

AGENDA

**TULARE CITY COUNCIL
TUESDAY, DECEMBER 17, 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

- a. Receive a presentation on the Strategic Plan, *Pathway Home: Responding to Homelessness in Tulare County* commissioned by the Tulare County Homeless Task Force (the "Plan"); provide staff with any Council direction regarding the Plan. [Submitted by: T. Myers]
- b. Presentation of the Homelessness Ad Hoc Committee Plan, Recommendations and Direction related to same. [Submitted by: Council Member Sayre]
- c. Discussion and direction regarding **adopting Resolution 19-54** declaring a housing/shelter crisis in the City of Tulare. [Submitted by: T. Myers]

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 December 3, 2019 special/regular meeting. [Submitted by: R. Yoder]
- (3) **Adopt 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]

- (4) **Adopt Ordinance 19-08** for the repeal and replacement of Chapter 8.56 of title VIII of the Municipal Code pertaining to development impact mitigation fees. [Submitted by: M. Miller]
- (5) Extend the conditional approval for the final map and subdivision improvement agreement of Phase 1 of The Greens at Oak Creek subdivision for recordation, and accept all easements and dedications offered to the City, including a Grant of Easement for temporary turnarounds for emergency vehicle purposes and a temporary run-off pond for street runoff, subject to receipt of the signed final map, all fees, and other required items prior to February 19, 2020. [Submitted: M. Miller]
- (6) Award and authorize the City Manager to sign a contract amendment with Don Berry Construction, Inc. of Selma, CA in an amount not to exceed \$1,143,886 for street and utility improvements associated with Project EN0073, a street and utility improvement project on Cartmill Avenue, to extend the project improvement limits to Mooney Boulevard; and authorize the City Manager or designee to approve contract change orders in an amount not to exceed 10% of the revised contract award amount. [Submitted by: N. Bartsch]
- (7) Accept as complete the contract with PC Inc. of Grover Beach, CA for work on Project FM0032, a project to replace the Tulare Police Department Standby Generator and site Improvements. 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: J. Bowling]

X. SCHEDULED CITIZEN OR GROUP PRESENTATIONS

- (1) Spotlight on Excellence – Employee Recognition. [Submitted by: R. Hunt]

XI. MAYOR'S REPORT

The following items were continued from November 5, 2019 for further consideration and to solicit additional applications, if any:

- (1) Consideration of the reappointment of four members to the City of Tulare Parks & Recreation Commission whose terms are ending December 31, 2019, select a new applicant, if any, or delay appointment and direct staff to solicit additional applications for consideration. [Submitted by: R. Hunt]
- (2) Consideration of the reappointment of three members to the City of Tulare Planning Commission whose terms are ending December 31, 2019, select a new applicant, if any, or delay appointment and direct staff to solicit additional applications for consideration. [Submitted by: R. Hunt]

XII. STUDENT REPORTS

XIII. CONVENE JOINTLY AS TULARE CITY COUNCIL AND TULARE CITY COUNCIL ACTING AS THE SUCCESSOR AGENCY TO THE TULARE REDEVELOPMENT AGENCY –

(1) Successor Agency:

- a. **Adopt Resolution 2019-01** of the Successor Agency to the Former Tulare Redevelopment Agency approving and adopting the Recognized Obligation Payment Schedule for the July 1, 2020 through June 30, 2021 period and the Fiscal Year 2020-21 Administrative Budget. [Submitted by: D. Thompson]

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

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 19-13** repealing and replacing Sections 9.48.080 and 9.48.140 of existing Chapter 9.48 (Standing, Stopping, Parking) of the Tulare Municipal Code. [Submitted by: M. Miller]
- b. Public Hearing to **adopt Resolution 19-55** approving the 2019 Community Development Block Grant (CDBG) Annual Action Plan (APP) Amendment to re-allocate \$50,000 of Program Year 2019 funds to the Workforce Investment Board of Tulare County (WIBTC) to provide job readiness, work-based training and job placement services to six low-to-moderate income persons who are facing homelessness or have significant barriers to employment; and authorize the City Manager or his designee to submit the same to HUD on behalf of the City of Tulare. [Submitted by: T. Myers]
- c. Public Hearing to **adopt Resolution 19-56** accepting and approving expenditures for the State of California, Citizens Option for Public Safety (COPS) 2019/2020 Program funds in the amount of \$101,491 to be used to fund (1) Police Officer positions, salary and benefits package.

(2) City Manager:

- a. Pursuant to the process adopted by the Council of Cities select one of the two nominees as the Alternate Transit Representative on the Tulare County Association of Governments (TCAG), to fill an unexpired term, ending June 30, 2020. [Submitted by: R. Hunt]
- b. Review the existing processes with regard to the recruitment, selection and appointment of members to the City of Tulare's Boards, Commissions and Committees and provide direction to staff related thereto and consider approval of same, subject to any amendments. [Submitted by: R. Hunt]

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

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

- (a) 54956.9(d)(2) Conference with Legal Counsel – Anticipated Litigation one (1) item(s) of anticipated litigation

XVIII. RECONVENE CLOSED SESSION

XIX. CLOSED SESSION REPORT (if any)

XX. 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.]