

**ACTION MINUTES OF TULARE
CITY COUNCIL, CITY OF TULARE**

January 21, 2020

A closed session of the City Council, City of Tulare was held on Tuesday, January 21, 2020, at 5:45 p.m., in the Tulare Public Library & Council Chambers, 491 North "M" Street.

COUNCIL PRESENT: Jose Sigala, Dennis A. Mederos, Terry A. Sayre

COUNCIL ABSENT: Carlton Jones, Greg Nunley

STAFF PRESENT: Rob Hunt, Josh McDonnell, Megan Dodd, Leonard Herr, Janice Avila, Roxanne Yoder

I. CALL TO ORDER CLOSED SESSION

Mayor Sigala called the closed session to order at 5:45 p.m.

- 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.

There were no public comments.

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

Mayor Sigala adjourned to closed session for items as noted by Assistant City Attorney Megan Dodd at 5:46 p.m.

- (a) 54956.9(d)(1) Conference with Legal Counsel – Existing Litigation (1)
Name of Case: City of Tulare vs. Phillips, Goyette, TCSC #VCU276579

IV. RECONVENE CLOSED SESSION

Mayor Sigala reconvened from closed session at 6:21 p.m.

V. CLOSED SESSION REPORT (if any)

Mayor Sigala advised there were no reportable actions.

VI. ADJOURN CLOSED SESSION

Mayor Sigala adjourned closed session at 6:21 p.m.

A study session of the City Council, City of Tulare was held on Tuesday, January 21, 2020, at 6:00 p.m., in the Tulare Public Library & Council Chambers, 491 North "M" Street.

COUNCIL PRESENT: Jose Sigala, Dennis A. Mederos, Terry A. Sayre

COUNCIL ABSENT: Carlton Jones, Greg Nunley

STAFF PRESENT: Rob Hunt, Josh McDonnell, Megan Dodd, Wes Hensley, Cameron Long, Janice Avila, Michael Miller, Traci Myers, Craig Miller, Darlene Thompson, Trisha Whitfield, Nick Bartsch, Roxanne Yoder

STUDENTS PRESENT: Aracelli Espinoza, Amber Munoz, Sebastian Pires

VII. CALL TO ORDER STUDY SESSION

Mayor Sigala called the study session to order at 6:21 p.m.

VIII. 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.

There were no public comments.

IX. STUDY SESSION

- a. Presentation from Willdan Financial Services on updated city-wide users fees and direction to set fees for the upcoming budget year. [Submitted by: D. Thompson]** Finance Director Darlene Thompson provided a brief report and introduction of Tony Thrasher, Project Manager of Willdan Financial Services who provided a PowerPoint presentation for the Council's review and consideration, highlighting objectives, scope of study, fee cost composition and related analysis, if any, for the various City departments.

Questions and comments posed by Council were addressed by Mr. Thrasher.

Staff was directed to post the study online for access to the public, email to the Council for their review and input of which will be provided to City Manager Hunt and Finance Director Thompson in advance of a public hearing to be scheduled in April 2020.

X. ADJOURN STUDY SESSION

Mayor Sigala adjourned the study session at 6:51 p.m.

A regular session of the City Council, City of Tulare was held on Tuesday, January 21, 2020, at 7:00 p.m., in the Tulare Public Library & Council Chambers, 491 North "M" Street.

COUNCIL PRESENT: Jose Sigala, Dennis A. Mederos, Terry A. Sayre

COUNCIL ABSENT: Carlton Jones, Greg Nunley

STAFF PRESENT: Rob Hunt, Josh McDonnell, Megan Dodd, Wes Hensley, Luis Nevarez, Janice Avila, Michael Miller, Traci Myers, Darlene Thompson, Trisha Whitfield, Nick Bartsch, Steven Sopp, Mario Anaya, Roxanne Yoder

STUDENTS PRESENT: Aracelli Espinoza, Amber Munoz, Sebastian Pires

XI. CALL TO ORDER REGULAR SESSION

Mayor Sigala called the regular session to order at 7:04 p.m.

XII. PLEDGE OF ALLEGIANCE AND INVOCATION

Police Chief Hensley led the Pledge of Allegiance and an invocation was given by Council Member Sayre.

XIII. CITIZEN COMMENTS

Mayor Sigala requested those who wish to speak on matters not on the agenda within the jurisdiction of the Council, or to address or request a matter be pulled from the consent calendar to do so at this time. He further stated comments related to general business matters would be heard at the time that matter is addressed on the agenda.

Donnette Silva-Carter addressed the Council regarding our Sister City in Australia and communication regarding the fires in that region. She further thanked the Council's partnership for the ICSC attendees at upcoming events.

XIV. COMMUNICATIONS

City Manager Rob Hunt advised Council of a communication from Carlos and Hope Sanchez requesting a drive approach exception.

XV. CONSENT CALENDAR:

It was moved by Mayor Sigala, seconded by Council Member Sayre and carried 3 to 0 (Council Members Jones and Nunley absent) that the items on the Consent Calendar be approved as presented with the exception of item 7.

- (1) **Authorization to read ordinances by title only.**
- (2) **Approve minutes of January 7, 2020 special/regular meeting. [Submitted by: R. Yoder]**
- (3) **Adopt Ordinance 2020-01 amending Title 2, Chapter 2.04 (Parks & Recreation Commission), Section 2.04.020 (Definitions), 2.04.030 (Appointments and Qualifications), 2.04.060 (Forfeiture of Office) and 2.04.070 (General Powers & Duties) of the Tulare Municipal Code. [Submitted by: R. Hunt]**
- (4) **Authorize the City Manager to complete and execute the documents necessary to purchase a portion of property located at the southeast corner of Oaks Street and Prosperity Avenue (APN 170-041-001) in the amount of \$4,800.00 for the use of public right-of-way for Project EN0072 – Oaks Street and Prosperity Avenue Traffic Signal Project, subject only to minor conforming and clarifying changes acceptable to the City Attorney and City Manager. [Submitted by: J. Funk]**
- (5) **Accept a grant of easement for public utility purposes, a grant deed for street rights-of-way on Mooney Boulevard and Bardsley Avenue, and a grant of easement for storm water discharge purposes associated with Jack-In-The-Box, a commercial property being developed by MFT – Bardsley, LLC, and authorize the City Manager or his designee to sign Certificates of Acceptance for the same. [Submitted by: M. Miller]**
- (6) **Authorize the City Manager to complete and execute the documents necessary to purchase property located as a portion of APN: 149-060-029 in the amount of \$85,050 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]**

Due to a lack of a quorum (Council Members Jones and Nunley absent; Vice Mayor Mederos recused due to property ownership in the area) Consent Item 7 will be continued to the next regular meeting.

- (7) **Authorize the City Manager to complete and execute the documents necessary to purchase property located as a portion of APN: 149-380-031 & 149-390-022 in the amount of \$101,850 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]**

XVI. SCHEDULED CITIZEN OR GROUP PRESENTATIONS

There were no items for this section of the agenda.

XVII. MAYOR'S REPORT

Mayor Sigala reminded Council that the first meeting in March will be International Women's Month recognition and to submit nominees to the City Clerk by mid Februray.

XVIII. STUDENT REPORTS

Teens-On-Board City Council representatives Araceli Espinoza, Tulare Western, Jr.; Amber Munoz, Tulare Western Sr. and Sebastian Pires, Tulare Western, Jr.; provided student reports.

XIX. 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 adopt Resolution 2020-03 regarding financing plan for Kaweah Delta Health Care District of Tulare County, California, for the proposed issuance of its Revenue Bonds, Series 2020 in an aggregate principal amount not to exceed \$15,000,000, a portion of which may be issued to provide for financing the acquisition and improvement of the Tulare Clinic located at 1000 North Mooney Boulevard, Tulare, California. [Submitted by: T. Myers]** Community & Economic Development Director Traci Myers provided a report for the Council's review and consideration. Mayor Sigala opened the public hearing at 7:25 p.m. Receiving no public comment, he closed the public hearing at 7:25 p.m.

Kaweah Delta Health Care District representatives Melinda Tupper and Marc Mertz addressed the Council regarding the item and related project.

Following questions and comments, it was moved by Vice Mayor Mederos, seconded by Council Member Sayre and carried 3 to 0 (Council Members Jones and Nunley absent) to adopt Resolution 2020-03 as presented.

[Due to the size of the Mitigated Negative Declaration document, it won't be included in the packet, but provided on the City's website and available in the City Clerk's Office for viewing purposes.]

- b. Public Hearing to adopt Resolution 2020-04 adopting a Mitigated Negative Declaration prepared for Tentative Subdivision Map 2019-15 (Farrar), General Plan Amendment No. 2019-02, Zone Amendment No. 735 and Conditional Use Permit No. 2019-19 and to adopt Resolution 2020-05 approving General Plan Amendment No. 2019-02 changing the General Plan land use designation on approximately 76.5-acres to Low Density Residential, and pass-to-print Ordinance 2020-02 approving Zone Amendment No. 735, to change the existing zoning designation on approximately 76.5-acres to the R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot area) and R-1-4 (Small-lot Residential) zoning designation on property located on the west side of Morrison Street between Tulare Avenue and the Seminole Avenue alignment. [Submitted by: T. Myers]** Vice Mayor Dennis Mederos provided a statement regarding his ability to consider the matter without a conflict of interest and therefore will have to recuse himself from discussions. The recusal created a lack of a quorum (Council Members Jones and Nunley absent); therefore, the Public Hearing was continued to Tuesday, February 4, 2020 and notice is preserved.

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

XXI. ADJOURN REGULAR MEETING

Mayor Sigala adjourned the regular meeting at 7:39 p.m.

President of the Council and Ex-Officio
Mayor of the City of Tulare

ATTEST:

Chief Deputy City Clerk and Clerk of the
Council of the City of Tulare