

# 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

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Monday, November 15, 2010

**CONVENTION CENTER, 303 E. 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. WORK SESSION AND ACTION ITEMS (as described)**

- 4:10 p.m. 1. Annual Let's Make a Difference Day Power Point Presentation. **Receive public comment.**
- 4:20 p.m. 2. Fiscal Year 09/10 Report On City's Graffiti Abatement Program. **Receive public comment.**
- 4:30 p.m. 3. Adopt 2011 Retiree Health Care benefit contribution rates for 2011. **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: Portions of APN 081-160-011 (Plaza Drive and Hurley – no site address) and 081-130-013 (615 N. Plaza Drive)  
Under Negotiation: Price, terms, and conditions of potential purchase  
Negotiating Parties for Landowners: Stanley C. Bennett and Tamra A. Bennett  
Negotiating Parties for City: Steve Salomon, Alex Peltzer, Adam Ennis, James Koontz, and Fred Lampe
5. Conference with Legal Counsel – Existing Litigation. (Subdivision (a) of G.C. §54956.9)  
Name of Case:  
Visalia Police Officers' Association vs. City of Visalia; City Council, City of Visalia  
TCSC #10-239882
6. Public Employee Performance Evaluation (GC 54957)  
Title: City Manager

## CALL TO ORDER REGULAR SESSION

### PLEDGE OF ALLEGIANCE

INVOCATION – Pastor Michael Lopes, Grace Community Church

### SPECIAL PRESENTATIONS/RECOGNITION

**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.*

7:00 p.m.

*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.*

7. Report from Continuum of Care on the recent Project Homeless Connect events
8. **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) Reappointment of Evan Long to serve on the Delta Vector Control District Board of Directors.
  - c) Authorization for the City Manager to enter into a Memorandum of Understanding between The City of Visalia and The City of Tulare for the exchange of personnel to serve as a Hearing Officer during Code Enforcement Administrative Hearings.
  - d) Introduction of **Ordinance No. 2010-10** authorizing the lease of approximately 233 acres of land on 11 parcels at the Visalia Municipal Airport to Eric Shuklian for continued use for agricultural purposes. (**Ordinance 2010-10 required**)
  - e) Introduction of **Ordinance No. 2010-11** authorizing the lease of facilities at the Visalia Municipal Airport to D. Lancy Allyn for an Aircraft Storage Hangar. (**Ordinance 2010-11 required**)
  - f) Authorization to proceed with a Request for Proposal (RFP) for the development of a solar energy generating facility.
  - g) Authorization to amend the Water Conservation Plant design services contract with Parsons to reflect the change in focus and scope of the project. This amendment will be an increase of \$1,331,640 over the original contract amount of \$7,161,495. The new contract amount will be \$8,493,135. Funds are set aside in the Wastewater Enterprise.

- h) Authorize City Manager to execute a Restated Memorandum of Understanding between the County of Tulare, the Exeter Irrigations District, Lakeside Irrigation district, and Tulare Irrigation District to develop an Integrated Regional Water Management Plan for the Kaweah River Basin. Authorize the City Manager to submit a grant proposal as part of the Kaweah Basin IRWMP application to help fund a pipeline to deliver recycled wastewater to nearby users.
- i) Receive recommendation from the Parks and Recreation Commission regarding items related to the proposed future softball complex at Riverway Sports Park until the project becomes closer to reality.
- j) Authorization to allocate Federal Department of Housing & Urban Development – Community Development Block Grant (CDBG) funds in increments of \$15,000 per year over a five (5) year period to support Family Services and the Tulare Housing First Program in providing housing services for chronically homeless persons.
- k) First reading of **Ordinance 2010-19** amending Chapter 8.24, Fireworks, of the Visalia Municipal Code, updating the ordinance and allowing for the streamlining of the fireworks permit process and increasing the population ratio. (**Ordinance 2010-19 required**)
- l) Approve **Resolution 2010-76** authorizing the positions of Administrative Services Director and Benefit and Insurance Manager to represent the City of Visalia in the Excess Insurance Authority Joint Powers Authority. (**Resolution 2010-76 required**)
- m) Authorize the Recordation of the Final Map for Pheasant Ridge Unit No. 3C, located east of Preston Street at Modoc Avenue (15 lots) and the Annexation of Pheasant Ridge 3C into Landscape and Lighting District No. 05-19, Pheasant Ridge (**Resolutions 2010- and 20-10 required**)

**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.*

*Convene Jointly as the Visalia City Council and Visalia Redevelopment Agency Board to consider the following:*

**9. PUBLIC HEARING - Mooney Blvd. Corridor Zoning Study Amendments**

The project pertains to certain properties in the City of Visalia located along or within ¼ mile of both sides of Mooney Boulevard between Noble Avenue and Visalia Parkway, and the south side of Caldwell Avenue between Sallee Street and Packwood Creek and consists of:

**Certification of Negative Declaration 2010-73.** (*Resolution 2010-70 required*)

**General Plan Amendment No. 2010-08:** A request by the City of Visalia to change the General Plan land use designation:

**A:** from Regional Retail Commercial to Shopping/Office Commercial, for all properties designated Regional Retail Commercial located on both sides of Mooney Boulevard between Beverly Drive and Walnut Avenue. (**Resolution 2010-71 required**)

**B:** from Professional/ Administrative Office to Shopping/Office Commercial, for all properties designated Professional/ Administrative Office located on the east side of Mooney Boulevard between Noble Avenue and Beverly Drive. *(Resolution 2010-72 required)*

**C:** from Regional Retail Commercial to Professional/ Administrative Office on property totaling approximately 2.8 acres, for all properties designated Regional Retail Commercial located on the south side of Walnut Avenue approximately 940 feet east of Mooney Boulevard. *(Resolution 2010-73 required)*

**D:** from Regional Retail Commercial to Professional/ Administrative Office on property totaling approximately 9.2 acres, for all properties designated Regional Retail Commercial located south of Beech Avenue and north of Whitendale Avenue approximately 550 feet west of Mooney Boulevard. *(Resolution 2010-74 required)*

**Change of Zone No. 2010-09:** A request by the City of Visalia to change the zoning designation:

**A:** from C-R (Regional Retail Commercial) to C-SO (Shopping/Office Commercial), for all properties zoned C-R located on both sides of Mooney Boulevard between Beverly Drive and Walnut Avenue. *(Ordinance 2010-12 required)*

**B:** from PA (Professional/ Administrative Office) to C-SO (Shopping/Office Commercial), for all properties zoned PA located on the east side of Mooney Boulevard between Noble Avenue and Beverly Drive. *(Ordinance 2010-13 required)*

**C:** from C-R (Regional Retail Commercial) to PA (Professional/ Administrative Office), for property totaling approximately 2.8 acres located on the south side of Walnut Avenue approximately 940 feet east of Mooney Boulevard. *(Ordinance 2010-14 required)*

**D:** from C-R (Regional Retail Commercial) to PA (Professional/ Administrative Office), for property totaling approximately 9.2 acres located south of Beech Avenue and north of Whitendale Avenue approximately 550 feet west of Mooney Boulevard. *(Ordinance 2010-15 required)*

**Zoning Text Amendment No. 2010-10:** A request by the City of Visalia to amend Title 17 of the Visalia Municipal Code (Zoning Ordinance):

**A:** to add definitions of certain retail uses that include convenience store, drug store / pharmacy, and supermarket / grocery store. *(Resolution 2010-75 required to deny; OR amendment Ordinance 2010-16 if approved)*

**B:** to add certain permitted and conditionally-allowed uses (including supermarkets 30,000 sq. ft. or smaller, car washes, and convenience stores) in the Regional Retail Commercial (C-R) zone and to add new categories (including dollar / variety stores and supercenters) to the list of allowed land uses. *(Ordinance 2010-16 required)*

**C:** to reduce the front and street-side setback standards to 20 feet for buildings and to require 25 feet for front and street-side landscaping for properties in the portion of Design District "A" that runs along Mooney Boulevard between Noble Avenue and Visalia Parkway. *(Ordinance 2010-17 required)*

**D:** to add procedures for granting up to a twenty (20) percent administrative reduction of the parking requirements for properties in the portion of Design District "A" that runs along Mooney Boulevard between Noble Avenue and Visalia Parkway. (*Ordinance 2010-18 required*)

*Adjourn as Visalia City Council and Visalia Redevelopment Agency Board and remain seated as the Visalia City Council.*

**CLOSED SESSION REPORT (if any)**

**Upcoming Council Meetings**

- Monday, December 6, 4:00 p.m. Work Session, 7:00 p.m. Regular Session - City Hall Council Chambers 707 W. Acequia
- Monday, December 20, 4:00 p.m. Work Session, 7:00 p.m. Regular Session - City Hall Council Chambers 707 W. Acequia
- Tuesday, January 18, 2011, 4:00 p.m. Work Session, 7:00 p.m. Regular 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](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](mailto:nloliva@ci.visalia.ca.us).*