

**CITY OF TULARE
CITY COUNCIL MEETING MINUTES**

**Tulare Public Library & Council Chamber
491 North M Street, Tulare**

**Tuesday, August 6, 2024
5:00 p.m. Special Meeting
7:00 p.m. Regular Meeting**

Proper notice of this meeting was given pursuant to Government Code Section 54954.2 and 54956.

COUNCIL PRESENT: Mayor Terry A. Sayre
Vice Mayor Patrick Isherwood
Councilmember Jose Sigala
Councilmember Stephen C. Harrell
Councilmember Dennis A. Mederos

STAFF PRESENT: City Manager Marc Mondell; City Attorney Mario U. Zamora; Chief Deputy City Clerk Melissa Hermann; Chief Financial Officer Mark Roberts; City Engineer Michael Miller; Public Works Director Trisha Whitfield; Assistant Community Services Director Brian Beck; Police Chief Fred Ynclan; Fire Chief Michael Ott; Human Resources Director Shonna Oneal; Community Development Director Mario Anaya; Chief Technology Officer Jason Bowling; Administration Analyst Melissa Perez

1. CALL TO ORDER

Mayor Sayre called to order the special meeting of the Tulare City Council at 5:05 p.m. in the Council Chamber located at 491 North M Street.

2. STUDY SESSION

2.1 Tulare County Health & Human Services Agency (HHSA) Presentation.

Recommended Action: Receive a presentation regarding Tulare County Health and Human Services Agency's partnership with the City of Tulare and the services they provide to the communities across Tulare County.

Presented By: HHSA Associate Director Anita Ortiz and Mental Health Branch Director Dr. Natalie Bolin

Public Comment: There were no public comments.

Council Action: This was an informational item; therefore, no action was taken.

3. ADJOURNMENT

Mayor Sayre adjourned the special meeting at 6:09 p.m.

4. CALL TO ORDER

Mayor Sayre called to order the regular meeting of the City Council at 7:03 p.m. in the Council Chamber located at 491 North M Street.

5. PLEDGE OF ALLEGIANCE AND INVOCATION

Councilmember Harrell led the Pledge of Allegiance, and an invocation was given by John Maher, Pastor of Calvary Chapel Tulare.

6. PROCLAMATIONS & RECOGNITIONS

6.1 Recognition to Tulare Baseball Association Teams for Accomplishments.
Mayor Sayre and Vice Mayor Isherwood presented certificates of recognition to the 8-year-old and 11-year-old teams for their recent achievements.

7. PUBLIC COMMENT

Gregory Garcia addressed the Council regarding the buses at temporary encampment, the lack of signage at the cooling center, the food service contract for the temporary encampment, and requested an update on the construction of the homeless shelter update. Barbara Harrell provided updates on Tulare Community Health & Hospital Foundation programs and events.

8. COMMUNICATIONS

City Manager Marc Mondell advised there were no communications.

9. COUNCIL REPORTS AND ITEMS OF INTEREST

Council reported out on recent events and discussed items of interest.

10. CONSENT CALENDAR

Item 10.12 was removed from the Consent Calendar by Council.

It was moved by Councilmember Mederos, seconded by Councilmember Harrell, and unanimously carried to approve the items on the Consent Calendar as presented except for item 10.12.

10.1 Waive the reading of ordinances and approve reading by title only.

Recommended Action: Approve the reading by title only of all ordinances and that further reading of such ordinances be waived.

10.2 Approval of City Council Meeting Minutes.

Recommended Action: Approve the minutes of the special and/or regular meeting of July 16, 2024. [M. Hermann]

10.3 Second Reading and Adoption of Ordinance 2024-05.

Recommended Action: Adopt Ordinance 2024-05 approving Zone Amendment No. 752 to change the existing zoning designation from R-1-6 (Single-family Residential, 6,000 sq. ft. minimum lot area) to R-1-5 (Single-family Residential, 5,000 sq. ft. minimum lot area). [S. Sopp]

10.4 Monthly Investments Report.

Recommended Action: Accept the monthly investments report for June 2024. [M. Roberts]

10.5 Tulare Homeless Shelter Fiscal Year 2024 County ARPA Funds.

Recommended Action: Adopt a resolution approving the sole source justification for ESS Universal USA LLC (ESS Universal) and authorizing the purchase of 364 mattresses and 182 bunk beds at an approximate cost of \$211,500. [G. Avitia]

10.6 Commercial Development Impact Fee Deferral Request - Prosperity Foodland.

Recommended Action: Adopt a resolution granting the deferral of development impact fees as requested by Darshan Singh (Property Owner), associated with development of the property located at 1290 North West Street, Tulare CA 93274 (APN 169-036-041), in the sum of \$127,494.00. [M. Anaya]

10.7 Materials Testing Consultant Contract Amendment – Project PK0033.

Recommended Action: Authorize the City Manager or designee to sign a contract amendment for \$14,005 with Krazan & Associates of Fresno, CA, for additional materials testing services related to City Project PK0033 – Zumwalt Park Renovation. [M. Miller]

10.8 Asphalt Contract with Deer Creek.

Recommended Action: Award and authorize the City Manager to sign a contract with Jaxon Enterprises, DBA Deer Creek Asphalt (Deer Creek), of Redding, CA in the amount of \$68.00/ton for 3/8" Plant Run Cold Mix with Oil, \$63/ton for 1/2" Plant Run Cold Mix with Oil and \$61.00/ton for 1/2" Hot Asphalt Concrete; subject to minor conforming or clarifying changes acceptable to the City Attorney. [T. Whitfield]

10.9 Purchase of Trucks for the Police Department and Facilities Division.

Recommended Action: Award the purchase of two new/unused Chevrolet trucks to National Auto Fleet Group, of Watsonville, CA using Sourcewell Contract No. 091521-NAF in the amount of \$130,243.55, which includes all fees, tax, and shipping. [T. Whitfield]

10.10 Agreement for Audit Services with Price, Paige & Company.

Recommended Action: Approve a one-year agreement with Price, Paige & Company for administration and completion of the fiscal year 2024 Annual Comprehensive Financial Report (ACFR) including the City's financial statements, single audit, and related activities as outlined in the attached letter. [M. Gaboardi]

10.11 Property Acquisition from NW Tulare, Inc. for Project EN0088.

Recommended Action: Authorize the City Manager to complete and execute, after the close of escrow, the documents necessary to purchase property located as a portion of APN 168-240-069 in the amount of \$7,500 for public right-of-way required by CIP Project EN0088 (Prosperity and West Traffic Signal), subject only to minor conforming and clarifying changes acceptable to the City Attorney and City Manager. [M. Miller]

10.13 Agreement for Budgeting and Other Finance-Related Services.

Recommended Action: Approve and authorize the City Manager to execute a professional services agreement with McCann Consulting for budgeting and other finance-related services for the period of August 7, 2024, through September 30, 2024. [M. Roberts]

10.14 American Rescue Plan Act (ARPA) Fund Allocation.

Recommended Action: Approve the allocation of expenditures of American Rescue Plan Act (ARPA) Funds toward councilmember-identified programs and projects; and adopt a resolution approving the expenditure of \$20,000 of ARPA funds. [J. McDonnell]

PULLED CONSENT CALENDAR ITEMS**10.12 Grant of Easement from Tulare Community Church.**

Recommended Action: Accept a grant of easement for water line purposes and a grant of easement for a temporary construction easement from Tulare Community Church; and authorize the City Manager or his designee to sign certificates of acceptance for the same. [M. Miller]

Council Action: Councilmember Mederos pulled this item, stating the easements don't represent what was discussed regarding the shut-off valves confirming that one would be placed west of the Community Church property line with the other at the east of the freeway right-of-way. City Engineer Michael Miller confirmed this and stated those changes would be reflected in the updated design of the project. It was moved by Councilmember Mederos, seconded by Mayor Sayre, and unanimously carried to approve the item as presented.

11. PUBLIC HEARING**11.1 Participation in the Statewide Community Infrastructure Program.**

Recommended Action: Adopt a resolution containing the necessary findings and authorizations required for the City of Tulare to participate in the Statewide Community Infrastructure Program ("SCIP").

Presented By: City Engineer Michael Miller; James Hamill of the California Statewide Communities Development Authority

Public Comment: The public hearing was opened at 7:53 p.m. Bob Bender, on behalf of the Building Industry Association of Tulare/Kings Counties, spoke in support of the City participating in the Program. Adrian Peters of K. Hovnanian California Region, Inc. expressed support of the City participating in the Program.

Council Action: It was moved by Vice Mayor Isherwood, seconded by Councilmember Harrell, and unanimously carried to approve the item as presented.

11.2 Placing Public Improvement Loans on Tax Roll.

Recommended Action: Adopt a resolution placing costs associated with connection of existing improved properties to the City's water and/or wastewater systems, and/or the construction of sidewalks, gutters, pavement, driveways, and curbs on existing improved properties within the City on property tax rolls in installments.

Presented By: Chief Financial Officer Mark Roberts

Public Comment: The public hearing was opened at 8:04 p.m. Receiving no public comments, the public hearing was closed at 8:04 p.m.

Council Action: It was moved by Vice Mayor Isherwood, seconded by Councilmember Harrell, and unanimously carried to approve the item as presented.

12. GENERAL BUSINESS

12.1 Zumwalt Park Amphitheater Naming Rights Agreement.

Recommended Action: Approve the Zumwalt Park Amphitheater Naming Rights Agreement with Adventist Health Tulare and Authorize the City Manager to Execute the Agreement.

Presented By: City Manager Marc Mondell

Public Comment: There were no public comments.

Council Action: It was moved by Councilmember Mederos, seconded by Councilmember Sigala, and unanimously carried to approve the item as presented. Councilmember Harrell stated he abstained due to his connection with the Tulare Community Health & Hospital Foundation which supports the hospital.

12.2 Zumwalt Park Amphitheater Operator Agreement First Amendment.

Recommended Action: Approve and authorize the City Manager to execute the Zumwalt Park Amphitheater Operator Agreement First Amendment with Spade Entertainment.

Presented By: City Manager Marc Mondell

Public Comment: There were no public comments.

Council Action: Councilmember Sigala questioned reimbursement for police services provided as well as parking assistance costs. City Manager Marc Mondell advised that the City plans to provide parking assistance. He also advised the cost breakdown would be updated to include the fully anticipated police costs. Councilmember Mederos requested that the financial information for these types of contracts be provided ahead of time. It was moved by Councilmember Mederos, seconded by Councilmember Harrell, and unanimously carried to approve the item as presented.

12.3 Presentation of Proposed City Logos.

Recommended Action: Receive a presentation regarding the process for developing a new City logo and provide direction thereto.

Presented By: City Manager Marc Mondell; Ann Berchtold, Jaclyn Walian, and Aaron Ishaik from MIG

Public Comment: Jocelyn Limas provided her opinion on the four options presented stating she is drawn to option 4; Greg Garcia provided his opinion on the four options stating he likes option 4 providing that there may be too many elements included in the last two letters.

Council Action: Mayor Sayre stated she favored options 3 and 4. She added that the tagline in option 4 can use a stronger font and bolder lines. Councilmember Harrell stated he favored option 4, but also likes option 2 providing that he would like to see more vibrant colors in that option. Vice Mayor Isherwood stated he needs further time to look over the options to form an opinion. Councilmember Mederos stated option 1 is too old fashion; option 3 is too abstract; option 4 is Tulare, nothing more or less; and option 2 feels representative of the community. Councilmember Sigala stated option 1 is traditional and leaned toward options 3 and 4, with option 4 the one that really stands out capturing the City's values and diversity. The consultant will modify the presented options utilizing Council's feedback and bring back for review.

13. FUTURE AGENDA ITEMS

13.1 Name MLK Jr. Ave. and Blackstone St. Intersection in Memory of Leonard Long.

Recommended Action: Direct staff to add to a future agenda or take no action.

Submitted by: Councilmember Harrell

Council Action: This item was taken out of order and heard following Consent Calendar. Brad Allen addressed Council providing additional background information on his family member. It was the consensus of Council to direct staff to add this item to a future agenda.

13.2 Tulare Youth Commission.

Recommended Action: Direct staff to add to a future agenda or take no action.

Submitted by: Vice Mayor Isherwood

Council Action: It was the consensus of Council to direct staff to add this item to a future agenda.

14. STAFF UPDATES

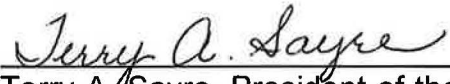
Staff provided updates on department activities.

15. ADJOURNMENT

A moment of silence was held in memory of Ruth Thomas, Mayor Sayre’s mother who recently passed away at the age of 101.

Seeing no further business to discuss, Mayor Sayre adjourned the regular meeting at 9:28 p.m.

These meeting minutes were approved by the Council on August 20, 2024.


Terry A. Sayre, President of the Council
and Ex-Officio Mayor

ATTEST:

Marc Mondell, City Clerk



By Melissa Hermann, Chief Deputy City Clerk

