2, Phase 1 & 2, a subdivision containing 203 single family lots, located east of County Center Street between Riggin Avenue and Pratt Street.

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. *Request from applicant to continue item to 10/18/10. Motion required.*

PUBLIC HEARING – Appeal of the Planning Commission’s denial of Conditional Use Permit No. 2010-09 and Variance No. 2010-04 filed by Verizon Wireless for a proposal to install a new 80 ft. telecommunications tower on property located on the north side of East Caldwell between South Stover Street and South Pinkham Street.

11. *Continued from 9/20/10.* Consider approval of resolutions regarding terms and conditions of employment and consideration of resolutions imposing the City’s Last, Best and Final Offer, pursuant to Government Code Section 3505.4, for the following groups for FY 2010/11: Group B (Police Officers); Group A (Police Managers); and Group G (Firefighters).
Resolutions 2010-62, 2010-63, and 2010-64 required.

ADJOURN TO CLOSED SESSION (if needed)

Conference with Labor Negotiators (G.C. §54957.6)
 Agency designated representatives: Steve Salomon, Eric Frost, Diane Davis, Shelline Bennett
 Employee Organization: Groups A, B, G

RECONVENE TO OPEN SESSION – Determination of Item 11

12. Discuss the upcoming State mandated changes to the California Building/Fire Code that will require fire sprinklers in new residential construction and two local code amendments (not mandated by the State) requested by the City’s Fire Chief.
13. Authorize the City Manager to execute the Memorandum of Understanding for Police Managers and Supervisors (City of Visalia Employee Bargaining Unit Group A) for the period July 1, 2010 through June 30, 2011, if Council is presented a signed MOU from Group A.

CLOSED SESSION REPORT (if any)

Buyer	Seller	APN Number	Address	Purpose	Closing Date	Project Manager
City of Visalia	Donald Joseph	077-180-011 (portion)	Riggin/Demaree	Right of Way	9/24/2010	Doug Damko

Upcoming Council Meetings

- Monday, October 18, 2010, 4:00 p.m. Work Session, 7:00 p.m. Regular Session; Convention Center, 303 E. Acequia
- Monday, October 25, 2010, 6:00 p.m. Joint Meeting Visalia City Council, Visalia Unified School District, College of the Sequoias Board of Trustees, Convention Center 303 E. Acequia
- Wednesday, October 27, 2010, 6:00 p.m. Town Hall Meeting, Annie Mitchell Elementary School, 2121 E. Laura St., 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.

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 nloliva@ci.visalia.ca.us.