

# AGENDA

**TULARE CITY COUNCIL  
TUESDAY, SEPTEMBER 5, 2017  
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](http://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.

**7:00 p.m.**

### **I. CALL TO ORDER REGULAR SESSION**

### **II. PLEDGE OF ALLEGIANCE AND INVOCATION**

### **III. 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.*

### **IV. 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.*

## **V. 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 August 15, 2017 regular meeting(s).
- (3) Receive informational report on current City of Tulare, City Council 2016/2017 travel budget.
- (4) Authorize staff to initiate an amendment to Municipal Code Section 10.120 "Design Review" for future Planning Commission and City Council consideration.
- (5) Appoint the Community & Economic Development Director, Josh McDonnell, to serve as the City's representative on the Tulare County Association of Governments' Regional Transportation Plan / Sustainable Communities Strategy Roundtable, and designate the City Engineer, Michael Miller, to serve as his alternate.
- (6) **Adopt Resolution of Intent 17-39** to initiate proceedings and set a public hearing date for October 17, 2017, to consider the vacation of a portion of "M" Street (also known as Oak Street) from a point approximately 343 feet north of the centerline of Cartmill Avenue to the northern property lines of Assessor's Parcel Numbers 149-080-038 & 149-230-017 and reserving from the vacated street public access and utility access easements; direct the City Clerk to publish a Public Hearing Notice and direct staff to post a Notice of Vacation along the subject portion of "M" Street.
- (7) Conditionally approve the Parcel Map filed by Cornelius Vander Eyk for the division of land located at the southwest corner of Paige Avenue and Blackstone Street for recordation, and accept all easements and dedications offered to the City subject to receipt of the signed parcel map, all fees, and other required items prior to November 6, 2017.
- (8) Approve a twelve (12) month extension to the improvement agreement between the City and Evaristo and Emma Aguayo for the construction of an on-site storm drainage basin and the installation of a streetlight along the frontage of 1773 N. "E" Street.

- (9) Authorize the City Manager to sign a contract with Provost & Pritchard Consulting Group of Visalia, CA in an amount not to exceed \$345,300.00 for topographic surveying, geotechnical analysis, design, bidding and construction support services for Project EN0076, a street and utility improvement project on 'O' Street. Authorize the City Manager or designee to approve contract change orders in an amount not to exceed 10% (\$34,530) of the contract award amount.
- (10) Authorize the City Manager to sign a contract with Peters Engineering Group of Clovis, CA in an amount not to exceed \$437,490.00 for topographic surveying, geotechnical analysis, design, bidding and construction support services for Project EN0077, a street and utility improvement project on Cherry Street, Bash Alley and Lyndale Drive. Authorize the City Manager or designee to approve contract change orders in an amount not to exceed 10% (\$43,749) of the contract award amount.
- (11) Receive Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association (GFOA) for the fiscal year that ended June 30, 2016.
- (12) Receive, review, and file the Monthly Investment Report for July 2017.
- (13) **Adopt Resolution 17-40** and authorize Mayor to execute an agreement with the Tulare County Association of Government for the city to expand and/or increase transit service within the city areas during fiscal year 2017/18.
- (14) Purchase a 2009 StarCraft bus from MV Transportation as a replacement for Cutaway Transit Bus Unit #2018 in the amount of \$18,000.

#### **VI. SCHEDULED CITIZEN OR GROUP PRESENTATIONS**

- (1) Accept donation in the amount of \$30,000 toward the \$1 million dollar pledge made by the Tulare Library Foundation.

#### **VII. MAYOR'S REPORT**

#### **VIII. STUDENT REPORTS**

#### **IX. CONVENE JOINTLY AS TULARE CITY COUNCIL AND TULARE CITY COUNCIL ACTING AS THE SUCCESSOR AGENCY TO THE TULARE REDEVELOPMENT AGENCY –**

- (1) **Successor Agency:**
  - a. Accept and recommend a purchase offer to the Oversight Board of the Successor Agency to the Tulare Redevelopment Agency ("Oversight Board")

for purchase of Assessor Parcel Number (“APN”) 181-040-014/15, Property #24 for the amount of \$130,000.00, and to authorize the City Manager to sign all documents required for the sale and Legal Counsel to make any minor conforming changes.

**X. ADJOURN AS TULARE CITY COUNCIL ACTING AS THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY AND REMAIN SEATED AS THE TULARE CITY COUNCIL –**

**XI. 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) City Manager:

- a. Consideration for appointment members to the City of Tulare Measure I Oversight Committee and Planning Commission.
- b. Review the Annual League of California Cities Conference Resolutions providing input/direction to the City’s voting delegate.

(2) Community & Economic Development:

- a. Council consideration of the City of Tulare’s continued participation in the Tulare County Economic Development Corporation.

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

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

- (a) 54956.8b Conference with Real Property Negotiators  
Property: Located in Tulare California at the South East Corner of East Alpine Avenue and Nelder Grove Street (Portion of APN 172-040-079)  
Under Negotiation: Price, terms, conditions regarding disposition of property  
Negotiating Parties: Joseph Carlini, Steve Bonville, Mike Miller, Darlene Thompson, Rob Hunt, Heather N. Phillips.
- (b) 54956.9(5) Conference with Legal Counsel – Anticipated Litigation  
Case name unspecified: Disclosure would jeopardize service of process or existing settlement negotiations.

**XIV. RECONVENE CLOSED SESSION**

**XV. CLOSED SESSION REPORT (if any)**

**XVI. ADJOURN REGULAR MEETING**

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.]