

AGENDA

**TULARE CITY COUNCIL
TUESDAY, APRIL 3, 2018
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.

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 March 20 and March 26, 2018 regular/special meeting(s).
- (3) Declare Greg Blevins' seat on the Board of Public Utilities vacant and direct staff to post the vacancy and solicit applications.
- (4) **Adopt Ordinance 18-02** approving Zone Amendment No. 727, changing the existing Zoning District designation from R-1-5 (Single Family Residential-5,000 sq. ft. minimum lot area) to R-1-5/PD (Single Family Residential-5,000 sq. ft. minimum lot area/Planned Residential Combining District) on a property located approximately 100 feet to the South of W. King Avenue and East of North "G" Street (APN 175-165-001).
- (5) **Adopt Resolution 18-08** adopting a Mitigated Negative Declaration on the construction of various roadway and infrastructure improvements associated with the Cherry-Bash Alley Improvement Project.
- (6) **Adopt Resolution 18-09** adopting a Mitigated Negative Declaration on the proposed construction and operation of the Cartmill - Hillman Improvements Project.
- (7) Approve the Parcel Map filed by Jorge Meneses for the division of land located at the northeast corner of San Joaquin Avenue and "E" Street for recordation, and accept all easements and dedications offered to the City as shown thereon.
- (8) Conditionally approve the final map and subdivision improvement agreement for Sierra Vista Estates No. 2 subdivision for recordation, and accept all easements and dedications offered to the City, subject to receipt of the signed final map, all fees, and other required items prior to June 1, 2018.
- (9) Accept the required public works improvements for Pleasant Oak No. 7 Subdivision for Merced JJR Valley Estates, LLC, located on the north side of Olema Avenue and west of West Street as complete, 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.

- (10) Award and authorize the City Manager to sign a contract with Don Berry Construction, Inc. of Selma, CA in an amount not to exceed \$5,464,232.08 for street and utility improvements associated with Project EN0077, a street and utility improvement project on Cherry Street, Bash Alley and Lyndale Drive; Approve the revised project budget (attached); Authorize the City Manager or designee to approve contract change orders in an amount not to exceed 10% (\$546,423.21) of the contract award amount.
- (11) Award and authorize the City Manager to sign a contract with 4Creeks of Visalia, CA in an amount not to exceed \$75,000 for construction surveying services associated with 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% (\$7,500) of the contract award amount.
- (12) Award and authorize the City Manager to sign a contract with NV5 of Bakersfield, CA in an amount not to exceed \$159,039 for materials testing services associated with 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% (\$15,903.90) of the contract award amount.
- (13) Authorize the City Manager to execute City of Tulare-State of California Cooperative Agreement No. 06-1670, subject only to minor conforming and clarifying changes acceptable to the City Attorney and City Manager, for the EN0077 – Cherry Street, Bash Alley, Lyndale Drive Improvements Project.
- (14) Authorize the City Manager to execute City of Tulare-State of California Cooperative Agreement No. 06-1669, subject only to minor conforming and clarifying changes acceptable to the City Attorney and City Manager, for the EN0076 – O Street Improvements Project.
- (15) Receive, review, and file the Monthly Investment Report for February 2018.
- (16) **Adopt Resolution 18-10** authorizing the surplus of five (5) City Vehicles.
- (17) **Adopt Resolution 18-11** authorizing the sale of one (1) City Police Patrol K-9 Vehicle to the City of Lindsay.

VI. SCHEDULED CITIZEN OR GROUP PRESENTATIONS

VII. MAYOR'S REPORT

- (1) Proclamation in honor of National Library Week, April 8 - 14, 2018.

VIII. STUDENT REPORTS

IX. 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) Community Development:

- a. Presentation by an economic development consulting firm (Buxton) on a proposal for retail attraction services; Council consideration on the proposal and direction to staff on the preparation of a Professional Consulting Agreement between the City of Tulare and Buxton for retail attraction services; and request for economic development assistance in the amount of \$50,000 for commitment of year one of a potential three-year contract period to secure the services of Buxton for retail attraction services.

(2) Engineering/Project Management:

- a. Receive a list of proposed projects to be funded through Senate Bill No. 1 (SB 1) revenues; and **adopt Resolution 18-12**, which includes the 2018/19 Road Maintenance and Rehabilitation Account (RMRA) funds in the City's 2018/19 Capital Improvements Projects program budget and identifies a list of proposed projects that will utilize those funds.

(3) Public Works:

- a. Provide direction to Staff as to the funding options for the solar expansion project, or decline project.

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

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

(a) 54956.9(e)(2) Conference with Legal Counsel – Anticipated Litigation (1)

- Regarding officer involved shooting on March 12, 2018 of Jontelle Reedum

XII. RECONVENE CLOSED SESSION

XIII. CLOSED SESSION REPORT (if any)

XIV. ADJOURN REGULAR MEETING

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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.]