

AMENDED AGENDA

as to Consent Item 8

**TULARE CITY COUNCIL
TUESDAY, MARCH 3, 2020
Closed Session 6:30 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.

6:30 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) 54956.9(d)(1) Conference with Legal Counsel – Existing Litigation (1)
Name of Case: Nunley vs. City of Tulare, TCSC Case No. 280739 [Submitted by: M. Zamora]
- (b) 54956.9(c) Conference with Legal Counsel – Anticipated Litigation one (1) item
[Submitted by: D. Thompson & M. Zamora]

IV. RECONVENE CLOSED SESSION

V. CLOSED SESSION REPORT (if any)

VI. ADJOURN CLOSED SESSION

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

VII. CALL TO ORDER 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 February 18, 2020 special/regular meeting. [Submitted by: R. Yoder]
- (3) City Council review and approval of the City of Tulare Housing Successor Agency Annual Reports for Fiscal Year 2018-2019. [Submitted by: T. Myers]
- (4) Accept an easement for public street and utility purposes from Presidio JJR Kensington 111, LLC, a Delaware Limited Liability Company, located at the

intersection of Bolton Avenue and Devenshire Street as part of the Kensington Estates 2 subdivision. Authorize the City Manager to sign the Certificate of Acceptance for the same. [Submitted by: M. Miller]

- (5) Authorize the City Manager to complete and execute the documents necessary to declare as public right-of-way a portion of the "J" Street at Cartmill Avenue well site – Well 4-5: Project WT0038 – North "J" Street Well Project, subject only to minor conforming and clarifying changes acceptable to the City Attorney and City Manager. [Submitted by: J. Funk]
- (6) Receive, review, and file the Monthly Investment Report for January 2020. [Submitted by: D. Thompson]
- (7) Award a contract for Design Build Services RFB #20-694 to Game Time c/o MRC Inc., PO Box 106, Spring Lake, NJ for the supply and installation of new playground equipment with associated improvements at Blain Park and authorize the City Manager to execute the agreement. [Submitted by: C. Miller]
- (8) Accept as complete the contract with 99 Pipeline, Inc. of Porterville, CA for work on Project EN0083, a street and utility improvement project on Sonora Avenue. 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. [Submitted by: N. Bartsch]

XII. SCHEDULED CITIZEN OR GROUP PRESENTATIONS

- (1) Presentation to Women Honorees in recognition of International Women's Day & Women's History Month 2020.
- (2) Presentation by Kaweah Delta Health Care District on Tulare Clinic.

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:
 - a. Public Hearing to **pass-to-print Ordinance 19-12**, an Ordinance revoking and replacing Chapter 5.96 of the City of Tulare Municipal Code allowing

Recreational Cannabis Businesses and Establishing Permitting Procedures and Regulations. [Submitted by: M. Zamora]

(2) Parks and Recreation:

- a. Provide staff with direction on the vacant 5.62 acres of city owned property located on the southeast corner of Nelder Grove Street and Alpine Avenue. [Submitted by: C. Miller]

(3) Community & Economic Development:

- a. City Council review and approval of the Notice of Funding Availability (NOFA) for Affordable Housing Development and direction to staff to release said NOFA to solicit Statements of Qualifications from qualified non-profit and/or for-profit developers who desire to partner with the City to carry out local affordable housing, community development and land use goals. [Submitted by: T. Myers]

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

XVII. 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.]