

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

**October 19, 2021**

**A Study Session of the City Council, City of Tulare was held on Tuesday, October 19, 2021, at 6:00 p.m. in the Tulare Public Library & Council Chambers, 491 North M Street.**

**COUNCIL PRESENT:** Dennis A. Mederos, Terry A. Sayre, Jose Sigala, Stephen C. Harrell, Patrick Isherwood

**STAFF PRESENT:** Marc Mondell, Josh McDonnell, Mario Zamora, Matt Machado, Doyle Sewell<sup>6:33 p.m.</sup>, Janice Avila, Traci Myers, Darlene Thompson, Michael Miller, Jason Glick, Jason Bowling, Ken Wales, Nick Bartsch, Roxanne Yoder

**6:00 p.m.**

**I. CALL TO ORDER STUDY SESSION**

Mayor Mederos called the Study Session to order at 6:02 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. STUDY SESSION**

- a. American Rescue Plan Act Funding review, discussion and receive direction. [Submitted by: M. Mondell]** City Manager Marc Mondell provided a PowerPoint presentation on the American Rescue Plan Act Funding highlighting staff's recommendations as they relate to funding guidelines regarding the expenditure of same.

Following the presentation, Council offered comments and thanked staff for their work.

Council Member Isherwood asked staff to look into the County's contribution toward homelessness.

Council Member Sigala inquired as to the City's homelessness set aside funds and asked how leveraging those along with the County's and the proposed ARPA recommendation by staff may be used. He further noted that some of the proposed projects appear to have been part of the CIP adopted by Council and would like to see those items remain under the CIP. Council Member Sigala further inquired as to how the pool recommendation made it to the list. Lastly, he would like to see essential worker bonuses as a priority.

Mayor Mederos requested staff to evaluate what other agencies are doing to avoid duplication of efforts.

Informational item only, no action requested or taken.

#### **IV. ADJOURN STUDY SESSION**

Mayor Mederos adjourned the Study Session at 7:09 p.m.

**A Regular Session of the City Council, City of Tulare was held on Tuesday, October 19, 2021, at 7:00 p.m. in the Tulare Public Library & Council Chambers, 491 North M Street.**

**COUNCIL PRESENT:** Dennis A. Mederos, Terry A. Sayre, Jose Sigala, Stephen C. Harrell, Patrick Isherwood

**STAFF PRESENT:** Marc Mondell, Josh McDonnell, Mario Zamora, Matt Machado, Doyle Sewell, Janice Avila, Traci Myers, Darlene Thompson, Michael Miller, Trisha Whitfield, Jason Glick, Jason Bowling, Ken Wales, Nick Bartsch, Roxanne Yoder

#### **V. CALL TO ORDER REGULAR SESSION**

Mayor Mederos called the Special Session to order at 7:25 p.m.

#### **VI. PLEDGE OF ALLEGIANCE AND INVOCATION**

Mayor Mederos led the Pledge of Allegiance and an invocation was led by Pastor Susan Henard, River Valley Church.

#### **VII. CITIZEN COMMENTS**

Mayor Mederos 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.

Megan Ferreira Lausten, Director of Marketing and Events for the Tulare Chamber of Commerce, provided an update on Chamber activities.

Janet LeBaron welcomed Marc Mondell and indicated that she and her husband, Don, would like to meet with him to discuss downtown/community history.

John Harmon, Tulare Downtown Association, addressed the Council regarding upcoming events.

## VIII. COMMUNICATIONS

There were no items for this section of the agenda.

## IX. CONSENT CALENDAR

It was moved by Council Member Harrell, seconded by Council Member Sigala, and unanimously carried that the items on the Consent Calendar be approved as presented.

- (1) **Authorization to read ordinances by title only.**
- (2) **Approve minutes of October 5, 2021 special/regular meeting(s). [Submitted by: R. Yoder]**
- (3) **Approve updates to administrative policy Legislative Guiding Principles and Priorities. [Submitted by: M. Hermann]** Council Member Sigala pulled the item for clarification on the process moving forward. With no further comment it was moved by Council Member Sigala, seconded by Vice Mayor Sayre and unanimously carried to approve the item as presented.
- (4) **Authorize the City Manager to enter into consultant professional service agreements, subject only to minor conforming and clarifying changes acceptable to the City Attorney and City Manager, with BPR Consulting Group of El Dorado Hills, CA for a period of up to two years. [Submitted by: M. Miller]** Council Member Sigala pulled the item for comment. Following Mr. Sigala's comments it was moved by Council Member Sigala, seconded by Council Member Harrell and unanimously carried to approve the item as presented.
- (5) **Acceptance of the following easement associated with Phase 3 of the Kensington Estates subdivision located on the northwest corner of Mooney Boulevard and Cartmill Avenue, and authorize the City Manager or his designee to sign the Certificates of Acceptance for the same:**
  - i. **A Grant of Easement for Storm Drain pipeline across Parcel A of LLA No. 263, per the City of Tulare Parcel Map Committee's Approval Resolution No. 835, recorded September 2, 2021 as Doc. No. 2021-0064584, Tulare County Records, from Encinas Norte, LLC, a California limited liability company, F & C Farming, LLC, a California limited liability company, Rodney D. Dir Revocable Trust of July 13, 2001, and Central Valley Land Company, LLC, a California limited liability company. [Submitted by: M. Miller]**
- (6) **Authorize the Mayor to sign a letter to the Tulare County Resource Management Agency regarding traffic concerns along the West Street corridor north of Prosperity Avenue. [Submitted by: M. Miller]** Mayor Mederos pulled the item to request a minor amendment to include the following language:

“Additionally, it is recommended that the County consider the following measures:

- Conduct a traffic signal study and roundabout warrant study for the intersection...”

Additionally, staff was directed to update the cc line at the close of the letter to include County Supervisor Pete VanderPoel, County CEO Jason Britt and TCAG Director Ted Smalley. With no further discussion, it was moved by Mayor Mederos, seconded by Vice Mayor Sayre, and unanimously carried to approve the item as presented.

- (7) **Authorize the City Manager to execute an agreement with Gillig, LLC of Livermore, CA to purchase 4 – 35’ buses (Livermore Amador Valley Transit Authority RFP#2015-08) for approximately \$615,000 per bus. [Submitted by: D. Thompson]**
- (8) **Approve Tulare Public Library’s annual participation in the national campaign, “Food for Fines,” which allows customers to reduce their late fines by donating food and new coats to local agencies like the Tulare Emergency Aid Council. [Submitted by: J. Glick]**
- (9) **Authorize the Mayor to execute on behalf of the City Council a Letter of Support on Water Infrastructure Funding Act of 2022. [Submitted by: T. Whitfield]** Mayor Mederos pulled the item to highlight. With no further discussion, it was moved by Council Member Harrell, seconded by Council Member Isherwood, and unanimously carried to approve the item as presented.
- (10) **Award and authorize the City Manager to sign a contract with Pros Consulting in the amount of \$99,945.00 for Project PK2021-002 – Tulare Parks and Recreation Master Plan and Needs Assessment. [Submitted by: J. Glick]**

## **X. SCHEDULED PRESENTATIONS**

- (1) **Tulare County Association of Governments 2022 Regional Transportation/Sustainable Communities Strategy presentation.** Item was trailed due to absence of presenter.
- (2) **Proclamation presentation in recognition of Support Your Local Chamber Day.** Mayor Mederos presented Chamber representatives a Proclamation in recognition of Support Your Local Chamber Day.
- (3) **Proclamation presentation in recognition of World Polio Day.** Mayor Mederos presented Rotary representatives a Proclamation in recognition of World Polio Day.

- (4) **Community & Economic Development Update.** Community & Economic Development Director Traci Myers provided a PowerPoint presentation updating the Council on economic development projects in the City of Tulare. Questions and comments posed by Council addressed by staff.

**XI. MAYOR/COUNCIL REPORTS OR ITEMS OF INTEREST – G.C. 54954.2(c)**

**XII. 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 2021-03 for a zoning text amendment to Chapters 10.64, 10.72 and 10.76 of Title 10 of the Tulare Municipal Code, in order to add monitored electrified security fences to the list of uses permitted in Industrial zones and to establish design guidelines for use of monitored electrified security fences in Industrial zones. [Submitted by: T. Myers]** Community & Economic Development Director Traci Myers provided a PowerPoint presentation for the Council's review and consideration. Mayor Mederos opened the public hearing at 8:27 p.m. Keith Kaneko of Amarak, on behalf of Knight Transportation, addressed the Council in support of the Ordinance with suggested modifications for use in commercial areas. Jason Bender addressed the Council in support of the Ordinance and the proposed modifications requested by Mr. Kaneko. Mayor Mederos closed the public hearing at 8:33 p.m. Questions and comments posed by Council were addressed by staff. City Manager Mondell suggested that Council consider the Ordinance as presented and review the request for commercial at a later time. Following discussion and comments, it was moved by Council Member Sigala to pass-to-print Ordinance 2021-03, as amended, under 10.76.030(3)(c) to require outside perimeter fencing at a minimum of six feet, it was seconded by Council Member Isherwood, further amending to apply that condition on new fencing only, and passed 3 to 2 (Vice Mayor Sayre and Mayor Mederos voting no.) Chief Deputy City Clerk Yoder requested clarification of the further amended motion, Council concurred that was their understanding. City Attorney Zamora indicated the motion as amended and clarified is sufficient to proceed.
- b. **Public hearing to adopt Resolution 2021-44 approving the City of Tulare 2020 Urban Water Management Plan (UWMP) and the City of Tulare Water Shortage Contingency Plan (WSCP). [Submitted by: A. Bettencourt]** Management Analyst Andrew Bettencourt introduced Consultant Heather Bashian of Provost & Prichard, who provided a PowerPoint presentation for the Council's review and consideration. Mayor Mederos opened the public hearing at 9:16 p.m. Receiving no public comment, the public hearing was at 9:16 p.m. Following discussion, it was

moved by Vice Mayor Sayre, seconded by Mayor Mederos, and unanimously carried to adopt Resolution 2021-44 as presented.

**(2) City Attorney:**

- a. **Discussion and possible adoption of Resolution 2021-46 to comply with the requirements set forth in Assembly Bill 361 and Government Code Section 54953(e)(3). If the City Council does not wish to proceed with teleconferencing, then no action is required.** City Attorney Zamora provided a report for the Council's review and consideration. Following discussion, the matter died for lack of a motion. It was noted, however, that following a qualifying incident, staff can bring a Resolution back to Council to act upon retroactively within 30 days of same.

**XIII. STAFF UPDATES AND FUTURE AGENDA ITEMS – G.C. 54954.2(c)**

Council Member Harrell commented on the Fireworks Ordinance.

Council Member Sigala inquired on a presentation from the City Attorney's Office on a Cannabis Sales Tax Measure which the Council concurred. He also requested staff schedule the ARPA public hearings and an update on the Corp Yard transit operations.

Vice Mayor Sayre inquired as to the status of her request for information on the parking ordinance and inoperable vehicles.

Mayor Mederos inquired as to the status of the Park Ordinance so he may review.

Lastly, it was the consensus of Council for staff to schedule a joint meeting of the Council and Board of Public Utilities for a presentation by Aaron Fukuda, General Manager of the Tulare Irrigation District.

**XIV. ADJOURN REGULAR SESSION**

Mayor Mederos adjourned the regular session at 9:46 p.m.

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

**ATTEST:**

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