

## Attending and Participating in Meetings

You can attend meetings in person or access the meetings via [YouTube](#). If you wish to provide public comment while not physically in attendance, you may do so by calling **(559) 366-1849** during Citizen Comments and/or General Business items.

NOTE: Please be aware there will be approximately a 20-second delay in broadcast for viewers. When calling in, please mute your speakers if viewing the meeting via YouTube.

### YouTube Channel

<https://www.youtube.com/channel/UCdWZiv2o7do1JY0OvGe1aw/videos>



### City Council Webpage

<https://www.tulare.ca.gov/government/city-council>



## AGENDA

**TULARE CITY COUNCIL**  
**Tuesday, December 21, 2021**  
**Special 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](http://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 SPECIAL 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. SPECIAL SESSION**

- a. Consideration for the reappointment or appointment of new applicants to City boards, commissions, and committees; and/or declare seats vacant effective January 1, 2022, for those who are not seeking reappointment or for those Council chooses not to reappoint and direct staff to post vacancy notices; and receive a report regarding the process for appointing members to City boards, commissions, and committees. [Submitted by: M. Hermann]

#### **IV. ADJOURN SPECIAL SESSION**

**7:00 p.m.** (Or, immediately following Special 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 7, 2021 special/regular meeting(s). [Submitted by: R. Yoder]

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- (3) **Adopt Resolution 2021-59** allowing for Council Members to attend council meetings remotely pursuant to Assembly Bill (AB) 361. [Submitted by: M. Zamora]
- (4) Approve the extension of deadline to submit draft maps for the Tulare City Council redistricting process from Monday, January 3, 2022 by 5 p.m., to Friday, January 7, 2022 by 5 p.m. [Submitted by: M. Mondell]
- (5) **Adopt Ordinance 2021-04** amending existing Chapters 8.24.450 (Street Design and Improvements) and 10.192.050 (Parking Lot Design Standards) of the Tulare Municipal Code. [Submitted by: M. Miller]
- (6) Approve a contract with Monument of Sacramento, CA for right-of-way acquisition services associated with Project EN0088 - Prosperity Avenue and West Street Improvements in the amount of \$56,000; and authorize the City Manager or designee to approve contract change orders in an amount not to exceed 10% of the contract award amount. [Submitted by: N. Bartsch]
- (7) Authorize the City Manager to execute the standard form letter to Caltrans indicating the City's intention to accept the relinquishment of State right-of-way on San Joaquin Avenue immediately west of the Highway 99 southbound ramps and on Sierra Avenue immediately east of the Highway 99 northbound ramps, and waive the ninety (90) days' notice of "Intention to Relinquish" requirement contained in Section 73 of the Streets and Highway Code. [Submitted by: M. Miller]
- (8) Receive the monthly investment report for November 2021. [Submitted by: D. Thompson]
- (9) Acknowledgment and acceptance of Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association (GFOA) for the fiscal year ended June 30, 2020. [Submitted by: D. Thompson]
- (10) Accept all required public work improvements for the Del Lago Playground located at 1700 S. Laspina, Tulare CA as complete, authorize the Community Services Director to sign a Notice of Completion, and direct the City Clerk to file the Notice of Completion with the Tulare County Recorder's Office. [Submitted by: J. Glick]
- (11) Accept the Police Department Citizen Complaint Review Board's annual report for calendar year 2021. [Submitted by: G. Merrill]

**X. SCHEDULED PRESENTATIONS**

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

**XI. MAYOR/COUNCIL REPORTS OR ITEMS OF INTEREST – G.C. 54954.2(a)(3)**

**XII. 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 2021-01** a Resolution of the Successor Agency to the former Tulare Redevelopment Agency approving and adopting the recognized obligation payment schedule for the July 1, 2022 through June 30, 2023 period and the fiscal year 2022-23 administrative budget. [Submitted by: D. Thompson]

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

**XIV. 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 2021-06**, amending Chapter 8.36 of Title 8 of the City Code, City Park and Trail Section 8.36.010 through section 8.36.420. [Submitted by: M. Zamora and J. Glick]
- b. Public hearing under the Tax and Equity Fiscal Responsibility Act (“TEFRA”) in connection with the proposed issuance of revenue bonds by the California Municipal Finance Authority (the “CMFA”), a joint exercise of powers authority and public entity of the State of California, in an amount not to exceed \$23,000,000, (the “Bonds”); **adopt Resolution 2021-60** to become a member of the CMFA to approve the financing of the Project by the CMFA and authorize the Mayor or designee thereof to execute the Joint Exercise of Powers Agreement with the CMFA. [Submitted by: T. Myers]

(2) City Attorney:

*Note: For an urgency ordinance to pass, a 4/5 vote is required.*

- a. Review and discuss **possible adoption of Urgency Ordinance 2021-05** amending Chapter 3.08 of Title 3 of the Tulare Municipal Code Pertaining to Dangerous and Illegal Fireworks. [Submitted by: M. Zamora]

**XV. STAFF UPDATES AND FUTURE AGENDA ITEMS – GC 54954.2(a)(3)**

**XVI. ADJOURN REGULAR SESSION**

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, or translation services 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.]