

AGENDA

**TULARE CITY COUNCIL
MONDAY, June 26, 2017
Closed Session 6:30 p.m.
Adjourned Regular Session 7:00 p.m.
TULARE PUBLIC LIBRARY & COUNCIL CHAMBERS
491 North "M" Street**

**MISSION STATEMENT
TO PROMOTE A QUALITY OF LIFE MAKING TULARE THE MOST DESIRABLE COMMUNITY IN
WHICH TO LIVE, LEARN, PLAY, WORK, WORSHIP AND PROSPER.**

Meeting audio will be uploaded to the City's website www.tulare.ca.gov, no later than the Friday following the meeting, barring any technical difficulties, accessible by selecting the appropriate meeting date on the City Meeting Calendar page.

6:30 p.m.

I. CALL TO ORDER CLOSED SESSION

II. CITIZEN COMMENTS - Comments from the public are limited to items listed on the agenda (GC 54954.3a). Speakers will be allowed three minutes. Please begin your comments by stating and spelling your name and providing your city of residence.

III. ADJOURN TO CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION(S):

- (a) 54957.6b Conference with Labor Negotiators
Represented/Unrepresented Employee(s): Tulare City Professional Fire Fighters Association (all units) and CLOCEA
Negotiators: Joseph V. Carlini, Janice Avila, Darlene Thompson, Ken Caves
- (b) 54956.9(d)(1) Conference with Legal Counsel – Existing Litigation (1)
Name of Case: Vohra v. City of Tulare, TCSC Case No. VCU266567
- (c) 54956.9(5) Conference with Legal Counsel – Anticipated Litigation
Case name unspecified: Disclosure would jeopardize service of process or existing settlement negotiations.

7:00 p.m. (Or, immediately following Closed Session)

IV. RECONVENE CLOSED SESSION

V. CLOSED SESSION REPORT (if any)

VI. ADJOURN CLOSED SESSION

VII. CALL TO ORDER ADJOURNED REGULAR SESSION

VIII. PLEDGE OF ALLEGIANCE AND INVOCATION

IX. CITIZEN COMMENTS

This is the time for citizens to comment on subject matters, not on the agenda within the jurisdiction of the Tulare City Council. The Council Members ask that you keep your comments brief and positive. Creative criticism, presented with appropriate courtesy, is welcome. The Council cannot legally discuss or take official action on citizen request items that are introduced tonight.

This is also the time for citizens to comment on items listed under the Consent Calendar or to request an item from the Consent Calendar be pulled for discussion purposes. Comments related to general business/city manager items or public hearing items will be heard at the time the item is discussed or at the time the Public Hearing is opened for comment.

*In fairness to all who wish to speak, each speaker will be allowed **three minutes**, with a maximum time of 15 minutes per item, unless otherwise extended by Council. Please begin your comments by stating and spelling your name and providing your city of residence.*

X. COMMUNICATIONS

*Communications are to be submitted to the City Manager's Office 10 days prior to a Council Meeting to be considered for this section of the Agenda. No action will be taken on matters listed under communications; however, the Council may direct staff to schedule issues raised during communications for a future agenda. Citizen comments will be limited to **three minutes**, per topic, unless otherwise extended by Council.*

XI. CONSENT CALENDAR

All 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, in which event the item will be removed from the Consent Calendar to be discussed and voted upon by a separate motion.

- (1) Authorization to read ordinances by title only.
- (2) Approve minutes of June 6, 2017 special/regular meeting(s).
- (3) Nomination of Council Member Jose Sigala by the Tulare City Council to serve as the Transit Representative on the Tulare County Association of Governments (TCAG).

- (4) Receive the Tulare Historical Museum's Annual Report.
- (5) Authorize the City Manager to execute City of Tulare-State of California Cooperative Agreement No. 06-1654, subject only to minor conforming and clarifying changes acceptable to the City Attorney and City Manager, for the EN0064 - 'E' St. Improvements Project.
- (6) Accept as complete the contract with 99 Pipeline for work on Project EN0065 to construct the 'H' St. Improvements Project. Authorize the City Engineer to sign the Notice of Completion, and direct the City Clerk to file the Notice of Completion with the Tulare County Recorder's Office.
- (7) Approve agreements with Cecelia Cabrera, Ramon and Anastasia Sanchez, Timothy and Jeannie Carner, Alvaro and Maria Alcalar, Quirino and Pamela Garza, and Isidro and Elvia Parra for the City of Tulare to construct and finance utility connections and/or sidewalk, curb, gutter, and driveway construction, and place costs thereof on property tax rolls in installments.
- (8) Approve City of Tulare Policies and Procedures for Federal Transit Administration (FTA)-Related Procurements.
- (9) Authorize the City Manager to execute all necessary documents on behalf of the City, subject to review by the City Attorney for a one-year lease agreement in the amount of \$600 per month for Classroom space at 830 South Blackstone with the Tulare County Office of Education.
- (10) Authorize the City Manager to execute all necessary documents on behalf of the City subject to review and minor conforming or clarifying changes by the City Attorney for a five-year Lease Agreement at a rate of \$1,000 per month for the Bus Terminal, Building #1, at 407 North "K" Street, with Greyhound Lines Inc.
- (11) Authorize the Mayor on behalf of the City Council to execute a City Manager Employment Agreement by and between the City of Tulare and Joseph V. Carlini, City Manager to be effective upon approval by Council.

XII. SCHEDULED CITIZEN OR GROUP PRESENTATIONS

- (1) Presentation by ACT for Women and Girls, an organization whose mission is to engage women of all ages in leadership opportunities that will promote social and personal change.
- (2) Tulare Chamber of Commerce Annual Report presented by Donnette Silva-Carter, CEO.

XIII. MAYOR'S REPORT

XIV. STUDENT REPORTS

XV. GENERAL BUSINESS

Comments related to General Business Items are limited to three minutes per speaker, for a maximum of 30 minutes per item, unless otherwise extended by the Council.

(1) Public Hearing:

Continued Public Hearing from June 6, 2016:

- a. Public Hearing to **adopt Resolution 17-23** approving a mitigated negative declaration for General Plan Amendment No. 2016-03 **and Resolution 17-24** to approve General Plan Amendment 2016-03 providing for a change in land use designation on 6.76 acres from Community Commercial to Low Density Residential (LDR, 3.1 to 7 units/acre); and 4.01 acres from Community Commercial to Medium Density Residential (MDR, 7.1 to 14 units/acre), and **pass-to-print Ordinance 17-05** approving Zone Amendment No. 718, changing the zoning on 6.76 acres from C-3 (Retail Commercial) to R-1-6PD (Single family residential, 6,000 sf minimum lot area, planned development); and 4.01 acres from C-3 (Retail Commercial) to R-M-2 (Multi-family residential, 3,000 sf lot area per unit). Property is located at the southeast corner of North "J" Street and Cartmill Avenue (APN 164-040-006). Applicant: Teo Albers
- b. Public hearing to **adopt Resolution 17-25** approving a Negative Declaration for General Plan Amendment 2017-01 **and Resolution 17-26** to approve General Plan Amendment 2017-01 to amend the General Plan to change land use from Community Commercial to Low Density Residential (3.1-7 units/acre); and **pass to print Ordinance 17-06** approving Zone Amendment 719 to change zoning from C-2 (office commercial) to R-1-12.5 (single family residential, 12,500 sq. ft. lot area minimum) on approximately 0.29 acres (12,743 sf) on the property located at the northwest corner of Merritt Avenue and Gem Street (APN 170-060-043). Applicant: Jonathan Van Ryn.
- c. Public Hearing to **adopt Resolution 17-27** approving the 2017/18 city operating budget (with all component parts as listed below), to **adopt Resolution 17-28** approving the 2017/18 Position Control Budget and fixing the rate of compensation of regular full-time employees, regular part-time employees, City Council members and seasonal/temporary employees of the City of Tulare, to **adopt Resolution 17-29** approving the 2017-2022 Projects Budget, to **adopt Resolution 17-30** establishing the 2017/2018 appropriation limit; and to receive the BPU-adopted Utility Enterprise Fund Budgets.

- d. Public Hearing to **adopt Resolution 17-31** confirming the report and recommendation of the Tulare Downtown Association Board of Directors and levy assessments for the Tulare Downtown Parking and Business Improvement District 2017/2018 Annual Assessments.

(2) City Manager:

- a. Appoint a City Council member or staff person to serve as the City of Tulare representative on the Tulare County Task Force on Homelessness.

(3) City Attorney:

- a. Discussion and direction to staff regarding establishing guidelines for the length and adjournment of City Council Meetings.

XVI. COUNCIL/STAFF UPDATES, REPORTS OR ITEMS OF INTEREST – GC 54954.2(3)

XVII. ADJOURN REGULAR SESSION

In compliance with the Americans with Disabilities and Brown Act, if you need special assistance to participate in the meeting, including the receipt of the agenda and documents in the agenda package in an alternate format, please contact the City Manager's Office (559) 684-4200. Notification 48 hours prior to the meeting will enable the city to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35.102-35, 104 ADA Title II), and allow for the preparation of documents in the appropriate alternate format.

[Note: Pursuant to Government Code 54957.5 - Effective 7/1/08 Documents produced and distributed less than 72 hours prior to or during an open session of a regular meeting to a majority of the legislative body regarding any item on the agenda will be made available for public inspection at the meeting and at the City Clerk's Office at City Hall located at 411 East Kern Avenue during normal business hours.]