

AGENDA

(amended as to Scheduled Presentations)

**TULARE CITY COUNCIL
TUESDAY, APRIL 2, 2019
Study Session 6:00 p.m.
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.

6:00 p.m.

I. CALL TO ORDER STUDY 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. STUDY SESSION

- (1) Staff presentation and request for direction regarding the City of Tulare General Fund 19/20 Budget (Version 1) and direction concerning the City of Tulare Administrative Budget Policy 13-02.

IV. ADJOURN STUDY SESSION

7:00 p.m. (or immediately following Study Session)

V. CALL TO ORDER REGULAR SESSION

VI. PLEDGE OF ALLEGIANCE AND INVOCATION

VII. 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.*

VIII. 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.*

IX. 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 March 19, 2019 special/regular meeting. [Submitted by: R. Yoder]
- (3) Authorize the Mayor to sign a letter in support of Self-Help Enterprises applying for the City of Tulare's allocation of Homeless Emergency Aid Program (HEAP) funds to support the Garden Street Bridge Housing Project. [Submitted by: T. Myers]
- (4) Accept a Grant of Easement from Donald C. McCarthy Limited Partnership, for a temporary storm drainage ponding basin for Cottonwood Estates Subdivision, and direct the City Clerk to record the same. [Submitted by: M. Miller]

- (5) Acceptance of a Grant of Easement for water line purposes from Del Lago Development Company, a California Limited Partnership associated with a master planned water main installed in Cartmill Avenue as part of the Willow Glen subdivision, and authorize the City Manager or designee to sign the Certificates of Acceptance for same. [Submitted by: M. Miller]
- (6) Accept the findings and recommendations of a speed zone study for a segment of F Street between Tulare Avenue and Cross Avenue prepared by Peters Engineering Group, set the public hearing for the Ordinance implementing the study for the Council meeting of April 16, 2019, to consider the pass-to-print for the Ordinance amending the existing speed zones. [Submitted by: M. Miller]
- (7) Authorize the City Manager to complete and execute the documents necessary to purchase property located as a portion of APN: 149-060-005 in the amount of \$87,750.00 for the use of public right-of-way for Project EN0073 – Cartmill Avenue Improvements project, subject only to minor conforming and clarifying changes acceptable to the City Attorney and City Manager. [Submitted by: N. Bartsch]
- (8) Authorize the City Manager to complete and execute the documents necessary to purchase property located as a portion of APN: 149-060-016 & 149-060-024 in the amount of \$100,000 for the use of public right-of-way for Project EN0073 – Cartmill Avenue Improvements project. [Submitted by: N. Bartsch]
- (9) **Adopt Resolution 19-10** setting the Maximum Utility User's Tax at \$12,220.00 per utility for the period July 1, 2019 through June 30, 2020. [Submitted by: D. Thompson]
- (10) Receive, review, and file the Monthly Investment Report for February 2019. [Submitted by: D. Thompson]
- (11) **Adopt Resolution 19-11** authorizing the surplus of 11 City vehicles. [Submitted by: S. Bonville]
- (12) Authorize free fixed route bus rides in celebration of Earth Day 2019 for transit service on Saturday April 13, 2019. [Submitted by: S. Bonville]

X. SCHEDULED CITIZEN OR GROUP PRESENTATIONS

- (1) Proclamation presentation regarding National Library Week.

XI. MAYOR'S REPORT

XII. STUDENT REPORTS

XIII. 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:

- a. Public Hearing for City Council review and consideration of the City of Tulare's Proposed Program Year 2019-2020 Community Development Block Grant (CDBG) Annual Action Plan and Program Year 2018-2019 Annual Action Plan Amendment and provide direction to staff for the finalization of the documents for Council consideration for adoption at the April 16, 2019 City Council meeting. [Submitted by: T. Myers]

(2) Economic Development:

- a. Council consideration and direction to staff on the request by AMVETS for an economic Development assistance grant in the sum of \$900.00 for the payment of fees and costs associated with the rental of Zumwalt Park for the 3rd Annual Cars at the Park car show to benefit services and programs for Veterans and their families to be held April 6, 2019. [Submitted by: T. Myers]

(3) Engineering:

- a. **Adopt Resolution 19-12** to grant direct access rights to "K" Street for the northern 42 feet of Parcel A of Grand Deed recorded 2/27/2018 as Document No. 2018-0009783, of Tulare County Records and accept the Relinquishment of Access Rights for the south 15 feet of Parcel A of Grant Deed recorded 2/27/2018 as Document No. 2018-0009783, of Tulare County Records and the north 15 feet of Parcel 1 of Grant Deed recorded 9/5/2017 as Document No. 2017-0051287, of Tulare County Records, from Hydraulic Controls, Inc., a Nevada Corporation, property owner. [Submitted by: M. Miller]
- b. Authorize the City Manager to execute an amended benefit district refunding agreement with Blackstone Ranch LLC and Hidden Oak Development Company Inc. ("Developer") for sanitary sewer, water, storm drain and street improvements constructed with Parcel Map 4972 along Hillman Street and Corvina Avenue upon payment of fees. [Submitted by: M. Miller]

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

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

- (a) 54956.9(d)(2) Conference with Legal Counsel – Anticipated Litigation (1) no further facts to state [Submitted by: M. Zamora]
- (b) 54956.9(d)(1) Conference with Legal Counsel – Existing Litigation (1)
Name of Case: Torres v. City of Tulare, USDC-Eastern District Case No. 1:19-CV-00361-LJO-SAB [Submitted by: M. Zamora]
- (c) 54957.6 Conference with Labor Negotiators
Represented/Unrepresented Employee(s): TPOU
Negotiators: Rob Hunt, Darlene Thompson, Janice Avila, Mario Zamora
[Submitted by: J. Avila]

XVI. RECONVENE CLOSED SESSION

XVII. CLOSED SESSION REPORT (if any)

XVIII. 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.]