

Regular Meeting Action Agenda Visalia City Council



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

Monday, October 18, 2010

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

Closed Session 6:00 p.m.

Regular Session 7:00 p.m.

6:00 p.m. CLOSED SESSION

1. Conference with Legal Counsel – Anticipated Litigation - Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: 2 potential cases
2. Conference with Legal Counsel – Existing Litigation Subdivision (a) of Section 54956.9 Pendleton v. City of Visalia; Case 10-235906
3. Conference with Labor Negotiators (G.C. §54957.6)
Agency designated representatives: Steve Salomon, Eric Frost, Diane Davis, Shelline Bennett
Employee Organization: All Employee Groups
4. *Item removed at the request of staff*

7:00 p.m.
[Track 1](#)

CALL TO ORDER REGULAR SESSION

PLEDGE OF ALLEGIANCE

INVOCATION

SPECIAL PRESENTATIONS/RECOGNITION

- Introduction and performance of Teen Idol winner - Steven Braswell

ITEMS OF INTEREST - Vice Mayor Shuklian commented on several recent events held in Visalia and in the State.

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.

Peter Salerno, S. Church Street, asked for stop signs on S. Church to slow down traffic speeders.

Bob Keenan, Jackie Court, spoke about watering on Mooney Blvd. which is under the jurisdiction of CalTrans.

SN/WG 4-0
(Link Absent)
all consent
items
approved as
submitted

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.*

- a) Authorization to read ordinances by title only.
- b) Consideration of staff recommendation to move the City Council appointed Committee and Commission term beginning date to July 1, and ending date to June 30 of the appropriate year for the term being considered, and to extend all current terms to coincide with these dates.
- c) Authorize addition of 33 acres consisting of four privately-owned parcels and right-of-way to the boundaries of the previously-initiated Visalia Annexation No. 2009-02 (West Goshen Ave). The properties are located on the east and west sides of Road 88 between Goshen Avenue and 1,300 feet south of Goshen Avenue. APNS: 081-030-049; 081-140-003, 006. **Resolution 2010-67 required.**
- d) Appointment of Rick Jones, George Curtis, Carlos Estrada, Trilby Barton and Linda Denny as Disability Advocacy Committee Members effective November, 2010.
- e) Second reading and adoption 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); and 3) Update and clarify current practices and procedures and clarify the City's role as floodplain administrator for the NFIP.
- f) Approval of the 2010/11 transit agreement with Tulare County.

[Track 2](#)

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.*

6. Presentation by Visalia Police Chief Colleen Mestas and Tulare County Sheriff Bill Wittman on the proposed Tulare County Consolidated Explosive Ordinance Destruction MOU, followed by consideration by the City Council of approval of the MOU.

Chief Mestas and Sheriff Wittman commented on how this MOU will serve the community better and save tax payer dollars.

SN/ML 4-0
(Link absent)
Item 6
approved as
submitted

[Track 3](#)

SN/WG 3-1
(Lane - No;
Link- Absent)
Item 7
continued to
11/1/2010

- 7. **Council to consider continuing this item to Monday, November 1 at the request of the applicant** - 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. **Resolutions 2010-68 and 2010-69 required.**
Continued from 9/7/10 and 10/4/10. Motion required to continue

David Wind, E. Willow, commented on the fact that the item has been continued.

Councilmember Gubler commented that he thought it was fair to continue. Councilmember Nelsen commented on the fact that the applicant has indicated an interest in looking at options. Vice Mayor Shuklian indicated she would support the continuance.

[Track 4](#)

WG/SN 3-1
(Lane-No;
Link-absent)
1st reading
approved as
amended

- 8. **PUBLIC HEARING** - Zoning Text Amendment No. 2010-07, an application by the City of Visalia to amend portions of Title 17 of the Visalia Municipal Code pertaining to Subdivision and Real Estate signs, amending Zoning Ordinance Section 17.48 and potential direction relating to the kiosk program. **Ordinance 2010-09 required (1st reading).**

Planner Andrew Chamberlain reviewed the recommendation. Councilmember Gubler commented on some of the recommendations and variances from the original Council discussion. Councilmember Nelsen and Vice Mayor Shuklian also made comments and asked questions.

Bob Keenan, HBA, spoke regarding open house signs and expediting kiosk amortization.

Motion WG/SN 3-1 (Lane-No; Link-absent) to revise the Ordinance and bring to Council the ordinance regarding temporary open house signs for a second reading; and refer the rest of the ordinance to the Planning Commission for consideration of: 1) Kiosk sign provision; 2) Height limit of signs; 3) Downsizing signs to 16 feet; 4) review two signs vs. four signs; 5) consider internal signs and bounce houses within the subdivision that can’t be seen from outside the subdivision.

[Track 5](#)

SN/ML 4-0
(Link absent)
Item 9
continued to
11/1/2010

- 9. Continue until Nov. 1, 2010 approval of one of the following options for Group G (Firefighters) for FY2010-2011:
 - a. Approval of a resolution regarding an MOU with terms and conditions of employment.
 - Or
 - b. Approval of **Resolution 2010-63** imposing the City’s Last, Best and Final Offer.

Eric Frost, Administrative Services Director, presented the report and recommended continuance until November 1, 2010.

[Track 6](#)

Item 10
information
only - no
action taken

- 10. Report on Senior Olympics by Council Member Gubler

Councilmember Gubler gave a report on the Huntsman World Senior Games. Council discussed whether this is something that the City of Visalia may want to consider in the future.

CLOSED SESSION REPORT - none

Meeting
Adjourned
8:20 p.m.

Upcoming Council Meetings

- ~~Monday, Oct. 25, 2010 – Adjourned Meeting, Visalia Convention Center – 4 p.m.~~
- Monday, Oct. 25, 2010 - Joint meeting with College of the Sequoias Board of Trustees, Visalia Unified School District Board of Trustees and Visalia City Council, Visalia Convention Center - 6:00 p.m.
- Monday, Nov. 1, 2010 - Visalia City Council, Visalia Convention Center - Work Session, 4 p.m.; Regular

Session 7 p.m.

Note: Meeting dates/times are subject to change, check posted agenda for correct details.

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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

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.